

By: Truitt

H.B. No. 2703

A BILL TO BE ENTITLED

AN ACT

relating to the regulation of orthotists and prosthetists.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Sections 605.002(14) and (18), Occupations Code, are amended to read as follows:

(14) "Orthotics" means the science and practice of measuring, designing, fabricating, assembling, fitting, adjusting, or servicing an orthosis under an order from a licensed physician, chiropractor, or podiatrist, or a nurse or physician assistant with authority delegated by a licensed physician, chiropractor, or podiatrist, for the correction or alleviation of a neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity.

(18) "Prosthetics" means the science and practice of measuring, designing, fabricating, assembling, fitting, adjusting, or servicing a prosthesis under an order from a licensed physician, chiropractor, or podiatrist, or a nurse or physician assistant with authority delegated by a licensed physician, chiropractor, or podiatrist.

SECTION 2. Section 605.2515, Occupations Code, is amended to read as follows:

Sec. 605.2515. ADDITIONAL LICENSE: DEVICE MANUFACTURER. A person licensed to practice orthotics or prosthetics who measures, designs, fabricates, fits, assembles, adjusts, or services an orthosis or a prosthesis under an order from a licensed

1 physician, chiropractor, or podiatrist, or a nurse or physician
2 assistant with authority delegated by a licensed physician,
3 chiropractor, or podiatrist, for a specific patient is exempt from
4 licensing as a device manufacturer under Subchapter L, Chapter 431,
5 Health and Safety Code. A person licensed to practice orthotics or
6 prosthetics who fabricates or assembles an orthosis or a prosthesis
7 without an order from a licensed physician, chiropractor, or
8 podiatrist, or a nurse or physician assistant with authority
9 delegated by a licensed physician, chiropractor, or podiatrist, for
10 a specific patient is required to be licensed as a device
11 manufacturer under Subchapter L, Chapter 431, Health and Safety
12 Code.

13 SECTION 3. This Act takes effect September 1, 2011.