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:

Section 1. Paragraph (d) 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:

(d) Upon the referral which may be directive as to treatment of an authorized physician physical therapy care may be rendered by a duly licensed physical therapist **or by a certified physical therapist assistant**. Where physical 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 physical therapist and physician. **Physical therapists must co-sign physical therapist assistant treatment notes.** Said records shall be submitted to the chair on such forms and at such times as the chair may require. **Supervision of a physical therapist assistant by a licensed physical therapist shall be on-site and the supervising physical therapist is responsible for the physical therapist assistant services. The chair, in consultation with the board's medical director, shall review physical therapy service codes to determine the appropriateness of modifiers, if any, based on the practitioner rendering the service and shall implement modifiers as appropriate.**

§ 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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