

1 HB292  
2 135912-6  
3 By Representative Johnson (R)  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 19-FEB-13

ENGROSSED

A BILL  
TO BE ENTITLED  
AN ACT

To amend Sections 34-25A-3, 34-25A-4, 34-25A-5, 34-25A-7, and 34-25A-11 of the Code of Alabama 1975, relating to the State Board of Prosthetists and Orthotists; to further provide for definitions; to specify that an orthotic supplier provides non-custom orthoses; to specify that the law applies to licensed therapeutic shoe fitters; and to conform the abbreviated licensure titles in the law.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. This act is named and shall be known as the "Colonel Mike Sullivan Act."

Section 2. Sections 34-25A-3, 34-25A-4, 34-25A-5, 34-25A-7, and 34-25A-11 of the Code of Alabama 1975, are amended to read as follows:

"§34-25A-3.

"As used in this chapter, the following terms shall have the following meanings:

"(1) ACCREDITED FACILITY. A facility where prosthetic, orthotic, prosthetic and orthotic, or pedorthic care is provided to patients needing such care and has met the requirements of the board for such designation. The board

1 shall require that all accredited facilities meet the  
2 requirements of a national certifying board, recognized by the  
3 state board in prosthetics, orthotics, and pedorthics  
4 accredited by the National Commission for Certifying Agencies  
5 (NCCA) in the discipline or disciplines for which the  
6 application is made and meet any other requirements of the  
7 board. The requirements may include custom and non-custom  
8 items the board may determine are necessary to perform quality  
9 care and are typical in the course of business.

10           "(2) ACCREDITED PEDORTHIC FACILITY. A facility where  
11 pedorthic care may be provided that has met the requirements  
12 of the board for such designation. An accredited pedorthic  
13 facility shall contain a site that includes at least the  
14 following equipment: Sanding/grinding equipment suitable for  
15 use, an oven for plastics and foams used in the fabrication of  
16 pedorthic devices, and a vacuum device for forming pedorthic  
17 devices.

18           "(3) AUTHORIZED HEALTH CARE PRACTITIONER. A  
19 physician licensed to practice medicine or a person licensed  
20 or authorized to practice podiatry pursuant to Article 6  
21 (commencing with Section 34-24-230) of Chapter 24.

22           "(4) BOARD. The Alabama State Board of Prosthetists  
23 and Orthotists.

24           "(5) CHIROPRACTOR. A person licensed and acting  
25 within the definition as found in Section 34-24-120.

26           "(6) MASTECTOMY FITTER. A health care professional  
27 who is specifically educated and trained in the provision of

1 breast prostheses and post-mastectomy services, including  
2 patient assessment, formulation of a treatment plan,  
3 implementation of the treatment plan, and follow-up and  
4 practice management, which is consistent with nationally  
5 recognized programs which are accredited by the National  
6 Commission for Certifying Agencies (NCCA).

7 "(7) OCCUPATIONAL THERAPIST/OCCUPATIONAL THERAPIST  
8 ASSISTANT/OCCUPATIONAL THERAPIST AIDE. A person who is  
9 licensed as an occupational therapist, or occupational  
10 therapist assistant, or occupational therapist aide as defined  
11 in Section 34-39-3.

12 "(8) ORTHOSIS. A custom-fabricated, definitive brace  
13 or support that is designed for long-term use.  
14 Custom-fabricated orthoses, also known as custom-made  
15 orthoses, are devices designed and made from raw materials or  
16 commercially available components for a specific patient and  
17 require the generation of an image, form, or mold that  
18 replicates the patient's body or body segment and involves the  
19 rectification of dimensions, contours, and volumes to achieve  
20 proper fit, comfort, and function for that specific patient.  
21 Except for the treatment of scoliosis, orthosis does not  
22 include prefabricated or direct-formed orthotic devices, as  
23 defined in this subdivision and does not include any of the  
24 following items: Commercially available knee orthoses used  
25 following injury or surgery; upper extremity adaptive  
26 equipment; finger splints; leather wrist gauntlets; face masks  
27 used following burns; wheelchair seating that is an integral

