

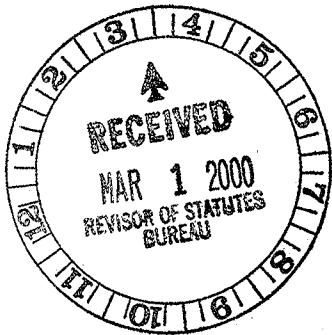
CERTIFICATE

**STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING**

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Patrick D. Braatz, Director, Bureau of Health Professions in the Wisconsin Department of Regulation and Licensing and custodian of the official records of the Physical Therapists Affiliated Credentialing Board, do hereby certify that the annexed rules were duly approved and adopted by the Physical Therapists Affiliated Credentialing Board on the 29th day of February, 2000.

I further certify that said copy has been compared by me with the original on file in this office and that the same is a true copy thereof, and of the whole of such original.

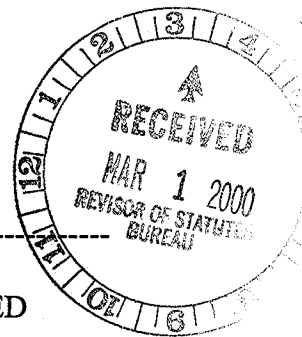


**IN TESTIMONY WHEREOF, I
have hereunto set my hand and
affixed the official seal of the
board at 1400 East Washington
Avenue, Madison, Wisconsin this
29th day of February, 2000.**

A large, stylized handwritten signature in black ink, appearing to read "P. D. Braatz".

**Patrick D. Braatz, Director, Bureau of
Health Professions, Department of
Regulation and Licensing**

STATE OF WISCONSIN
PHYSICAL THERAPISTS AFFILIATED CREDENTIALING BOARD



IN THE MATTER OF RULE-MAKING : ORDER OF THE
PROCEEDINGS BEFORE THE : PHYSICAL THERAPISTS AFFILIATED
PHYSICAL THERAPISTS AFFILIATED : CREDENTIALING BOARD
CREDENTIALING BOARD : ADOPTING RULES
: (CLEARINGHOUSE RULE 99-066)

ORDER

An order of the Physical Therapists Affiliated Credentialing Board to *repeal* PT 1.02 (5), 3.01 (5) and 4.01 (1) (d); to *amend* PT 2.01 (8), ch. PT 5 (title), 5.01 (title) and (4); and to *create* PT 1.02 (6), 2.01 (8) (a), (b) and (c) and 5.02, relating to the definition of physical therapy aide, the tests of English, written English and spoken English, general supervision of physical therapist assistants, and direct supervision of physical therapist assistants and physical therapy aides.

ANALYSIS

Statutes authorizing promulgation: ss. 15.085 (5) (b) and 227.11 (2), Stats.

Statutes interpreted: s. 448.52 (2) and (3) and 448.54, Stats.

The Physical Therapists Affiliated Credentialing Board promulgated rules of a housekeeping nature in May of 1998 and inadvertently left out the repeal of s. PT 4.01 (1) (d), which required a photograph to be submitted with applications for a locum tenens license. Photographs are no longer required to be submitted with applications as there are now other means of identification used, such as a driver's license or a picture ID. Also, requiring applicants to submit a photograph creates unnecessary administrative processing for staff.

The Physical Therapists Affiliated Credentialing Board is of the opinion that there needs to be a clarification regarding how many unlicensed persons can be supervised when a physical therapist is directly on-premises and when they are not. The amendment to Chapter PT 5, specifically the creation of s. PT 5.02, provides what direct supervision by the physical therapist is as it relates to the physical therapist assistant and the physical therapy aide. The definition of a physical therapy aide is created in s. PT 1.02 (6). In newly created s. PT 5.02 (9) it provides that the physical therapist assistants and physical therapy aides providing patient care under direct and general supervision may not exceed a total of 4.

A recent change in the Physical Therapy National Examination being given on a computerized basis required the board to promulgate rules regarding temporary licenses. In making those amendments in Clearinghouse Rule 96-052, which states that a temporary license cannot be renewed, is necessary as it conflicts with s. PT 3.01 (4), which says that a temporary license can be renewed for hardship reasons. Therefore, s. PT 3.01 (5) is repealed.

