

By: Huggins

To: Public Health and  
Welfare

## SENATE BILL NO. 2774

1 AN ACT TO AMEND SECTION 73-19-9, MISSISSIPPI CODE OF 1972, TO  
2 PROHIBIT THE ADOPTION OF RULES OR REGULATIONS AFFECTING THE  
3 PRACTICE OF OPTOMETRY IN A COMMERCIAL, MERCANTILE OR RETAIL  
4 ESTABLISHMENT IN A MANNER DIFFERENT FROM THE PRACTICE OF OPTOMETRY  
5 IN A PRIVATE OFFICE SETTING; AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 SECTION 1. Section 73-19-9, Mississippi Code of 1972, is  
8 amended as follows:[CRG1]

9 73-19-9. (1) The State Board of Optometry shall organize by  
10 the election from its members of a president and a secretary, who  
11 shall hold their respective offices for one (1) year.

12 It shall hold regular meetings for examination, beginning on  
13 the second week of January and July of each year, and additional  
14 meetings at such times and places as the board shall determine,  
15 said additional meetings not to exceed ten (10) meeting days  
16 annually, but the July meeting shall be held in the City of  
17 Jackson.

18 A majority of the board shall constitute a quorum, but a less  
19 number may adjourn from time to time.

20 The board shall make such rules and regulations as may be  
21 necessary to carry out the provisions of this chapter; provided,  
22 however, that it shall require the concurrence of a majority of  
23 the members of the board to grant or revoke a license. But the  
24 board shall neither promulgate nor enforce any rule or regulation  
25 affecting the practice of optometry in a commercial, mercantile or  
26 retail establishment which does not apply equally to the practice  
27 of optometry in a private setting.

28       (2) This act to clarify and thereby amend Section 73-19-9,  
29 Mississippi Code of 1972, applies to all rules and regulations  
30 made and effected by the board both prior to and subsequent to the  
31 effective date of this act.

32       SECTION 2. This act shall take effect and be in force from  
33 and after its passage.