

**WEST VIRGINIA
SECRETARY OF STATE
NATALIE E. TENNANT
ADMINISTRATIVE LAW DIVISION**

Form #2

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FILED

2010 JUN 29 AM 11:19

OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: WV BOARD OF PHYSICAL THERAPY TITLE NUMBER: TITLE 16

RULE TYPE: LEGISLATIVE CITE AUTHORITY: 30-20A-4

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF RULE BEING PROPOSED: SERIES 5

TITLE OF RULE BEING PROPOSED: GENERAL PROVISIONS FOR ATHLETIC TRAINERS

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON July 29, 2010 AT 10:00 A.M. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

WV BOARD OF PHYSICAL THERAPY
101 DEE DRIVE
CHARLESTON, WV 25311

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

Leslie M. Spayne
Authorized Signature

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

APPENDIX B

FISCAL NOTE FOR PROPOSED RULES

GENERAL PROVISIONS FOR ATHLETIC TRAINERS

Rule Title: _____

Type of Rule: Legislative Interpretive Procedural

Agency: WV BOARD OF PHYSICAL THERAPY

Address: 101 DEE DRIVE
CHARLESTON, WV 25311

Phone Number: 304-558-0367 Email: WVBOPT@WV.GOV

Fiscal Note Summary

Summarize in a clear and concise manner what impact this measure will have on costs and revenues of state government.

THIS RULE WILL HAVE NO IMPACT ON COSTS OR REVENUES OF STATE GOVERNMENT; OR THE AGENCY ITSELF.

Fiscal Note Detail

Show over-all effect in Item 1 and 2 and, in Item 3, give an explanation of Breakdown by fiscal year, including long-range effect.

FISCAL YEAR			
Effect of Proposal	Current Increase/Decrease (use "-")	Next Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	0.00	0.00	0.00
Personal Services			
Current Expenses			
Repairs & Alterations			
Assets			
Other			
2. Estimated Total Revenues	0.00	0.00	0.00

Rule Title: _____

Rule Title:

GENERAL PROVISIONS FOR ATHLETIC TRAINERS

3. Explanation of above estimates (including long-range effect):

Please include any increase or decrease in fees in your estimated total revenues.

N/A

MEMORANDUM

Please identify any areas of vagueness, technical defects, reasons the proposed rule would not have a fiscal impact, and/or any special issues not captured elsewhere on this form.

THE CHANGES IN THIS RULE WILL NOT INCUR ANY COSTS ASSOCIATED WITH ATHLETIC TRAINERS REGISTRATION.

Date: June 29, 2010

Signature of Agency Head or Authorized Representative

Deleife Spruce

**TITLE 16
LEGISLATIVE RULE
WV BOARD OF PHYSICAL THERAPY**

**SERIES 5
GENERAL PROVISIONS FOR ATHLETIC TRAINERS**

SUMMARY OF PROPOSED RULE

The WV Board of Physical Therapy's statute §30-20A (All related to Athletic Trainers) was added through the legislative process and H.B. 3152 passed March 13, 2010. Rules need to be proposed for legislative approval in accordance with the provisions of the statute §30-20A.

TITLE 16
LEGISLATIVE RULE
WV BOARD OF PHYSICAL THERAPY

SERIES 5
GENERAL PROVISIONS FOR ATHLETIC TRAINERS

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§16-5-1. General.

- 1.1. Scope. -- This legislative rule describes and defines requirements on registration for Athletic Trainers.
- 1.2. Authority. -- W. Va. Code §30-20A-1, et. seq.
- 1.3. Filing Date. --
- 1.4. Effective Date. --

§16-5-2. Definitions.

The following words and phrases as used in these rules shall have the following meanings, unless the context otherwise requires:

- 2.1. "Applicant" means any person making application for an original or renewal registration to act as an athletic trainer under the provisions of this article.
- 2.2. "Board" means the West Virginia Board of Physical Therapy established under article twenty of this chapter.
- 2.3. "Registrant" means a person registered as an athletic trainer under the provisions of this article.
- 2.4. "Registration" means a registration issued by the board to practice athletic training.

§16-5-3. Application for Registration.

- 3.1. The applicant must complete the application form provided by the Board and supply the following:
 - 3.1. a. Personal information;
 - 3.1. b. Proof of current certification by a National Certifying Board approved by the WV Board of Physical Therapy;
 - 3.1. c. Verification of Licensure, Certification, or Registration from other states;
 - 3.1. d. Written responses to questions regarding criminal offenses;
 - 3.1. e. Written responses to questions regarding child support obligations;
 - 3.1. f. Name and address of all employers;
 - 3.1. g. Photo Identification;
 - 3.1. h. Application Fee.

§16-5-4. Renewal for Registration.

4.1. The registrant must renewal biennially.

4.2 Any change in personal contact and employer information must be submitted in writing to the Board as changes occur.