

3321.0350 DETERMINATION OF VISUAL STATUS.

Subpart 1. **Testing; evidence of visual acuity.** In order to equitably determine ongoing compliance with visual requirements for licensed blind vendors under parts 3321.0200 and 3321.0300, subpart 1, item B, in years ending in zero and five all licensed blind vendors must provide current ophthalmological or optometric evidence documenting their visual status. "Current" means evidence of an examination no more than six months old from the date of submission. Evidence is sufficient if it allows the state licensing agency to determine whether or not the licensed blind vendor meets the visual requirements contained in part 3321.0200, item A. If the state licensing agency determines the licensed blind vendor meets the visual requirements and the medical or optometric documentation specifically states that the blindness is permanent, the licensed blind vendor is not subject to future examinations under this part.

Subp. 2. **License termination; failure to prove visual acuity.** Licensed blind vendors not providing ophthalmological or optometric evidence are presumed to not meet the visual requirements of part 3321.0200, item A, and action must be taken under part 3321.0300 to terminate their license.

Licensed blind vendors found to not meet the visual requirements on the basis of the submitted evidence shall have their licenses terminated under part 3321.0300. Their termination date is one year from the date of their notice of license termination.

Subp. 3. **Cost of examination.** A licensed blind vendor may enter as an expense on their books submitted to the state licensing agency the cost of obtaining ophthalmological or optometric evidence required by this part.

Statutory Authority: *MS s 248.07*

History: *15 SR 692; L 2005 c 56 s 2; 37 SR 939*

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