

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
700-X-1-02	Composition And Selection of Board	(1) The Board of Physical Therapy shall consist of seven members who meet the qualifications set out in Code of Ala. 1975, §34-24-192(b), appointed by the Governor from a list of five persons nominated for each place on such Board by the current licensees and certified to him by the Board. For the purpose of preparing the list of five names, the Board shall conduct an annual meeting at which all physical therapists and physical therapist assistants holding a current license as identified under the provisions of this act shall have the right to attend, nominate, and vote.	Ala. Code §§34-24-192, 34-24-193	0 Required by Statute
700-X-1-02	Composition And Selection of Board	(2) Board members shall be appointed for staggered terms of five years each, so that at least one member's term expires each year. No person shall be appointed for more than two consecutive terms. Four members shall be physical therapists, two members shall be physical therapist assistants, and one member shall be a consumer.	Ala. Code §§34-24-192, 34-24-193	0 Required by Statute
700-X-1-02	Composition And Selection of Board	(3) The membership of the board shall be inclusive and reflect the racial, gender, geographic, urban/rural, and economic diversity of the state.	Ala. Code §§34-24-192, 34-24-193	0 Required by Statute
700-X-1-04	Officers Election	(1) (a) The Board shall elect a chair, a secretary, and a treasurer, annually at the first meeting held after October the 1st.	Ala. Code §§34-24-192, 34-24-193	0 Required by Statute
700-X-1-04	Officers Compensation and Expenses	(2) Board members shall be compensated on a per diem basis for days actually spent in performance of their duties in an amount that shall be fixed from time to time by resolution of the Board. Additionally, members of the Board shall be reimbursed according to the state travel policy for their other expenses.	Ala. Code §§34-24-192, 34-24-193	0 Required by Statute
700-X-1-05	Executive Director	The Board shall employ an Executive Director who shall be responsible for the administration of Board policy. The Executive Director is designated as agent for the Board for service of legal process upon the Board. All correspondence to the Board, including requests for information and all	Ala. Code §34-24-193	0 Required by Statute

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		submissions and other requests, should be made to the Executive Director at the Board's headquarters		
700-X-1-.06	Meetings	(2) Each member of the Board shall be given at least seven days' notice of the time, place, and purpose of any regular or special meeting by the chair or the executive director, unless such notice is waived by the individual member or unless such member is present at the called meeting.	Ala. Code §34-24-193	1
700-X-1-.06	Meetings	(3) The Board shall conduct an annual meeting at which all physical therapists and physical therapist assistants shall have the right to attend, nominate, and vote on persons for positions on the board.	Ala. Code §34-24-192	0 Required by Statute
700-X-1-.07	Voting	All members of the Board, including the chair, are entitled to vote and to make or second motions. A majority of those members of the Board present and voting on any matter shall decide that matter before the Board. The chairman shall vote as a member of the Board and his/her vote shall count no more than the vote of any other member.	Ala. Code §34-24-193	3
700-X-1-.08	Use of Forms	All applications and requests for which the Board has prescribed a form must be made on the prescribed form. Copies of instructions and forms are available from the executive director.	Ala. Code §34-24-193	1
700-X-1-.10	Directory	The Board shall make available a directory listing all persons licensed to practice in Alabama as physical therapists or physical therapist assistants. Copies of the directory shall be made available from the executive director upon request and payment of the cost of copying, handling and postage, the costs of which will be the same as set forth in rule 700-X-2-.09, above.	Ala. Code §34-24-193	0 Required by Statute
700-X-2-.01	Appropriate Education Required	(1) United States Educated Applicants. Each applicant for licensure as a physical therapist or physical therapist assistant must have completed a program of physical therapy education appropriate for preparation as a physical therapist or physical therapist assistant, respectively, which is approved by the American Physical Therapy Association's Commission on Accreditation in Physical Therapy Education (CAPTE)	Ala. Code §34-24-193(a)	1

