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DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
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**MICHIGAN BOARD OF PHYSICAL THERAPY
RULES COMMITTEE WORK GROUP
MEETING MINUTES**

DECEMBER 3, 2020

The Michigan Board of Physical Therapy Rules Committee Work Group met on December 7, 2020. The meeting was held via Zoom.

CALL TO ORDER

Weston MacIntosh called the meeting to order at 1:31 p.m.

ATTENDANCE

Members Present: Sarah McAllister, PT
Matthew McFadden, PT, MSPT, OMPT
Craig T. Miller, PT

Members Absent: None

Staff Present: Kristal Davis, Analyst, Licensing Division
Weston MacIntosh, Senior Policy Analyst, Boards and Committees Section
Stephanie Wysack, Board Support, Boards and Committees Section

Public Present: None

WELCOME

MacIntosh stated that the Rules Committee meetings are now public meetings to encourage comments from the public and associations earlier in the process. He explained how the meeting would be run.

RULES DISCUSSION: Physical Therapy – General Rules (A copy of the draft rules, following today’s discussion, is attached.)

R 338.7147 Graduate of non-accredited postsecondary institution; physical therapist assistant; examination eligibility.

Subrule (b): Davis asked if English proficiency was no longer a requirement as this subrule was crossed out.

MacIntosh stated that English proficiency was being removed from all profession specific rule sets and moved into the Public Health Code – General Rules. This is being done to provide a uniform standard to all health professions.

R 338.7121 Definitions.

MacIntosh stated that no proposed changes were made to this rule.

R 338.7122 Prescription.

MacIntosh stated that no substantive changes were made to this rule.

R 338.7126 Training standards for identifying victims of human trafficking; requirements.

MacIntosh stated that no proposed substantive changes were made to this rule.

McAllister asked if there was a better way to clarify that this is a one-time training.

R 338.7127 Telehealth

MacIntosh stated that this rule was added to include the provision under the statute.

Discussion was held as to what constitutes consent under MCL 333.16284 and telehealth under MCL 333.16283.

The Rules Committee agreed to the language as presented.

R 338.7131 Program accreditation standards; physical therapist; adoption of standards by reference.

MacIntosh stated that there are no proposed changes in the standards that are referenced in the rule.

R 338.7132 Licensure by examination; physical therapist; requirements.

Subrule (c): MacIntosh stated that the jurisprudence examination is unique to physical therapy and most other health professions do not have this examination requirement. It is not required by the statute and could potentially be removed.

McAllister wondered how many other states required the jurisprudence examination.

McFadden stated that The Federation of State Boards of Physical Therapy (FSBPT) site provides the information.

Miller stated that the committee should make sure that the examination is not beneficial before removing the requirement from the rules.

MacIntosh stated that some other professions include an ethics or laws and rules requirement within their continuing education requirements.

McFadden stated that, unless there is a source for the training through an association, adding to the continuing education requirement would serve no purpose. McFadden further stated however, that the American Physical Therapy Association (APTA) stepped up and created a training for human trafficking when that was added to the rules and could possibly be done again for this.

The Rules Committee will discuss this rule further at the next Rules Committee Work Group meeting.

R 338.7134 Physical therapist examination; eligibility.

Subrule (2): MacIntosh asked the Rules Committee if there was a need to continue to consider NPTE appeals as the Board has not approved any over the last several years that they have been reviewing them.

McFadden and Miller stated that it would potentially be pointless to continue to allow for them as they are not being approved, at least based on the information that is being provided.

MacIntosh suggested that if there is a desire to allow the appeals that language be included in the rule that is more specific as to what is needed to be submitted for review, or, in the alternative as proposed, language that states no further attempts will be allowed after the six attempts, which is the FSBPT standard.

R 338.7135 Graduate of non-accredited postsecondary institution; physical therapist; examination; eligibility.

Subrule (b): MacIntosh stated that English proficiency was being removed from all profession specific rule sets and moved into the Public Health Code – General Rules. This is being done to provide a uniform standard to all health professions.

MacIntosh stated that the proposed revised Public Health Code – General Rules are currently with the Joint Committee on Administrative Rules (JCAR) and that they will likely be promulgated prior to the physical therapy draft currently being worked on.

R 338.7136 Licensure by endorsement of physical therapist; requirements.

Subdivision (3)(a): MacIntosh stated that he had a discussion with Licensing about the coursework being used by FSBPT for the education reviews. He added language for clarification, as suggested by the Commission on Accreditation in Physical Therapy Education (CAPTE).

The Rules Committee agreed with the language as presented.

R 338.7137 Requirements for relicensure; physical therapist.

MacIntosh stated that no proposed substantive changes were made to this rule.

R 338.7138 Delegation of acts, tasks, or functions to a physical therapist assistant; supervision of physical therapist assistant; requirements.

Subdivision (2)(f): Miller asked about using “live synchronous media” instead of “in person.”

McFadden suggested removing “and in person.”

The Rules Committee agreed with the suggested change.

R 338.7139 Delegation of acts, tasks, or functions to a licensed or unlicensed individual; direct supervision of a licensed or unlicensed individual; requirements.

Subdivision (3)(g): MacIntosh asked if the language in this subdivision should be the same as R 338.7138 (2)(f).

Discussion was held about making the change as this rule has a requirement for direct supervision under subdivision (3)(c).

The Rules Committee agreed to leave the language as presented.

McFadden stated that there should be opportunities to work indirectly as a licensed individual, other than a physical therapy assistant, which are different from those of unlicensed individuals.

MacIntosh stated that MCL 333.16215 allows the Board to write the rules on delegation.

Discussion was held on referring to the Public Health Code and different sets of rules for licensed health professionals.

McFadden suggested the possibility of removing R 338.7138 and leaving R 338.7139 with the removal of the term “licensed.”

