

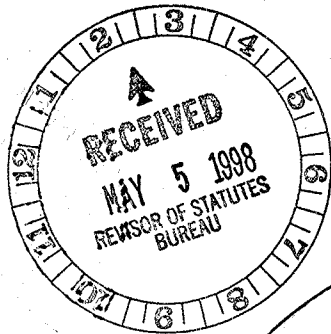
CERTIFICATE

**STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING**

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Patrick D. Braatz, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Physical Therapists Affiliated Credentialing Board, do hereby certify that the annexed rules were duly approved and adopted by the Physical Therapists Affiliated Credentialing Board on the 5th day of May, 1998.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.



IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the board at 1400 East Washington Avenue, Madison, Wisconsin this 5th day of May, 1998.

[Handwritten Signature]
Patrick D. Braatz, Director, Bureau of Health Professions, Department of Regulation and Licensing

STATE OF WISCONSIN
PHYSICAL THERAPISTS AFFILIATED CREDENTIALING BOARD

IN THE MATTER OF RULE-MAKING : ORDER OF THE
PROCEEDINGS BEFORE THE : PHYSICAL THERAPISTS AFFILIATED
PHYSICAL THERAPISTS AFFILIATED : CREDENTIALING BOARD
CREDENTIALING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 97-133)

ORDER

An order of the Physical Therapists Affiliated Credentialing Board to repeal PT 1.03 (1) (b), 8.03, 8.04 and 8.05 (1); to renumber PT 8.05 (2) (intro.), (a) and (b); to amend PT 1.01, 1.03 (2) and (3) (intro.), 2.01 (6) (a), 2.02, 3.01 (2), 4.01 (1) (e), 6.01, ch. PT 8 (title), 8.01, 8.02 (title), 8.02 and 8.05 (title); to repeal and recreate PT 2.01 (6) (b) and (c); and to create a Note following PT 1.03 (1) (c), relating to application requirements, examinations, temporary licenses, unprofessional conduct and biennial license renewals of physical therapists.

Analysis prepared by the Department of Regulation and Licensing.

ANALYSIS

Statutes authorizing promulgation: ss. 15.08 (5) (b), 15.085 (5) (b), 227.11 (2) and 448.53 (2), Stats.

Statutes interpreted: ss. 448.53, 448.54, 448.55, 448.56 (1) and 448.57, Stats.

In this proposed rule-making order the Physical Therapists Affiliated Credentialing Board is making amendments which relate to statutory authority, clarity, form and use of plain language. Section PT 1.03 (1) (b) is repealed because photographs are no longer a useful check of personal identification. Testing administration firms and department proctors routinely require a picture ID, usually a driver's license, at the examination site. Requiring that an applicant send a picture to the department creates unnecessary administrative processing for staff. A note is created following s. PT 1.03 (1) (c) indicating where lists of approved schools may be obtained.

Section PT 2.01 is repealed and recreated to indicate that to pass the examination each applicant shall receive a grade determined by the board to represent minimum competence to practice, and that the board may adopt the passing grade recommended by the examination provider. The board shall make the determination of the passing grade after consultation with subject matter experts who have reviewed a representative sample of the examination questions and available candidate performance statistics, and shall set the passing score for the examination at that point which represents minimum acceptable competence in the profession. Section PT 2.02 is amended to reflect that a violation of the examination rules of conduct would be cause for withholding the applicant's grade and for an ultimate finding, after hearing, that the applicant has failed the examination. Section PT 6.01 is amended to clarify that a written referral is not

required for services “excepted” under s. 448.56 (1), Stats., or for services provided by individuals exempt under s. 448.52, Stats.

Chapter PT 8 contains numerous references to “registration.” However, subchapter II of ch. 448, Stats., does not contain a registration requirement. Under s. 448.55, Stats., the department issues a “certificate of licensure” to each individual granted a license by the board. The “license” expires on November 1 of each odd-numbered year and may be renewed as provided in s. 448.55, Stats. Therefore, ss. PT 8.03, 8.04 and 8.05 (1) are repealed.

TEXT OF RULE

SECTION 1. PT 1.01 is amended to read:

PT 1.01 AUTHORITY AND PURPOSE. The rules in chs. PT 1 to 8 are adopted by the physical therapists affiliated credentialing board pursuant to the authority delegated by s. 15.085 (5) (b), Stats., and govern the issuance of licenses to practice physical therapy under s. 448.53, Stats., the referral for physical therapy services under s. 448.56, Stats., unprofessional conduct under s. 448.57, Stats., and biennial license renewal under s. 440.08, Stats.

SECTION 2. PT 1.03 (1) (b) is repealed.

SECTION 3. A note following PT 1.03 (1) (c) is created to read:

Note: A list of approved schools is available upon request to the board office at 1400 East Washington Avenue, P.O. Box 8935, Madison, WI 53708.

SECTION 4. PT 1.03 (2) and (3) (intro.) are amended to read:

PT 1.03 (2) If an applicant is a graduate of a school of physical therapy not approved by the board, the board shall determine whether the applicant’s educational training is equivalent to that specified in ~~par. sub. (1) (c)~~. In lieu of its own evaluations, the board may use evaluations prepared by the university of Wisconsin-Madison. The cost of an evaluation shall be paid by the applicant.

