

Adopted Rejected

COMMITTEE REPORT

YES: 8
NO: 2

MR. SPEAKER:

*Your Committee on Public Health, to which was referred House Bill 1512, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 1, delete lines 1 through 17, begin a new paragraph and insert:
- 2 "SECTION 1. IC 25-27-1-1 IS AMENDED TO READ AS
- 3 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 1. For the purposes of
- 4 this chapter:
- 5 (1) "Physical therapy" means the evaluation of, administration of,
- 6 or instruction in physical rehabilitative and habilitative techniques
- 7 and procedures to evaluate, prevent, correct, treat, alleviate, and
- 8 limit physical disability, pathokinesiologicial function, bodily
- 9 malfunction, pain from injury, disease, and any other physical
- 10 disability or mental disorder, including:
- 11 (A) the use of physical measures, agents, and devices for
- 12 preventive and therapeutic purposes;
- 13 (B) neurodevelopmental procedures;
- 14 (C) the performance, interpretation, and evaluation of physical
- 15 therapy tests and measurements; and

1 (D) the provision of consultative, educational, and other
2 advisory services for the purpose of preventing or reducing the
3 incidence and severity of physical disability, bodily
4 malfunction, and pain.

5 (2) "Physical therapist" means a person who practices physical
6 therapy as defined in this chapter.

7 (3) "Physical ~~therapist's~~ **therapist** assistant" means a person who
8 assists in the practice of physical therapy as defined in this
9 chapter.

10 (4) "Board" refers to the medical licensing board.

11 (5) "Committee" refers to the Indiana physical therapy committee
12 established under section 4 of this chapter.

13 (6) "Person" means an individual.

14 SECTION 2. IC 25-27-1-2 IS AMENDED TO READ AS
15 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 2. (a) Except as
16 otherwise provided in this chapter, it is unlawful for a person to
17 practice physical therapy or to profess to be a physical therapist,
18 physiotherapist, or physical therapy technician or to use the initials
19 "P.T.", "P.T.T.", or "R.P.T.", or any other letters, words, abbreviations,
20 or insignia indicating that the person is a physical therapist, or to
21 practice or to assume the duties incident to physical therapy without
22 first obtaining from the board a license authorizing the person to
23 practice physical therapy in this state.

24 (b) ~~It is unlawful for a person to practice physical therapy other than~~
25 ~~upon the order or referral of a physician, podiatrist, psychologist,~~
26 ~~chiropractor, or dentist holding an unlimited license to practice~~
27 ~~medicine, podiatric medicine, psychology, chiropractic, or dentistry,~~
28 ~~respectively.~~ It is unlawful for a physical therapist to **do any of the**
29 **following:**

30 (1) Use the services of a physical ~~therapist's~~ **therapist** assistant
31 except as provided under this chapter. ~~For the purposes of this~~
32 ~~subsection, the function of:~~

33 (1) ~~teaching;~~

34 (2) ~~doing research;~~

35 (3) ~~providing advisory services; or~~

36 (4) ~~conducting seminars on physical therapy;~~

37 ~~is not considered to be a practice of physical therapy.~~

38 (2) **Practice or offer to practice beyond the scope of the**

- 1 **practice of physical therapy.**
- 2 **(3) Fail to adhere to the standards of ethics of the physical**
- 3 **therapy profession established in the rules adopted by the**
- 4 **board.**
- 5 **(4) Promote an unnecessary device, treatment intervention, or**
- 6 **service for the financial gain of the practitioner or of a third**
- 7 **party.**
- 8 **(5) Provide treatment intervention unwarranted by the**
- 9 **condition of the patient.**
- 10 **(c) A physical therapist shall refer a person under the**
- 11 **therapist's care to a physician, podiatrist, psychologist,**
- 12 **chiropractor, or dentist:**
- 13 **(1) if the physical therapist has reasonable cause to believe**
- 14 **that symptoms or conditions are present that require services**
- 15 **beyond the therapist's scope of practice;**
- 16 **(2) if physical therapy is contraindicated; or**
- 17 **(3) if the person came to the physical therapist without a**
- 18 **referral and sixty (60) days have elapsed since the person's**
- 19 **initial visit to the physical therapist.**
- 20 **(d) A person who was previously referred to a physical therapist**
- 21 **may receive subsequent treatment from the physical therapist for**
- 22 **the same condition:**
- 23 **(1) without an additional referral; and**
- 24 **(2) without regard to the sixty (60) day limitation described in**
- 25 **subsection (c)(3).**
- 26 ~~(e)~~ **(e) Except as otherwise provided in this chapter, it is unlawful**
- 27 **for a person to act as a physical ~~therapist's~~ **therapist** assistant or to use**
- 28 **initials, letters, words, abbreviations, or insignia indicating that the**
- 29 **person is a physical ~~therapist's~~ **therapist** assistant without first**
- 30 **obtaining from the board a certificate authorizing the person to act as**
- 31 **a physical ~~therapist's~~ **therapist** assistant. It is unlawful for the person**
- 32 **to act as a physical therapist's assistant other than under the direct**
- 33 **supervision of a licensed physical therapist who is in responsible**
- 34 **charge of a patient. ~~or under the direct supervision of a physician.~~**
- 35 **However, nothing in this chapter prohibits a person licensed or**
- 36 **registered in this state under another law from engaging in the practice**
- 37 **for which the person is licensed or registered. These exempted persons**
- 38 **include persons engaged in the practice of osteopathy, chiropractic, or**

- 1 podiatric medicine.
- 2 **(f) This chapter does not authorize a person who is licensed as**
- 3 **a physical therapist to:**
- 4 **(1) practice medicine, surgery (as described in**
- 5 **IC 25-22.5-1-1.1(a)(1)(C)), dentistry, optometry, osteopathy,**
- 6 **psychology, chiropractic, or podiatric medicine; or**
- 7 **(2) prescribe a drug or other remedial substance used in**
- 8 **medicine.**
- 9 ~~(d)~~ **(g) This chapter does not authorize a person who is licensed as**
- 10 ~~a physical therapist or~~ **certified as a physical therapist's therapist**
- 11 ~~assistant to:~~
- 12 (1) evaluate any physical disability or mental disorder; ~~except~~
- 13 ~~upon the order or referral of a physician, podiatrist, psychologist,~~
- 14 ~~chiropractor, or dentist;~~
- 15 (2) practice medicine, surgery (as described in
- 16 IC 25-22.5-1-1.1(a)(1)(C)), dentistry, optometry, osteopathy,
- 17 psychology, chiropractic, or podiatric medicine; or
- 18 (3) prescribe a drug or other remedial substance used in
- 19 medicine.".
- 20 Delete pages 2 through 4
- 21 Page 5, delete lines 1 through 4.
- 22 Renumber all SECTIONS consecutively.
- (Reference is to HB 1512 as introduced.)

and when so amended that said bill do pass.

Representative Brown C