MacIntosh suggested the possibility of combining the rules so that one addresses “licensed” individuals and the other one addresses “unlicensed” individuals.

The Rules Committee will discuss this rule further at the next Rules Committee Work Group meeting.

R 338.7163 Acceptable professional development requirement activities; requirements; limitations.

MacIntosh asked the Rules Committee to look at the continuing education requirements. He stated that there are a lot of available options.

Subdivision (4)(19): McAllister stated that FSBPT dissolved the self-review tool in the fall of 2019 so this item should be removed.

MacIntosh stated that this should be left in the set for a while to cycle out for audit purposes.

ADJOURNMENT

MacIntosh stated that another meeting would be needed to continue to work on the rules.

MacIntosh adjourned the meeting at 3:35 p.m.

Prepared by:
Stephanie Wysack, Board Support
Bureau of Professional Licensing

December 7, 2020

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

~~BOARD OF~~ PHYSICAL THERAPY – GENERAL RULES

Filed with the secretary of state on

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(6) of the administrative procedures act of 1969, 1969 PA 306, MCL 24.233, 24.244, or 24.245a. Rules adopted under these sections become effective 7 days after filing with the secretary of state.

(By authority conferred on the director of the department of licensing and regulatory affairs by sections 16141, 16145, 16148, 16174, 16201, 16204, 16205, 16206, 16215, 16287 and 17823 of the public health code, 1978 PA 368, MCL 333.16141, 333.16145, 333.16148, 333.16174, 333.16201, 333.16204, 333.16205, 333.16206, 333.16215, 333.16287, and 333.17823 and Executive Reorganization Order Nos. 1991-9, 1996-2, 2003-1 and 2011-4, MCL 338.3501, 445.2001, 445.2011, and 445.2030)

R 338.7121, etc of the Michigan Administrative Code are amended, as follows:

PART 1. DEFINITIONS

R 338.7121 Definitions.

Rule 21. As used in these rules:

- (a) "Board" means the Michigan board of physical therapy created under section 17821 of the code, MCL 333.17821.
- (b) "Code" means the public health code, 1978 PA 368, MCL 333.1101 to 333.25211.
- (c) "Department" means the Michigan department of licensing and regulatory affairs.
- (d) "Patient or client of record" means a patient or client who is receiving physical therapy services from a licensed physical therapist or from a licensed physical therapist assistant under the direction and supervision of a physical therapist.

PART 2. GENERAL PROVISIONS

R 338.7122 Prescription.

Rule 22. (1) As used in these rules, a prescription is a written or electronic order for physical therapy. A prescription must include all of the ~~following~~ **following information**:

- (a) The name of the patient.
- (b) The patient's medical diagnosis.

(c) The signature of either an individual who is licensed and authorized to prescribe physical therapy in Michigan or an individual who holds the equivalent license issued by another state, as provided in section 17820(1) of the code, MCL 333.17820.

(d) The date that the prescription was written.

(2) A prescription is valid for 90 days from the date that the prescription was written unless the termination date is otherwise stated by the authorized licensee on the prescription.

R 338.7126 Training standards for identifying victims of human trafficking; requirements.

Rule 26. (1) ~~Pursuant to~~ **Under** section 16148 of the code, MCL 333.16148, an individual seeking licensure or who is licensed shall complete training in identifying victims of human trafficking that ~~meets~~ **satisfies** all of the following standards:

(a) Training content must cover all of the following:

(i) Understanding the types and venues of human trafficking in the United States.

(ii) Identifying victims of human trafficking in health care settings.

(iii) Identifying the warning signs of human trafficking in health care settings for adults and minors.

(iv) Resources for reporting the suspected victims of human trafficking.

(b) Acceptable providers or methods of training include any of the following:

(i) Training offered by a nationally recognized or state-recognized, health-related organization.

(ii) Training offered by, or in conjunction with, a state or federal agency.

(iii) Training obtained in an educational program that has been approved by the board for initial licensure, or by a college or university.

(iv) Reading an article related to the identification of victims of human trafficking that ~~meets~~ **satisfies** the requirements of subdivision (a) of this subrule and is published in a peer review journal, health care journal, or professional or scientific journal.

(c) Acceptable modalities of training include any of the following:

(i) Teleconference or webinar.

(ii) Online presentation.

(iii) Live presentation.

(iv) Printed or electronic media.

(2) The department may select and audit a sample of individuals and request documentation of proof of completion of training. If audited by the department, an individual shall provide an acceptable proof of completion of training, including either of the following:

(a) Proof of completion certificate issued by the training provider that includes the date, provider name, name of training, and individual's name.

(b) A self-certification statement by an individual. The certification statement shall include the individual's name and either of the following:

(i) For training completed ~~pursuant to~~ **under** subrule (1)(b)(i) to (iii) of this rule, the date, training provider name, and name of training.

(ii) For training completed ~~pursuant to~~ **under** subrule (1)(b)(iv) of this rule, the title of article, author, publication name of peer review journal, health care journal, or

professional or scientific journal, and date, volume, and issue of publication, as applicable.

(3) Pursuant to ~~Under~~ section 16148 of the code, MCL 333.16148, the requirements specified in subrule (1) of this rule apply for license renewals beginning with the 2017 renewal cycle and for initial licenses issued beginning January 6, 2022.

R 338.7127 Telehealth.

Rule 107. (1) Consent for treatment must be obtained before providing a telehealth service under section 16284 of the code, MCL 333.16284.

(2) Proof of consent must be maintained in the patient's up-to-date medical record and retained in compliance with section 16213 of the code, MCL 333.16213.

(3) A physical therapist or physical therapist assistant providing any telehealth service shall do both of the following:

(a) Act within the scope of his or her practice.

(b) Exercise the same standard of care applicable to a traditional, in-person health care service.

