

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Cummings offered the following:

2
3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5 Section 1. Paragraph (a) of subsection (11) of section
6 486.021, Florida Statutes, is amended to read:

7 486.021 Definitions.—In this chapter, unless the context
8 otherwise requires, the term:

9 (11) "Practice of physical therapy" means the performance
10 of physical therapy assessments and the treatment of any
11 disability, injury, disease, or other health condition of human
12 beings, or the prevention of such disability, injury, disease,
13 or other condition of health, and rehabilitation as related
14 thereto by the use of the physical, chemical, and other

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15 properties of air; electricity; exercise; massage; the
16 performance of acupuncture only upon compliance with the
17 criteria set forth by the Board of Medicine, when no penetration
18 of the skin occurs; the use of radiant energy, including
19 ultraviolet, visible, and infrared rays; ultrasound; water; the
20 use of apparatus and equipment in the application of the
21 foregoing or related thereto; the performance of tests of
22 neuromuscular functions as an aid to the diagnosis or treatment
23 of any human condition; or the performance of electromyography
24 as an aid to the diagnosis of any human condition only upon
25 compliance with the criteria set forth by the Board of Medicine.

26 (a) A physical therapist may implement a plan of treatment
27 developed by the physical therapist for a patient or provided
28 for a patient by a practitioner of record or by an advanced
29 registered nurse practitioner licensed under s. 464.012. The
30 physical therapist shall refer the patient to or consult with a
31 practitioner of record if the patient's condition is found to be
32 outside the scope of physical therapy. If physical therapy
33 treatment for a patient is required beyond 30 ~~21~~ days for a
34 condition not previously assessed by a practitioner of record,
35 the physical therapist shall obtain a practitioner of record who
36 will review and sign the plan. The requirement for a physical
37 therapist to obtain a practitioner of record does not apply when
38 a patient has been physically examined by a physician licensed
39 in another state, the patient has been diagnosed by such
40 physician as having a condition for which physical therapy is

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41 required, and the physical therapist is treating such condition.

42 For purposes of this paragraph, a health care practitioner
43 licensed under chapter 458, chapter 459, chapter 460, chapter
44 461, or chapter 466 and engaged in active practice is eligible
45 to serve as a practitioner of record.

46 Section 2. Subsection (1) of section 486.081, Florida
47 Statutes, is amended to read:

48 486.081 Physical therapist; issuance of license without
49 examination to person passing examination of another authorized
50 examining board; fee.-

51 (1) The board may cause a license to be issued through the
52 department without examination to any applicant who presents
53 evidence satisfactory to the board of having passed the American
54 Registry Examination prior to 1971 or an examination in physical
55 therapy before a similar lawfully authorized examining board of
56 another state, the District of Columbia, a territory, or a
57 foreign country, if the standards for licensure in physical
58 therapy in such other state, district, territory, or foreign
59 country are determined by the board to be as high as those of
60 this state, as established by rules adopted pursuant to this
61 chapter. Any person who holds a license pursuant to this section
62 may use the words "physical therapist" or "physiotherapist~~7~~" or
63 the letters "P.T.~~7~~" in connection with her or his name or place
64 of business to denote her or his licensure hereunder. A person
65 who holds a license pursuant to this section and obtains a
66 doctoral degree in physical therapy may use the letters "D.P.T."

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67 and "P.T." A physical therapist who holds a degree of Doctor of
68 Physical Therapy may not use the title "doctor" without also
69 clearly informing the public of his or her profession as a
70 physical therapist.

71 Section 3. Subsection (1) of section 486.135, Florida
72 Statutes, is amended to read:

73 486.135 False representation of licensure, or willful
74 misrepresentation or fraudulent representation to obtain
75 license, unlawful.—

76 (1) (a) It is unlawful for any person who is not licensed
77 under this chapter as a physical therapist, or whose license has
78 been suspended or revoked, to use in connection with her or his
79 name or place of business the words "physical therapist,"
80 "physiotherapist," "physical therapy," "physiotherapy,"
81 "registered physical therapist," or "licensed physical
82 therapist"; ~~or~~ the letters "P.T.," "Ph.T.," "R.P.T.," or
83 "~~L.P.T.~~"; or any other words, letters, abbreviations, or
84 insignia indicating or implying that she or he is a physical
85 therapist or to represent herself or himself as a physical
86 therapist in any other way, orally, in writing, in print, or by
87 sign, directly or by implication, unless physical therapy
88 services are provided or supplied by a physical therapist
89 licensed in accordance with this chapter.

90 (b) It is unlawful for a person who is not licensed under
91 this chapter as a physical therapist and who does not hold a

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92 doctoral degree in physical therapy to use the letters "D.P.T."
93 in connection with his or her name or place of business.

94 ~~(c) (b)~~ It is unlawful for any person who is not licensed
95 under this chapter as a physical therapist assistant, or whose
96 license has been suspended or revoked, to use in connection with
97 her or his name the words "physical therapist assistant,"
98 ~~"licensed physical therapist assistant," "registered physical~~
99 ~~therapist assistant," or "physical therapy technician"; or the~~
100 letters "P.T.A.," ~~"L.P.T.A.," "R.P.T.A.," or "P.T.T.";~~ or any
101 other words, letters, abbreviations, or insignia indicating or
102 implying that she or he is a physical therapist assistant or to
103 represent herself or himself as a physical therapist assistant
104 in any other way, orally, in writing, in print, or by sign,
105 directly or by implication.

106 (2) An unlawful act under this section is a violation of
107 s. 486.151.

108 Section 4. Paragraph (d) of subsection (1) of section
109 486.151, Florida Statutes, is amended to read:

110 486.151 Prohibited acts; penalty.—

111 (1) It is unlawful for any person to:

112 (d) Use the name or title "Physical Therapist" or
113 "Physical Therapist Assistant" or any other name or title which
114 would lead the public to believe that the person using the name
115 or title is licensed to practice physical therapy, unless such
116 person holds a valid license; or use the letters "D.P.T.,"

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117 unless such person holds a valid license under this chapter and
118 a doctoral degree in physical therapy.

119 Section 5. This act shall take effect July 1, 2015.
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122 **T I T L E A M E N D M E N T**

123 Remove everything before the enacting clause and insert:

124 An act relating to physical therapy; amending s.
125 486.021, F.S.; revising the definition of the term
126 "practice of physical therapy"; amending s. 486.081,
127 F.S.; providing that a licensed physical therapist who
128 holds a specified doctoral degree may use specified
129 letters in connection with her or his name or place of
130 business; prohibiting a physical therapist with a
131 specified doctoral degree from using the title
132 "doctor" without informing the public of his or her
133 profession as a physical therapist; amending s.
134 486.135, F.S.; revising the terms prohibited from
135 being used by certain unlicensed persons; providing a
136 criminal penalty; amending s. 486.151, F.S.;
137 prohibiting an unlicensed person from using specified
138 letters; providing an effective date.

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