

S.F. No. 0042**Occupational Therapy Practice Act.**

Sponsored By: Joint Corporations, Elections & Political
Subdivisions Interim Committee

AN ACT relating to professions and occupations; amending the Occupational Therapy Practice Act; adding and amending definitions; defining unprofessional conduct; amending the scope of practice; amending licensure and temporary licensure standards; amending standards for reentry into the profession; amending provisions related to foreign license applicants; amending continuing education requirements; specifying who must hold a license; specifying the role of unlicensed persons; repealing archaic provisions; amending board duties and procedures; providing for licensure waiver; repealing criminal penalties; and providing for an effective date.

1/25/2016 Bill Number Assigned
2/5/2016 S Received for Introduction
2/8/2016 S Introduced and Referred to S07 - Corporations 29-0-1-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Rothfuss, Scott, Von Flatern, Wasserburger

Excused: Senator Ross

Ayes 29 **Nays** 0 **Excused** 1 **Absent** 0 **Conflicts** 0

2/9/2016 S07 - Corporations:Recommend Amend and Do Pass 5-0-0-0-0

ROLL CALL

Ayes: Senator(s) Case, Hicks, Meier, Pappas, Scott

Ayes 5 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/9/2016 S Placed on General File

SF0042SS001/ADOPTED

Page 21-line 9 Delete "(b) and (c)," insert "and"; after
"(ii)" delete ",,".

Page 21-line 10 Delete through "33-40-117". CASE, CHAIRMAN

2/9/2016 S COW:Passed

SF0042S2001/ADOPTED

Page 6-line 1 After "place" insert ";" and delete balance of
line.

Page 6-line 2 Delete.

Page 6-line 3 Delete. SCOTT

2/10/2016 S 2nd Reading:Passed
2/11/2016 S 3rd Reading:Passed 30-0-0-0-0

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

2/16/2016 H Received for Introduction

2/17/2016 H Introduced and Referred to H07 - Corporations

2/23/2016 H07 - Corporations:Recommend Amend and Do Pass 6-3-0-0-0

ROLL CALL

Ayes: Representative(s) Byrd, Edwards, Gay, Kirkbride, Paxton, Zwonitzer, Dn.

Nays: Representative(s) Blackburn, Jennings, Lindholm

Ayes 6 **Nays** 3 **Excused** 0 **Absent** 0 **Conflicts** 0

2/23/2016 H Placed on General File

SF0042HS001/ADOPTED (TO ENGROSSED COPY)

Page 2-line 5 After "33-40-106(a)" delete balance of the line.

Page 2-line 6 Delete "paragraph (v)".

Page 11-line 21 Delete "and".

Page 12-lines 1 through 4 Delete entirely and insert:

"(ii) Has successfully completed the academic requirements in occupational therapy in an approved program that is accredited by the ~~committee on allied health education and accreditation, American Medical Association in collaboration with the American Occupational Therapy Association, Inc. The certified occupational therapy assistant program shall be approved by the~~ American Occupational Therapy Association, Inc. Association's accreditation council for occupational therapy Education (ACOTE) or a successor organization as established in rule and approved by the licensure board;

(iii) Has successfully completed a period of supervised fieldwork experience ~~arranged~~required by the recognized educational institution where the applicant met the academic requirements ~~or by the nationally recognized professional association. For a registered occupational therapist, a minimum of twenty-four (24) weeks of supervised fieldwork experience is required. For a certified occupational therapy assistant, a minimum of eight (8) weeks of supervised fieldwork experience is required~~ described in paragraph (ii) of this subsection; and

(iv) Has passed ~~an~~a national certification examination as provided in W.S. 33-40-107."

