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# OHIO LEGISLATIVE SERVICE COMMISSION

Office of Research  
and Drafting

Legislative Budget  
Office

S.B. 7  
134<sup>th</sup> General Assembly

## Fiscal Note & Local Impact Statement

[Click here for S.B. 7's Bill Analysis](#)

**Version:** As Reported by House Health

**Primary Sponsor:** Sen. Roegner

**Local Impact Statement Procedure Required:** No

Nicholas J. Blaine, Senior Budget Analyst

### Highlights

- In order to participate in the Occupational Therapy Licensure Compact, the Occupational Therapy, Physical Therapy, and Athletic Trainers Board (OTPTAT) may experience administrative costs to promulgate and amend rules, investigate any complaints against practitioners, and provide required data to the Compact Commission.
- OTPTAT may realize an increase in costs to pay an annual Compact assessment. However, the bill allows OTPTAT to charge a fee for granting Compact Privileges.

### Detailed Analysis

#### Occupational Therapy Licensure Compact

The bill enacts the Occupational Therapy Licensure Compact in Ohio, which would allow certain occupational therapists (OTs) and occupational therapy assistants (OTAs), licensed in other states to practice in Ohio and those licensed in Ohio to practice in other states. According to the Occupational Therapy, Physical Therapy, and Athletic Trainers (OTPTAT) Board, the bill will require the Board to amend existing rules and likely to adopt new rules. The Board may also receive additional complaints due to practitioners from out of state with a Compact Privilege, although any increase in the number of complaints and subsequent investigations will likely be minimal. Additionally, the Board will be required to submit data to the Compact Commission regarding Ohio licensees subject to the Compact. Finally, joining the Compact will require OTPTAT to select one of its Board members to serve as a delegate to the Compact Commission. The costs to the Board for these activities are expected to be minimal, but will depend on the extent of the rule changes, how many additional complaints are received, how many Ohio licensees seek a compact privilege, and any additional compensation the Board delegate may receive for performing official business. The Compact was created in November 2020 and will not go into

effect until it has ten member states, meaning that some of these costs may not be realized until it is effective.

The Compact Commission is permitted to impose annual assessments on member states, which could increase OTPTAT costs. However, the bill allows member states to charge a licensee a fee for granting a Compact Privilege. Any additional revenue to OTPTAT will depend on the cost of the fee but will likely be minimal. It is possible that some Ohio OT and OTA licensees may choose to apply for a Compact Privilege rather than seeking a full license in Ohio. This could reduce fee revenue if the amount established by OTPTAT for the multistate license is less than the full license. According to OTPTAT, 110 OT applicants and 20 OTA applicants listed an out-of-state address on their application in FY 2020; this however includes practitioners moving to Ohio and students at a school outside the state who plan to work in Ohio, so the number of potential out-of-state licensees that would opt out of a full license in Ohio might be lower. However, it is also possible that individuals not currently licensed in Ohio may apply for a multistate license as a result of the bill.

The bill could also result in other indirect impacts to the state and political subdivisions. OTs and OTAs that practice in Ohio with a Compact Privilege could provide additional services to Ohioans and provide increased access. If this occurs, there could be additional reimbursements from state and local programs that reimburse for these services. However, if the utilization of services led to an avoidance of other more expensive treatments, there could be a reduction in costs. If an Ohio resident utilizes an out-of-network provider, there could be an additional cost to state or local programs or health plans.

## **Continuing education**

The bill allows the Occupational Therapy Section of OTPTAT to contract with the Ohio Occupational Association to assist with its duties related to continuing education requirements for occupational therapists and occupational therapy assistants. The provision is permissive so any impact will depend on if OTPTAT chooses to establish a contract. The Physical Therapy Section of the Board currently contracts with the Ohio Physical Therapy Association to provide similar assistance for physical therapists and physical therapy assistants.