PART 3. PHYSICAL THERAPISTS

R 338.7131 Program accreditation standards; physical therapist; adoption of standards by reference.

Rule 31. (1) The standards and evaluative criteria for accreditation of physical therapist educational programs set forth by the Commission on Accreditation in Physical Therapy Education (CAPTE) in the document entitled "PT Standards and Required Elements" effective January 1, 2016 are adopted by reference in these rules. Copies of the evaluative criteria are available, at no cost, from CAPTE, 1111 North Fairfax St., Alexandria, VA 22314-1488, and on CAPTE's website at <http://www.capteonline.org>. Copies of the evaluative criteria also are available for inspection and distribution, at cost, from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909.

(2) Any educational program for physical therapists that is accredited by CAPTE ~~meets~~ **satisfies** the qualifications for an approved physical therapist educational program.

R 338.7132 Licensure by examination; physical therapist; requirements.

Rule 32. An applicant for a physical therapist license by examination shall submit the required fee and a completed application on a form provided by the department. In addition to ~~meeting~~ **satisfying** the requirements of the code and these rules, an applicant shall ~~meet~~ **satisfy** all of the following requirements:

(a) Graduate from an accredited physical therapist educational program that ~~meets~~ **satisfies** the standards under R 338.7131.

(b) Pass the National Physical Therapy Examination (NPTE) for physical therapists required under R 338.7133(1).

(c) Achieve a converted score of not less than 75 on the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).

R 338.7133 Examinations; physical therapist; adoption and approval.

Rule 33. (1) The board approves and adopts the NPTE for physical therapists that was developed, administered, and scored by the Federation of State Boards of Physical Therapy (FSBPT). The board adopts the passing score recommended by FSBPT.

(2) The board approves the Michigan Physical Therapist Jurisprudence Exam on laws and rules related to the practice of physical therapy in Michigan, which is administered by a third party approved by the department.

R 338.7134 Physical therapist examination; eligibility.

Rule 34. (1) To be eligible for the NPTE for physical therapists, an applicant shall ~~meet~~ **satisfy** 1 of the following requirements:

(a) Graduate from an accredited physical therapist educational program that ~~meets~~ **satisfies** the standards under R 338.7131.

(b) ~~Comply with~~ **Satisfy** the requirements under R 338.7135.

(c) Verify ~~that he or she is currently enrolled~~ **current enrollment** in the final semester, term, or quarter of an approved physical therapist educational program and is expected to graduate.

(2) An applicant who fails to achieve passing scores on the examinations required under R 338.7133 may retake the Michigan Physical Therapist Jurisprudence Exam without limitation and the NPTE for physical therapists consistent with the FSBPT testing standards.

R 338.7135 Graduate of non-accredited postsecondary institution; physical therapist; examination; eligibility.

Rule 35. To be eligible for the NPTE for physical therapists, an applicant who graduated from a non-accredited physical therapist educational program shall ~~comply with both of the following requirements:~~

(a) ~~Verify~~ **verify that he or she has completed completion of** a physical therapist educational program that is substantially equivalent to a physical therapist program that is accredited by CAPTE, as provided under R 338.7131. ~~Evidence~~ **Proof** of having completed a substantially equivalent physical therapist educational program must include an evaluation of the applicant's non-accredited education through an evaluation that uses the **current** FSBPT Coursework Tool for Foreign Educated Physical Therapists.

(b) ~~Demonstrate a working knowledge of the English language. An applicant shall demonstrate a working knowledge of the English language by satisfying either of the following requirements:~~

(i) ~~Submitting proof that he or she has obtained a total score of not less than 89 on the test of English as a foreign language internet-based test (TOEFL iBT) administered by the Educational Testing Service (ETS) and obtained the following section scores:~~

(A) ~~Not less than 22 on the reading section.~~

(B) ~~Not less than 21 on the listening section.~~

~~(C) Not less than 24 on the speaking section.~~

~~(D) Not less than 22 on the writing section.~~

~~(ii) Submitting proof that he or she graduated from a physical therapist educational program or physical therapist assistant educational program located in Australia, a province of Canada that is not Quebec, Ireland, New Zealand, the United Kingdom, or the United States.~~

R 338.7136 Licensure by endorsement of physical therapist; requirements.

Rule 36. (1) An applicant for a physical therapist license by endorsement shall submit the required fee and a completed application on a form provided by the department and satisfy the requirements of the code and this rule.

(2) An applicant who was first licensed in another jurisdiction recognized by FSBPT and who engaged in the practice of physical therapy for 5 years or more immediately preceding the date of filing an application for a Michigan physical therapist license shall satisfy both of the following requirements:

(a) Pass the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).

(b) Have passed the NPTE for physical therapists required under R 338.7133(1).

(3) An applicant who was first licensed in another jurisdiction recognized by FSBPT and engaged in the practice of physical therapy for less than 5 years immediately preceding the date of filing an application for a Michigan physical therapist license shall satisfy all of the following requirements:

(a) Have graduated from either a physical therapist educational program that ~~meets~~ **satisfies** the standards under R 338.7131 or from a physical therapist educational program determined to be substantially equivalent to an educational program by satisfying the verification process under R 338.7135(a). **using the version of the FSBPT Coursework Tool retro tool that covers the date the applicant graduated from their respective physical therapy education program.**

(b) Pass the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).

(c) Have passed the NPTE for physical therapists required under R 338.7133(1).

~~(d) Demonstrate a working knowledge of the English language by satisfying the requirements under R 338.7135(b) if the applicant graduated from a nonaccredited physical therapist educational program.~~

(4) An applicant's license must be verified, on a form provided by the department, by the licensing agency of any jurisdiction recognized by FSBPT in which the applicant holds a current license or registration or ever held a license or registration as a physical therapist. If applicable, verification must include the record of any disciplinary action taken or pending against the applicant.

