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Sequence Number: 11-01-13
Notice ID(s): 2091
File Date: 11/1/13

Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

Agency/Board/Commission: Department of Health
Division: Board of Physical Therapy
Contact Person: Grant Mullins
Address: 665 Mainstream Drive, Nashville, Tennessee 37243
Phone: (615) 741-1611
Email: Grant.Mullins@tn.gov

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

ADA Contact: ADA Coordinator
Address: 710 James Robertson Parkway, Andrew Johnson Building, 5th Floor, Nashville, Tennessee 37243
Phone: (615) 741-6350
Email: Tina.M.Harris2@tn.gov

Hearing Location(s) (for additional locations, copy and paste table)

Address 1: Metro Center
Address 2: 665 Mainstream Drive
City: Nashville, Tennessee
Zip: 37228
Hearing Date : 02/07/2014
Hearing Time: 9:00 A.M. X CST/CDT ___EST/EDT

Additional Hearing Information:

Revision Type (check all that apply):
X Amendment
___ New
___ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed. If needed, copy and paste additional tables to accommodate more than one chapter. Please enter only **ONE** Rule Number/Rule Title per row.)

Chapter Number	Chapter Title
1150-01	General Rules Governing the Practice of Physical Therapy
Rule Number	**Rule Title**
1150-01-.04	Qualifications for Licensure
1150-01-.07	Application Review, Approval and Denial

(Place substance of rules and other info here. Statutory authority must be given for each rule change. For information on formatting rules go to http://state.tn.us/sos/rules/1360/1360.htm)

Rule 1150-01-.04 Qualifications for Licensure is amended by deleting subparagraph (1)(b) in its entirety and substituting instead the following language, so that as amended, new subparagraph (1)(b) shall read:

(b) If sitting for the physical therapist examination, be a graduate of a school of physical therapy accredited by CAPTE; or, if sitting for the physical therapist assistant examination, be a graduate of a school for physical therapy assistants accredited by CAPTE; and

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-13-103, 63-13-108, 63-13-304, 63-13-306 and 63-13-307.

Rule 1150-01-.07 Application Review, Approval and Denial is amended by deleting subparagraph (9)(b) in its entirety and substituting the following language, so that as amended, the new subparagraph (9)(b) shall read:

(b) Whenever the applicant fails to complete the application process as stated in (a) above, written notification will be mailed to the applicant notifying him that the file has been closed. An applicant whose file has been closed shall subsequently be considered for licensure only upon the filing of a new application and payment of all appropriate fees.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 4-5-301, 63-13-108, 63-13-301, 63-13-304, 63-13-306, 63-13-307, and 63-13-312.

Rule 1150-01-.12 Continuing Competence is amended by deleting subparagraph (4)(b) in its entirety and substituting the following language, so that as amended, new subparagraph (4)(b) shall read:

(b) Ethics – The Tennessee Physical Therapy Association (TPTA) is the sole approval entity for ethics courses. All ethics courses approved by the TPTA shall be deemed approved by the Board. Any ethics course not approved by the TPTA will fail to meet the requirements of this rule. The TPTA shall only approve courses that are a minimum of two (2) hours in duration. They shall be Class I continuing competence as provided in paragraph (5), and shall as a minimum include education in:

1. APTA Code of Ethics;
2. APTA Guide for Professional Conduct;
3. APTA Standards of Ethical Conduct for the Physical Therapist Assistant
4. APTA Guide for Conduct of the Physical Therapist Assistant;
5. Model for ethical decision making; and
6. Case analysis.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-13-108, 63-13-304, 63-13-308, 63-13-309, and 63-13-311.

Rule 1150-01-.12 Continuing Competence is amended by deleting subparagraph (4)(c) in its entirety and substituting the following language, so that as amended, new subparagraph (4)(c) shall read:

(c) Course approval – Aside from ethics courses approved under subparagraph (b) above, the Board does not pre-approve Class I and Class II continuing competence courses, programs, and activities required by paragraphs (3), (5) and (6). It is the licensee's responsibility, using his/her professional judgment, to determine if the courses being taken are applicable, appropriate, and meet the requirements of this rule. However, a jurisprudence course provider must seek the Board's course approval by submitting the following information to the Board's office at least thirty (30) days prior to a regularly scheduled meeting of the Board that precedes the course:

1. Course description or outline;
2. Names of all lecturers;
3. Brief resume of all lecturers;
4. Date of course; and
5. How certification of attendance is to be documented.

Authority: T.C.A. §§ 4-5-202, 4-5-204, 63-13-108, 63-13-304, 63-13-308, 63-13-309, and 63-13-311.

I certify that the information included in this filing is an accurate and complete representation of the intent and scope of rulemaking proposed by the agency.

Date: 11/1/2013

Signature: Grant Mullins

Name of Officer: Grant Mullins

Title of Officer: Assistant General Counsel
Department of Health

Subscribed and sworn to before me on: November 1, 2013

Notary Public Signature: Suzanne Mechkowski

My commission expires on: MY COMMISSION EXPIRES APRIL 19, 2017

SUZANNE MECHKOWSKI STATE OF TENNESSEE NOTARY PUBLIC SUMNER COUNTY

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Filed with the Department of State on: 11/1/13

Tre Hargett

Tre Hargett
Secretary of State

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