1 part of the wheelchair and not worn by the patient independent  
2 of the wheelchair; fabric or elastic supports; corsets; arch  
3 supports, also known as non-custom or prefabricated orthotics;  
4 low-temperature formed plastic splints; trusses; elastic hose;  
5 canes; crutches; cervical collars; dental appliances, and  
6 other similar devices as determined by the board, such as  
7 those commonly carried in stock by a pharmacy, hospital,  
8 rehabilitation facility, department store, corset shop, or  
9 surgical supply facility. Prefabricated orthoses, also known  
10 as custom-fitted or off-the-shelf, are devices that are  
11 manufactured as commercially available items for no particular  
12 patient, but those devices that can be formed or shaped by a  
13 person licensed under this chapter are considered custom made.  
14 Direct-formed orthoses are devices formed or shaped during the  
15 molding process directly on the patient's body or body  
16 segment.

17 "(9) ORTHOTIC FITTER. A health care practitioner,  
18 licensed with the board, who is specifically educated and  
19 trained in the provision of certain orthoses, including  
20 patient assessment, formulation of a treatment plan,  
21 follow-up, and practice management, consistent with nationally  
22 recognized programs accredited by the National Commission for  
23 Certifying Agencies (NCCA).

24 "~~(9)~~ (10) ORTHOTICS. The science and practice of  
25 evaluating, measuring, designing, fabricating, assembling,  
26 fitting, adjusting, or servicing, as well as providing the  
27 initial training necessary to accomplish the fitting of, an

1 orthosis for the support, correction, or alleviation of  
2 neuromuscular or musculoskeletal dysfunction, disease, injury,  
3 or deformity. The practice of orthotics encompasses  
4 evaluations and consultation and continuing care, with basic  
5 observational gait and posture analysis. Orthotists assess the  
6 need for and measure, design, manufacture, and fit orthoses to  
7 maximize function and provide not only the support but the  
8 alignment necessary to either prevent or correct deformity or  
9 to improve the safety and efficiency of mobility or  
10 locomotion, or both. Orthotic practice includes periodic  
11 evaluation and consultation to assess its effect on the  
12 patient's tissue and assure proper fit and function of the  
13 orthotic device.

14 "~~(10)~~ (11) ORTHOTIC SUPPLIER. A person licensed with  
15 the board who is employed by or has a contractual relationship  
16 with a manufacturer of orthoses or orthosis components and who  
17 has complied with the ~~registration~~ requirements of the board.

18 "~~(11)~~ (12) ORTHOTIST. A person licensed to practice  
19 orthotics under this chapter.

20 "~~(12)~~ (13) ORTHOTIST ASSISTANT. A person licensed  
21 under terms to be defined by the board and employed by the  
22 same agency as his or her licensed referring evaluator.

23 "~~(13)~~ (14) PEDORTHIC DEVICE. Custom therapeutic  
24 shoes, diabetic shoes if prescribed by an authorized health  
25 care practitioner for the treatment of partial or complete  
26 amputation of the foot, foot ulceration, pre-ulcerative  
27 callous, or foot deformity, shoe modifications made for

1 therapeutic purposes, partial foot prostheses, and foot  
2 orthoses and orthoses for use from the knee and below used for  
3 the treatment or alleviation, or both, of a condition that has  
4 its origin in the foot. A pedorthic device, custom or  
5 non-custom, addresses a medical condition of the foot below  
6 the ankle and is prescribed by an authorized health care  
7 practitioner.

8 "~~(14)~~ (15) PEDORTHICS. The design, manufacture,  
9 modification, or fit of custom shoes, orthoses, and pedorthic  
10 devices to prevent or alleviate foot problems caused by  
11 disease, congenital defect, overuse, or injury.

12 "~~(15)~~ (16) PEDORTHIST. A person who is licensed to  
13 practice pedorthics under this chapter.

14 "~~(16)~~ (17) PHYSICAL THERAPIST/PHYSICAL THERAPIST  
15 ASSISTANT/PHYSICAL THERAPIST TECHNICIAN. A person who is  
16 licensed to practice as defined in Section 34-24-191.