Page 21-line 7 After "33-40-106" delete "(a)(ii) through (iv) and". KIRKBRIDE, VICE-CHAIRMAN

2/24/2016 H COW:Passed

2/25/2016 H 2nd Reading:Passed

SF0042H3001/ADOPTED (TO ENGROSSED COPY)

Page 7-lines 7 and 8 Delete entirely and insert "(D) The use of a substance as defined by W.S. 35-1-613(a)(vii) that impairs the person's ability to safely provide occupational therapy;". ZWONITZER, DN.

SF0042H3002/WITHDRAWN

2/26/2016 H 3rd Reading:Passed 35-23-2-0-0

ROLL CALL

Ayes: Representative(s) Baldwin, Barlow, Berger, Blake, Brown, Byrd, Campbell, Cannady, Connolly, Dayton, Eklund, Esquibel, K., Freeman, Greear, Harshman, Harvey, Kasperik, Kinner, Kirkbride, Krone, Larsen, Loucks, Moniz, Nicholas, B., Northrup, Paxton, Pelkey, Petroff, Schwartz, Sommers, Stubson, Walters, Wilson, Zwonitzer, Dn., Zwonitzer, Dv.

Nays: Representative(s) Allen, Baker, Blackburn, Burkhardt, Clem, Edmonds, Edwards, Gay, Halverson, Hunt, Jaggi, Jennings, Kroeker, Laursen, Lindholm, Lockhart, Madden, McKim, Miller, Piiparinen, Pownall, Reeder, Steinmetz

Excused: Representative(s) Throne, Winters

Ayes 35 **Nays** 23 **Excused** 2 **Absent** 0 **Conflicts** 0

2/26/2016 S Received for Concurrence

2/26/2016 S Concur:Failed 0-30-0-0-0

ROLL CALL

Nays: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 0 **Nays** 30 **Excused** 0 **Absent** 0 **Conflicts** 0

2/26/2016 S Appointed JCC01 Members

Senator(s) Boner, Case, Scott

2/29/2016 H Appointed JCC01 Members

Representative(s) Zwonitzer, Dn., Blackburn, Kasperik

3/1/2016 S Adopted SF0042JC001: 30-0-0-0-0

SF0042JC001/SADOPTED (TO ENGROSSED COPY)

Adopt the following House amendment:

SF0042HS001/A

Delete the following House amendment:

SF0042H3001/A

Further amend the ENGROSSED COPY as follows:

Page 7-line 8

Before ";" insert "or the use of a substance as defined by W.S. 35-1-613(a)(vii) that impairs the person's ability to safely provide occupational therapy". BONER, CASE, SCOTT, ZWONITZER, DN., BLACKBURN, KASPERIK

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Bebout, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Perkins, Peterson, Ross, Rothfuss, Scott, Von Flatern, Wasserburger

Ayes 30 **Nays** 0 **Excused** 0 **Absent** 0 **Conflicts** 0

3/2/2016 H Did Not Adopt SF0042JC001: 21-37-2-0-0

SF0042JC001/SADOPTEDHFAILED (TO ENGROSSED COPY)

Adopt the following House amendment:

SF0042HS001/A

Delete the following House amendment:

SF0042H3001/A

Further amend the ENGROSSED COPY as follows:

Page 7-line 8

Before "i;" insert "or the use of a substance as defined by W.S. 35-1-613(a)(vii) that impairs the person's ability to safely provide occupational therapy". BONER, CASE, SCOTT, ZWONITZER, DN., BLACKBURN, KASPERIK

ROLL CALL

Ayes: Representative(s) Baldwin, Berger, Blake, Byrd, Campbell, Cannady, Connolly, Dayton, Freeman, Harvey, Kasperik, Kirkbride, Krone, Madden, Paxton, Petroff, Sommers, Stubson, Walters, Wilson, Zwonitzer, Dn.

