

1 **SENATE FLOOR VERSION**

2 April 11, 2019

3 **AS AMENDED**

4 ENGROSSED HOUSE

5 BILL NO. 1441

6 By: Gann of the House

7 and

8 Smalley and Dahm of the  
9 Senate

10 An Act relating to sunset; amending 59 O.S. 2011,  
11 Section 3005, as amended by Section 1, Chapter 347,  
12 O.S.L. 2013 (59 O.S. Supp. 2018, Section 3005), which  
13 relates to the Advisory Committee on Orthotics and  
14 Prosthetics; re-creating the Committee; and modifying  
15 termination date.

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

17 SECTION 1. AMENDATORY 59 O.S. 2011, Section 3005, as  
18 amended by Section 1, Chapter 347, O.S.L. 2013 (59 O.S. Supp. 2018,  
19 Section 3005), is amended to read as follows:

20 Section 3005. A. There is hereby re-created, to continue until  
21 July 1, 2019 **2023**, in accordance with the provisions of the Oklahoma  
22 Sunset Law, an Advisory Committee on Orthotics and Prosthetics,  
23 which shall consist of seven (7) voting members to be appointed by  
24 the State Board of Medical Licensure and Supervision to three-year  
terms ending December 31; provided, initial appointments shall be  
staggered such that two members are appointed for one (1) year, two

1 members are appointed for two (2) years, and three members are  
2 appointed for three (3) years.

3 B. One member shall be a licensed physician who is a member of  
4 the State Board of Medical Licensure and Supervision. Two members  
5 shall be lay persons who are consumers of orthotic or prosthetic  
6 services. Two members shall be licensed orthotists, not more than  
7 one of whom may also be a licensed prosthetist. Two members shall  
8 be licensed prosthetists, not more than one of whom may also be a  
9 licensed orthotist; provided, licensure under the Orthotics and  
10 Prosthetics Practice Act not being possible until the act is  
11 implemented, two of the initial appointees to positions requiring  
12 licensure as an orthotist or prosthetist shall, in lieu of  
13 licensure, be certified by the American Board for Certification in  
14 Orthotics ~~and~~, Prosthetics and Pedorthics and two shall be certified  
15 by the Board for Orthotist/Prosthetist Certification.

16 C. Members shall serve until their successors are appointed and  
17 qualified; provided, no member shall serve more than eight (8)  
18 consecutive years or two full terms, whichever is greater.

19 D. The Committee shall annually elect a chair and vice-chair  
20 from among the members required to be licensed. The chair or vice-  
21 chair and three other members shall constitute a quorum. Members  
22 shall be reimbursed from funds available to the State Board of  
23 Medical Licensure and Supervision pursuant to the State Travel  
24 Reimbursement Act.

1 E. 1. The Committee shall advise the Board on matters  
2 pertaining to orthotics and prosthetics, including but not limited  
3 to:

- 4 a. scope and standards of practice,
- 5 b. licensure and registration requirements, examination  
6 requirements, exceptions thereto, renewal  
7 requirements, temporary licensure or registration, and  
8 endorsement or reciprocity requirements,
- 9 c. methods and requirements for ensuring the continued  
10 competence of licensed and registered persons,
- 11 d. grounds for probation, revocation, or suspension of  
12 license or registration, reinstatement provisions,
- 13 e. fees, and
- 14 f. all other matters which may pertain to the practice of  
15 orthotics or prosthetics.

16 2. The Committee shall review and make recommendations to the  
17 Board on all applications for licensure and registration.

18 3. The Committee shall assist and advise the Board in all  
19 hearings related to the enforcement of the Orthotics and Prosthetics  
20 Practice Act.

21 COMMITTEE REPORT BY: COMMITTEE ON RULES  
22 April 11, 2019 - DO PASS AS AMENDED  
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