STATE OF NEW YORK

8743

IN SENATE

May 10, 2018

Introduced by Sen. SEPULVEDA -- 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 authorizing treatment of workers' compensation injuries by an occupational therapy assistant

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

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

(e) Upon the prescription or referral of an authorized physician occupational therapy care may be rendered by a duly licensed occupational therapist **or by a duly licensed occupational therapy assistant licensed by the state education department pursuant to article one hundred fifty-six of the education law**. Where occupational therapy care is rendered records of the patient's condition and progress, together with records of instruction for treatment, if any shall be maintained by the occupational therapist and physician. Said records shall be submitted to the chair on forms and at such times as the chair may require. **A duly licensed occupational therapy assistant shall not be authorized to perform independent medical examinations.**

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

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

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