
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 627 Session of
2017

INTRODUCED BY MURT, D. COSTA AND McNEILL, FEBRUARY 24, 2017

REFERRED TO COMMITTEE ON PROFESSIONAL LICENSURE,
FEBRUARY 24, 2017

AN ACT

1 Relating to the practice of opticianry and contact lens fitting;
2 requiring licensing of opticians and contact lens
3 technicians; providing for duties of the State Board of
4 Optometry and for enforcement; and imposing penalties.

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13 The General Assembly of the Commonwealth of Pennsylvania
14 hereby enacts as follows:

15 CHAPTER 1

16 PRELIMINARY PROVISIONS

17 Section 101. Short title.

18 This act shall be known and may be cited as the Opticians and
19 Contact Lens Technicians Licensing Act.

20 Section 102. Purpose of act.

21 It is the purpose of this act to provide for the regulation
22 of individuals in the practice of opticianry and contact lens
23 fitting in order to safeguard public health, safety and welfare
24 and to protect the public by assuring that individuals engaged
25 in the practice of opticianry and contact lens fitting meet
26 minimum standards of competence.

27 Section 103. Definitions.

28 The following words and phrases when used in this act shall
29 have the meanings given to them in this section unless the
30 context clearly indicates otherwise:

1 "Apprentice." An individual who holds a certificate of
2 apprenticeship issued in accordance with this act.

3 "Board." The State Board of Optometry.

4 "Contact lens technician." An individual licensed in
5 accordance with this act who fits an appropriate contact lens
6 for a specific intended wearer and completely assists the wearer
7 in the use of the contact lens.

8 "Fitting of contact lenses." A procedure in which a contact
9 lens is placed upon the eye of a wearer and the lens-cornea
10 relationship is evaluated with the use of a biomicroscope or
11 slit-lamp.

12 "Licensee." An individual licensed by the board as an
13 optician or contact lens technician under this act.

14 "Optician." An individual licensed in accordance with this
15 act to engage in the practice of opticianry.

16 "Practice of opticianry." As follows:

17 (1) The practice of:

18 (i) filling prescriptions of licensed physicians or
19 optometrists for ophthalmic lenses;

20 (ii) interpreting prescriptions for ophthalmic
21 lenses and taking measurements to determine size and
22 shape of lenses, frames or lens forms best suited to the
23 wearer's needs;

24 (iii) providing duplicate or replacement lenses
25 without prescription;

26 (iv) repairing and reproducing previously prepared
27 ophthalmic lenses and frames without prescription;

28 (v) preparing and delivering work orders to
29 technicians engaged in grinding lenses and fabricating
30 eyewear;

1 (vi) verifying the accuracy of ophthalmic lenses;
2 and
3 (vii) adjusting and dispensing lenses, specially
4 fabricated optical devices, frames and appurtenances
5 thereof to the intended wearer.

6 (2) The practice of opticianry does not include the
7 fitting of contact lenses.

8 "Prescription." A written or oral direction from a licensed
9 physician or optometrist for lenses, consisting of the
10 refractive power and, when necessary, the vertex distance,
11 cylinder axis and prism. A prescription for contact lenses shall
12 also specifically indicate approval for contact lens fitting.
13 The neutralization of a spectacle lens shall not constitute a
14 prescription for contact lenses.

15 "Supervision." The direction and control of work through
16 personal inspection and evaluation of work and the provision of
17 consultation and instruction as may be needed.

18 CHAPTER 3

19 LICENSING

20 Section 301. Powers and duties of board.

21 (a) Reviewing applications.--The board shall pass upon the
22 qualifications of applicants for licensure, insure the conduct
23 of examinations and issue and renew licenses to opticians or
24 contact lens technicians who qualify under this act.

25 (b) Disciplinary actions.--The board may revoke, suspend,
26 limit, refuse to issue or otherwise restrict a license of an
27 optician or contact lens technician under this act, conduct
28 investigations, including the power to issue subpoenas and hold
29 hearings upon written charges indicating violation of this act
30 or of regulations promulgated under this act.

1 (c) Maintaining records.--The board shall maintain a record
2 listing the name of each licensee and the last known place of
3 business, the last known place of residence and the date and
4 number of the license of the licensee. The listing shall be
5 subject to the act of February 14, 2008 (P.L.6, No.3), known as
6 the Right-to-Know Law.

