

Amendment.

SEC. 9. Chapter 275, Laws of 1947, is amended by adding thereto a new section to be designated as section 35g, to read as follows:

Lessees of state owned land for grazing purposes.

Section 35g. The present lessees of such state owned lands shall be allowed to graze without cost such number of livestock as shall be determined by the Game Commission, Commissioner of Public Lands and a representative of the Washington Cattlemen's Association on the basis of the capacity of such lands for this purpose, that the population of elk will be not more than 3,000 west and south of the Yakima River in Yakima and Kittitas Counties.

Limitation on population of elk.

Passed the House March 8, 1949.

Passed the Senate March 6, 1949.

Approved by the Governor March 22, 1949.

CHAPTER 239.

[ H. B. 157. ]

PHYSICAL THERAPY.

AN ACT relating to the practice of physical therapy by registered physical therapists.

*Be it enacted by the Legislature of the State of Washington:*

Definitions.

SECTION 1. In this act, unless the context otherwise requires:

"Physical therapy."

(1) "Physical therapy" means the treatment of any bodily or mental condition of any person by the use of the physical, chemical and other properties of heat, light, water, electricity, massage and therapeutic exercise, which includes posture and rehabilitation procedures. The use of Roentgen rays and radium for diagnostic and therapeutic purposes, and the use of electricity for surgical purposes, including cauterization, are not authorized under the term "physical therapy" as used in this act.

"Physical therapist."

(2) "Physical therapist" means a person who practices physical therapy as defined in this act

under the prescription, supervision and direction of a person licensed in this state to practice medicine and surgery.

(3) Words importing the masculine gender may be applied to females.

SEC. 2. The State Examining Committee of Physical Therapists is hereby created. The Examining Committee shall consist of not less than three members who shall be appointed by the Governor from a list submitted to him by the Washington state chapter of the American Physical Therapy Association for a term of three years each. Each member of said Examining Committee shall be a registered physical therapist, a resident of this state, and shall have not less than five years' experience in the practice of physical therapy immediately preceding his appointment and shall be actively engaged in the practice of physical therapy during his incumbency. On or before July 1, 1949, three members shall be appointed by the Governor, one member to serve for one, two and three years respectively. On the first day of January of each succeeding year one member shall be appointed for three years. In the event that a member of the Examining Committee for any reason cannot complete his term of office, another appointment shall be made by the Governor in accordance with the procedure stated above to fill the remainder of the term. No member may serve for more than two successive three-year terms.

The Examining Committee shall have the power to make such rules not inconsistent with the law which may be necessary for the performance of its duties. The Director of Licenses shall furnish such secretarial, clerical and other assistance as the Board may require. Each member of the Examining Committee shall, in addition to necessary travel expenses, receive compensation in an amount for

State Examining Committee of Physical Therapists.

Members.

Terms of members.

Qualifications of members.

Appointment and terms of members.

Vacancies.

Maximum number of terms.

Rules.

Personnel assistance.

Compensation of members.

Maximum per diem.	each day actually engaged in the discharge of his duties: <i>Provided, however,</i> That such compensation shall not exceed twenty-five dollars per diem.
Duties of Committee.	It shall be the duty of the Examining Committee to pass upon the qualifications of applicants for registration, prepare the necessary lists of examination questions, conduct all examinations, determine the applicants who successfully pass examination and notify the Director of Licenses to that effect.
Qualifications for registration.	SEC. 3. A person who desires to be registered as a physical therapist and who
Age.	(a) is at least twenty-one years old;
Character.	(b) is of good moral character;
High school education.	(c) has obtained a high school education or its equivalent as determined by the Examining Committee; and
Education.	(d) has been graduated by a school of physical therapy approved for training physical therapists by the appropriate sub-body of the American Medical Association, if any, at the time of his graduation, or if graduated prior to 1936, the school or course was approved by the American Physical Therapy Association at the time of his graduation, may make application, on a form furnished by the Director of Licenses, for examination for registration as a physical therapist by the Examining Committee as defined in this act. Such examination shall embrace the following subjects: The applied sciences of anatomy, neuroanatomy, kinesiology, physiology, pathology, psychology, physics; physical therapy, as defined in this act, applied to medicine, neurology, orthopedics, pediatrics, psychiatry, surgery; medical ethics; technical procedures in the practice of physical therapy as defined in this act. At the time of making such application, the applicant shall pay to the State Treasurer twenty-five dollars, no portion of which shall be returned.
Application.	
Examination.	
Contents of examination.	
Fee.	

SEC. 4. The Director of Licenses shall register as a physical therapist, and shall furnish a certificate of registration to, each applicant who successfully passes the examination for registration as a physical therapist.

Registration as physical therapist and certificate.

SEC. 5. The Director of Licenses shall register as a physical therapist, and shall furnish a certificate of registration to, any person who applies for such registration on or before January 1, 1950, and who at the time of the passage of this act, meets the qualifications for a physical therapist as set forth by the American Physical Therapy Association or the American Registry of Physical Therapy Technicians, and who, at the time of application, is practicing physical therapy in the State of Washington. At the time of making such application, such applicant shall pay to the State Treasurer a fee of twenty-five dollars.