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
700-X-2-.01	Appropriate Education Required	(3) Non-United States Educated Applicants. (a) Statement of Policy. Foreign educated physical therapist applicants must demonstrate educational equivalency to United States educated physical therapists as measured by the Federation of State Boards of Physical Therapy (FSBPT). (b) Submission of Educational Credentials. Foreign educated physical therapist applicants shall submit their education credentials to: FOREIGN CREDENTIALING COMMISSION ON PHYSICAL THERAPY (FCCPT) 124 West St., South 3rd Floor Alexandria, VA 22314 Fax: 703-684-8715 A copy of the evaluation by the credentials evaluating agency must be sent directly to the Board.	Ala. Code §34-24-193(a).	3
700-X-2-.02	Application Required	(1) Application form. Each applicant for licensure shall complete an application form prescribed by the Board and supplied by the executive director. (2) Documentation. The documents provided in this section must be received by the executive director before an application is considered complete. (a) Applicants for Licensure. 1. The following must be submitted by the applicant: (i) Completed application. (ii) The required fees as prescribed by the Board. (iii) Photographic identification with proof of citizenship or residency. 2. The following must be submitted directly to the Board by the appropriate person or entity: (i) An official transcript of grades showing graduation or completion of the requisite physical therapy program. (Must be received prior to issuance of an annual license.) (ii) Verification of all of applicant's licenses in other states as a physical therapist or physical therapist assistant, if applicable. (iii) For the applicant who holds a license in another state for more than one year, evidence of required continuing education. (iv) Examination results. Applicants who took the examination between August 1965, and February 1991, must have passed each part of the examination, as well as the entire examination, by at least 1.5 sigma below the national mean.	Ala. Code §34-24-193(a)	9

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>Applicants who took the examination between February 1991, and March 1993, must have passed the examination by at least 1.5 sigma below the national mean. Applicants who took the examination from March 1993, to the present must have passed the examination with a criterion referenced score of at least 600.</p> <p>(b) Foreign-educated applicants.</p> <p>1. The following must be submitted directly to the Board by the appropriate person or entity:</p> <p>(i) A certified copy of the evaluation by the approved credentials evaluating agency of the applicant's education prior to application.</p> <p>(ii) Any other certifying documents deemed necessary by the Board to establish professional status.</p> <p>(iii) Photographic identification with proof of residency or citizenship.</p>		
700-X-2-.03	Application Fee Required	<p>A fee shall be required of all applicants for licensure. The fee shall be tendered in an appropriate method approved by the board. The application fee for spouses of active United States military personnel shall be waived upon receipt of appropriate documentation.</p>	<p>Ala. Code §§34-24-193, 34-24-211.</p>	<p style="text-align: center;">3 2 Required by Statute</p>
700-X-2-.04	Examinations	<p>(1) Examinations.</p> <p>(a) Each candidate for licensure must pass licensure examination approved by the Board.</p> <p>(b) The cost of the examinations is in addition to the application fee provided for in Rule 700-X-2-.03 and the payment should be made directly to the examination service.</p> <p>(2) Each candidate must register with FSBPT to take the National Physical Therapy Exam (NPTE) and select Alabama as the jurisdiction for which the applicant will be testing in order to have the first score sent to this state.</p> <p>(3) Scoring of Examinations.</p> <p>(a) Examinations shall be scored by and maintained on file by the appropriate examination service, and a record of the applicant's examination scores shall be kept by the Board.</p>	<p>Ala. Code §§34-24-193, 34-24-212, 34-24-216</p>	<p style="text-align: center;">6</p>

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>(b) Passing Score.</p> <p>1. Physical Therapist Applicants. Physical therapist applicants must pass the examinations with a score of at least 600.</p> <p>2. Physical Therapist Assistant Applicants. Physical therapist assistant applicants must pass the examinations with a score of at least 600.</p> <p>(4) Reexamination.</p> <p>(a) Any candidate who fails to pass the first licensure examination may reschedule for reexamination with the examination service. Applicant is responsible for all fees required by the examination service for reexamination.</p> <p>(b) Applicants fee for licensure with the board remains valid until the candidate exhausts all opportunities to pass examinations under the established guidelines provided by the examination service.</p>		
700-X-2-.05	Licensure without Examination	Any individual licensed prior to 1978 who applies for licensure without examination under the provisions of Code of Ala. 1975, §34-24-214, must provide the Board with a copy of the law under which he/she was licensed and, where appropriate, have the licensing authority or appropriate score reporting service provide the Board with a copy of his/her examination scores.	Ala. Code §§34-24-193, 34-24-214	1
700-X-2-.06	License Issuance	Each license shall be dated and numbered in the order of issuance and shall be signed by the chair and the executive director.	Ala. Code §§34-24-193, 34-24-213, 34-24-214, 34-24-215	2
700-X-2-.07	Temporary Licenses	(1) Upon application for licensure by qualified candidates under the provisions of Code of Ala. 1975, §34-24-215(b), and upon submission of documentation required by Rule 700-X-2-.02, a candidate shall be issued a temporary license to practice as a physical therapist or physical therapist assistant. The temporary license shall be valid only until the first examination is scored and the Board determines whether a license shall be	Ala. Code §§34-24-193, 34-24-215	4

