

SENATE PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
SENATE BILL 221

53RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2017

AN ACT

RELATING TO SPORTS MEDICINE; AMENDING THE ATHLETIC TRAINER
PRACTICE ACT; PROVIDING ADDITIONAL DEFINITIONS; AMENDING THE
SCOPE OF PRACTICE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 61-14D-3 NMSA 1978 (being Laws 1993,
Chapter 325, Section 3) is amended to read:

"61-14D-3. DEFINITIONS.--As used in the Athletic Trainer
Practice Act:

A. "athlete" means a person trained to participate
in exercise requiring physical agility and stamina;

B. "athletic trainer" means a person who, with the
advice and consent of a licensed physician, practices the
treatment, prevention, care and rehabilitation of injuries
incurred by athletes;

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underscored material = new
[bracketed material] = delete

1 C. "board" means the athletic trainer practice
2 board;

3 D. "clinical assessment" means obtaining a history
4 of an athletic injury, inspection and palpation of an injured
5 part and associated structures and performance of testing
6 techniques related to stability and function to determine the
7 extent of an injury;

8 [~~D.~~] E. "department" means the regulation and
9 licensing department;

10 [~~E.~~] F. "district" means an area having the same
11 boundaries as a congressional district in the state; [~~and~~]

12 G. "emergency care" means the application of first
13 aid, determination of whether an injury is life-threatening and
14 referral to an appropriately licensed health care provider if
15 an injury requires further definitive care or the injury or
16 condition is outside an athletic trainer's scope of practice;

17 [~~F.~~] H. "licensed physician" means a chiropractor,
18 osteopath or physician licensed pursuant to [~~Articles~~] Article
19 4, 6 or 10 of Chapter 61 NMSA 1978;

20 I. "preventive services" means treatment of
21 injuries through pre-activity screening and evaluation,
22 educational programs, application of commercial products, use
23 of protective equipment and physical conditioning and
24 reconditioning programs; and

25 J. "therapeutic intervention and rehabilitation"

1 means treatment of injuries through the application of
2 exercise, the use of physical modalities such as heat, light,
3 sound, cold, electricity or mechanical devices, therapeutic
4 activities, preventive services and standard reassessment
5 techniques and procedures in accordance with established,
6 written athletic training service plans and upon the order or
7 protocol of a licensed physician."

8 SECTION 2. Section 61-14D-6 NMSA 1978 (being Laws 1993,
9 Chapter 325, Section 6) is amended to read:

10 "61-14D-6. SCOPE OF PRACTICE.--The practice of athletic
11 training includes [~~the prevention, care and rehabilitation of~~
12 ~~athlete's injuries. Athletic trainers may evaluate and treat~~
13 ~~athletes]~~ preventive services, emergency care, clinical
14 assessment, therapeutic intervention and rehabilitation of
15 injuries and medical conditions of athletes. Athletic trainers
16 act as allied medical providers through collaboration with
17 licensed physicians, pursuant to the written prescription,
18 standing order or protocol of a licensed physician [provided
19 ~~that an athletic trainer may treat postsurgical conditions only~~
20 ~~pursuant to the written prescription of that athlete's surgeon.~~
21 ~~To carry out these functions, an athletic trainer may use~~
22 ~~exercise and physical modalities such as heat, light, sound,~~
23 ~~cold, electricity or mechanical devices related to~~
24 ~~rehabilitation and treatment. Nothing in the Athletic Trainer~~
25 ~~Practice Act shall be construed to allow an athletic trainer to~~

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1 ~~provide the initial treatment or evaluation of an athlete~~
2 ~~injured in a non-athletic setting]."~~