Rules are amended to require that applicants who have not graduated from a school of physical therapy whose primary language is not English take and pass three language proficiency examinations, which is the requirement the physical therapy schools now use. Therefore, the board amends its rule to conform to a standard requirement. Those examinations are the test of English as a foreign language (TOEFL), the test of written English (TWE), and the test of spoken English (TSE).

TEXT OF RULE

SECTION 1. PT 1.02 (5) is repealed.

SECTION 2. PT 1.02 (6) is created to read:

PT 1.02 (6) "Physical therapy aide" means a person other than a physical therapist or physical therapist assistant who provides patient care activities consistent with the aide's education, training and experience under the direct on-premises supervision of a physical therapist.

SECTION 3. PT 2.01 (8) (intro.) is amended to read:

PT 2.01 (8) (intro.) Any applicant who is a graduate of a school in a program in physical therapy in which English is not the primary language of communication shall take and pass ~~TOEFL~~ each of the following in order to qualify for a license.:

SECTION 4. PT 2.01 (8) (a), (b) and (c) are created to read:

PT 2.01 (8) (a) The test of English as a foreign language as administered by the educational testing service.

(b) The test of written English as administered by the educational testing service.

(c) The test of spoken English as administered by the educational testing service.

SECTION 5. PT 3.01 (5) is repealed.

SECTION 6. PT 4.01 (d) is repealed.

SECTION 7. Chapter PT 5 (title) and 5.01 (title) and (4) are amended to read:

Chapter PT 5 (title)

**PHYSICAL THERAPIST ASSISTANTS
AND PHYSICAL THERAPY AIDES**

PT 5.01 (title) Physical General supervision of physical therapist assistants.

PT 5.01 (4) Limit the number of physical therapist assistants ~~supervised~~ practicing under general supervision to a number appropriate to the setting in which physical therapy is administered, to ensure that all patients under the care of the physical therapist receive services that are consistent with accepted standards of care and consistent with all other requirements under this chapter. No physical therapist may at any time supervise more than 2 physical therapist assistants full-time equivalents at any time practicing under general supervision.

SECTION 8. PT 5.02 is created to read:

PT 5.02 Direct supervision of physical therapist assistants and physical therapy aides. Physical therapist assistants may provide physical therapy services, and physical therapy aides may provide patient care activities under the direct on-premises supervision of a physical therapist. In providing direct supervision, the physical therapist shall do all of the following:


- (1) Have primary responsibility for patient care rendered by the physical therapist assistant or physical therapy aide.
- (2) Be available at all times for consultation with the physical therapist assistant or physical therapy aide.
- (3) Observe and monitor those under direct supervision on a daily basis.
- (4) Evaluate the effectiveness of services provided by those under direct supervision on a daily basis by observing and monitoring persons receiving such services.
- (5) Determine the competence of each physical therapist assistant and physical therapy aide based upon his or her education, training and experience.
- (6) Interpret referrals and perform initial patient evaluation and examination.
- (7) Provide interpretation of objective tests, measurements and other data in developing and revising a physical therapy diagnosis, assessment, and treatment plan.
- (8) Delegate appropriate portions of the treatment plan and program to the physical therapist assistant or physical therapy aide consistent with the education, training, and experience of the person supervised.

(9) Limit the number of physical therapist assistants and physical therapy aides providing patient care under direct supervision to a number appropriate to the setting in which physical therapy is administered, to ensure that all patients under the care of the physical therapist receive services that are consistent with accepted standards of care and consistent with all other requirements under this chapter. The total number of physical therapist assistants and physical therapy aides providing patient care under direct and general supervision may not exceed a total of 4.

(END OF TEXT OF RULE)

The rules adopted in this order shall take effect on the first day of the month following publication in the Wisconsin administrative register, pursuant to s. 227.22 (2) (intro.), Stats.

Dated 2/29/00

Agency 
Chairperson
Physical Therapists Affiliated
Credentialing Board

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2/1/2000



State of Wisconsin
DEPARTMENT OF REGULATION AND LICENSING
CORRESPONDENCE/MEMORANDUM

DATE: March 1, 2000

TO: Gary Poulson
Assistant Revisor of Statutes

FROM: Pamela A. Haack, Paralegal
Department of Regulation and Licensing
Office of Administrative Rules

SUBJECT: Final Order Adopting Rules

Agency: Physical Therapists Affiliated Credentialing Board

Clearinghouse Rule 99-148

Attached is a copy and a certified copy of a final order adopting rules.

Please stamp or sign a copy of this letter to acknowledge receipt.

Thank you.

