



STATE OF MICHIGAN  
JOCELYN BENSON, SECRETARY OF STATE  
DEPARTMENT OF STATE  
LANSING

February 22, 2022

**NOTICE OF FILING**

**ADMINISTRATIVE RULES**

To: Secretary of the Senate  
Clerk of the House of Representatives  
Joint Committee on Administrative Rules  
Michigan Office of Administrative Hearings and Rules (Administrative Rule #20-111-LR)  
Legislative Service Bureau (Secretary of State Filing #22-02-08)  
Department of Licensing and Regulatory Affairs

In accordance with the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6, this is to advise you that the Michigan Office of Administrative Hearings and Rules filed Administrative Rule #2020-111-LR (Secretary of State Filing #22-02-08) on this date at 11:05 A.M. for the Department of Licensing and Regulatory Affairs entitled, "Physical Therapy – General Rules".

These rules take effect immediately upon filing with the Secretary of State unless adopted under section 33, 44, or 45a(9) 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.

Sincerely,

Jocelyn Benson  
Secretary of State

*Sue Sayer / CK*

Sue Sayer, Departmental Supervisor  
Office of the Great Seal

Enclosure



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

GRETCHEN WHITMER  
GOVERNOR

ORLENE HAWKS  
DIRECTOR

February 22, 2022

The Honorable Jocelyn Benson  
Secretary of State  
Office of the Great Seal  
Richard H. Austin Building – 1<sup>st</sup> Floor  
430 W. Allegan  
Lansing, MI 48909

Dear Secretary Benson:

Re: Administrative Rules – Michigan Office of Administrative Hearings and Rules  
Administrative Rules #: 2020-111 LR

The Michigan Office of Administrative Hearings and Rules received administrative rules, dated June 2, 2021 for the Department of Licensing & Regulatory Affairs "**Physical Therapy - General Rules**". We are transmitting these rules to you pursuant to the requirements of Section 46 of Act No. 306 of the Public Acts of 1969, being MCL 24.246, and paragraph 16 of Executive Order 1995-6.

Sincerely,

A handwritten signature in black ink, appearing to be "Orlene Hawks".

Michigan Office of Administrative Hearings and Rules



Since 1941

**Legal Division**

**Kevin H. Studebaker, Director**

CERTIFICATE OF APPROVAL

On behalf of the Legislative Service Bureau, and as required by section 45 of the Administrative Procedures Act of 1969, 1969 PA 306, MCL 24.245, I have examined the proposed rules of the Department of Licensing and Regulatory Affairs dated June 2, 2021, amending R 338.7121, R 338.7122, R 338.7126, R 338.7131, R 338.7132, R 338.7133, R 338.7134, R 338.7135, R 338.7136, R 338.7137, R 338.7138, R 338.7139, R 338.7141, R 338.7142, R 338.7145, R 338.7146, R 338.7147, R 338.7148, R 338.7149, R338.7161, and R 338.7163 and adding R 338.7127 of the Department's rules entitled "Physical Therapy – General Rules." I approve the rules as to form, classification, and arrangement.

Dated: October 19, 2021

LEGISLATIVE SERVICE BUREAU

By

Elizabeth R. Edberg,  
Legal Counsel



STATE OF MICHIGAN

GRETCHEN WHITMER  
GOVERNOR

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

ORLENE HAWKS  
DIRECTOR

## LEGAL CERTIFICATION OF RULES

I certify that I have examined the attached administrative rules, dated June 2, 2021, in which the Department of Licensing and Regulatory Affairs proposes to modify a portion of the Michigan Administrative Code entitled “**Physical Therapy – General Rules**” by:

- ◆ Amending R 338.7121, R 338.7122, R 338.7126, R 338.7131, R 338.7132, R 338.7133, R 338.7134, R 338.7135, R 338.7136, R 338.7137, R 338.7138, R 338.7139, R 338.7141, R 338.7142, R 338.7145, R 338.7146, R 338.7147, R 338.7148, R 338.7149, R338.7161, and R 338.7163.
- ◆ Adding R 338.7127.