7 (d) Promulgating rules and regulations.--The board may
8 promulgate rules and regulations not inconsistent with law which
9 it deems necessary for the performance of its duties and the
10 proper administration of this act.

11 Section 302. License required.

12 (a) General rule.--It shall be unlawful, beginning two years
13 from the effective date of this section, for an individual to
14 engage in the practice of opticianry or the fitting of contact
15 lenses or to offer or attempt to do so or to hold himself out to
16 the public by any title or description of services incorporating
17 the words "optician," "contact lens technician," "opticianry" or
18 "the fitting of contact lenses," without first obtaining a
19 license under this act.

20 (b) Limitation on grant of license.--The licensure of
21 opticians or contact lens technicians shall extend only to
22 individuals. A license shall not be issued to a partnership,
23 unincorporated association, corporation or similar business
24 organization.

25 (c) Contact lens technicians.--Those individuals listed by
26 the State Board of Optometry under section 6(h)(5) of the act of
27 June 6, 1980 (P.L.197, No.57), known as the Optometric Practice
28 and Licensure Act, shall be subject to licensure as contact lens
29 technicians under this act.

30 Section 303. Individuals and practices not affected.

1 This act shall not be construed to prevent or restrict:

2 (1) An individual licensed in this Commonwealth in
3 accordance with the provisions of another law of this
4 Commonwealth from engaging in the profession or occupation
5 for which licensed. Licensed individuals may employ
6 unlicensed individuals to provide contact lens services,
7 except those services which require licensure under this act,
8 under the direct, personal supervision and control of the
9 licensed individual within the standards of the profession of
10 the licensed individual.

11 (2) The sale or manufacture of ready-to-wear eyeglasses,
12 which sale or manufacturing is specifically excluded from
13 this act.

14 (3) An individual pursuing a course of study leading to
15 a degree or certificate in opticianry or contact lens fitting
16 in an accredited and approved educational program if the
17 activities and services are part of a supervised course of
18 study, and the individual is designated by a title which
19 clearly indicates the status of student or trainee and not
20 optician or contact lens technician.

21 (4) An individual fulfilling the apprenticeship
22 requirements of this act if the activities and services
23 constitute a part of the apprenticeship necessary to meet the
24 requirements of the apprenticeship program.

25 (5) An individual, firm or corporation from employing
26 individuals licensed under this act to engage in the practice
27 of opticianry or the fitting of contact lenses.

28 Section 304. Requirements for licensure.

29 (a) General rule.--Upon timely filing an application with
30 the board on forms approved by the board and payment of an

1 examination fee determined by the board, an individual desiring
2 to qualify for licensing as an optician or as a contact lens
3 technician shall be permitted to take an examination for
4 licensing if the individual submits with the application
5 evidence satisfactory to the board that:

6 (1) The individual is a citizen of the United States or
7 has applied for citizenship.

8 (2) The individual is 18 years of age or older.

9 (3) The individual is of good moral character.

10 (4) The individual is a graduate of an accredited high
11 school or has completed the full equivalent of a grammar
12 school and a four-year high school course.

13 (5) In the case of an applicant for licensing as an
14 optician, the individual has had at least two years of
15 practical training and experience in opticianry immediately
16 prior to the end of one year from the effective date of this
17 act, has completed an apprenticeship in accordance with
18 section 309 or has successfully completed the prescribed
19 course in opticianry for opticians in a college, university
20 or other institution of learning, which course shall have
21 been accredited by an accrediting agency recognized and
22 approved by the United States Department of Education and
23 officially approved by the board.

24 (6) In the case of an applicant for licensing as a
25 contact lens technician, the individual has successfully
26 completed the prescribed course of study for an associate's
27 degree in ophthalmic sciences in a college, university or
28 other institution of learning, which course shall have been
29 accredited by an accrediting agency recognized and approved
30 by the United States Department of Education and officially

1 approved by the board. The course shall include clinical
2 training covering the competencies required in fitting,
3 adapting and dispensing of contact lenses and shall include
4 at least nine credit hours in contact lens courses. The board
5 may require a more extensive course of study.

6 (b) Exception.--The board shall grant a contact lens
7 technician license to those individuals listed by the State
8 Board of Optometry under section 6(h)(5) of the act of June 6,
9 1980 (P.L.197, No.57), known as the Optometric Practice and
10 Licensure Act, upon completion of the application form and
11 payment of the applicable fee.

