

**Amendment No. 720**

Assembly Amendment to Senate Bill No. 152 First Reprint

(BDR 54-471)

**Proposed by:** Committee on Commerce and Labor**Amendment Box:****Resolves Conflicts with:** N/A**Amends:** Summary: No Title: Yes Preamble: No Joint Sponsorship: No Digest: Yes

Adoption of this amendment will MAINTAIN a 2/3s majority vote requirement for final passage of S.B. 152 R1 (§§ 3, 4).

ASSEMBLY ACTION	Initial and Date	SENATE ACTION	Initial and Date
Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____	Adopted <input type="checkbox"/> Lost <input type="checkbox"/>	_____
Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____	Concurred In <input type="checkbox"/> Not <input type="checkbox"/>	_____
Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____	Receded <input type="checkbox"/> Not <input type="checkbox"/>	_____

Amend the bill as a whole by renumbering sec. 7 as sec. 8 and adding a new section designated sec. 7, following sec. 6, to read as follows:

“**Sec. 7.** NRS 640.275 is hereby amended to read as follows:

640.275 1. The Board may issue, without examination, a temporary license to practice as a physical therapist’s assistant to a person who:

- (a) Meets all of the other qualifications of NRS 640.230; and
- (b) Certifies that he has been assigned to the State of Nevada on a temporary basis to assist in a medical emergency.

2. The Board may charge a fee, not to exceed \$100, for the issuance of a temporary license.

MGF/TMC

Date: 5/12/2005

S.B. No. 152—Revises provisions relating to physical therapists.

3. A student who is enrolled in a program to become a physical therapist's assistant is not required to be licensed during his clinical training if his work is performed under the direct supervision of a physical therapist.

*4. A person who has applied for licensure as a physical therapist's assistant and who meets the qualifications set forth in NRS 640.230, except subsection 5 thereof, is temporarily exempt from licensure and may practice as a physical therapist's assistant during the period of the temporary exemption if:*

*(a) The person has submitted a completed application for licensure for the first time and the application has been approved by the Board;*

*(b) The Board has approved the person to sit for the examination required pursuant to NRS 640.230;*

*(c) The person has not previously failed an examination for licensure as a physical therapist's assistant;*

*(d) The person practices as a physical therapist's assistant under the direct supervision of a supervising physical therapist and in accordance with the provisions of this chapter and the regulations of the Board; and*

*(e) The person complies with any other requirements of the Board to practice as a physical therapist's assistant during the period of the temporary exemption.*

*5. The temporary exemption authorized by subsection 4 begins on the date on which the Board notifies the person that he may practice as a physical therapist's assistant under the temporary exemption and continues until the date of the examination if the person does not take the*

*examination or until the date on which the Board notifies the person of the results of the examination. During the period of the temporary exemption, the person:*

*(a) Shall not use as his title or professional credentials the words, letters or insignia "P.T.A." or "Physical Therapist's Assistant," or any other letters, words or insignia indicating or implying that he is a licensed physical therapist's assistant.*

*(b) Is subject to the regulatory and disciplinary authority of the Board to the same extent as a licensed physical therapist's assistant."*

Amend sec. 7, page 5, line 17, by deleting:

"5 and 6" and inserting:

"5, 6 and 7".

Amend the title of the bill by deleting the fifth line and inserting:

"physical therapy or to practice as a physical therapist's assistant under a temporary exemption from".

**If this amendment is adopted, the Legislative  
Counsel's Digest will be changed to read as follows:**

**Legislative Counsel's Digest:**

Existing law requires the State Board of Physical Therapy Examiners to approve schools and any educational curriculum for physical therapists and physical therapists' assistants subject to certain limitations. (NRS 640.060, 640.080, 640.230, 640.240) Under existing law, the Board is prohibited from approving certain schools and curricula unless they meet certain standards required by the American Physical Therapy Association. (NRS 640.080, 640.240)

This bill removes the requirement that certain schools and curricula approved by the Board must meet certain standards required by the American Physical Therapy Association. This bill gives the Board the authority to approve schools that are accredited by an accrediting agency recognized by the Board.

Under existing law, to be eligible for licensure as a physical therapist, an applicant must be of good moral character and must have graduated from a school in which he completed a curriculum of physical therapy approved by the Board. The applicant must also pass an examination. (NRS 640.080) An applicant may not practice physical therapy until he has been issued a license by the Board. (NRS 640.169)

This bill allows certain qualified applicants to practice physical therapy under a temporary exemption from licensure pending the examination. To be eligible for the temporary exemption, the applicant must be a qualified first-time applicant whose application has been approved by the Board and who has not previously failed the examination. During the period of the temporary exemption,

the applicant must practice under the supervision of a licensed physical therapist and must comply with any other requirements imposed by the Board. In addition, the applicant may only use the title “graduate of physical therapy” during this period, and the applicant is subject to the regulatory and disciplinary authority of the Board. The temporary exemption is valid until the applicant takes the examination for licensure and receives the results of the examination, or if the applicant fails to take the examination, until the date on which the examination is given. This bill provides a similar temporary exemption from licensure for physical therapists’ assistants.

Existing law provides that the State Board of Physical Therapy Examiners must require physical therapists to complete certain requirements for continuing education as a condition to the renewal of a license and requires the Board to approve the courses of study or training for that continuing education. (NRS 640.150)

This bill authorizes the Board to establish a fee of not more than \$150 to consider approving a course of study or training for continuing education.

Existing law makes it unlawful, except in certain circumstances, to practice physical therapy without a license. (NRS 640.169)

This bill authorizes the Board to impose a civil penalty of not more than \$5,000 per violation, in addition to any criminal penalty, on any person who practices physical therapy in this State without a license when required.