



WEST VIRGINIA SECRETARY OF STATE

KRIS WARNER

ADMINISTRATIVE LAW DIVISION

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Office of West Virginia
Secretary Of State

NOTICE OF PUBLIC COMMENT PERIOD

AGENCY: Physical Therapy TITLE-SERIES: 16-04

RULE TYPE: Legislative Amendment to Existing Rule: Yes Repeal of existing rule: No

RULE NAME: Fees for Physical Therapist and Physical Therapist Assistants

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

COMMENTS LIMITED TO:

Written

DATE OF PUBLIC HEARING:

LOCATION OF PUBLIC HEARING:

DATE WRITTEN COMMENT PERIOD ENDS: 07/30/2026 12:00 PM

COMMENTS MAY BE MAILED OR EMAILED TO:

NAME: Nonnie S. Holcomb

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PLEASE INDICATE IF THIS FILING INCLUDES:

RELEVANT FEDERAL STATUTES OR REGULATIONS: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

INCORPORATED BY REFERENCE: No

(IF YES, PLEASE UPLOAD IN THE SUPPORTING DOCUMENTS FIELD)

PROVIDE A BRIEF SUMMARY OF THE CONTENT OF THE RULE:

This legislative rule outlines the official fee schedule and administrative costs mandated by the Board.

SUMMARIZE IN A CLEAR AND CONCISE MANNER CONTENTS OF CHANGES IN THE RULE AND A STATEMENT OF CIRCUMSTANCES REQUIRING THE RULE:

This rule outlines the licensing and administrative fee regulations managed by the WVBOPT. The Board acts as a fully autonomous state licensing agency that receives zero federal funds and zero financial support from the state's general revenue fund, meaning all operating money must be earned entirely through administrative services. To maintain its budget, the rules establish specific pricing structures. This rule will increase the Physical Therapist Biennial Renewal by \$20 to \$120, increase the Physical Therapist Assistant Biennial Renewal by \$20 to \$80, increase the Physical Therapist Assistant Delinquent license fee by \$30 to \$200, removing the duplicate wallet card/license fee, remove wording from name change section fee remains the same, increasing the exam retesting fee by \$10 to \$35, increasing the PT Compact fee to \$103, and increasing individual licensee CE review fee by \$5 to \$20.

The circumstances requiring this rule are due to the increasing cost of administrative and operational expenses necessary to maintain its regulatory duties. The Board modernized its licensing system to an all online database eliminating paper. Prior to the new licensure database the cost was \$1,166.64 a year. When we transitioned to our currently online database the yearly fee was approximately \$9,708.48. Due to our current contract expiring our cost will now increase sharply to \$25,000 with yearly increases of 4%. The Board has been operating over the last few years on a negative budget. The Board has shown a loss since implementing the PT Compact back in 2021. Over time without these fee increases the Board will not be able to sustain itself.

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

A. ECONOMIC IMPACT ON REVENUES OF STATE GOVERNMENT:

None-The Board is an autonomous state licensing entity that does not receive general state or federal funding.

B. ECONOMIC IMPACT ON SPECIAL REVENUE ACCOUNTS:

This rule will increase the Board's special revenue account. Because the Board operates entirely as a self-funded regulatory entity, its special revenue account must independently generate enough revenue to match ongoing operational liabilities without any baseline support from state general funds. If future financial audits reveal that the special revenue account has successfully recovered to the point of holding excess funds that surpass twice the agency's total operating budget, the Board will formally reevaluate the fee schedules. Under those specific fiscal conditions, the Board will actively initiate a new rulemaking process to decrease licensing fees, ensuring that the regulatory financial burden placed on practitioners is kept as low as possible while still maintaining mandatory agency operations.

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

None-this will only impact WV licensed physical therapists and physical therapist assistants.

D. FISCAL NOTE DETAIL:

Effect of Proposal	Fiscal Year		
	2026 Increase/Decrease (use "-")	2027 Increase/Decrease (use "-")	Fiscal Year (Upon Full Implementation)
1. Estimated Total Cost	N/A	N/A	N/A
Personal Services	N/A	N/A	N/A
Current Expenses	N/A	N/A	N/A
Repairs and Alterations	N/A	N/A	N/A
Assets	N/A	N/A	N/A
Other	N/A	N/A	N/A
2. Estimated Total Revenues	N/A	N/A	N/A

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

None

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

Yes

Nonnie S Holcomb -- 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 4
FEES FOR PHYSICAL THERAPIST AND PHYSICAL THERAPIST ASSISTANT**

§16-4-1. General.

1.1. Scope. -- This legislative rule describes and defines requirements for licensure as well as nature of practice for Physical Therapists, Physical Therapist Assistants and support personnel.

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

1.3. Filing Date. -- ~~April 6, 2021.~~

1.4. Effective Date. -- ~~May 1, 2021~~

1.5. Sunset Provision. -- This rule shall terminate and have no further force or effect upon August 1, 2031.

§16-4-2. Fees.

2.1. The West Virginia Board of Physical Therapy is an autonomous State Licensing Board Agency and as such 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 §30-20-1, et. seq., except as provided in W. Va. Code §30-1-23.

2.2.1. Physical Therapist Application	\$25
2.2.2. Physical Therapist License	\$220
2.2.3. Physical Therapist Temporary Permit	\$35
2.2.4. Physical Therapist Biennial Renewal	\$100 <u>120</u>
2.2.5. Physical Therapist Delinquent License	\$250
2.2.6. Physical Therapist Assistant Application	\$25
2.2.7. Physical Therapist Assistant License	\$140
2.2.8. Physical Therapist Assistant Temporary Permit	\$20
2.2.9. Physical Therapist Assistant Biennial Renewal	\$60 <u>80</u>
2.2.10. Physical Therapist Assistant Delinquent License	\$170 <u>200</u>

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2.2.11. Permanent License Verification

2.2.11.a. Office Generated	\$25
2.2.11.b. Online	No Charge
2.2.12. Duplicate Wallet Card/License	\$5
2.2.13 2.2.12. Duplicate Wall Certificate	\$15
2.2.14 2.2.13. Name Change Requiring New Card/License (Outside of Renewal Season)	\$5
2.2.15 2.2.14. Exam Processing Retesting Fee	\$25 35
2.2.16 2.2.15. Physical Therapy Compact Fee	\$50 103
2.2.17 2.2.16. Continuing Education Course Review	
2.2.17.a 2.2.16.a. Provider	
2.2.17.a.1 2.2.16.a.1. Course under 10 hours	\$25
2.2.17.a.2 2.2.16.a.2. Course of 10 hours or more	\$50
2.2.17.b 2.2.16.b. Individual Licensee Review	\$15 20
2.2.18 2.2.17. Continuing Education Non-Compliance	\$200

~~2.2.19~~ 2.2.18. 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.