12 Section 305. Examinations.

13 (a) Administration.--Examinations for licensing shall be
14 conducted at least twice a year, and at other times the board
15 may determine as necessary, at the times and places the board
16 determines. The examination shall be prepared and administered
17 by a qualified and approved professional testing organization in
18 accordance with section 812.1 of the act of April 9, 1929
19 (P.L.177, No.175), known as The Administrative Code of 1929.

20 (b) Substance of optician examination.--The optician
21 examination shall be in written form and confined to the
22 knowledge that is essential to practice as an optician. The
23 examination, at a minimum, shall demonstrate an applicant's
24 proficiency in the following subjects:

- 25 (1) Prescription interpretation and analysis.
- 26 (2) Fitting, design and dispensing of eyeglass lenses,
27 frames and accessories.
- 28 (3) The use of standard ophthalmic equipment.
- 29 (4) The taking of pupillary and facial measurements.
- 30 (5) Administrative recordkeeping.

1 (6) Professional and ethical conduct.

2 (c) Substance of contact lens technician examination.--The
3 contact lens technician examination shall include both written
4 and practical portions and shall be confined to the knowledge
5 that is essential to practice as a contact lens technician. The
6 examination, at a minimum, shall demonstrate an applicant's
7 proficiency in the following subjects:

8 (1) Prefit evaluation.

9 (2) Prescription interpretation and analysis.

10 (3) Use of instrumentation consistent with contact lens
11 fitting.

12 (4) Determination of lens type and design of contact
13 lens specifications.

14 (5) Instructions on application and care of lenses.

15 (6) Follow-up procedures.

16 (7) Practice management.

17 (8) Professional and ethical conduct.

18 Section 306. Waiver of examination requirements.

19 (a) Requirements to waive optician examination.--The board
20 shall waive the optician examination requirement and grant an
21 optician license to any applicant who meets any one of the
22 following:

23 (1) Is currently licensed to practice opticianry in
24 another state if the state's qualifications are equivalent to
25 those qualifications required in this Commonwealth and if
26 that state offers similar privileges to licensees of the
27 board.

28 (2) Holds a currently valid certificate as a certified
29 optician from the American Board of Opticianry on the
30 effective date of this act.

1 (3) Has been engaged in the practice of opticianry for a
2 period of three years immediately prior to the effective date
3 of this act.

4 (b) Requirements to waive contact lens technician
5 examination.--The board shall waive the contact lens examination
6 requirement and grant a contact lens technician license to any
7 applicant who, within three months of the effective date of this
8 act, meets one of the following criteria:

9 (1) Is currently licensed to fit contact lenses in
10 another state if that state's qualifications are equivalent
11 to those qualifications required in this Commonwealth and if
12 that state offers similar privileges to licensees of the
13 board.

14 (2) Is currently certified by the National Contact Lens
15 Examiners on the effective date of this act.

16 Section 307. Licenses.

17 Each applicant who successfully completes the examination for
18 licensing as an optician or a contact lens technician, or who is
19 exempt from either examination in accordance with section 306,
20 shall, upon payment of the required fee established by the
21 board, receive a license as an optician or as a contact lens
22 technician, as the case may be, from the board.

23 Section 308. Renewal of license and continuing education.

24 (a) Application.--A license as an optician or as a contact
25 lens technician shall be subject to renewal every two years. A
26 license shall expire unless the licensee submits an application
27 for renewal in the manner prescribed by the board.

28 (b) Continuing education.--An application for license
29 renewal shall be accompanied by a renewal fee and evidence that
30 the applicant has, during the preceding two-year period,

1 completed continuing education as follows:

2 (1) An optician must complete eight hours of continuing
3 education in opticianry approved by the board.

4 (2) A contact lens technician must complete 12 hours of
5 continuing education in contact lens fitting approved by the
6 board.

7 (3) An individual who is licensed both as an optician
8 and as a contact lens technician must complete 12 hours of
9 continuing education in contact lens fitting approved by the
10 board and four hours of continuing education in opticianry
11 approved by the board.

12 (4) No credit shall be given for courses in office
13 management or sales.

14 Section 309. Apprentices and other ancillary personnel.

15 (a) Employment of apprentices.--An individual licensed as an
16 optician may utilize an apprentice to engage in opticianry when
17 the apprentice is under the direct supervision of and at the
18 same location where the optician dispenses, but no optician may
19 supervise more than two apprentices. Apprentices may be employed
20 upon the issuance of a certificate of apprenticeship by the
21 board.

