



WEST VIRGINIA SECRETARY OF STATE

MAC WARNER

ADMINISTRATIVE LAW DIVISION

eFILED

9/23/2019 11:08:22 AM

Office of West Virginia
Secretary Of State

**NOTICE OF AGENCY APPROVAL OF A PROPOSED RULE AND FILING WITH THE LEGISLATIVE RULE-
MAKING REVIEW COMMITTEE**

AGENCY: Physical Therapy TITLE-SERIES: 16-06
RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No
RULE NAME: 16-06 Fees for Athletic Trainers

PRIMARY CONTACT

NAME: Nonnie S Ramsey Executive Director
ADDRESS: 2 Players Club Drive Suite 102
Charleston, WV 25311
EMAIL: wvbopt@wv.gov
PHONE NUMBER: 304-558-0367

CITE STATUTORY AUTHORITY: W. Va. Code §30-20A-1 et. seq.

EXPLANATION OF THE STATUTORY AUTHORITY FOR THE LEGISLATIVE RULE, INCLUDING A DETAILED SUMMARY OF THE EFFECT OF EACH PROVISION OF THE LEGISLATIVE RULE WITH CITATION TO THE SPECIFIC STATUTORY PROVISION WHICH EMPOWERS THE AGENCY TO ENACT SUCH RULE PROVISION:

DATE eFiled FOR NOTICE OF HEARING OR PUBLIC COMMENT PERIOD: 7/25/2019

DATE OF PUBLIC HEARING(S) OR PUBLIC COMMENT PERIOD ENDED: 8/26/2019

COMMENTS RECEIVED: No

(IF YES, PLEASE UPLOAD IN THE COMMENTS RECEIVED FIELD COMMENTS RECEIVED AND RESPONSES TO COMMENTS)

PUBLIC HEARING: No

(IF YES, PLEASE UPLOAD IN THE PUBLIC HEARING FIELD PERSONS WHO APPEARED AT THE HEARING(S) AND TRANSCRIPTS)

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

WHAT OTHER NOTICE, INCLUDING ADVERTISING, DID YOU GIVE OF THE HEARING?

Website and email blast to registered athletic trainers

SUMMARY OF THE CONTENT OF THE LEGISLATIVE RULE, AND A DETAILED DESCRIPTION OF THE RULE'S PURPOSE AND ALL PROPOSED CHANGES TO THE RULE:

This rule establishes the fees to be charged by the Board to implement the statutory changes in SB 60 licensing the practice of athletic training.

STATEMENT OF CIRCUMSTANCES WHICH REQUIRE THE RULE:

The proposed changes to this rule which implement the statutory changes in SB 60 licensing the practice of athletic training. The proposed rule incorporates updates to section 2 Fees. 2.2.a. replace the word "registration" with "application"; 2.2.b. replace the words "registration fee" with "license" and update fee for licensure; 2.2.c. replace the words "registration fee" with "renewal" and update fee for renewal; 2.2.d. replace the word "registration" with "license"; 2.2.f. replace the word "certificate" with "license"; 2.2.g. removing "mailing list/directory" and replace it with "athletic trainer temporary permit", adding new fee for temporary permit, and removing 2.2.g.1. and 2.2.g.2.; adding 2.2.h. duplicate wallet card/license and fee; adding 2.2.i. continuing education course review, 2.2.i.1. provider and fee, 2.2.i.2. individual license review and fee; creating 2.2.j. by striking out "h" and replacing it with "j".

SUMMARIZE IN A CLEAR AND CONCISE MANNER THE OVERALL ECONOMIC IMPACT OF THE PROPOSED LEGISLATIVE RULE:

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

This rule will have no impact on cost or revenue of state government other than possibly increasing any swept funds from the Board's special revenue account. This rule will only impact the Board's special revenue account.

B. ECONOMIC IMPACT OF THE LEGISLATIVE RULE ON THE STATE OR ITS RESIDENTS:

This rule will impact current and future athletic trainers applying for licensure or currently poses an athletic training license in the state of WV.

C. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2019 Increase/Decrease (use "-")	2020 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost			
Personal Services			
Current Expenses			
Repairs and Alterations			
Assets			
Other			
2. Estimated Total Revenues			+5,150.00

D. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

Estimates are based on registrations issued and renewals during FY 2019. The Board issued 56 new registrations from July 1, 2018-June 30, 2019 and processed 134 renewals for 2019. Based on these numbers the Board projects an increase in revenue of \$5,150.00. It is unknown how many temporary permits will be issued due to this being added in Series 5 General Provisions for Athletic Trainers.

BY CHOOSING 'YES', I ATTEST THAT THE PREVIOUS STATEMENT IS TRUE AND CORRECT.

Yes

Nonnie S Ramsey -- By my signature, I certify that I am the person authorized to file legislative rules, in accordance with West Virginia Code §29A-3-11 and §39A-3-2.

TITLE 16
LEGISLATIVE RULE
WV BOARD OF PHYSICAL THERAPY

SERIES 6
FEES FOR ATHLETIC TRAINERS

§16-6-1. General.

1.1. Scope. -- This legislative rule describes and defines requirements ~~on registration for licensure~~ as well as nature of practice for Athletic Trainers and support personnel.

1.2. Authority. -- W. Va. Code §30-20A-1, et. seq.

1.3. Filing Date. -- ~~June 16, 2011.~~

1.4. Effective Date. -- ~~June 16, 2011.~~

1.5. Sunset Provision. -- This rule shall terminate and have no further force or effect upon the expiration of ten (10) years from the final filing date.

§16-6-2. Fees.

2.1. The West Virginia Board of Physical Therapy is an autonomous State Licensing Board Agency and receives no monies from the State’s general revenue fund; nor does it receive any Federal money. All money necessary to efficiently staff and equip a public office must be generated by services performed by the Board in behalf of its licensees or other interested parties.

2.2. Applicants shall pay to the Board the fees established and authorized by W. Va. Code §30-20A-1, et. seq.

2.2.a. Athletic Trainers Registration Application	\$25.00
2.2.b. Athletic Trainers Registration Fee <u>License</u>	\$100.00 <u>\$180.00</u>
2.2.c. Biennial Registration Fee <u>Renewal</u>	\$75.00 <u>\$80.00</u>
2.2.d. Registration <u>License</u> Verification	\$25.00
2.2.d.1. Office generated	\$25.00
2.2.d.2. Online	No Charge
2.2.e. Duplicate Wall Certificate	\$15.00
2.2.f. Name Change Requiring New Card/ Certificate <u>License</u> (Outside of Renewal Season)	\$5.00
2.2.g. Mailing List/Directory <u>Athletic Trainer Temporary Permit</u>	<u>\$30.00</u>
2.2.g.1. Label ready List Rate @ 10 cents/name and address	

16CSR6

~~2.2.g.2. Hard copy Directory Rate @ 15 cents/name and address~~

~~2.2.g.3. Labels Rate @ 30 cents/name and address~~

2.2.h. Duplicate wallet card/license \$5.00

2.2.i. Continuing Education Course Review

2.2.i.1. Provider \$50.00

2.2.i.2. Individual licensee review \$15.00

2.2.hj. All fees not paid by the due date shall be assessed a penalty to be determined by the Board not to exceed 25% of the original fee required.