

STATEMENT OF SCOPE

Physical Therapy Examining Board

Rule No.: Chapters PT 1 to 10

Relating to: Implementation of the Physical Therapy Licensure Compact

Rule Type: Emergency and Permanent

1. Finding/nature of emergency (Emergency Rule only):

The Legislature, by SECTION 28 of 2019 Wisconsin Act 100, provides an exemption from providing evidence that promulgating this rule as an emergency rule is necessary for the preservation of the public peace, health, safety, or welfare and an exemption from providing a finding of emergency for the promulgation of this rule.

2. Detailed description of the objective of the proposed rule:

The objective of the rule is to implement the Physical Therapy Licensure Compact, as ratified by 2019 Wisconsin Act 100. Specifically, the proposed rule will identify the requirements for obtaining a compact privilege, including a requirement that an individual seeking a compact privilege successfully complete a jurisprudence examination. The proposed rule may also make revisions to clarify existing rules, including the extent to which the rules apply to an individual who is applying for or holds a compact privilege, and to ensure consistency with the provisions of 2019 Wisconsin Act 100 and any other applicable Wisconsin statutes.

3. Description of the existing policies relevant to the rule, new policies proposed to be included in the rule, and an analysis of policy alternatives:

As a result of 2019 Wisconsin Act 100, which ratified the Physical Therapy Licensure Compact, the Board has identified the need for an evaluation and update of its rules to implement the Compact and ensure clarity and consistency with applicable Wisconsin statutes.

The alternatives of either partially updating or not updating these rules would be less beneficial to affected entities.

4. Detailed explanation of statutory authority for the rule (including the statutory citation and language):

Section 15.08 (5) (b), Stats., provides that an examining board “[s]hall promulgate rules for its own guidance and for the guidance of the trade or profession to which it pertains, and define and enforce professional conduct and unethical practices not inconsistent with the law relating to the particular trade or profession.”

Section 448.986 (3), Stats., provides that “[t]he examining board may, by rule, require an individual seeking a compact privilege to meet a jurisprudence requirement in accordance with s. 448.985 (4) (a) 7., if such a requirement is imposed by the examining board under s. 448.54 in order to obtain a license under s. 448.53 or 448.535.”

5. Estimate of amount of time that state employees will spend developing the rule and of other resources necessary to develop the rule:

100 hours

6. List with description of all entities that may be affected by the proposed rule:

Individuals applying for or holding a license or compact privilege to practice physical therapy in Wisconsin.

7. Summary and preliminary comparison with any existing or proposed federal regulation that is intended to address the activities to be regulated by the proposed rule:

There is no existing or proposed federal regulation that addresses the Physical Therapy Licensure Compact or physical therapy licensure.

8. Anticipated economic impact of implementing the rule (note if the rule is likely to have a significant economic impact on small businesses):

The proposed rule is likely to have minimal or no economic impact on small businesses and the state's economy as a whole.

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Approved for publication:

Approved for implementation:

Authorized Signature

Authorized Signature

Date Submitted

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