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		issued. Physical therapists practicing under a temporary license must be under the direct, on-site supervision of a licensed physical therapist. Physical therapist assistants practicing under a temporary license must be under the direct, on-site supervision of a licensed physical therapist or a licensed physical therapist assistant, with the approval of the supervising physical therapist.		
700-X-2-.07	Temporary Licenses	(2) The Board shall issue a temporary license under the provisions of Code of Ala. 1975, §34-24-215(a), upon application and payment of a fee not to exceed \$100.00, which fee shall be set from time to time by resolution of the Board.	Ala. Code §§34-24-193, 34-24-215	1
700-X-2-.07	Temporary Licenses	(3) Spouses of active United States military personnel who hold a valid license from another jurisdiction shall be issued a temporary license upon application. The temporary license issued to the spouse shall be valid for up to 180 days or until an annual license is issued to the spouse.	Ala. Code §§34-24-193, 34-24-214	2
700-X-2-.08	License Renewal	(2) Renewal Fee Required. A renewal fee shall be required for annual renewal of license.	Ala. Code §34-24-193(a) 34-24-216(a)	0 Required by Statute
700-X-2-.08	License Renewal	(3) Expired Renewal Fee. Anyone wishing to renew an expired license after November 1st of the license issuance year shall pay an Expired Renewal Fee. This Fee is in addition to the restoration fee set by Administrative Regulation 700-X-2-.09. After the five-year period, a license shall only be obtained by complying with the provisions relating to the issuance of an original license.	Ala. Code §34-24-193(a) 34-24-216	0 Required by Statute
700-X-2-.08	License Renewal	(4) Continuing Education Required. Continuing education activities are required to assure continued competency of licensees and thereby public protection. Successful completion of continuing education activities shall be a requirement for the renewal of licenses and for initial licensure without examination.	Ala. Code §34-24-193(a) 34-24-216	0 Required by Statute
700-X-2-.08	License Renewal	(5)(a) General Guidelines 1. Maintain, improve or expand skills or knowledge of the practice of physical therapy	Ala. Code §34-24-193(a) 34-24-216	0 Required by Statute

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		2. Contribute to the professional competency of the licensee by means of an organized activity with clearly described or outlined course content, dates or timelines for completion, and times of instruction or activity engagement expectations 3. Pertain to common subjects related to the practice of physical therapy and are based upon referenced scientific evidence; practice-based evidence; case studies; clearly identified anecdotal experience; current or proposed regulation of practice; accepted professional guidelines; policy documents; or best practices 4. Conducted by experts in the subject matter - individuals with special education, training, and experience, 5. Include stated program goals/objectives. 6. Identify target audience or describes prerequisite levels of experience 7. Describe requirements for successful progression or completion when using self-directed methods of learning (i.e., self-study, online, video, audio, teleconference, etc.). Self-directed methods of instruction may utilize a post-test but cannot result in a pass/fail grade 8. Include a certificate or other sufficient proof of completion -For a concurrent session conference that does not provide documentation of individual session(s) completed, each individual course attended must be verified by having a conference official or course instructor sign or stamp the session description in the conference program if the conference does not use an automated format that allows for individual course verification		
700-X-2-.08	License Renewal	(5)(b) Non-traditional continuing education activities shall have the following credit values: 1. Completion of physical therapy related academic coursework – awarded fifteen (15) hours of credit per semester hour completed 2. Participation in a physical therapy related clinical residency or fellowship program – awarded fifteen (15) hours of credit for each 1,000 hours completed	Ala. Code §34-24-193(a) 34-24-216	1