R 338.7137 Requirements for relicensure; physical therapist.

Rule 37. (1) An applicant whose license has lapsed for less than 3 years preceding the date of application for relicensure may be relicensed under section 16201(3) of the code, MCL 333.16201, if the applicant ~~meets~~ **satisfies** all ~~of~~ the following requirements:

- (a) Submits the required fee and a completed application on a form provided by the department.
- (b) Establishes ~~that he or she is of~~ good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.
- (c) Passes the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).
- (d) Complies with either of the following:
 - (i) Submits proof to the department of accumulating not less than 24 professional development requirement (PDR) credits consistent with R 338.7161 to R 338.7165 during the 2 years immediately preceding the date of the application for relicensure. However, if the PDR credits hours submitted with the application are deficient, the applicant shall have 2 years from the date of the application to complete the deficient credits.
 - (ii) Establishes ~~that he or she has been employed~~ **employment** as a physical therapist in another jurisdiction recognized by FSBPT for a minimum of 500 hours during the 2-year period immediately preceding the date of application for relicensure.
- (2) An applicant whose license has lapsed for 3 years or more preceding the date of application for relicensure may be relicensed under section 16201(4) of the code, MCL 333.16201 if the applicant ~~meets~~ **satisfies** all of the following requirements:
 - (a) Submits the required fee and a completed application on a form provided by the department.
 - (b) Establishes ~~that he or she is of~~ good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.
 - (c) Submits fingerprints as set forth in section 16174(3) of the code, MCL 333.16174.
 - (d) Passes the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).
 - (e) Complies with either of the following:
 - (i) Establishes ~~that he or she has been employed~~ **employment** as a physical therapist in another jurisdiction recognized by FSBPT for a minimum of 500 hours during the 2-year period immediately preceding the date of application for relicensure.
 - (ii) Passes the NPTE for physical therapists required under R 338.7133(1).
- (3) An applicant's license or registration must be verified by the licensing agency of any jurisdiction recognized by FSBPT in which the applicant holds a current license or registration or ever held a license or registration as a physical therapist. If applicable, verification must include the record of any disciplinary action taken or pending against the applicant.

R 338.7138 Delegation of acts, tasks, or functions to a physical therapist assistant; supervision of physical therapist assistant; requirements.

Rule 38. (1) A physical therapist who delegates the performance of selected acts, tasks, or functions to a physical therapist assistant as permitted under section 16215 of the code, MCL 333.16215, shall supervise the physical therapist assistant consistent with section 16109(2) of the code, MCL 333.16109, and satisfy the requirements of this rule.

(2) A physical therapist who delegates acts, tasks, or functions under this rule shall also ~~comply with~~ **satisfy** all of the following:

(a) Ensure the qualifications of the physical therapist assistant under the physical therapist's supervision, including verification of the physical therapist assistant's training, education, and licensure.

(b) Examine and evaluate the patient or client before delegating acts, tasks, or functions to be performed by a physical therapist assistant.

(c) Provide predetermined procedures and protocols for acts, tasks, or functions that have been delegated.

(d) Maintain a record of the names of the physical therapist assistants to whom acts, tasks, or functions have been delegated.

(e) Monitor a physical therapist assistant's practice and provision of assigned physical therapy acts, tasks, or functions.

(f) Meet regularly and in person with the physical therapist assistant to whom acts, tasks, or functions have been delegated to evaluate the assistant's performance, review records, and educate the physical therapist assistant on the acts, tasks, or functions that have been delegated.

(3) A physical therapist shall not supervise more than 4 physical therapist assistants at the same time.

R 338.7139 Delegation of acts, tasks, or functions to a licensed or unlicensed individual; direct supervision of a licensed or unlicensed individual; requirements.

Rule 39. (1) ~~Pursuant to~~ **Under** section 16215(6) of the code, MCL 333.16215, the requirements of this rule do not apply to a physical therapist who delegates to a physical therapist assistant if the physical therapist satisfies the requirements for delegation to a physical therapist assistant under R 338.7138.

(2) Except as provided under subrule (1) of this rule, a physical therapist who delegates the performance of selected acts, tasks, or functions to a licensed or unlicensed individual under section 16215 of the code, MCL 333.16215, shall supervise the individual ~~pursuant to~~ **under** section 16109(2) of the code, MCL 333.16109, in addition to providing direct supervision of the individual. As used in this rule, "direct supervision" means that the physical therapist is physically present and immediately available for direction and supervision when patients or clients are present at the time the act, task, or function is performed, and that the physical therapist has direct contact with the patient or client during each visit.

(3) A physical therapist who delegates acts, tasks, or functions under subrule (2) of this rule shall also ~~comply with~~ **satisfy** all ~~of~~ the following:

(a) Ensure the qualifications of the individual under the physical therapist's direct supervision, including verification of the individual's training and education.

(b) Examine and evaluate the patient or client before delegating acts, tasks, or functions to be performed by the individual.

(c) Directly supervise the individual to whom acts, tasks, or functions have been delegated.

(d) Provide predetermined procedures and protocols for acts, tasks, or functions that have been delegated.

(e) Maintain a record of the names of the individuals to whom acts, tasks, or functions have been delegated.

- (f) Monitor the individual's practice and provision of assigned acts, tasks, or functions.
- (g) Meet regularly and in person with the individual to whom acts, tasks, or functions have been delegated to evaluate the individual's performance, review records, and educate the individual on the acts, tasks, or functions that have been delegated.
- (4) A physical therapist shall not supervise more than 3 individuals under this rule at the same time.
- (5) Under section 16171 of the code, MCL 333.16171, the requirements of subrule (3)(b) of this rule do not apply to a student enrolled in an accredited physical therapist or physical therapist assistant educational program approved by the board.

PART 4. PHYSICAL THERAPIST ASSISTANTS

R 338.7141 Program accreditation standards; physical therapist assistant; adoption of standards by reference.

