**PROPOSAL**

**Maryland Register**

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**Title 10
MARYLAND DEPARTMENT OF HEALTH**

**Subtitle 38 BOARD OF PHYSICAL THERAPY EXAMINERS**

**10.38.07 Fee Schedule**

Authority: Health Occupations Article, §§13-206 **[**and**]***,* 13-207*,* *and*
*13-3A-01(3)(d)(2)*, Annotated Code of Maryland

**Notice of Proposed Action**

[20-164-P]

The Secretary of Health proposes to amend Regulation **.02** under **COMAR 10.38.07 Fee Schedule**. This action was considered by the Board of Physical Therapy Examiners at a public meeting held on May 21, 2019, notice of which was given by publication on the Board’s website at https://health.maryland.gov/bphte/Pages/index.aspx pursuant to General Provisions Article, §3–302(c), Annotated Code of Maryland.

**Statement of Purpose**

The purpose of this action is to provide a new fee for the Interstate Physical Therapy Licensure Compact pursuant to Ch. 374, Acts of 2019.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

**I. Summary of Economic Impact.**It is estimated that out-of-State PTs and PTAs will most likely forgo renewal of their MD licenses to take advantage of the less expensive Interstate Physical Therapy Licensure Compact, which will still allow practice in MD and went into effect in 2019.

|  |  |  |
| --- | --- | --- |
|   | Revenue (R+/R-) |   |
| **II. Types of Economic Impact.** | Expenditure(E+/E-) | Magnitude |
|   |  |
|  |  |  |
| A. On issuing agency: | (R-) | $170,400 |
| B. On other State agencies: | NONE |  |
| C. On local governments: | NONE |  |
|   |
|   | Benefit (+)Cost (-) | Magnitude |
|   |  |
|  |  |  |
| D. On regulated industries or trade groups: | (+) | $170,400 |
| E. On other industries or trade groups: | NONE |  |
| F. Direct and indirect effects on public: | NONE |  |
| **III. Assumptions.** (Identified by Impact Letter and Number from Section II.) |
| A. and D. There are currently 2,811 out-of-State licensees (2076 PTs and 735 PTAs) who would no longer need a Maryland PT/PTA license, so it is estimated that this will decrease the Board revenue by: $521,775 (PTs/PTAs renewal without the compact fee) – $351,375 (PTs/PTAs in the compact and paying $125 x 2,811) = $170,400 (the amount that Board revenue will decrease). |

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Jake Whitaker, Acting Director, Office of Regulation and Policy Coordination, Maryland Department of Health, 201 West Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499 (TTY 800-735-2258), or email to mdh.regs@maryland.gov, or fax to 410-767-6483. Comments will be accepted through November 23, 2020. A public hearing has not been scheduled.

**.02 Fees.**

A. The following fees are established by the Board:

(1)—(9) (text unchanged)

(10) Penalty for failure to maintain correct address with the Board $100**[**.**]***; and*

*(11) Interstate physical therapy licensure compact fee $125.*

B.—C. (text unchanged)

ROBERT R. NEALL
Secretary of Health