

Statutes, Regulations, and Board Guidance Related to Students

State	Statute or Regulation ¹²
Alabama	<p><u>Statute: Code of Alabama §34-39-5 Exceptions</u> Nothing in this chapter shall be construed as preventing or restricting the practice, services, or activities of any of the following persons:</p> <ul style="list-style-type: none"> (3) Any person pursuing a course of study leading to a degree in occupational therapy at an accredited or approved educational program if the activities and services constitute a part of a supervised course of study, if the person is designated by a title which clearly indicates his or her status as a student or trainee. (4) Any person fulfilling the supervised fieldwork experience requirements of subdivision (2) of Section 34-39-8. <p><u>Regulation: Alabama Administrative Code 625-X-2-.01 Exemptions.</u> The requirement for a license as an Occupational Therapist or an Occupational Therapy Assistant does not apply to a person who is:</p> <ul style="list-style-type: none"> (c) Pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, provided that any occupational therapy activities and services are part of the supervised course of study and the person is wearing a badge or other emblem designating by title the fact that such person is a student or trainee and not a licensed Occupational Therapist or Occupational Therapy Assistant. (d) Fulfilling the supervised field work experience requirements provided that such activities and services constitute a part of the experience necessary to meet the requirements of the educational program.
Alaska	<p><u>Statute: Alaska Statutes 08.84.150. Licensed required; exceptions.</u> (b) A person may not provide services that the person describes as occupational therapy without being licensed under this chapter unless the person is</p> <ul style="list-style-type: none"> (1) a student in an accredited occupational therapy program or in a supervised field work program; <p><u>Regulation: Alaska Administrative Code Title 12, Chapter 54, Article 7, OCCUPATIONAL THERAPY STANDARDS OF PRACTICE</u> 12 AAC 54.800 Occupational Therapy Standards. (b) An occupational therapist may not supervise, in any combination, more than three aides, assistants, students, foreign-trained candidates, or permittees at the same time.</p> <p>12 AAC 54.890 Definitions Related to Occupational Therapy. (b) In AS 08.84.190, "occupational therapy" does not include exercise or activities performed by non-licensed personnel in a home or school setting for the benefit of a patient or student.</p>

¹ DISCLAIMER: This chart is provided for informational and educational purposes only and is not a substitute for legal advice or the professional judgment of health care professionals in evaluating and treating patients. Contact your state licensing board, committee, or agency with any questions regarding this information or to verify the accuracy of this information.

² NOTE: For information regarding continuing competence credit for supervising OT students, consult the Full Chart of Continuing Competence Requirements posted on the AOTA website: <https://www.aota.org/Advocacy-Policy/State-Policy/Licensure/StateRegs.aspx>.

Statutes, Regulations, and Board Guidance Related to Students

<p>Arizona</p>	<p>Statute: Arizona Revised Statutes §32–3422 Persons and practices not required to be licensed. This chapter does not prevent or restrict the practice, services or activities of: 4. A person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program pursuant to section 32-3404, if the person is designated by a title that clearly indicates the person's status as a student or trainee.</p> <p>Statute: Arizona Revised Statutes §32–3441 Proper use of title or designation of occupational therapists; license display; supervision; responsibilities C. The board may adopt rules reasonably related to sound client care governing an occupational therapist's supervision of licensed occupational therapy assistants or unlicensed personnel or students working with the occupational therapist. D. An occupational therapist and an occupational therapy assistant are professionally and legally responsible for supervising client care given by unlicensed personnel or students. If an occupational therapist or occupational therapy assistant fails to adequately supervise client care given by unlicensed personnel or students, the board may take disciplinary action against the occupational therapist or occupational therapy assistant. E. In all settings in which occupational therapy services are provided, an occupational therapist, during evaluation, intervention and outcome and discharge planning: 1. Must sign all clinical documentation performed by students. 2. Must be the primary clinical supervisor for level II occupational therapist and occupational therapy assistant students, including level II doctoral students. The occupational therapist's supervision of the student must initially be direct and subsequently may be decreased to less direct supervision as appropriate to the setting, the client's needs and the student's ability. F. In all settings in which occupational therapy services are provided, an occupational therapy assistant, during evaluation, intervention and outcome and discharge planning: 1. Must sign all clinical documentation performed by students. 2. Must be under the direction of an occupational therapist. 3. May be the primary clinical educator for level I occupational therapist and occupational therapy assistant students and level II occupational therapy assistant students. The occupational therapy assistant's supervision of the student must initially be direct and subsequently may be decreased to less direct supervision as appropriate to the setting, the client's needs and the student's ability.</p> <p>Regulation: Arizona Administrative Code R4–43–403, Designation of title. An unlicensed person who works in a facility of practice shall use 1 of the following titles: 3. An occupational therapy student enrolled in an accredited program in occupational therapy shall use the term "OT Student" following the student's name.</p>
<p>Arkansas</p>	<p>Statute: Arkansas Code §17–88–103 Exceptions. Nothing in this chapter shall be construed as preventing or restricting the practice, services, or activities of: (3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, if such activities and services constitute a part of a supervised</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>course of study and if such a person is designated by a title which clearly indicates his or her status as a student or trainee;</p> <p>(4) Any person fulfilling the supervised field work experience requirements of § 17-88-302, if such activities and services constitute a part of the experiences necessary to meet the requirements of that section</p>
<p>California</p>	<p><u>Statute: California Code, Business and Professions Code, Chapter 5.6, §2570.4</u> Nothing in this chapter shall be construed as preventing or restricting the practice, services, or activities of any of the following persons:</p> <p>(b) Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited educational program, if the person is designated by a title that clearly indicates his or her status as a student or trainee.</p> <p>(c) Any person fulfilling the supervised fieldwork experience requirements of subdivision (c) of Section 2570.6, if the experience constitutes a part of the experience necessary to meet the requirement of that provision.</p> <p><u>Regulation: California Code of Regulations Title 16, Division 39, Article 7, §4162 Completion and Reporting Requirements</u> (e) Any occupational therapy practitioner who supervises a Level I and/or Level II student shall document said supervision, immediately upon conclusion of the supervision period, using the Fieldwork Education PDU Attestation form (Form FEA New 6/2016), hereby incorporated by reference, and shall contain a statement under penalty of perjury regarding the truthfulness of the information contained therein.</p> <p><u>Regulation: California Code of Regulations Title 16, Division 39, Article 9, §4180 Definitions</u> In addition to the definitions found in Business and Professions Code sections 2570.2 and 2570.3 the following terms are used and defined herein:</p> <p>(a) "Client related tasks" means tasks performed as part of occupational therapy services rendered directly to the client.</p> <p>(b) "Level I student" means an occupational therapy or occupational therapy assistant student participating in activities designed to introduce him or her to fieldwork experiences and develop an understanding of the needs of clients.</p> <p>(c) "Level II student" means an occupational therapy or occupational therapy assistant student participating in delivering occupational therapy services to clients with the goal of developing competent, entry-level practitioners.</p> <p>(d) "Non-client related tasks" means clerical, secretarial and administrative activities; transportation of patients/clients; preparation or maintenance of treatment equipment and work area; taking care of patient/client personal needs during treatments; and assisting in the construction of adaptive equipment and splints.</p> <p>(e) "Periodic" means at least once every 30 days.</p> <p>§4181 Supervision Parameters (b) The supervising occupational therapist shall at all times be responsible for all occupational therapy services provided by an occupational therapy assistant, a limited permit holder, a student or an aide. The supervising occupational therapist</p>

Statutes, Regulations, and Board Guidance Related to Students

has continuing responsibility to follow the progress of each client, provide direct care to the client, and assure that the occupational therapy assistant, limited permit holder, student or aide do not function autonomously.
(c) The level of supervision for all personnel is determined by the supervising occupational therapist whose responsibility it is to ensure that the amount, degree, and pattern of supervision are consistent with the knowledge, skill and ability of the person being supervised.

(d) Occupational therapy assistants may supervise:
(1) Level I occupational therapy students;
(2) Level I and Level II occupational therapy assistant students; and
(3) Aides providing non-client related tasks.

§4183 Treatments Performed by Occupational Therapy Limited Permit Holders and Students

(a) Consistent with Code section 2570.4, subdivisions (b) and (c), a Level II student may, at the discretion of the supervising occupational therapy practitioner, be assigned duties or functions commensurate with his or her education and training.

(b) All documented client-related services by the limited permit holder or student shall be reviewed and cosigned by the supervising occupational therapist.

Board Guidance: UNDERSTANDING WHAT YOU CAN DO DURING THE DELIVERY OF OCCUPATIONAL THERAPY SERVICES

Occupational therapy (OT) services are provided in various settings and within different levels of care. Therefore, the intensity and type of supervision, among other things, must be determined within the context of the setting in which services are provided.

The specific frequency, methods, and content of supervision may vary by practice setting and dependent upon the:

- Complexity of client needs,
- Number and diversity of clients,
- Skills of the OT and the OTA
- Type of practice setting,
- Requirements of the practice setting, and
- Other regulatory requirements.

Supervision is based on the mutual understanding between the supervisor and the supervisee about each others' competence, experience, education and credentials.

Section 4181(b) of the California Code of Regulations (CCR) states:

The supervising occupational therapist shall at all times be responsible for all occupational therapy services provided by an occupational therapy assistant, a limited permit holder, a student or an aide. The supervising occupational therapist has continuing responsibility to follow the progress of each client, provide direct care to the client, and assure that the occupational therapy assistant, limited permit holder, student or aide do not function autonomously.

Statutes, Regulations, and Board Guidance Related to Students

Supervision may include observation, modeling, co-treatment, discussions, teaching, instruction and may be provided face-to-face or via telephone, written correspondence, or electronically.

The supervision process is aimed at ensuring the safe and effective delivery of OT services and fostering professional competence and development.

The requirements for supervision of OTAs, limited permit holders, students, and OT aides are set forth in Sections 4180-4184 of the California Code of Regulations.

Frequently Asked Questions for OT Students

Q. Can I treat a patient/client without a documented OT treatment plan?

A. No. However, you may participate in developing the treatment plan with your supervising OT. Your supervising OT must co-sign the treatment plan.

NOTE: You and/or your supervisor should be aware of fiscal intermediary requirements regarding students.

Q. What kind of services can I provide?

A. Title 16, Division 39, California Code of Regulations (CCR) Section 4183(a) allows Level II Students to be assigned duties or functions commensurate with their education and training.

NOTE: You and/or your supervisor should be aware of fiscal intermediary requirements regarding students.

Q. How often must the OT services I provide be reviewed by my supervising OT?

A. Supervision may vary by practice setting and be dependent upon the:

- Complexity of client needs,
- Number and diversity of clients,
- Competencies of the student
- Type of practice setting,
- Requirements of the practice setting, and
- Other regulatory requirements.

Business and Professions Code (BPC) Section 2570.4(b) also requires that you be designated by a title that clearly indicates that you are a student or trainee.

California Code of Regulations (CCR) Section 4183(b) also requires that "all documented client-related services by ... a student shall be reviewed and cosigned by the supervising occupational therapist."

Q. Can I perform an initial evaluation and develop a plan of care?

A. Yes. You may perform an initial evaluation, make assessments and develop a plan of care under the supervision of a licensed OT. Your supervising OT must co-sign your plan of care.

