
HOUSE BILL 3167

State of Washington 58th Legislature 2004 Regular Session

By Representative Kirby

Read first time 02/02/2004. Referred to Committee on Health Care.

1 AN ACT Relating to ocularists; amending RCW 18.55.085; and adding
2 new sections to chapter 18.55 RCW.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 NEW SECTION. **Sec. 1.** A new section is added to chapter 18.55 RCW
5 to read as follows:

6 (1) All work performed by an ocularist and an apprentice ocularist
7 must be performed on the premises of the operating business, or a
8 branch office.

9 (2) The supervising ocularist must be present with the patient when
10 any work is performed upon an existing custom impression-fitted plastic
11 eye that is less than seven years old. The supervising ocularist must
12 either be supervising the apprentice ocularist or performing the work
13 in the presence of the patient.

14 (3) The matching of the color of the remaining eye must be done in
15 the presence of the patient and no sketches, drawings, or photographs
16 may be used by an ocularist.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 18.55 RCW
18 to read as follows:

1 Any licensed ocularist, optometrist, or physician who recommends
2 that a patient have an ocular prosthetic device cleaned more than once
3 every year must provide the patient with a written statement of this
4 recommendation and maintain a copy of the recommendation in the
5 patient's records.

6 **Sec. 3.** RCW 18.55.085 and 1991 c 180 s 9 are each amended to read
7 as follows:

8 ~~((An ocularist or authorized service provider shall explain to
9 patients or customers exactly which type of prosthesis or service they
10 are receiving or purchasing.))~~ The following acts shall be considered
11 unprofessional conduct under chapter 18.130 RCW:

12 (1) Failure ((to do so)) of an ocularist or authorized service
13 provider to explain to patients or customers exactly which types of
14 prosthesis or services they are receiving or purchasing, or
15 misrepresentation of said services, constitutes unprofessional conduct
16 under this chapter and chapter 18.130 RCW;

17 (2) Misrepresenting to a patient that an ocular prosthetic device
18 is custom-made.

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