

## CHAPTER 48 - BOARD OF PHYSICAL THERAPY EXAMINERS

### SUBCHAPTER 48A - ORGANIZATION

#### 21 NCAC 48A .0101 NAME AND LOCATION

*History Note:* Authority G.S. 90-270.26;  
Eff. February 1, 1976;  
Readopted Eff. September 30, 1977;  
Amended Eff. April 1, 1993; December 1, 1990; October 28, 1979;  
Repealed Eff. February 1, 1996.

#### 21 NCAC 48A .0102 PURPOSE AND DUTIES

*History Note:* Authority G.S. 90-270.26 through 90-270.33; 90-270.35 through 90-270.37;  
150A-11; 150A-23;  
Eff. February 1, 1976;  
Readopted Eff. September 30, 1977;  
Amended Eff. October 28, 1979;  
Repealed Eff. December 30, 1985.

#### 21 NCAC 48A .0103 MEMBERSHIP OF BOARD

(a) Selection of Board Members. Nominations for members of the Board shall be sought from licensees residing in North Carolina. The ballots distributed to licensees in North Carolina shall list each nominee's place and location of employment and practice setting. The completed ballots shall be forwarded to the President of the North Carolina Physical Therapy Association within the 30-day deadline indicated on the ballot.

(b) Qualification of Nominees. Each nominee for a physical therapist or physical therapist assistant position on the Board shall, on a form provided by the Board, attest to meeting the qualifications specified in G.S. 90-270.91.

(c) Actively Engaged in Practice. Each physical therapist and physical therapist assistant member of the Board shall, during incumbency, be employed or otherwise actively engaged in a position that includes at least 1000 hours annually devoted to review, oversight, supervision, administration, teaching, or providing physical therapy services for patients, clients, or the public.

(d) Decisions. Decisions shall be reached by a majority of the Board Members present and eligible to participate provided that a quorum consists of five Board Members.

*History Note:* Authority G.S. 90-270.91; 90-270.92;  
Eff. February 1, 1976;  
Readopted Eff. September 30, 1977;  
Amended Eff. February 1, 2015; August 1, 2002; August 1, 1998; April 1, 1989; May 1, 1988; December 30, 1985; October 28, 1979;  
Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 1, 2018;  
Amended Eff. September 1, 2019.

#### 21 NCAC 48A .0104 EXECUTIVE DIRECTOR

*History Note:* Authority G.S. 90-270.26;  
Eff. February 1, 1976;  
Readopted Eff. September 30, 1977;  
Amended Eff. February 1, 1996; October 28, 1979;  
Repealed Eff. July 1, 2013.

#### 21 NCAC 48A .0105 DEFINITIONS

The following definitions and the definitions in G.S. 90-270.90 apply throughout Chapter 48:

- (1) "Computer Based Testing" or "CBT" means the Federation approved National Physical Therapist and Physical Therapist Assistant Examinations administered by a testing agency approved by the Federation.

- (2) "Credentials" means the materials related to educational background and professional experience that an applicant for licensure must present to the Board.
- (3) "Educational programs" means physical therapy and physical therapist assistant educational programs accredited by the Commission on Accreditation of Physical Therapy Education (CAPTE).
- (4) "Endorsement" means granting a license in this State based upon the applicant possessing an active license in another State.
- (5) "Federation" means Federation of State Boards of Physical Therapy.
- (6) "Graduated" or "graduation" means the completion of all requirements, including clinical experience, from an accredited program for physical therapists or physical therapist assistants. If an educational program certifies that the degree is assured and will be conferred at a later date, an applicant will be considered to have been graduated.
- (7) "Inappropriate touching" means the unwelcome or unwanted laying of hands by a licensee for a purpose inconsistent with a physical therapy evaluation or treatment of a patient.
- (8) "Note" means the physical therapy progress note that documents each patient visit.
- (9) "On-site supervision" means the supervising licensee is present in the department or facility where services are provided, is immediately available to the person being supervised and maintains continued involvement in aspects of treatment sessions in which students completing clinical requirements or physical therapy aides are involved in components of care.
- (10) "Patient" means any recipient of physical therapy services and includes the term "client".
- (11) "PT" means a Physical Therapist.
- (12) "PT exam" means a Federation approved licensing examination for physical therapists.
- (13) "PTA" means a Physical Therapist Assistant.
- (14) "PTA exam" means a Federation approved licensing examination for physical therapist assistants.

*History Note:* Authority G.S. 90-270.90; 90-270.92; 90-270.98;  
 Eff. February 1, 1976;  
 Readopted Eff. September 30, 1977;  
 Amended Eff. July 1, 2013; August 1, 2002; August 1, 1998; November 1, 1991; October 1, 1989; April 1, 1989; December 30, 1985;  
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 1, 2018;  
 Amended Eff. September 1, 2019.

#### **21 NCAC 48A .0106 SUSPENSION OF AUTHORITY TO EXPEND FUNDS**

In the event the Board's authority to expend funds is suspended pursuant to G.S. 93B-2(d), the Board shall continue to issue and renew licenses. All fees tendered shall be placed in an escrow account maintained by the Board for this purpose. Once the Board's authority is restored, the funds shall be moved from the escrow account into a general operating account.

*History Note:* Authority G.S. 93B-2;  
 Eff. July 1, 2013;  
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 1, 2018.

#### **21 NCAC 48A .0107 IDENTIFICATION REQUIREMENTS**

- (a) Persons licensed under G.S. 90-270.90 et seq. shall be required to wear an identification badge or other form of identification displaying the name of the person and level of licensure as required by G.S. 90-640.
- (b) A licensee shall be exempted from this requirement if such person advises the Board that the person's or patient's safety or some therapeutic concern requires that only a first name and level of licensure be displayed.

*History Note:* Authority G.S. 90-640;  
 Eff. July 1, 2013;  
 Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. May 1, 2018;  
 Amended Eff. September 1, 2019.