Statutes, Regulations, and Board Guidance Related to Students

	<p>Q. Can I obtain an advanced practice approval in hand therapy, physical agent modalities or dysphagia? A. No. Advanced Practice approval is only available to licensed OTs who have demonstrated to the Board that they have met the Board's post professional education and training requirements.</p> <p>Q. Can I be supervised by an OTA? A. Yes. CCR Section 4181(d) allows an OTA to supervise Level I OT students.</p> <p>Frequently Asked Questions for OTA Students</p> <p>Q. Can I perform an initial OT evaluation and develop a plan of care? A. You may contribute to the evaluation process by implementing delegated assessments and by providing verbal and written reports of observations and client capacities to the OT.</p> <p>You may perform re-assessment and discharge plans of care under the supervision of an OT providing that the OT reviews and interprets the information you have provided and integrates that information into the decision-making process.</p> <p>Q. Can I supervise students? A. A Level II OTA student may supervise a Level I OTA student, as delegated by their fieldwork educator/supervising OT.</p> <p>Q. Can I be supervised by an OTA? A. Yes. CCR Section 4181(d) authorizes an OTA to supervise Level I and II OTA students.</p> <p>Q. Can I obtain an advanced practice approval in hand therapy, physical agent modalities or dysphagia? A. No. Advanced Practice approval is only available to licensed OTs who have demonstrated to the Board that they have met the Board's post professional education and training requirements.</p> <p>Q. Can my supervisor be an OT limited permit holder? A. No.</p>
<p>Colorado</p>	<p><u>Statute:</u> Colorado Revised Statutes §12-270-110, Scope of article – exclusions</p> <p>(1) This article 270 does not prevent or restrict the practice, services, or activities of:</p> <p>(b) A person pursuing a course of study leading to a degree in occupational therapy at an educational institution with an accredited occupational therapy program if that person is designated by a title that clearly indicates his or her status as a student and if he or she acts under appropriate instruction and supervision;</p> <p>(c) A person fulfilling the supervised fieldwork experience requirements of section 12-270-107 (1) if the experience constitutes a part of the experience necessary to meet the requirement of section 12-270-107 (1) and the person acts under appropriate supervision;</p>
<p>Connecticut</p>	<p><u>Statute:</u> General Statutes of Connecticut Section 20-74e, Exempt Activities</p> <p>(3) any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if such activities and services constitute part of a supervised course of study and if such person is designated by a title which clearly indicates his or her status as a student or trainee; or</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>(4) any person fulfilling the supervised field work experience requirements of section 20-74b if such activities and services constitute a part of the experience necessary to meet the requirements of that section.</p>
<p>Delaware</p>	<p>Statute: Delaware Code Title 24, Chapter 20, §2009 Applicability of chapter. Nothing in this chapter may be construed as preventing or restricting the practice, services, or activities of any of the following:</p> <p style="padding-left: 40px;">(2) A person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if such activities and services constitute a part of a supervised course of study and if the person is designated by a title which clearly indicates that person’s status as a student or trainee.</p> <p style="padding-left: 40px;">(3) A person fulfilling the supervised field work experience requirements of this chapter, if such activities and services constitute the requirements for licensure.</p>
<p>District of Columbia</p>	<p>Regulation: DC Municipal Regulations §17–4000 Applicability (Health Occupations – General Rules) 4000.1 This chapter shall apply to holders of and applicants for a license, certificate, or registration. 4000.2 Other chapters of this subtitle pertaining to specific health occupations shall supplement this chapter.</p> <p>Regulation: DC Municipal Regulations Chapter §17–63, Occupational Therapists 6300 General Provisions 6300.1 This chapter shall apply to applicants for and holders of a license to practice as an occupational therapist or occupational therapy assistant. 6300.2 Chapters 40 (Health Occupations: General Rules), 41 (Health Occupations: Administrative Procedures), and 73 (Occupational Therapy Assistants) of this title shall supplement this chapter.</p> <p>6312 Responsibilities 6312.3 An occupational therapist who has been assigned to supervise a student training to be an occupational therapist shall:</p> <p style="padding-left: 40px;">(a) Directly supervise the student assigned to him or her; and (b) Countersign all official or service-related documentation that the student drafts.</p> <p>6312.4 An occupational therapist supervising a student shall be responsible for all of the students’ actions performed within the scope of practice during the time of supervision and shall be subject to disciplinary action for any violation of the Act or this chapter by the person supervised.</p> <p>6316 Lawful Practice 6316.9 Students shall identify themselves as such to patients. An occupational therapy student shall sign all documentation with the notation “occupational therapy student” or “OT student,” and occupational therapy assistant students shall sign all documentation with the notation “occupational therapy assistant student” or “OTA student.”</p> <p>6317 Practice of Occupational Therapy by a Student, Graduate, or Person Seeking Licensure, Re-Licensure, Reactivation, or Reinstatement</p>

Statutes, Regulations, and Board Guidance Related to Students

6317.1 A student of occupational therapy, graduate of an occupational therapy program or other person seeking licensure, reactivation, or re-licensure may practice only under the general supervision of an occupational therapist with valid, unrestricted license in the District and in accordance with this section.

6317.2 Only the following person may practice under this section:

(a) A student whose practice fulfills their educational requirements as described in § 103(c) of the Act, D.C. Official Code § 3-1201.03(c) and § 6302.1(b) of this chapter;

6317.7 A person engaged in supervised practice under this section shall identify himself or herself as a student or person practicing under supervision at all times including prior to the initiation of any practice with a client.

6399 Definitions

6399.1 As used in this chapter, the following terms and phrases shall have the meanings ascribed:

General supervision - Supervision in which the supervisor is available on the premises or by communication device at the time the supervisee is practicing, and can be on-site in the event of a clinical emergency within two (2) hours.

Graduate – A person who has completed an educational program for occupational therapists that is accredited by the Accreditation Council for Occupational Therapy Education (ACOTE) and is seeking or has obtained authorization to practice occupational therapy without a license under the supervision of a licensed occupational therapist.

Level I Fieldwork - Enrichment of didactic coursework through direct observation and participation in selected aspects of the occupational therapy process to enable students to develop a basic comfort level with and understanding of the needs of clients.

Level II Fieldwork - Development of competent entry-level, general occupational therapists and occupational therapy assistants through exposure to in-depth experiences in delivering occupational therapy services to a variety of clients.

Supervised practice - unlicensed practice by a student, graduate, or person seeking reactivation, reinstatement, or re-licensure, as authorized by the Board and subject to the general supervision of an occupational therapist.

Regulation: DC Municipal Regulations Chapter §17–73, Occupational Therapy Assistants

7300 General Provisions

7300.1 This chapter shall apply to applicants for and holders of a license to practice as an occupational therapy assistant.

7300.2 Chapters 40 (Health Occupations: General Rules), 41 (Health Occupations: Administrative Procedures), and Chapter 63 (Occupational Therapy) of this title shall supplement this chapter.

7313 Responsibilities

7313.2 An occupational therapy assistant supervising a student, an occupational therapy aide, or a person authorized to practice under supervision shall be responsible for all of the student's, aide's, or authorized person's actions performed

Statutes, Regulations, and Board Guidance Related to Students

within the scope of practice during the time of supervision and shall be subject to disciplinary action for any violation of the Act or this chapter by the person supervised.

7313.3 An occupational therapist supervising an occupational therapy assistant who supervises a student, an occupational therapy aide, or a person authorized to practice under supervision shall be responsible for the actions of all supervised persons.

7316 Practice as an Occupational Therapy Assistant by a Student, Graduate, or Person Seeking Licensure , Reactivation or Reinstatement

7316.1 A student or person seeking licensure, reactivation, reinstatement, or re-licensure may practice only under the general supervision of an occupational therapist or an occupational therapy assistant with a valid, unrestricted license in the District and in accordance with this section.

7316.2 Only the following persons may practice under this section:

(a) A student whose practice fulfills his or her educational requirements as described in § 103 of the Act, D.C. Official Code § 3-1201.03, and § 7302.1(b) of this chapter;

7316.7 A person engaged in supervised practice under this section shall identify himself or herself as a student or person practicing under supervision at all times including prior to the initiation of any practice with a client.

7316.10 The supervisor shall be fully responsible for all supervised practice by the supervisee during the period of supervision and shall be subject to disciplinary action for any violation of the Act or this chapter by the supervisee.

7399 Definitions

7399.1 As used in this chapter, the following terms and phrases shall have the meanings ascribed:

General supervision - supervision in which the supervisor is available on the premises or by communication device at the time the supervisee is practicing, and can be on-site within two (2) hours in the event of a clinical emergency.

Level I Fieldwork - Enrichment of didactic coursework through direct observation and participation in selected aspects of the occupational therapy process to enable students to develop a basic comfort level with and understanding of the needs of the clients.

Level II Fieldwork - Development of competent entry-level, general occupational therapy assistants through exposure to in-depth experiences in delivering occupational therapy services to a variety of clients.

Supervised practice - unlicensed practice by a student, graduate, or person seeking reactivation, reinstatement, or re-licensure, as authorized by the Board and subject to the general supervision of an occupational therapist or occupational therapy assistant.

Statutes, Regulations, and Board Guidance Related to Students

Florida	<p><u>Statute: Florida Statutes 468.203 Definitions</u> As used in this act, the term:</p> <p>(8) "Supervision" means responsible supervision and control, with the licensed occupational therapist providing both initial direction in developing a plan of treatment and periodic inspection of the actual implementation of the plan. Such plan of treatment shall not be altered by the supervised individual without prior consultation with, and the approval of, the supervising occupational therapist. The supervising occupational therapist need not always be physically present or on the premises when the assistant is performing services; however, except in cases of emergency, supervision shall require the availability of the supervising occupational therapist for consultation with and direction of the supervised individual.</p> <p><u>Statute: Florida Statutes 468.225 Exemptions</u> (1) Nothing in this act shall be construed as preventing or restricting the practice, services, or activities of:</p> <p>(c) Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, if such activities and services constitute a part of a supervised course of study and if such a person is designated by a title which clearly indicates his or her status as a student or trainee.</p> <p>(d) Any person fulfilling the supervised fieldwork experience requirements of s. 468.209, if such activities and services constitute a part of the experience necessary to meet the requirements of that section.</p> <p><u>Regulation: Florida Administrative Regulations 64B11 – 2.011 Definition of Supervised Fieldwork Experience</u> Supervision, for purposes of this rule, shall mean that the occupational therapist student or occupational therapy assistant student has daily direct contact at the worksite with his or her supervisor. The term "supervised fieldwork experience," as provided for in Section 468.209(1)(c), F.S., shall mean:</p> <p>(1) For an occupational therapy student, experience at an occupational therapist level occurring in a clinical setting affiliated with an educational institution in occupational therapy for a minimum of 6 months, with the fieldwork experience supervised by a licensed occupational therapist.</p> <p>(2) For an occupational therapy assistant student, experience at an occupational therapy assistant level occurring in a clinical setting affiliated with an educational institution in occupational therapy for a minimum of 2 months, with the fieldwork experience supervised by a licensed occupational therapist or by a licensed occupational therapy assistant under the supervision of a licensed occupational therapist.</p> <p><u>Board FAQ: Can a licensed OTA supervise an OT student?</u> Board Rule 64B11-2.011 Definition of Supervised Fieldwork Experience identifies the supervision regarding students. The Rule does not state an OTA can supervise an OT student, only indicates a licensed OT as the OT student's supervisor.</p>
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Statutes, Regulations, and Board Guidance Related to Students

