

**ADOPTED REGULATION OF THE STATE BOARD OF
PHYSICAL THERAPY EXAMINERS**

LCB File No. R035-00

Effective January 5, 2001

EXPLANATION – Matter in *italics* is new; matter in brackets ~~omitted material~~ is material to be omitted.

AUTHORITY: §1, NRS 640.050, 640.100 and 640.250; §2, NRS 640.050.

Section 1. NAC 640.025 is hereby amended to read as follows:

640.025 The following fees are established:

1. For a physical therapist:

(a) Initial application for a license	\$300
(b) Annual renewal of a license	150
(c) Application for a temporary license	100
(d) Reinstatement of an expired license	300
(e) Administration of examination	300 325

2. For a physical therapist's assistant:

(a) Initial application for a license	\$200
(b) Annual renewal of a license	100
(c) Reinstatement of an expired license	200
(d) Administration of examination.....	275 300

3. General:

(a) List of licensees	\$25
(b) Change of name on a license	25

(c) Dishonored check	25
(d) Duplicate of lost license	25

Sec. 2. NAC 640.070 is hereby amended to read as follows:

640.070 1. An applicant for licensure who has graduated from a school in another country must:

(a) Submit an evaluation from a service for the evaluation of credentials approved by the board which **[states]** :

(1) Uses A Course Work Evaluation Tool for Persons Who Received Their Physical Therapy Education Outside the United States, third edition, March 1999, published by the Federation of State Boards of Physical Therapy, to prepare such an evaluation; and

(2) States that the education of the applicant is equivalent in content to an accredited educational program for physical therapy in the United States;

(b) Submit proof satisfactory to the board of his licensure to practice as a physical therapist without limitation in the country in which he was trained; and

(c) Unless the native language of the applicant is English and he has graduated from a program of physical therapy that was conducted in the English language, demonstrate proficiency in the English language by submitting proof of:

(1) His successful completion of the Test of Spoken English for Professionals administered by TOEFL/TSE Services;

(2) His successful completion of the Test of Written English administered by TOEFL/TSE Services; and

(3) His successful completion of the Test of English as a Foreign Language administered by TOEFL/TSE Services.

2. A Course Work Evaluation Tool for Persons Who Received Their Physical Therapy Education Outside the United States, third edition, March 1999, is hereby adopted by reference. A copy of the publication may be obtained, without charge, from the Foreign Credentialing Commission on Physical Therapy, P.O. Box 25827, Alexandria, Virginia 22313-9998, by telephone at (703) 684-8406 or by facsimile at (703) 684-8715.

3. If an applicant for licensure graduated from a school in another country and holds an H-1B Visa, the board will notify the Immigration and Naturalization Service of the United States Department of Justice if the applicant fails the national licensing examination.

~~3.~~ 4. If a licensee graduated from a school in another country and holds an H-1B Visa, the board will notify the Immigration and Naturalization Service of the United States Department of Justice if the board takes disciplinary action against him.

LCB File No. R035-00

NOTICE OF INTENT TO ACT UPON A REGULATION

Notice of Hearing for the Amendment of Regulations of the Nevada State Board of Physical Therapy Examiners.

The Nevada State Board of Physical Therapy Examiners will hold a public hearing at St. Mary’s Regional Medical Center, 235 W. 6th Street, Reno, Nevada, 89520 on June 22, 2000 at 8:30am. A telephone link will also be provided at the Nevada State Board of Physical Therapy Examiners office at 3150 W. Sahara Avenue, Suite B13, Las Vegas, NV 89102. The purpose of the hearing is to receive comments from all interested persons regarding the amendment of regulations that pertain to Chapter 640 of the Nevada Administrative Code.

The following information is provided pursuant to the requirements of NRS 233B.0603:

Item 1: To increase the existing examination fee charged to licensee applicants. This change is requested as the fee the Board is being charged to administer the examination is increasing.