Applicants applying on or before January 1, 1950.

Fee.

SEC. 6. Upon the recommendation of the Examining Committee, the Director of Licenses shall register as a physical therapist, and shall furnish a certificate of registration to any person who is a physical therapist registered under the laws of another state or territory, if the applicable requirements for registration of physical therapists were at the date of his registration substantially equal to the requirements under this act, and if the state or territory whence such applicant comes accords a similar privilege of registration without examination to holders of certificates as registered physical therapists under this act. At the time of making application, such applicant shall pay to the State Treasurer a fee of twenty-five dollars.

Physical therapist registered under law of another state or territory.

Fee.

SEC. 7. Every registered physical therapist shall, during the month of January, 1953, and during the month of January every third year thereafter, apply to the Director of Licenses for an extension of his

Extension of registration.

Fee. registration and pay a fee of five dollars to the State Treasurer. Registration that is not so extended in the first instance before February 1, 1953, and thereafter before February 1 of every third year, shall automatically lapse. Upon the recommendation of the Examining Committee the Director of Licenses shall revive and extend a lapsed registration on the payment of all past unpaid extension fees.

Extension of lapsed registration.

Refusal to grant or revocation of registration.

SEC. 8. The Director of Licenses shall refuse to grant registration to any physical therapist or shall revoke the registration of any physical therapist if he

Grounds.

(a) is habitually drunk or is addicted to the use of narcotic drugs;

(b) has been convicted of violating any state or Federal narcotics law;

(c) has been convicted of any crime involving moral turpitude;

(d) has obtained or attempted to obtain registration by fraud or material misrepresentation;

(e) has been declared insane by a court of competent jurisdiction and has not thereafter been lawfully declared sane; or

(f) is guilty of any act derogatory to the standing and morals of the profession of physical therapy, including the treatment or undertaking to treat ailments of human beings otherwise than by physical therapy and as authorized by this act, and the undertaking to practice independent of the prescription, direction and supervision of a person licensed in this state to practice medicine and surgery.

Restriction as to use of term "Registered Physical Therapist" or "R.P.T."

SEC. 9. A person who is not registered with the Director of Licenses as a physical therapist shall not represent himself as being so registered and shall not use in connection with his name the words or letters "R.P.T.," "Registered Physical Therapist," or any other letters, words or insignia indicating or implying that he is a registered physical therapist. Any

person violating the provisions of this section shall be guilty of a gross misdemeanor: *Provided*, That nothing in this act shall prohibit any person who does not in any way assume or represent himself or herself to be a "Registered Physical Therapist," abbreviated "R.P.T.," from doing other types of therapy.

Penalty for violations.

Proviso.

SEC. 10. A person who obtains or attempts to obtain registration as a physical therapist by any wilful misrepresentation or any fraudulent representation shall be guilty of a gross misdemeanor.

Penalty for misrepresentations.

SEC. 11. A person registered under this act as a physical therapist shall not treat human ailments by physical therapy or otherwise except under the prescription, supervision and direction of a person licensed in this state to practice medicine and surgery. Any person violating the provisions of this section shall be guilty of a gross misdemeanor.

Restriction on treatment of human ailments by physical therapy.

Penalty for violations.

SEC. 12. The Director of Licenses is authorized to adopt reasonable rules and regulations to carry this act into effect and may amend and revoke such rules at his discretion. The Director of Licenses shall keep a record of proceedings under this act and a register of all persons registered under it. The register shall show the name of every living registrant, his last known place of business and last known place of residence and the date and number of his registration and certificate as a registered physical therapist. The Director of Licenses shall, during the month of April of every year in which the renewal of registration is required, compile a list of registered physical therapists authorized to practice physical therapy in the state and shall mail a copy of that list to the Prosecuting Attorney of each county, the Superintendent of each known hospital in the state and every physician licensed in this state to practice medicine and surgery. Any interested

Director may adopt rules and regulations.

Record of proceedings and registration.

List of registered physical therapists.

person in the state is entitled to obtain a copy of that list on application to the Director of Licenses and payment of such amount as may be fixed by him, which amount shall not exceed the cost of the list so furnished.

Partial  
invalidity.

SEC. 13. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

Title of act.

SEC. 14. This act may be cited as the "Physical Therapists Practice Act."

Passed the House February 22, 1949.

Passed the Senate March 6, 1949.

Approved by the Governor March 22, 1949.

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CHAPTER 240.

[ S. B. 148. ]

STATE EMPLOYEES' RETIREMENT SYSTEM.

AN ACT relating to the State Employees' Retirement System, and amending certain sections thereof; and declaring an emergency.

*Be it enacted by the Legislature of the State of Washington:*

Amendment.

SECTION 1. Section 1, chapter 274, Laws of 1947 (sec. 11072-1, Rem. Supp. 1947), is hereby amended to read as follows:

Definitions.

Section 1. The following words and phrases as used in this act, unless a different meaning is plainly required by the context, shall have the following meanings:

Retirement  
system.

(a) "Retirement System" shall mean the State Employees' Retirement System provided for in this act.