	<p>64B11-2.011 Definition of Supervised Fieldwork Experience. Supervision, for purposes of this rule, shall mean that the occupational therapist student or occupational therapy assistant student has daily direct contact at the worksite with his or her supervisor. The term “supervised fieldwork experience,” as provided for in Section 468.209(1)(c), F.S., shall mean:</p> <ul style="list-style-type: none"> (1) For an occupational therapy student, experience at an occupational therapist level occurring in a clinical setting affiliated with an educational institution in occupational therapy for a minimum of 6 months, with the fieldwork experience supervised by a licensed occupational therapist. (2) For an occupational therapy assistant student, experience at an occupational therapy assistant level occurring in a clinical setting affiliated with an educational institution in occupational therapy for a minimum of 2 months, with the fieldwork experience supervised by a licensed occupational therapist or by a licensed occupational therapy assistant under the supervision of a licensed occupational therapist. <p>Additionally: A licensee may earn up to 6 continuing education hours per biennium for supervision of a Level II Occupational Therapy or Occupational Therapy Assistant fieldwork student at the rate of no more than 3 hours per student. The licensee must be the primary clinical fieldwork educator for the student. Documentation shall include verification provided by the school to the fieldwork educator with the name of the student, school, and dates of fieldwork or the signature page of the completed student evaluation form. Evaluation scores and comments must be deleted or blocked out.</p>
<p>Georgia</p>	<p><u>Statute:</u> Official Code of Georgia §43–28–15, Exceptions to operation of chapter Nothing in this chapter shall be construed as preventing or restricting the practice, services, or activities of:</p> <ul style="list-style-type: none"> (3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy in an educational program which is accredited by a recognized accrediting agency acceptable to the board and if such person is designated by a title which clearly indicates such person's status as a student or trainee; (4) Any person fulfilling the supervised field work experience requirements of Code Section 43-28-9 if such activities and services constitute a part of the experience necessary to meet the requirement of that Code section; (5) Any person enrolled in a course of study designed to develop advanced occupational therapy skills when the occupational therapy activities are required as part of an educational program sponsored by an educational institution approved by the board and conducted under the supervision of an occupational therapist licensed under this chapter. If such person provides occupational therapy services outside the scope of the educational program, he or she shall then be required to be licensed in accordance with this chapter; <p><u>Regulation:</u> Georgia Rules and Regulations §671–2–.02, Supervision defined. Supervision as used in the law shall mean personal involvement of the licensed occupational therapist in the supervisee's professional experience which includes evaluation of his or her performance. Further, supervision shall mean personal supervision with weekly verbal contact and consultation, monthly review of patient care documentation, and specific delineation of tasks and responsibilities by the licensed occupational therapist and shall include the responsibility for</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>personally reviewing and interpreting the results of any habilitative or rehabilitative procedures conducted by the supervisee. It is the responsibility of the licensed occupational therapist to ensure that the supervisee does not perform duties for which he or she is not trained. C.O.T.A.s and limited permit holders must be supervised.</p> <p>Regulation: Georgia Rules and Regulations §671-3-.08, Renewal of License/Penalties/Continuing Education Requirements. (8) Documentation of continuing education which the Board deems as acceptable proof of completion includes the following: (c) For Level II Fieldwork Supervision involving serving as the primary clinical fieldwork educator for Level II occupational therapy or occupational therapy assistant fieldwork students: 1. A description of the fieldwork including name and type of facility, name of the fieldwork educator and times spent in direct supervision of the student; and, 2. Verification provided by the school to the fieldwork educator with the name of the student, school and dates of fieldwork or the signature page of the completed student evaluation form with evaluation scores and comments blocked out;</p>
Guam	<p>Statute: Guam Code §121408, Persons and Practices Not Affected Nothing in this Article shall be construed as preventing or restricting the practice, services or activities of: (c) any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited educational program, if the person is designated by a title which clearly indicates the person's status as a student or trainee; (d) any person fulfilling the supervised fieldwork experience requirements of Subsections (2)(b) and 3(2) of this Article, if the experience constitutes a part of the experience necessary to meet the requirements of the NBCOT;</p>
Hawaii	<p>Statute: Hawaii Revised Statutes §457G-5, Exemptions. (b) Nothing in this chapter shall be construed to prohibit students in an educational program for occupational therapists or occupational therapy assistants from participating in activities that are conducted as part of the educational program and are under the guidance and supervision of a licensed occupational therapist.</p>
Idaho	<p>Statutes: Idaho Statutes §54-3704, Exemptions Nothing in this chapter shall be construed as preventing or restricting the practice, services or activities or requiring licensure pursuant to this chapter of: (3) Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy in an accredited or approved educational program, if the person is designated by a title which clearly indicates a student or trainee status; or (4) Any person fulfilling the supervised fieldwork experience requirements of section 54-3706, Idaho Code, if the experience constitutes a part of the experience necessary to meet the requirement of that section;</p> <p>Regulation: Idaho Administrative Code 24.06.01.011, Supervision An occupational therapist shall supervise and be responsible for the patient care given by occupational therapy assistants, limited permit holders, aides, and students. An occupational therapist's or occupational therapy assistant's failure to provide appropriate supervision in accordance with these rules is grounds for discipline.</p>

Statutes, Regulations, and Board Guidance Related to Students

04. Students. Students must be under the direct on-site supervision of an occupational therapist or occupational therapy assistant who is appropriately supervised by an occupational therapist. The occupational therapist is responsible for the overall use and actions of the student.

05. Supervision Requirements. Supervision is the direction and review of service delivery, treatment plans, and treatment outcomes. Unless otherwise specified in this rule, General Supervision is the minimum level of supervision that must be provided. Methods of supervision may include, but are not limited to, Direct Line-of-Sight Supervision, Direct Supervision, Routine Supervision, or General Supervision, as needed to ensure the safe and effective delivery of occupational therapy.

a. An occupational therapist and an occupational therapy assistant must ensure the delivery of services by the individual being supervised is appropriate for client care and safety and must evaluate:

- i. The complexity of client needs;
- ii. The number and diversity of clients;
- iii. The skills of the occupational therapist assistant, aide, or limited permit holder;
- iv. The type of practice setting;
- v. The requirements of the practice setting; and
- vi. Other regulatory requirements applicable to the practice setting or delivery of services.

b. Supervision must be documented in a manner appropriate to the supervised position and the setting. The documentation must be kept as required by Section 013 of these rules.

c. Supervision must include consultation at appropriate intervals regarding evaluation, intervention, progress, reevaluation and discharge planning for each patient. Consultation must be documented and signed by the supervisor and supervisee.

Regulation: Idaho Administrative Code 24.06.01.012, Deep Thermal, Electrotherapeutic, Mechanical Physical Agent Modalities, and Wound Care

02. Obtaining Education and Supervised Training. A student occupational therapist, graduate occupational therapist, and an occupational therapist may utilize deep thermal, electrotherapeutic, or mechanical physical agent modalities or manage wound care while working towards obtaining the education and supervised training described in Section 012 of these rules. The supervisor must provide at least direct supervision to the student occupational therapist, and at least routine supervision to the graduate occupational therapist or occupational therapist. An occupational therapy assistant may apply deep thermal, electrotherapeutic, or mechanical physical agent modalities under routine supervision if the occupational therapy assistant has obtained the education and training described in this section. Otherwise, the occupational therapy assistant must work under direct line-of-sight supervision while applying such modalities.

03. Supervised Training by Qualified Individual. The supervised training described in Section 012 of these rules must be provided by an occupational therapist who is qualified pursuant to Subsection 012.01, or by another type of licensed health care practitioner whose education, training, and scope of practice enable the practitioner to competently supervise the person as to the modalities utilized and wound care management provided.

Statutes, Regulations, and Board Guidance Related to Students

<p>Illinois</p>	<p>Statute: Illinois Consolidated Statutes 225 ILCS 75/3, Licensure requirement; exempt activities After the effective date of this Act, no person shall practice occupational therapy or hold himself out as an occupational therapist or an occupational therapy assistant, or as being able to practice occupational therapy or to render services designated as occupational therapy in this State, unless he is licensed in accordance with the provisions of this Act.</p> <p>Nothing in this Act shall be construed as preventing or restricting the practice, services, or activities of: (3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if such activities and services constitute a part of a supervised course of study, and if such person is designated by a title which clearly indicates his or her status as a student or trainee; or (4) Any person fulfilling the supervised work experience requirements of Sections 8 and 9 of this Act, if such activities and services constitute a part of the experience necessary to meet the requirement of those Sections;</p>
<p>Indiana</p>	<p>Statute: Indiana Code 25-23.5-0.5-2 Licensing exemption Sec. 2. The provisions of this article that require a license to engage in the practice of occupational therapy do not apply to the following: (1) The practice of occupational therapy by an individual who is practicing occupational therapy as part of a supervised course of study in an educational program approved by the board.</p>
<p>Iowa</p>	<p>Statute: Iowa Code §148B.3, Persons and practices not affected. This chapter does not prevent or restrict the practice, services or activities of any of the following: 3. A person pursuing a course of study leading to a degree or certificate in occupational therapy in an accredited or approved educational program, if the activities and services constitute a part of a supervised course of study and the person is designated by a title which clearly indicates the person's status as a student or trainee. 4. A person fulfilling the supervised field work experience requirements of section 148B.5, if the activities and services constitute a part of the experience necessary to meet the requirements of that section.</p>
<p>Kansas</p>	<p>Statute: Kansas Statutes Annotated §65-5419, Supervision of persons providing supportive services; supervision requirements. (a) An occupational therapy aide, occupational therapy tech or occupational therapy paraprofessional shall function under the guidance and responsibility of the licensed occupational therapist and may be supervised by the occupational therapist or an occupational therapy assistant for specifically selected routine tasks for which the occupational therapy aide, occupational therapy tech or occupational therapy paraprofessional has been trained and has demonstrated competence. The occupational therapy aide, occupational therapy tech or occupational therapy paraprofessional shall comply with supervision requirements developed by the board by rules and regulations which are consistent with prevailing professional standards. (b) This section shall be part of and supplemental to the occupational therapy practice act.</p>
<p>Kentucky</p>	<p>Regulation: 201 KAR 28:130. Supervision of occupational therapy assistants, occupational therapy aides, occupational therapy students, and temporary permit holders. Section 2. General Policy Statement for Supervision. (1) The OT/L shall have the ultimate responsibility for occupational therapy outcomes. Supervision shall be a shared responsibility.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>(2) The supervising OT/L shall have a legal and ethical responsibility to provide supervision and the supervisee shall have a legal and ethical responsibility to obtain supervision.</p> <p>(3) Supervision by the OT/L of the supervisee's provision of occupational therapy services shall always be required, even when the supervisee is experienced and skilled in a particular practice area.</p> <p>Section 5. Occupational Therapy Students.</p> <p>(1) A person practicing occupational therapy and performing occupational therapy services under KRS 319A.090(1)(c) shall be enrolled in an ACOTE accredited occupational therapy or occupational therapy assistant educational program or its equivalent.</p> <p>(2) When an occupational therapy student is participating in supervised fieldwork education experiences, the student may, at the discretion of the supervising OT/L or OTA/L, be assigned duties or functions commensurate with his or her education and training.</p> <p>(3) A supervisor shall be responsible for ensuring the safe and effective delivery of OT services and for fostering the professional competence and development of the students under his or her supervision.</p>
<p>Louisiana</p>	<p>Statute: Louisiana Revised Statutes Title 37, Chapter 39, §3005, Persons and practices not affected.</p> <p>A. Nothing in this Chapter shall be construed as preventing or restricting the practice, services, or activities of:</p> <p>(3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an institution whose program is accredited, recognized, or approved by an agency recognized by the United States Office of Education, if such activities and services constitute a part of a supervised course of study; or any person on a supervised field work experience, if such activities and services constitute a part of the experience necessary to meet the requirements of certification and licensure, and if such a person is designated by a title which clearly indicates his or her status as a student or trainee.</p>
<p>Maine</p>	<p>Statute: Maine Revised Statutes Title 32, Chapter 32, OCCUPATIONAL THERAPY PRACTICE §2277. Persons and practices exempt</p> <p>Nothing in this chapter may be construed as preventing or restricting the practice, services or activities of:</p> <ol style="list-style-type: none"> 1. Licensed persons. Any person licensed in this State by any other law from engaging in the profession or occupation for which the person is licensed; 2. Students or trainees. Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at a developing or an accredited or approved educational program, if the person is designated by a title that clearly indicates that person's status as a student or trainee. At the discretion of the supervising occupational therapist, the student or trainee may be assigned duties or functions commensurate with the student's or trainee's education and training. <p>Occupational therapy students and occupational therapy assistant students completing fieldwork may use the letters "O.T.S." and "O.T.A.S." respectively.</p>
<p>Maryland</p>	<p>Statute: Annotated Code of Maryland Health Occupations Act §10-301.</p> <p>(a) Except as otherwise provided in this title, an individual shall be licensed by the Board before the individual may practice occupational therapy or limited occupational therapy in this State.</p> <p>(b) This section does not apply to:</p> <ol style="list-style-type: none"> (1) An individual employed by the federal government as an occupational therapist or an occupational therapy