Proposed language:

NAC 640.025 is hereby amended to read as follows:

640.025 The following fees are established:

- 1. For a physical therapist:
 - (a) Initial application for a license..... \$300
 - (b) Annual renewal of a license..... 150
 - (c) Application for a temporary license..... 100
 - (d) Reinstatement of an expired license..... 300
 - (e) Administration of examination..... ~~300~~ 325

- 2. For a physical therapist’s assistant:
 - (a) Initial application for a license..... \$200
 - (b) Annual renewal of a license..... 100
 - (c) Reinstatement of an expired license..... 200
 - (d) Administration of examination..... ~~275~~ 300 ...

There is no cost associated with enforcement of this regulation.

There will be no impact on small businesses.

Item 2: To amend the regulation to recognize “A Coursework Evaluation Tool” as the evaluation tool for credentials of persons who received their physical therapy education outside the United States. This is to ensure all foreign-educated physical therapists receive the same evaluation of their credentials.

Proposed language:

NAC 640.070 is hereby amended to read as follows:

1. An applicant for licensure who has graduated from a school in another country must:
 - (a) Submit an evaluation from a service for the evaluation of credentials approved by the board which **[states]**:
 - (1) *Uses A Course Work Evaluation Tool for Persons Who Received Their Physical Therapy Education Outside the United States, third edition, March 1999, published by the Federation of State Boards of Physical Therapy, to prepare such an evaluation: and*
 - (2) *States* that the education of the applicant is equivalent in content to an accredited educational program for physical therapy in the United States;
 - (b) Submit proof satisfactory to the board of his licensure to practice as a physical therapist without limitation in the country in which he was trained; and
 - (c) Unless the native language of the applicant is English and he has graduated from a program of physical therapy that was conducted in the English language, demonstrate proficiency in the English language by submitting proof of:
 - (1) His successful completion of the Test of Spoken English for Professionals administered by TOEFL/TSE Services;
 - (2) His successful completion of the Test of Written English administered by TOEFL/TSE Services; and
 - (3) His successful completion of the Test of English as a Foreign Language administered by TOEFL/TSE Services.
2. *A Course Work Evaluation Tool for Persons Who Received Their Physical Therapy Education Outside the United States, third edition, March 1999, is hereby adopted by reference. A copy of the publication may be obtained, without charge, from the Foreign Credentialing Commission on Physical Therapy, P.O. Box 25827, Alexandria, Virginia 22313-9998, by telephone at (703) 684-8406 or facsimile at (703) 684-8715.*
3. If an applicant for licensure graduated from a school in another country and holds an H-1B Visa, the board will notify the Immigration and Naturalization Service of the United States Department of Justice if the applicant fails the national licensing examination.
- [3.] 4.** If a licensee graduated from a school in another country and holds an H-1B Visa, the board will notify the Immigration and Naturalization Service of the United States Department of Justice if the board takes disciplinary action taken against him.

There is no cost associated with enforcement of this regulation.

There will be no impact on small businesses.

Persons wishing to comment upon the proposed action of the Nevada State Board of Physical Therapy Examiners may appear at the scheduled public hearing or may address their comments,

data, views, or arguments, in written form, to the Nevada State Board of Physical Therapy Examiners, P.O. Box 81467, Las Vegas, NV 89180-1467. Written submissions must be received by the Nevada State Board of Physical Therapy Examiners on or before June 16, 2000. If no person who is directly affected by the proposed action appears to request time to make an oral presentation, the Nevada State Board of Physical Therapy Examiners may proceed immediately to act upon any written submission.

A copy of this notice and the regulation to be amended will be on file at the State Library, 100 Stewart Street, Carson City, Nevada, for inspections by members of the public during business hours. Additional copies of the notice and the regulations to be amended will be available at the Nevada State Board of Physical Therapy Examiners, 3150 W. Sahara Avenue, Suite B-13, Las Vegas, Nevada 89102, and in all counties in which an office of the agency is not maintained, at the main public library, for inspection and copying by members of the public during business hours. This notice and the text of the proposed regulation regulations are also available in the State of Nevada Register of Administrative Regulations, which is prepared and published monthly by the Legislative Counsel Bureau pursuant to NRS 233B.0653, and on the Internet at <http://www.leg.state.nv.us>. Copies of this notice and the proposed regulations will be mailed to members of the public upon request. A reasonable fee may be charged for copies if it is deemed necessary.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, will issue a concise statement of the principal reasons for and against its adoption and incorporate therein its reason for overruling the consideration urged against its adoption.

