

SEC. 4. That all laws in conflict with this act be and the same are hereby repealed.

Conflicting
laws
repealed.

Passed by the House March 3, 1937.

Passed by the Senate March 10, 1937.

Approved by the Governor March 15, 1937.

CHAPTER 155.

[H. B. 463.]

PRACTICE OF OPTOMETRY.

AN ACT relating to the practice of optometry; prescribing qualifications of persons entitled to practice the same; fixing fees payable by such persons; prescribing penalties; and amending sections 10150, 10158, and 10159, Remington's Revised Statutes.

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

SECTION 1. That section 10150, Remington's Revised Statutes, be amended to read as follows:

Amends
§ 10150, Rem.
Rev. Stat.
(§ 4294 P. C.)
Qualifications
of applicants.

Section 10150. Persons eligible for examination for registration, shall be any citizen of the United States of America, who shall have a preliminary education of or equal to, two years in a state high school, has completed a full attendance course in a regularly chartered school of optometry maintaining a standard which is deemed sufficient and satisfactory by the optometry board, or who has studied at least three years in the office of a regularly registered optometrist or who has successfully passed an examination before a board of optometry in some other state, who is of good moral character, who is not afflicted with any contagious or infectious disease, who has a visual acuity in at least one eye, of a standard known as 20/40 under correction: *Provided*, That from and after January 1, 1940, in order to be eligible for examination for registration, a person shall be a citizen of the United States of

America, who shall have a preliminary education of or equal to four years in a state accredited high school and has completed a full attendance course in a regularly chartered school of optometry maintaining a standard which is deemed sufficient and satisfactory by the optometry board, who is a person of good moral character, who is not afflicted with any contagious or infectious disease, who has a visual acuity in at least one eye, of a standard known as 20/40 under correction. Such person shall file an application for an examination and registration with said board at any time fifteen days prior to the time fixed for such examination, or at a later date if approved by the board, and such application must be on forms approved by the board, and properly attested, and if found to be in accordance with the provisions of this act shall entitle the applicant upon payment of the proper fee, to take the examination prescribed by the board. Such examination shall not be out of keeping with the established teachings and adopted text books of the recognized schools of optometry, and shall be confined to such subjects and practices as are recognized as essential to the practice of optometry. All candidates without discrimination, who shall successfully pass the prescribed examination, shall be registered by the board and shall, upon payment of the proper fee, be issued a certificate of registration.

Application
for
examination.

Certificate of
registration.

SEC. 2. That section 10158, Remington's Revised Statutes, be amended to read as follows:

Section 10158. During the month of January of each year, every registered optometrist shall pay to the department of licenses the sum of twelve dollars (\$12), two dollars (\$2) of which fee shall be retained by the state as a renewal fee and deposited in the state treasury, and ten dollars (\$10) of which shall be paid to the Washington Association of Optometrists, Incorporated, and failure to pay such

Vetoed.

fee within the prescribed time shall *ipso facto*, cause the suspension of such optometrist. The secretary shall mail a notice of said suspension to the last known postoffice address of the one so suspended, between the first and fifth days of February, March and April, next following, and if the fee is not paid by the first of May, the board may declare the certificate revoked in the regular manner, and shall immediately notify the county clerk of the county in which the revoked certificate is recorded.

Vetoed.

SEC. 3. That section 10159, Remington's Revised Statutes, be amended to read as follows:

Amends
§ 10159, Rem.
Rev. Stat.
(§ 4302b
P. C.)

Section 10159. Nothing in this act shall be construed to pertain in any manner to the practice of any regularly qualified oculist or physician, who is regularly licensed to practice medicine in the State of Washington, nor to any person who in the regular course of trade, sells or offers for sale, spectacles or eyeglasses as regular merchandise without pretense of adapting them to the eyes of the purchaser, and not in evasion of this act: *Provided*, That any such regularly qualified oculist or physician or other person shall be subject to the provisions of subdivisions (10), (11), (12), (13), (14), and (15) of section 10152, Remington's Revised Statutes, as amended by chapter 134, Laws of 1935, in connection with the performance of any function coming within the definition of the practice of optometry as defined in this act.

Inapplicable
to oculists
and
merchants.

Exception.

Passed the House March 5, 1937.

Passed the Senate March 8, 1937.

Approved by the Governor March 15, 1937, with the exception of section 2, which is vetoed.