22 (b) Application.--An application for a certificate of
23 apprenticeship shall be made to the board in writing upon forms
24 provided by the board and shall contain information as the board
25 requires.

26 (c) Term.--A certificate shall be issued for a maximum of
27 two years.

28 (d) Examination.--Upon completion of the two-year
29 apprenticeship, which shall include a minimum of 2,000 hours of
30 employment during the apprenticeship, the apprentice shall sit

1 for the first scheduled licensing examination except for reasons
2 of health or hardship. If the apprentice fails the examination,
3 the apprentice may sit for the next scheduled licensing
4 examination. If the apprentice is unsuccessful in passing three
5 consecutive examinations, the apprentice shall return the
6 certificate of the apprenticeship. While the apprentice is
7 waiting to take a licensing examination, the apprentice's
8 certificate shall remain in effect. An individual shall only be
9 permitted to obtain another certificate of apprenticeship under
10 exceptional circumstances approved by the board.

11 (e) Rules and regulations.--The board shall promulgate rules
12 and regulations to ensure that the apprentice is tested
13 periodically as to the progress of the apprentice.

14 (f) Ancillary personnel.--Licensees may employ other
15 ancillary personnel to assist in fashion consulting, to perform
16 clerical and office duties, to assist in making minor repairs
17 and to perform laboratory work. Ancillary personnel need not be
18 registered as apprentices.

19 Section 310. Required procedures.

20 (a) Duplicated lenses.--Subsequent to the completion of
21 contact lens fitting and evaluation of the fit by a licensed
22 physician or optometrist, contact lenses may be duplicated and
23 dispensed by a contact lens technician. The specifications of
24 the duplicated contact lenses shall be obtained from the
25 original fitter, physician or optometrist and may not be
26 determined by measurement of the contact lens or from parameters
27 listed on contact lens packaging.

28 (b) Duty to inform.--The contact lens technician shall
29 inform each individual for whom the technician fits any form or
30 kind of contact lens that the wearer should return to the

1 prescribing physician or optometrist for a final evaluation of
2 the fit of the contact lens. Each wearer shall be provided with
3 a form in accordance with this subsection and shall also be
4 informed orally that the wearer should return to the prescribing
5 practitioner. The form shall be signed and dated by the contact
6 lens wearer, who shall receive a copy of the form. The form
7 shall include the following statement:

8 I have been advised that I should return to my physician
9 or optometrist for a final evaluation of the fit of my
10 contact lenses within three months of their delivery to
11 me.

12 (Signature) (Date)

13 The contact lens technician shall retain a copy of the form for
14 two years.

15 (c) Prescriptions.--

16 (1) A physician or optometrist shall provide to the
17 patient, at no charge, a copy of the patient's prescription
18 immediately after a refraction.

19 (2) A physician or optometrist shall provide an
20 individual upon whom the physician or optometrist previously
21 performed a refraction with a copy of the prescription, at no
22 charge, upon the patient's request.

23 (3) An oral or telephonically transmitted prescription
24 shall be documented in the files of the optician or the
25 contact lens technician.

26 (d) Additional requirements.--The following apply:

27 (1) The fitting of contact lenses must be based on a
28 prescription of a licensed physician or optometrist.

29 (2) The wearer must be informed, in accordance with
30 subsection (b), to return to the prescribing physician or

1 optometrist for periodic evaluation during the fit whenever
2 the contact lens technician believes professional judgment is
3 needed, but at intervals not to exceed three months.

4 (3) No individual licensed under this act shall fill a
5 prescription or dispense contact lenses unless the
6 prescribing physician or optometrist specifies that the
7 prescriber intends it to be for contact lenses.

8 (4) No individual licensed in accordance with this act
9 shall fill a prescription beyond an expiration date specified
10 by the prescribing physician or optometrist.

11 CHAPTER 5

12 ENFORCEMENT

13 Section 501. Causes for denial, suspension or revocation of
14 license.

15 (a) General rule.--The board may deny, suspend, revoke,
16 limit or otherwise restrict a license for any of the following
17 causes:

18 (1) Obtaining a license by fraud or deceit.

19 (2) Use of the term "doctor," "physician" or "clinic,"
20 or any derivation thereof, as part of the firm name under
21 which the licensee fits and sells ophthalmic devices, unless
22 authorized by law.

23 (3) Holding oneself out by or using the title "Doctor."

