



Rep. Dan Reitz

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09700HB1494ham001

LRB097 05137 CEL 52133 a

1 AMENDMENT TO HOUSE BILL 1494

2 AMENDMENT NO. _____. Amend House Bill 1494 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Illinois Optometric Practice Act of 1987 is
5 amended by changing Section 15.1 as follows:

6 (225 ILCS 80/15.1)

7 (Section scheduled to be repealed on January 1, 2017)

8 Sec. 15.1. Diagnostic and therapeutic authority.

9 (a) For purposes of the Act, "ocular pharmaceutical agents"
10 means topical anesthetics, topical mydriatics, topical
11 cycloplegics, topical miotics and mydriatic reversing agents,
12 anti-infective agents, anti-allergy agents, anti-glaucoma
13 agents (except oral carbonic anhydrase inhibitors, which may be
14 prescribed only in a quantity sufficient to provide treatment
15 for up to 72 hours), anti-inflammatory agents (except oral
16 steroids), over-the-counter agents, ~~and~~ analgesic agents,

1 anti-dry eye agents, and agents for the treatment of
2 hypotrichosis.

3 (a-3) In addition to ocular pharmaceutical agents that fall
4 within the categories set forth in subsection (a) of this
5 Section, the Board may add a pharmaceutical agent approved by
6 the FDA or category of agents for the purpose of the diagnosis
7 or treatment of conditions of the eye and adnexa after
8 consideration of the agent's systemic effects, side effects,
9 and the use of the agent within the practice of optometry. The
10 Board shall consider requests for additional agents within 60
11 days after the receipt of the request.

12 Within 30 days after the Board's approval of a
13 pharmaceutical agent or category of agents, the Department
14 shall adopt rules necessary to allow for the prescribing or
15 administering of the pharmaceutical agent or category of agents
16 under this Act through the use of emergency rulemaking in
17 accordance with Section 5-45 of the Illinois Administrative
18 Procedure Act. For purposes of that Act, the General Assembly
19 finds that the adoption of rules to implement this subsection
20 (a-3) is deemed an emergency and necessary for the public
21 interest, safety, and welfare.

22 (a-5) Ocular pharmaceutical agents administered by
23 injection may be used only for the treatment of anaphylaxis.

24 (a-10) Oral pharmaceutical agents may be prescribed for a
25 child under 5 years of age only in consultation with a
26 physician licensed to practice medicine in all its branches.

1 (a-15) The authority to prescribe a Schedule III, IV, or V
2 controlled substance shall include only analgesic agents in a
3 quantity sufficient to provide treatment for up to 72 hours.
4 The prescription of a Schedule II controlled substance is
5 prohibited.

6 (b) A licensed optometrist may remove superficial foreign
7 bodies from the human eye and adnexa and may give orders for
8 patient care to a nurse licensed to practice under Illinois
9 law.

10 (c) An optometrist's license shall be revoked or suspended
11 by the Department upon recommendation of the Board based upon
12 either of the following causes:

13 (1) grave or repeated misuse of any ocular
14 pharmaceutical agent; and

15 (2) the use of any agent or procedure in the course of
16 optometric practice by an optometrist not properly
17 authorized under this Act.

18 (d) The Secretary of Financial and Professional Regulation
19 shall notify the Director of Public Health as to the categories
20 of ocular pharmaceutical agents permitted for use by an
21 optometrist. The Director of Public Health shall in turn notify
22 every licensed pharmacist in the State of the categories of
23 ocular pharmaceutical agents that can be utilized and
24 prescribed by an optometrist.

25 (Source: P.A. 94-787, eff. 5-19-06; 95-242, eff. 1-1-08.)".

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.".