Rule 41. (1) The standards and evaluative criteria for accreditation of physical therapist assistant educational programs set forth by CAPTE in the document entitled "PTA Standards and Required Elements" effective January 1, 2016 are adopted by reference in these rules. Copies of the evaluative criteria are available at no cost from CAPTE, 1111 North Fairfax St., Alexandria, VA 22314-1488 and on CAPTE's website at <http://www.capteonline.org>. Copies of the evaluative criteria also are available for inspection and distribution at cost from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909.

(2) Any educational program for physical therapist assistants that is accredited by CAPTE ~~meets~~ **satisfies** the qualifications for an approved physical therapist assistant educational program.

R 338.7142 Licensure by examination; physical therapist assistant; requirements.

Rule 42. (1) An applicant for a physical therapist assistant license by examination shall submit the required fee and a completed application on a form provided by the department. In addition to ~~meeting~~ **satisfying** the requirements of the code and these rules, an applicant shall ~~meet~~ **satisfy** all of the following requirements:

(a) Graduate from an accredited physical therapist assistant educational program that ~~meets~~ **satisfies** the standards under R 338.7141.

(b) Pass the NPTE for physical therapist assistants required under R 338.7145(1).

(c) Achieve a converted score of not less than 75 on the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(2) An applicant who graduated on or before January 1, 2008, from an accredited educational program that ~~meets~~ **satisfies** the standards under R 338.7141 is presumed to ~~meet~~ **satisfy** the requirements of this rule.

R 338.7145 Examinations; physical therapist assistant; adoption and approval; passing score.

Rule 45. (1) The board approves and adopts the NPTE for physical therapist assistants that was developed, administered, and scored by FSBPT. The board adopts the passing score recommended by FSBPT.

(2) The board approves the Michigan Physical Therapist Assistant Jurisprudence Exam on laws and rules related to the practice of physical therapy in Michigan, which is administered by a third party approved by the department.

R 338.7146 Physical therapist assistant examination; eligibility.

Rule 46. (1) To be eligible for the NPTE for physical therapist assistants, an applicant shall ~~meet~~ **satisfy** 1 of the following requirements:

(a) Graduate from an accredited physical therapist assistant educational program that ~~meets~~ **satisfies** the standards under R 338.7141.

(b) ~~Comply with~~ **Satisfy** the requirements under R 338.7147.

(c) ~~Verify that he or she is currently enrolled~~ **current enrollment** in the final semester, term, or quarter of an approved physical therapist assistant educational program and is expected to graduate.

(2) An applicant who fails to achieve passing scores on the examinations required under R 338.7145(1) and (2) may retake the Michigan Physical Therapist Assistant Jurisprudence Exam without limitation and the NPTE for physical therapist assistants consistent with the FSBPT testing standards.

R 338.7147 Graduate of non-accredited postsecondary institution; physical therapist assistant; examination; eligibility.

Rule 47. To ensure eligibility for examination, an applicant who graduated from a United States military or non-accredited physical therapist assistant educational program shall submit the required fee and a completed application on a form provided by the department. To be eligible for examination, an applicant shall ~~comply with both of the following requirements:~~

(a) ~~Verify~~ **verify that he or she has completed** **completion of** a physical therapist or physical therapist assistant educational program that is substantially equivalent to a physical therapist assistant program that is accredited by CAPTE, as provided under R 338.7141. ~~Evidence~~ **Proof** of having completed a substantially equivalent physical therapist assistant educational program must include an evaluation of the applicant's non-accredited education through an evaluation that uses the **current** FSBPT Coursework Tool for Foreign Educated Physical Therapist Assistants.

(b) ~~Demonstrate a working knowledge of the English language by satisfying the requirements under R 338.7135(b) if the applicant graduated from a nonaccredited physical therapist assistant educational program.~~

R 338.7148 Licensure by endorsement of physical therapist assistant; requirements.

Rule 48. (1) An applicant for a physical therapist assistant license by endorsement shall submit the required fee and a completed application on a form provided by the department and satisfy the requirements of the code and this rule.

(2) An applicant who was first licensed in another jurisdiction recognized by FSBPT and engaged in practice as a physical therapist assistant for 5 years or more immediately preceding the date of filing an application for a Michigan physical therapist assistant license shall satisfy both of the following requirements:

(a) Pass the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(b) Have passed the NPTE for physical therapist assistants required under R 338.7145(1).

(3) An applicant who was first licensed in another jurisdiction recognized by FSBPT and engaged in practice as a physical therapist assistant for less than 5 years immediately preceding the date of filing an application for a Michigan physical therapist assistant license shall satisfy the following requirements:

(a) Have graduated from a physical therapist assistant educational program that ~~meets~~ **satisfies** the standards under R 338.7141 or graduate from a physical therapist or physical therapist assistant educational program determined to be substantially equivalent to such an educational program by satisfying the verification process under R 338.7147~~(a)~~. **using the version of the FSBPT Coursework Tool retro tool that covers the date the applicant graduated from their respective physical therapy assistant education program.**

(b) Pass the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(c) Have passed the NPTE for physical therapist assistants required under R 338.7145(1).

~~(d) Demonstrate a working knowledge of the English language by satisfying the requirements under R 338.7135(b) if the applicant graduated from a nonaccredited physical therapist assistant educational program.~~

(4) An applicant's license must be verified, on a form provided by the department, by the licensing agency of any jurisdiction recognized by FSBPT in which the applicant holds a current license or registration or ever held a license or registration as a physical therapist assistant. If applicable, verification must include the record of any disciplinary action taken or pending against the applicant.

R 338.7149 Requirements for relicensure; physical therapist assistant.