Statutes, Regulations, and Board Guidance Related to Students

- assistant, while practicing within the scope of that employment;
- (2) A student or trainee who is designated as a student or trainee, while:
- (i) Fulfilling a field work requirement under § 10-302 of this subtitle; or
 - (ii) Pursuing a supervised course of study in an accredited or approved educational program leading to a degree or certificate in:
 - 1. Occupational therapy; or
 - 2. Occupational therapy assistant;

Regulation: Code of Maryland Regulations 10.46.01

.01 Definitions.

A. In this chapter, the following terms have the meanings indicated.

B. Terms Defined.

- (19) "On-site supervision" means supervision provided by a supervisor who is:
- (a) A licensed occupational therapist or occupational therapy assistant; and
 - (b) Immediately available on the premises to provide direct supervision, if needed, when client-related procedures are performed or as otherwise necessary.

.04 Supervision Requirements.

A. Occupational Therapist.

- (1) A licensed occupational therapist may supervise the clinical practice of the following:
- (a) Occupational therapist;
 - (b) Occupational therapy assistant;
 - (c) Temporary occupational therapist;
 - (d) Temporary occupational therapy assistant;
 - (e) Aide; and
 - (f) Occupational therapy student or occupational therapy assistant student.

(2) Unless otherwise stated, a supervisor need not be physically present on the premises at all times, but may be available by telephone or by other electronic communication means.

B. Occupational Therapy Assistant.

- (4) An occupational therapy assistant, under the direction of the occupational therapist, is permitted to be the primary clinical supervisor for the following:
- (a) Aide;
 - (b) Temporary occupational therapy assistant;
 - (c) Level I fieldwork occupational therapy student; and
 - (d) Level I and Level II fieldwork occupational therapy assistant student.

(5) The occupational therapy assistant may be utilized to facilitate occupational therapy student and occupational therapy assistant student learning experiences in both Level I and Level II fieldwork under the direction of the occupational therapist.

Statutes, Regulations, and Board Guidance Related to Students

	<p>(6) The supervising occupational therapist and the occupational therapy assistant are jointly responsible for maintaining formal documentation of periodic supervision as set forth in Regulation .05 of this chapter.</p> <p>F. Occupational Therapy Students. An occupational therapist or occupational therapy assistant supervising a Level I or Level II fieldwork student shall have a minimum of 1 year of experience as a licensed occupational therapist or occupational therapy assistant, excluding temporary licensure.</p> <p>.05 Documentation Requirements for Supervision.</p> <p>E. Occupational Therapy and Occupational Therapy Assistant Students Level I and Level II Fieldwork. Documentation for supervision of a Level I or Level II fieldwork occupational therapy or occupational therapy assistant student shall include:</p> <ul style="list-style-type: none"> (1) All client records cosigned by the supervisor; (2) Reports or summaries documenting compliance with on-site supervision that are written and signed by the Level I or Level II fieldwork occupational therapy or occupational therapy assistant student and cosigned by the supervising occupational therapist or occupational therapy assistant; and (3) Documentation for planned discharges from the occupational therapy treatment program that are written and signed with credentials by the Level I or Level II fieldwork occupational therapy or occupational therapy assistant student and cosigned by the supervising occupational therapist.
<p>Massachusetts</p>	<p><u>Statute:</u> Massachusetts General Laws Title XVI, Chapter 112, §23E, Limitation of application of section to other practices, services or activities</p> <p>Nothing in this section shall be construed as preventing or restricting the practice, services, or activities of:</p> <ul style="list-style-type: none"> (c) any person pursuing a supervised course of study leading to a degree or certificate in athletic training or occupational therapy or physical therapy at an accredited or approved educational program, if the person is designated by a title which clearly indicates his status as a student or trainee, or (d) any person fulfilling the supervised field work experience requirements of this section, if the experience constitutes a part of the experience necessary to meet the requirement of that section, <p><u>Regulations:</u> Code of Massachusetts Regulations 259 CMR 2.00: GENERAL PROVISIONS</p> <p>2.01: Definitions. These definitions apply to all sections of 259 CMR.</p> <p>Direct Supervision. A process by which a supervisor is on the premises and available to provide supervision in the form of aid, direction, and instruction when procedures or activities are performed.</p> <p>Student. Any person pursuing a supervised course of study leading to a degree in athletic training, occupational therapy or physical therapy in an accredited or approved program, including co-operative education programs and post-doctoral clinical education programs. Students involved in clinical affiliations which are part of their educational program may perform duties commensurate with their level of education, in addition to those duties which may be performed by aides, as set forth in 259 CMR 3.01, 3.02, 5.01 and 5.02. Students whose employment is not part of a co-operative education program may only perform those duties which may be performed by aides, as set forth in 259 CMR 3.01, 3.02, 5.01 and 5.02.</p>

Statutes, Regulations, and Board Guidance Related to Students

Supervisor. A person who holds a current unrestricted license issued by the Board authorizing such person to practice the same discipline as the supervisee(s). A supervisor possesses skill, experience or education in excess of that possessed by the supervisee(s). The supervisor is responsible for the standard of services performed by the supervisee(s) and shall have knowledge of the patients/clients receiving treatment from the supervisee(s) and the issues/problems involving such treatment. A supervisor must co-sign all treatment documentation of a temporary license holder, as set forth in 259 CMR 3.03 and 5.04.

Supervision. A process by which two or more people participate in joint effort to establish, maintain and elevate a level of performance. Supervision requires the physical presence of all parties at regularly scheduled supervision sessions. Supervision is structured according to the supervisee's qualifications, position, level of preparation, depth of experience and the environment within which the supervisee functions.

Regulations: Code of Massachusetts Regulations 259 CMR 3.00: OCCUPATIONAL THERAPISTS

3.01: Definitions.

Approved/Accredited Educational Program. An occupational therapy educational program currently accredited by AOTA's Accreditation Council for Occupational Therapy Education.

Assessment. An assessment is a standardized or non-standardized tool or instrument used in the evaluation process.

Evaluation. The process of obtaining and interpreting data necessary for an intervention, including planning for and documenting the evaluation process and results.

Intervention Plan. An outline of selected approaches and types of interventions, based on the results of the evaluation process and developed to reach the client's identified targeted outcomes.

Occupational Therapy Service Delivery Process. The process of evaluation, intervention planning, intervention implementation, intervention review, and outcome evaluation for a client.

Screening. An initial brief assessment to determine the need for occupational therapy evaluation and intervention, consisting of record review, observation, and intervention.

Service Competency. Demonstration of specific knowledge and skills to permit safe and competent delivery of occupational therapy services.

3.02: Occupational Therapy Service Delivery Process

(1) Responsibility of the Occupational Therapist.

Statutes, Regulations, and Board Guidance Related to Students

- a. Responsible for all aspects of occupational therapy service delivery including Screening, Evaluation and re-evaluation and is accountable for the safety and effectiveness of the Occupational Therapy Service Delivery Process.
- b. Must be directly involved in the delivery of services during the Screening, initial Evaluation, reevaluation, and regularly throughout the course of intervention including discharge/outcome Evaluation.
- c. Responsible for determining when to delegate to other occupational therapy personnel. When delegating aspects of occupational therapy services, the occupational therapist considers the following factors
 - 1. The complexity of the Client's condition.
 - 2. The knowledge, skill and competence of the occupational therapy practitioner and/or the Occupational Therapy Aide.
 - 3. The nature and complexity of the intervention.
 - 4. The needs and requirements of the practice setting.
- e. Provides appropriate and required supervision (see section 259 CMR 3.055) to other occupational therapy personnel, including occupational therapy assistant, occupational therapy student or occupational therapy assistant student and Occupational Therapy Aide.

3.04: Co-signing of Documentation.

- (1) The supervising occupational therapist must co-sign the documentation of occupational therapy students and those holding temporary licenses as occupational therapists.
- (2) The supervising occupational therapist or occupational therapy assistant must co-sign the documentation of occupational therapy assistant students and those holding temporary licenses as occupational therapy assistants.

3.05: Supervision of Personnel.

Various types and methods of supervision should be used. These may include direct, face-to-face contact and indirect contact. Examples of supervision involving direct, fact-to-face contact include: observation, modeling, co-intervention, discussions, teaching, and instruction. Examples of supervision involving indirect contact include: telephone conversations, written correspondence, and electronic exchanges.

- (1) Primary responsibility for occupational therapy services rendered by supportive personnel rests with the supervising occupational therapist.
- (2) Occupational therapists and occupational therapy assistants must exercise their professional judgment when determining the number of personnel they can safely and effectively supervise to ensure that safe and appropriate care is provided at all times.
 - a. Specific frequency, methods, and content of supervision should be determined based on the following factors:
 - 1. Complexity of Clients' needs;
 - 2. Number of Clients;
 - 3. Diversity of Client conditions;
 - 4. Service Competency of the occupational therapist and the occupational therapy assistant;
 - 5. Type of practice setting and the administrative requirements of that setting; and
 - 6. Other regulatory requirements.

