

As Introduced

**124th General Assembly
Regular Session
2001-2002**

S. B. No. 280

SENATOR Austria

A B I L L

To amend sections 4779.01, 4779.02, 4779.03, 4779.04, 1
4779.05, 4779.08, 4779.09, 4779.13, 4779.15, 2
4779.16, 4779.17, 4779.18, 4779.20, 4779.22, 3
4779.23, 4779.24, 4779.25, 4779.26, 4779.27, 4
4779.28, 4779.29, and 4779.33; to enact new 5
sections 4779.10, 4779.11, 4779.12, and 4779.31 and 6
sections 4779.201, 4779.202, and 4779.34; and to 7
repeal sections 4779.10, 4779.11, 4779.12, and 8
4779.31 of the Revised Code to revise the law 9
governing the practice of orthotics, prosthetics, 10
prosthetics and orthotics, and pedorthics and to 11
terminate the provisions of this act on December 12
31, 2004, when sections 4779.01, 4779.02, 4779.03, 13
4779.04, 4779.05, 4779.08, 4779.09, 4779.13, 14
4779.15, 4779.16, 4779.17, 4779.18, 4779.20, 15
4779.22, 4779.23, 4779.24, 4779.25, 4779.26, 16
4779.27, 4779.28, 4779.29, and 4779.33 are repealed 17
on that date and by repealing new sections 4779.10, 18
4779.11, 4779.12, and 4779.31 and sections 19
4779.201, 4779.202, and 4779.34 of the Revised Code 20
on that date. 21

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That sections 4779.01, 4779.02, 4779.03, 4779.04, 22
4779.05, 4779.08, 4779.09, 4779.13, 4779.15, 4779.16, 4779.17, 23
4779.18, 4779.20, 4779.22, 4779.23, 4779.24, 4779.25, 4779.26, 24
4779.27, 4779.28, 4779.29, and 4779.33 be amended and new sections 25
4779.10, 4779.11, 4779.12, and 4779.31 and sections 4779.201, 26
4779.202, and 4779.34 of the Revised Code be enacted to read as 27
follows: 28

Sec. 4779.01. As used in this chapter: 29

(A) "Accommodative" means designed with the primary goal of 30
conforming to the anatomy of a particular individual. 31

(B) "Full-time" means not less than one thousand six hundred 32
hours per year. 33

(C) "High school equivalence diploma" means a diploma 34
attesting to achievement of the equivalence of a high school 35
education as measured by scores obtained on the tests of general 36
educational development published by the American council on 37
education. "High school equivalence diploma" includes a 38
certificate of high school equivalence issued prior to January 1, 39
1994, attesting to the achievement of the equivalence of a high 40
school education as measured by scores obtained on tests of 41
general educational development. 42

(D) "Inlay" means any removable material on which the foot 43
rests inside a shoe and that may be an integral design component 44
of the shoe. 45

~~(D)~~(E) "License card" means documentation of a license issued 46
under this chapter that is in a size and shape suitable for 47
keeping in a wallet or purse. 48

(F) "License certificate" means documentation of a license 49
issued under this chapter that is in a size and shape suitable for 50

framing and placement on a wall.

51

(G) "Orthotics" means the evaluation, measurement, design, fabrication, ~~assembly~~, fitting, adjusting, servicing, or training in the use of an orthotic or pedorthic device, or the repair, replacement, adjustment, or service of an existing orthotic or pedorthic device. It does not include upper extremity adaptive equipment used to facilitate the activities of daily living, finger splints, wrist splints, prefabricated elastic or fabric abdominal supports with or without metal or plastic reinforcing stays and other prefabricated soft goods requiring minimal fitting, nontherapeutic accommodative inlays, shoes that are not manufactured or modified for a particular individual, prefabricated foot care products, durable medical equipment, dental appliances, nontherapeutic pedorthic devices, or devices implanted into the body by a physician.

52

53

54

55

56

57

58

59

60

61

62

63

64

65

(~~E~~)(H) "Orthotic device" means a custom fabricated or fitted medical device used to support, correct, or alleviate neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity.

66

67

68

69

(~~F~~)(I) "Pedorthics" means the evaluation, measurement, design, fabrication, ~~assembly~~, fitting, adjusting, servicing, or training in the use of a pedorthic device, or the repair, replacement, adjustment, or servicing of a pedorthic device.

70

71

72

73

(~~G~~)(J) "~~Pedorthics~~ Pedorthic device" means ~~a~~ any of the following as prescribed by a physician:

74

75

(1) A custom fabricated or fitted therapeutic shoe, ~~shoe;~~

76

(2) Shoe modification for therapeutic purposes, ~~prosthetic;~~

77

(3) Prosthetic filler of the forefoot, ~~or foot;~~

78

(4) Foot orthosis for use from the apex of the medial malleolus and below. It does not include an arch support, a

79

80

~~nontherapeutic accommodative inlay, nontherapeutic accommodative
footwear, prefabricated footcare products, or unmodified,
over-the-counter shoes.~~

~~(H)(K) "Physician" means an individual who is authorized
under Chapter 4731. of the Revised Code to practice medicine and
surgery, osteopathic medicine and surgery, or podiatric medicine.~~

~~(L) "Prosthetics" means the evaluation, measurement, design,
fabrication, assembly, fitting, adjusting, servicing, or training
in the use of a prosthesis or pedorthic device, or the repair,
replacement, adjustment, or service of a prosthesis or pedorthic
device.~~

~~(I)(M) "Prosthesis" means a custom fabricated or fitted
medical device used to replace a missing appendage or other
external body part. It includes an artificial limb, hand, or foot,
but does not include devices implanted into the body by a
physician, artificial eyes, intraocular lenses, dental appliances,
ostomy products, cosmetic devices such as breast prostheses,
eyelashes, wigs, or other devices that do not have a significant
impact on the musculoskeletal functions of the body.~~

Sec. 4779.02. (A) Except as provided in division (B) of this
section, no person shall practice or represent that the person is
authorized to practice orthotics, prosthetics, prosthetics and
orthotics, or pedorthics unless the person holds a current, valid
license issued or renewed under this chapter. A license issued or
renewed under this chapter that is classified inactive pursuant to
section 4779.202 of the Revised Code is not a current, valid
license.

(B) Division (A) of this section does not apply to any of the
following:

(1) An individual who holds a current, valid license,
certificate, or registration issued under Chapter 4723., 4730.,

4731., 4734., or 4755. of the Revised Code and is practicing 112
within the individual's scope of practice under statutes and rules 113
regulating the individual's profession; 114

(2) An individual who practices orthotics, prosthetics, 115
prosthetics and orthotics, or pedorthics as an employee of the 116
federal government and is engaged in the performance of duties 117
prescribed by statutes and regulations of the United States; 118

(3) An individual who provides orthotic, prosthetic, 119
prosthetic and orthotic, or pedorthic services under the 120
supervision of a licensed orthotist, prosthetist, 121
prosthetist-orthotist, or pedorthist in accordance with section 122
4779.04 of the Revised Code; 123

(4) An individual who provides orthotic, prosthetic, 124
prosthetic and orthotic, or pedorthic services as part of an 125
educational, certification, or residency program approved by the 126
board under sections 4779.25 to 4779.27 of the Revised Code; 127

(5) An individual who provides orthotic, prosthetic, 128
prosthetic and orthotic, or pedorthic services under the direct 129
supervision of an individual authorized under Chapter 4731. of the 130
Revised Code to practice medicine and surgery ~~or~~, osteopathic 131
medicine and surgery, or podiatric medicine. 132

