



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 17, 2022

Mr. Speaker,

The Business and Labor Committee reports a favorable recommendation on **H.B. 342**, CONTACT LENS PURCHASE AMENDMENTS, by Representative J. D. Teuscher, with the following amendments:

1. *Page 2, Lines 31 through 33:*

- 31 (c) inform the patient that the patient may have options among several contact lens
32 brands or manufacturers and ask the patient if the patient has a preference for a particular
 brand
33 or manufacturer {~~;~~} , and document this information in a clear statement on:
 =
 (i) the document required by federal law acknowledging that the patient received
 the contact lens prescription; or
 (ii) the digital prescription, if the optometrist or physician is providing a digital
 prescription;

2. *Page 2, Line 41 through Page 3, Line 66:*

- 41 (4) {~~(a)~~} If the patient requests a brand or manufacturer that the prescribing
 optometrist
42 or physician determines is medically appropriate for the patient, the prescribing
 optometrist or
43 physician shall offer the patient a prescription that includes the brand or manufacturer
 that the
44 patient requests.
45 ~~{(b) The prescribing optometrist or physician may include alternative~~
 ~~brands or~~
46 ~~manufacturers under Subsection (4)(a) on a single prescription.~~
47 ~~{(c) If the prescribing optometrist or physician determines that only a single~~



~~brand or~~
48 ~~manufacturer is medically appropriate for the patient, the prescribing optometrist~~
~~or physician~~
49 ~~shall document the reason for this medical judgment with sufficient detail to allow a~~
~~qualified~~
50 ~~professional to review the medical judgment.~~
51 ~~— (d) The prescribing optometrist or physician shall:~~
52 ~~— (i) provide the documentation described in Subsection (4)(c) to the patient~~
~~upon the~~
53 ~~patient's request; and~~
54 ~~— (ii) maintain the documentation described in Subsection (4)(c) for at least~~
~~three years~~
55 ~~after the date of the patient encounter.~~
56 ~~— (5) (a) A prescription issued under this part shall include on the federally~~
~~required~~
57 ~~acknowledgment of receipt of the contact lens prescription, or on the digital~~
~~prescription if~~
58 ~~providing a digital prescription, a clear statement indicating that the patient:~~
59 ~~— (i) acknowledges that the prescriber informed them that the patient may~~
~~have a choice~~
60 ~~among several contact lens manufacturer brands, and the patient was asked if the~~
~~patient had a~~
61 ~~preference; and~~
62 ~~— (ii) received a list of any brands or manufacturers that the patient requested~~
~~that were~~
63 ~~not included on the patient's prescription.~~
64 ~~— (b) If a patient requests a discussion with the optometrist or physician under~~
~~Subsection~~
65 ~~(5)(a)(ii), the prescribing optometrist shall list all of the brands that the patient has~~
~~requested on~~
66 ~~the contact lens prescription. }~~

Respectfully,

Bill Number



HB0342

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Joel Ferry
Chair

Voting: 9-2-4

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