Statutes, Regulations, and Board Guidance Related to Students

	<p>b. Supervision may necessarily be more frequent than the minimum required by the practice setting or regulatory agencies depending upon:</p> <ol style="list-style-type: none"> 1. The complexity or unpredictability of the Client's needs or the Occupational Therapy Service Delivery Process. 2. The number of Clients and the diversity of their conditions within a particular practice setting. 3. The professional judgment of the occupational therapist or occupational therapy assistant, that additional supervision is necessary to ensure the safe and effective delivery of occupational therapy services. <p>(4) Supervision of supportive personnel must be documented with the date, method of supervision used, nature and extent of supervision, and name and designation of all persons participating in the supervisory process. Documentation of the supervision of the Occupational Therapy Aide must be done at least weekly and more often as needed.</p> <p>3.06: Designations.</p> <p>(2) Students enrolled in an accredited program in occupational therapy shall use the initials OT/s after their name.</p> <p>(4) Students enrolled in an accredited program in occupational therapy assistance shall use the initials OTA/s after their name.</p>
<p>Michigan</p>	<p><u>Statute:</u> Michigan Compiled Laws 333.16171, License for practice of health profession; exemptions. Sec. 16171.</p> <p>Under the circumstances and subject to the limitations stated in each case, the following individuals are not required to have a license issued under this article for practice of a health profession in this state:</p> <p>(a) A student who is in a health profession training program, that has been approved by the appropriate board, while performing the duties assigned in the course of training.</p>
<p>Minnesota</p>	<p><u>Statute:</u> Minnesota Statutes Chapter 148, Occupational Therapists and Occupational Therapy Assistants 148.6401 SCOPE.</p> <p>Sections 148.6401 to 148.6449 apply to persons who are applicants for licensure, who are licensed, who use protected titles, or who represent that they are licensed as occupational therapists or occupational therapy assistants.</p> <p>148.6403 LICENSURE; PROTECTED TITLES AND RESTRICTIONS ON USE; EXEMPT PERSONS; SANCTIONS.</p> <p>Subd. 5. Exempt persons. This section does not apply to:</p> <p>(2) a student participating in supervised fieldwork or supervised coursework that is necessary to meet the requirements of section 148.6408, subdivision 1, or 148.6410, subdivision 1, if the person is designated by a title which clearly indicates the person's status as a student trainee. Any use of the protected titles under these circumstances is allowed only while the person is performing the duties of the supervised fieldwork or supervised coursework</p>
<p>Mississippi</p>	<p><u>Statute:</u> Mississippi Code §73-24-9. Application of chapter; exceptions.</p> <p>Nothing in this chapter shall be construed as preventing or restricting the practice, services or activities of:</p> <p>(c) Any person pursuing a course of study leading to a degree or certificate in occupational therapy in an accredited, recognized or approved educational program, or advanced training in a specialty area, if such activities</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>and services constitute a part of the supervised course of study, and if such person is designated by a title which clearly indicates his status as a trainee or student;</p> <p>(d) Any person fulfilling the supervised fieldwork experience requirements of Section 73-24-19, if such activities and services constitute a part of the experience necessary to meet the requirements of that section;</p> <p><u>Regulation: Mississippi Administrative Code, Rule 8.9.1, Exceptions</u> Nothing in this chapter shall be construed as preventing or restricting the practice, services or activities of:</p> <p>3. Any person pursuing a course of study leading to a degree or certificate in occupational therapy in an accredited, recognized or approved educational program, or advanced training in a specialty area, if such activities and services constitute a part of the supervised course of study, and if such person is designated by a title which clearly indicates his status as a trainee or student;</p> <p>4. Any person fulfilling the supervised fieldwork experience requirements of Section 73-24-19, if such activities and services constitute a part of the experience necessary to meet the requirements of that section;</p>
<p>Missouri</p>	<p><u>Statute: Missouri Revised Statutes 324.059. Exceptions to licensing requirements</u> If a person does not represent or hold himself or herself out as an occupational therapist or occupational therapy assistant as defined in section 324.050, nothing in sections 324.050 to 324.089 shall be construed to limit, preclude or otherwise interfere with:</p> <p>(3) Pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, if such person is designated by a title which clearly indicates the person's status as a student or trainee.</p>
<p>Montana</p>	<p><u>Statute: Montana Code Annotated, 37-24-104. Exemptions</u> Nothing in this chapter prevents or restricts the practice, services, or activities of:</p> <p>(4) a person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited institution or under an approved educational program if the person is designated by a title that clearly indicates the person's status as a student or trainee;</p>
<p>Nebraska</p>	<p><u>Statute: Nebraska Revised Statutes §38-112. (Uniform Credentialing Act) Course of study, defined.</u> Course of study means a program of instruction necessary to obtain a credential meeting the requirements set out for each profession in the appropriate practice act and rules and regulations and includes a college, a professional school, a vocational school, hours of training, or a program of instruction with a similar designation.</p> <p><u>Statute: Nebraska Revised Statutes §38-2516. Occupational therapist; therapy assistant; licensure required; activities and services not prohibited.</u> No person may represent himself or herself to be a licensed occupational therapist or occupational therapy assistant unless he or she is licensed in accordance with the Occupational Therapy Practice Act. Nothing in such act shall be construed to prevent:</p> <p>(3) The activities and services of any person pursuing an accredited course of study leading to a degree or certificate in occupational therapy if such activities and services constitute a part of a supervised course of study and if such a person is designated by a title which clearly indicates his or her status as a student or trainee;</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>(4) The activities and services of any person fulfilling the supervised fieldwork experience requirements of sections 38-2518 and 38-2519 if such activities and services constitute a part of the experience necessary to meet the requirements of such sections;</p> <p>Regulation: Nebraska Administrative Code 172 NAC 114.002 DEFINITIONS 002.17 SUPERVISION. The process by which the quantity and quality of work of an occupational therapy assistant is monitored. Supervision means the directing of the authorized activities of an occupational therapy assistant by a licensed occupational therapist and will not be construed to require the physical presence of the supervisor when carrying out assigned duties.</p>
<p>Nevada</p>	<p>Statute: Nevada Revised Statutes 640A.070 Applicability of chapter. This chapter does not apply to a person: 3. Enrolled in an educational program approved by the Board which is designed to lead to a certificate or degree in occupational therapy, if the person is designated by a title which clearly indicates that he or she is a student.</p> <p>Regulation: Nevada Administrative Code NAC 640A.0165 “Supervision” defined. “Supervision” means a collaborative process for the responsible, periodic review and inspection of all aspects of any occupational therapy service provided.</p> <p>Regulation: Nevada Administrative Code 640A.267 Delegation of duties to students. An occupational therapist who is supervising a student participating in the supervised experience required by NRS 640A.120 may delegate duties to the student if the occupational therapist determines, before delegating a duty, that the student possesses the necessary knowledge, competence, training and skills to perform the duty.</p>
<p>New Hampshire</p>	<p>Statute: New Hampshire Statutes Title XXX, Chapter 326-C:3 Prohibition on Unauthorized Practice; Professional Identification I. No person shall practice or hold oneself out as being able to practice occupational therapy or assist in the practice of occupational therapy or provide occupational therapy services in this state unless the person is licensed under this chapter and RSA 328-F. Nothing in this paragraph shall be construed to prohibit students enrolled in board approved schools or courses in occupational therapy from performing occupational therapy which is incidental to their respective courses of student or supervised field work.</p> <p>Board Frequently Asked Question: Q. Can direct supervision be done through an electronic platform? A. Per administrative rule Occ 301.04 which states that as long as there is “direct and continuous observation of the activities of the person being supervised” then the means in which the supervision is conducted is at the discretion of the supervising entity.</p> <p>Occ 301.04 “Direct supervision” means supervision through direct and continuous observation of the activities of the person being supervised.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>Occ 301.05 “Indirect supervision” means supervision through the supervisor’s review of the treatment progress notes made by the person supervised, telephone conversations between the supervisor and the person supervised, electronic correspondence between the supervisor and the person supervised or any other form of supervision which is not direct supervision.</p>
<p>New Jersey</p>	<p><u>Statute:</u> New Jersey Legislative Statutes 45:9-37.60. Construction of act The provisions of this act shall not be construed to prevent the following provided that no word, letter, abbreviation, insignia, sign, card or device is used to convey the impression that the person rendering the service is a licensed occupational therapist or occupational therapy assistant: c. Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if the pursuit is part of a supervised course of study and if the person is designated by a title which clearly indicates status as a student or trainee; d. Any person fulfilling the supervised fieldwork experience requirements of sections 11 and 12 of this act, if the activities and the services are a part of the experience necessary to meet the requirements of those sections;</p> <p><u>Regulation:</u> New Jersey Administrative Code 12:44K-1.2 DEFINITIONS “Supervision” means the responsible and direct involvement of a licensed occupational therapist with an occupational therapy assistant, a temporary licensed occupational therapist, a temporary licensed occupational therapy assistant or an occupational therapy student fulfilling the required fieldwork component of his or her educational training, for the development of an occupational therapy treatment plan and the periodic review of the implementation of that plan. Such supervision shall be close, routine or general, consistent with the following: 1. “Close supervision” means daily, face-to-face contact with and frequent observation of the performance of an individual at the location where he or she is rendering services; 2. “Routine supervision” means face-to-face contact with and observation of the performance of the individual at least once a week at the location where he or she is rendering services; and 3. “General supervision” means face-to-face contact with and observation of the performance of the individual at least once every two weeks at the location where he or she is rendering services.</p> <p>13:44K-5.3 DELEGATION OF OCCUPATIONAL THERAPY SERVICES a) A licensed occupational therapist may delegate selected occupational therapy services to licensed occupational therapy assistants, temporary licensed occupational therapists, temporary licensed occupational therapy assistants and to occupational therapy students fulfilling the required fieldwork component of their educational training, provided the services are within the scope of practice of the individual to whom they are delegated.</p> <p>13:44K-6.2 DESIGNATED SUPERVISOR: GENERAL QUALIFICATIONS AND RESPONSIBILITIES c) a licensed occupational therapist may supervise five occupational therapy students who are fulfilling the requirement fieldwork component of their educational training.</p> <p>13.44K-6.6 DELEGATION OF SUPERVISION RESPONSIBILITIES</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>a) A designated supervising providing close supervision of an occupational therapy assistant, a temporary licensed occupational therapy assistant or an occupational therapy student, may delegate his or her supervisory responsibility for the daily, face-to-face contact with and frequent observation of the performance of the occupational therapy student, to an occupational therapy assistant who, in the professional judgment of the supervising occupational therapist, has been adequately prepared by verified training and education in the provision of occupational therapy services consistent with the requirements set form at N.J.A.C. 13:44K-2.1.</p> <p>b) Notwithstanding the provisions of (a) above, no designated supervisor shall delegate his or her responsibilities for close supervision of an occupational therapy assistant to an occupational therapy assistant who has less than 3,600 hours of work experience obtained within a five year period in the particular practice area in which services are being provided.</p> <p>c) A licensed occupational therapy assistant who has been delegated supervision responsibilities pursuant to (a) and (b) above, shall not supervise more than three persons at one time.</p> <p>d) Notwithstanding the provisions of (a), (b), and (c) above, a licensed occupational therapist shall not supervise more than seven persons at one time, pursuant to the provisions of N.J.A.C. 13:44K-6.2</p> <p>e) When supervision of an occupational therapy assistant, a temporary licensed occupational therapy assistant or an occupational therapy student is delegated pursuant to the provisions of (a), (b), (c), and (d) above, the supervising occupational therapist shall retain responsibility for all occupational therapy care of the client.</p>
<p>New Mexico</p>	<p><u>Statute:</u> New Mexico Revised Statutes §61-12A-7 Exemptions</p> <p>Nothing in the Occupational Therapy Act shall be construed as preventing or restricting the practice, services or activities of:</p> <p>C. a person pursuing a course of study leading to a degree or certificate in occupational therapy in an educational program accredited or seeking accreditation by the accreditation council of occupational therapy education if the activities and services constitute part of the supervised course of study and if that person is designated by a title that clearly indicates his status as a student or trainee;</p> <p>D. a person fulfilling the supervised student field work experience requirement pursuant to the Occupational Therapy Act if the activities and services constitute part of the experience necessary to meet that requirement;</p>
<p>New York</p>	<p><u>Statute:</u> Laws of New York Article 156 §7906. Exempt persons.</p> <p>This article shall not be construed to affect or prevent the following, provided that no title, sign, card or device shall be used in such manner as to tend to convey the impression that the person rendering such service is a licensed occupational therapist:</p> <p>3. A student from engaging in clinical practice as part of an accredited program in occupational therapy, pursuant to subdivision three of section seventy-nine hundred four of this article.</p> <p>4. An occupational therapy assistant student from engaging in clinical practice under the direction and supervision of an occupational therapist or an occupational therapy assistant who is under the supervision of an occupational therapist, as part of an accredited occupational therapy assistant program, as defined by the commissioner and in accordance with the commissioner's regulations.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>Regulation: New York Codes, Rules, and Regulations Title 8, Chapter II, Part 76 §76.9 Occupational therapy assistant student exemption. To be permitted to practice as an exempt person pursuant to section 7906(4) of the Education Law, an occupational therapy assistant student shall be enrolled in a program as set forth in section 76.7(b)(1) of this Part and shall practice under the direction and supervision of:</p> <ul style="list-style-type: none"> a. an occupational therapist; or b. an occupational therapy assistant who is licensed or otherwise authorized pursuant to section 7904-a of the Education Law and who is under the supervision of an occupational therapist. <p>Board Guidance: Supervising students or applicants for licensure When occupational therapists act as supervisors for persons gaining experience for licensure, the supervisee should not directly pay the supervisor. The supervisor should not accept payment directly from the supervisee for supervision that would lead to course credit in academic programs or licensure. When a supervisor accepts payment directly from the supervisee in these situations, it could be considered a conflict of interest and a dual relationship.</p>
<p>North Carolina</p>	<p>Statute: North Carolina General Statutes §90-270.81 PERSONS AND PRACTICES NOT AFFECTED Nothing in this Article shall be construed to prevent or restrict:</p> <ul style="list-style-type: none"> (3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if the activities and services constitute a part of a supervised course of study and if the person is designated by a title which clearly indicates his or her status as a student or trainee. (4) Any person fulfilling the supervised fieldwork experience required for licensure under this Article if the person is designated by a title, which clearly indicates his or her status as a student or trainee <p>Regulation: 21 NCAC 38.0103 DEFINITIONS The definitions in G.S. 90-270.67 apply to this Chapter. The following definitions also apply to the Chapter:</p> <ul style="list-style-type: none"> (4) "Entry-level" means a person who has no experience in a specific position, such as a new graduate, a person new to the position, or a person in a new setting with no previous experience in that area of practice. (9) "Level I Fieldwork" provides introductory level clinical training opportunities. (10) "Level II Fieldwork" provides clinical training in preparation for entry-level practice. (16) "Occupational therapy student" means an individual enrolled in an occupational therapist or occupational therapy assistant program accredited by the Accreditation Council for Occupational Therapy Education (ACOTE). <p>Regulation: North Carolina Administrative Code 21 NAC 38.0903 TYPES OF SUPERVISION (a) Occupational therapy assistants at all levels shall require general supervision by an occupational therapist pursuant to Rule .0103(21)(a) of this Chapter. (b) Occupational therapy students shall require supervision by an occupational therapy practitioner as follows:</p> <ul style="list-style-type: none"> (1) An occupational therapy practitioner shall comply with Accreditation Council for Occupational Therapy Education (ACOTE) requirements for experience when supervising Level II fieldwork occupational therapist and occupational therapy assistant students, which ACOTE requirements, including subsequent amendments and