17 "~~(17)~~ (18) PHYSICIAN. A person who is a doctor of  
18 medicine or a doctor of osteopathy licensed to practice.

19 "~~(18)~~ (19) PODIATRIST. A person licensed or  
20 authorized to practice podiatry pursuant to Article 6 of  
21 Chapter 24.

22 "~~(19)~~ (20) PROSTHESIS. A definitive artificial limb  
23 that is alignable or articulated or, in lower extremity  
24 applications, capable of bearing weight. Prosthesis means an  
25 artificial medical device that is not surgically implanted and  
26 that is used to replace a missing limb, appendage, or other  
27 external human body part and that includes an artificial limb,

1 hand, or foot. The term does not include artificial eyes,  
2 ears, dental appliances, ostomy products, devices such as  
3 artificial breasts or eyelashes, wigs, or other devices as  
4 determined by the board that do not have a significant impact  
5 on the musculoskeletal functions of the body.

6 ~~"(20)~~ (21) PROSTHETICS. The science and practice of  
7 evaluating, measuring, designing, fabricating, assembling,  
8 fitting, aligning, adjusting, or servicing, as well as  
9 providing the initial education necessary to accomplish the  
10 wearing and use of a prosthesis, through the replacement of  
11 external parts of a human body lost due to amputation or  
12 congenital deformities or absences. The practice of  
13 prosthetics also includes the generation of an image, form, or  
14 mold that replicates the patient's body or body segment and  
15 that requires rectification of dimensions, contours, and  
16 volumes for use in the design and fabrication of a socket to  
17 accept a residual limb to create an artificial appendage that  
18 is designed either to support body weight or to improve or  
19 restore function or cosmesis, or both. Involved in the  
20 practice of prosthetics is observational gait analysis and  
21 clinical assessment of the requirements necessary to refine  
22 and mechanically fix the relative position of various parts of  
23 the prosthesis to maximize the function, stability, and safety  
24 of the patient. The practice of prosthetics includes  
25 evaluation, consultation, and providing continuing patient  
26 care in order to assess the effect of the prosthetic device on



1 the patient's tissues and to assure proper fit and function of  
2 the prosthetic device.

3 ~~"(21)~~ (22) PROSTHETIST. A person who is licensed to  
4 practice prosthetics under this chapter.

5 ~~"(22)~~ (23) PROSTHETIST ASSISTANT. A person licensed  
6 under terms to be defined by the board and employed by the  
7 same agency as his or her licensed referring evaluator.

8 ~~"(23)~~ (24) PROSTHETIST/ORTHOTIST. A person licensed  
9 to practice prosthetics and orthotics under this chapter.

10 ~~"(24)~~ (25) THERAPEUTIC SHOE FITTER. A health care  
11 professional who is licensed by the board and who is  
12 specifically educated and trained to provide non-custom  
13 therapeutic shoes and non-custom multi-density inserts. This  
14 includes patient assessment, formulation of a plan,  
15 implementation of the treatment plan, follow-up, and practice  
16 management.

17 "§34-25A-4.

18 "(a) A licensed prosthetist, licensed orthotist, or  
19 licensed prosthetist/orthotist may provide services utilizing  
20 new prostheses or orthoses for which he or she is licensed and  
21 only under a written order from an authorized health care  
22 practitioner. A consultation with and periodic review by an  
23 authorized health care practitioner is not required for the  
24 evaluation, repair, adjusting, or servicing of a prosthesis by  
25 a licensed prosthetist, or licensed prosthetist/orthotist and  
26 for the evaluation, repair, adjusting, or servicing of an  
27 orthosis by a licensed orthotist, or licensed

1 prosthetist/orthotist; nor is an order from an authorized  
2 health care practitioner required for maintenance or  
3 replacement of an orthosis or prosthesis to the level of its  
4 original prescription for an indefinite period of time if the  
5 original order remains appropriate for the patient's medical  
6 needs.

7 "(b) Prosthetists and orthotists must refer persons  
8 receiving service to authorized health care practitioners if  
9 they have reasonable cause to believe symptoms or conditions  
10 are present that require services beyond the scope of their  
11 practice or for which the prescribed prosthetic or orthotic  
12 service is contraindicated.

