

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

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HOUSE BILL NO. 368

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act exempting certain persons from the require-  
ment to be licensed as an occupational therapist or  
occupational therapy assistant; and providing for an  
effective date."

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10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. AS 08.84.130(c) is amended to read:

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(c) A person not licensed as an occupational therapist, or whose  
license is suspended or revoked, or whose license is lapsed, who uses  
in connection with the person's name the words "Licensed Occupational  
Therapist," or other letters, words, or insignia indicating or imply-  
ing that the person is a licensed occupational therapist, or who  
orally or in writing, directly or by implication, holds out as a  
licensed occupational therapist is guilty of a class B misdemeanor.  
This subsection does not apply to a person who is exempt from licen-  
sure as an occupational therapist under AS 08.84.150(b)(5) and who is  
acting within the scope of that exemption.

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\* Sec. 2. AS 08.84.130(d) is amended to read:

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(d) A person not licensed as an occupational therapy assistant  
or whose license is suspended or revoked, or whose license is lapsed,  
who orally or in writing, directly or by implication, holds out as a  
licensed occupational therapy assistant is guilty of a class B misde-  
meanor. This subsection does not apply to a person who is exempt from  
licensure as an occupational therapist under AS 08.84.150(b)(5) and  
who is acting within the scope of that exemption.

1 \* Sec. 3. AS 08.84.150(b) is amended to read:

2 (b) A person may not practice occupational therapy without being  
3 licensed unless the person is

4 (1) a student in an accredited occupational therapy program  
5 or in a supervised field work program;

6 (2) a graduate of a foreign school of occupational therapy  
7 fulfilling the internship requirement of AS 08.84.032, and then only  
8 unless under the continuous direction and immediate supervision of an  
9 occupational therapist;

10 (3) an occupational therapist or occupational therapy  
11 assistant employed by the United States Government while in the dis-  
12 charge of official duties; [OR]

13 (4) granted a limited permit under AS 08.84.075; or

14 (5) employed by a governmental unit or an educational  
15 institution and is required to engage in some phase of work of an  
16 occupational therapy nature in the course of the person's employment,  
17 and does not render or offer to render occupational therapy services  
18 to the public for compensation in addition to the salary the person  
19 receives from that employment.

20 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c).