



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB4348

Introduced 01/03/06, by Rep. Jim Sacia

SYNOPSIS AS INTRODUCED:

225 ILCS 84/10

Amends the Orthotics, Prosthetics, and Pedorthics Practice Act. Provides that "orthotic and prosthetic education program" means a course of instruction accredited by the Commission on Accreditation of Allied Health Education Programs or the American Board for Certification in Orthotics and Prosthetics (now, accredited only by the Commission on Accreditation of Allied Health Education Programs) that meets certain curriculum requirements.

LRB094 15507 RAS 50706 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Orthotics, Prosthetics, and Pedorthics
5 Practice Act is amended by changing Section 10 as follows:

6 (225 ILCS 84/10)

7 (Section scheduled to be repealed on January 1, 2010)

8 Sec. 10. Definitions. As used in this Act:

9 "Assistant" means a person who assists an orthotist,
10 prosthetist, or prosthetist/orthotist with patient care
11 services and fabrication of orthoses or prostheses under the
12 supervision of a licensed orthotist or prosthetist.

13 "Board" means the Board of Orthotics, Prosthetics, and
14 Pedorthics.

15 "Custom" means that an orthosis, prosthesis, or pedorthic
16 device is designed, fabricated, and aligned specifically for
17 one person in accordance with sound biomechanical principles.

18 "Custom fitted" means that a prefabricated orthosis,
19 prosthesis, or pedorthic device is modified and aligned
20 specifically for one person in accordance with sound
21 biomechanical principles.

22 "Department" means the Department of Professional
23 Regulation.

24 "Director" means the Director of Professional Regulation.

25 "Facility" means the business location where orthotic,
26 prosthetic, or pedorthic care is provided and, in the case of
27 an orthotic/prosthetic facility, has the appropriate clinical
28 and laboratory space and equipment to provide comprehensive
29 orthotic or prosthetic care and, in the case of a pedorthic
30 facility, has the appropriate clinical space and equipment to
31 provide pedorthic care. Licensed orthotists, prosthetists, and
32 pedorthists must be available to either provide care or

1 supervise the provision of care by registered staff.

2 "Licensed orthotist" means a person licensed under this Act
3 to practice orthotics and who represents himself or herself to
4 the public by title or description of services that includes
5 the term "orthotic", "orthotist", "brace", or a similar title
6 or description of services.

7 "Licensed pedorthist" means a person licensed under this
8 Act to practice pedorthics and who represents himself or
9 herself to the public by the title or description of services
10 that include the term "pedorthic", "pedorthist", or a similar
11 title or description of services.

12 "Licensed physician" means a person licensed under the
13 Medical Practice Act of 1987.

14 "Licensed podiatrist" means a person licensed under the
15 Podiatric Medical Practice Act of 1987.

16 "Licensed prosthetist" means a person licensed under this
17 Act to practice prosthetics and who represents himself or
18 herself to the public by title or description of services that
19 includes the term "prosthetic", "prosthetist", "artificial
20 limb", or a similar title or description of services.

21 "Orthosis" means a custom-fabricated or custom-fitted
22 brace or support designed to provide for alignment, correction,
23 or prevention of neuromuscular or musculoskeletal dysfunction,
24 disease, injury, or deformity. "Orthosis" does not include
25 fabric or elastic supports, corsets, arch supports,
26 low-temperature plastic splints, trusses, elastic hoses,
27 canes, crutches, soft cervical collars, dental appliances, or
28 other similar devices carried in stock and sold as
29 "over-the-counter" items by a drug store, department store,
30 corset shop, or surgical supply facility.

31 "Orthotic and Prosthetic Education Program" means a course
32 of instruction accredited by the Commission on Accreditation of
33 Allied Health Education Programs or the American Board for
34 Certification in Orthotics and Prosthetics, consisting of (i) a
35 basic curriculum of college level instruction in math, physics,
36 biology, chemistry, and psychology and (ii) a specific

1 curriculum in orthotic or prosthetic courses, including: (A)
2 lectures covering pertinent anatomy, biomechanics,
3 pathomechanics, prosthetic-orthotic components and materials,
4 training and functional capabilities, prosthetic or orthotic
5 performance evaluation, prescription considerations, etiology
6 of amputations and disease processes necessitating prosthetic
7 or orthotic use, and medical management; (B) subject matter
8 related to pediatric and geriatric problems; (C) instruction in
9 acute care techniques, such as immediate and early
10 post-surgical prosthetics and fracture bracing techniques; and
11 (D) lectures, demonstrations, and laboratory experiences
12 related to the entire process of measuring, casting, fitting,
13 fabricating, aligning, and completing prostheses or orthoses.

