

OFFICE OF THE SECRETARY OF STATE
DENNIS RICHARDSON
SECRETARY OF STATE

LESLIE CUMMINGS
DEPUTY SECRETARY OF STATE



ARCHIVES DIVISION
MARY BETH HERKERT
DIRECTOR

800 SUMMER STREET NE
SALEM, OR 97310
503-373-0701

NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 848
PHYSICAL THERAPIST LICENSING BOARD

FILED
11/07/2018 2:34 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Amend rule to adopt most recent version of the PT Compact Commission Rules.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/21/2018 12:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

A public rulemaking hearing may be requested in writing by 10 or more people, or by a group with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date the Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

CONTACT: Michelle Sigmund-Gaines 800 NE OREGON STREET, SUITE 407 Filed By:
971-673-0203 PORTLAND, OR 97232 Michelle Sigmund-Gaines
optlb.exec@state.or.us Rules Coordinator

NEED FOR THE RULE(S):

ORS 688.240 requires the Oregon Physical Therapist Licensing Board (OPTLB) to adopt the rules of the PT Compact Commission; when the PT Compact Commission updates their rules, the OPTLB must review and adopt the updated version.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

ORS 688, PT Compact Commission Rules at ptcompact.org

FISCAL AND ECONOMIC IMPACT:

None

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

None

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

No involvement as no impact anticipated.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

The proposed rule change is only to adopt the most recent version of the PT Compact Rules, which themselves only

reflect a minor clarifying change from the prior version. Therefore, a RAC was not deemed warranted.

AMEND: 848-055-0001

RULE SUMMARY: Amend rule to adopt most recent version of PT Compact Commission Rules.

CHANGES TO RULE:

848-055-0001

Compact Commission Rules

(1) Pursuant to ORS 688.240 Section 9.A.2, the Oregon Physical Therapist Licensing Board hereby adopts as rule the Physical Therapy Compact Commission Rules as adopted by the Commission effective ~~June~~October 2018, with the following additions:¶¶

(a) These rules are adopted only to the extent that the Compact Commission Rules are consistent with Oregon and Federal law, as determined by the Board.¶¶

(b) Pursuant to Article XI, 7 of the Oregon Constitution and per ORS 688.240, any monetary liabilities incurred as a result of arbitration or litigation are subject to the limitations in Oregon law.¶¶

(c) The Oregon Physical Therapist Licensing Board will comply with Commission Rule 6.1(C) to the extent that the Board determines that compliance is within the requirements and limitations of law.¶¶

(2) The full text of the ~~June~~October 2018 Commission Rules will be made available for review on the Oregon PT Board website at www.oregon.gov/ptbrd.

Statutory/Other Authority: ORS 688.160(6)(c), ORS 688.240

Statutes/Other Implemented: ORS 688.240