

SB 1504-1
(LC 153)
2/11/16 (SCT/ps)

Requested by Senator MONNES ANDERSON

**PROPOSED AMENDMENTS TO
SENATE BILL 1504**

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

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

5 On page 8, after line 25, insert:

6 “6.a. The Physical Therapy Licensure Compact Fund is established, sepa-
7 rate and distinct from the General Fund. All moneys in the Physical Therapy
8 Licensure Compact Fund are continuously appropriated to the Physical
9 Therapist Licensing Board to be used for the purposes of meeting financial
10 obligations imposed on the State of Oregon as a result of the state’s partic-
11 ipation in this Compact.

12 “b. An assessment levied, or any other financial obligation imposed, under
13 this Compact is effective against the State of Oregon only to the extent that
14 moneys necessary to pay the assessment or meet the financial obligations
15 have been deposited in the Physical Therapy Licensure Compact Fund.”.

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

17 After line 36, insert:

18 “2. Notwithstanding Section 9.A.1., the Physical Therapist Licensing
19 Board shall review the rules of the Commission. The licensing board may
20 approve and adopt the rules of the Commission as rules of the licensing
21 board. The State of Oregon is subject to a rule of the Commission only if the

1 rule of the Commission is adopted by the licensing board.”.

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

4 On page 12, line 24, delete “both”.

5 In line 25, delete “and damages”.

6 On page 13, after line 22, insert:

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

8 “676.177. (1) Notwithstanding any other provision of ORS 676.165 to
9 676.180, a health professional regulatory board, upon a determination by the
10 board that it possesses otherwise confidential information that reasonably
11 relates to the regulatory or enforcement function of another public entity,
12 may disclose that information to the other public entity.

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

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

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

22 “(b) A district attorney;

23 “(c) The Department of Justice;

24 “(d) A state or local public body of this state that licenses, franchises or
25 provides emergency medical services; or

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

28 **“(4) Notwithstanding subsections (1) to (3) of this section, the**
29 **Physical Therapist Licensing Board may disclose information described**
30 **in subsection (1) of this section to the Physical Therapy Compact**

1 **Commission established in section 1 of this 2016 Act.**

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

3 “688.020. (1) Unless a person is a licensed physical therapist or holds a
4 permit issued under ORS 688.110, a person shall not:

5 “(a) Practice physical therapy; or

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

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

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

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

18 **“(3) Subsections (1) and (2) of this section do not apply to an indi-
19 vidual who is authorized to practice as a physical therapist, or work
20 as a physical therapist assistant, by compact privilege as defined in
21 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
27 paid into the account established by the Physical Therapist Licensing Board
28 under ORS 182.470 **or the Physical Therapy Licensure Compact Fund
29 established under section 1 of this 2016 Act.**

30 **“(2) [*Those moneys hereby are appropriated continuously*] The moneys**

1 **paid into the account established by the board under ORS 187.470 are**
2 **continuously appropriated** to the board and *[shall]* **may** be used only for
3 the administration and enforcement of ORS 688.010 to 688.201.

4 **“(3) The moneys paid into the Physical Therapy Licensure Compact**
5 **Fund may be used only for the purposes of meeting financial obli-**
6 **gations imposed on the State of Oregon as a result of the state’s par-**
7 **ticipation in the Physical Therapy Licensure Compact.**

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

10 “688.201. (1) All moneys received under ORS 688.010 to 688.201 shall be
11 paid into the account established by the Physical Therapist Licensing Board
12 under ORS 182.470 **or the Physical Therapy Licensure Compact Fund**
13 **established under section 1 of this 2016 Act.**

14 **“(2) [Those moneys hereby are appropriated continuously] The moneys**
15 **paid into the account established by the board under ORS 187.470 are**
16 **continuously appropriated** to the board and *[shall]* **may** be used only for
17 the administration and enforcement of ORS 676.850 and 688.010 to 688.201.

18 **“(3) The moneys paid into the Physical Therapy Licensure Compact**
19 **Fund may be used only for the purposes of meeting financial obli-**
20 **gations imposed on the State of Oregon as a result of the state’s par-**
21 **ticipation in the Physical Therapy Licensure Compact.**

22 **“SECTION 9. (1) The amendments to ORS 676.177 by section 3 of this**
23 **2016 Act apply to information disclosed on or after the effective date**
24 **of this 2016 Act.**

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

29 **“(3) The amendments to ORS 688.110 and 688.160 by sections 5 and**
30 **6 of this 2016 Act apply to licenses and permits issued or renewed by**

1 **the Physical Therapist Licensing Board on or after the effective date**
2 **of this 2016 Act.**

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

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

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