

House Bill 1475

By: Representative McCall of the 30th

A BILL TO BE ENTITLED
AN ACT

To amend Code Section 43-33-18 of the Official Code of Georgia Annotated, relating to the refusal to grant or restore licenses, discipline of licensees, suspension, revocation, or restriction of licenses, and immunity for persons reporting a violation, so as to modify certain provisions authorizing the board to discipline a physical therapist; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

SECTION 1.

Code Section 43-33-18 of the Official Code of Georgia Annotated, relating to the refusal to grant or restore licenses, discipline of licensees, suspension, revocation, or restriction of licenses, and immunity for persons reporting a violation, is amended by revising paragraph (1) of subsection (a) to read as follows:

"(a) The board shall have authority to refuse to grant or restore a license to an applicant or to discipline a physical therapist or physical therapist assistant licensed under this chapter or any antecedent law upon a finding by the board that the licensee or applicant has:

~~(1)(A) Implemented or continued a program of physical therapy treatment without consultation with an appropriate licensed practitioner of the healing arts; except that a physical therapist may implement a program of physical therapy treatment without consultation with an appropriately licensed practitioner of the healing arts when:~~

~~(i) Services are provided for the purpose of fitness, wellness, or prevention that is not related to the treatment of an injury or ailment; or~~

~~(ii)(I) The patient was previously diagnosed and received treatment or services for that diagnosis and the patient returns to physical therapy within 60 days of discharge from physical therapy for problems and symptoms that are related to the initial referral to the physical therapist. In such a situation the physical therapist shall notify the original referral source of the return to physical therapy within five business days; and~~

~~(H) The physical therapist holds a master's or doctorate degree from a professional physical therapy program that is accredited by a national accreditation agency recognized by the United States Department of Education and approved by the Georgia State Board of Physical Therapy or the physical therapist has completed at least two years of practical experience as a licensed physical therapist.~~

~~If after 90 days of initiating physical therapy services the physical therapist determines that no substantial progress has been made with respect to the primary complaints of the patient, the physical therapist shall refer the patient to an appropriately licensed practitioner of the healing arts. If at any time the physical therapist has reason to believe that the patient has symptoms or conditions that require treatment or services beyond the scope of practice of the physical therapist, the physical therapist shall refer the patient to an appropriately licensed practitioner of the healing arts; or~~

~~(B) In the case of practice as a physical therapist assistant, practiced other than under the supervision and direction of a licensed physical therapist;"~~

SECTION 2.

All laws and parts of laws in conflict with this Act are repealed.