

STATE OF NEW YORK

3762

2017-2018 Regular Sessions

IN SENATE

January 26, 2017

Introduced by Sens. GRIFFO, ADDABBO, AMEDORE, AVELLA, BONACIC, BOYLE, BRESLIN, CARLUCCI, COMRIE, DeFRANCISCO, FUNKE, GALLIVAN, GOLDEN, KENNEDY, LANZA, LARKIN, LATIMER, MARCHIONE, PARKER, RANZENHOFER, RITCHIE, ROBACH, SAVINO, VALESKY -- read twice and ordered printed, and when printed to be committed to the Committee on Labor

AN ACT to amend the workers' compensation law, in relation to physical therapy care provided through the workers' compensation system

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. Paragraph (d) of subdivision 1 of section 13-b of the work-
2 ers' compensation law, as amended by chapter 473 of the laws of 2000, is
3 amended to read as follows:

4 (d) Upon the referral which may be directive as to treatment of an
5 authorized physician physical therapy care may be rendered by a duly
6 licensed physical therapist or by a certified physical therapist assist-
7 ant. Where physical therapy care is rendered records of the patient's
8 condition and progress, together with records of instruction for treat-
9 ment, if any, shall be maintained by the physical therapist and physi-
10 cian. Physical therapists must co-sign physical therapist assistant
11 treatment notes. Said records shall be submitted to the chair on such
12 forms and at such times as the chair may require. Supervision of a
13 physical therapist assistant by a licensed physical therapist shall be
14 on-site and the supervising physical therapist is responsible for the
15 physical therapist assistant services. The chair, in consultation with
16 the board's medical director, shall review physical therapy service
17 codes to determine the appropriateness of modifiers, if any, based on
18 the practitioner rendering the service and shall implement modifiers as
19 appropriate.

20 § 2. This act shall take effect on the sixtieth day after it shall
21 have become a law.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets
[-] is old law to be omitted.

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