

311.903 Prohibited services by licensed athletic trainers -- Responsibilities and duties of licensed athletic trainers -- Administrative regulations -- Prohibited billing. (Effective January 1, 2021)

- (1) A licensed athletic trainer:
 - (a) Shall not use spinal or pelvic manipulations or spinal or pelvic chiropractic adjustments;
 - (b) May assist with the appropriate management and use of, but shall not prescribe, over-the-counter or prescription medications commonly used in the practice of sports medicine, excluding any controlled substances, with the supervision of a physician licensed under this chapter, and shall maintain accurate records identifying the medication, dose, amount, directions, condition for which the medication is being used, identity of the supervising physician, lot number, and expiration date;
 - (c) Shall not provide or administer over-the-counter or prescription medications to a minor without express parental or guardian consent and physician oversight;
 - (d) Shall not perform invasive procedures, except for those invasive procedures that the board, based on recommendations from the council, determines to be permissible. Any procedures performed under this subsection shall be:
 1. Within the scope of practice for athletic trainers; and
 2. Approved by the supervising physician;
 - (e) May provide athletic training services, notwithstanding any other provision of KRS 311.900 to 311.928, for employment injuries if the athletic training services for employment injuries are provided within the scope of practice for athletic trainers and under the supervision of a physician licensed under this chapter, an occupational therapist licensed under KRS Chapter 319A, a physical therapist licensed under KRS Chapter 327, or a chiropractor licensed under KRS Chapter 312;
 - (f) Shall not seek reimbursement from the federal government for physical therapy services performed by an athletic trainer;
 - (g) Shall not seek reimbursement from the federal government for occupational therapy services performed by an athletic trainer;
 - (h) Shall not seek reimbursement from the federal government for chiropractic services performed by an athletic trainer;
 - (i) Shall not prescribe medications, including controlled substances;
 - (j) Shall only seek third-party reimbursement for services as permitted under national standards and within the scope of practice of athletic training and when prescribed by a physician licensed under this chapter; and
 - (k) Shall not practice as an athletic trainer before completing a standardized form for athletic trainers and their supervising physicians that establishes the athletic trainer's authorized practice activities while under the physician's supervision. This form shall be developed and provided by the board.

- (2) The board shall promulgate administrative regulations, based upon recommendations from the council and in accordance with KRS Chapter 13A, to establish a formulary of legend medications that a licensed athletic trainer may obtain, transport, provide, and administer when providing athletic training services, limited to only those medications that are indicated and approved by the board. This subsection shall not be interpreted to bestow prescriptive authority, and the formulary shall not include Schedule II, III, IV, or V drugs as defined in the Controlled Substances Act, 21 U.S.C. secs. 801 et seq.

Effective: January 1, 2021

History: Amended 2020 Ky. Acts ch. 61, sec. 3, effective January 1, 2021. -- Amended 2013 Ky. Acts ch. 30, sec. 3, effective June 25, 2013. -- Created 2006 Ky. Acts ch. 248, sec. 3, effective July 12, 2006.

Legislative Research Commission Note (1/1/2021). The internal numbering of subsections and paragraphs of this statute has been altered in codification from the way they were listed in 2020 Ky. Acts ch. 61, sec. 3 to properly group the duties of licensed athletic trainers and separate them from a requirement that the Kentucky Board of Medical Licensure promulgate administrative regulations to establish a formulary of legend medications that a licensed athletic trainer may utilize. No words were changed in the process.