

# THE FLORIDA BOARD OF OPTOMETRY

## ANNUAL REGULATORY PLAN 2019-2020.

This Annual Regulatory Plan is being filed and published pursuant to section 120.74, *Florida Statutes* (2019). The Plan covers the period beginning October 1, 2019 and ending September 30, 2020.

### PART ONE LAWS ENACTED OR AMENDED

Part One of the Plan addresses each law enacted or amended during the 2019 Legislative Session which creates or modifies the duties or authority of the Board of Optometry. §120.74(1)(a), Fla. Stat. (2019).

Law Enacted or Modified on or after Oct. 1, 2018	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
2019-70, Laws of Florida	§§456.077; 456.072; 464.018	64B13-15.009	Yes	No	10/20/19	
2019-137, Laws of Florida	§456.47		No	N/A	N/A	
2019-112, Laws of Florida			No	N/A	N/A	

**PART TWO**  
**LAWS EXPECTED TO BE IMPLEMENTED THROUGH RULEMAKING**

Part Two of this plan addresses those laws which the Board of Optometry intends to implement through rulemaking by July 1, 2020 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, 2020. §120.74(1)(b), Fla. Stat. (2019).

<b>Rule Number And Title</b>	<b>Law Expected to Be Implemented Through Rulemaking</b>	<b>Intent of Rulemaking</b>
64B13-4.004 Manner of Application; Approved Schools or Colleges	§§456.013; 456.0635; 463.002; 463.006	Update application form
64B13-4.007 Optometric Faculty Certificate	§463.0057	Update application forms
64B13-10.001 Application for Certification	§§463.013; 456.025; 456.0635; 463.002; 463.006	Update application form
64B13-15.003 Range of Penalties for Administrative Violations	§464.079	Revise disciplinary guidelines
64B13-15.004 Range of Penalties for Patient Care Violations	§456.079	Revise disciplinary guidelines

64B13-15.005 Designation of Administrative Violations; Major; Minor	§§456.079; 465.0276	Revise disciplinary guidelines
64B13-15.006 Designation of Patient Care Violations; Major; Minor	§§456.079; 465.0276	Update disciplinary penalties
64B13-15.009 Citations	§456.077	Add/delete violations for which citations may be issued
64B13-18.002 Formulary of Topical Ocular Pharmaceutical Agents	§463.0055	Add/delete topical pharmaceuticals agents

**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. (2019).

- There are no updates to the prior year's annual regulatory plan.

**PART FOUR**  
**CERTIFICATION PURSUANT TO §120.74(1)(d), Fla. Stat. (2019)**

The undersigned hereby certify that they have reviewed this Annual Regulatory Plan and that the Board of Optometry 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 17th day of July 2019, through June 2019.

/s/ Stuart I. Kaplan, O.D.  
Electronic Signature  
Stuart I. Kaplan, O.D.  
Chair of the Board of Optometry

September 9, 2019  
Date Signed

/s/ Deborah Bartholow Loucks  
Electronic Signature  
Deborah Bartholow Loucks  
Senior Assistant Attorney General  
Counsel to the Board of Nursing

September 9, 2019  
Date Signed