



Ohio Legislative Service Commission

Bill Analysis

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Sub. S.B. 141

129th General Assembly

(As Reported by S. Health, Human Services and Aging)

Sens. Gillmor, Schaffer, Seitz, Hughes, Hite, Brown, Tavares, Coley

BILL SUMMARY

- Generally exempts a physician, chiropractor, or physical therapist for an out-of-state athletic team from Ohio laws governing those professionals while the professional provides medical services to the team members and specified individuals while the team is traveling to or from or participating in a sporting event in Ohio.

CONTENT AND OPERATION

Athletic team physicians, chiropractors, and physical therapists from other states

The bill generally exempts out-of-state athletic team physicians, chiropractors, and physical therapists from laws governing the practice of medicine, chiropractic, and physical therapy, respectively, in Ohio. The exemption is subject to certain conditions.

Conditions that apply to all three groups of professionals

The following conditions must be present for the exemption to apply to any of the three types of professionals covered by the bill:¹

(1) The professional must hold a current, unrestricted license to practice the relevant profession in the state the athletic team is from.

(2) The exemption applies only while the team is traveling to or from or participating in a sporting event in Ohio.

¹ R.C. 4731.36(B)(1), 4734.14(B)(1), and 4755.48(G)(1).

(3) The exemption applies only while the professional provides services to any of the following: (a) a member of the athletic team, (b) a member of the athletic team's coaching, communications, equipment, or sports medicine staff, (c) a member of the band or cheerleading squad accompanying the athletic team, or (d) the athletic team's mascot.

Conditions that apply only to physicians and chiropractors

In providing medical or chiropractic services pursuant to the bill's provisions, the out-of-state athletic team physician or chiropractor must:

(1) Be acting pursuant to a written agreement with the out-of-state athletic team;²

(2) Not provide the services at a health care facility.³ For physicians, this includes a hospital, ambulatory surgical facility, or any other facility in which medical care, diagnosis, or treatment is provided on an inpatient or outpatient basis.⁴

Conditions that apply only to physical therapists

In providing physical therapy pursuant to the bill's provisions, the out-of-state athletic team physical therapist must:⁵

(1) Be acting pursuant to contract or employment with the athletic team;

(2) Not provide physical therapy at a health care facility;

(3) Not provide physical therapy for more than 60 days in a calendar year.

HISTORY

ACTION	DATE
Introduced	04-05-11
Reported, S. Health, Human Services and Aging	06-23-11

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² R.C. 4731.36(B)(1) and 4734.14(B)(1).

³ R.C. 4731.36(B)(2) and 4734.14(B)(2).

⁴ R.C. 4731.36(B)(2).

⁵ R.C. 4755.48(G)(1) and (2); R.C. 4755.99 (technical change only).