Sec. 4779.03. No person shall use the titles "licensed 133
orthotist," "licensed prosthetist," "licensed 134
~~orthotist-prosthetist~~ prosthetist-orthotist," or "licensed 135
pedorthist," the initials "L.O.," "L.P.," "~~E.O.P.~~ L.P.O.," or 136
"L.Ped.," or any other title or initials to represent that the 137
person is licensed to practice orthotics, prosthetics, prosthetics 138
and orthotics, or pedorthics, unless the person holds a current, 139
valid license issued or renewed under this chapter. A license 140
issued or renewed under this chapter that is classified inactive 141
pursuant to section 4779.202 of the Revised Code is not a current, 142

valid license. 143

No person shall use any title or initials to represent that 144
the person is licensed to practice orthotics, prosthetics, 145
~~orthotics and prosthetics~~ and orthotics, or pedorthics as a 146
temporarily licensed orthotist, prosthetist, 147
prosthetist-orthotist, or pedorthist, unless the person holds a 148
current, valid temporary license issued or renewed under this 149
chapter. 150

Sec. 4779.04. No individual who provides orthotic, 151
prosthetic, prosthetic and orthotic, or pedorthic services under 152
the supervision of an individual licensed under this chapter, as 153
provided in division (B)(3) of section 4779.02 of the Revised 154
Code, shall do so unless all of the following are the case: 155

(A) The individual does not perform any services that the 156
supervising orthotist, prosthetist, ~~orthotist-prosthetist~~ 157
prosthetist-orthotist, or pedorthist is not authorized to perform; 158

(B) During the initial evaluation of any patient who can 159
reasonably be expected to require orthotic, prosthetic, prosthetic 160
and orthotic, or pedorthic services and during the fitting and 161
delivery of an orthotic or pedorthic device or prosthesis, the 162
supervising orthotist, prosthetist, ~~orthotist-prosthetist~~ 163
prosthetist-orthotist, or pedorthist is physically present; 164

(C) At times other than those described in division (B) of 165
this section, the supervising orthotist, prosthetist, 166
~~orthotist-prosthetist~~ prosthetist-orthotist, or pedorthist is 167
either physically present at the location where the individual is 168
practicing or is readily available to the individual through some 169
means of telecommunication and is in a location that under normal 170
circumstances is not more than sixty minutes travel time away from 171
the location where the individual is practicing. 172

No individual licensed under this chapter may supervise more 173

than four individuals not licensed to practice orthotics, 174
prosthetics, prosthetics and orthotics, or pedorthics, including 175
individuals who hold a license classified inactive under section 176
4779.202 of the Revised Code, who are ~~practicing~~ providing 177
orthotic, prosthetic, prosthetic and orthotic, or pedorthic 178
services. 179

Sec. 4779.05. (A) There is hereby created the state board of 180
orthotics, prosthetics, and pedorthics, consisting of seven 181
members who shall be residents of this state and appointed by the 182
governor with the advice and consent of the senate. One member 183
shall be an orthotist licensed under this chapter; one member 184
shall be a prosthetist licensed under this chapter; two members 185
shall be licensed under this chapter as either an orthotist or 186
prosthetist, or as ~~an orthotist and a prosthetist-orthotist~~; one 187
member shall be a pedorthist licensed under this chapter; one 188
member shall be an individual authorized under Chapter 4731. of 189
the Revised Code to practice medicine and surgery ~~or~~, osteopathic 190
medicine and surgery, or ~~podiatry~~ podiatric medicine; and one 191
member shall be a representative of the public who is a consumer 192
of orthotic or prosthetic goods and services. 193

(B) Within ninety days after ~~the effective date of this~~ 194
~~section~~ October 27, 2000, the governor shall make initial 195
appointments to the board. Of the initial appointments made, three 196
shall be for terms ending two years after ~~the effective date of~~ 197
~~this section~~ October 27, 2000, three shall be for terms ending 198
three years after ~~the effective date of this section~~ October 27, 199
2000, and one shall be for a term ending four years after ~~the~~ 200
~~effective date of this section~~ October 27, 2000. Thereafter, terms 201
of office shall be for three years, with each term ending on the 202
same day of the same month as the term that it succeeds. Each 203
board member shall hold office from the date of appointment until 204
the end of the term for which the member was appointed, except 205

that a member shall continue in office after the expiration date 206
of a member's term until the member's successor takes office, or 207
until a period of sixty days has elapsed, whichever occurs first. 208
Any member appointed to fill a vacancy occurring prior to the 209
expiration date of the term for which the member's predecessor was 210
appointed shall hold office for the remainder of that term. No 211
member shall serve more than two consecutive terms. 212

Sec. 4779.08. (A) The state board of orthotics, prosthetics, 213
and pedorthics shall adopt rules in accordance with Chapter 119. 214
of the Revised Code to carry out the purposes of this chapter, 215
including rules prescribing all of the following: 216

(1) The form and manner of filing of applications to be 217
admitted to examinations and for licensure and license renewal; 218

(2) Standards and procedures for formulating, evaluating, 219
approving, and administering licensing examinations or recognizing 220
other entities that conduct examinations; 221

(3) The form, scoring, and scheduling of licensing 222
examinations; 223

(4) Fees for examinations ~~and~~, applications ~~for~~, licensure, 224
temporary licensure, and license renewal; 225

(5) Fees for reinstatement of a lapsed license and 226
restoration of an inactive or suspended license; 227

(6) Fees for approval of continuing education courses; 228

~~(7)~~(7) Procedures for issuance, renewal, suspension, and 229
revocation of licenses, including temporary licenses issued under 230
section 4779.18 of the Revised Code, and the conduct of 231
disciplinary hearings; 232

~~(7)~~(8) Procedures, including the application, for 233
reinstatement of a lapsed license and restoration of an inactive 234
or suspended license; 235

(9) Standards of ethical and professional conduct in the practice of orthotics, prosthetics, <u>prosthetics and orthotics</u> , and pedorthics;	236 237 238
(8) (10) Standards for approving national certification organizations in orthotics, prosthetics, <u>prosthetics and orthotics</u> , and pedorthics;	239 240 241
(9) (11) Fines for violations of this chapter;	242
(10) (12) Standards for the recognition and approval of educational programs required for licensure, including standards for approving foreign educational credentials;	243 244 245
(11) (13) Standards for continuing education programs required for license renewal;	246 247
(12) (14) Provisions for making available the information described in section 4779.22 of the Revised Code;	248 249
<u>(15) Proper identification a license holder must provide the board to obtain a replacement copy of a license card or license certificate under section 4779.34 of the Revised Code and the fee for the replacement copy.</u>	250 251 252 253
(B) The board may adopt any other rules necessary for the administration of this chapter.	254 255
(C) The fees prescribed by this section shall be paid to the treasurer of state, who shall from the effective date of this section <u>October 27, 2000</u> , until December 31, 2004, deposit the fees in the occupational licensing and regulatory fund established in section 4743.05 of the Revised Code.	256 257 258 259 260
Sec. 4779.09. An applicant for a license to practice orthotics, prosthetics, orthotics and prosthetics, or pedorthics shall apply to the <u>The state board of orthotics, prosthetics, and pedorthics shall issue a license to practice orthotics,</u>	261 262 263 264

prosthetics, prosthetics and orthotics, or pedorthics to an 265
individual who meets all of the following requirements: 266

(A) Applies to the board for a license in accordance with 267
rules adopted under section 4779.08 of the Revised Code ~~and pay~~ 268

(B) Pays the application fee specified in ~~the~~ rules. ~~The~~ 269
~~board shall issue a license to an applicant who is~~ adopted under 270
section 4779.08 of the Revised Code; 271

(C) Is eighteen years of age or older, ~~i~~ 272

(D) Is of good moral character, ~~and meets either~~ ~~i~~ 273

(E) Meets one of the following requirements of ~~divisions (A)~~ 274
~~and (B) of this section or the requirements of section 4779.16 or~~ 275
~~4779.17 of the Revised Code.~~ 276

