92\_HB3194ham001

## LRB9205124ACsbam

- 1 AMENDMENT TO HOUSE BILL 3194
- 2 AMENDMENT NO. \_\_\_\_. Amend House Bill 3194 by replacing
- 3 everything after the enacting clause with the following:
- 4 "Section 5. The Illinois Occupational Therapy Practice
- 5 Act is amended by changing Section 2 and adding Sections 3.1,
- 6 3.2, and 11.1 as follows:
- 7 (225 ILCS 75/2) (from Ch. 111, par. 3702)
- 8 Sec. 2. <u>Definitions.</u> In this Act:
- 9 (1) "Department" means the Department of Professional
- 10 Regulation.
- 11 (2) "Director" means the Director of Professional
- 12 Regulation.
- 13 (3) "Board" means the Illinois Occupational Therapy
- 14 Board appointed by the Director.
- 15 (4) "Registered occupational therapist" means a person
- licensed to practice occupational therapy as defined in this
- 17 Act, and whose license is in good standing.
- 18 (5) "Certified occupational therapy assistant" means a
- 19 person licensed to assist in the practice of occupational
- 20 therapy under the supervision of a registered occupational
- 21 therapist, and to implement the occupational therapy
- 22 treatment program as established by the registered

1	occupational	therapist.	Such	program	may	include	training	in
---	--------------	------------	------	---------	-----	---------	----------	----

- 2 activities of daily living, the use of therapeutic activity
- 3 including task oriented activity to enhance functional
- 4 performance, and guidance in the selection and use of
- 5 adaptive equipment.
- 6 (6) "Occupational therapy" means the therapeutic use of
- 7 purposeful and meaningful occupations or goal-directed
- 8 <u>activities</u> to evaluate and provide interventions for
- 9 <u>individuals and populations who have a disease or disorder,</u>
- 10 <u>an impairment, an activity limitation, or a participation</u>
- 11 <u>restriction that interferes with their ability to function</u>
- independently in their daily life roles and to promote health
- 13 <u>and wellness. Occupational therapy intervention may include</u>
- 14 any of the following:
- 15 <u>(a) remediation or restoration of performance</u>
- 16 <u>abilities that are limited due to impairment in</u>
- biological, physiological, psychological, or neurological
- 18 <u>processes;</u>
- (b) adaptation of task, process, or the environment
- or the teaching of compensatory techniques in order to
- 21 <u>enhance performance;</u>
- (c) disability prevention methods and techniques
- 23 <u>that facilitate the development or safe application of</u>
- 24 <u>performance skills; and</u>
- 25 <u>(d) health promotion strategies and practices that</u>
- 26 <u>enhance performance abilities.</u>
- 27 <u>The registered occupational therapist or certified</u>
- 28 <u>occupational therapy assistant may assume a variety of roles</u>
- 29 <u>in his or her career including, but not limited to,</u>
- 30 practitioner, supervisor of professional students and
- 31 <u>volunteers</u>, <u>researcher</u>, <u>scholar</u>, <u>consultant</u>, <u>administrator</u>,
- 32 <u>faculty, clinical instructor, and educator of consumers,</u>
- 33 peers, and family.
- 34 (7) "Occupational therapy services" means services that

1	may be provided to individuals and populations including,					
2	without limitation, the following:					
3	(a) evaluating, developing, improving, sustaining,					
4	or restoring skills in activities of daily living, work,					
5	or productive activities, including instrumental living					
6	and play and leisure activities;					
7	(b) evaluating, developing, improving, or restoring					
8	sensory motor, cognitive, or psychosocial components of					
9	performance;					
10	(c) designing, fabricating, applying, or training					
11	in the use of assistive technology or orthotic devices					
12	and training in the use of prosthestic devices;					
13	(d) adapting environments and processes, including					
14	the application of ergonomic principles, to enhance					
15	performance and safety in daily life roles;					
16	(e) for occupational therapists possessing advanced					
17	training, skills, and competency as determined by the					
18	Department, applying physical agent modalities as an					
19	adjunct to or in preparation for engagement in					
20	occupations;					
21	(f) evaluating and providing intervention in					
22	collaboration with the client, family, caregiver, or					
23	others;					
24	(g) educating the client, family, caregiver, or					
25	others in carrying out appropriate nonskilled					
26	interventions; and					
27	(h) consulting with groups, programs,					
28	organizations, or communities to provide population-based					
29	services.					
30	(8) "Occupational therapy aid" means an individual who					
31	provides supportive services to occupational therapy					
32	practitioners but who is not certified by a nationally					
33	recognized occupational therapy certifying or licensing body.					
34	theevaluationof-functional-performance-ability-of-persons					

