

**FIFTY-SEVENTH LEGISLATURE  
FIRST REGULAR SESSION, 2025**

January 30, 2025

Mr. Speaker:

Your **HEALTH & HUMAN SERVICES COMMITTEE**, to whom has been referred

**HOUSE BILL 36**

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 3, line 2, after the semicolon, insert "and".
2. On page 3, strike lines 6 through 9.
3. On page 6, between lines 18 and 19, insert:

"**SECTION 3.** Section 61-2-15 NMSA 1978 (being Laws 1973, Chapter 353, Section 13, as amended) is amended to read:

"61-2-15. EXEMPTIONS.--

A. Except for the provisions of [~~Section~~] Sections 61-2-14.1 and 61-2-16 NMSA 1978 and as provided in this subsection, the Optometry Act does not apply to a licensed physician or a person, clinic or program under [~~his~~] the licensed physician's responsible supervision and control; provided that the person, clinic or program under the responsible supervision and control of the licensed physician shall not use either loose or fixed trial lenses for the sole purpose of determining the prescription for eyeglasses or contact lenses.

B. Except as provided in Sections 61-2-2, 61-2-14, 61-2-16 and 61-2-17 NMSA 1978, the Optometry Act does not apply to a person selling eyeglasses who does not represent [~~himself~~] the person's own self as being qualified to detect or correct ocular anomalies and who does not traffic upon assumed skill in adapting ophthalmic lenses to the eyes."",

and thence referred to the **JUDICIARY COMMITTEE**.

FIFTY-SIXTH LEGISLATURE  
SECOND SESSION, 2024

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Respectfully submitted,

\_\_\_\_\_  
Elizabeth Thomson, Chair

Adopted \_\_\_\_\_  
(Chief Clerk)

Not Adopted \_\_\_\_\_  
(Chief Clerk)

Date \_\_\_\_\_

The roll call vote was 7 For 2 Against  
Yes: 7  
No: Chávez, E., Jones  
Excused: Cates  
Absent: None

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