~~(A) The applicant must pass:~~ 277

(1) Passes an examination conducted pursuant to section 278
4779.15 of the Revised Code. ~~r~~ 279

~~(B) The applicant must meet the requirements of one of the~~ 280
~~following:~~ 281

~~(1) In the case of an applicant for~~ and meets one of the 282
following requirements as appropriate for the type of license the 283
individual seeks: 284

(a) If the individual seeks a license to practice orthotics, 285
meets the requirements of section 4779.10 of the Revised Code; 286

~~(2) In the case of an applicant for~~ (b) If the individual 287
seeks a license to practice prosthetics, meets the requirements of 288
section 4779.11 of the Revised Code; 289

~~(3) In the case of an applicant for~~ (c) If the individual 290
seeks a license to practice ~~orthotics and~~ prosthetics and 291
orthotics, meets the requirements of section 4779.12 of the 292
Revised Code; 293

~~(4) In the case of an applicant for (d) If the individual~~ 294
~~seeks a license to practice pedorthics, meets the requirements of~~ 295
~~section 4779.13 of the Revised Code.~~ 296

(2) Meets the requirements of section 4779.16 of the Revised 297
Code; 298

(3) Meets the requirements of section 4779.17 of the Revised 299
Code. 300

(F) Pays the license fee specified in rules adopted under 301
section 4779.08 of the Revised Code. 302

Sec. 4779.10. To meet the requirement of division (E)(1)(a) 303
of section 4779.09 of the Revised Code, an individual must meet 304
the requirements of division (A), (B), (C), (D), or (E) of this 305
section, except that, if an individual submits an application to 306
the state board of orthotics, prosthetics, and pedorthics for a 307
license to practice orthotics after January 1, 2004, the 308
individual must meet the requirements of division (C), (D), or (E) 309
of this section. The individual must meet the requirements on the 310
day the board receives the individual's application for a license 311
to practice orthotics. 312

(A) To meet the requirements of this division, an individual 313
must meet both of the following requirements: 314

(1) Hold an associate's degree or higher from an accredited 315
college or university or an equivalent credential from a foreign 316
educational institution recognized by the board; 317

(2) Have at least two years of documented, full-time 318
experience practicing orthotics, including at least six months 319
experience practicing orthotics under the direct supervision of a 320
licensed orthotist. 321

(B) To meet the requirements of this division, an individual 322
must meet all of the following requirements: 323

<u>(1) Hold a high school diploma or high school equivalence</u>	324
<u>diploma;</u>	325
<u>(2) Hold a valid certificate in orthotics issued by the</u>	326
<u>American board for certification in orthotics and prosthetics, the</u>	327
<u>board for orthotist/prosthetist certification, or an equivalent</u>	328
<u>successor organization recognized by the state board of orthotics,</u>	329
<u>prosthetics, and pedorthics;</u>	330
<u>(3) Have at least three years of documented, full-time</u>	331
<u>experience practicing orthotics.</u>	332
<u>(C) To meet the requirements of this division, an individual</u>	333
<u>must meet all of the following requirements:</u>	334
<u>(1) Meet either of the following requirements:</u>	335
<u>(a) Hold a bachelor's degree in orthotics from an accredited</u>	336
<u>college or university whose orthotics program is recognized by the</u>	337
<u>board under section 4779.25 of the Revised Code or an equivalent</u>	338
<u>educational credential from a foreign educational institution</u>	339
<u>recognized by the board;</u>	340
<u>(b) Hold a bachelor's degree in a subject other than</u>	341
<u>orthotics or an equivalent educational credential from a foreign</u>	342
<u>educational institution recognized by the board and have completed</u>	343
<u>a certificate program in orthotics recognized by the board under</u>	344
<u>section 4779.26 of the Revised Code.</u>	345
<u>(2) Have completed an orthotics residency program approved by</u>	346
<u>the board under section 4779.27 of the Revised Code;</u>	347
<u>(3) Have practiced orthotics for not less than eight months</u>	348
<u>under the supervision of an individual licensed under this chapter</u>	349
<u>to practice orthotics.</u>	350
<u>(D) To meet the requirements of this division, an individual</u>	351
<u>must meet all of the following requirements:</u>	352
<u>(1) Hold a bachelor's degree or higher from a nationally</u>	353

accredited college or university or an equivalent credential from 354
a foreign educational institution recognized by the board; 355

(2) Hold a valid certificate in orthotics issued by the 356
American board for certification in orthotics and prosthetics, the 357
board for orthotist/prosthetist certification, or an equivalent 358
successor organization recognized by the state board of orthotics, 359
prosthetics, and pedorthics; 360

(3) Have completed at least three years of documented, 361
full-time experience practicing or teaching orthotics. 362

(E) To meet the requirements of this division, an individual 363
must meet all of the following requirements: 364

(1) Hold a bachelor's degree or higher from a nationally 365
accredited college or university or an equivalent credential from 366
a foreign educational institution recognized by the board; 367

(2) Have completed a certificate program in orthotics 368
recognized by the board under section 4779.26 of the Revised Code; 369

(3) Meet either of the following requirements: 370

(a) Have completed a residency program in orthotics 371
recognized by the board under section 4779.27 of the Revised Code; 372

(b) Have at least three years of documented, full-time 373
experience practicing or teaching orthotics. 374

Sec. 4779.11. To meet the requirement of division (E)(1)(b) 375
of section 4779.09 of the Revised Code, an individual must meet 376
the requirements of division (A), (B), (C), (D), or (E) of this 377
section, except that, if an individual submits an application to 378
the state board of orthotics, prosthetics, and pedorthics for a 379
license to practice prosthetics after January 1, 2004, the 380
individual must meet the requirements of division (C), (D), or (E) 381
of this section. The individual must meet the requirements on the 382

day the board receives the individual's application for a license 383
to practice prosthetics. 384

(A) To meet the requirements of this division, an individual 385
must meet both of the following requirements: 386

(1) Hold an associate's degree or higher from an accredited 387
college or university or an equivalent credential from a foreign 388
educational institution recognized by the board; 389

(2) Have at least two years of documented, full-time 390
experience practicing or teaching prosthetics, including at least 391
six months experience practicing prosthetics under the direct 392
supervision of a licensed prosthetist. 393

(B) To meet the requirements of this division, an individual 394
must meet all of the following requirements: 395

(1) Hold a high school diploma or high school equivalence 396
diploma; 397

(2) Hold a valid certificate in prosthetics issued by the 398
American board for certification in orthotics and prosthetics, the 399
board for orthotist/prosthetist certification, or an equivalent 400
successor organization recognized by the state board of orthotics, 401
prosthetics, and pedorthics; 402

(3) Have at least three years of documented, full-time 403
experience practicing prosthetics. 404

(C) To meet the requirements of this division, an individual 405
must meet all of the following requirements: 406

(1) Meet either of the following requirements: 407

(a) Hold a bachelor's degree in prosthetics from an 408
accredited college or university whose prosthetics program is 409
recognized by the board under section 4779.25 of the Revised Code 410
or an equivalent educational credential from a foreign educational 411
institution recognized by the board; 412

(b) Hold a bachelor's degree in a subject other than prosthetics or an equivalent educational credential from a foreign educational institution recognized by the board and have completed a certificate program in prosthetics recognized by the board under section 4779.26 of the Revised Code. 413
414
415
416
417

(2) Have completed a prosthetics residency program approved by the board under section 4779.27 of the Revised Code; 418
419

(3) Have practiced prosthetics for not less than eight months under the supervision of an individual licensed under this chapter to practice prosthetics. 420
421
422

(D) To meet the requirements of this division, an individual must meet all of the following requirements: 423
424

(1) Hold a bachelor's degree or higher from a nationally accredited college or university or an equivalent credential from a foreign educational institution recognized by the board; 425
426
427

