

1.1 Senator ..... moves to amend the delete-everything amendment (SCS2995A-2)  
1.2 to S.F. No. 2995 as follows:

1.3 Page 225, after line 31, insert:

1.4 "Sec. 5. Minnesota Statutes 2022, section 148.53, is amended to read:

1.5 **148.53 POWERS OF BOARD.**

1.6 (a) The state Board of Optometry shall have the power to make any rules and to do any  
1.7 and all things not inconsistent with law which it may deem necessary or expedient for the  
1.8 effective enforcement of sections 148.52 to 148.62 or for the full and efficient performance  
1.9 of its duties thereunder.

1.10 (b) The Board of Optometry shall establish the scope of practice for optometrists licensed  
1.11 under sections 148.52 to 148.62 in accordance with this section. The scope of practice must  
1.12 ensure that a licensed optometrist may practice to the highest level of medical eye care. The  
1.13 board shall not include any practice within the scope that exceeds an optometrist's education  
1.14 and training.

1.15 Sec. 6. Minnesota Statutes 2022, section 148.56, subdivision 2, is amended to read:

1.16 Subd. 2. **Unlawful practices.** It shall be unlawful for any person who is not licensed as  
1.17 an optometrist in this state to:

1.18 (1) perform any of the actions contained in ~~subdivision 1~~ the scope of practice for  
1.19 optometrists established by the board in rule;

1.20 (2) fit, sell, or dispose of, or to take, receive, or solicit any order for the fitting, sale, or  
1.21 disposition of, any spectacles, eye glasses, or lenses for the correction of vision in any place  
1.22 within the state other than an established place of business where spectacles, eye glasses,  
1.23 or lenses are commonly sold and dealt in; or

1.24 (3) sell or dispose of, at retail, any spectacles, eye glasses, or lenses for the correction  
1.25 of vision in any established place of business or elsewhere in this state except under the  
1.26 supervision, direction, and authority of a duly licensed optometrist who holds a certificate  
1.27 under sections 148.52 to 148.62, and is in charge of and in personal attendance at the booth,  
1.28 counter, or place where such articles are sold or disposed of.

1.29 **EFFECTIVE DATE.** This section is effective the day the scope of practice rules under  
1.30 Minnesota Statutes, section 148.53, paragraph (b), are effective. The Board of Optometry

2.1 shall notify the revisor of statutes when the scope of practice rules under Minnesota Statutes,  
2.2 section 148.53, paragraph (b), are effective.

2.3 Sec. 7. Minnesota Statutes 2022, section 148.574, is amended to read:

2.4 **148.574 PROHIBITIONS RELATING TO LEGEND DRUGS.**

2.5 Notwithstanding sections 151.37 and 152.12, an optometrist is prohibited from dispensing  
2.6 legend drugs at retail, unless the legend drug is within the scope ~~designated in section 148.56,~~  
2.7 ~~subdivision 1~~ of practice for optometrists established by the board in rule, and is administered  
2.8 to the eye through an ophthalmic good as defined in section 145.711, subdivision 4.

2.9 **EFFECTIVE DATE.** This section is effective the day the scope of practice rules under  
2.10 Minnesota Statutes, section 148.53, paragraph (b), are effective. The Board of Optometry  
2.11 shall notify the revisor of statutes when the scope of practice rules under Minnesota Statutes,  
2.12 section 148.53, paragraph (b), are effective."

2.13 Page 250, after line 2, insert:

2.14 "Sec. 22. **REPEALER.**

2.15 Minnesota Statutes 2022, section 148.56, subdivision 1, is repealed effective the day  
2.16 the scope of practice rules under Minnesota Statutes, section 148.53, paragraph (b), are  
2.17 effective. The Board of Optometry shall notify the revisor of statutes when the scope of  
2.18 practice rules under Minnesota Statutes, section 148.53, paragraph (b), are effective."

2.19 Renumber the sections in sequence and correct the internal references

2.20 Amend the title accordingly