

1 Brianne K. Nadeau  
2 Councilmember Brianne K. Nadeau

Vincent C. Gray  
Councilmember Vincent C. Gray

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6 Jack Evans  
Councilmember Jack Evans

Anita Bonds  
Councilmember Anita Bonds

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11 A BILL  
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16 IN THE COUNCIL OF THE DISTRICT OF COLUMBIA  
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21 To amend the District of Columbia Health Occupations Revision Act of 1985 to make technical  
22 amendments to provisions; and to amend section 47-2888.01 of the District of Columbia  
23 Official Code to enable athletic trainers to diagnosis physical disabilities for the purposes  
24 of athletic training; allow athletic trainers to rehabilitate injuries resulting from  
25 concussions; broaden the definition of athletic treatment to include those seeking  
26 treatment for athletic injuries; expand the scope of injuries that can be treated by athletic  
27 trainers; broaden the definition of treatment to include electricity, mechanical equipment  
28 and other therapeutic modalities; increase the membership of the Board of Physical  
29 Therapy from 7 to 10; waives education requirements of audiology and speech language  
30 pathology licensure for one year after effective date of original bill for persons  
31 demonstrating 5 years of school-based speech language pathology experience.

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33 BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA, That this  
34 act may be cited as the "Athletic Trainers Clarification Amendment Act of 2018."

35 Sec. 2. The District of Columbia Health Occupations Revision Act of 1985, effective  
36 March 25, 1986 (D.C. Law 6-99; D.C. Official Code § 3-1201.01 et seq.), is amended as follows:

37 (a) Section 102 (D.C. Official Code § 3-1201.02) is amended as follows:

38 (1) Paragraph (2A-ii)(B) is amended as follows:

39 (A) Sub-subparagraph (i) is amended as follows:

40 (i) Strike the phrase "diagnosis of a physical disability" and insert  
41 the phrase "rendering of a medical diagnosis or opinion regarding a physical disability" in its  
42 place.

43 (ii) Strike the phrase "massaging of the superficial soft tissues of  
44 the body, or" and insert the word "or" in its place.

45 (iii) Strike the phrase "trainer;" and insert the phrase "trainer; and"  
46 in its place.

47 (B) Sub-subparagraph (ii) is repealed.

48 (2) Paragraph (2A-ii)(D) is amended as follows:

49 (A) Sub-subparagraph (i) is amended as follows:

50 (i) Sub-sub-subparagraph (I) is amended by striking the phrase  
51 "organization; or" and inserting the phrase "organization;" in its place.

52 (ii) Sub-sub-subparagraph (II) is amended by striking the phrase  
53 "team." and inserting the phrase "team; or" in its place.

54 (iii) A new sub-sub-subparagraph (III) is added to read as follows:

55 "(III) Any physically active person seeking treatment for  
56 athletic injuries."

57 (B) Sub-subparagraph (ii) is amended by striking the phrase "injury  
58 suffered by an athlete" and inserting the phrase "musculoskeletal or orthopedic injury or other  
59 medical condition" in its place.

60 (C) Sub-subparagraph (iii) is amended to read as follows:

61 "(iii) "Treatment" means the use of appropriate preventative and  
62 supported devices, temporary cold, heat, water, light, sound, electricity, passive or active

63 exercise, massage, mechanical devices, mechanical equipment, or any other therapeutic modality  
64 for which an athletic trainer has received appropriate training or education to prevent, treat,  
65 rehabilitate, or recondition athletic injuries."

66 (6) Paragraph (2C) is amended by striking the phrase "direct supervision" and  
67 inserting the phrase "direct and indirect supervision" in its place.

68 (7) Paragraph (19A) is amended by striking the phrase "direct supervision" and  
69 inserting the phrase "direct and indirect supervision" in its place.

70 (b) Section 209 (D.C. Official Code § 3-1202.09) is amended as follows:

71 (1) Subsection (a) is amended by striking the phrase "7 members" and inserting  
72 the phrase "10 members" in its place.

73 (2) Subsection (c) is amended to read as follows:

74 "(c) Of the members of the Board, 4 shall be physical therapists licensed in the District, 2  
75 shall be physical therapy assistants licensed in the District, 2 shall be athletic trainers licensed in  
76 the District, 1 shall be a personal trainer registered in the District, and 1 shall be a consumer  
77 member."

78 (3) Subsection (e) is repealed.

79 (c) Section 218(b) (D.C. Official Code § 3-1202.18(b)) is amended by striking the phrase  
80 "speech pathology" and inserting the phrase "speech-language pathology" in its place.

81 (d) Section 501(a)(1) (D.C. Official Code § 3-1205.01(a)(1)) is amended by striking the  
82 phrase "personal fitness trainer,".

83 (e) Section 841 (D.C. Official Code § 3-1208,41) is amended by adding a new subsection

84 (d) to read as follows:

85           "(d) From March 26, 2014 to March 26, 2015, the Mayor may waive the education  
86 requirements for audiology or speech-language pathology licensure for an applicant that can  
87 demonstrate, to the satisfaction of the Board of Audiology and Speech-Language Pathology,  
88 employment as a school audiologist or a school speech-language pathologist in accordance with  
89 the regulations of the District of Columbia Board of Education for a minimum of 5 years prior to  
90 the date of his or her application for licensure."

91           (f) Section 909 (D.C. Official Code § 3-1209.09) is amended as follows:

92                   (1) Subsection (a)(2) is amended by striking the phrase "direct supervision" and  
93 inserting the phrase "direct or indirect supervision" in its place.

94                   (2) Subsection (d)(2) is amended by striking the phrase "direct supervision" and  
95 inserting the phrase "direct or indirect supervision" in its place.

96                   (3) Subsection (e)(2) is amended by striking the phrase "direct supervision" and  
97 inserting the phrase "direct or indirect supervision" in its place.

98                   (4) Subsection (h) is amended by striking the phrase "direct supervision" and  
99 inserting the phrase "direct or indirect supervision" in its place.

100           (g) Section 910 (D.C. Official Code § 3-1209.10) is amended as follows:

101                   (1) Subsection (a)(2) is amended by striking the phrase "direct supervision" and  
102 inserting the phrase "direct or indirect supervision" in its place.

103                   (2) Subsection (d)(2) is amended by striking the phrase "direct supervision" and  
104 inserting the phrase "direct or indirect supervision" in its place.

105                   (3) Subsection (e)(2) is amended by striking the phrase "direct supervision" and  
106 inserting the phrase "direct or indirect supervision" in its place.

107 (4) Subsection (h) is amended by striking the phrase "direct supervision" and  
108 inserting the phrase "direct or indirect supervision" in its place.

109 (h) Section 911 (D.C. Official Code § 3-1209.11(a)(2)) is amended by striking the phrase  
110 "personal and direct" and inserting the word "personal" in its place.

111 Sec. 4. Fiscal impact statement.

112 The Council adopts the fiscal impact statement in the committee report as the fiscal  
113 impact statement required by section 4a of the General Legislative Procedures Act of 1975,  
114 approved October 16, 2006 (120 Stat. 2038; D.C. Official Code § 1-301.47a).

115 Sec. 5. Effective date.

116 This act shall take effect following approval by the Mayor (or in the event of veto by the  
117 Mayor, action by the Council to override the veto), a 30-day period of congressional review as  
118 provided in section 602(c)(1) of the District of Columbia Home Rule Act, approved December  
119 24, 1973 (87 Stat. 813; D.C. Official Code § 1-206.02(c)(1)), and publication in the District of  
120 Columbia Register.