(2) Hold a valid certificate in prosthetics issued by the American board for certification in orthotics and prosthetics, the board for orthotist/prosthetist certification, or an equivalent successor organization recognized by the state board of orthotics, prosthetics, and pedorthics; 428
429
430
431
432

(3) Have completed at least three years of documented, full-time experience practicing or teaching prosthetics. 433
434

(E) To meet the requirements of this division, an individual must meet all of the following requirements: 435
436

(1) Hold a bachelor's degree or higher from a nationally accredited college or university or an equivalent credential from a foreign educational institution recognized by the board; 437
438
439

(2) Have completed a certificate program in prosthetics recognized by the board under section 4779.26 of the Revised Code; 440
441

(3) Meet either of the following requirements: 442

(a) Have completed a residency program in prosthetics 443
recognized by the board under section 4779.27 of the Revised Code; 444

(b) Have at least three years of documented, full-time 445
experience practicing or teaching prosthetics. 446

Sec. 4779.12. To meet the requirement of division (E)(1)(c) 447
of section 4779.09 of the Revised Code, an individual must meet 448
the requirements of division (A), (B), (C), (D), or (E) of this 449
section, except that, if an individual submits an application to 450
the state board of orthotics, prosthetics, and pedorthics for a 451
license to practice prosthetics and orthotics after January 1, 452
2004, the individual must meet the requirements of division (C), 453
(D), or (E) of this section. The individual must meet the 454
requirements on the day the board receives the individual's 455
application for a license to practice prosthetics and orthotics. 456

(A) To meet the requirements of this division, an individual 457
must meet both of the following requirements: 458

(1) Hold an associate's degree or higher from an accredited 459
college or university or an equivalent credential from a foreign 460
educational institution recognized by the board; 461

(2) Have at least three years of documented, full-time 462
experience practicing or teaching prosthetics, orthotics, or 463
prosthetics and orthotics, including at least ten months 464
experience practicing prosthetics and orthotics under the direct 465
supervision of a licensed prosthetist-orthotist. 466

(B) To meet the requirements of this division, an individual 467
must meet all of the following requirements: 468

(1) Hold a high school diploma or high school equivalence 469
diploma; 470

(2) Hold a valid certificate in prosthetics and orthotics 471
issued by the American board for certification in orthotics and 472

prosthetics, the board for orthotist/prosthetist certification, or 473
an equivalent successor organization recognized by the state board 474
of orthotics, prosthetics, and pedorthics; 475

(3) Have at least five years of documented, full-time 476
experience practicing prosthetics and orthotics. 477

(C) To meet the requirements of this division, an individual 478
must meet all of the following requirements: 479

(1) Meet either of the following requirements: 480

(a) Hold a bachelor's degree in prosthetics and orthotics 481
from an accredited college or university whose prosthetics and 482
orthotics program is recognized by the board under section 4779.25 483
of the Revised Code or an equivalent educational credential from a 484
foreign educational institution recognized by the board; 485

(b) Hold a bachelor's degree in a subject other than 486
prosthetics and orthotics or an equivalent educational credential 487
from a foreign educational institution recognized by the board and 488
have completed a certificate program in prosthetics and orthotics 489
recognized by the board under section 4779.26 of the Revised Code. 490

(2) Have completed a prosthetics and orthotics residency 491
program approved by the board under section 4779.27 of the Revised 492
Code; 493

(3) Have practiced prosthetics and orthotics for not less 494
than eight months under the supervision of an individual licensed 495
under this chapter to practice prosthetics and orthotics. 496

(D) To meet the requirements of this division, an individual 497
must meet all of the following requirements: 498

(1) Hold a bachelor's degree or higher from a nationally 499
accredited college or university or an equivalent credential from 500
a foreign educational institution recognized by the board; 501

(2) Hold a valid certificate in prosthetics and orthotics 502

issued by the American board for certification in orthotics and
prosthetics, the board for orthotist/prosthetist certification, or
an equivalent successor organization recognized by the state board
of orthotics, prosthetics, and pedorthics;

503
504
505
506

(3) Have completed at least six years of documented,
full-time experience practicing or teaching prosthetics or
orthotics.

507
508
509

(E) To meet the requirements of this division, an individual
must meet all of the following requirements:

510
511

(1) Hold a bachelor's degree or higher from a nationally
accredited college or university or an equivalent credential from
a foreign educational institution recognized by the board;

512
513
514

(2) Have completed a certificate program in prosthetics and
orthotics recognized by the board under section 4779.26 of the
Revised Code;

515
516
517

(3) Meet either of the following requirements:

518

(a) Have completed a residency program in prosthetics and
orthotics recognized by the board under section 4779.27 of the
Revised Code;

519
520
521

(b) Have at least six years of documented, full-time
experience practicing or teaching prosthetics or orthotics.

522
523

~~Sec. 4779.13. To be eligible for a license to practice
pedorthics meet the requirement of division (E)(1)(d) of section
4779.09 of the Revised Code, an applicant individual must meet all
of the following requirements:~~

524
525
526
527

~~(A) On on the date of day the state board of orthotics,
prosthetics, and pedorthics receives the individual's application,
has for a license to practice pedorthics:~~

528
529
530

(A) Have practiced pedorthics for not less than eight four

531

months under the supervision of an individual licensed under this 532
chapter to practice pedorthics; 533

(B) ~~Hold~~ Hold a high school diploma or ~~certificate of high~~ 534
school equivalence ~~issued by the state board of education or a~~ 535
~~comparable agency of another state~~ diploma; 536

(C) ~~Has~~ Have completed the education, training, and 537
experience required to take the certification examination 538
developed by the board for certification in pedorthics or an 539
equivalent successor organization recognized by the state board of 540
orthotics, prosthetics, and pedorthics. 541

Sec. 4779.15. ~~Except as provided in sections 4779.16 and~~ 542
~~4779.17 of the Revised Code, the~~ The state board of orthotics, 543
prosthetics, and pedorthics shall examine or cause to be examined 544
each individual ~~who seeks~~ required by division (E)(1) of section 545
4779.09 of the Revised Code to pass an examination conducted 546
pursuant to this section as a condition of obtaining a license to 547
practice orthotics, prosthetics, ~~orthotics and prosthetics and~~ 548
orthotics, or pedorthics in this state. 549

To be eligible to take an examination conducted by the board 550
or an entity recognized by the board for the purpose of this 551
section, an individual must file an application and pay an 552
examination fee as specified in rules adopted by the board under 553
section 4779.08 of the Revised Code and meet all the applicable 554
requirements of section 4779.09 of the Revised Code other than the 555
requirement of having passed the examination. 556

Examinations shall be conducted at least once a year in 557
accordance with rules adopted by the board under section 4779.08 558
of the Revised Code. Each applicant shall be examined in such 559
subjects as the board requires. 560

The board may use as its examination all or part of a 561
standard orthotics, prosthetics, ~~orthotics and prosthetics and~~ 562

orthotics, or pedorthics licensing examination established for the 563
purpose of determining the competence of individuals to practice 564
orthotics, prosthetics, prosthetics and orthotics, or pedorthics 565
in the United States. In lieu of conducting examinations, the 566
board may accept the results of examinations conducted by entities 567
recognized by the board. 568

Sec. 4779.16. ~~The state board of orthotics, prosthetics, and~~ 569
~~pedorthics shall issue~~ To meet the requirement of division (E)(2) 570
of section 4779.09 of the Revised Code to obtain a license under 571
~~section 4779.09 of the Revised Code~~ to practice orthotics, 572
prosthetics, ~~orthotics and~~ prosthetics and orthotics, or 573
pedorthics ~~without examination to an applicant who meets, an~~ 574
individual must meet the requirements of divisions (A) and (B) of 575
this section: 576

(A) Not later than July 27, 2001, ~~applies have applied~~ to the 577
state board of orthotics, prosthetics, and pedorthics for the 578
license in accordance with division (A) of section 4779.09 of the 579
Revised Code; 580

