

ARKANSAS SENATE
91st General Assembly - Regular Session, 2017
Amendment Form

Subtitle of Senate Bill No. 109

TO AMEND AND UPDATE THE ARKANSAS ATHLETIC TRAINERS ACT.

Amendment No. 1 to Senate Bill No. 109

Amend Senate Bill No. 109 as originally introduced:

Page 1, delete line 23 through 26, and substitute the following:

"(1)(A) "Athlete" means an individual who is participating in organized athletic or team activities at the interscholastic, intramural, intercollegiate, or professional level, or sanctioned recreational sports activities.

(B) An "athlete" under the care of an athletic trainer is a patient of the athletic trainer when the athlete sustains an athletic injury or illness;"

AND

Page 1, delete lines 28 and 29, and substitute the following:

"sustained by the athlete as a result of participation in those organized athletic or team activities which require physical strength, agility,"

AND

Page 1, delete lines 33 through 36, and substitute the following:

"(3)(A) "Athletic trainer" means a person licensed by the state to engage in athletic training under the supervision of a licensed physician.

(B) An "athletic trainer" is an allied healthcare professional;"

AND

Page 2, delete lines 2 through 5, and substitute the following:

"evaluation, treatment, and rehabilitation of, and emergency care and use of appropriate preventative and supportive devices for, an athletic injury or illness and the organization and administration of exercise, conditioning, and athletic training programs and the emergency care and treatment of an athletic injury or illness during a non-sanctioned recreational sport activity on the day of the activity except when the injury is a concussion which may require a continuum of healthcare;"



AND

Page 2, delete lines 6 through 25, and substitute the following:

"(5) "Board" means the Arkansas State Board of Athletic Training;

(6) "Direct supervision" means supervision of the athletic trainer in a clinical setting in which the ~~supervising physical therapist must be readily available for consultation for the care of the athlete but not necessarily on the premises~~ supervisor is on-site and readily available to intervene on behalf of the patient and provide consultation to the athletic trainer;

(7)(A) "Indirect supervision" means supervision of the athletic trainer in a nonclinical setting in which the supervising physician is not required to be on-site, but is readily available for consultation via radio, telephone, fax, email, or other accepted forms of communication.

(B) "Indirect supervision" shall be demonstrated by a standing order;

(8) "License" means the document issued by the board to a qualified person to practice athletic training; ~~and~~

~~(8)~~(9) "Sanctioned recreational sports activities" means any athletic or team activity which requires physical strength, agility, flexibility, range of motion, speed, or stamina and meets one (1) or more of the following:

(A) Has officially designated coaches who have the responsibility for athletic activities of the organization;

(B) Has a regular schedule of practices or workouts which are supervised by the officially designated coaches;

(C) Is an activity generally recognized as having an established schedule of competitive events or exhibitions; and

(D) Has a policy requiring documentation of having passed a preparticipation medical examination conducted by a licensed physician as a condition for participation for the athletic activities of the organization; and

(10)(A) "Standing order" means a written agreement developed in conjunction with one (1) or more supervising physicians that identifies protocols or procedures that the athletic trainer may perform and is signed by the supervising physician and the licensed athletic trainer.

(B) "Standing order" includes without limitation:

(i) The manner and frequency in which the athletic trainer regularly communicates with the supervising physician;

(ii) The appropriate interventions for specific athlete injuries and illnesses;

(iii) The appropriate conditions for the immediate referral and subsequent referral to a licensed healthcare provider of injured or ill athletes;

(iv) The physician's designation of another supervising physician for instances when the supervising physician is not readily available; and

(v) The consultation of supervising physician for continuity of care when the athlete is under the care of a physician who is not the supervising physician of the athletic trainer."

AND

Page 3, delete line 13, and substitute the following:

~~"licensure pursuant to the provisions of this subchapter.~~

(d) This subchapter does not limit the authority of or prohibit a person licensed under any other law in this state from engaging in the practice for which he or she is licensed."

AND

Immediately after SECTION 2 add an additional section to read as follows:

"SECTION 3. Arkansas Code § 17-93-407(b), concerning exceptions to licensure as an athletic trainer, is amended to read as follows:

(b) ~~Nothing in this~~ This subchapter shall be construed to does not:

(1) Authorize the practice of medicine or physical therapy by any person not so licensed by the state;

(2) Prohibit the lawful practice of a licensed health care professional under the scope of his or her license;

(3) Prohibit the lawful practice of a licensed athletic trainer from another state who accompanies his or her team, athlete, or representatives to the State of Arkansas for limited competition; ~~or~~

(4) Prohibit designated interns from university academic programs preparing athletic trainers from performing acts of athletic training incidental to their courses of study; or

(5) Prohibit a person in an entry-level professional education program that is approved by the Arkansas State Board of Athletic Training from performing acts of athletic training to satisfy supervised clinical education requirements related to the education of the person."

AND

Page 4, delete line 19, and substitute the following:

"(1) Possess at least a bachelor's degree from an accredited college or"

AND

Page 4, delete line 21, and substitute the following:

"(2) Meet ~~other~~ athletic training curriculum ~~and~~"

AND

Page 4, delete lines 34 and 35, and substitute the following:

"nonrenewable athletic trainer's ~~permit~~ license which shall expire ~~one (1) year~~ six (6) months after the date of application ~~therefor.~~"

AND

Page 5, delete line 17, and substitute the following:

"art and science of athletic training under the ~~direction~~ supervision of a physician"

AND

Page 5, delete lines 21 through 32, and substitute the following:

"upon the referral of a physician licensed in the State of Arkansas In a nonclinical setting, an athletic trainer shall practice the art and science of athletic training under the indirect supervision of a physician who is licensed in the State of Arkansas.

(c)(1) In a clinical setting, an athletic trainer shall practice the art and science of athletic training under the direct supervision of:

(A) A physician; or

(B) A physical therapist when the athletic trainer is working in a physical therapy clinic.

(2) An athletic trainer shall practice athletic training in a clinical setting upon the referral of a physician."

AND

Appropriately renumber the sections of the bill

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator J. Hutchinson

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Secretary