14 "Orthotic and prosthetic scope of practice" means a list of
15 tasks, with relative weight given to such factors as
16 importance, criticality, and frequency, based on
17 internationally accepted standards of orthotic and prosthetic
18 care as outlined by the International Society of Prosthetics
19 and Orthotics' professional profile for Category I and Category
20 III orthotic and prosthetic personnel.

21 "Orthotics" means the science and practice of evaluating,
22 measuring, designing, fabricating, assembling, fitting,
23 adjusting, or servicing an orthosis under an order from a
24 licensed physician or podiatrist for the correction or
25 alleviation of neuromuscular or musculoskeletal dysfunction,
26 disease, injury, or deformity.

27 "Orthotist" means a person who measures, designs,
28 fabricates, fits, or services orthoses and assists in the
29 formulation of the order of orthoses as ordered by a licensed
30 physician for the support or correction of disabilities caused
31 by neuro-musculoskeletal diseases, injuries, or deformities.

32 "Over-the-counter" means a prefabricated, mass-produced
33 device that is prepackaged and requires no professional advice
34 or judgement in either size selection or use, including fabric
35 or elastic supports, corsets, generic arch supports, elastic
36 hoses.

1 "Pedorthic device" means therapeutic footwear, foot
2 orthoses for use at the ankle or below, and modified footwear
3 made for therapeutic purposes. "Pedorthic device" does not
4 include non-therapeutic accommodative inlays or
5 non-therapeutic accommodative footwear, regardless of method
6 of manufacture, shoe modifications made for non-therapeutic
7 purposes, unmodified, over-the-counter shoes, or prefabricated
8 foot care products.

9 "Pedorthic education program" means a course of
10 instruction accredited by the Board for Certification in
11 Pedorthics consisting of (i) a basic curriculum of instruction
12 in foot-related pathology of diseases, anatomy, and
13 biomechanics and (ii) a specific curriculum in pedorthic
14 courses, including lectures covering shoes, foot orthoses, and
15 shoe modifications, pedorthic components and materials,
16 training and functional capabilities, pedorthic performance
17 evaluation, prescription considerations, etiology of disease
18 processes necessitating use of pedorthic devices, medical
19 management, subject matter related to pediatric and geriatric
20 problems, and lectures, demonstrations, and laboratory
21 experiences related to the entire process of measuring and
22 casting, fitting, fabricating, aligning, and completing
23 pedorthic devices.

24 "Pedorthic scope of practice" means a list of tasks with
25 relative weight given to such factors as importance,
26 criticality, and frequency based on nationally accepted
27 standards of pedorthic care as outlined by the Board for
28 Certification in Pedorthics' comprehensive analysis with an
29 empirical validation study of the profession performed by an
30 independent testing company.

31 "Pedorthics" means the science and practice of evaluating,
32 measuring, designing, fabricating, assembling, fitting,
33 adjusting, or servicing a pedorthic device under an order from
34 a licensed physician or podiatrist for the correction or
35 alleviation of neuromuscular or musculoskeletal dysfunction,
36 disease, injury, or deformity.

1 "Pedorthist" means a person who measures, designs,
2 fabricates, fits, or services pedorthic devices and assists in
3 the formulation of the order of pedorthic devices as ordered by
4 a licensed physician for the support or correction of
5 disabilities caused by neuro-musculoskeletal diseases,
6 injuries, or deformities.

7 "Person" means a natural person.

8 "Prosthesis" means an artificial medical device that is not
9 surgically implanted and that is used to replace a missing
10 limb, appendage, or any other external human body part
11 including an artificial limb, hand, or foot. "Prosthesis" does
12 not include artificial eyes, ears, fingers, or toes, dental
13 appliances, cosmetic devices such as artificial breasts,
14 eyelashes, or wigs, or other devices that do not have a
15 significant impact on the musculoskeletal functions of the
16 body.

17 "Prosthetics" means the science and practice of
18 evaluating, measuring, designing, fabricating, assembling,
19 fitting, adjusting, or servicing a prosthesis under an order
20 from a licensed physician.

21 "Prosthetist" means a person who measures, designs,
22 fabricates, fits, or services prostheses and assists in the
23 formulation of the order of prostheses as ordered by a licensed
24 physician for the replacement of external parts of the human
25 body lost due to amputation or congenital deformities or
26 absences.

27 "Prosthetist/orthotist" means a person who practices both
28 disciplines of prosthetics and orthotics and who represents
29 himself or herself to the public by title or by description of
30 services.

31 "Resident" means a person who has completed an education
32 program in either orthotics or prosthetics and is continuing
33 his or her clinical education in a residency accredited by the
34 National Commission on Orthotic and Prosthetic Education.

35 "Technician" means a person who assists an orthotist,
36 prosthetist, prosthetist/orthotist, or pedorthist with

1 fabrication of orthoses, prostheses, or pedorthic devices but
2 does not provide direct patient care.
3 (Source: P.A. 91-590, eff. 1-1-00.)