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>3. Completion of a physical therapy related specialty certification or recognition of advanced proficiency – awarded three (3) hours of credit for the initial certification or recognition and one (1) hour of credit for recertification or subsequent recognition</p> <p>4. Publication in a peer-reviewed publication – awarded five (5) hours of credit for a book, three (3) hours of credit for a chapter or single author publication, or two (2) hours of credit for a multi-author publication</p> <p>5. Teaching or lecturing in a physical therapy related continuing education activity – awarded two (2) hours per hour taught. Teaching or lecturing in the academic setting is also included, if teaching is not the licensee’s primary occupation</p> <p>6. Once every five (5) years, a formal internal or external peer review of practice, with verification of acceptable practice – awarded three (3) hours of credit</p>		
700-X-2-.08	License Renewal	<p>(5)(c) Limited non-traditional continuing education activities are also permitted by the Board but shall not exceed forty percent (40%) of a licensee’s total annual continuing education requirement and shall have the following credit values:</p> <p>1. Publication in a peer-reviewed publication of an abstract, scientific review of a research paper, or book review - awarded one (1) hour of credit</p> <p>2. Participation as a book or manuscript reviewer – awarded one (1) hour of credit</p> <p>3. Database publication of a clinical practice guideline - awarded one (1) hour of credit</p> <p>4. Authorship of a presented scientific poster or platform presentation – awarded one (1) hour of credit</p> <p>5. Acting as the primary clinical instructor for CAPTE accredited PT or PTA program students – awarded one (1) hour for each 200 hours completed</p>	Ala. Code §34-24-193(a) 34-24-216	2

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		6. Developing alternative media materials, including computer software, programs, and digital instructional materials – awarded one (1) hour for each project released for public access.		
700-X-2-.08	Continuing Education Requirements	<p>(d) Requirements</p> <p>1. Each physical therapist and physical therapist assistant licensed to practice by this Board shall complete for each compliance period, a minimum of ten (10) hours of continuing education activities. One hour of continuing education is defined as 50 minutes of engagement in the continuing education activity. October 1 through September 30 of the next year shall constitute a compliance period.</p> <p>(i) For the applicant who holds a license in another state for more than one year, they must demonstrate a total of ten (10) hours of acceptable continuing education in the twelve (12) months prior to application.</p> <p>(ii) All applicants for licensure must complete two (2) hours of continuing education on the topic of Alabama physical therapy jurisprudence, covering both the Practice Act and the Administrative Code prior to the next year’s license renewal.</p> <p>(iii) With the exception of jurisprudence individuals licensed within one year of graduation from a CAPTE approved program will not be required to meet the continuing education requirements for initial licensure or the first renewal.</p> <p>2. Beginning with the compliance period starting October 1, 2015, licensees shall begin retaining a record of completed courses for five (5) years, including an agenda, brochure or other documentation that substantiate how the activities meet the accepted general guidelines, as well as documentation to establish the completion of those activities Licensees shall provide the Board a copy of their records, or grant access to any online recording and reporting system the licensee elects to use for purposes of the Board verifying completion of the continuing education requirements.</p> <p>3. Continuing education hours earned by a physical therapist or physical therapist assistant in excess of ten (10) hours during a compliance period, may</p>	Ala. Code §34-24-193(a) 34-24-216	7

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>be carried forward into the next compliance period; but, no more than ten (10) hours may be carried forward.</p> <p>4. Beginning with the compliance period starting October 1, 2015, licensees complete at least two (2) hours of continuing education every fifth year on the topic of Alabama physical therapy jurisprudence, covering both the Practice Act and the Administrative Code. Both PTs and PTAs will be required to fulfill this requirement when renewing their license in years ending in zero (0) or five (5) (i.e., 2020, 2025, 2030, etc.).</p>		
700-X-2-.09	License Restoration	All licenses shall expire on the first day of October. Any person who permits his/her license to lapse past September 30 may restore the license upon application to the Board and submission of all fees due on or before November first. After November first, a restoration fee set by the board will be required , in addition to the expired renewal fee. Upon receipt of all fees applicable, a license will be reinstated and restored effective the date that all fees are received in the board office.	Ala. Code §§34-24-193, 34-24-216	0 Required by Statute
700-X-2-.10	Lost or Destroyed License or Name Change	<p>(1) Lost or destroyed license. Any licensee whose license is lost or destroyed may be issued a replacement license upon making application to the Board. Such application must be accompanied with the appropriate form and fee set by the board.</p> <p>(2) Name change. Any licensee whose name is changed by marriage or court order shall provide proof of name change and apply for a replacement license within 60 days.</p>	Ala. Code §34-24-193	2
700-X-3-.02	Unbecoming Conduct	<p>(1) "Unbecoming Conduct" is defined as incompetent, illegal, unethical, unprofessional, or dishonorable conduct which violates those standards which have become accepted as obligations reasonably necessary for the protection of the public interest and for professional accountability.</p> <p>(2) Certain Conduct Specifically Prohibited. While the statements of conduct apply universally, the application or interpretations are usually based on specific individual circumstances. The determination as to what constitutes unbecoming conduct shall be solely within the judgment of the Board of</p>	Ala. Code §§34-24-191; 34-24-193	2

