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**INDEPENDENT REGULATORY REVIEW COMMISSION
COMMONWEALTH OF PENNSYLVANIA
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(717) 783-5417
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April 30, 2003

Steven J. Reto, O.D., Chairman
State Board of Optometry
116 Pine Street
Harrisburg, PA 17105

Re: Regulation #16A-529 (IRRC #2324)
State Board of Optometry
Continuing Education

Dear Chairman Reto:

Enclosed are the Commission's Comments for consideration when you prepare the final version of this regulation. These Comments are not a formal approval or disapproval of the regulation. However, they specify the regulatory review criteria that have not been met.

The Comments will be available on our website at www.irrc.state.pa.us. If you would like to discuss them, please contact my office at 783-5417.

Sincerely,

Robert E. Nyce
Executive Director

evp

Enclosure

cc: Honorable Mario J. Civera, Jr., 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, Acting Secretary, Department of State

Comments of the Independent Regulatory Review Commission

on

State Board of Optometry Regulation No. 16A-529

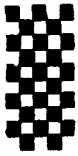
Continuing Education

April 30, 2003

We submit for your consideration the following Comment that includes a reference to the criterion in the Regulatory Review Act (71 P.S. § 745.5b) which has not been met. The State Board of Optometry must respond to this Comment when it submits the final-form regulation. If the final-form regulation is not delivered within two years of the close of the public comment period, the regulation will be deemed withdrawn.

Section 23.83. Continuing education subject matter. - Clarity.

The first sentence of Subsection (b) relates to the title of Section 23.83 *Continuing education subject matter* and is appropriately placed. However, the remainder of Subsection (b) relates to course approval, course numbers and reevaluation. These provisions would be more appropriately placed in Section 23.84 *Provider and program registration* or Section 23.87 *Reporting of continuing education credit hours*.



INDEPENDENT REGULATORY REVIEW COMMISSION

To: Suzanne Hoy
Agency: Department of State
Licensing Boards and Commissions
Phone: 7-2628
Fax: 7-0251

From: Kristine M. Shomper
Administrative Officer
Company: Independent Regulatory Review
Commission
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Date: April 30, 2003
of Pages: 3

Comments: We are submitting the Independent Regulatory Review Commission's comments on the State Board of Optometry's regulation #16A-529 (#2324). Upon receipt, please sign below and return to me immediately at our fax number 783-2664. We have sent the original through interdepartmental mail. You should expect delivery in a few days. Thank you.

Accepted by: Suzanne Hoy Date: 4/30/03