(B)(1) ~~In the case of an applicant for~~ If the individual 581
seeks a license to practice orthotics, ~~is~~ have actively ~~practicing~~ 582
practiced or ~~teaching~~ taught orthotics on October 27, 2000, and 583
~~complies with~~ meet the requirements of division (B)(1)(a) or (b) 584
of this section: 585

(a) ~~The applicant meets~~ Meet all of the following 586
requirements: 587

(i) ~~Holds~~ Hold a bachelor's degree or higher from a 588
nationally accredited college or university in the United States; 589

(ii) ~~Has~~ Have completed a certificate program in orthotics 590
approved by the board under section 4779.26 of the Revised Code; 591

(iii) ~~Is~~ Be certified in orthotics by the American board for 592

certification in orthotics and prosthetics, the board of 593
orthotist/prosthetist certification, or an equivalent successor 594
organization recognized by the state board of orthotics, 595
prosthetics, and pedorthics; 596

(iv) ~~Has~~ Have completed a residency program approved by the 597
board under section 4779.27 of the Revised Code. 598

(b) ~~The individual meets~~ Meet both of the following 599
requirements: 600

(i) ~~Has~~ Have a minimum of three years of documented, 601
full-time experience practicing or teaching orthotics; 602

(ii) ~~Has~~ Have passed the certification examination in 603
orthotics developed by the American board of certification in 604
orthotics and prosthetics, the board of orthotist/prosthetist 605
certification, or an equivalent organization recognized by the 606
state board of orthotics, prosthetics, and pedorthics. 607

(2) ~~In the case of an applicant for~~ If the individual seeks a 608
license to practice prosthetics, ~~is~~ have actively ~~practicing~~ 609
practiced or ~~teaching~~ taught prosthetics on October 27, 2000, and 610
~~complies with~~ meet the requirements of division (B)(2)(a) or (b) 611
of this section: 612

(a) ~~The applicant meets~~ Meet all of the following 613
requirements: 614

(i) ~~Holds~~ Hold a bachelor's degree or higher from a 615
nationally accredited college or university in the United States; 616

(ii) ~~Has~~ Have completed a certificate program in prosthetics 617
approved by the board under section 4779.26 of the Revised Code; 618

(iii) ~~Is~~ Be certified in prosthetics by the American board 619
for certification in orthotics and prosthetics, the board of 620
orthotist/prosthetist certification, or an equivalent successor 621
organization recognized by the state board of orthotics, 622

prosthetics, and pedorthics; 623

(iv) ~~Has~~ Have completed a residency program approved by the 624
board under section 4779.27 of the Revised Code. 625

(b) ~~The applicant meets~~ Meet both of the following 626
requirements: 627

(i) ~~Has~~ Have a minimum of three years of documented, 628
full-time experience practicing or teaching prosthetics; 629

(ii) ~~Has~~ Have passed the certification examination in 630
prosthetics of the American board of certification in orthotics 631
and prosthetics, the board of orthotist/prosthetist certification, 632
or an equivalent organization recognized by the state board of 633
orthotics, prosthetics, and pedorthics. 634

(3) ~~In the case of an applicant for~~ If the individual seeks a 635
license to practice ~~orthotics and prosthetics~~ and orthotics, the 636
~~applicant complies with~~ meet the requirements of division 637
(B)(3)(a) or (b) of this section: 638

(a) ~~The applicant meets~~ Meet all of the following 639
requirements: 640

(i) ~~Holds~~ Hold a bachelor's degree or higher from an 641
accredited college or university in the United States; 642

(ii) ~~Has~~ Have completed a certificate program in ~~orthotics~~ 643
~~and prosthetics~~ and orthotics approved by the board under section 644
4779.26 of the Revised Code; 645

(iii) ~~Has~~ Have completed a residency program in ~~orthotics and~~ 646
~~prosthetics~~ and orthotics approved under section 4779.27 of the 647
Revised Code; 648

(iv) ~~Is~~ Be certified in ~~orthotics and prosthetics~~ and 649
orthotics by the American board for certification in orthotics and 650
prosthetics, the board of orthotist/prosthetist certification, or 651
an equivalent successor organization recognized by the state board 652

of orthotics, prosthetics, and pedorthics; 653

(b) ~~The applicant meets~~ Meet both of the following 654
requirements: 655

(i) ~~Has~~ Have a minimum of six years of documented, full-time 656
experience practicing or teaching ~~orthotics and prosthetics and~~ and 657
orthotics; 658

(ii) ~~Has~~ Have passed the ~~orthotics and prosthetics and~~ 659
orthotics certification examination requirements of the American 660
board for certification in orthotics and prosthetics, the board of 661
orthotist/prosthetist certification, or an equivalent organization 662
recognized by the state board of orthotics, prosthetics, and 663
pedorthics. 664

(4) ~~In the case of an applicant for~~ If the individual seeks a 665
license to practice pedorthics, ~~is~~ have actively ~~practicing~~ 666
practiced or ~~teaching~~ taught pedorthics on October 27, 2000, and 667
~~is~~ be certified in pedorthics by the board for certification in 668
pedorthics. 669

Sec. 4779.17. ~~The~~ To meet the requirement of division (E)(3) 670
of section 4779.09 of the Revised Code, an individual must meet 671
both of the following requirements on the day the state board of 672
orthotics, prosthetics, and pedorthics ~~shall issue~~ receives the 673
individual's application for a license under section 4779.09 of 674
~~the Revised Code~~ to practice orthotics, prosthetics, ~~orthotics and~~ 675
prosthetics and orthotics, or pedorthics ~~without examination to an~~ 676
~~applicant who meets all of the following requirements:~~ 677

(A) ~~Applies to the board in accordance with section 4779.09~~ 678
~~of the Revised Code;~~ 679

(B) ~~Hold~~ Hold, as appropriate for the type of license the 680
individual seeks, a license to practice orthotics, prosthetics, 681
~~orthotics and prosthetics and orthotics~~, or pedorthics issued by 682

the appropriate authority of another state; 683

~~(C) One (B) Meet one of the following applies requirements:~~ 684

(1) ~~In If the case of an applicant for individual seeks a 685
license to practice orthotics, ~~the applicant meets~~ meet the 686
requirements ~~in divisions (A)(2) and (3) of~~ division (A), (B), 687
(C), (D), or (E) of section 4779.10 of the Revised Code, ~~except~~ 688
the individual is not required to meet the requirement of division 689
(C)(3) of that section to meet the requirements of division (C) of 690
that section. 691~~

(2) ~~In If the case of an applicant for individual seeks a 692
license to practice prosthetics, ~~the applicant meets~~ meet the 693
requirements ~~in divisions (A)(2) and (3) of~~ division (A), (B), 694
(C), (D), or (E) of section 4779.11 of the Revised Code, ~~except~~ 695
the individual is not required to meet the requirement of division 696
(C)(3) of that section to meet the requirements of division (C) of 697
that section. 698~~

(3) ~~In If the case of an applicant for individual seeks a 699
license to practice ~~orthotics and prosthetics~~ and orthotics, ~~the~~ 700
~~applicant meets~~ meet the requirements ~~in divisions (A)(2) and (3)~~ 701
~~of~~ division (A), (B), (C), (D), or (E) of section 4779.12 of the 702
Revised Code, ~~except the individual is not required to meet the~~ 703
requirement of division (C)(3) of that section to meet the 704
requirements of division (C) of that section. 705~~

(4) ~~In If the case of an applicant for individual seeks a 706
license to practice pedorthics, ~~the applicant meets~~ meet the 707
requirements ~~in of~~ divisions (B) and (C) of section 4779.13 of the 708
Revised Code. 709~~

~~(D) The fees prescribed by this section shall be paid to the 710
treasurer of state, who shall from the effective date of this 711
section until December 31, 2004, deposit the fees in the 712
occupational licensing and regulatory fund established in section 713~~

~~4743.05 of the Revised Code.~~

714

Sec. 4779.18. (A) The state board of orthotics, prosthetics,
and pedorthics shall issue a temporary license to practice
orthotics, prosthetics, prosthetics and orthotics, or pedorthics
to an individual who meets all of the following requirements:

715

716

717

718

719

(1) Applies to the board in accordance with rules adopted
under section 4779.08 of the Revised Code and pays the application
fee specified in the rules;

720

721

722

(2) Is eighteen years of age or older;

723

(3) Is of good moral character;

724

(4) One of the following applies:

725

(a) In the case of an applicant for a temporary license to
practice orthotics, the applicant meets the requirements in
~~divisions~~ division (A)(2) and (3), (B), (C), (D), or (E) of
section 4779.10 of the Revised Code, except that, if the applicant
submits the application for the temporary license after January 1,
2004, the applicant must meet the requirements in division (C),
(D), or (E) of that section.

