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SECRETARY OF STATE
STATE OF WEST VIRGINIA

NOTICE OF EMERGENCY RULE DECISION BY THE SECRETARY OF STATE

AGENCY: Physical Therapy

RULE TYPE: Legislative

TITLE SERIES: 16 C.S.R. 01

RULE NAME: General Provisions for Physical Therapist and Physical Therapist Assistant

STATUTORY AUTHORITY: §30-20-1, et. seq

DATE FILED AS AN EMERGENCY RULE: February 21, 2025

Following review under W. Va. Code §29A-3-15a, which requires the Secretary of State to determine that the agency filing such emergency rule: 1) has not exceeded the scope of law authorizing or directing the promulgation thereof; 2) has shown that an emergency exists justifying the promulgation of an emergency rule; and 3) filed the emergency rule in compliance with W. Va. Code §29A-3-15, it is the decision of the Secretary of State that the above emergency rule is approved.

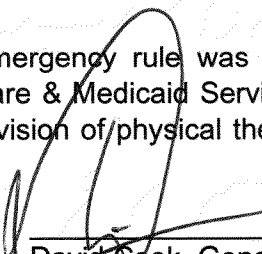
It is the determination of the Secretary of State that this proposal qualifies under the definition of an emergency as defined in §29A-3-15(f):

(1) For the immediate preservation of the public peace, health, safety and welfare;

(2) to comply with a time limitation established by the W. Va. Code or by a federal statute or regulation; or

(3) to prevent substantial harm to the public interest.

Additional notes or comments (if any): The emergency rule was filed to comply with new guidelines established by the Centers for Medicare & Medicaid Services set forth in 42 CFR § 410.60. The new guidelines allow general supervision of physical therapist assistants, and the rule changes provide for that.



David Cook, General Counsel
WV Secretary of State's Office