Rule 49. (1) An applicant whose license has lapsed for less than 3 years preceding the date of application for relicensure may be relicensed under section 16201(3) of the code, MCL 333.16201, if the applicant ~~meets~~ **satisfies** all of the following requirements:

(a) Submits the required fee and a completed application on a form provided by the department.

(b) Establishes ~~that he or she is of~~ good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.

(c) Passes the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(d) Complies with either of the following:

(i) Submits proof to the department of accumulating not less than 24 PDR credits consistent with R 338.7161 to R 338.7165 during the 2 years immediately preceding the date of the application for relicensure. However, if the PDR credits submitted with the application are deficient, the applicant shall have 2 years from the date of the application to complete the deficient credits.

(ii) Establishes ~~that he or she has been employed~~ **employment** as a physical therapist assistant in another jurisdiction recognized by FSBPT for a minimum of 500 hours during the 2-year period immediately preceding the date of application for relicensure.

(2) An applicant whose license has lapsed for 3 years or more preceding the date of application for relicensure may be relicensed under section 16201(4) of the code, MCL 333.16201, if the applicant ~~meets~~ **satisfies** all of the following requirements:

(a) Submits the required fee and a completed application on a form provided by the department.

(b) Establishes ~~that he or she is of~~ good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.

(c) Submits fingerprints as set forth in section 16174(3) of the code, MCL 333.16174.

(d) Passes the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(e) Complies with either of the following:

(i) Establishes ~~that he or she has been employed~~ **employment** as a physical therapist assistant in another jurisdiction recognized by FSBPT for a minimum of 500 hours during the 2-year period immediately preceding the date of application for relicensure.

(ii) Passes the NPTE for physical therapist assistants required under R 338.7145(1).

(3) An applicant's license or registration must be verified by the licensing agency of any jurisdiction recognized by FSBPT in which the applicant holds a current license or registration or ever held a license or registration as a physical therapist assistant. If applicable, verification must include the record of any disciplinary action taken or pending against the applicant.

PART 5. PROFESSIONAL DEVELOPMENT REQUIREMENTS

R 338.7161 License renewals; requirements; applicability.

Rule 61. (1) This part applies to applications for renewal of a physical therapist or physical therapist assistant license under sections 16201 and 17823 of the code, MCL 333.16201 and 333.17823.

(2) An applicant for license renewal who has been licensed for the 2-year period immediately preceding the expiration date of the license shall accumulate not less than 24 PDR credits in activities approved by the board under these rules during the 2 years immediately preceding the expiration date of the license.

(3) Submission of an application for renewal shall constitute the applicant's certification of compliance with the requirements of this rule. A licensee shall retain documentation of ~~meeting~~ **satisfying** the requirements of this rule for 4 years from the

date of applying for license renewal. Failure to ~~comply with~~ **satisfy** this rule is a violation of section 16221(h) of the code, MCL 333.16221.

(4) The requirements of this rule do not apply to a licensee during his or her initial licensure cycle.

(5) The PDR requirements established in these rules ~~meet~~ **satisfy** the professional development requirements established under section 17823 of the code, MCL 333.17823.

R 338.7163 Acceptable professional development requirement activities; requirements; limitations.

Rule 63. (1) The 24 PDR credits required under R 338.7161(2) for the renewal of a license shall ~~meet~~ **satisfy** the following requirements, as applicable:

(a) No more than 12 PDR credits shall be earned for approved online continuing education programs or activities during one 24-hour period.

(b) A licensee shall not earn PDR credit for a continuing education program or activity that is identical or substantially identical to a program or activity for which the licensee has already earned credit during that renewal period.

(c) ~~Pursuant to~~ **Under** section 16204(2) of the code, MCL 333.16204, a licensee shall earn at least 1 PDR credit in the area of pain and symptom management by completing a continuing education program or activity. Credits in pain and symptom management may include, but are not limited to, courses in behavior management, psychology of pain, pharmacology, behavior modification, stress management, clinical applications, and drug interventions as they relate to the practice of physical therapy.

(2) The board adopts by reference the procedures and criteria for recognizing accrediting organizations of the Council for Higher Education Accreditation (CHEA), effective June 28, 2010, and the procedures and criteria for recognizing accrediting agencies of the United States Department of Education, effective July 1, 2010, as contained in The Secretary’s Recognition of Accrediting Agencies, 34 CFR 602.1 to 34 CFR 602.50 (2018). Copies of the procedures and criteria of CHEA and the United States Department of Education are available for inspection and distribution at cost from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs 611 West Ottawa, P.O. Box 30670, Lansing, MI 48909. CHEA’s procedures and criteria also may be obtained, from CHEA, One Dupont Circle NW, Suite 510, Washington, DC 20036-1110 and at no cost from CHEA’s website at <http://www.chea.org>. The federal recognition criteria may be obtained at no cost from the United States Department of Education Office of Postsecondary Education, 1990 K Street, NW, Washington, DC 20006 or from the department's website at www.ed.gov.

(3) As used in this rule, “continuous instruction” means education or presentation time that does not include breakfast, lunch, or dinner periods, coffee breaks, or any other breaks in the activity or program.