726

727

728

729

730

731

732

(b) In the case of an applicant for a temporary license to
practice prosthetics, the applicant meets the requirements in
~~divisions~~ division (A)(2) and (3), (B), (C), (D), or (E) of
section 4779.11 of the Revised Code, except that, if the applicant
submits the application for the temporary license after January 1,
2004, the applicant must meet the requirements in division (C),
(D), or (E) of that section.

733

734

735

736

737

738

739

(c) In the case of an applicant for a temporary license to
practice ~~orthotics and prosthetics~~ and orthotics, the applicant
meets the requirements in ~~divisions~~ division (A)(2) and (3), (B),
(C), (D), or (E) of section 4779.12 of the Revised Code, except

740

741

742

743

that, if the applicant submits the application for the temporary license after January 1, 2004, the applicant must meet the requirements in division (C), (D), or (E) of that section. 744
745
746

(d) In the case of an applicant for a temporary license to practice pedorthics, the applicant meets the requirements in divisions (B) and (C) of section 4779.13 of the Revised Code. 747
748
749

(5) Pays the temporary license fee specified in rules adopted under section 4779.08 of the Revised Code. 750
751

(B) A temporary license issued under this section is valid for one year and may be renewed once in accordance with rules adopted by the board under section 4779.08 of the Revised Code. 752
753
754

An individual who holds a temporary license may practice orthotics, prosthetics, ~~orthotics and prosthetics~~ and orthotics, or pedorthics only under the supervision of an individual who holds a license issued under section 4779.09 of the Revised Code in the same area of practice. 755
756
757
758
759

~~(C) The fees prescribed by this section shall be paid to the treasurer of state, who shall from the effective date of this section until December 31, 2004, deposit the fees in the occupational licensing and regulatory fund established in section 4743.05 of the Revised Code.~~ 760
761
762
763
764

Sec. 4779.20. (A) An individual seeking to renew a license issued under section 4779.09 of the Revised Code shall, on or before the day the license expires pursuant to section 4779.19 of the Revised Code, apply for renewal. The state board of orthotics, prosthetics, and pedorthics shall send renewal notices at least one month prior to the expiration date. 765
766
767
768
769
770

Applications shall be submitted to the board on forms the board prescribes and furnishes. Each application shall be accompanied by a renewal fee specified in rules adopted by the 771
772
773

board under section 4779.08 of the Revised Code, except that the board may waive part of the renewal fee for the first renewal of an initial license that expires one hundred days or less after it is issued.

774
775
776
777

(B) Beginning with the fourth renewal and every third renewal thereafter, a license holder must certify to the board one of the following:

778
779
780

(1) In the case of an individual licensed as an orthotist or prosthetist, the individual has completed within the preceding three years forty-five continuing education units granted by the board under section 4779.24 of the Revised Code;

781
782
783
784

(2) In the case of an individual licensed as a ~~prosthetist and prosthetist-orthotist~~, the individual has completed within the preceding three years ~~seventy-five~~ sixty continuing education units granted by the board under section 4779.24 of the Revised Code;

785
786
787
788
789

(3) In the case of an individual licensed as a pedorthist, the individual has completed within the previous three years the continuing education courses required by the board for certification in pedorthics or an equivalent organization recognized by the state board of orthotics, prosthetics, and pedorthics.

790
791
792
793
794
795

Sec. 4779.201. If an individual holding a current, valid license issued under this chapter fails to renew the license under section 4779.20 of the Revised Code, the license automatically lapses. The state board of orthotics, prosthetics, and pedorthics may reinstate the individual's lapsed license if the individual does both of the following:

796
797
798
799
800
801

(A) Applies for reinstatement in accordance with rules adopted under section 4779.08 of the Revised Code and pays the

802
803

reinstatement fee established by rules adopted under that section;

804

(B) Certifies to the board that the individual has completed the continuing education units the individual would have to have completed if the individual was seeking renewal of the license under section 4779.20 of the Revised Code.

805

806

807

808

Sec. 4779.202. (A) An individual who holds a current, valid license issued under this chapter and is not under disciplinary investigation pursuant to section 4779.28 of the Revised Code may submit a written request to the state board of orthotics, prosthetics, and pedorthics for the board to classify the license inactive. The board shall classify the license inactive if the board receives the request before the license's renewal date. The license shall be inactive immediately on the board's classification of the license as inactive.

809

810

811

812

813

814

815

816

817

(B) During the period a license is classified inactive, both of the following shall apply:

818

819

(1) The license holder may engage in orthotics, prosthetics, prosthetics and orthotics, or pedorthics only under the supervision of a licensed orthotist, prosthetist, prosthetist-orthotist, or pedorthist in accordance with section 4779.04 of the Revised Code.

820

821

822

823

824

(2) The license holder is not required to pay the license renewal fee.

825

826

(C) An individual whose license is classified inactive may apply to the board in accordance with rules adopted under section 4779.08 of the Revised Code to have the license restored. The board shall restore the license if the individual does all of the following:

827

828

829

830

831

(1) Pays the restoration fee established by rules adopted under section 4779.08 of the Revised Code;

832

833

(2) Certifies to the board that the individual has completed the continuing education units the individual would have to have completed if the individual was seeking renewal of the license under section 4779.20 of the Revised Code; 834
835
836
837

(3) Certifies to the board that the individual has completed any training the board requires as a condition of restoring the license; 838
839
840

(4) If required by the board, passes an examination conducted under section 4779.15 of the Revised Code. The board may require the individual to take the examination if the individual's license has been classified inactive for more than two years or the individual does not engage in orthotics, prosthetics, prosthetics and orthotics, or pedorthics in accordance with section 4779.04 of the Revised Code during the period the license is classified inactive. 841
842
843
844
845
846
847
848

Sec. 4779.22. (A) The state board of orthotics, prosthetics, and pedorthics shall publish and make available to the public written information regarding both of the following: 849
850
851

(1) The board's regulatory functions and the provisions of this chapter; 852
853

(2) The procedures by which complaints are filed with the board, which shall include a description of the complaint procedures and the name, mailing address, and telephone number of the board. 854
855
856
857

(B) The board shall make the information described in division (A) of this section available to all of the following: 858
859

(1) Consumers of orthotic, prosthetic, and pedorthic goods and services; 860
861

(2) Individuals licensed by the board; 862

(3) Nationally recognized orthotic, prosthetic, 863
prosthetic-orthotic, and pedorthic certifying and accrediting 864
organizations; 865

(4) Nationally recognized orthotic, prosthetic, 866
prosthetic-orthotic, and pedorthic educational organizations; 867

(5) Any other entity that may reasonably require the 868
information. 869

(C) The board may make available any of the information 870
described in division (A) of this section by adopting a rule under 871
section 4779.08 of the Revised Code requiring the information to 872
be displayed in any of the following ways: 873

(1) On each registration form or application prepared by the 874
board; 875

(2) On a sign prominently displayed in the place of business 876
of each individual licensed under this chapter; 877

(3) In each bill or written contract for services provided by 878
an individual licensed under this chapter. 879

Sec. 4779.23. (A) To be eligible for approval by the state 880
board of orthotics, prosthetics, and pedorthics, a continuing 881
education course must satisfy all of the following requirements: 882

(1) Include significant intellectual or practical content and 883
be designed to improve the professional competence of 884
participants; 885

(2) Deal with matters directly related to the practice of 886
orthotics, prosthetics, prosthetics and orthotics, or pedorthics, 887
including professional responsibility, ethical obligations, or 888
similar subjects that the board considers necessary to maintain 889
and improve the quality of orthotic and prosthetic services in 890
this state; 891

(3) Involve in-person instruction, except that a course may use self-study materials if the materials are prepared and presented by a group with appropriate practical experience;

(4) Be presented in a setting that is physically suited to the course;

(5) Include thorough, high-quality written material;

(6) Meet any other requirements the board considers appropriate.

