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312 Rosa L. Parks Ave., 8th Floor, Snodgrass/TN Tower  
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Sequence Number: 10-08-23  
Notice ID(s): 3731  
File Date: 10/6/2023

# Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

<b>Agency/Board/Commission:</b>	Board of Optometry
<b>Division:</b>	
<b>Contact Person:</b>	Eric Winters, Senior Associate Counsel
<b>Address:</b>	665 Mainstream Drive, Nashville, Tennessee 37243
<b>Phone:</b>	(615) 532-7176
<b>Email:</b>	<a href="mailto:Eric.Winters@tn.gov">Eric.Winters@tn.gov</a>

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

<b>ADA Contact:</b>	ADA Coordinator
<b>Address:</b>	710 James Robertson Parkway, Andrew Johnson Building, 5 <sup>th</sup> Floor, Nashville, Tennessee 37243
<b>Phone:</b>	(615) 741-6354
<b>Email:</b>	<a href="mailto:Marci.Martinez@tn.gov">Marci.Martinez@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Metro Center
Address 2:	665 Mainstream Drive, Iris Conference Room
City:	Nashville, Tennessee
Zip:	37243
Hearing Date:	01/10/2024
Hearing Time:	9:00 A.M. <input checked="" type="checkbox"/> CST/CDT <input type="checkbox"/> EST/EDT

**Additional Hearing Information:**

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**Revision Type (check all that apply):**

- Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that ALL new rule and repealed rule numbers are listed in the chart below. Please enter only ONE Rule Number/Rule Title per row)

<b>Chapter Number</b>	<b>Chapter Title</b>
1045-02	General Rules Governing the Practice of Optometry
<b>Rule Number</b>	<b>Rule Title</b>
1045-02-.01	Fees

Chapter 1045-02  
General Rules Governing the Practice of Optometry

Amendments

Rule 1045-02-.01 Fees is amended by deleting subparagraphs (1)(a) and (1)(d) in their entirety and substituting instead the following language, so that as amended, the new subparagraphs shall read:

- |     |     |  |          |
|-----|-----|--|----------|
| (1) | (a) | Application Fee - A non-refundable fee to be paid each time an application for initial licensure is filed.   | \$150.00 |
|     | (d) | Licensure Renewal Fee - A non-refundable fee to be paid biennially by all licensees except Inactive Volunteers. This fee also applies to licensees who reactivate a retired license or who reactivate an inactive license. | \$175.00 |

Authority: T.C.A. §§ 9-4-5117, 63-8-112, 63-8-115, and 63-8-119.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: October 6, 2023

Signature: 

Name of Officer: T. Eric Winters

Title of Officer: Senior Associate Counsel, Department of Health

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Filed with the Department of State on: 10/6/2023

  
Tre Hargett  
Secretary of State

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Secretary of State  
Division of Publications

1045-02-.01 FEES

- (1) The fees authorized by the Optometry Practice Act (T.C.A. §§ 63-8-101, et seq.) and other applicable statutes to be established in amount by the Board are established as follows:
- |     |  |                                    |
|-----|--|------------------------------------|
| (a) | Application Fee - A non-refundable fee to be paid each time an application for initial licensure is filed.   | \$ <del>250.00</del> <u>150.00</u> |
| (b) | Reinstatement Fee - A non-refundable fee to be paid each time an application for reinstating an expired license is filed.  | \$200.00                           |
| (c) | Duplicate Licensure  | \$25.00                            |
| (d) | Licensure Renewal Fee - A non-refundable fee to be paid biennially by all licensees except Inactive Volunteers. This fee also applies to licensees who reactivate a retired license or who reactivate an inactive license. | \$ <del>275.00</del> <u>175.00</u> |
| (e) | Biennial State Regulatory Fee  | \$10.00                            |
| (f) | Inactive Volunteer Licensure Renewal Fee   | \$0.00                             |
- (2) All fees may be paid in person, by mail or electronically by cash, check, money order, or by credit and/or debit cards accepted by the Division. If the fees are paid by certified, personal or corporate check they must be drawn against an account in a United States Bank, and made payable to the Tennessee Board of Optometry.

Authority: T.C.A. §§ ~~4-3-1011(b), 4-5-202, 4-5-204,~~ 9-4-5117, ~~63-8-111,~~ 63-8-112, ~~63-8-112(1),~~ 63-8-115, and 63-8-119, ~~63-8-128, and 63-8-133.~~