Statutes, Regulations, and Board Guidance Related to Students

	<p>editions, are incorporated by reference. Copies of the incorporated material are available for inspection at the Board office and are available for purchase for five dollars (\$5.00);</p> <p>(2) The occupational therapist may supervise Level I and Level II fieldwork occupational therapist and occupational therapy assistant students; and</p> <p>(3) The occupational therapy assistant may:</p> <ul style="list-style-type: none"> (A) Supervise Level I occupational therapist or occupational therapy assistant students; (B) Supervise Level II occupational therapy assistant students; and (C) Participate in the supervision of Level II occupational therapist students under the direction and guidance of the supervising occupational therapist. <p>Board Guidance: Roles and Supervisory Requirements of the Occupational Therapist and the Occupational Therapy Assistant During the Delivery of Occupational Therapy Services</p> <table border="1" data-bbox="466 589 1917 776"> <tr> <td data-bbox="466 589 678 776">STUDENT SUPERVISION</td> <td data-bbox="678 589 1249 776"> <ul style="list-style-type: none"> • Responsible for the supervision of OTA/S and Level I fieldwork OT/S. • After 1 year of clinical experience, may supervise Level II OT/S. </td> <td data-bbox="1249 589 1917 776"> <ul style="list-style-type: none"> • Supervise volunteers and ancillary staff under the supervision of an OT/L. • Supervise Level I OT/S and OTA/S. • After 1 year of clinical experience, may supervise Level II OTA/S under the direct supervision of an OT/L. </td> </tr> </table>	STUDENT SUPERVISION	<ul style="list-style-type: none"> • Responsible for the supervision of OTA/S and Level I fieldwork OT/S. • After 1 year of clinical experience, may supervise Level II OT/S. 	<ul style="list-style-type: none"> • Supervise volunteers and ancillary staff under the supervision of an OT/L. • Supervise Level I OT/S and OTA/S. • After 1 year of clinical experience, may supervise Level II OTA/S under the direct supervision of an OT/L.
STUDENT SUPERVISION	<ul style="list-style-type: none"> • Responsible for the supervision of OTA/S and Level I fieldwork OT/S. • After 1 year of clinical experience, may supervise Level II OT/S. 	<ul style="list-style-type: none"> • Supervise volunteers and ancillary staff under the supervision of an OT/L. • Supervise Level I OT/S and OTA/S. • After 1 year of clinical experience, may supervise Level II OTA/S under the direct supervision of an OT/L. 		
<p>North Dakota</p>	<p>Statute: North Dakota Century Code Chapter 43-40 43-40-01 Definitions.</p> <p>6. "Occupational therapy student" is a person enrolled in an accredited occupational therapy education program.</p> <p>43-40-03.1. Occupational therapy students – Occupational therapy aides.</p> <p>1. A person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program may perform occupational therapy services if the services are a part of the student's supervised course of study, provided that the student is designated by a title that clearly indicates the student's status as a student or trainee.</p>			
<p>Ohio</p>	<p>Statute: Ohio Revised Code 4755.13 Exemptions.</p> <p>Nothing in sections 4755.04 to 4755.13 of the Revised Code shall be construed to prevent or restrict the practice, services, or activities of the following:</p> <ul style="list-style-type: none"> (C) Any person pursuing a course of study leading to a degree or certificate in occupational therapy in an accredited or approved educational program if the activities and services constitute a part of a supervised course of study, if the person is designated by a title that clearly indicates the person's status as a student or trainee; (D) Any person fulfilling the supervised field work experience requirements of section 4755.07 of the Revised Code, if the activities and services constitute a part of the experience necessary to meet those requirements. 			

Statutes, Regulations, and Board Guidance Related to Students

Regulation: Ohio Administrative Code 4755-7 Limited Permit Holders and Occupational Therapy Assistants; Conduct of Licensees

4755-7-01 Occupational therapy practice defined.

For the purpose of Chapters 4755-1 to 4755-9 of the Administrative Code, the following definitions must apply:

- (c) "Student occupational therapist" means a student enrolled in an accredited or candidacy status entry-level occupational therapist education program or a student enrolled in a "World Federal of Occupational Therapy" accredited entry-level occupational therapist education program. Effective January 1, 2021, a student occupational therapist must be at least eighteen years old to participate in learning opportunities outside the classroom involving clients.
- (d) "Student occupational therapy assistant" means a student enrolled in an accredited or candidacy status entry-level occupational therapy assistant education program. Effective January 1, 2021, a student occupational therapy assistant must be at least eighteen years old to participate in learning opportunities outside the classroom involving clients.
- (e) "Level I fieldwork" means the introductory fieldwork experience that are a component of an educational program in occupational therapy in which students develop a basic understanding of the needs of clients through directed observation and supervised participation in the occupational therapy process.
- (f) "Level II fieldwork" means the in-depth fieldwork experiences that are a component of an educational program in occupational therapy that provide multiple occupational therapy services to a variety of clients in multiple settings.
- (h) "supervising occupational therapist" means the occupational therapist who is available to supervise the occupational therapy assistant, the student occupational therapist, student occupational therapy assistant, or unlicensed personnel. The supervising occupational therapist may be the occupational therapist who performed the initial evaluation or another occupational therapist with whom the occupational therapist has a documented agreement.
- (i) "supervising occupational therapy assistant" means the occupational therapy assistant who is appropriately available to supervise the student occupational therapy assistant, the student occupational therapist who is completing the level I fieldwork experience, or unlicensed personnel.

4755-7-02 Roles and responsibilities.

(C) Student occupational therapist and student occupational therapy assistant.

In accordance with section 4755.12 of the Revised Code, persons fulfilling the supervised fieldwork experience requirements pursuant to section 4755.07 of the Revised Code must, at the discretion of the supervising occupational therapist or supervising occupational therapy assistant, as appropriate, be assigned duties or functions commensurate with their education and training.

4755-7-03 Delegation.

(B) Student occupational therapist.

Statutes, Regulations, and Board Guidance Related to Students

	<p>The student occupational therapist must demonstrate appropriate skill and knowledge in duties being delegated. The supervising occupational therapist must demonstrate knowledge and competency in any procedure or services delegated to a student occupational therapist.</p> <p>(C) Student occupational therapy assistant. The student occupational therapy assistant must demonstrate appropriate skill and knowledge in duties being delegated. The supervising occupational therapist or supervising occupational therapy assistant must demonstrate knowledge and competency in any procedure or services delegated to a student occupational therapy assistant.</p> <p>(D) Unlicensed personnel.</p> <ul style="list-style-type: none">(1) Unlicensed personnel may only perform specific tasks which are neither evaluative, task selective, nor recommending in nature. The occupational therapist, occupational therapy assistant, student occupational therapist, or student occupational therapy assistant may delegate such tasks only after ensuring that the unlicensed personnel has been appropriately trained for the performance of the tasks.(2) The occupational therapist, occupational therapy assistant, student occupational therapist, and student occupational therapy assistant must not delegate the following to unlicensed personnel:<ul style="list-style-type: none">(a) Performance of occupational therapy evaluative services;(b) Initiation, planning, adjustment, modification, or performance of occupational therapy services;(c) Making occupational therapy entries directly in the client's official records; and(3) The unlicensed personnel must not act independently on behalf of the occupational therapist, occupational therapy assistant, student occupational therapist, or student occupational therapy assistant in any matter related to occupational therapy treatment. <p>4755-7-04 Supervision.</p> <p>(A) Supervision must ensure consumer protection. The supervising occupational therapist is ultimately responsible for all clients and is accountable and responsible at all times for the actions of persons supervised, including the:</p> <ul style="list-style-type: none">(1) Occupational therapy assistant;(2) Student occupational therapist;(3) Student occupational therapy assistant; and(4) Unlicensed personnel. <p>(B) The following factors must be considered by the supervising occupational therapist when determining the appropriate frequency, methods, and content of supervision:</p> <ul style="list-style-type: none">(1) Complexity of the client needs;(2) Number and diversity of clients;(3) Skills of the occupational therapist and occupational therapy assistant;(4) Type and number of practice settings;(5) Requirements of the practice setting; and(6) Any other regulatory or administrative requirements. <p>(D) Student occupational therapist.</p> <ul style="list-style-type: none">(1) A student occupational therapist must be supervised by an occupational therapist who has completed at least one year of clinical practice as a fully licensed occupational therapist.
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Statutes, Regulations, and Board Guidance Related to Students

