STATE OF NEW YORK

1396--B

2017-2018 Regular Sessions

IN ASSEMBLY

January 12, 2017

Introduced by M. of A. ZEBROWSKI, WEPRIN, COLTON, BENEDETTO, STECK, SKOUFIS, MURRAY, STIRPE, BRINDISI, GARBARINO, THIELE -- Multi-Sponsored by -- M. of A. LUPINACCI, McDONOUGH, WALTER -- read once and referred to the Committee on Labor -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- reported and referred to the Committee on Codes -- reported and referred to the Committee on Rules -- Rules Committee discharged, bill amended, ordered reprinted as amended and recommitted to the Committee on Rules

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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