13 "(c) An orthotic supplier may engage in one or more  
14 of the following: Evaluating, measuring, designing,  
15 fabricating, assembling, fitting, adjusting, servicing,  
16 repairing, replacing, or delivering non-custom orthoses. An  
17 orthotic supplier may provide non-custom orthoses in  
18 hospitals, rehabilitation facilities, physician's offices,  
19 physician's clinics, or other sites as required. An orthotic  
20 supplier shall provide non-custom orthoses based on a written  
21 prescription from an authorized health care practitioner and  
22 under the supervision of such authorized health care  
23 practitioner.

24 "(d) No person licensed under this chapter shall  
25 provide services to a patient without being in the physical  
26 presence of the patient.

27 "§34-25A-5.

1           "(a) Except as provided in subsection (h) or (i), no  
2 person shall administer prosthetic, orthotic, or pedorthic  
3 care in this state unless licensed or registered to do so in  
4 accordance with this chapter. The board shall issue approved  
5 forms for application prior to January 1, 2003.

6           "(b) In order to obtain a license as a prosthetist,  
7 orthotist, or prosthetist/orthotist in this state, an  
8 applicant shall be a citizen of the United States or, if not a  
9 citizen of the United States, a person who is legally present  
10 in the United States with appropriate documentation from the  
11 federal government, and shall do the following:

12           "(1) File a written application on forms to be  
13 developed and approved by the board. The applicant shall meet  
14 at least one of the following requirements after a one-year  
15 grandfather period:

16           "a. The applicant shall possess a baccalaureate  
17 degree in orthotics and prosthetics from a college or  
18 university accredited by a regional accrediting agency and  
19 complete 1,900 hours per discipline sought of directed  
20 employment under the supervision of a certified/licensed  
21 prosthetist, a certified/licensed orthotist or a  
22 certified/licensed prosthetist/orthotist in an accredited  
23 facility, and be certified as a prosthetist, orthotist, or  
24 prosthetist/orthotist by a nationally recognized certifying  
25 board in orthotics and prosthetics accredited by the National  
26 Commission for Certifying Agencies (NCCA), or such other

1 national agency as approved by the board, in the discipline or  
2 disciplines for which the application is made.

3 "b. The applicant shall possess a baccalaureate  
4 degree from a regionally accredited college or university and  
5 have successfully completed a post-baccalaureate certificate  
6 course approved by the board and completed 1,900 hours of  
7 directed employment per discipline in which license is sought  
8 under the supervision of a certified/licensed prosthetist, a  
9 certified/licensed orthotist, or a certified/licensed  
10 prosthetist/orthotist in an accredited facility, and be  
11 certified by a nationally recognized certifying board in  
12 prosthetics or orthotics accredited by the National Commission  
13 for Certifying Agencies (NCCA), or such other national agency  
14 as approved by the board, in the discipline or disciplines for  
15 which application is made.

16 "c. The applicant shall possess an associate's  
17 degree from a regionally accredited college or university,  
18 junior college, or community college and have successfully  
19 completed postsecondary coursework in anatomy, physiology,  
20 physics, biology, chemistry, algebra, and calculus and have  
21 worked under the supervision of a certified/licensed  
22 prosthetist, a certified/licensed orthotist, or a  
23 certified/licensed prosthetist/orthotist for not less than  
24 four consecutive years of the past six years in an accredited  
25 facility, and be certified by a nationally recognized  
26 certifying board in prosthetics or orthotics accredited by the

1 National Commission for Certifying Agencies (NCCA), or such  
2 other national agency as may be approved by the board.

3 "d. The applicant shall have successfully completed  
4 postsecondary coursework in anatomy, physiology, physics,  
5 biology, chemistry, algebra, and calculus and have worked  
6 under the supervision of a certified/licensed prosthetist, a  
7 certified/licensed orthotist, or a certified/licensed  
8 prosthetist/orthotist for not less than eight years of the  
9 last 12 years and be certified as a prosthetist, orthotist, or  
10 prosthetist/orthotist by a nationally recognized board  
11 accredited by the National Commission for Certifying Agencies  
12 (NCCA), or such national agency as may be approved by the  
13 board, in the discipline or disciplines for which application  
14 is made.