	<p>(2) A student occupational therapist must be at least eighteen years old to be supervised by an occupational therapist licensed pursuant to Chapter 4755 of the Revised Code, effective January 1, 2021. This includes supervision for Level I and Level II fieldwork.</p> <p>(3) The student occupational therapist, who is being supervised in accordance with the laws and rules governing the practice of occupational therapy, may supervise unlicensed personnel.</p> <p>(E) Student occupational therapy assistant.</p> <p>(1) A student occupational therapy assistant shall be supervised by an occupational therapist or occupational therapy assistant who has completed at least one year of clinical practice as a fully licensed occupational therapist or occupational therapy assistant.</p> <p>(2) A student occupational therapy assistant must be at least eighteen years old to be supervised by an occupational therapist or occupational therapy assistant pursuant to Chapter 4755 of the Revised Code, effective January 1, 2021. This includes supervision for Level I and Level II fieldwork.</p> <p>(3) The student occupational therapy assistant, who is being supervised in accordance with the laws and rules governing the practice of occupational therapy, may supervise unlicensed personnel.</p> <p>(H) Any documentation written by an occupational therapy assistant, student occupational therapist, or student occupational therapy assistant for inclusion in the client's official record must be co-signed by the supervising occupational therapist.</p> <p>4755-7-10 Required credential to indicate licensure or student status.</p> <p>(C) All student occupational therapists shall use one of the following to indicate student status:</p> <ul style="list-style-type: none"> (1) student occupational therapist; (2) Student OT; or (3) S/OT <p>(D) All student occupational therapy assistants shall use one of the following to indicate student status:</p> <ul style="list-style-type: none"> (1) Student occupational therapy assistant; (2) Student OTA; or (3) S/OTA
<p>Oklahoma</p>	<p>Statute: Oklahoma Statutes Title 59, Section 888.5 Practices, services and activities not prohibited</p> <p>Nothing in the Occupational Therapy Practice Act shall be construed to prevent or restrict the practice, services, or activities of:</p> <ul style="list-style-type: none"> 3. Any person pursuing a course of study leading to a degree or certificate in occupational therapy at an accredited educational program if such activities and services constitute a part of a supervised course of study, if such a person is designated by a title which clearly indicates his status as a student or trainee; 4. Any person fulfilling the supervised field work experience requirements of Section 888.6 of this title, if such activities and services constitute a part of the experience necessary to meet the requirements of that section;

Statutes, Regulations, and Board Guidance Related to Students

Regulation: Oklahoma Administrative Code Title 435, Chapter 30

435:30-1-2. Definitions

"Alternate supervisor" means an Oklahoma licensed Occupational Therapist who has signed a Form #5, Verification of Supervision, agreeing to provide supervision to the Occupational Therapy Assistant or applicant for licensure in the absence of the supervising Occupational Therapist. The alternate supervisor assumes all duties and responsibilities of the primary supervisor during that absence.

"Direct supervision" means personal supervision and specific delineation of tasks and responsibilities by an Oklahoma licensed occupational therapist who has signed a Form #5, Verification of Supervision, agreeing to supervise the Occupational Therapy Assistant or applicant for licensure. Direct supervision shall include the responsibility for personally reviewing and interpreting the results of any habilitative or rehabilitative procedures conducted by the supervisee. It is the responsibility of the supervising occupational therapist to be onsite during treatment to ensure that the supervisee does not perform duties for which he is not trained.

"General supervision" means responsible supervision and control by an Oklahoma licensed occupational therapist who has signed a Form #5, Verification of Supervision, agreeing to supervise the Occupational Therapy Assistant or applicant for licensure. The supervising occupational therapist provides both initial direction in developing a plan of treatment and periodic inspection of the actual implementation of the plan. Such plan of treatment shall not be altered by the supervised individual without prior consultation with and approval of the supervising occupational therapist. The supervising occupational therapist need not always be physically present or on the premises when the assistant is performing services; however, except in cases of emergency, supervision shall require the availability of the supervising occupational therapist for consultation with and direction of the supervised individual. Supervision is an interactive process, more than a paper review or a co-signature, and requires direct in-person contact.

"In association with" means a formal working relationship in which there is regular consultation.

"Occupational therapist of record" means the occupational therapist who assumes responsibility for the provision and /or supervision of occupational therapy services for a client, and is held accountable for the coordination, continuation and progression of the plan of care.

"Primary supervisor" means the Oklahoma licensed Occupational Therapist who has signed a Form #5, Verification of Supervision, agreeing to provide supervision to the Occupational Therapy Assistant or applicant for licensure. The Primary Supervisor must have access to the client's plan of care.

435.30-1-15. Supervision of students, new graduates, techs and aides

The Occupational Therapist is responsible and accountable for the overall use of and actions of unlicensed personnel under his/her supervision and control during a therapy session or service delivery whether in person or by telehealth.

(1) Students. Supervision of the student must occur by one of the following methods:

Statutes, Regulations, and Board Guidance Related to Students

	<p>(A) Direct, on-site supervision will be provided by the Oklahoma licensed Occupational Therapist for the Occupational Therapy student in models of healthcare or educational systems. Supervision of the Occupational Therapy Assistant student may be provided by an Oklahoma licensed Occupational Therapy Assistant working under supervision of an Oklahoma licensed Occupational Therapist.</p> <p>(B) In emerging occupational therapy models, areas of innovative community based and social systems-based occupational therapy practice where there is no occupational therapy practitioner on site, the occupational therapy practitioner must provide a minimum of six hours of weekly supervision. Supervision must include role modeling for the student, direct observation of client interaction, meeting with the student, review of student paperwork, and availability for communication and consultation. The supervisor must be readily available during all working hours. It is understood that supervision begins with more direct supervision and gradually decreases to a minimum of six hours weekly as the student demonstrates competence. The supervisor must be cognizant of the individual student's needs and must use judgment in determining when an individual student may need more of the supervisor's time.</p> <p>(2) New graduates. Direct on-site supervision will be provided by the Occupational Therapist for new Occupational Therapist and Occupational Therapist Assistant graduates practicing under a letter authorizing practice temporarily.</p> <p>435:30-1-16. Responsible supervision</p> <p>(a) An occupational therapist will not sign the Form #5, Verification of Supervision, to be the direct clinical supervisor for more than a total of four occupational therapy assistants or applicants for licensure regardless of the type of professional licensure or level of training.</p> <p>(b) It shall be the responsibility of the occupational therapist to monitor the number of persons under his/her direct clinical supervision. It shall be the responsibility of the occupational therapy assistant to inquire of the occupational therapist in regards to the number of persons being directly supervised.</p> <p>(c) On a case-by-case basis, an occupational therapist may petition the Committee to receive permission to supervise additional occupational therapy assistants or applicants.</p> <p>(d) If responsible supervision is not practiced, both the occupational therapist and occupational therapy assistant are in violation of this rule.</p>
<p>Oregon</p>	<p><u>Statute:</u> Oregon Revised Statutes 675.220 Representation as occupational therapist or therapy assistant prohibited without license</p> <p>(2) ORS 675.210 (Definitions for ORS 675.210 to 675.340) to 675.340 (Enforcement procedure) do not apply to:</p> <p>(b) Persons licensed under any other law of this state to do any acts included in the definition of occupational therapy in ORS 675.210 (Definitions for ORS 675.210 to 675.340) or persons working under the direction of any such person.</p> <p>(c) The practice of occupational therapy which is incidental to the planned program of study for students enrolled in an occupational therapist or occupational therapy assistant program approved by the board.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>Regulation: Oregon Administrative Rules 339-010-0030 Supervised Field Work For purposes of ORS 675.240(1) and 675.250(4), applicants who have successfully completed training and experience in the practice occupational therapy as part of a planned program of study in an occupational therapist or occupational therapy assistant educational program approved by the Board shall be considered to have received supervised field work.</p>
<p>Pennsylvania</p>	<p>Statute: 63 P.L. 502, No. 140 Cl. 63, Section 7. Persons and practices not affected; exemptions This act shall not be construed as preventing or restricting the practices, services, or activities of: (4) A person pursuing a course of study leading to the degree or certification in occupational therapy at an accredited or approved education program provided the activities and services are part of a supervised course of study and the person is designated by a title which clearly indicates the status of student or trainee and not licensed occupational therapist. (5) A person fulfilling the supervised fieldwork experience requirements of this act provided such activities and services constitute a part of the experience necessary to meet the requirements of that program.</p>
<p>Puerto Rico</p>	<p>No student provisions.</p>
<p>Rhode Island</p>	<p>Statute: Rhode Island General Laws Chapter §5-40.1 5-40.1-3. Definitions. (k) "Supervision" means that a licensed occupational therapist or occupational therapy assistant is at all times responsible for supportive personnel and students.</p> <p>5-40.1-7. Persons and practices not affected. Nothing in this chapter shall be construed as preventing or restricting the practice, services, or activities of: (3) Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, if the person is designated by a title that clearly indicates his or her status as a student or trainee; or (4) Any person fulfilling the supervised fieldwork experience requirements of § 5-40.1-8(a)(3), if the experience constitutes a part of the experience necessary to meet the requirement of that section.</p> <p>5-40.1-21. Supervision. (a) A licensed occupational therapist shall exercise sound judgment and shall provide adequate care in the performance of duties. A licensed occupational therapist shall be permitted to supervise the following: occupational therapists, occupational therapy assistants, occupational therapy aides, care extenders, occupational therapy students, and volunteers. (b) A licensed occupational therapy assistant shall exercise sound judgment and shall provide adequate care in the performance of duties. A licensed occupational therapy assistant shall be permitted to supervise the following: occupational therapy aides, care extenders, students, and volunteers.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>Regulation: Rhode Island Code of Regulations 216-RICR-40-05-12</p> <p>12.2 Definitions</p> <p>10. "Supervision" means that a licensed occupational therapist or occupational therapy assistant shall at all times be responsible for supportive personnel and students.</p> <p>12.3 License Requirements</p> <p>A. Pursuant to R.I. Gen. Laws § 5-40.1-6, no person shall practice occupational therapy or hold himself or herself out as an occupational therapist or occupational therapy assistant or as being able to practice as an occupational therapist or occupational therapy assistant or as being able to practice occupational therapy or to render occupational therapy services in this state unless he or she is licensed under the provisions of the Act and this Part.</p> <p>1. The Act shall not be construed as preventing or restricting the practice, services or activities stated in R.I. Gen. Laws § 5-40.1-7.</p>
<p>South Carolina</p>	<p>Statute: South Carolina Code of Laws Title 40, Chapter 36</p> <p>§40-36-20 Definitions</p> <p>As used in this chapter:</p> <p>(4) "Direct supervision" means personal, daily supervision, and specific delineation of tasks and responsibilities by an occupational therapist and includes the responsibility for personally reviewing and interpreting the results of a supervisee on a daily basis.</p> <p>(10) "On-site" means the same premises while direct client treatment is being performed.</p> <p>(11) "Student" means a person who is enrolled in an educational program approved by ACOTE or other AOTA endorsed accrediting body for occupational therapy.</p> <p>§40-36-280. Persons excepted from application of chapter.</p> <p>This chapter does not apply to a person:</p> <p>(2) who is enrolled in a course of study leading to a degree or certificate in occupational therapy in a program approved by the board if the occupational therapy activities and services constitute a part of a supervised course of study and if the person is designated by a title which clearly indicates a student or trainee status including "Occupational Therapy Student", "Occupational Therapy Assistant Student", "O.T.S.", "O.T.A.S.", or other designation approved by the board;</p> <p>(3) fulfilling the supervised field work experience requirements of Section 40-36-230.</p> <p>§40-36-290. Responsibilities and duties of occupational therapists; records; discharge notes.</p> <p>Progress notes must be signed and dated by the person rendering treatment. When progress notes are written by an occupational therapy student or an occupational therapy assistant student or examination candidate, the notes are to be countersigned and dated by the occupational therapist or occupational therapy assistant who is providing supervision.</p> <p>§40-36-300. Responsibilities and duties of occupational therapy assistants and aides; restrictions.</p> <p>(D) An occupational therapy student may perform duties or functions commensurate with the student's training and experience under the direct on-site supervision of a licensed occupational therapist.</p>