(4) Credit may be earned for any of the following activities:

ACCEPTABLE PDR ACTIVITIES

Activity Code	Activity	Number of PDR credits earned for activity
1	Completing an approved continuing education program or activity related to the practice of	The number of credits approved by the sponsor

	<p>physical therapy or any non-clinical subject relevant to the practice of physical therapy. A continuing education program or activity is approved, regardless of the format in which it is offered, if it is approved or offered for continuing education credit by any of the following:</p> <ul style="list-style-type: none"> • Another state board of physical therapy. • Another board or task force regulated under article 15 of the code, MCL 333.16101 to 333.18838. • FSBPT. • The American Physical Therapy Association (APTA) or its components. APTA components include the APTA Association APTA Michigan Physical Therapy Association and other APTA Chapters, APTA Sections, and APTA Academies. • An accredited physical therapist educational program that meets satisfies the standards under R 338.7131. • An accredited physical therapist assistant educational program that meets satisfies the standards under R 338.7141. <p>If audited, a licensee shall submit a copy of a letter or certificate of completion showing the licensee’s name, number of credits earned, sponsor name or the name of the organization that approved the program or activity for continuing education credit, and the date or dates on which the program was held or activity completed.</p>	<p>or the approving organization shall be granted.</p> <p>When the sponsor or approving organization calculates credit at a rate of 0.1 credit for every 50 to 60 minutes of continuous instruction then 0.1 credit shall equal 1 PDR credit.</p> <p>A maximum of 20 PDR credits may be earned for this activity in each renewal period.</p>
<p>2</p>	<p>Passing a postgraduate academic course related to the practice of physical therapy offered by either of the following:</p> <ul style="list-style-type: none"> • An accredited physical therapist educational program that meets satisfies the standards under R 338.7131. 	<p>Fifteen PDR credits shall be granted for each semester credit earned and 10 PDR credits shall be granted for each quarter or term credit earned.</p> <p>A maximum of 20 PDR credits may be earned for</p>

	<ul style="list-style-type: none"> • A nationally accredited university or college that meets satisfies the standards in subsection (2) of this rule. <p>If audited, a licensee shall submit a copy of the transcript showing credit hours of the academic courses related to physical therapy.</p>	this activity in each renewal period.
3	<p>Reading an article related to the practice of physical therapy in a professional or scientific journal.</p> <p>This activity does not include articles that are approved for PDR credit under activity code 1.</p> <p>To receive credit, a licensee shall successfully complete an evaluation that was provided with the article or the general response form provided by the department as an evaluative component for this activity.</p> <p>If audited, a licensee shall submit documentation from the professional or scientific journal or a copy of the completed general response form to verify that he or she the licensee completed an evaluation.</p>	<p>One PDR credit shall be granted for each article.</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
4	<p>Viewing or listening to media devoted to professional education related to the practice of physical therapy, other than on-line programs, that was not approved or offered for continuing education credit.</p> <p>To receive credit, a licensee shall successfully complete an evaluation that was provided with the educational media or the general response form provided by the department as an evaluative component for this activity.</p> <p>If audited, a licensee shall submit a copy of the completed evaluation or completed general response form to verify that he or she the licensee completed an evaluation, and identify the title of the media, the name of the publisher of the media, the date the media was published or copyrighted, and the length of the media.</p>	<p>One-half of 1 PDR credit shall be granted for every 30 minutes of continuous instruction</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
5	<p>Presenting a continuing education program related to the practice of physical therapy.</p>	<p>Two PDR credits shall be granted for every 50 minutes of continuous</p>

	<p>To receive credit, the presentation shall be approved or offered for continuing education credit by any of the following:</p> <ul style="list-style-type: none"> • Another state board of physical therapy. • Another board or task force regulated under article 15 of the code, MCL 333.16101 to 333.18838. • FSBPT. • APTA or its components. APTA components include the APTA Michigan Physical Therapy Association and other APTA Chapters, APTA Sections and APTA Academies. • An accredited physical therapist educational program that meets satisfies the standards under R 338.7131. • An accredited physical therapist assistant educational program that meets satisfies the standards under R 338.7141. <p>If audited, a licensee shall submit a letter from the program sponsor confirming the licensee as the presenter and the presentation date and time, or a copy of the presentation notice or advertisement showing the date of the presentation, the licensee's name listed as a presenter, and the name of the organization that approved or offered the presentation for continuing education credit.</p>	<p>instruction. A presentation shall not be less than 50 minutes in length.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
<p>6</p>	<p>Presenting a scientific exhibit or scientific paper accepted for presentation through a peer review process at a state, regional, national, or international physical therapy conference, or its components, or a related professional organization.</p> <p>If audited, a licensee shall submit a copy of the document presented with evidence proof of presentation or a letter from the program sponsor verifying the exhibit or paper was accepted for presentation through a peer review process and the date of the presentation.</p>	<p>Two PDR credits shall be granted for every 50 minutes of continuous instruction.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>

7	<p>Writing an article related to the practice, education, or research of physical therapy that is published in any of the following:</p> <ul style="list-style-type: none"> • The journal of a national physical therapy association or its components. • A peer-reviewed journal. • A health care journal. • A professional or scientific journal. <p>If audited, a licensee shall submit a copy of the publication that identifies the licensee as the author of the article or a publication acceptance letter.</p>	<p>Six PDR credits shall be granted for each article.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
8	<p>Writing a chapter related to the practice, education, or research of physical therapy that is published in a book.</p> <p>If audited, a licensee shall submit a copy of the publication that identifies the licensee as the author of the chapter or a publication acceptance letter.</p>	<p>Six PDR credits shall be granted for each chapter.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
9	<p>Successfully completing 1 of the following:</p> <ul style="list-style-type: none"> • An American Board of Physical Therapy Specialties (ABPTS) certification examination. • An ABPTS recertification examination. • The APTA's PTA Advanced Proficiency Pathways Program. <p>If audited, a licensee shall submit proof of certification or recertification.</p>	<p>Twenty-three PDR credits shall be granted for each successful completion.</p> <p>A maximum of 23 PDR credits may be earned for this activity in each renewal period.</p>
10	<p>Participating as a student for a minimum of 1,000 hours in any of the following:</p> <ul style="list-style-type: none"> • A postgraduate clinical training program related to the practice of physical therapy provided through or recognized by an accredited physical therapist educational program that meets satisfies the standards under R 338.7131. • A postgraduate clinical training program related to the practice of physical therapy provided through or recognized by an accredited physical therapist assistant educational program 	<p>Twelve PDR credits shall be granted for 1,000 hours of participation.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>