The Legislative Service Bureau has approved the proposed rules as to form, classification, and arrangement.

I approve the rules as to legality pursuant to the Administrative Procedures Act, MCL 24.201 *et seq.* and Executive Order No. 2019-6. In certifying the rules as to legality, I have determined that they are within the scope of the authority of the agency, do not violate constitutional rights, and are in conformity with the requirements of the Administrative Procedures Act.

Dated: October 20, 2021

Michigan Office of Administrative Hearings and Rules

By:

Katie Wienczewski,  
Attorney



GRETCHEN WHITMER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LANSING

ORLENE HAWKS  
DIRECTOR

## CERTIFICATE OF ADOPTION

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, R 338.7122, R 338.7126, R 338.7131, R 338.7132, R 338.7133, R 338.7134, R 338.7135, R 338.7136, R 338.7137, R 338.7138, R 338.7139, R 338.7141, R 338.7142, R 338.7145, R 338.7146, R 338.7147, R 338.7148, R 338.7149, R338.7161, and R 338.7163 of the Michigan Administrative Code are amended, and R 338.7127 is added.

Date: 2/17/2022

Adopted by: \_\_\_\_\_

Orlene Hawks  
Director

Department of Licensing and Regulatory Affairs

DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

DIRECTOR'S OFFICE

PHYSICAL THERAPY – GENERAL RULES

Filed with the secretary of state on February 22, 2022

These rules take effect immediately upon filing with the secretary of state unless adopted under section 33, 44, or 45a(9) 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, R 338.7122, R 338.7126, R 338.7131, R 338.7132, R 338.7133, R 338.7134, R 338.7135, R 338.7136, R 338.7137, R 338.7138, R 338.7139, R 338.7141, R 338.7142, R 338.7145, R 338.7146, R 338.7147, R 338.7148, R 338.7149, R338.7161, and R 338.7163 of the Michigan Administrative Code are amended, and R 338.7127 is added, as follows:

PART 1. DEFINITIONS

R 338.7121 Definitions.

Rule 21. (1) 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.

(2) A term defined in the code has the same meaning when used in these rules.

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 the 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 authorized licensee wrote the prescription.

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

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

Rule 26. (1) 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 satisfies all the following standards:

(a) Training content must cover all 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 approved for initial licensure, or by a college or university.

(iv) Reading an article related to the identification of victims of human trafficking that 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 must include the individual's name and either of the following:

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

(ii) For training completed 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) 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 27. (1) A licensee shall obtain consent for treatment before providing a telehealth service under section 16284 of the code, MCL 333.16284.

(2) A licensee shall keep proof of consent for telehealth treatment in the patient's up-to-date medical record and follow section 16213 of the code, MCL 333.16213.

(3) A licensee providing any telehealth service shall do both of the following:

(a) Act within the scope of the licensee's 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, Virginia 22314-1488, and on CAPTE's website at <https://www.capteonline.org>. Copies of the evaluative criteria also are available for inspection and distribution at a cost of 10 cents per page from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, Michigan 48909.

(2) Any educational program for physical therapists accredited by CAPTE 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 provide the required fee and a completed application on a form provided by the department. In addition to satisfying the requirements of the code and these rules, an applicant shall satisfy all the following requirements:



(a) Graduate from an accredited physical therapist educational program that 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 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 satisfy 1 of the following requirements:

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

(b) Satisfy the requirements under R 338.7135.

(c) Verify current enrollment in the final semester, term, or quarter of an approved physical therapist educational program and expected date of graduation.

(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. An applicant requesting an appeal of the 6-time lifetime limit policy or the 2 very low scores policy shall complete the following requirements before the board will consider the request. The department shall reject a request to the board if the applicant does not provide all the following information in writing:

(a) A completed NPTE Appeal form, which includes the information under subdivisions (b) to (j) of this subrule.

(b) The candidate's name.

(c) Whether the request relates to the physical therapy or physical therapy assistant examination level.

(d) Whether the 6-time lifetime limit policy or the 2 very low scores policy is being appealed.

(e) The state where the applicant is seeking licensure.