Statutes, Regulations, and Board Guidance Related to Students

South Dakota	<p>Statute: 36-31-4. Certain activities not proscribed or restricted. Nothing in this chapter may be construed as preventing or restricting the practice, services or activities of:</p> <ul style="list-style-type: none"> (3) Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program, if the person is designated by a title which clearly indicates his status as a student or trainee; or (4) Any person fulfilling the supervised fieldwork experience requirements of subdivision 36-31-6(4), if the experience constitutes a part of the experience necessary to meet the requirement of that section;
Tennessee	<p>Statute: Tenn. Code Ann. §63-13-208. Construction of part — Activities not prohibited. (a) Nothing in this part shall be construed as preventing or restricting the practice, services or activities of:</p> <ul style="list-style-type: none"> (3) Any person pursuing a course of study leading to a degree or certificate in occupational therapy in an educational program accredited or granted developing program status by ACOTE, if: <ul style="list-style-type: none"> (A) The activities and services constitute a part of a supervised course of study; and (B) The person is designated by a title that clearly indicates the person's status as a student; (4) Any person fulfilling the supervised fieldwork experience requirements of § 63-13-202(3), if the activities and services constitute a part of the experience necessary to meet the requirements of § 63-13-202(3); <p>Regulation: Tennessee Rules and Regulations Chapter 1150-02 1150-02-.03 NECESSITY OF LICENSURE. (3) No person shall hold himself out to the public by a title or description of services incorporating the words “occupational therapist” or “occupational therapy assistant”, nor shall state or imply that he is licensed unless such person is licensed or expressly exempted pursuant to T.C.A. §§ 63-13-201, et seq. The provisions of these rules do not apply to a person if that person is preparing for the practice of occupational therapy under a qualified supervisor in a training institution approved by the board of occupational therapy (4) Teaching or instruction of occupational therapy in an occupational therapy program accredited by the Accreditation Council for Occupational Therapy Education (ACOTE), or in developing programs in the process of receiving accreditation constitutes the practice of occupational therapy and the provision of occupational therapy services to the public requiring licensure.</p> <p>1150-02-.04 QUALIFICATIONS FOR LICENSURE. (4) Certification in the use of physical agent modalities (c) Training. The continuous supervision of fieldwork students who are training to be certified in the use of physical agent modalities is required at all times. Such supervision shall only be provided by an occupational therapist who is currently licensed in Tennessee and is currently certified in Tennessee in the use of physical agent modalities.</p> <p>1150-02-.10 SUPERVISION. (4) Supervision of occupational therapy students and occupational therapy assistant students. (a) Supervision of occupational therapy students and occupational therapy assistant students shall be consistent with the standards of the Accreditation Council for Occupational Therapy Education (ACOTE) for such supervision.</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>Board Policy: Supervision of Occupational Therapy Doctoral Student Clinical Fieldwork Concerning the clinical supervision of occupational therapy doctoral students in Tennessee, a licensed occupational therapist is not required for supervision of doctoral students in Level I fieldwork placements. However, supervision by a licensed occupational therapist of doctoral students in Level II fieldwork placements is required, pursuant to the Accreditation Council for Occupational Therapy Education (ACOTE). (Adopted 2009, amended 2010)</p>
Texas	<p>Statute: Texas Statutes Title 3, Subtitle H, Chapter 454, Sec. 454.005. APPLICABILITY. (b) The licensing provisions of this chapter do not apply to: (2) a person engaged in a course of study leading to a degree or certificate in occupational therapy at an accredited or approved educational program if: (A) the activities and services constitute a part of a supervised course of study; and (B) the person is designated by a title that clearly indicates the person's status as a student or trainee; (3) a person fulfilling the supervised field work experience requirements of Section 454.203, if those activities and services constitute a part of the experience necessary to meet the requirement of that section; (4) an occupational therapist performing a special project in patient care while working toward an advanced degree from an accredited college or university;</p>
Utah	<p>Statute: Utah Code §58-42a-304 Exemptions from licensure. In addition to the exemptions from licensure in Section 58-1-307, the following may engage in the stated limited acts or practices without being licensed under this chapter: (2) a person pursuing a course of study leading to a degree for the practice of occupational therapy at an accredited education program, if that person is acting under appropriate supervision and is designated by a title that clearly indicates the person's status as a student; and (3) a person fulfilling the supervised fieldwork experience requirements for licensure described in Section 58-42a-302, if the person is acting under appropriate supervision and is designated by a title that clearly indicates the person is performing supervised fieldwork experience to qualify for a license under this chapter.</p>
Vermont	<p>Regulation: Code of Vermont Rules Agency 04, Sub-Agency 030, Chapter 190 2.10 USE OF TITLE A person may not use letters, words or insignia indicating or implying that the person is an occupational therapist or occupational therapy assistant unless the person is licensed. See 26 VSA '3352. However, the use of the terms "occupational therapy student" or "occupational therapy intern" in a manner that is not deceptive or misleading is acceptable.</p>
Virginia	No student provisions.
Washington	<p>Statute: Revised Code of Washington 18.59.040 Activities not regulated by chapter—Limited permits. This chapter shall not be construed as preventing or restricting the practice, services, or activities of: (3) A person pursuing a course of study leading to a degree or certificate in occupational therapy in an accredited or approved educational program if the activities and services constitute a part of a supervised course of study, if the person is designated by a title which clearly indicated the person's status as a student or trainee; (4) A person fulfilling the supervised fieldwork experience requirements of RCW 18.59.050, if the activities and services constitute a part of the experience necessary to meet the requirements of RCW 18.59.050;</p>

Statutes, Regulations, and Board Guidance Related to Students

West Virginia	<p>Statute: West Virginia Code §30-28-3. Definitions. As used in this article, the following words and terms have the following meanings, unless the context clearly indicates otherwise:</p> <ul style="list-style-type: none">(e) "Direct supervision" means the actual physical presence of a licensed supervising occupational therapist or licensed occupational therapy assistant, and the specific delineation of tasks and responsibilities for personally reviewing and interpreting the results of any habilitative or rehabilitative procedures conducted by the limited permit holder, occupational therapy student, or aide. Direct supervision includes direct close supervision and direct continuous supervision.(f) "Direct close supervision" means the licensed supervising occupational therapist or licensed occupational therapy assistant is in the building and has daily direct contact at the site of work.(g) "Direct continuous supervision" means the licensed supervising occupational therapist or licensed occupational therapy assistant is physically present and in direct line of sight of the occupational therapy student or aide.(h) "General supervision" means initial direction and periodic inspection of the activities of a licensed occupational therapist assistant by the supervising licensed occupational therapist, but does not necessarily require constant physical presence on the premises while the activities are performed. <p>§ 30-28-9. Persons and practices not affected. This article does not prevent or restrict the practice, services or activities of:</p> <ul style="list-style-type: none">(2) Any person pursuing a course of study leading to a degree in Occupational Therapy from an accredited educational program if the person acts under the supervision of a clinical supervisor or instructor of the accredited education program and is designated by a title which clearly indicates his or her status as a student; or(3) Any person fulfilling the supervised fieldwork experience requirements of section ten of this article. <p>Regulation: West Virginia Code of State Rules Title 13, Series 1 §13-1-2. Definitions. As used in this rule:</p> <ul style="list-style-type: none">2.3. "Direct Supervision" means the actual physical presence of a licensed supervising occupational therapist or occupational therapy assistant, and the specific delineation of tasks and responsibilities for personally reviewing and interpreting the results of any habilitative or rehabilitative procedures conducted by the limited permit holder, occupational therapy student, or aide. Direct supervision includes direct continuous supervision and direct close supervision.2.4. "Direct Close Supervision" means the licensed supervising occupational therapist or occupational therapy assistant is in the building and has daily direct contact at the site of work.2.5. "Direct Continuous Supervision" means the licensed supervising occupational therapist or occupational therapy assistant, is physically present and in direct line of sight of the occupational therapy student or aide.2.6. "General Supervision" means initial direction and periodic inspection of the activities of a licensed occupational therapist assistant by the supervising licensed occupational therapist, but does not necessarily require constant physical presence on the premises while the activities are performed.
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Statutes, Regulations, and Board Guidance Related to Students

	<p>§13-1-10. Exemptions. 10.2. Any occupational therapy student who is in the process of completing a period of supervised fieldwork experience at a recognized educational institution or a training program approved by the educational institution where he or she has met the academic requirements is exempt from licensure.</p> <p>§13-1-12. Responsibilities and Supervision Requirements of the Occupational Therapist, Occupational Therapy Assistant, or Limited Permit Holder. 12.5. It is the responsibility of the licensed supervisor to provide the appropriate supervision and to ensure that the limited permit holder, occupational therapy student, or aide does not perform duties for which he or she is not trained. 12.5.c. A licensed supervising occupational therapist must maintain direct continuous supervision over occupational therapy students. As the occupational therapy student demonstrates competency in performance, supervision can progress to direct close supervision at the discretion of the supervising occupational therapist; 12.5.d. A licensed supervising occupational therapist or occupational therapy assistant must maintain direct continuous supervision over occupational therapy assistant students. As the occupational therapy assistant student demonstrates competency in performance, supervision can progress to direct close supervision at the discretion of the supervising occupational therapist / occupational therapy assistant; 12.5.e. Direct supervision is demonstrated through co-signatures on all paperwork or electronic notes pertaining to the practice of occupational therapy for the person requiring direct supervision. All paperwork or electronic notes pertaining to the practice of occupational therapy must be signed and dated, electronically or otherwise, by the supervising licensed occupational therapist.</p>
<p>Wisconsin</p>	<p>Statute: Wisconsin Statutes Chapter 448, Subchapter VII 448.962 Applicability. This subchapter does not do any of the following: (1) Require any of the following to be licensed as an occupational therapist: (b) Any person pursuing a supervised course of study, including internship, leading to a degree or certificate in occupational therapy under an accredited or approved educational program, if the person is designated by a title which clearly indicates his or her status as a student or trainee. (2) Require any of the following to be licensed as an occupational therapy assistant: (b) Any person pursuing a supervised course of study leading to a degree or certificate in occupational therapy assistantship under an approved educational program, if the person is designated by a title which clearly indicates his or her status as a student or trainee.</p>
<p>Wyoming</p>	<p>Statute: Wyoming statutes §33-40-104. Persons and practices not affected. (a) Nothing in this act shall be construed as preventing or restricting the practice, services or activities of: (ii) Any person pursuing a degree or certificate in occupational therapy at an accredited or board approved program when the person is designated by title clearly indicating his status as a student or trainee; (iii) Any person engaged in the supervised fieldwork to complete the necessary educational requirements of W.S.33-40-106;</p>

Statutes, Regulations, and Board Guidance Related to Students

	<p>(iv) Any person performing occupational therapy or acting as an occupational therapy assistant for no more than twenty (20) days in a calendar year for the purpose of educating students or providing continuing education to persons licensed under this act if:</p> <p>(A) The person is licensed or regulated under the law of another state which has licensure or regulatory requirements at least as stringent as the requirements of this act;</p> <p><u>Regulation: Wyoming Administrative Rules Chapter 3, Section 5, Code of Ethics.</u></p> <p>(k) The licensee shall not delegate client care, evaluations or treatment to interning students or fieldwork students when the licensee is not in the facility. The OTA is not allowed to supervise a Level II OT student;</p>
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