This notice of hearing has been posted at the following locations:

Barbara Mathews, Director
Churchill County Library
5553 S. Maine Street
Fallon, NV 89406

Diane Hartsock, Director
Tonopah Public Library
P.O. Box 449
Tonopah, NV 89049

Sara Jones, Director
Elko County Library
720 Court Street
Elko, NV 89801

Jeanne Munk, Director
Pershing County Library
P.O. Box 781
Lovelock, NV 89419

Esmeralda County
P.O. Box 430
Goldfield, NV 89013

Storey County Library
P.O. Box 14
Virginia City, NV 89440

Lauri Oki, Director
Eureka Branch Library
P.O. Box 293
Eureka, NV 89316

Nancy Cummings, Director
Washoe County Library
P.O. Box 2151
Reno, NV 89505

Sherry Allen, Director
Humboldt County Library
85 East 5th Street
Winnemucca, NV 89445

Lincoln County Library
93 Main Street
P.O. Box 330
Pioche, NV 89043

Christian Freer-Parsons, Director
Lyon County Library
20 Nevin Way
Yerington, NV 89447

Steve Schlatter, Director
Mineral County Library
P.O. Box 1390
Hawthorne, NV 89415

Lori Romero, Director
White Pine County Library
950 Campton Street
Ely, NV 89301

Lynn Chambliss, Director
Battle Mountain Branch Library
P.O. Box 141
Battle Mountain, NV 89820

Sally Edwards, Director
Carson City Library
900 N. Roop Street
Carson City, NV 89701

Carolyn Rawles-Heiser, Director
Douglas County Library
P.O. Box 337
Minden, NV 89423

LCB File No. R035-00

NOTICE OF ADOPTION OF REGULATIONS

LCB File No. R035-00 was adopted by the State Board of Physical Therapy Examiners on July 20, 2000.

INFORMATIONAL STATEMENT

**LEGISLATIVE REVIEW OF ADOPTED REGULATIONS AS
REQUIRED BY
ADMINISTRATIVE PROCEDURES ACT, NRS 233B.066
LCB FILE R035-00**

The following statement is submitted for adopted amendments to Nevada Administrative Code (NAC) 640.

1. A description of how public comment was solicited, a summary of public response, and an explanation how other interested persons may obtain a copy of the summary.

The regulation was noticed for hearing on May 22, 2000 to all State of Nevada Public Libraries, the office of the Nevada State Board of Physical Therapy Examiners and St. Mary's Regional Medical Center. The hearing was conducted June 22, 2000. No members of the public attended.

2. The number of persons who:
 - (a) Attended each hearing: 0
 - (b) Testified at each hearing: 0
 - (c) Submitted to the agency written comments: 0
3. A description of how comment was solicited from affected businesses, a summary of their response, and an explanation how other interested persons may obtain a copy of the summary.

No businesses are affected by the changes to NAC.

4. If the regulation was adopted without changing any part of the proposed regulation, a summary of the reasons for adopting the regulation without change?

Does not apply.

5. The estimated economic effect of the adopted regulation on the business which it is to regulate and on the public.

Does not apply.

6. The estimated cost to the agency for enforcement of the adopted regulation.

There is no additional cost to the agency for enforcement of this regulation.

7. A description of any regulations of other state or government agencies which the proposed regulation overlaps or duplicates and a statement explaining why the duplication or overlapping is necessary.

There are no other state or government agency regulations that the proposed amendments duplicate.

8. If the regulations includes provisions that are more stringent than a federal regulation which regulates the same activity, a summary of such provisions.

Does not apply.

9. If the regulation provides a new fee or increases an existing fee, the total annual amount the agency expects to collect and the manner in which the money will be used.

The regulation increases the cost of taking the National Physical Therapy Examination. This increase is necessary, as the fee we are charged to administer the test has increased. Our profit margin remains basically the same.