

First Regular Session of the 123rd General Assembly (2023)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2022 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1647

AN ACT to amend the Indiana Code concerning professions and occupations.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 25-5.1-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 3. "Athletic trainer" means an individual who is or may be employed by an educational institution, a professional or an amateur athletic organization, an **occupational or athletic facility**, or a health care facility to practice athletic training.

SECTION 2. IC 25-5.1-1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 4. **(a)** "Athletic training" means the practice of prevention, recognition, assessment, **athletic training diagnosis**, management, treatment, disposition, **rehabilitation**, and reconditioning of athletic injuries under the direction **and supervision** of a licensed physician, osteopath, podiatrist, or chiropractor. However, in a clinic accessible to the general public, the term means practicing athletic training only upon the referral, ~~and~~ **order, and supervision** of a licensed physician, osteopath, podiatrist, ~~or~~ **chiropractor, or specific licensed designees such as nurse practitioners or physician assistants**. The term includes the following:

- (1) Practice that may be conducted by an athletic trainer through the use of heat, light, sound, cold, electricity, **manual therapies**, exercise, rehabilitation, or mechanical devices related to the care

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and the ~~conditioning~~ **reconditioning** of athletes.

(2) The organization and administration of educational programs and athletic facilities.

(3) The education and the counseling of the public on matters related to athletic training.

(b) The term does not include joint manipulation of the spinal column.

SECTION 3. IC 25-5.1-1-7 IS REPEALED [EFFECTIVE JULY 1, 2023]. ~~Sec. 7. "NATA" refers to the National Athletic Trainers Association, Inc.~~

SECTION 4. IC 25-5.1-1-8 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 8. "BOC" refers to the Board of Certification, Inc.**

SECTION 5. IC 25-5.1-1-9 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 9. "CAATE" refers to the Commission on Accreditation of Athletic Training Education.**

SECTION 6. IC 25-5.1-1-10 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 10. "Manual therapies" means soft tissue techniques, massage, and low-velocity, non-thrust joint mobilization.**

SECTION 7. IC 25-5.1-1-11 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION** TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: **Sec. 11. "Supervision" means:**

- (1) advising;**
- (2) consenting to; or**
- (3) directing the activities of;**

an athletic trainer through written or oral orders. The term includes ensuring that the referral of athletic injuries is appropriate to the athletic trainer's level of training and experience.

SECTION 8. IC 25-5.1-2-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. The board shall do the following:

- (1) Organize by electing a president, vice president, and secretary.
- (2) Adopt rules under IC 4-22-2 to do the following:
 - (A) Provide for the licensure of athletic trainers.
 - (B) Fix application fees, examination fees, and licensure fees.
 - (C) Establish standards for the practice of athletic training under this article.
 - (D) Establish standards for continuing education that conform with the standards of ~~NATA~~ **the BOC**.



- (E) Otherwise implement this article.
- (3) Prescribe the application forms to be furnished to all persons seeking to be licensed under this article.
- (4) Prescribe the form and design of the license to be issued under this article.
- (5) Conduct hearings, keep records of proceedings, and do all things necessary to properly administer and enforce this article.
- (6) Publish and make available the following upon request and for a fee not to exceed the actual cost of printing and mailing:
 - (A) Requirements for issuance of an athletic trainer's license under this article.
 - (B) Rules adopted under this article.
- (7) Maintain and make available as required by IC 4-1-6 and IC 5-14-3 a register of each licensed athletic trainer in Indiana, including each licensed athletic trainer's last known address and the expiration date and identification number of the licensed athletic trainer's license.
- ~~(8) Contract with the NATA board of certification to prepare, conduct, and score NATA's current professional examination as the qualifying examination for athletic trainers under this article.~~

SECTION 9. IC 25-5.1-3-1, AS AMENDED BY P.L.2-2007, SECTION 318, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 1. (a) To qualify for a license under this article, an individual must satisfy the following requirements:

- (1) Satisfactorily complete an application for licensure in accordance with the rules adopted by the board.
- (2) Pay the application fees, examination fees, and licensure fees established by the board.
- (3) Not have been convicted of a crime that has a direct bearing on the applicant's ability to practice competently as determined by the board.
- (4) Not have had disciplinary action taken against the applicant or the applicant's license by the board or by the licensing agency of another state or jurisdiction by reason of the applicant's inability to safely practice athletic training with those reasons for discipline still being valid as determined by the board.
- (5) Show to the satisfaction of the board that the applicant has received ~~at least a baccalaureate~~ **a professional athletic training degree** from a postsecondary educational institution that meets the academic standards for athletic trainers established by ~~NATA~~ **the CAATE** and described in subsection (b).
- (6) Except to the extent that section 6 of this chapter applies,



successfully pass the qualifying examination adopted by the board, as described in IC 25-5.1-2-6(8).

(b) The minimum academic standards for athletic trainers licensed under this article as required under subsection (a)(5) include the satisfactory completion of ~~an academic~~ **a CAATE accredited professional athletic training** program that includes at least the following ~~accredited courses:~~ **and successful completion of the BOC examination.**

- (1) ~~Human anatomy.~~
- (2) ~~Human physiology.~~
- (3) ~~Physiology of exercise.~~
- (4) ~~Kinesiology.~~
- (5) ~~Personal health.~~
- (6) ~~Basic athletic training.~~
- (7) ~~Advanced athletic training.~~
- (8) ~~Clinical experience as prescribed by the board.~~
- (9) ~~Therapeutic modalities.~~
- (10) ~~Rehabilitation.~~

SECTION 10. IC 25-5.1-3-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 6. If an individual who applies for a license under this article meets any of the following conditions, the individual may be exempted from the examination requirement under section 1(a)(6) of this chapter by action of the board:

- (1) The individual is licensed to practice athletic training in another state if the other state's standards for licensure are at least equal to the standards for licensure in Indiana.
- (2) The individual is certified by ~~NATA~~ **the BOC** and is otherwise qualified for licensure under this article.
- (3) The individual is certified by an organization recognized by the National Commission on Competency Assurance and is otherwise qualified for licensure under this article.

SECTION 11. IC 25-5.1-3-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2023]: Sec. 8. (a) The board may issue a temporary permit to a person to practice as an athletic trainer if the person pays a fee and the person:

- (1) has a valid license or certificate to practice from another state and the person has applied for a license from the board;
- (2) is practicing in a state that does not license or certify athletic trainers but is certified by ~~a national athletic training association~~ **the BOC**, approved by the board, and the person has applied for a license from the board; or



(3) has met the requirements of section 1 of this chapter, except for the requirement of section 1(a)(6) of this chapter.

(b) A person with a temporary permit issued under subsection (a)(3) may practice as an athletic trainer only under the supervision of an athletic trainer licensed under this article.

(c) A temporary permit expires on the earliest of:

(1) the date the person holding the permit is issued a license under this article;

(2) the date the board disapproves the person's license application; or

(3) ninety (90) days after the date of issuance.



Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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