

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 4 - 1 - 0
Yeas: George G., Kruse, Verger, Morrisette
Nays: Monnes Anderson
Exc.: 0
Prepared By: Ilana Weinbaum, Administrator
Meeting Dates: 1/22

WHAT THE MEASURE DOES:

Requires a valid, unexpired prescription before ophthalmic contact lenses can be dispensed or sold. Defines ophthalmic contact lens to include lens with or without refractive power.

ISSUES DISCUSSED:

- Associated FDA regulations
- Health risks associated with contact lenses
- Attempts to get vendors to stop selling plano lenses voluntarily
- Regulation of lens manufacturers
- Effect on internet sales

EFFECT OF COMMITTEE AMENDMENT: No amendment

BACKGROUND:

The U.S. Food and Drug Administration (FDA) considers any ophthalmic contact lens to be a medical device. This means that a written prescription by an optometric physician or ophthalmologist is required for the lenses to be dispensed or sold. Plano lenses, which are zero-powered or non-corrective and usually worn for decorative purposes, are being distributed and sold without prescription or proper fitting by a qualified eye care professional in establishments across Oregon. These lenses have been found in flea markets, beauty salons, video and record stores and convenience stores. The FDA has stated that these lenses carry the same risks as other lenses. SB 82 would make the dispensing or selling of any ophthalmic contact lenses without a valid prescription a prohibited act.