24 (4) Fraud or misrepresentation in the repair, fitting or
25 selling of ophthalmic devices, including advertising, by
26 publication, transmission or otherwise, which has the
27 tendency to mislead or is deceptive or fraudulent on its
28 face, by inference, or by effect.

29 (5) The employment, to perform any act covered by this
30 act, of an individual whose license is known by the employer

1 to be suspended or who does not possess a valid license
2 issued under this act.

3 (6) Violating or permitting, with notice or knowledge of
4 its commission, the violation by any licensed employee of any
5 provision of this act or any rules or regulations promulgated
6 under this act.

7 (7) Being convicted of a felony or receiving probation
8 without verdict, disposition in lieu of trial or an
9 Accelerated Rehabilitative Disposition in the courts of this
10 Commonwealth, a Federal court or a court of any state,
11 territory, possession or country.

12 (8) Having a license or other authorization to practice
13 the profession revoked or suspended or having other
14 disciplinary action taken, or an application for a license or
15 other authorization refused, revoked or suspended by a proper
16 licensing authority of another state, territory, possession
17 or country, or a branch of the Federal Government.

18 (9) Being unable to practice the profession with
19 reasonable skill and safety to patients by reason of illness,
20 addiction to drugs or alcohol, having been convicted of a
21 felonious act prohibited by the act of April 14, 1972
22 (P.L.233, No.64), known as The Controlled Substance, Drug,
23 Device and Cosmetic Act, or convicted of a felony relating to
24 a controlled substance in a court of law of the United States
25 or any other state, territory, possession or country, or if
26 the individual is or shall become mentally incompetent. An
27 applicant's statement on the application declaring the
28 absence of a conviction shall be deemed satisfactory evidence
29 of the absence of a conviction unless the board has some
30 evidence to the contrary. In enforcing this paragraph, the

1 board shall, upon probable cause, have authority to compel a
2 practitioner to submit to a mental or physical examination by
3 a physician or a psychologist approved by the board. Failure
4 of a practitioner to submit to the examination when directed
5 by the board, unless the failure is due to circumstances
6 beyond the practitioner's control, shall constitute an
7 admission of the allegations against the practitioner,
8 consequent upon which a default and final order may be
9 entered without the taking of testimony or presentation of
10 evidence. A practitioner affected under this paragraph shall,
11 at reasonable intervals, be afforded an opportunity to
12 demonstrate that the practitioner can resume a competent
13 practice of the practitioner's profession with reasonable
14 skill and safety to patients.

15 (10) Violating a lawful regulation promulgated by the
16 board or violating a lawful order of the board previously
17 entered by the board in a disciplinary proceeding.

18 (11) Being guilty of malpractice or immoral or
19 unprofessional conduct. Unprofessional conduct shall include
20 departure from or failing to conform to the standards of
21 acceptable and prevailing practice of opticianry or contact
22 lens fitting. In proceedings based on this paragraph, actual
23 injury to a patient need not be established.

24 (12) Acting in a manner that presents an immediate and
25 clear danger to public health or safety.

26 (13) Acting outside the scope of a license.

27 (14) Making a false or deceptive biennial registration
28 with the board.

29 (15) Intentionally submitting to any third-party payor a
30 claim for a service which was not actually provided to a

1 wearer.

2 (16) Being enjoined from violating any provision of the
3 act of December 17, 1968 (P.L.1224, No.387), known as the
4 Unfair Trade Practices and Consumer Protection Law, or being
5 subject to a final order of the Federal Trade Commission, the
6 Department of Health or the Food and Drug Administration of
7 the United States Department of Health and Human Services
8 concerning the sale or offering for sale of unsafe,
9 unhealthy or worthless ophthalmic devices or for engaging
10 in conduct which has the tendency to mislead or deceive.

11 (b) Five-year revocation period.--Unless ordered to do so by
12 a court, the board shall not reinstate the license of an
13 individual to practice as an optician or contact lens technician
14 which has been revoked, and the individual shall be required to
15 apply for licensure after a five-year period in accordance with
16 the provisions of this act, including the examination
17 requirement, if the individual desires to practice at any time
18 after the revocation.

19 Section 502. Procedures in disciplinary actions.

20 (a) Procedure.--All disciplinary actions of the board shall
21 be taken subject to the right of notice, hearing and
22 adjudication and the right of appeal in accordance with 2
23 Pa.C.S. (relating to administrative law and procedure).