(f) The reason for the appeal, including why the applicant believes the 6-time lifetime limit policy or the 2 very low scores policy should not apply to the applicant.

(g) A list of all physical therapist or physical therapist assistant examination level examinations taken by the applicant, including the date of the examinations, province or state where taken, and the scores on the examinations.

(h) A list of any disciplinary action taken against the applicant by the FSBPT or by a province of Canada or another state, including the date, the province or state, and an explanation of the circumstances surrounding the discipline.

(i) The applicant's signature.

(j) The date the applicant completed the form.

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 verify 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. 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.

R 338.7136 Licensure by endorsement of physical therapist; requirements.

Rule 36. (1) An applicant for a physical therapist license by endorsement who satisfies the requirements of the code and this rule satisfies the requirements of section 16186 of the code, MCL 333.16186. The department shall issue a physical therapist license to an applicant who satisfies all the following requirements:

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

(b) Holds a current physical therapist license in another state or in a province of Canada.

(c) Completed the educational requirements for a physical therapist license in another state or province of Canada to obtain licensure as a physical therapist in a province of Canada or another state.

(d) Received a passing score on either of the following examinations for a physical therapist license in another state or province of Canada to obtain licensure as a physical therapist in a province of Canada or another state:

(i) The NPTE for physical therapists required under R 338.7133(1).

(ii) The Physiotherapy Competency Examination (PCE).

(e) Passed the Michigan Physical Therapist Jurisprudence Exam required under R 338.7133(2).

(2) An applicant who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed,

the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

R 338.7137 Requirements for relicensure; physical therapist.

Rule 37. (1) An applicant may be relicensed within 3 years after the expiration date of the license under section 16201(3) of the code, MCL 333.16201, if the applicant satisfies all the following requirements:

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

(b) Establishes 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) Provides 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 credit hours provided with the application are deficient, the applicant shall have 2 years from the date of the application to complete the deficient credits.

(ii) Establishes 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 may be relicensed more than 3 years after the expiration date of the license under section 16201(4) of the code, MCL 333.16201, if the applicant satisfies all the following requirements:

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

(b) Establishes good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.

(c) Provides fingerprints as required under 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 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 who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174, which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of

application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

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 satisfy all 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 performed by a physical therapist assistant.

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

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

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

(f) Meet regularly 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) 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 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 satisfy all 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 performed by the individual.
  - (c) Directly supervise the individual to whom acts, tasks, or functions are delegated.
  - (d) Provide predetermined procedures and protocols for acts, tasks, or functions delegated.
  - (e) Maintain a record of the names of the individuals to whom acts, tasks, or functions are 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, Virginia 22314-1488 and on CAPTE's website at <https://www.capteonline.org>. Copies of the evaluative criteria also are available for inspection and distribution at a cost of 10 cents per page from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs, 611 West Ottawa, P.O. Box 30670, Lansing, Michigan 48909.

(2) Any educational program for physical therapist assistants accredited by CAPTE 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 provide the required fee and a completed application on a form provided by the department. In addition to satisfying the requirements of the code and these rules, an applicant shall satisfy all the following requirements:

(a) Graduate from an accredited physical therapist assistant educational program that 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 satisfies the standards under R 338.7141 is presumed to 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 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 satisfy 1 of the following requirements:

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

(b) Satisfy the requirements under R 338.7147.

(c) Verify current enrollment in the final semester, term, or quarter of an approved physical therapist assistant educational program and expected date of graduation.

(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. An applicant requesting an appeal of the 6-time lifetime limit policy or the 2 very low scores policy shall complete the following requirements before the board will consider the request. The department shall reject a request to the board if the applicant does not provide all the following information in writing:

(a) A completed NPTE Appeal form, which includes the information under subdivisions (b) through (j) of this subrule.

(b) The candidate's name.

(c) Whether the request relates to the physical therapy or physical therapy assistant examination level.

(d) Whether the 6-time lifetime limit policy or the 2 very low scores policy is being appealed.

(e) The state where the applicant is seeking licensure.

