

## Rule Summary and Fiscal Analysis

### Part A - General Questions

**Rule Number:** 4755-23-04

**Rule Type:** Amendment

**Rule Title/Tagline:** License by endorsement.

**Agency Name:** Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board

**Division:**

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#### I. Rule Summary

1. **Is this a five year rule review?** No
  - A. **What is the rule's five year review date?** 10/1/2024
2. **Is this rule the result of recent legislation?** No
3. **What statute is this rule being promulgated under?** 119.03
4. **What statute(s) grant rule writing authority?** 4755.411
5. **What statute(s) does the rule implement or amplify?** 4755.45, 4755.451
6. **What are the reasons for proposing the rule?**

To eliminate an obsolete reference to a tool that no longer exists.

7. **Summarize the rule's content, and if this is an amended rule, also summarize the rule's changes.**

This rule details how a person can apply for and be granted a license by endorsement for a physical therapist or physical therapist assistant in Ohio. It describes the qualifications and

documentation needed. It describes special circumstances for individuals with a foreign education. It also describes what it means to have been out of practice for five years and the remediation steps that are needed to get back up to speed on the practice. The rule change removes reference to a general practice review tool, which is no longer in existence and replaces it with a plan as approved by the PT Section.

8. **Does the rule incorporate material by reference? No**
9. **If the rule incorporates material by reference and the agency claims the material is exempt pursuant to R.C. 121.75, please explain the basis for the exemption and how an individual can find the referenced material.**

*Not Applicable*

10. **If revising or re-filing the rule, please indicate the changes made in the revised or re-filed version of the rule.**

*Not Applicable*

## **II. Fiscal Analysis**

11. **Please estimate the increase / decrease in the agency's revenues or expenditures in the current biennium due to this rule.**

This will have no impact on revenues or expenditures.

\$0

Not Applicable

12. **What are the estimated costs of compliance for all persons and/or organizations directly affected by the rule?**

a. All physical therapists and physical therapist assistants applicants for Ohio license who are licensed in another state by who may have been out of practice for more than five years.

b. The applicant must pay a \$100 endorsement fee, plus a \$3.50 eLicense fee, any fees needed to complete required continuing education, plus any potential cost to verify a

clean license in other states. If out of practice more than five years, the applicant may choose to take the National Physical Therapy Exam to show continued competence in the

field, which costs \$485. An endorsement candidate is currently required to take a Laws and Rules exam for \$75.

c. \$178.50 plus variable licensure verification costs and unknown costs to comply with continuing education. Potential additional \$485 for the national physical therapy exam, if out of practice for more than five years.

13. **Does the rule increase local government costs? (If yes, you must complete an RSFA Part B). No**
14. **Does the rule regulate environmental protection? (If yes, you must complete an RSFA Part C). No**
15. **If the rule imposes a regulation fee, explain how the fee directly relates to your agency's cost in regulating the individual or business.**

License fees fund the operation of the Board.

### **III. Common Sense Initiative (CSI) Questions**

16. **Was this rule filed with the Common Sense Initiative Office? Yes**
17. **Does this rule have an adverse impact on business? Yes**
  - A. **Does this rule require a license, permit, or any other prior authorization to engage in or operate a line of business? Yes**

A license is required by law to practice physical therapy in the state of Ohio.
  - B. **Does this rule impose a criminal penalty, a civil penalty, or another sanction, or create a cause of action, for failure to comply with its terms? Yes**

Failure to have a license to practice may result in discipline by the Board.
  - C. **Does this rule require specific expenditures or the report of information as a condition of compliance? Yes**

\$100 license fee plus an application for licensure.
  - D. **Is it likely that the rule will directly reduce the revenue or increase the expenses of the lines of business of which it will apply or applies? No**

**IV. Regulatory Restrictions (This section only applies to agencies indicated in R.C. 121.95 (A))**

**18. Are you adding a new or removing an existing regulatory restriction as defined in R.C. 121.95? No**

**A. How many new regulatory restrictions do you propose adding?**

Not Applicable

**B. How many existing regulatory restrictions do you propose removing?**

Not Applicable