15 "(2) Any applicant after the first year following  
16 the board's issuance of applications shall meet the  
17 requirements ~~of paragraph a., b., or d.~~ of subdivision (1) of  
18 subsection (b) prior to receiving a license as a prosthetist,  
19 an orthotist, or a prosthetist/orthotist.

20 "(c) In order to obtain a license as a pedorthist in  
21 this state, an applicant shall be a citizen of the United  
22 States or, if not a citizen of the United States, a person who  
23 is legally present in the United States with appropriate  
24 documentation from the federal government, and shall file a  
25 written application on forms to be developed and approved by  
26 the board. Applicants shall be in good standing as a certified

1 pedorthist with an entity accredited by the National  
2 Commission for Certifying Agencies.

3 "(d) In order to obtain ~~registration~~ a license as an  
4 orthotic supplier, an applicant shall be a citizen of the  
5 United States or, if not a citizen of the United States, a  
6 person who is legally present in the United States with  
7 appropriate documentation from the federal government, and  
8 shall do the following:

9 "(1) File a written application on forms to be  
10 developed and approved by the board. Such forms shall require  
11 personal information such as full name, current address,  
12 educational status and history, and work history for the last  
13 five years of employment.

14 "(2) The application forms shall be accompanied,  
15 when submitted, by attestation of employment by or contractual  
16 relationship with a manufacturer of orthoses or orthosis  
17 components whether registered with the United States Food and  
18 Drug Administration or not. Attestation shall be by notarized  
19 statement signed by the president, chief operating officer, or  
20 other designated corporate official of the employing company.

21 "(e) The board shall grant a license without an  
22 examination for those qualified applicants who apply within  
23 one year of the issuance of application forms by the board.  
24 For purposes of this subsection, qualified applicants are  
25 those who possess current credentials as a Certified  
26 Prosthetist, Certified Orthotist, or Certified  
27 Prosthetist/Orthotist issued by the American Board for

1 Certification in Orthotics and Prosthetics, Incorporated, or  
2 the Board for Orthotist/Prosthetist Certification as a  
3 prosthetist, orthotist, or prosthetist/orthotist.

4 "(f) The board may issue a 12-month temporary  
5 license as a prosthetist, an orthotist, a pedorthist, or a  
6 prosthetist/orthotist to persons who have applied for  
7 licensure and are awaiting examination. The temporary license  
8 is renewable once for a six-month period if the applicant  
9 fails to pass the examination at the first sitting.

10 "(g) The board shall grant a license as a  
11 prosthetist, an orthotist, a prosthetist/orthotist, or  
12 pedorthist to an applicant in possession of a current license  
13 as a prosthetist, orthotist, prosthetist/orthotist, or  
14 pedorthist in another state or territory of the United States  
15 without examination if the board determines that the  
16 credentialing standards set by the other state or territory  
17 are substantially equivalent to the standards set by the board  
18 for this state.

19 "(h) No person may represent himself or herself as a  
20 licensed prosthetist, licensed orthotist, licensed  
21 prosthetist/orthotist, or licensed pedorthist, use a title or  
22 description of services, or engage in the practice of  
23 prosthetics, orthotics, or pedorthics without applying for  
24 licensure, meeting the required qualifications, and being  
25 licensed by the board unless otherwise exempted by this  
26 chapter. A person not licensed with the board may not  
27 represent himself or herself as being so licensed and may not

