TITLE 435. STATE BOARD OF MEDICAL LICENSURE AND SUPERVISION
CHAPTER 30. OCCUPATIONAL THERAPISTS AND ASSISTANTS

RULEMAKING ACTION:
Notice of proposed PERMANENT rulemaking intent

PROPOSED RULES:
435:30-1-2. Definitions [AMENDED]
435:30-1-4. Licensure by endorsement [AMENDED]
435:30-1-5. License renewal; late fees; continuing education; re-entry guidelines [AMENDED]
435:30-1-15. Supervision of students, new graduates, techs and aides [AMENDED]
435:30-1-18. Telehealth Regulations [NEW]

SUMMARY:
The Board of Medical Licensure and Supervision with the cooperation of the Occupational Therapy Advisory Committee intends to establish rules regulating the use of telemedicine while providing occupational therapy. In addition to establishing telemedicine rules, there are a number of amendments to a number of sections under Chapter 30 of Title 435. The first amendment allows an applicant for licensure by endorsement to get a temporary license for a period of not more than ninety (90) days once the Board has received an application for licensure. Secondly, another amendment clarifies the potential penalty for failing to comply with the continuing education requirements as well as ramifications for failing to produce records of continuing education. Third, the Occupational Therapy Advisory Committee will now have an audit process to ensure licensees are meeting the continuing education requirements. Finally, an amendment regarding the rule governing supervision makes clear that an occupational therapist is accountable and responsible for the use of unlicensed personnel during a therapy session or service delivery regardless of whether it is in person or by telehealth.

AUTHORITY:
Title 59 O.S. §§ 888.1 et seq; Oklahoma Board of Medical Licensure and Supervision

COMMENT PERIOD:
Persons wishing to present their views in writing may do so by close of business on February 18, 2020, at the following address: Oklahoma Board of Medical Licensure and Supervision, Attn: Barbara Smith, 101 NE 51st Street, Oklahoma City, Oklahoma 73105 or via email to bsmith@okmedicalboard.org.

PUBLIC HEARING:
A public hearing will be held at 9:00 a.m. on Wednesday, February 19, 2020, at the Oklahoma Board of Medical Licensure and Supervision, 101 NE 51st Street, Oklahoma City, Oklahoma. Anyone who wishes to speak must sign in at the door by 9:05 a.m.

REQUESTS FOR COMMENTS FROM BUSINESS ENTITIES:
N/A

COPIES OF PROPOSED RULES:
Copies of the proposed rules may be obtained from the Oklahoma Board of Medical Licensure and Supervision website at www.okmedicalboard.org or you may request a copy in person at 101 NE 51st Street, Oklahoma City, Oklahoma.

RULE IMPACT STATEMENT:
Pursuant to 75 O.S. Section 303(D), a rule impact statement will be prepared and will be available in the Oklahoma Board of Medical Licensure and Supervision office at the address listed above and on the Board’s website at okmedicalboard.org after January 30, 2020.

CONTACT PERSON:
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