

# THE FLORIDA BOARD OF OPTICIANRY

## ANNUAL REGULATORY PLAN 2017-18

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2017). The Plan covers the period beginning October 1, 2017 and ending September 30, 2018.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2017 Legislative Session which creates or modifies the duties or authority of the Board of Opticianry. §120.74(1)(a), Fla. Stat. (2017).

Law Enacted or Modified on or after Oct. 1, 2016	Florida Statute (modified or created)	Rule (impacted)	Must Agency Adopt Rules?	If Rulemaking Necessary, Notice of Development Published in Florida Administrative Register?	Expected Publication Date for Notice of Proposed Rulemaking	If Rulemaking Not Necessary, Explain
Ch 2017-41, Laws of Fla., Effective May 31, 2017	§456.0635, F.S.	64B12-9.0015, F.A.C. (Application for Examination and Licensure)	No			64B12-9.0015, F.A.C., may need to be amended if application forms need to be updated to reflect the change to F.S. 456.0635.  Section 456.0635(2), F.S., does not require an applicant for initial licensure to disclose an arrest or charge of a felony specified in paragraph (a) or (b) if it occurred before July 1, 2009.

**PART TWO**

**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Opticianry intends to implement through rulemaking by July 1, 2018 that are otherwise not covered pursuant to Part One of this Plan. This Part does not include emergency rulemaking or any other rulemaking that may become necessary that was not evident to the Board at the time of the submission of this plan. Additionally, the listing of a law to be implemented does not mean the rule will necessarily be adopted or effective by July 1, 2018. §120.74(1)(b), Fla. Stat. (2017).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B12-8.020, F.A.C. (Disciplinary Guidelines)	§456.072, F.S. §456.079, F.S. §484.014, F.S.	Simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary, or redundant rules
64B12-9.0015, F.A.C. (Application for Examination and Licensure)	§456.013, F.S. §456.017, F.S. §456.0635, F.S. §456.072, F.S. §484.002, F.S. §484.007, F.S. §484.014(2), F.S.	Update application questions, if necessary, and to provide effective date of form if appropriate.

<p>64B12-15.001, F.A.C. (Continuing Education for License Renewal)</p>	<p>§456.013(8), F.S. §484.008(3), F.S.</p>	<p>Simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary, or redundant rules</p>
<p>64B12-16.003, F.A.C. (Apprenticeship Requirements and Training Program)</p>	<p>§456.0635, F.S. §484.002, F.S. §484.007(1)(d)4, F.S.</p>	<p>Simplify, clarify, increase efficiency, improve coordination with other agencies, reduce regulatory costs, or delete obsolete, unnecessary, or redundant rules</p>

**PART THREE**  
**UPDATES TO PRIOR YEAR'S PLAN**

Part Three of the Plan address whether there are any updates to the prior year's regulatory plan. §120.74(1)(c), Fla. Stat. (2017).

- There are not any updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2017)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Opticianry regularly reviews all of its rules to determine if the rules remain consistent with the Board's rulemaking authority and the laws being implemented, with the most comprehensive enhanced review having been completed on the 13th day of September, 2017 with continuing board review through September 13, 2017.

/s/ Byron D. Shannon  
Byron D. Shannon  
Chair of the Board of Opticianry

Tom Barnhart  
Tom Barnhart  
Special Counsel to the Board of Opticianry

September 13, 2017  
Date Signed

September 13, 2017  
Date Signed