

WEST VIRGINIA  
SECRETARY OF STATE  
JOE MANCHIN, III  
ADMINISTRATIVE LAW DIVISION

Form #4 □

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2007 DEC 23 A 10:54

OFFICE WEST VIRGINIA  
SECRETARY OF STATE

NOTICE OF RULE MODIFICATION OF A PROPOSED RULE

AGENCY: West Virginia Board of Optometry TITLE NUMBER: 14

CITE AUTHORITY: Chapter 30-8-5(c)

AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: \_\_\_\_\_

TITLE OF RULE BEING AMENDED: \_\_\_\_\_

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: 8

TITLE OF RULE BEING PROPOSED: LICENSURE BY ENDORSEMENT

THE ABOVE PROPOSED LEGISLATIVE RULES, FOLLOWING REVIEW BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE, IS HEREBY MODIFIED AS A RESULT OF REVIEW AND COMMENT BY THE LEGISLATIVE RULE MAKING REVIEW COMMITTEE. THE ATTACHED MODIFICATIONS ARE FILED WITH THE SECRETARY OF STATE.

*Barbara L. Palmer*

Authorized Signature

SCANNED



# West Virginia Board Of Optometry

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December 19, 2002

Secretary of State  
State of West Virginia  
Building 1, Suite 157K  
1900 Kanawha Blvd., East  
Charleston, WV 25305-0771

RE: Title 14- Series 8  
Licensure by Endorsement  
Legislative Rule

Attention: Judy Cooper, Director  
Administrative Law

Dear Mrs. Cooper:

The Board has approved Title 14-Series 8-Licensure by Endorsement as a legislative rule. This rule establishes the requirements for Licensure by Endorsement for Doctors of Optometry by the West Virginia Board of Optometry.

Please fax us the cover page for this rule when the comment period begins.

Sincerely,

A handwritten signature in cursive script that reads "Jack E. Terry, O.D., Ph.D." with a small flourish at the end.

Jack E. Terry, O.D., Ph.D.  
President

Enclosure  
bp

## MISSION STATEMENT

To ensure that all applicants for licensure and all Doctors of Optometry currently licensed, practice their profession in a manner that benefits and protects the public, and to ensure that the highest quality optometric eye and vision care is provided in a professional, competent, and ethical manner.

TITLE 14  
LEGISLATIVE RULES  
WEST VIRGINIA BOARD OF OPTOMETRY

SERIES 8  
LICENSURE BY ENDORSEMENT

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Title 14-8-1. General.

8.1. Scope—This rule establishes requirements of the West Virginia Board of Optometry for licensure by endorsement for doctors of optometry.

8.2. Authority. W. Va. Code 30-8-5(c)

8.3. Filing Date

8.4. Effective Date

**14.8.2. Requirements for licensure by endorsement.**

8.2.1. An applicant for licensure by endorsement shall:

8.2.2. Hold a current optometry license in good standing from another state that required an examination for licensure;

8.2.3. Have proof submitted directly from the optometry board in each state where he or she currently holds a license that it is in good standing and from each state where he or she has held a license that it was in good standing at the time the license was not renewed; and

8.2.4. Pay the fees established by the Board's rule 14CSR5.

**14-8.3 Application for licensure by endorsement.**

8.3.1. Unless waived by the Board, an applicant for licensure by endorsement shall:

8.3.2. Apply for the highest level of therapeutic licensure in this state;

8.3.3. Be current in the continuing education requirements of his or her current states of licensure;

- 8.3.4. Have engaged in the active practice of optometry (or on the faculty of a school or college of optometry or in active federal service) for at least five (5) of the seven (7) years immediately preceding his or her application;
- 8.3.5. Have not committed any act that would constitute grounds for disciplinary action under this WV Code 30-8-5 or rules of the Board; and
- 8.3.6. Have a current copy of his or her record from the National Practitioner Data Bank (NPDB) and the Healthcare Integrity & Protection Data Bank (HIP-DB) submitted directly to the Board; and
- 8.3.7. Not be subject to any unresolved disciplinary action;

**8.4. Examination for licensure by endorsement.**

8.4.1 The applicant shall:

8.4.2 Submit to an oral examination and interview as considered necessary by the Board at a time and place as prescribed by the Board; and

8.4.3. Pass a West Virginia optometry law examination as required by the Board to be given at times and places prescribed by the Board.

8.4.4. The Board will not consider an applicant for licensure by endorsement in the state of West Virginia if he or she has failed the West Virginia Optometry Board Examination within ten (10) years preceding the date on which the application for endorsement is filed.