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INDEPENDENT REGULATORY REVIEW COMMISSION
333 MARKET STREET, 14TH FLOOR, HARRISBURG, PA 17101

April 28, 2005

Steven J. Reto, O.D., Chairman
State Board of Optometry
2601 North 3rd Street
Harrisburg, PA 17110

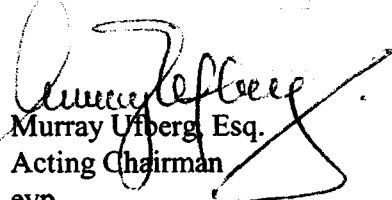
Re: Regulation #16A-528 (IRRC #2323)
State Board of Optometry
General Revisions

Dear Chairman Reto:

The Independent Regulatory Review Commission approved the subject regulation today. Our Order is enclosed and will be available on our website at www.irc.state.pa.us.

We appreciate the joint effort that went into producing a regulation that meets the criteria and intent of the Regulatory Review Act.

Sincerely,



Murray Ufberg Esq.
Acting Chairman

evp

Enclosure

cc: Honorable Thomas P. Gannon, Majority Chairman, House Professional Licensure Committee
Honorable William W. Rieger, Democratic Chairman, House Professional Licensure Committee
Honorable Robert M. Tomlinson, Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Lisa M. Boscola, Minority Chairman, Senate Consumer Protection and Professional Licensure Committee
Honorable Pedro A. Cortes, Secretary, Department of State

**INDEPENDENT REGULATORY REVIEW COMMISSION
APPROVAL ORDER**

Commissioners Voting:

Public Meeting Held April 28, 2005

Murray Ufberg, Esq., Acting Chairman
Alvin C. Bush, Vice Chairman, by Phone
Daniel F. Clark, Esq.
Arthur Coccodrilli

Regulation No. 16A-528
State Board of Optometry
General Revisions

On February 12, 2003, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Optometry (Board). This rulemaking amends 49 Pa. Code Chapter 23. The proposed regulation was published in the March 1, 2003 *Pennsylvania Bulletin* with a 30-day public comment period. A final-form regulation was submitted to the Commission on October 1, 2004. On October 15, 2004, the Board withdrew that final-form regulation. On March 24, 2005, the Board resubmitted the final-form regulation.

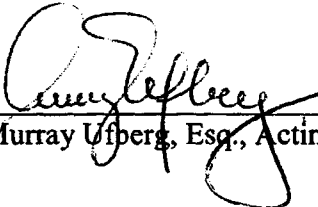
This regulation establishes the means and methods for the examination, diagnosis and treatment of conditions of the visual system. It also updates requirements related to practice location, equipment and the filling of prescriptions.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 244.3(a)(2.1), 244.3(a)(3), 244.3(b)(9) and 244.3(b)(14)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

BY ORDER OF THE COMMISSION:

This regulation is approved.




Murray Ufberg, Esq., Acting Chairman