(B) The board shall, in accordance with the standards in division (A) of this section, review and approve continuing education courses. If the board does not approve a course, it shall provide a written explanation of the reason for the denial to the person that requested approval. The board may approve continuing education courses approved by boards of other states that regulate orthotics, prosthetics, prosthetics and orthotics, and pedorthics if the other board's standards for approving continuing education courses are equivalent to the standards established pursuant to division (A) of this section.

Sec. 4779.24. The state board of orthotics, prosthetics, and pedorthics shall grant continuing education units to individuals licensed under this chapter on the following basis:

(A) For completing a continuing education course approved by the board under section 4779.23 of the Revised Code, one unit for each hour of instruction received;

(B) For teaching as a faculty member a course in orthotics, prosthetics, prosthetics and orthotics, or pedorthics that is part of the curriculum of an institution of higher education, one-half unit for each semester hour of the course, or an equivalent unit for each quarter or trimester hour of the course;

(C) For teaching other than as a faculty member a course that

is part of an institution of higher education's orthotics, 922
prosthetics, prosthetics and orthotics, or pedorthics curriculum, 923
one unit for each hour teaching the course; 924

(D) For teaching a continuing education course that is 925
approved by the board under section 4779.23 of the Revised Code 926
that is not part of an institution of higher education's 927
orthotics, prosthetics, prosthetics and orthotics, or pedorthics 928
curriculum, three units for each hour teaching the course for the 929
first time and one-half unit for each hour teaching the course 930
each time thereafter. 931

Sec. 4779.25. The state board of orthotics, prosthetics, and 932
pedorthics shall recognize an institution of higher education's 933
bachelor's degree program in ~~orthotics and prosthetics~~ and 934
orthotics if the program satisfies all of the following 935
requirements: 936

(A) Provides not less than two semesters or three quarters of 937
instruction in orthotics and two semesters or three quarters of 938
instruction in prosthetics; 939

(B) Requires as a condition of entry a high school diploma or 940
~~certificate of high school equivalence~~ diploma issued by the state 941
board of education; 942

(C) Includes a written description of the program that 943
includes learning goals, course objectives, and competencies for 944
graduation; 945

(D) Requires frequent, documented evaluation of students to 946
assess their acquisition of knowledge, problem identification and 947
solving skills, and psychomotor, behavioral, and clinical 948
competencies; 949

(E) Requires as a condition of entry successful completion of 950
courses in biology, chemistry, physics, psychology, computer 951

science, algebra or higher math, human anatomy with a laboratory	952
section, and physiology with a laboratory section;	953
(F) Requires formal instruction in biomechanics, gait	954
analysis and pathometrics, kinesiology, pathology, materials	955
science, research methods, and diagnostic imaging techniques;	956
(G) Requires students as a condition of graduation to	957
demonstrate orthotics skills, including measurement,	958
impression-taking, model rectification, and fitting and alignment	959
of orthoses for the lower limbs, upper limbs, and spines;	960
(H) Requires students as a condition of graduation to	961
complete training in orthotic systems, including foot orthosis,	962
ankle-foot orthosis, knee orthosis, knee-ankle-foot orthosis,	963
hip-knee-ankle orthosis, hip orthosis, wrist-hand orthosis,	964
cervical-thoracic-lumbo-sacral orthosis, thoracolumbo-sacral	965
orthosis, lumbo-sacral orthosis, HALO, fracture management, RGO,	966
standing frames, and seating;	967
(I) Requires students as a condition of graduation to	968
demonstrate prosthetic skills that include measurement, impression	969
taking, model rectification, diagnostic fitting, definitive	970
fitting, postoperative management, external power, and static and	971
dynamic alignment of sockets related to various amputation levels,	972
including partial foot, Syme's below knee, above knee, below	973
elbow, above elbow, and the various joint disarticulations;	974
(J) Requires as a condition of graduation students to	975
complete not less than five hundred hours of supervised clinical	976
experience that focus on patient-related activities, including	977
recommendation, measurement, impression-taking, model	978
rectification, fabrication, fitting, and evaluating patients in	979
the use and function of orthotics and prosthetics <u>and orthotics</u> ;	980
(K) Provides for the evaluation of the program's compliance	981
with the requirements of this section through regular, on-site	982

visits conducted by a team of qualified individuals from a 983
nationally recognized orthotic, prosthetic, or ~~orthotic and~~ 984
prosthetic and orthotic certifying body; 985

(L) Meets any other standards adopted by the board under 986
section 4779.08 of the Revised Code. 987

Sec. 4779.26. The state board of orthotics, prosthetics, and 988
pedorthics shall recognize a certificate program in orthotics, 989
prosthetics, or ~~orthotics and~~ prosthetics and orthotics if the 990
program satisfies all of the following requirements: 991

(A) Meets the requirements in divisions (B), (C), (D), (E), 992
(F), (K), and (L) of section 4779.25 of the Revised Code; 993

(B) In the case of a certificate program in orthotics, the 994
program does all of the following: 995

(1) Provides not less than two semesters or three quarters of 996
instruction in orthotics; 997

(2) Requires students to complete not less than two hundred 998
fifty hours of supervised clinical experience that focuses on 999
patient-related activities, recommendation, measurement, 1000
impression-taking, model rectification, fabrication, fitting, and 1001
evaluating patients in the use and function of orthotics; 1002

(3) Meets the requirements in divisions (G) and (H) of 1003
section 4779.25 of the Revised Code. 1004

(C) In the case of a certificate program in prosthetics, the 1005
program does all of the following: 1006

(1) Provides not less than two semesters or three quarters of 1007
instruction in prosthetics; 1008

(2) Requires students to complete not less than two hundred 1009
fifty hours of supervised clinical experience that focuses on 1010
patient-related activities, recommendation, measurement, 1011

impression-taking, model rectification, fabrication, fitting, and	1012
evaluating patients in the use and function of prosthetics;	1013
(3) Meets the requirements in divisions (F) and (I) of	1014
section 4779.25 of the Revised Code.	1015
(D) In the case of a certificate program in orthotics and	1016
prosthetics <u>and orthotics</u> , the program does both of the following:	1017
(1) Provides not less than two semesters or three quarters of	1018
instruction in orthotics and two semesters or three quarters of	1019
instruction in prosthetics;	1020
(2) Meets the requirements in divisions (H) and (I) of	1021
section 4779.25 of the Revised Code.	1022
Sec. 4779.27. The state board of orthotics, prosthetics, and	1023
pedorthics shall approve a residency program in orthotics,	1024
prosthetics, or orthotics and prosthetics <u>and orthotics</u> if the	1025
program does all of the following:	1026
(A) Requires a bachelor's degree as a condition of entry;	1027
(B) Does one of the following:	1028
(1) In the case of a residency program in orthotics, provides	1029
two semesters or three quarters of instruction in orthotics;	1030
	1031
(2) In the case of a residency program in prosthetics,	1032
provides two semesters or three quarters of instruction in	1033
prosthetics;	1034
(3) In the case of a residency program in orthotics and	1035
prosthetics <u>and orthotics</u> , provides two semesters or three	1036
quarters of instruction in orthotics and two semesters or three	1037
quarters of instruction in prosthetics.	1038
(C) Meets the requirements in divisions (K) and (L) of	1039
section 4779.25 of the Revised Code;	1040

(D) Provides residents with a sufficient variety and volume of clinical experiences to give them adequate educational experience in the acute, rehabilitative, and chronic aspects of orthotics and prosthetics, including recommendation, measurement, impression-taking, model rectification, fabrication, fitting, and evaluating patients in the use and function of orthotics and prosthetics;

(E) Provides residents with sufficient training in clinical assessment, patient management, technical implementation, practice management, and professional responsibility.

