

HOUSE BILL NO. 1285

Introduced by

Representatives Louser, Delmore, Sanford

Senators Andrist, G. Lee, Nelson

1 A BILL for an Act to amend and reenact subsection 1 of section 43-26.1-04 and subsection 4 of
2 section 43-26.1-11 of the North Dakota Century Code, relating to physical therapy licensure and
3 supervision of physical therapy assistants; and to declare an emergency.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 43-26.1-04 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 1. ~~An applicant~~Before being approved for a license as a physical therapist or physical
8 therapist assistant, an applicant shall:

- 9 a. Be of good moral character.
10 b. Complete the application process.
11 c. Be a graduate of a professional physical therapy education program accredited
12 by a national accreditation agency approved by the board.
13 d. Pass the examination approved by the board.

14 **SECTION 2. AMENDMENT.** Subsection 4 of section 43-26.1-11 of the North Dakota
15 Century Code is amended and reenacted as follows:

- 16 4. For each patient on each date of service, a physical therapist shall provide all of the
17 therapeutic intervention that requires the expertise of a physical therapist and shall
18 determine the use of physical therapist assistants or physical therapy aides that
19 provide for the delivery of care that is safe, effective, and efficient.
20 a. A physical therapist assistant shall work under the supervision of a physical
21 therapist. A physical therapist assistant may document care provided without the
22 cosignature of the supervising physical therapist.
23 b. A physical therapist may use physical therapy aides for designated routine tasks.
24 A physical therapy aide shall work under the ~~onsite~~direct supervision of a

1 physical therapist ~~who is onsite and present in the facility~~. This supervision may
2 extend to offsite supervision of the aide only when the physical therapy aide is
3 accompanying and working directly with a physical therapist assistant with a
4 specific patient or when performing non-patient-related tasks.

5 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.