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>Physical Therapy. The Board finds that and declares that unbecoming conduct shall include, but not be limited to, the following either singularly, in part, or in combination: (a) Practicing with an expired license. (b) Willful or grossly negligent failure to comply substantially with provisions of laws, rules or regulations governing the practice of the profession. (c) Abandoning or neglecting a patient in need of immediate professional care without making reasonable arrangements for the continuation of such care. (d) Willfully harassing, abusing, or intimidating a patient, co-worker, student, volunteer, or any individual either physically or verbally while practicing physical therapy. (e) Suggesting to a patient referred by one practitioner that the patient seek the services of another practitioner without first consulting the referring practitioner. (f) Guaranteeing that satisfaction or a cure will result from the performance of professional services. (g) Administering excessive tests or treatment; use of treatment procedures or equipment not warranted by the condition of the patient. (h) Claiming that the quality of services is greater than the quality of services performed by other physical therapists or other physical therapist assistants. (i) Using the word "doctor" in offering to perform professional services without also indicating the discipline in which the licensee holds a doctorate. (j) Accepting and undertaking the performance of responsibilities which the licensee knows or has reason to know that he or she is not qualified to perform, or performing without adequate supervision or direction, services which the licensee is authorized to perform only under the supervision or direction of licensed persons. (k) Delegating responsibilities to a person when the licensee delegating such responsibilities knows or has reason to know that such person is not qualified by education, by experience, or by licensure to perform them. (l) Failing to exercise appropriate supervision or direction over persons who are authorized to practice only under the supervision or direction of the licensed professional. (m) Failing to maintain appropriate records which accurately reflect the evaluation and treatment for each patient. (n) Revealing personally identifiable facts, data, or information</p>		

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>obtained in a practitioner capacity without the prior consent of the patient or client, except as authorized or required by law. (o) Failing to make available to a patient, or, upon a patient's request, to another licensed health care practitioner consistent with that practitioner's authorized scope of practice, copies of reports, tests, records, or evaluations relating to the patient, or failing to complete forms or reports required for the reimbursement of a patient by a third party. (p) Endorsing equipment, products or services to the patient and the lay public if any remuneration is received in return for such endorsement without notifying the patient or lay person that you would profit from the sale of the equipment, products or services. (q) Failing to report known incompetent, illegal or unprofessional conduct. (r) Engaging in sexual misconduct. Sexual misconduct, for the purpose of this section, includes but is not limited to the following: 1. Engaging in or soliciting sexual relationships with a patient currently under your care. 2. Sexually harassing patients under your care. (s) Charging unreasonable or fraudulent fees for services performed or not performed. (t) Interfering with or refusing to cooperate in an investigation or disciplinary proceeding conducted by the Board or other any governmental agency where cooperation is required.</p>		
<p>700-X-3-.03</p>	<p>Licensee Roles and Responsibilities</p>	<p>(1) Within the provision of physical therapy service there are three recognized levels of personnel: The physical therapist who is licensed to practice physical therapy; the physical therapist assistant who is licensed to assist the physical therapist; and the physical therapist aide who is an unlicensed person. The physical therapist must assume primary responsibility for physical therapy care rendered under his/her supervision or direction. Both direction and supervision include, when appropriate, observation of the application of physical therapy procedures, conferences related to patient progress, verbal and written reports referral.</p>	<p>Ala. Code §§34-24-191, 34-24-193</p>	<p>1</p>
<p>700-X-3-.04</p>	<p>Advertising</p>	<p>(1) Statement of Policy. Advertising must be done in accordance with this rule which is designed to reasonably facilitate the flow of accurate information and prevent false and/or misleading advertising. (2) Certain Advertising Prohibited.</p>	<p>Ala. Code §§34-24-193, 34-24-217</p>	<p>2</p>

