

ACCEPTED 6/14/23
OFFICE OF ADMINISTRATIVE RULES
OKLAHOMA SECRETARY OF STATE
DOCKET# 23-522 OAR/cert CN

**TITLE 310. OKLAHOMA STATE DEPARTMENT OF HEALTH
CHAPTER 531. VISION SCREENING**

RULEMAKING ACTION:

PERMANENT final adoption

RULES:

Subchapter 5. Vision Screening Standards for Children
310:531-5-3 [AMENDED]
310:531-5-5 [AMENDED]
310:531-5-6 [AMENDED]
310:531-5-7 [AMENDED]

AUTHORITY:

Commissioner of the Oklahoma State Department of Health; 63 O.S. § 1-104; 70 O.S. § 1210.284

SUBMISSION OF PROPOSED RULES TO GOVERNOR AND CABINET SECRETARY:

October 17, 2022

COMMENT PERIOD:

November 15, 2022 through December 15, 2022

PUBLIC HEARING:

December 15, 2022

ADOPTION:

January 25, 2023

SUBMISSION OF ADOPTED RULES TO GOVERNOR AND LEGISLATURE:

January 25, 2023

LEGISLATIVE APPROVAL:

Approved May 31, 2023 by SJR 22

FINAL ADOPTION:

May 31, 2023

EFFECTIVE:

September 11, 2023

SUPERSEDED EMERGENCY ACTIONS:

n/a

INCORPORATIONS BY REFERENCE:

n/a

GIST/ANALYSIS:

The purpose of the rule change is to align and comply with HB 3823, which was effective November 1, 2022. This change exempts licensed optometrists and ophthalmologists from participating in vision screening standards and trainers training, required for all other trained screeners/trainers assisting with the state mandated vision screening for K, 1st and 3rd graders. The change also exempts licensed optometrists and ophthalmologists from being placed on the state screeners registry managed by OSDH/MCH.

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PURSUANT TO THE ACTIONS DESCRIBED HEREIN, THE FOLLOWING RULES ARE CONSIDERED FINALLY ADOPTED AS SET FORTH IN 75 O.S., SECTIONS 250.3(7) AND 308(E), WITH AN EFFECTIVE DATE OF SEPTEMBER 11, 2023:

SUBCHAPTER 5. VISION SCREENING STANDARDS FOR CHILDREN

310:531-5-3. Approval of vision screening providers

(a) In order to become an approved vision screening provider, an individual must make application to the Department and include documentation of successful completion of training conducted by an approved trainer using an approved training curriculum that includes the following:

- (1) common eye problems;
- (2) the screening process;
- (3) required screening tools;
- (4) screening special populations; and,
- (5) basic anatomy and physiology of the eye.

(b) The Department will review and approve vision screening providers.

(c) The vision screening provider approval will be valid from the date of approval by the Department and ends three years from the most recently approved training.

(d) All approved vision screening providers will be added to the statewide registry on the Internet website maintained by the Department.

(e) Oklahoma licensed optometrists and ophthalmologists are exempt from the application and successful completion of vision screening standards training by an approved trainer, and are exempt from being placed on the approved vision screeners registry managed by the Department.

~~(f)~~ (f) Unless otherwise provided by law, no person shall engage in vision screening as provided in 70 O.S. § 1210.284 without first being listed on the vision screening registry maintained by the Department.

310:531-5-5. Re-approval of vision screening providers

A vision screening provider may renew his or her status by submitting documentation of completion of training, conducted by an approved trainer, using an approved curricula, prior to the end of his or her third year. Oklahoma licensed optometrists and ophthalmologists are exempt from the application and successful completion of vision screening standards training by an approved trainer, and are exempt from being placed on the approved vision screeners registry managed by the Department.

310:531-5-6. Approval of vision screening trainers

(a) In order to become an approved vision screening trainer an individual must be an approved vision screening provider and make application to the Department and include documentation of successful completion of training conducted by an approved trainer using an approved training curriculum that includes the following:

- (1) common eye problems;
- (2) the screening process;
- (3) required screening tools;
- (4) screening special populations;
- (5) basic anatomy and physiology of the eye; and,
- (6) techniques for effective training of vision screening providers.

(b) The applicant must provide to the Department documentation of successful completion of training, which is administered by a trainer approved by the Department using a training curriculum for trainers approved by the Department.

(c) The Department will review and approve vision screening trainers and the approved curricula used for training vision screening providers. The approval of a vision screening trainer ends three years from the most recent approval.

(d) Oklahoma licensed optometrists and ophthalmologists are exempt from the application and successful completion of vision screening standards training by an approved trainer, and are exempt from being placed on the approved vision screeners registry managed by the Department.

310:531-5-7. Re-approval of vision screening trainers

A vision screening trainer may renew his or her status by submitting documentation of completion of an approved training, conducted by an approved trainer, using an approved curricula, prior to the end of his or her third year. Oklahoma licensed optometrists and ophthalmologists are exempt from the application and successful completion of vision screening standards training by an approved trainer, and are exempt from being placed on the approved vision screeners registry managed by the Department.