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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **2399**

April 2, 2007

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The bill was read for the first time and referred to the Committee on Health and Human Services

1.1 A bill for an act
1.2 relating to occupations; changing provisions for athletic trainers; amending
1.3 Minnesota Statutes 2006, sections 148.7802, subdivisions 3, 4, 5, 9; 148.7803,
1.4 subdivision 1; 148.7806; 148.7808, subdivision 4.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2006, section 148.7802, subdivision 3, is amended to
1.7 read:

1.8 Subd. 3. **Approved education program.** "Approved education program" means
1.9 a university, college, or other postsecondary education program of athletic training
1.10 that, at the time the student completes the program, is approved or accredited by the
1.11 National Athletic Trainers Association Professional Education Committee, the ~~National~~
1.12 ~~Athletic Trainers Association Board of Certification, or the Joint Review Committee~~
1.13 ~~on Educational Programs in Athletic Training in collaboration with the American~~
1.14 ~~Academy of Family Physicians, the American Academy of Pediatrics, the American~~
1.15 ~~Medical Association, and the National Athletic Trainers Association~~ nationally recognized
1.16 accreditation agency for athletic training programs.

1.17 Sec. 2. Minnesota Statutes 2006, section 148.7802, subdivision 4, is amended to read:

1.18 Subd. 4. **Athlete Patient.** "Athlete" "Patient" means a person participating in
1.19 exercises, sports, games, or recreation requiring physical strength, agility, flexibility,
1.20 range of motion, speed, or stamina.

1.21 Sec. 3. Minnesota Statutes 2006, section 148.7802, subdivision 5, is amended to read:

2.1 Subd. 5. ~~**Athletic Injury.**~~ "Athletic Injury" means an injury sustained by a person as
 2.2 a result of the person's participation in exercises, sports, games, or recreation requiring
 2.3 physical strength, agility, flexibility, range of motion, speed, or stamina.

2.4 Sec. 4. Minnesota Statutes 2006, section 148.7802, subdivision 9, is amended to read:

2.5 Subd. 9. **Credentialing examination.** "Credentialing examination" means an
 2.6 examination administered by the ~~National Athletic Trainers Association~~ Board of
 2.7 Certification for credentialing as an athletic trainer, or an examination for credentialing
 2.8 offered by a national testing service that is approved by the board.

2.9 Sec. 5. Minnesota Statutes 2006, section 148.7803, subdivision 1, is amended to read:

2.10 Subdivision 1. **Designation.** A person shall not use in connection with the person's
 2.11 name the words or letters registered athletic trainer; licensed athletic trainer; Minnesota
 2.12 registered athletic trainer; athletic trainer; ATR; or any words, letters, abbreviations, or
 2.13 insignia indicating or implying that the person is an athletic trainer, without a certificate of
 2.14 registration as an athletic trainer issued under sections 148.7808 to 148.7810. A student
 2.15 attending a college or university athletic training program must be identified as a "athletic
 2.16 training student ~~athletic trainer.~~"

2.17 Sec. 6. Minnesota Statutes 2006, section 148.7806, is amended to read:

2.18 **148.7806 ATHLETIC TRAINING.**

2.19 Athletic training by a registered athletic trainer under section 148.7808 includes the
 2.20 activities described in paragraphs (a) to (e).

2.21 (a) An athletic trainer shall:

- 2.22 (1) prevent, recognize, and evaluate ~~athletic~~ injuries;
- 2.23 (2) give emergency care and first aid;
- 2.24 (3) manage and treat ~~athletic~~ injuries; and
- 2.25 (4) rehabilitate and physically recondition ~~athletic~~ injuries.

2.26 The athletic trainer may use modalities such as cold, heat, light, sound, electricity,
 2.27 exercise, and mechanical devices for treatment and rehabilitation of ~~athletic~~ injuries to
 2.28 ~~athletes~~ patients in the primary employment site.

2.29 (b) The primary physician shall establish evaluation and treatment protocols to be
 2.30 used by the athletic trainer. The primary physician shall record the protocols on a form
 2.31 prescribed by the board. The protocol form must be updated yearly at the athletic trainer's
 2.32 registration renewal time and kept on file by the athletic trainer. A three-month grace

3.1 period is allowed for new athletic trainers to get a physician signed protocol, as long as the
 3.2 primary employment site is monitoring the practice of the athletic trainer.

3.3 (c) At the primary employment site, ~~except in a corporate setting,~~ an athletic trainer
 3.4 may evaluate and treat ~~an athlete~~ a patient for an ~~athletic~~ injury not previously diagnosed
 3.5 for not more than 30 days, or a period of time as designated by the primary physician on
 3.6 the protocol form, from the date of the initial evaluation and treatment. Preventative care
 3.7 after resolution of the injury is not considered treatment. This paragraph does not apply
 3.8 to a person who is referred for treatment by a person licensed in this state to practice
 3.9 medicine as defined in section 147.081, to practice chiropractic as defined in section
 3.10 148.01, to practice podiatry as defined in section 153.01, or to practice dentistry as defined
 3.11 in section 150A.05 and whose license is in good standing.

3.12 (d) An athletic trainer may:

3.13 (1) organize and administer an athletic training program including, but not limited
 3.14 to, educating and counseling ~~athletes~~ patients;

3.15 (2) monitor the signs, symptoms, general behavior, and general physical response
 3.16 of ~~an athlete~~ a patient to treatment and rehabilitation including, but not limited to,
 3.17 whether the signs, symptoms, reactions, behavior, or general response show abnormal
 3.18 characteristics; and

3.19 (3) make suggestions to the primary physician or other treating provider for a
 3.20 modification in the treatment and rehabilitation of an injured ~~athlete~~ patient based on the
 3.21 indicators in clause (2).

3.22 (e) In a clinical, corporate, and physical therapy setting, when the service provided
 3.23 is, or is represented as being, physical therapy, an athletic trainer may work only under the
 3.24 direct supervision of a physical therapist as defined in section 148.65.

3.25 Sec. 7. Minnesota Statutes 2006, section 148.7808, subdivision 4, is amended to read:

3.26 Subd. 4. **Temporary registration.** (a) The board may issue a temporary registration
 3.27 as an athletic trainer to qualified applicants. A temporary registration is issued for
 3.28 ~~one year~~ six months. An athletic trainer with a temporary registration may qualify for
 3.29 full registration after submission of verified documentation that the athletic trainer has
 3.30 achieved a qualifying score on a credentialing examination within ~~one year~~ six months
 3.31 after the date of the temporary registration. Temporary registration may not be renewed.

3.32 (b) Except as provided in subdivision 3, paragraph (a), clause (1), an applicant for
 3.33 temporary registration must submit the application materials and fees for registration
 3.34 required under subdivision 1, clauses (1) to (8) and (10) to (12).

- 4.1 (c) An athletic trainer with a temporary registration shall work only under the
4.2 direct supervision of an athletic trainer registered under this section. No more than ~~four~~
4.3 two athletic trainers with temporary registrations shall work under the direction of a
4.4 registered athletic trainer.