

HOUSE BILL No. 2159

By Committee on Health and Human Services

2-4

1 AN ACT concerning physical therapists; evaluation and treatment of
2 patients; amending K.S.A. 2010 Supp. 65-2921 and repealing the
3 existing section.
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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 Supp. 65-2921 is hereby amended to read as
7 follows: 65-2921. (a) Except as otherwise provided in subsection (b), (c)
8 ~~or (d)~~ subsections (b) and (c), a physical therapist may evaluate patients
9 without physician referral but may initiate treatment only after approval
10 by a licensed physician, a licensed podiatrist, a licensed physician
11 assistant or an advanced registered nurse practitioner working pursuant to
12 the order or direction of a licensed physician, a licensed chiropractor, a
13 licensed dentist or licensed optometrist in appropriately related cases.
14 Physical therapists may initiate physical therapy treatment with the
15 approval of a practitioner of the healing arts duly licensed under the laws
16 of another state and may provide such treatment based upon an order by
17 such practitioner in any setting in which physical therapists would be
18 authorized to provide such treatment with the approval of a physician
19 licensed by the board, notwithstanding any provisions of the Kansas
20 healing arts act or any rules and regulations adopted by the board
21 ~~thereunder and initiate physical therapy treatment on a patient without~~
22 *referral from a licensed practitioner of the healing arts. If treating a*
23 *patient without a referral from a licensed practitioner of the healing arts*
24 *and the patient does not demonstrate objective, measurable or functional*
25 *improvement, or any continuation thereof, in a period of 45 calendar*
26 *days from the initial evaluation, the physical therapist shall obtain a*
27 *referral from an appropriate licensed practitioner prior to continuing*
28 *treatment. The physical therapist must transmit to the licensed*
29 *practitioner, identified by the patient, a copy of the initial evaluation no*
30 *later than five business days after the evaluation is performed.*

31 (b) ~~Physical therapists may evaluate and treat a patient for no more~~
32 ~~than 30 consecutive calendar days without a referral under the following~~
33 ~~conditions: (1) The patient has previously been referred to a physical~~
34 ~~therapist for physical therapy services by a person authorized by this~~
35 ~~section to approve treatment; (2) the patient's referral for physical therapy~~
36 ~~was made within one year from the date a physical therapist implements a~~

1 ~~program of physical therapy treatment without a referral; (3) the physical~~
2 ~~therapy being provided to the patient without referral is for the same~~
3 ~~injury, disease or condition as indicated in the referral for such previous~~
4 ~~injury, disease or condition; and (4) the physical therapist transmits to the~~
5 ~~physician or other practitioner identified by the patient a copy of the~~
6 ~~initial evaluation no later than five business days after treatment~~
7 ~~commences. Treatment for more than 30 consecutive calendar days of~~
8 ~~such patient shall only be upon the approval of a person authorized by~~
9 ~~this section to approve treatment.~~

10 (e) Physical therapists may provide, without a referral, services
11 ~~which do not constitute treatment for a specific condition, disease or~~
12 ~~injury to: (1) Employees solely for the purpose of education and~~
13 ~~instruction related to workplace injury prevention; or (2) the public for~~
14 ~~the purpose of fitness, health promotion and education.~~

15 (d) (c) Physical therapists may provide services without a referral to
16 special education students who need physical therapy services to fulfill
17 the provisions of their individualized education plan (IEP) or
18 individualized family service plan (IFSP).

19 Sec. 2. K.S.A. 2010 Supp. 65-2921 is hereby repealed.

20 Sec. 3. This act shall take effect and be in force from and after its
21 publication in the statute book.

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