

provider number. The department of human services shall adopt rules and shall seek an amendment from the centers for Medicare and Medicaid of the United States department of health and human services, as necessary to implement this Act.

Approved March 21, 2002

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## CHAPTER 1026

### THERAPEUTICALLY CERTIFIED OPTOMETRISTS

S.F. 374

**AN ACT** relating to the qualifications and authorization of therapeutically certified optometrists engaged in the practice of optometry, and providing an effective date.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 154.1, unnumbered paragraph 3, Code 2001, is amended to read as follows:

Therapeutically certified optometrists may employ ~~the following pharmaceuticals:—topical pharmaceutical agents, oral antimicrobial agents, oral antihistamines, oral antiglaucoma agents, and oral analgesic agents, all diagnostic and therapeutic pharmaceutical agents for the purpose of diagnosis and treatment of conditions of the human eye and adnexa, pursuant to this paragraph, excluding the use of injections other than to counteract an anaphylactic reaction,~~ and notwithstanding section 147.107, may without charge supply any of the above listed pharmaceuticals to commence a course of therapy. Therapeutically certified optometrists may prescribe oral steroids for a period not to exceed fourteen days without consultation with a primary care physician. Therapeutically certified optometrists shall not prescribe oral Imuran or oral Methotrexate. Therapeutically certified optometrists may be authorized, where reasonable and appropriate, by rule of the board, to employ new diagnostic and therapeutic pharmaceutical agents approved by the United States food and drug administration on or after July 1, 2002, for the diagnosis and treatment of the human eye and adnexa. The board shall not be required to adopt rules relating to topical pharmaceutical agents, oral antimicrobial agents, oral antihistamines, oral antiglaucoma agents, and oral analgesic agents. Superficial foreign bodies may be removed from the human eye and adnexa. ~~These~~ The therapeutic efforts ~~of a therapeutically certified optometrist~~ are intended for the purpose of examination, diagnosis, and treatment of visual defects, abnormal conditions and diseases of the human eye and adnexa, for proper optometric practice or referral for consultation or treatment to persons licensed under chapter 148 or 150A. A therapeutically certified optometrist is an optometrist who is licensed to practice optometry in this state and who is certified by the board of optometry examiners to use the agents and procedures ~~listed in~~ authorized pursuant to this paragraph. A therapeutically certified optometrist shall be provided with a distinctive certificate by the board which shall be displayed for viewing by the patients of the optometrist.

Sec. 2. EMERGENCY RULES. The board of optometry examiners may adopt emergency rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph “b”, to implement the provisions of this Act, and the rules shall become effective immediately upon filing, unless a later effective date is specified in the rules. Any rules adopted in accordance with

the provisions of this section shall also be published as notice of intended action as provided in section 17A.4.

Sec. 3. EFFECTIVE DATE. Section 2 of this Act, relating to the adoption of emergency rules, being deemed of immediate importance, takes effect upon enactment.

Approved March 28, 2002

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## CHAPTER 1027

### SNOWMOBILES AND ALL-TERRAIN VEHICLES — TITLING, REGISTRATION, AND USE

S.F. 437

**AN ACT** relating to the registration and titling of all-terrain vehicles and snowmobiles and removing the restriction on the use of an all-terrain vehicle on public land without a measurable snow cover, and subjecting violators to a penalty.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 321G.1, subsection 1, unnumbered paragraph 2, Code 2001, is amended to read as follows:

Two-wheeled off-road motorcycles shall be considered all-terrain vehicles only for the purpose of titling and registration ~~and not for purposes of regulation~~. An operator of a two-wheeled off-road motorcycle is exempt from the safety instruction and certification program requirements of sections 321G.23 and 321G.24.

Sec. 2. Section 321G.2, subsection 1, Code 2001, is amended to read as follows:

1. Registration and titling of all-terrain vehicles and snowmobiles.

Sec. 3. Section 321G.3, Code Supplement 2001, is amended to read as follows:

321G.3 REGISTRATION AND NUMBERING REQUIRED.

1. Each all-terrain vehicle and snowmobile used on public land or ice of this state shall be currently registered and numbered. A person shall not operate, maintain, or give permission for the operation or maintenance of an all-terrain vehicle or snowmobile on public land or ice unless the all-terrain vehicle or snowmobile is numbered in accordance with this chapter, or in accordance with applicable federal laws, or in accordance with an approved numbering system of another state, and unless the identifying number set forth in the registration is displayed on each side of the forward half of the snowmobile and on the rear fender of the all-terrain vehicle as prescribed by rules of the commission.

2. A registration number shall be assigned, without payment of fee, to all-terrain vehicles and snowmobiles owned by the state of Iowa or its political subdivisions upon application for the number, and the assigned registration number shall be displayed on the all-terrain vehicle or snowmobile as required under section 321G.5. A registration number and certificate shall be assigned, without payment of fee, to an all-terrain vehicle or snowmobile which is exempt from registration but is being titled. A decal displaying an audit number shall not be issued and the registration shall not expire while the all-terrain vehicle or snowmobile is exempt. The application for registration shall indicate the reason for exemption from the fee. The registration certificate shall indicate the reason for exemption.