(f) The reason for the appeal, including why the applicant believes the 6-time lifetime limit policy or the 2 very low scores policy should not apply to the applicant.

(g) A list of all physical therapist or physical therapist assistant examination level examinations taken by the applicant, including the date of the examinations, province or state where taken, and the scores on the examinations.

(h) A list of any disciplinary action taken against the applicant by the FSBPT or by a province of Canada or another state, including the date, the province or state, and an explanation of the circumstances surrounding the discipline.

(i) The applicant's signature.

(j) The date the applicant completed the form.

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 provide the required fee and a completed application on a form provided by the department. To be eligible for examination, an applicant shall verify 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. 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.

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

Rule 48. (1) An applicant for a physical therapist assistant license by endorsement who satisfies the requirements of the code and this rule satisfies the requirements of section 16186 of the code, MCL 333.16186. The department shall issue a physical therapist assistant license to an applicant who satisfies all the following requirements:

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

(b) Holds a current physical therapist assistant license in another state or in a province of Canada.

(c) Completed the educational requirements for a physical therapist assistant license in another state or province of Canada to obtain licensure as a physical therapist assistant in a province of Canada or another state.

(d) Received a passing score on the NPTE for physical therapist assistants required under R 338.7145(1) for a physical therapist assistant license in another state or province of Canada to obtain licensure as a physical therapist assistant in a province of Canada or another state.

(e) Passed the Michigan Physical Therapist Assistant Jurisprudence Exam required under R 338.7145(2).

(2) An applicant who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174,

which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

R 338.7149 Requirements for relicensure; physical therapist assistant.

Rule 49. (1) An applicant may be relicensed within 3 years after the expiration date of the license under section 16201(3) of the code, MCL 333.16201, if the applicant satisfies all the following requirements:

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

(b) Establishes 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) Provides 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 provided with the application are deficient, the applicant shall have 2 years from the date of the application to complete the deficient credits.

(ii) Establishes 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 may be relicensed more than 3 years after the expiration date of the license under section 16201(4) of the code, MCL 333.16201, if the applicant satisfies all the following requirements:

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

(b) Establishes good moral character as defined under section 1 of 1974 PA 381, MCL 338.41.

(c) Provides fingerprints as required under 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 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 under R 338.7145(1).

(3) An applicant who is or has been licensed, registered, or certified in a health profession or specialty by any other state, the United States military, the federal government, or another country shall disclose that fact on the application form. The applicant shall satisfy the requirements of section 16174(2) of the code, MCL 333.16174,



which includes verification from the issuing entity showing that disciplinary proceedings are not pending against the applicant and sanctions are not in force at the time of application. If licensure is granted and it is determined that sanctions have been imposed, the disciplinary subcommittee may impose appropriate sanctions under section 16174(5) of the code, MCL 333.16174.

## 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 constitutes the applicant's certification of compliance with the requirements of this rule. A licensee shall keep documentation of satisfying the requirements of this rule for 4 years from the date of applying for license renewal. Failure to 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 the initial licensure cycle.

(5) The PDR requirements in these rules satisfy the professional development requirements 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 must satisfy the following requirements, as applicable:

(a) No more than 12 PDR credits are allowed for approved online continuing education programs or activities completed in 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) 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 September 28, 2018, 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 602.10 to 34 CFR 602.38. Copies of the procedures and criteria of CHEA and the United States Department of Education are available for inspection and distribution at a cost of 10 cents per page from the Board of Physical Therapy, Bureau of Professional Licensing, Department of Licensing and Regulatory Affairs 611 West Ottawa, P.O. Box 30670, Lansing, Michigan 48909. CHEA's procedures and criteria are also available from CHEA at One Dupont Circle NW, Suite 510, Washington, DC 20036-1110 and at no cost from CHEA's website at <https://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 <https://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) Licensees may earn credit for any of the following activities:

