

THE HOUSE OF REPRESENTATIVES  
Monday, March 1, 2010

House Bill No. 2678

HOUSE BILL NO. 2678 - By: FAUGHT of the House and JOLLEY of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 2001, Section 3006, as amended by Section 9, Chapter 261, O.S.L. 2009 (59 O.S. Supp. 2009, Section 3006), which relates to the Orthotics and Prosthetics Practice Act; modifying licensing procedures; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

- 1 SECTION 1. AMENDATORY 59 O.S. 2001, Section 3006, as amended by  
2 Section 9, Chapter 261, O.S.L. 2009 (59 O.S. Supp. 2009, Section 3006), is amended to  
3 read as follows:
- 4 Section 3006. A. The State Board of Medical Licensure and Supervision, with the  
5 assistance of the Advisory Committee on Orthotics and Prosthetics, shall establish  
6 qualifications for licensure and registration under the Orthotics and Prosthetics Practice  
7 Act. Until November 1, 2004, the Board shall provide, as set forth herein, an alternative  
8 qualification licensure opportunity for current practitioners in this state who are unable  
9 to meet standard qualifications. Persons meeting the qualifications of more than one  
10 discipline may be licensed in more than one discipline.
- 11 B. To be licensed to practice orthotics or prosthetics according to standard  
12 qualifications, a person shall:



1 C. To be licensed to practice orthotics or prosthetics under alternative qualification  
2 requirements, a person shall:

3 1. Pass an examination in the area of licensure, which may be an available  
4 examination designated by the State Board of Medical Licensure and Supervision or an  
5 examination developed by the Board; and

6 2. Execute an alternative qualification contract with the State Board of Medical  
7 Licensure and Supervision the conditions of which shall be based on the Board's  
8 evaluation of the applicant's experience and the Board's determination of further  
9 experience needed or other requirements to be met, which contract shall specify a period  
10 of time not to exceed ten (10) years for completion of the further experience or  
11 requirements.

12 D. Upon execution of the alternative qualification contract, the Board shall issue a  
13 license and shall renew the license subject to the licensee's making satisfactory progress  
14 as required by the contract. Persons who satisfactorily complete the alternative  
15 qualification contract shall be thereafter considered as having met the qualifications  
16 necessary for license renewal.

17 E. No person shall be permitted to enter into an alternative qualification contract  
18 after October 31, 2004. A person who has not done so by October 31, 2004, shall not be  
19 issued a license to practice orthotics or prosthetics without meeting standard  
20 qualifications.

21 F. Notwithstanding any other provision of this section, a person who has practiced  
22 full time during the three-year period preceding the effective date of this act in a

1 prosthetic or orthotic facility as a prosthetist or orthotist and has a high school diploma  
2 or equivalent, or who has practiced as an assistant or technician, may file an application  
3 with the Board within ninety (90) days from the effective date of this act for permission  
4 to continue to practice at his or her identified level of practice. The Board, after verifying  
5 the applicant's work history and receiving payment of the application fee as established  
6 pursuant to this act, shall, without examination of the applicant, issue the applicant a  
7 license or certificate of registration. To make the investigations necessary to verify the  
8 applicant's work history, the Board may require that the applicant complete a  
9 questionnaire regarding the work history and scope of practice. The Board shall take no  
10 more than six (6) months to verify the work history. Applicants applying after the  
11 ninety-day application period of this subsection has expired shall meet the qualifications  
12 elsewhere set forth for standard or alternative qualification for licensure or for  
13 registration as determined by the Board.

14 G. The Board may authorize the Board Secretary to issue a temporary license for  
15 up to two (2) years to individuals who have graduated from a program and completed  
16 their residency as outlined in subsection B of this section, but not yet passed the  
17 licensure exam. A temporary license authorizing practice under supervision shall be  
18 granted only when the Board Secretary is satisfied as to the qualifications of the  
19 applicant to be licensed under the Orthotics and Prosthetics Practice Act except for  
20 examination. A temporary license shall be granted only to an applicant demonstrably  
21 qualified for a full and unrestricted license under the requirements set by the Orthotics  
22 and Prosthetics Practice Act and the rules of the Board.

1           SECTION 2. This act shall become effective November 1, 2010.  
2   COMMITTEE REPORT BY: COMMITTEE ON RULES, dated 02-25-10 - DO PASS, As  
3   Coauthored.