24 (b) Temporary suspension.--A license issued under this act
25 may be temporarily suspended under circumstances determined by
26 the board to be an immediate and clear danger to the public
27 health and safety. The board shall issue an order to that effect
28 without a hearing, but upon due notice, to the licensee
29 concerned at the licensee's last known address, which shall
30 include a written statement of all allegations against the

1 licensee. The provisions of subsection (a) shall not apply to
2 temporary suspension. The board shall then commence formal
3 action to suspend, revoke or restrict the license of the
4 individual concerned as otherwise provided for in this act. All
5 actions shall be taken promptly and without delay. Within 30
6 days following the issuance of an order temporarily suspending a
7 license, the board shall conduct or cause to be conducted a
8 preliminary hearing to determine if there is a prima facie case
9 supporting the suspension. The licensee whose license has been
10 temporarily suspended may be present at the preliminary hearing,
11 may be represented by counsel and may cross-examine witnesses,
12 inspect physical evidence, call witnesses, offer evidence and
13 testimony and make a record of the proceedings. If it is
14 determined that there is not a prima facie case, the suspended
15 license shall be immediately restored. The temporary suspension
16 shall remain in effect until vacated by the board, but in no
17 event longer than 180 days.

18 (c) Automatic suspension.--A license issued under this act
19 shall automatically be suspended upon the legal commitment to an
20 institution of a licensee because of mental incompetency from
21 any cause upon filing with the board a certified copy of the
22 commitment, conviction of a felony under the act of April 14,
23 1972 (P.L.233, No.64), known as The Controlled Substance, Drug,
24 Device and Cosmetic Act, or conviction of an offense under the
25 laws of another jurisdiction, which, if committed in this
26 Commonwealth, would be a felony.

27 Section 503. Reporting of multiple licensure.

28 An optician or contact lens technician who is also licensed
29 to practice opticianry or contact lens fitting in any other
30 state, territory, possession or country shall report this

1 information to the board on the biennial registration
2 application. Any disciplinary action taken in the other
3 jurisdiction shall be reported to the board on the biennial
4 registration application or within 90 days of final disposition,
5 whichever is sooner. Multiple licensure shall be noted by the
6 board on the optician's or contact lens technician's record, and
7 the state, territory, possession or country shall be notified by
8 the board of any disciplinary actions taken against the optician
9 or contact lens technician in this Commonwealth.

10 Section 504. Display of license or certificate.

11 Every holder of a license or certificate granted by the board
12 under this act shall display the license or certificate in a
13 conspicuous place in the office where the individual practices
14 opticianry or the fitting of contact lenses or is serving as an
15 apprentice.

16 Section 505. Surrender of license.

17 The board shall require an individual whose license has been
18 suspended or revoked to return the license in the manner
19 directed by the board. An individual who fails to do so commits
20 a misdemeanor of the third degree.

21 Section 506. Unlawful acts.

22 An individual commits a misdemeanor of the third degree and
23 shall, upon conviction, be sentenced to pay a fine of not more
24 than \$2,000 or to imprisonment for not more than six months, or
25 both, if the individual commits any act declared unlawful by any
26 other provision of this act, or if the individual:

27 (1) Makes misleading, deceptive, untrue or fraudulent
28 representations in the practice of opticianry or contact lens
29 fitting.

30 (2) Practices fraud or deceit in obtaining a license as

1 an optician or contact lens technician.

2 (3) Displays gross incompetence, negligence or
3 misconduct in carrying on the practice of opticianry or
4 contact lens fitting.

5 (4) Makes a false or deceptive biennial registration
6 with the board.

7 (5) Violates a lawful regulation promulgated by the
8 board or a lawful order of the board previously entered in a
9 disciplinary proceeding.

10 (6) Knowingly aids, assists, procures or advises any
11 unlicensed individual to practice opticianry or contact lens
12 fitting contrary to this act or regulations of the board.

13 (7) Commits immoral or unprofessional conduct.
14 Unprofessional conduct shall include any departure from or
15 failure to conform to the standards of acceptable and
16 prevailing practice of opticianry or contact lens fitting.

17 (8) Engages in the practice of opticianry or the fitting
18 of contact lenses in this Commonwealth without having a
19 valid, unrevoked and unexpired license or temporary license.

20 CHAPTER 21

21 MISCELLANEOUS PROVISIONS

22 Section 2101. Repeals.

23 All acts and parts of acts are repealed insofar as they are
24 inconsistent with this act.

25 Section 2102. Effective date.

26 This act shall take effect in 60 days.