

**2015 BOC Athletic Trainer
Regulatory Conference**



**Return to Play
or
The Impact Rules and Regs Have**

Tim McLane, MBA, ATC, AEMT



Impact????

- We do not live in isolation nor practice in isolation
- When we form rules and regs, they have outcomes on all involved
- Athletes, public, practitioners, payors, other professions
- Do they conform with overriding statutes?
- Do they counter overriding statutes?



Public Protection

- Do the rules and regs limit access to services?
- Do they limit the population we serve?
- Do they prevent others not properly credentialed?
- Are there penalties and fines for improper practice?
- Are we operating within our scope?



Professional Impact

- Do we limit our scope?
- Do we broaden too far?
- Are the penalties and fines too burdensome?
- Are the requirements for licensure and the process too onerous?
- Do they keep it the same for different settings?



Different Settings

- “Traditional”- high school, college, professional, special events, what general population thinks of as athletics
- Performing art – dance, Cirque du Soleil, symphony, Rockettes
- NASCAR, Rodeo, Pro Wrestling
- Industrial – from GM to John Deere
- Military – basic training, advanced skills, special units (SEALS, Delta, etc.)
- LEO- patrol, specialized units, academy, SWAT/SRT/HRT



Adaptation and Evolution

- Both the profession and the rules and regs
- Will they allow for it?
- Will the statute allow for it?
- How difficult will it be to change something if this happens?
- More detailed than the law – remember, this clarifies and amplifies the law
- Yet, rules and regs should not be too detailed- allow for settings, changes in the profession and EBP



Possible Areas in the Rules

- Continuing education
- Proper renewals, submitted paperwork
- Malpractice
- Inappropriate behavior
- Privacy protection



Continuing Education

- Is the requirement too much?
- Is it not enough?
- Does it parallel accepted national standards?
- Is there defined mechanism of tracking?
- Are the penalties appropriate?
- Is there remediation?



Renewals and Paperwork

- Is the cost reasonable?
- Is the process reasonable?
- Are the fines and remediation just?



Bad Practitioner – or malpractice

- Do the rules and regs coincide with the statute?
- Is there due process?
- Is there appeals process?
- Are there fines? Suspension? Revocation?
- Are the above defined and parallel other similar professions' code?



Unethical and Inappropriate Actions

- Legal / criminal violations addressed? (felony, inappropriate actions with a minor, patient/practitioner interaction, etc.)
- Appropriate fines and penalties?
- Process?



Privacy Protection

- Defined?
- Fines & penalties?
- Remediation?
- Address all media?
Electronic, paper, oral, etc.



Summary

- Make sure you look at the public protection
- Evaluate present and future settings
- Look at evolution of the profession
- Are fines and penalties just and appropriate
- Look at the entire effect, not just “gut reaction”

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Thank You

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gatormac03@yahoo.com