1 impaired-by-physical-illness-or-injury,--emotional--disorder, 2 congenital-or-developmental-disability,-or-the-aging-process, 3 and-the-analysis,-selection-and-application-of-occupations-or 4 goal--directed-activities,-for-the-treatment-or-prevention-of 5 these---disabilities---to---achieve---optimum----functioning. Occupational-therapy-services-include,-but-are-not-limited-to 6 7 activities--of-daily-living-(ADL);-the-design-fabrication-and 8 application-or-splints,-administration-and-interpretation--of 9 standardized-----tests-----to----identify-----dysfunctions, 10 sensory-integrative-and-perceptual-motor-activities,-the--use of--task--oriented--activities,-guidance-in-the-selection-and 11 12 use-of-assistive-devices,-goal-oriented--activities--directed 13 toward---enhancing---functional---performance,--prevocational 14 evaluation-and-vocational-training,-and-consultation--in--the 15 adaptation -- of -- physical -- environments -- for -- the -handicapped -16 These-services-are-provided-to-individuals-or-groups--through 17 medical, ---health, ---educational, ---and--social--systems. --An occupational-therapist-may-evaluate-a-person-but-shall-obtain 18 19 a-referral-by-a-physician-before-treatment-is-administered-by 20 the-occupational-therapist--An-occupational--therapist--shall 21 refer--to--a--licensed--physician,-dentist,-or-podiatrist-any 22 patient-whose--medical--condition--should,--at--the--time--of 23 evaluation-or-treatment,-be-determined-to-be-beyond-the-scope 24 of-practice-of-the-occupational-therapist. 25 (Source: P.A. 88-424.)

26 (225 ILCS 75/3.1 new)

2.7

28

29

30

31

32

33

Sec. 3.1. Referrals. An occupational therapist may enter a case for the purposes of providing consultation, education, and monitoring services and for evaluating an individual for the need for occupational therapy services for non-medical client needs. Implementation of direct occupational therapy to individuals for their specific health care conditions shall be based upon a referral from a

- 1 licensed physician, dentist, podiatrist, optometrist, or any
- 2 <u>other qualified licensed health care professional who, within</u>
- 3 the scope of the professional licensure, is authorized to
- 4 <u>refer for health care services.</u>
- 5 <u>An occupational therapist shall refer to a licensed</u>
- 6 physician, dentist, optometrist, or podiatrist any patient
- 7 whose medical condition should, at the time of evaluation or
- 8 treatment, be determined to be beyond the scope of practice
- 9 <u>of the occupational therapist.</u>
- 10 (225 ILCS 75/3.2 new)
- 11 <u>Sec. 3.2. Practice of optometry. No rule shall be</u>
- 12 <u>adopted under this Act that allows an occupational therapist</u>
- 13 to perform an act, task, or function primarily performed in
- 14 the lawful practice of optometry under the Illinois
- 15 Optometric Practice Act of 1987.
- 16 (225 ILCS 75/11.1 new)

21

22

23

- Sec. 11.1. Continuing education requirement. Registered
- 18 <u>occupational therapists and certified occupational therapy</u>
- 19 <u>assistants</u> shall demonstrate continued competency as a
- 20 <u>requirement for the renewal of their licenses.</u> Continued

competency is the ongoing application and integration of

knowledge, critical thinking, interpersonal, and psychomotor

skills essential to safely and effectively deliver

- 24 <u>occupational therapy services within the context of a</u>
- 25 practitioner's role and environment. The indicators of
- 26 <u>continued competency change over time as various factors</u>,
- 27 <u>such as a change in role, practice setting, or client</u>
- 28 population and responsibility, reshape the scope of an
- 29 <u>occupational therapist's practice. Continued competency</u>
- 30 <u>includes the demonstration of observable and quantifiable</u>
- 31 <u>behaviors throughout the occupational therapy process</u>
- 32 <u>including evaluation</u>, planning, analysis, and modification of

- 1 <u>interventions</u>, <u>supervision</u>, <u>administration</u>, <u>research</u>, <u>and</u>
- 2 <u>education</u>. <u>Interpersonal</u> and <u>behavioral</u> characteristics of
- 3 <u>continued competency include a safe, efficient, and effective</u>
- 4 service of practice and an ongoing assumption of
- 5 <u>responsibility for continued professional growth and</u>
- 6 <u>development</u>.
- 7 Section 99. Effective date. This Act takes effect on
- 8 January 1, 2002.".