

be less costly to the municipal corporation or political subdivision of the state than providing automobiles for official travel.

All claims ((for reimbursement)) authorized under this section shall be duly certified by the officer or employee submitting such claims on forms and in the manner prescribed by the division of municipal corporations in the office of the state auditor.

Passed the House April 2, 1981.

Passed the Senate April 14, 1981.

Approved by the Governor April 23, 1981.

Filed in Office of Secretary of State April 23, 1981.

CHAPTER 57

[House Bill No. 681]

MEDICAL DEVICES AND EQUIPMENT—ELECTRICAL REQUIREMENTS

AN ACT Relating to medical devices and equipment; creating new sections; adding a new section to chapter 19.28 RCW; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. There is added to chapter 19.28 RCW a new section to read as follows:

Any device used or useful in the diagnosis or treatment of disease or injury which is not in violation of the Medical Device Amendments of 1976, Public Law No. 94-295, 90 Stat. 539, as amended from time to time, and as interpreted by the Food and Drug Administration of the United States Department of Health and Human Services or its successor, shall be deemed to be in compliance with all requirements imposed by this chapter.

***NEW SECTION. Sec. 2.** *The rule of strict construction shall have no application to section 1 of this 1981 act, but it shall be liberally construed in order to carry out the purposes and objects for which it is intended. When section 1 of this 1981 act comes in conflict with any provision, limitation, or restriction in any other law, section 1 of this 1981 act shall govern and control.*

*Sec. 2. was vetoed, see message at end of chapter.

NEW SECTION. Sec. 3. This 1981 act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House April 2, 1981.

Passed the Senate April 14, 1981.

Approved by the Governor April 23, 1981, with the exception of Section 2, which is vetoed.

Filed in Office of Secretary of State April 23, 1981.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith without my approval as to one section of House Bill No. 681 entitled:

"AN ACT Relating to medical devices and equipment."

I am vetoing Section 2 in order to allow the normal rules of statutory construction to apply.

With the exception of Section 2, which I have vetoed, the remainder of House Bill No. 681 is approved."

CHAPTER 58

[House Bill No. 83]

OPTOMETRISTS—USE OF PHARMACEUTICAL DIAGNOSTIC AGENTS

AN ACT Relating to the practice of optometry; amending section 1, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.005; amending section 1, chapter 144, Laws of 1919 as amended by section 2, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.010; amending section 7, chapter 144, Laws of 1919 as last amended by section 47, chapter 158, Laws of 1979 and RCW 18.53.140; and creating a new section.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 1, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.005 are each amended to read as follows:

The legislature finds and declares that the practice of optometry is a learned profession and affects the health, welfare and safety of the people of this state, and should be regulated in the public interest and limited to qualified persons licensed and authorized to practice under the provisions of ~~((this 1975 amendatory act))~~ chapters 18.53 and 18.54 RCW.

Sec. 2. Section 1, chapter 144, Laws of 1919 as amended by section 2, chapter 69, Laws of 1975 1st ex. sess. and RCW 18.53.010 are each amended to read as follows:

(1) The practice of optometry is defined as the examination of the human eye, the examination and ascertaining any defects of the human vision system and the analysis of the process of vision. The practice of optometry may include, but not necessarily be limited to, the following:

~~((1))~~ (a) The employment of any objective or subjective means or method including the use of pharmaceutical agents topically applied to the eye for diagnostic purposes by those licensed under this chapter and who meet the requirements of subsection (2) of this section, and the use of any diagnostic instruments or devices for the examination or analysis of the human vision system, the measurement of the powers or range of human vision, or the determination of the refractive powers of the human eye or its functions in general; and

~~((2))~~ (b) The prescription and fitting of lenses, prisms, therapeutic or refractive contact lenses and the adaption or adjustment of frames and lenses used in connection therewith; and

~~((3))~~ (c) The prescription and provision of visual therapy, therapeutic aids and other optical devices; and