

SENATE AMENDMENTS TO SENATE BILL 1504

By COMMITTEE ON HEALTH CARE

February 15

1 On page 1 of the printed bill, line 2, delete “688.110 and 688.160” and insert “676.177, 688.020,
2 688.110, 688.160 and 688.201”.

3 On page 2, line 39, after the period insert “The ‘practice of physical therapy’ also has the
4 meaning given that term in ORS 688.010.”.

5 On page 8, after line 25, insert:

6 “6. An assessment levied, or any other financial obligation imposed, under this Compact is ef-
7 fective against the State of Oregon only to the extent that moneys necessary to pay the assessment
8 or meet the financial obligations have been deposited in an account established under ORS 182.470
9 by the Physical Therapist Licensing Board pursuant to ORS 688.201.”.

10 On page 9, line 34, after “A.” insert “1.”.

11 After line 36, insert:

12 “2. Notwithstanding Section 9.A.1., the Physical Therapist Licensing Board shall review the
13 rules of the Commission. The licensing board may approve and adopt the rules of the Commission
14 as rules of the licensing board. The State of Oregon is subject to a rule of the Commission only if
15 the rule of the Commission is adopted by the licensing board.”.

16 On page 11, line 22, after “hereunder” insert “and adopted by the Physical Therapist Licensing
17 Board”.

18 On page 12, line 24, delete “both”.

19 In line 25, delete “and damages”.

20 On page 13, after line 22, insert:

21 “**SECTION 3.** ORS 676.177 is amended to read:

22 “676.177. (1) Notwithstanding any other provision of ORS 676.165 to 676.180, a health profes-
23 sional regulatory board, upon a determination by the board that it possesses otherwise confidential
24 information that reasonably relates to the regulatory or enforcement function of another public en-
25 tity, may disclose that information to the other public entity.

26 “(2) Any public entity that receives information pursuant to subsection (1) of this section shall
27 agree to take all reasonable steps to maintain the confidentiality of the information, except that the
28 public entity may use or disclose the information to the extent necessary to carry out the regulatory
29 or enforcement functions of the public entity.

30 “(3) For purposes of this section, ‘public entity’ means:

31 “(a) A board or agency of this state, or a board or agency of another state with regulatory or
32 enforcement functions similar to the functions of a health professional regulatory board of this state;

33 “(b) A district attorney;

34 “(c) The Department of Justice;

35 “(d) A state or local public body of this state that licenses, franchises or provides emergency

1 medical services; or

2 “(e) A law enforcement agency of this state, another state or the federal government.

3 “(4) **Notwithstanding subsections (1) to (3) of this section, the Physical Therapist Li-**
4 **censing Board may disclose information described in subsection (1) of this section to the**
5 **Physical Therapy Compact Commission established in section 1 of this 2016 Act.**

6 “**SECTION 4.** ORS 688.020 is amended to read:

7 “688.020. (1) Unless a person is a licensed physical therapist or holds a permit issued under ORS
8 688.110, a person shall not:

9 “(a) Practice physical therapy; or

10 “(b) Use in connection with the name of the person the words or letters, ‘P.T.’, ‘R.P.T.’,
11 ‘L.P.T.’, ‘physical therapist’, ‘physiotherapist’ or any other letters, words, abbreviations or insignia
12 indicating that the person is a physical therapist, or purports to be a physical therapist.

13 “(2) Unless a person holds a license as a physical therapist assistant, a person shall not:

14 “(a) Practice as a physical therapist assistant; or

15 “(b) Use in connection with the name of the person the words or letters, ‘L.P.T.A.’, ‘P.T.A.’,
16 ‘physical therapist assistant’, ‘licensed physical therapist assistant’, or any other letters, words, ab-
17 breviations or insignia indicating that the person is a physical therapist assistant or purports to be
18 a physical therapist assistant.

19 “(3) **Subsections (1) and (2) of this section do not apply to an individual who is authorized**
20 **to practice as a physical therapist, or work as a physical therapist assistant, by compact**
21 **privilege as defined in section 1 of this 2016 Act.”.**

22 In line 23, delete “3” and insert “5”.

23 In line 34, delete “4” and insert “6”.

24 On page 15, delete lines 20 through 23 and insert:

25 “**SECTION 7.** ORS 688.201 is amended to read:

26 “688.201. (1) All moneys received under ORS 688.010 to 688.201 shall be paid into *[the]* an ac-
27 count established by the Physical Therapist Licensing Board under ORS 182.470. **The board may**
28 **establish an additional account under ORS 182.470 for the purpose of meeting financial obli-**
29 **gations imposed on the State of Oregon as a result of this state’s participation in the Phys-**
30 **ical Therapy Licensure Compact established under section 1 of this 2016 Act.**

31 “(2) *[Those moneys hereby are appropriated continuously]* **The moneys paid into the accounts**
32 **established by the board under ORS 182.470 are continuously appropriated** to the board and
33 *[shall]* **may** be used only for the administration and enforcement of ORS 688.010 to 688.201 **and for**
34 **the purpose of meeting financial obligations imposed on the State of Oregon as a result of**
35 **this state’s participation in the Physical Therapy Licensure Compact established under sec-**
36 **tion 1 of this 2016 Act.**

37 “**SECTION 8.** 688.201, as amended by section 16, chapter 240, Oregon Laws 2013, is amended
38 to read:

39 “688.201. (1) All moneys received under ORS 688.010 to 688.201 shall be paid into *[the]* an ac-
40 count established by the Physical Therapist Licensing Board under ORS 182.470. **The board may**
41 **establish an additional account under ORS 182.470 for the purpose of meeting financial obli-**
42 **gations imposed on the State of Oregon as a result of this state’s participation in the Phys-**
43 **ical Therapy Licensure Compact established under section 1 of this 2016 Act.**

44 “(2) *[Those moneys hereby are appropriated continuously]* **The moneys paid into the accounts**
45 **established by the board under ORS 182.470 are continuously appropriated** to the board and

1 [shall] **may** be used only for the administration and enforcement of ORS 676.850 and 688.010 to
2 688.201 **and for the purpose of meeting financial obligations imposed on the State of Oregon**
3 **as a result of this state’s participation in the Physical Therapy Licensure Compact estab-**
4 **lished under section 1 of this 2016 Act.**

5 **“SECTION 9. (1) The amendments to ORS 676.177 by section 3 of this 2016 Act apply to**
6 **information disclosed on or after the effective date of this 2016 Act.**

7 **“(2) The amendments to ORS 688.020 by section 4 of this 2016 Act apply to individuals**
8 **authorized to practice as a physical therapist, or work as a physical therapist assistant, by**
9 **compact privilege on or after the effective date of this 2016 Act.**

10 **“(3) The amendments to ORS 688.110 and 688.160 by sections 5 and 6 of this 2016 Act apply**
11 **to licenses and permits issued or renewed by the Physical Therapist Licensing Board on or**
12 **after the effective date of this 2016 Act.**

13 **“(4) The amendments to ORS 688.201 by sections 7 and 8 of this 2016 Act apply to moneys**
14 **received by the board on or after the effective date of this 2016 Act.”.**

15 In line 24, delete “6” and insert “10”.
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