



Legislative Background Brief

for the
Economic Affairs Interim Committee

June 2013

Board of Occupational Therapy Practice

Prepared by Pat Murdo, Legislative Research Analyst, with help from the Business Standards Division

Board = 5 members (term expiration in parentheses)

<p>Occupational Therapists = 3 -Sanna Beerman, Great Falls (12/31/2015) -Brenda Toner, Missoula (12/31/2016) -Nate Naprstek, Bozeman (12/31/2014)</p>	<p>Public members interested in rights of health service consumers = 2 -Caryn Kallay, Ronan (12/31/2014) -Lora Wier, Choteau (12/31/2016)</p>
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Number of Licensees	FY 2009	FY 2010	FY 2011	FY2012
Registered occupational therapist				
Certified occ. therapist assistant				
Total	398	402	413	417

Licensing Fees (since 2006)

Original application fee for occupational therapist or occ. therapist assistant	\$110
Initial license issuance fee for occupational therapist or occ. therapist assistant ..	\$80
License renewal fee for occupational therapist or occ. therapist assistant	\$110
Temporary practice permit.....	\$120
Inactive renewal fee	\$50
Modality applications (superficial or iotophoresis)	\$20
Modality applications (sound and electrical - deep)	\$35

Revenues FY2009-FY2012 and Expenditures for FY 2009-2012

	Revenues		Expenditures	
	Licensing	Other	Personal Services	Operating
FY 2009	\$49,337		\$26,746	
FY 2010	\$50,084		\$33,848	
FY 2011	\$51,845		\$34,670	
FY 2012	\$11,240		\$39,726	
FY 2015 biennium*	--		\$93,416	

*Appropriation Authority In House Bill 2 NOTE: The budget variance in FY 2012 was an abatement of fees to avoid a budget balance of more than twice the appropriation authority.

Expenditures, FY 2012	Direct	Indirect			
		Admin	Div. IT/Bureau	Compliance	Bureau
Personal Services, incl. per diem	\$18,340	\$2,016	\$2,181	\$2,110	\$1,639
Operating Expenses					
Consulting, Printing, IT, Other	\$2,514			\$1,288	
Supplies, incl. Computer	\$150			\$534	
Postage, mailing, IT network, voice srv	\$525			\$513	
Travel/Per Diem for Board Members	\$1,303				
Rent and other expenses*	\$1,571			\$3,384	
Legal and hearings	\$1,660				
Total	\$26,063			\$13,665	

*Includes rent of \$1,348, dues, education & training, and fee collection expense of \$223 for direct expenses and meeting room cost of \$2 with computer repair/maintenance cost of \$43, DLI OIT expense of \$1,314 and indirect agency of \$2,025 for indirect expenses.

Number of Complaints

FY 09 3
 FY 10 1
 FY 11 1
 FY 12 3

Disciplinary Action (may be from other years)

Dismissed 3

 Other Sanctions 1, Investigations 1
 Dismissed 3

Scope of Practice

Occupational therapy is defined in 37-24-103, MCA, as: " the therapeutic use of purposeful goal-directed activities and interventions to achieve functional outcomes to maximize the independence and the maintenance of health of an individual who is limited by disease or disorders, impairments, activity limitations, or participation restrictions that interfere with the individual's ability to function independently in daily life roles. The practice encompasses evaluation, assessment, treatment, consultation, remediation, and restoration of performance abilities that are limited due to impairment in biological, physiological, psychological, or neurological processes. Occupational therapy services may be provided individually, in groups, or through social systems. Occupational therapy interventions include but are not limited to: (a) evaluating, developing, improving, sustaining, or restoring skills in activities of daily living, work or productive activities, including instrumental activities of daily living, and play and leisure activities; (b) developing perceptual-motor skills and sensory integrative functioning; (c) developing play skills and leisure capacities and enhancing educational performance skills; (d) designing, fabricating, or applying orthotic or prosthetic devices, applying and training in the use of assistive technology, and training in the use of orthotic and prosthetic devices; (e) providing for the development of emotional, motivational, cognitive, psychosocial, or physical components of performance; (f) providing assessment and evaluation, including the use of skilled observation or the administration and interpretation of standardized or nonstandardized tests and measurements to identify areas for occupational therapy services; (g) adaptation of task, process, or the environment, as well as teaching of compensatory techniques, in order to enhance performance; (h) developing feeding and

swallowing skills; (i) enhancing and assessing work performance and work readiness through occupational therapy intervention, including education and instruction, activities to increase and improve general work behavior and skill, job site evaluation, on-the-job training and evaluation, development of work-related activities, and supported employment placement; (j) providing neuromuscular facilitation and inhibition, including the activation, facilitation, and inhibition of muscle action, both voluntary and involuntary, through the use of appropriate sensory stimulation, including vibration or brushing, to evoke a desired muscular response; (k) application of physical agent modalities, as defined in this section, as an adjunct to or in preparation for engagement in purposeful goal-directed activity; (l) promoting health and wellness; (m) evaluating and providing intervention in collaboration with the client, family, caregiver, or others; (n) educating the client, family, caregiver, or others in carrying out appropriate nonskilled interventions; (o) consulting with groups, programs, organizations, or communities to provide population-based services; and (p) use of prescribed topical medications.

2013 Legislation Impacting Board or Profession

Summary of Responses from Survey as made through June 11, 2013:

of Responses from Board of Occupational Therapy Practice licensees -- 23

Comments summarized separately.