



Virginia
Regulatory
Town Hall

Exempt Action Final Regulation Agency Background Document

Agency Name:	Board of Physical Therapy, Department of Health Professions
VAC Chapter Number:	18 VAC 112-20-10 et seq.
Regulation Title:	Regulations Governing the Practice of Physical Therapy
Action Title:	Fee reduction
Date:	12/10/01

Where an agency or regulation is exempt in part or in whole from the requirements of the Administrative Process Act (§ 9-6.14:1 *et seq.* of the *Code of Virginia*) (APA), the agency may provide information pertaining to the action to be included on the Regulatory Town Hall. The agency must still comply the requirements of the Virginia Register Act (§ 9-6.18 *et seq.* of the *Code of Virginia*) and file with the Registrar and publish their regulations in a style and format conforming with the *Virginia Register Form, Style and Procedure Manual*. The agency must also comply with Executive Order Fifty-Eight (99) which requires an assessment of the regulation's impact on the institution of the family and family stability.

This agency background document may be used for actions exempt pursuant to § 9-6.14:4.1(C) at the final stage. Note that agency actions exempt pursuant to § 9-6.14:4.1(C) of the APA do not require filing with the Registrar at the proposed stage.

In addition, agency actions exempt pursuant to § 9-6.14:4.1(B) of the APA are not subject to the requirements of the Virginia Register Act (§ 9-6.18 *et seq.* of the *Code of Virginia*) and therefore are not subject to publication. Please refer to the *Virginia Register Form, Style and Procedure Manual* for more information.

Summary

Please provide a brief summary of the proposed new regulation, amendments to an existing regulation, or the regulation being repealed. There is no need to state each provision or amendment or restate the purpose and intent of the regulation, instead give a summary of the regulatory action and alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The Board of Physical Therapy has reduced fees for applicants and regulants for the next two years in order to reduce the surplus in its budget. Renewal fees will be reduced for physical therapists from \$135 to \$60 and for physical therapist assistants from \$70 to \$30. Other fees, including those for application, reinstatement, endorsement and late renewal are similarly reduced. A fee for certification of grades to another jurisdiction is being permanently eliminated, as it is no longer necessary; and the fee for applying for reinstatement after revocation is being permanently reduced from \$2,000 to \$1,000.

Statement of Final Agency Action

Please provide a statement of the final action taken by the agency including the date the action was taken, the name of the agency taking the action, and the title of the regulation.

On December 7, 2001, the Virginia Board of Physical Therapy adopted amendments to regulations, 18 VAC 112-20-10 et seq. (*Regulations Governing the Practice of Physical Therapy*) to reduce fees from January, 2002 to January 2004.

Additional Information

Please indicate that the text of the proposed regulation, the reporting forms the agency intends to incorporate or use in administering the proposed regulation, a copy of any documents to be incorporated by reference are attached.

Please state that the Office of the Attorney General (OAG) has certified that the agency has the statutory authority to promulgate the proposed regulation and that it comports with applicable state and/or federal law. Note that the OAG's certification is not required for Marine Resources Commission regulations.

If the exemption claimed falls under § 9-6.14:4.1(C) (4)(c) of the APA please include the federal law or regulations being relied upon for the final agency action.

The text of the amended regulation is attached to this submission.

The Assistant Attorney General has certified that amendments to 18 VAC 112-20-10 et seq., which will reduce fees charged to regulants and applicants, are exempt from Article 2 of the Administrative Process Act under provisions of § 2.2-4006 (7).

Family Impact Statement

Please provide an analysis of the regulatory action that assesses the impact on the institution of the family and family stability including the extent to which the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one's spouse, and one's children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

The Board determined that there is no impact on the family or family stability as a result of these amendments to regulations. There will be an increase in disposable family income for those physical therapists and physical therapy assistants or applicants for licensure who are personally responsible for payment of licensure fees.