#### ACCEPTABLE PDR ACTIVITIES

Activity Code	Activity	Number of PDR credits earned for activity
(a)	<p>Completing an approved continuing education program or activity related to the practice of 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"> <li>• Another state board of physical therapy.</li> <li>• Another board or task force regulated under article 15 of the code, MCL 333.16101 to 333.18838.</li> <li>• FSBPT.</li> <li>• The American Physical Therapy Association (APTA) or its components. APTA components include the APTA Michigan and other APTA Chapters, APTA Sections, and APTA Academies.</li> <li>• An accredited physical therapist educational program that satisfies the standards under R 338.7131.</li> <li>• An accredited physical therapist assistant educational program that satisfies the standards under R 338.7141.</li> </ul>	<p>The number of credits approved by the sponsor or the approving organization are 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 equals 1 PDR credit.</p> <p>A maximum of 20 PDR credits may be earned for this activity in each renewal period.</p>

	<p>If audited, a licensee shall provide 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>	
(b)	<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"> <li>• An accredited physical therapist educational program that satisfies the standards under R 338.7131.</li> <li>• A nationally accredited university or college that satisfies the standards in subsection (2) of this rule.</li> </ul> <p>If audited, a licensee shall provide a copy of the transcript showing credit hours of the academic courses related to physical therapy.</p>	<p>Fifteen PDR credits are granted for each semester credit earned and 10 PDR credits are granted for each quarter or term credit earned.</p> <p>A maximum of 20 PDR credits may be earned for this activity in each renewal period.</p>
(c)	<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 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 provide documentation from the professional or scientific journal or a copy of the completed general response form to verify that the licensee completed an evaluation.</p>	<p>One PDR credit is granted for each article.</p> <p>A maximum of 6 PDR credits may be earned for this activity in each renewal period.</p>
(d)	<p>Viewing or listening to media devoted to professional education related to the practice of physical therapy, other than on-line programs not approved or offered for continuing education credit.</p>	<p>One-half of 1 PDR credit is granted for every 30 minutes of continuous instruction.</p> <p>A maximum of 6 PDR credits may be earned for</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 provide a copy of the completed evaluation or completed general response form to verify that 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>this activity in each renewal period.</p>
(e)	<p>Presenting a continuing education program related to the practice of physical therapy.</p> <p>To receive credit, the presentation must be approved or offered for continuing education credit by any of the following:</p> <ul style="list-style-type: none"> <li>• Another state board of physical therapy.</li> <li>• Another board or task force regulated under article 15 of the code, MCL 333.16101 to 333.18838.</li> <li>• FSBPT.</li> <li>• APTA or its components. APTA components include the APTA Michigan and other APTA Chapters, APTA Sections and APTA Academies.</li> <li>• An accredited physical therapist educational program that satisfies the standards under R 338.7131.</li> <li>• An accredited physical therapist assistant educational program that satisfies the standards under R 338.7141.</li> </ul> <p>If audited, a licensee shall provide 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>Two PDR credits are granted for every 50 minutes of continuous instruction. A presentation may 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>

(f)	<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 provide a copy of the document presented with 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 are 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>
(g)	<p>Authoring an article related to the practice, education, or research of physical therapy published in any of the following:</p> <ul style="list-style-type: none"> <li>• The journal of a national physical therapy association or its components.</li> <li>• A peer-reviewed journal.</li> <li>• A health care journal.</li> <li>• A professional or scientific journal.</li> </ul> <p>If audited, a licensee shall provide a copy of the publication that shows the licensee as the author of the article or a publication acceptance letter.</p>	<p>Six PDR credits are granted for each article.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
(h)	<p>Writing a chapter related to the practice, education, or research of physical therapy published in a book.</p> <p>If audited, a licensee shall provide a copy of the publication that shows the licensee as the author of the chapter or a publication acceptance letter.</p>	<p>Six PDR credits are granted for each chapter.</p> <p>A maximum of 12 PDR credits may be earned for this activity in each renewal period.</p>
(i)	<p>Successfully completing 1 of the following:</p> <ul style="list-style-type: none"> <li>• An American Board of Physical Therapy Specialties (ABPTS) certification examination.</li> <li>• An ABPTS recertification examination.</li> <li>• The APTA's PTA Advanced Proficiency Pathways Program.</li> </ul> <p>If audited, a licensee shall provide proof of certification or recertification.</p>	<p>Twenty-three PDR credits are granted for each successful completion.</p> <p>A maximum of 23 PDR credits may be earned for this activity in each renewal period.</p>

