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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 560 Session of 2023

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INTRODUCED BY BAKER, MUTH, SCHWANK, BARTOLOTTA, ROTHMAN,  
CAPPELLETTI AND BROWN, MARCH 28, 2023

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REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
MARCH 28, 2023

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AN ACT

1 Amending the act of October 5, 1978 (P.L.1109, No.261), entitled  
2 "An act requiring the licensing of practitioners of  
3 osteopathic medicine and surgery; regulating their practice;  
4 providing for certain funds and penalties for violations and  
5 repeals," further providing for definitions.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. The definitions of "athletic training services"  
9 and "physically active person" in section 2 of the act of  
10 October 5, 1978 (P.L.1109, No.261), known as the Osteopathic  
11 Medical Practice Act, are amended to read:

12 Section 2. Definitions.

13 The following words and phrases when used in this act shall  
14 have, unless the context clearly indicates otherwise, the  
15 meanings given to them in this section:

16 \* \* \*

17 "Athletic training services."

18 (1) The management and provision of care of injuries to  
19 a physically active person as defined in this act with the

1 direction of a licensed physician. The term includes the  
2 rendering of emergency care, development of injury prevention  
3 programs and providing appropriate preventative and  
4 supporting devices for the physically active person. The term  
5 also includes the assessment, management, treatment,  
6 rehabilitation and reconditioning of the physically active  
7 person whose conditions are within the professional  
8 preparation and education of a licensed athletic trainer. The  
9 term also includes the use of modalities such as mechanical  
10 stimulation, heat, cold, light, air, water, electricity,  
11 sound, massage and the use of therapeutic exercises,  
12 reconditioning exercise and fitness programs.

13 (2) Athletic training services shall not include  
14 [surgery, invasive procedures or prescription of any  
15 controlled substance.] any of the following:

16 (i) Surgery.

17 (ii) Prescription of any controlled substance.

18 (iii) Invasive procedures, except that an athletic  
19 trainer licensed to practice may, with the direction of a  
20 licensed physician, perform the following invasive  
21 procedures pursuant to a written protocol:

22 (A) Rectal thermometry.

23 (B) Intramuscular or subcutaneous medication  
24 administration injections.

25 (C) Airway adjuncts in conformity with basic  
26 life support protocols and instruments.

27 (D) Capillary finger sticks for the purpose of  
28 testing blood glucose levels.

29 (E) Nasal plugs.

30 (F) Blister and nail care.

- 1                   (G) Administration of naloxone.  
2                   (H) Removal of superficial foreign bodies.  
3                   (I) Any other procedures authorized by the  
4                   board.

5           (3) Nothing in this definition shall be construed to  
6           require a licensed physician to authorize a licensed athletic  
7           trainer to perform invasive procedures.

8           \* \* \*

9           "Physically active person." An individual who [participates  
10           in organized, individual or team sports, athletic games or  
11           recreational sport activity.] engages in an activity associated  
12           with exercise, sports, recreation or a vocation that requires a  
13           level of strength, endurance, flexibility, range of motion,  
14           speed or agility.

15           \* \* \*

16           Section 2. The provisions of 49 Pa. Code Ch. 25 Subch. M are  
17           abrogated insofar as they are inconsistent with the amendment of  
18           the definitions of "athletic training services" and "physically  
19           active person" in section 2 of the act.

20           Section 3. This act shall take effect immediately.