

Senate Bill 439

Sponsored by Senator KRUSE, Representative THOMPSON; Representatives HARKER, HOYLE, KENNEMER, NATHANSON (at the request of Oregon Physical Therapy Association) (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Clarifies that statutes regulating physical therapy apply to person who uses word or title to induce belief that person is practicing physical therapy.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to practice of physical therapy; amending ORS 688.030; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 688.030 is amended to read:

5 688.030. ORS 688.010 to 688.201 do not apply to:

6 (1) A person engaging in the domestic application of any activity included in the definition of
7 the practice of physical therapy, if the person does not represent to anyone receiving services or
8 to the public that the person is a physical therapist or a physical therapist assistant.

9 (2) A person using any procedure included in the practice of physical therapy if the procedure
10 is within the scope of practice of the person and the person:

11 (a) Is licensed under a health care licensing law of this state; and

12 (b) Does not represent [*or imply*] that the person is a physical therapist or a physical therapist
13 assistant **or use any word or title to induce belief that the person is engaged in the practice**
14 **of physical therapy.**

15 (3) A person who is enrolled in an accredited physical therapy education program that leads to
16 a degree as a physical therapist or a physical therapist assistant and who is satisfying supervised
17 clinical education requirements under the direct supervision of a physical therapist.

18 (4) A physical therapist licensed in another jurisdiction who is, for a period not to exceed 60
19 days in each calendar year:

20 (a) Providing consultation from the other jurisdiction by means of telecommunications to a
21 physical therapist in this state;

22 (b) Providing physical therapy services to a touring theater company, a performing arts company
23 or an athletic team; or

24 (c) Performing physical therapy while teaching or participating in an educational conference in
25 this state.

26 **SECTION 2. This 2011 Act being necessary for the immediate preservation of the public**
27 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
28 **on its passage.**
29

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.