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		<p>(a) The advertising is intentionally designed to mislead or deceive its intended audience. (b) Licensees are not to compensate or give anything of value to a representative of the press, radio, television, or other communication medium in anticipation of, or in return for, professional publicity in a news item. A paid advertisement is to be identified as such unless it is apparent from the context that it is a paid advertisement. (3) The following shall be deemed appropriate means advertising: (a) Advertising any form not prohibited by paragraph 1 and 2 above. (b) Listings in directories published by third parties which are open to all qualified members of the profession practicing in the geographic area covered by the directories. The listings may include such factual material as name, address, telephone number, office days and hours, and approved area(s) of specialty. (c) Endeavoring to educate the public to an awareness of the physical therapy profession. (d) Preparation of articles for nonmedical publications and participation in seminars, lectures, and civic programs designed to educate the public to the services offered by the profession.</p>		
700-X-3-.05	Identification Required	<p>(a) Licensees shall be identified as a physical therapist or physical therapist assistant in a legible manner to individuals that come in contact with them during the provisions of physical therapy services. The appropriate credentials, Physical Therapist or Physical Therapist Assistant, or the appropriate abbreviations, PT or PTA, shall be displayed on their person via proper identification. Non-licensed physical therapy support personnel shall be identified as physical therapy aide in a legible manner to individuals that come in contact with them while working under the supervision of a PT/PTA. Primary identification as a physical therapy aide may be followed by other license credentials or certifications. Proper identification includes, but is not limited to, embroidery, clip-ons, paper nametags, name badges, or other appropriate means. This rule shall be effective as of January 1, 2011. (b) There shall at all times be prominently displayed in the place of business of each licensee under this Act a sign containing the name, mailing address, and telephone number of this Board. (c) Students shall be identified as a physical therapist student or a</p>	Ala. Code §34-24-193	7

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
		physical therapist assistant student in a legible manner, when in a clinical affiliation arrangement and will be in contact with patients. This may be achieved by the student wearing the name tag given to them by the educational institution they are enrolled in or by wearing a name tag issued by the clinical institution they are assigned to. The name tag must identify them as a physical therapist student or a physical therapist assistant student.		
700-X-4-.02	Disciplinary Actions – Probable Cause	Beginning January 21, 2009, upon the lodging of a complaint, the executive director shall refer the complaint to the chair of the Board. Subsequent to investigation the chair shall , in consultation with the executive director the Board's attorney, and a second board member appointed by the Chair, determine whether probable cause exists for the issuing of a summons and complaint by the Board. If a summons and complaint is issued, the chair and the second board member involved who made the probable cause determination shall not vote at the disciplinary hearing held pursuant to the summons and complaint.	Ala. Code §34-24-194	3
700-X-4-.03	Disciplinary Actions – Summons and Complaint	(1) Preparation. In the event the Board determines that probable cause exists for the filing of a summons and complaint, the Board shall instruct its counsel to prepare it, and it shall be filed with the Board. (2) The summons and complaint shall be mailed certified mail, return receipt requested, to the most recent address of the respondent on file with the Board and shall be mailed at least 30 days prior to the scheduled date of the hearing. In the event the summons and complaint is refused or the return receipt has not been received by the Board or its attorney at least 20 days before the scheduled hearing, respondent may be served by mailing a copy of the summons and complaint first class mail at least 15 days before the hearing date. (3) Contents. The summons and complaint shall give notice in substantial compliance with the Alabama Administrative Procedures Act §12(2).	Ala. Code §§34-24-193, 34-24-194, 41-22-12(1)	5 Required by Statute
700-X-4-.04	Pre-hearing Discovery	(1) Permitted. Pre-hearing discovery shall be permitted in accordance with this rule to the extent necessary to prevent fraud, conserve the Board's time, prevent undue surprise at hearing and facilitate the carriage of justice.	Ala. Code §34-24-193 34-24-194	1