Sec. 4779.28. (A) The board may, pursuant to an adjudication under Chapter 119. of the Revised Code and by a vote of not fewer than four of its members, limit, revoke, or suspend a license issued under this chapter, refuse to issue a license to an applicant, or reprimand or place on probation a license holder for any of the following reasons:

(1) Conviction of, or a plea of guilty to, a misdemeanor or felony involving moral turpitude;

(2) Any violation of this chapter;

(3) Committing fraud, misrepresentation, or deception in applying for or securing a license issued under this chapter;

(4) Habitual use of drugs or intoxicants to the extent that it renders the person unfit to practice;

(5) Violation of any rule adopted by the board under section 4779.08 of the Revised Code;

(6) A departure from, or failure to conform to, minimal standards of care of similar orthotists, prosthetists, ~~orthotists-prosthetists~~ prosthetists-orthotists, or pedorthists under the same or similar circumstances, regardless of whether actual injury to a patient is established;

(7) Obtaining or attempting to obtain money or anything of value by fraudulent misrepresentation in the course of practice;

(8) Publishing a false, fraudulent, deceptive, or misleading statement;

(9) Waiving the payment of all or part of a deductible or copayment that a patient, pursuant to a health insurance or health care policy, contract, or plan, would otherwise be required to pay, if the waiver is used as an enticement to a patient or group of patients to receive health care services from a person who holds a license issued under this chapter;

(10) Advertising that a person who holds a license issued under this chapter will waive the payment of all or part of a deductible or copayment that a patient, pursuant to a health insurance or health care policy, contract, or plan, that covers the person's services, would otherwise be required to pay.

(B) For the purpose of investigating whether a person is engaging or has engaged in conduct described in division (A) of this section, the board may administer oaths, order the taking of depositions, issue subpoenas, examine witnesses, and compel the attendance of witnesses and production of books, accounts, papers, records, documents, and testimony.

(C) Any limitation, revocation, or suspension of a license that the board imposes on a license holder pursuant to division (A) of this section shall take effect on the date the board serves the license holder a certified copy of the adjudicative order in accordance with section 119.09 of the Revised Code.

Sec. 4779.29. If the board determines that there is clear and convincing evidence that an individual licensed under this chapter is engaging or has engaged in conduct described in division (A) of section 4779.28 of the Revised Code and that the license holder's

continued practice presents a danger of immediate and serious harm 1101
to the public, the board may suspend the individual's license 1102
without an adjudicatory hearing. A telephone conference call may 1103
be used for reviewing the matter and taking the vote. 1104

1105
If the board votes to suspend an individual's license, the 1106
board shall issue a written order of suspension by certified mail 1107
or in person in accordance with section 119.07 of the Revised 1108
Code. The order is not subject to suspension by a court during 1109
pendancy of any appeal filed under section 119.12 of the Revised 1110
Code. If the license holder requests an adjudicatory hearing by 1111
the board, the date set for the hearing shall be not later than 1112
fifteen days, but not earlier than seven days, after the request, 1113
unless otherwise agreed to by the board and the license holder. 1114

Any suspension imposed under this section shall take effect 1115
immediately on the board's vote to impose the suspension and shall 1116
remain in effect, unless reversed on appeal, until a final 1117
adjudicative order issued by the board pursuant to section 119.12 1118
of the Revised Code becomes effective. The board shall issue its 1119
final adjudicative order within sixty days after completion of its 1120
hearing. A failure to issue an order within sixty days shall 1121
result in the dissolution of the summary suspension order, but 1122
shall not invalidate any subsequent, final adjudicative order. 1123

Sec. 4779.31. An individual whose license is suspended under 1124
section 4779.28 of the Revised Code may apply to the state board 1125
of orthotics, prosthetics, and pedorthics in accordance with rules 1126
adopted under section 4779.08 of the Revised Code to have the 1127
license restored. The board may restore the license if the 1128
individual does all of the following: 1129

(A) Pays the restoration fee established by rules adopted 1130
under section 4779.08 of the Revised Code; 1131

(B) Certifies to the board that the individual has completed the continuing education units the individual would have to have completed if the individual was seeking renewal of the license under section 4779.20 of the Revised Code; 1132
1133
1134
1135

(C) Certifies to the board that the individual has completed any training the board requires as a condition of restoring the license; 1136
1137
1138

(D) If required by the board, passes an examination conducted under section 4779.15 of the Revised Code. The board may require the individual to take the examination if the individual's license has been suspended for more than two years. 1139
1140
1141
1142

Sec. 4779.33. The secretary of the state board of orthotics, prosthetics, and pedorthics shall enforce the laws relating to the practice of orthotics, prosthetics, prosthetics and orthotics and pedorthics. If the secretary has knowledge of a violation, the secretary shall investigate the violation and notify the prosecuting attorney of the proper county. 1143
1144
1145
1146
1147
1148

Sec. 4779.34. When the state board of orthotics, prosthetics, and pedorthics issues a license to an individual under section 4779.09 of the Revised Code or renews an individual's license under section 4779.20 of the Revised Code, the board shall provide the individual a license card and license certificate. 1149
1150
1151
1152
1153

The board shall provide to an individual holding a current, valid license issued or renewed under this chapter a replacement copy of the individual's license card or license certificate if, on requesting the replacement copy, the license holder provides proper identification specified in rules adopted under section 4779.08 of the Revised Code and pays the license replacement fee established by rules adopted under that section. 1154
1155
1156
1157
1158
1159
1160

Section 2. That existing sections 4779.01, 4779.02, 4779.03, 1161
4779.04, 4779.05, 4779.08, 4779.09, 4779.13, 4779.15, 4779.16, 1162
4779.17, 4779.18, 4779.20, 4779.22, 4779.23, 4779.24, 4779.25, 1163
4779.26, 4779.27, 4779.28, 4779.29, and 4779.33 and sections 1164
4779.10, 4779.11, 4779.12, and 4779.31 of the Revised Code are 1165
hereby repealed. 1166

Section 3. New sections 4779.10, 4779.11, 4779.12, and 1167
4779.31 and sections 4779.201, 4779.202, and 4779.34 of the 1168
Revised Code are hereby repealed, effective December 31, 2004. 1169

These repeals are cumulative to the repeals in Section 3 of 1170
Am. Sub. S.B. 238 of the 123rd General Assembly. 1171

Section 4. The amendment of sections 4779.01, 4779.02, 1172
4779.03, 4779.04, 4779.05, 4779.08, 4779.09, 4779.13, 4779.15, 1173
4779.16, 4779.17, 4779.18, 4779.20, 4779.22, 4779.23, 4779.24, 1174
4779.25, 4779.26, 4779.27, 4779.28, 4779.29, and 4779.33 of the 1175
Revised Code is not intended to supersede the earlier repeal, with 1176
delayed effective date, of those sections. 1177