(3) (intro.) The board may waive the requirement under ~~par. sub. (1) (c)~~ for an applicant who establishes, to the satisfaction of the board, all of the following:

SECTION 5. PT 2.01 (6) (a) is amended to read:

PT 2.01 (6) (a) The score required to pass each written physical therapy examination shall be based on the board’s determination of the level of examination performance required for minimum acceptable competence in the profession and on the reliability of the examination. The passing grade shall be established prior to giving the examination. ~~The passing grade for the FSBPT examination shall be designated by a grade of 75.~~

SECTION 6. PT 2.01 (6) (b) and (c) are repealed and recreated to read:

PT 2.01 (6) (b) The passing score for the national physical therapy examination is that score recommended by the federation of state boards of physical therapy.

(c) To pass the examination on statutes and rules, the applicant shall receive a score determined by the board to represent minimum competence to practice after consultation with subject matter experts who have received a representative sample of the examination questions and available candidate performance statistics.

SECTION 7. PT 2.02 is amended to read:

PT 2.02 CONDUCT OF EXAMINATIONS. At the start of the examinations, applicants shall be provided with the rules of conduct to be followed during the course of the examinations. Any violation of these rules of conduct by any applicant ~~will~~ may be cause for the board to ~~terminate the examination of the applicant and to exclude the applicant from continuing the examinations, and will also be cause for the board designee~~ withhold the applicant's grade and to find after a hearing that the applicant has failed the examinations examination.

SECTION 8. PT 3.01 (2) is amended to read:

PT 3.01 (2) The required fees specified in s. 440.05 (6), Stats., shall accompany the application for a temporary license to practice under supervision.

SECTION 9. PT 4.01 (1) (e) is amended to read:

PT 4.01 (1) (e) The required fees specified in s. 440.05 (6), Stats.

SECTION 10. PT 6.01 is amended to read:

PT 6.01 REFERRALS. ~~A written referral is not required for services~~ In addition to the services excepted from written referral under s. 448.56 (1), Stats., ~~In addition,~~ a written referral is not required to provide the following services: conditioning, injury prevention and application of biomechanics, and treatment of musculoskeletal injuries with the exception of acute fractures soft tissue avulsions where other medical interventions may be indicated, related to the work, home, leisure, recreational and educational environments.

SECTION 11. Chapter PT 8 (title) is amended to read:

Chapter PT 8 (title)

BIENNIAL REGISTRATION LICENSE RENEWAL

SECTION 12. PT 8.01, 8.02 (title) and 8.02 are amended to read:

PT 8.01 AUTHORITY AND PURPOSE. The rules in this chapter are adopted by the board pursuant to the authority delegated by ss. 15.08 (5) (b), 227.11 and 448.53, Stats., and govern biennial ~~registration~~ renewal of licensees of the board.

PT 8.02 (title) RENEWAL REQUIRED; METHOD OF RENEWAL. Each licensee shall ~~register~~ renew his or her license biennially with the ~~board~~ department. On or before October 1 of each odd-numbered year the ~~board~~ department shall mail to each licensee at his or her last known address as it appears in the records of the board an application form for ~~registration~~ renewal. Each licensee shall complete the application form and return it with the required fee to the ~~board~~ department prior to the next succeeding November 1. The ~~board~~ department shall notify the licensee within 30 business days of receipt of a completed ~~registration~~ renewal form whether the application for ~~registration~~ renewal is approved or denied.

SECTION 13. PT 8.03 and 8.04 are repealed.

SECTION 14. PT 8.05 (title) is amended to read:

PT 8.05 (title) REQUIREMENTS FOR REINSTATEMENT.

SECTION 15. PT 8.05 (1) is repealed.

SECTION 16. PT 8.05 (2) (intro.), (a) and (b) are renumbered PT 8.05 (intro.), (1) and (2).

(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register pursuant to s. 227.22 (2) (intro.), Stats.

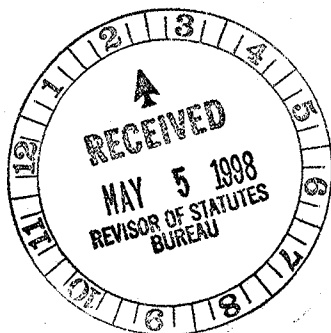
Dated 5/5/98

Agency Michael W. Edwards

Chairperson

Physical Therapists Affiliated Credentialing Board

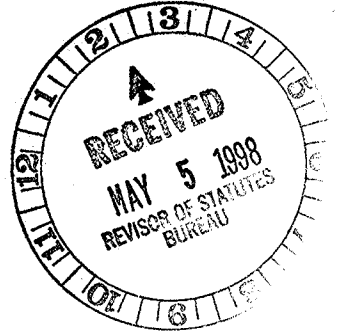
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State of Wisconsin
DEPARTMENT OF REGULATION AND LICENSING
CORRESPONDENCE/MEMORANDUM

DATE: May 5, 1998
TO: Gary Poulson
Assistant Revisor of Statutes
FROM: Pamela A. Haack, Administrative Rules Coordinator
Department of Regulation and Licensing
Office of Administrative Rules
SUBJECT: Final Order Adopting Rules



Agency: PHYSICAL THERAPISTS AFFILIATED CREDENTIALING BOARD

Attached is a copy and a certified copy of a final order adopting rules. Would you please publish these rules in the register.

Please stamp or sign a copy of this letter to acknowledge receipt.

Thank you.