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
700-X-4-.04	Pre-hearing Discovery	(3)(b) The discovery must be in accordance with the Alabama Administrative Procedures Act.	Ala. Code §34-24-193 34-24-194	1
700-X-4-.05	Disciplinary Hearings	(1) Conduct of Hearing. (a) Administrative Law Judge. The Board may, in its discretion, appoint some person to act as Administrative Law Judge at disciplinary hearings. In the event an Administrative Law Judge is appointed, he/she shall preside at the hearing and Chapter 700-X-4 Physical Therapy Supp. 6/30/17 4-4 shall rule on all questions of evidence and procedure, notwithstanding other provisions of these rules to the contrary. (b) Plea. The respondent shall plead either "guilty" or "not guilty" to the charges set forth in the complaint. (c) Opening Statement. Each side shall be permitted to make a short opening statement. (d) The state shall present its evidence, followed by the respondent, followed by rebuttal by the state. Each witness called may be examined in the following manner: 1. Direct examination. 2. Cross examination. 3. Examination by Board. 4. Re-direct examination. 5. Re-cross examination. 6. Reexamination by Board. (e) Closing Argument. Each side shall be permitted to make a short closing statement summarizing the evidence presented and urging the application of relevant law to the evidence presented. (f) The Board may request one or both sides to prepare within seven days for the Board's consideration a proposed order of the Board including findings of fact, official notice, and conclusions of law. Underlying facts of record which support the findings should be cited. (g) Order. The Board shall issue an order within 30 days of the date of the final hearing, which shall include findings of fact, official notice taken, and conclusions of law, stated separately. Respondent shall be delivered a copy of the order by certified mail, return receipt requested, and a copy shall be mailed first class to each attorney of record. (2) Evidence. Evidence shall be admitted in accordance with the Alabama Administrative Procedure Act Section 13. (3) Emergency Suspensions. Emergency suspensions shall be governed by Code of Ala. 1975, §41-22-19(d).	Ala. Code §§34-24-193, 41-22-13, 41-22-16(3)	12 In Compliance with Alabama Administrative Procedures Act

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
700-X-4-.06	Discipline	(3) Considerations. In determining whether a license should be restricted, revoked or suspended, and whether execution of the order should be stayed, and upon what conditions, the Board shall consider all relevant factors, including, but not limited to, the following: (a) The severity of the offense; (b) The danger to the public; (c) The number of repetitions of offenses; (d) The length of time since the date of violation; (e) The number of complaints filed against the licensee; (f) The length of time the licensee has practiced; (g) The actual damage, physical or otherwise, to the patient; (h) The deterrent effect of the penalty imposed; (i) The effect of the penalty upon the licensee's livelihood; (j) Any efforts of rehabilitation; and (k) Any other mitigating or aggravating circumstances.	Ala. Code §§34-24-193, 34-24-217.	1
700-X-4-.06	Discipline	(4) Public Notice. The Board shall publish semi-annually a listing of names, with offenses, of licensees disciplined via formal or informal means.	Ala. Code §§34-24-193, 34-24-217.	1
700-X-4-.08	Reinstatement of License after Revocation	(1) Application for Reinstatement. Any person whose license has been revoked may apply to the Board for reinstatement of the license at any time within two years of the revocation. In his/her application for reinstatement, the applicant should state why he/she feels the license should be reinstated and should specifically set forth any changed circumstances which would justify reinstatement. Applicant must include in his/her application evidence that he/she meets the current requirements for licensure.	Ala. Code §34-24-193.	1
700-X-4-.09	Conflict and Bias	(1) No Board member shall be entitled to vote in any disciplinary matter if the Board member is personally biased against the respondent or when such voting would violate the provisions of the Alabama Administrative Procedure Act, Section 18(1).	Ala. Code §34-24-193	1
700-X-4-.09	Conflict and Bias	(3) The Board shall consider the assertion of disqualification on the record as a preliminary matter at the hearing before any other question is decided.	Ala. Code §34-24-193	1
700-X-5-.01	Petition for Adoption of Rules	(2) When a proposal to adopt, repeal or amend a rule is received by the Board, the director shall place the proposal on the agenda of the next board meeting under "new business."	Ala. Code §§34-24-193, 41-22-8	1

Phase I: Administrative Rule Inventory for Alabama Board of Physical Therapy

Due date: September 15, 2023 | Inventory current as of September 1, 2023

Rule Citation	Short Description	Regulatory Text	Statutory Authority	# of Discretionary Regulatory Restrictions
700-X-5-.02	Public Hearings	The Board shall permit all interested persons reasonable opportunity to submit data, views, or arguments concerning any proposed rule action. Data, views, or arguments submitted in writing must be received by the executive director at least ten days before the date specified in the notice as the day of the public hearing. Those persons wishing to appear before the Board to present data, views, or arguments orally should submit a request to appear before the Board to the executive director, and such request should be received by the executive director at least ten days before the scheduled public hearing.	Ala. Code §§34-24-193, 41-22-5	1
700-X-5-.03	Board Decision	The Board shall fully consider all written and oral submissions concerning every proposed rule action. Upon adoption of a rule, the Board, if conflicting views are submitted on the proposed rule, may issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling any consideration urged against its adoption.	Ala. Code §§34-24-193, 41-22-5	1