<p>(j)</p>	<p>Participating as a student for a minimum of 1,000 hours in any of the following:</p> <ul style="list-style-type: none"> <li>• A postgraduate clinical training program related to the practice of physical therapy provided through or recognized by an accredited physical therapist educational program that satisfies the standards under R 338.7131.</li> <li>• A postgraduate clinical training program related to the practice of physical therapy provided through or recognized by an accredited physical therapist assistant educational program that satisfies the standards under R 338.7141.</li> <li>• 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.</li> <li>• A postgraduate clinical training program related to the practice of physical therapy accredited or credentialed by the APTA or an organization approved by the board.</li> </ul> <p>If audited, a licensee shall provide 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 satisfies the requirements of this rule.</p>	<p>Twelve PDR credits are 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>(k)</p>	<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 provide a letter from an appropriate official representing the</p>	<p>One PDR credit is 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>

	<p>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 took part on each date.</p>	
(1)	<p>Serving as a guest instructor of students, staff, or other licensees at any of the following:</p> <ul style="list-style-type: none"> <li>• A clinical training program related to the practice of physical therapy provided through or recognized by an accredited or developing physical therapist educational program that satisfies the standards under R 338.7131.</li> <li>• A clinical training program related to the practice of physical therapy provided through or recognized by an accredited or developing physical therapist assistant educational program that satisfies the standards under R 338.7141.</li> <li>• 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.</li> <li>• A clinical training program related to the practice of physical therapy accredited or credentialed by APTA or an organization approved by the board.</li> </ul> <p>If audited, a licensee shall provide 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 must verify that the clinical training program provided, offered, or accredited by an educational program or organization satisfies the requirements of this rule.</p>	<p>Two PDR credits are 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>

(m)	<p>Serving as a clinical instructor or clinical supervisor for students completing an internship, residency, or fellowship program that recognized or approved by any of the following:</p> <ul style="list-style-type: none"> <li>• An accredited or developing educational program for physical therapists that satisfies the standards under R 338.7131.</li> <li>• An accredited or developing educational program for physical therapist assistants that satisfies the standards under R 338.7141.</li> <li>• APTA or an organization approved by the board.</li> </ul> <p>If audited, a licensee shall provide 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 satisfies the requirements of this rule.</p>	<p>Three PDR credits are 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>
(n)	<p>Identifying, researching, and addressing an event or issue related to professional practice.</p> <p>If audited, a licensee shall provide a completed experiential activity form provided by the department for each issue or event.</p>	<p>One PDR credit is 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>
(o)	<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 acceptable if it enhances the participant's knowledge and understanding of the field of physical therapy.</p> <p>If audited, a licensee shall provide documentation verifying the licensee's participation in at least 50% of the regularly</p>	<p>Four PDR credits are 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>



	scheduled meetings of the task force, committee, board, council, or association.	
(p)	<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 provide 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 is 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>
(q)	<p>Performing volunteer work related to the field of physical therapy without reimbursement.</p> <p>If audited, a licensee shall provide a letter from an official other than the licensee verifying the number of hours and the type of volunteer work performed by the licensee.</p>	<p>One PDR credit is 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>
(r)	<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"> <li>• An accredited or developing educational program for physical therapists that satisfies the standards under R 338.7131.</li> <li>• An accredited or developing educational program for physical therapist assistants that satisfies the standards under R 338.7141.</li> </ul> <p>If audited, a licensee shall provide 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 are 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>

(s)	<p>Completing a self-review tool developed by FSBPT.</p> <p>To receive credit, a licensee shall provide documentation from FSBPT verifying completion of the self-review tool.</p>	<p>Three PDR credits are granted for each completion.</p> <p>A maximum of 3 PDR credits may be earned for this activity in each renewal period.</p>
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(5) The department must receive a request for a continuing education waiver under section 16205(1) of the code, MCL 333.16205, before the expiration date of the license.