

Rule Summary and Fiscal Analysis (Part A)**Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board**

Agency Name

Division

Jeffrey M. Rosa

Contact

**77 South High Street 16th Floor Columbus OH
43215-6108**

Agency Mailing Address (Plus Zip)

614-466-3774

Phone

614-995-0816

Fax

4755-23-04

Rule Number

AMENDMENT

TYPE of rule filing

Rule Title/Tag Line

License by endorsement.**RULE SUMMARY**

1. Is the rule being filed consistent with the requirements of the RC 119.032 review? **No**

2. Are you proposing this rule as a result of recent legislation? **No**

3. Statute prescribing the procedure in accordance with the agency is required to adopt the rule: **119.03**

4. Statute(s) authorizing agency to adopt the rule: **4755.41**

5. Statute(s) the rule, as filed, amplifies or implements: **4755.45**

6. State the reason(s) for proposing (i.e., why are you filing,) this rule:

This rule is being amended to correct an error in the minimum passing scores for two sections of the TOEFL iBT. The acceptable passing scores for the two sections in question were transposed when the Physical Therapy Section initially adopted the changes last year. The rule is also being amended to clarify the additional requirements that may be required of endorsement applicants who have been out of the practice of physical therapy for three or more years.

7. If the rule is an AMENDMENT, then summarize the changes and the content of the proposed rule; If the rule type is RESCISSION, NEW or NO CHANGE,

then summarize the content of the rule:

The first change will correct the passing scores required for the Reading Comprehension section and the Listening Comprehension section of the TOEFL iBT. The correct passing scores are 21 for the Reading Comprehension section and 18 for the Listening Comprehension section.

The second change clarifies the additional activities that may be required of endorsement applicants who have been out of practice for at least three years. These activities, which include remedial education, supervised clinical practice, and retaking the national exam, among others, will help the Physical Therapy Section ensure that applicants possess minimal competence to safely practice physical therapy in the State of Ohio.

8. If the rule incorporates a text or other material by reference and the agency claims the incorporation by reference is exempt from compliance with sections 121.71 to 121.74 of the Revised Code because the text or other material is **generally available** to persons who reasonably can be expected to be affected by the rule, provide an explanation of how the text or other material is generally available to those persons:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

9. If the rule incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material electronically, provide an explanation of why filing the text or other material electronically was infeasible:

This response left blank because filer specified online that the rule does not incorporate a text or other material by reference.

10. If the rule is being **rescinded** and incorporates a text or other material by reference, and it was **infeasible** for the agency to file the text or other material, provide an explanation of why filing the text or other material was infeasible:

Not Applicable.

11. If **revising** or **refiling** this rule, identify changes made from the previously filed version of this rule; if none, please state so:

Not Applicable.

12. 119.032 Rule Review Date: 4/1/2010

(If the rule is not exempt and you answered NO to question No. 1, provide the scheduled review date. If you answered YES to No. 1, the review date for this rule is the filing date.)

NOTE: If the rule is not exempt at the time of final filing, two dates are required: the current review date plus a date not to exceed 5 years from the effective date for Amended rules or a date not to exceed 5 years from the review date for No Change rules.

FISCAL ANALYSIS

13. Estimate the total amount by which *this proposed rule* would **increase / decrease** either **revenues / expenditures** for the agency during the current biennium (in dollars): Explain the net impact of the proposed changes to the budget of your agency/department.

This will have no impact on revenues or expenditures.

\$0.00

Not Applicable.

14. Identify the appropriation (by line item etc.) that authorizes each expenditure necessitated by the proposed rule:

Not Applicable.

15. Provide a summary of the estimated cost of compliance with the rule to all directly affected persons. When appropriate, please include the source for your information/estimated costs, e.g. industry, CFR, internal/agency:

Applicants out of practice for more than three years may incur some costs to meet the additional requirements imposed by the Physical Therapy Section to ensure that the applicant possesses minimal competence to safely practice. In most cases, however, the added costs will likely be \$100 to \$500. These costs would be associated with additional continuing education courses, refresher courses, and/or exams that might be required.

16. Does this rule have a fiscal effect on school districts, counties, townships, or municipal corporations? **No**

17. Does this rule deal with environmental protection or contain a component dealing with environmental protection as defined in R. C. 121.39? **No**