1 use, in connection with his or her name, the words licensed  
2 orthotist, orthotist, licensed prosthetist, prosthetist,  
3 licensed prosthetist/orthotist, prosthetist/orthotist,  
4 licensed pedorthist, pedorthist, licensed orthotic fitter,  
5 orthotic fitter, licensed mastectomy fitter, mastectomy  
6 fitter, licensed therapeutic shoe fitter, therapeutic shoe  
7 fitter, or letters "L.O.," "L.P.," "L.P.O.," "L.O.A.," "LPed,"  
8 "L.P.A.," "L.P.O.A.," "L.M.F.," "L.O.F.," "L.T.S.F." or other  
9 letters, words, signs, numbers, or insignia indicating or  
10 implying that he or she is either a licensed prosthetist, a  
11 licensed orthotist, a licensed prosthetist/orthotist, a  
12 licensed pedorthist, a licensed mastectomy fitter, a licensed  
13 therapeutic shoe fitter, or a licensed orthotic fitter in the  
14 State of Alabama without first having a valid license. The  
15 license shall be posted in a conspicuous location at the  
16 person's work site.

17 "(i) Nothing in this chapter shall be construed to  
18 prohibit or restrict the following:

19 "(1) The practice of prosthetics, orthotics, or  
20 pedorthics by individuals authorized and performing services  
21 within their authorized scopes of practice as adopted by the  
22 State of Alabama Legislature including, but not limited to,  
23 authorized health care practitioners, doctors of podiatry,  
24 chiropractors, physical therapists, and occupational  
25 therapists licensed in this state.

26 "(2) The practice of prosthetics, orthotics, or  
27 pedorthics by an individual employed by, or in the service of



1 the government of the United States of America while engaged  
2 in the performance of duties prescribed by the laws of the  
3 United States of America.

4 "(3) The practice of prosthetics, orthotics, or  
5 pedorthics by any person not licensed as a prosthetist,  
6 orthotist, prosthetist/orthotist, orthotic fitter, therapeutic  
7 shoe fitter, or pedorthist in accordance with this chapter who  
8 is employed in a diagnostic laboratory, hospital,  
9 rehabilitation facility, or authorized health care  
10 practitioner's office or as a medical lab technician or  
11 technologist whose function is to administer treatment or  
12 perform diagnostic procedures confined to that laboratory or  
13 office under the direction of an authorized health care  
14 practitioner.

15 "(4) The practice of prosthetics, orthotics, or  
16 pedorthics by a person who is a regular or full-time student  
17 in a prosthetic or orthotic educational program approved by  
18 the board, and whose designated status is student or trainee.

19 "(5) A person fulfilling the supervised residency or  
20 internship experience requirements described in this chapter.

21 "(6) A person who meets the qualifications listed in  
22 ~~paragraphs a, b, c, and d of~~ subdivision (1) of subsection (b)  
23 from performing prosthetic, orthotic, or pedorthic services in  
24 this state, provided the services are not performed for more  
25 than 60 days per 12-month period, after notification to the  
26 board.

1           "(7) The practice of pharmacy by an individual  
2       subject to Chapter 23 of this title.

3           "(8) Assistance to a physician or a person employed  
4       in a diagnostic laboratory, hospital, rehabilitation facility,  
5       or authorized health care practitioner's office or as a  
6       medical lab technician or technologist whose function is to  
7       administer treatment or perform diagnostic procedures confined  
8       to that laboratory, hospital, rehabilitation facility, or  
9       authorized healthcare practitioner's office under the  
10       direction of an authorized health care practitioner by a  
11       representative, employee, or agent of a manufacturer or  
12       supplier of orthoses, orthosis components, or pedorthic  
13       devices in the provision, fitting, wearing, or use by a  
14       patient of any type of orthotic or pedorthic device.

15           "§34-25A-7.

16           "The board shall perform all the following duties:

17           "~~(1) Establish and publish continuing education~~  
18       ~~requirements for persons licensed by the board in this act~~  
19       ~~such that a licensed orthotist or a licensed prosthetist or a~~  
20       ~~licensed pedorthist is required to complete a minimum of hours~~  
21       ~~of continuing education and a licensed prosthetist/orthotist~~  
22       ~~is required to complete a minimum of hours of continuing~~  
23       ~~education in each year of a license renewal period. The~~  
24       ~~minimum hours provided in this subdivision shall be~~  
25       ~~established by a national recognized certifying board~~  
26       ~~accredited by the National Commission for Certifying Agencies~~

1 ~~(NCCA), or such other national agency as approved by the board.~~

2           "(2) Examine for, approve, deny, revoke, suspend,  
3 reinstate, and renew licensure accreditation or registration  
4 of duly qualified applicants and develop, promulgate, and  
5 establish fines, penalties, and requirements for reinstatement  
6 of licensure, accreditation, or registration.