Nays: Representative(s) Allen, Baker, Barlow, Blackburn, Brown, Burkhardt, Clem, Edmonds, Edwards, Eklund, Esquibel, K., Gay, Greear, Halverson, Harshman, Hunt, Jaggi, Jennings, Kinner, Kroeker, Larsen, Laursen, Lindholm, Lockhart, Loucks, McKim, Miller, Moniz, Nicholas, B., Northrup, Pelkey, Piiparinen, Pownall, Reeder, Schwartz, Steinmetz, Winters

Excused: Representative(s) Throne, Zwonitzer, Dv.

Ayes 21 **Nays** 37 **Excused** 2 **Absent** 0 **Conflicts** 0

3/3/2016 Pursuant to JR 2-1(c):S Appointed JCC02 Members
Senator(s) Boner, Case, Scott

3/3/2016 Pursuant to JR 2-1(c): H Appointed JCC02 Members
Representative(s) Nicholas, B., Petroff, Zwonitzer, Dn.

3/3/2016 S Adopted SF0042JC002: 27-2-1-0-0

SF0042JC002/SADOPTED (TO ENGROSSED COPY)

Adopt the following House amendments:

SF0042HS001/AE

Delete the following House amendments:

SF0042H3001/AE

Further amend the ENGROSSED COPY as follows:

Page 7-line 7

After "(D)" delete balance of the line.

Page 7-line 8

Delete entirely and insert: "Suffering from an active substance abuse disorder that affects the occupational therapist's ability to perform as an occupational therapist";". BONER, CASE, NICHOLAS, B., PETROFF, ZWONITZER, DN.

ROLL CALL

Ayes: Senator(s) Anderson, Barnard, Boner, Burns, Case, Christensen, Coe, Cooper, Craft, Dockstader, Driskill, Emerich, Esquibel, F., Geis, Hastert, Hicks, Johnson, Kinskey, Landen, Meier, Nicholas, P., Pappas, Peterson, Ross, Rothfuss, Von Flatern, Wasserburger

Nays: Senator(s) Perkins, Scott

Excused: Senator Bebout

Ayes 27 **Nays** 2 **Excused** 1 **Absent** 0 **Conflicts** 0

3/4/2016 H Adopted SF0042JC002: 41-19-0-0-0

SF0042JC002/SADOPTEDHADOPTED (TO ENGROSSED COPY)

Adopt the following House amendments:

SF0042HS001/AE

Delete the following House amendments:

SF0042H3001/AE

Further amend the ENGROSSED COPY as follows:

Page 7-line 7 After "(D)" delete balance of the line.

Page 7-line 8 Delete entirely and insert: "Suffering from an active substance abuse disorder that affects the occupational therapist's ability to perform as an occupational therapist;". BONER, CASE, NICHOLAS, B., PETROFF, ZWONITZER, DN.

ROLL CALL

Ayes: Representative(s) Baldwin, Barlow, Berger, Blackburn, Blake, Brown, Burkhardt, Byrd, Campbell, Cannady, Connolly, Dayton, Eklund, Esquibel, K., Freeman, Greear, Harshman, Harvey, Hunt, Jaggi, Kinner, Kirkbride, Krone, Larsen, Lockhart, Madden, Moniz, Nicholas, B., Northrup, Paxton, Pelkey, Petroff, Pownall, Schwartz, Sommers, Stubson, Throne, Walters, Wilson, Zwonitzer, Dn., Zwonitzer, Dv.

Nays: Representative(s) Allen, Baker, Clem, Edmonds, Edwards, Gay, Halverson, Jennings, Kasperik, Kroeker, Laursen, Lindholm, Loucks, McKim, Miller, Piiparinen, Reeder, Steinmetz, Winters

Ayes 41 **Nays** 19 **Excused** 0 **Absent** 0 **Conflicts** 0

3/4/2016 Assigned Number SEA No. 0060
3/4/2016 S President Signed SEA No. 0060
3/4/2016 H Speaker Signed SEA No. 0060
3/11/2016 Governor Signed SEA No. 0060
3/16/2016 Assigned Chapter Number

Chapter No. 104 Session Laws of Wyoming 2016