	<p>that meets satisfies the standards under R 338.7141.</p> <ul style="list-style-type: none"> • A postgraduate clinical training program related to the practice of physical therapy offered through a health care organization accredited by an organization recognized by the Centers for Medicare and Medicaid Services. • A postgraduate clinical training program related to the practice of physical therapy that is accredited or credentialed by the APTA or an organization approved by the board. <p>If audited, a licensee shall submit a letter from the program director verifying the number of hours the licensee participated in the clinical training program and that the program was provided, offered, or accredited by an educational program or organization that meets satisfies the requirements of this rule.</p>	
11	<p>Participation in a health care organization committee, physical therapy or physical therapy assistant educational program, or task force dealing with patient care related issues, which may include physical therapy education, research, or practice or quality of patient care and utilization review.</p> <p>If audited, a licensee shall submit a letter from an appropriate official representing the committee, educational program, or task force verifying that the committee, educational program, or task force dealt with patient care related issues, which may include physical therapy education, research, or practice or quality of patient care and utilization review. The letter must also include the dates and the amount of time the licensee participated on each date.</p>	<p>One PDR credit shall be granted for every 50 minutes of participation.</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
12	<p>Serving as a guest instructor of students, staff, or other licensees at any of the following:</p> <ul style="list-style-type: none"> • A clinical training program related to the practice of physical therapy provided through or recognized by an 	<p>Two PDR credits shall be granted for every 50 minutes of continuous instruction.</p>

	<p>accredited physical therapist educational program that meets satisfies the standards under R 338.7131.</p> <ul style="list-style-type: none"> • A clinical training program related to the practice of physical therapy provided through or recognized by an accredited physical therapist assistant educational program that meets satisfies the standards under R 338.7141. • A clinical training program related to the practice of physical therapy offered through a health care organization accredited by an organization recognized by the Centers for Medicare and Medicaid Services. • A clinical training program related to the practice of physical therapy that is accredited or credentialed by APTA or an organization approved by the board. <p>If audited, a licensee shall submit a letter from the program director verifying the licensee’s role, the number of instructional sessions on specific subjects provided by the licensee, and the length of the instructional sessions. Also, the letter shall verify that the clinical training program was provided, offered, or accredited by an educational program or organization that meets satisfies the requirements of this rule.</p>	<p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
<p>13</p>	<p>Serving as a clinical instructor or clinical supervisor for students completing an internship, residency, or fellowship program that is recognized or approved by any of the following:</p> <ul style="list-style-type: none"> • An accredited educational program for physical therapists that meets satisfies the standards under R 338.7131. • An accredited educational program for physical therapist assistants that meets satisfies the standards under R 338.7141. • APTA or an organization approved by the board. 	<p>Three PDR credits shall be granted for 40 hours of clinical instruction or supervision.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>

	<p>If audited, a licensee shall submit a letter from the educational program or clinical agency director verifying the licensee's role, the number of hours of instruction or supervision provided by the licensee, and that the internship, residency, or fellowship program is recognized or approved by an educational program or organization that meets satisfies the requirements of this rule.</p>	
14	<p>Identifying, researching, and addressing an event or issue related to professional practice.</p> <p>If audited, a licensee shall submit a completed experiential activity form provided by the department for each issue or event.</p>	<p>One PDR credit shall be granted for each separate event or issue.</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
15	<p>Participating on an international, national, regional, state, state component, or local task force, committee, board, council, or association related to the field of physical therapy that is considered acceptable by the board. A task force, committee, board, council, or association is considered acceptable if it enhances the participant's knowledge and understanding of the field of physical therapy.</p> <p>If audited, a licensee shall submit documentation verifying the licensee's participation in at least 50% of the regularly scheduled meetings of the task force, committee, board, council, or association.</p>	<p>Four PDR credits shall be granted for participation on each task force, committee, board, council, or association.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
16	<p>Participating as a surveyor for an external agency in a program involving the accreditation, certification, or inspection of an educational program for physical therapists or physical therapist assistants or a certification process for a clinical agency.</p> <p>If audited, a licensee shall submit a letter from the accreditation, certification, or inspection program verifying the licensee's participation, the location of the inspections, and the number of hours the licensee spent participating as a surveyor.</p>	<p>One PDR credit shall be granted for every 50 minutes of participation.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>

17	<p>Performing volunteer work related to the field of physical therapy without reimbursement in a public or nonprofit entity.</p> <p>If audited, a licensee shall submit a letter from an official at the public or nonprofit entity verifying the number of hours and the type of volunteer work performed by the licensee.</p>	<p>One PDR credit shall be granted for every 50 minutes of volunteer work performed.</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
18	<p>Serving as a center or site coordinator of clinical education at an agency that provides clinical internships for students enrolled in programs that are recognized or approved by either of the following:</p> <ul style="list-style-type: none"> • An accredited educational program for physical therapists that meets satisfies the standards under R 338.7131. • An accredited educational program for physical therapist assistants that meets satisfies the standards under R 338.7141. <p>If audited, a licensee shall submit a letter from the educational program or clinical agency director verifying the licensee's role and that students were placed and participated in the internship program during the time for which the licensee is claiming PDR credit.</p>	<p>Two PDR credits shall be granted per year of serving as the coordinator.</p> <p>A maximum of 4 PDR credits may be earned for this activity in each renewal period.</p>
19	<p>Completing a self-review tool that is developed by FSBPT</p> <p>To receive credit, a licensee shall submit documentation from FSBPT verifying completion of the self-review tool.</p>	<p>Three PDR credits shall be granted for each completion.</p> <p>A maximum of 3 PDR credits may be earned for this activity in each renewal period.</p>

(5) A request for a continuing education waiver pursuant to ~~under~~ section 16205(1) of the code, MCL 333.16205, must be received by the department before the expiration date of the license.