7           "(3) Receive applications, issue licenses,  
8 accreditations, or registrations to applicants who have met  
9 the requirements for licensure, accreditation, or  
10 registration, and deny licenses, accreditations, or  
11 registrations to applicants who do not meet the minimum  
12 qualifications.

13           "(4) Hire administrative, clerical, investigative,  
14 and other staff as needed to implement this chapter and hire  
15 individuals licensed under this chapter to serve as examiners  
16 for any practical examinations required by the board either  
17 within the state classified service or not within it.

18           "(5) Promulgate and publish rules and regulations in  
19 accordance with the Administrative Procedure Act to administer  
20 this chapter. Any rule or regulation defining the scope of  
21 practice or permissible activities of a licensed orthotist,  
22 licensed prosthetist, or a licensed prosthetist/orthotist or a  
23 registered orthotic supplier shall be published jointly with  
24 the State Board of Medical Examiners.

25           "(6) Develop and promulgate requirements and  
26 establish fees for the licensure of mastectomy fitters,  
27 orthotic fitters, therapeutic shoe fitters, orthotic

1 assistants, prosthetic assistants, or prosthetic/orthotic  
2 assistants. Such licenses shall be regulated and issued by the  
3 board.

4 "(7) Prepare and administer, or approve the  
5 preparation and administration of, examinations for applicants  
6 for licensure.

7 "§34-25A-11.

8 "(a) The board shall issue an orthotic, prosthetic,  
9 or prosthetic/orthotic license or an orthotic supplier  
10 ~~registration~~ license or any other license authorized by the  
11 board to any person who meets the qualifications required by  
12 this chapter and who pays the respective fees fixed by the  
13 board.

14 "(b) Any person who is issued a license as an  
15 orthotic, prosthetic, or prosthetic/orthotic practitioner or  
16 orthotic assistant, prosthetic assistant, or  
17 prosthetic/orthotic assistant under this chapter may use the  
18 words licensed orthotist, licensed prosthetist, licensed  
19 prosthetist/orthotist, licensed orthotist assistant, licensed  
20 prosthetist assistant, or licensed prosthetist/orthotist  
21 assistant, or the letters "L.O.," "L.P.," "L.P.O.," "L.O.A.,"  
22 "LPed," "L.P.A.," or "L.P.O.A., " "L.M.F.," "L.O.F.,"  
23 "C.M.F.," "L.C.M.F.," or "L.T.S.F." in connection with his or  
24 her name to denote his or her licensure. Any person issued  
25 ~~registration~~ a license as an orthotic supplier under this  
26 chapter may use the words ~~registered~~ licensed orthotic

1       supplier or the letters "~~R.O.S.~~" "L.O.S." in connection with  
2       his or her name to denote his or her ~~registration~~ license.

3               "(c) A license ~~or registration~~ issued under this  
4       chapter shall be subject to annual or semiannual renewal as  
5       prescribed by rule or regulation duly promulgated and  
6       published by the board".

7               "~~(d) If the board determines that another ancillary~~  
8       ~~classification of license is needed in order to carry out the~~  
9       ~~purposes of this chapter, the board may by rule establish an~~  
10       ~~additional license classification and set a reasonable fee for~~  
11       ~~the issuance of the license."~~

12              Section 3. This act shall become effective on the  
13       first day of the third month following its passage and  
14       approval by the Governor, or its otherwise becoming law.

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House of Representatives

Read for the first time and re-  
ferred to the House of Representa-  
tives committee on Boards, Agencies  
and Commissions..... . . . . 19-FEB-13

Read for the second time and placed  
on the calendar 1 amendment ..... . . . . 28-FEB-13

Read for the third time and passed  
as amended..... . . . . 25-APR-13

Yeas 97, Nays 0, Abstains 0

Jeff Woodard  
Clerk