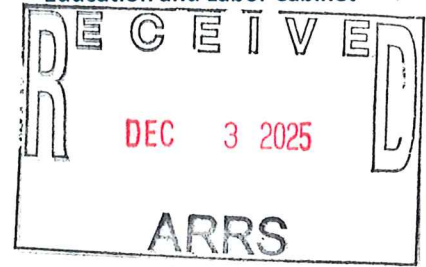


Andy Beshear  
Governor



Dr. Robbie Fletcher  
Commissioner of Education

Jamie Link  
Secretary  
Education and Labor Cabinet



**KENTUCKY DEPARTMENT OF EDUCATION**

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December 3, 2025

Senator Stephen West, Co-Chair  
Representative Derek Lewis, Co-Chair  
Legislative Research Commission  
083, Capitol Annex  
702 Capitol Avenue  
Frankfort, KY 40601

Re: 16 KAR 2:020. Occupation-based career and technical education certification.

Dear Co-Chairs West and Lewis:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 16 KAR 2:020 the Education Professional Standards Board proposes the attached suggested substitute to 16 KAR 2:020.

Sincerely,

Cassie L. Trueblood  
Policy Advisor and Counsel

SUGGESTED SUBSTITUTE

**EDUCATION AND LABOR CABINET**  
**Education Professional Standards Board**  
**(Amendment)**

**16 KAR 2:020. Occupation-based career and technical education certification.**

RELATES TO: KRS 156.095, 158.070, 158.816, 160.380, 161.020, 161.028, 161.030, **161.120**

STATUTORY AUTHORITY: KRS 161.020~~[(3)]~~, 161.028(1)(a), 161.030

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 161.020~~[(3)]~~, 161.028(1)(a), and 161.030 require the Education Professional Standards Board (EPSB) to promulgate administrative regulations establishing standards and requirements for obtaining and maintaining a teaching certificate. This administrative regulation establishes the qualifications for certification of teachers of occupation-based career and technical education and implements the testing ~~[and internship]~~ requirements of KRS 161.030.

Section 1.

(1) The EPSB~~[Education Professional Standards Board (EPSB)]~~ shall issue and reissue certificates for occupation-based career and technical teachers employed by the public schools~~[, the Kentucky Community and Technical College System,]~~ or the Kentucky Department of Education Office of Career and Technical Education (KDE).

(2) The EPSB may issue occupation-based certificates for any career and technical~~[information technology, industrial education, public service, health science, or human services occupation]~~ area for which programs may be offered under the required Kentucky Academic Standards established in 704 KAR Chapter 8~~[704 KAR 3:303]~~.

(3) The EPSB shall issue certificates for occupation-based career and technical teacher candidates who are employed based upon required occupational experience in the occupation area to be taught.

~~[(4)] [The EPSB shall not require a college degree for initial issuance.]~~

Section 2. Initial Issuance ~~[and Renewal]~~ of the One (1) Year Provisional Certificate~~[Certificates]~~.

(1) ~~[Initial issuance.]~~ The EPSB shall issue a provisional certificate to occupation-based career and technical teacher candidates for a duration period of one (1) year. The EPSB shall only issue the provisional certificate after the KDE ~~[and, if applicable, an accredited provider of an approved occupation-based educator preparation degree program]~~ recommends the teacher candidate for certification and the teacher candidate completes the requirements established~~[set forth]~~ in this section.

(2)[(a)] Occupation-based~~[For those]~~ teacher candidates ~~[who do not hold at least an associate degree in the occupation area in which the teacher candidate is]~~ seeking certification~~[, the teacher candidate]~~ shall:

(a)[1-] Demonstrate that he or she has at least a high school diploma or its equivalent;

(b)[2-] Demonstrate that he or she has four (4) years of successful and appropriate occupational experience in the occupation area in which certification is sought along with:

1.[a-] At least two (2) years of the occupational experience shall be completed within the last five (5) years; and~~[. A maximum of one (1) year of the required work experience may be satisfied by~~



completion of an approved occupation-based educator preparation program for the occupation to be taught; and]

2.[~~b.~~] Proof that KDE confirmed the occupational experience;

(c)[~~3.~~] Provide documentation[~~Demonstrate~~] that he or she meets the assessment requirements **established/set forth** in 16 KAR 6:020;

(d)[~~4.~~] Answer[~~The teacher candidate shall answer "no" to~~] all of the EPSB's background disclosure questions **established/set forth** in Section 6(1)(a)-(f) of[~~Section 4(1)(a)-(f)~~] this administrative regulation. If the teacher candidate answers "yes" to any of the questions **established/set forth** in Section 6(1)(a)-(f)[~~Section 4(1)(a)-(f)~~], the EPSB may still issue a certificate[~~statement of eligibility~~] for the[~~those~~] teacher candidate[~~candidates~~], but the EPSB[~~board~~] shall retain final authority to deny a request for certification pursuant to the EPSB's[~~board's~~] authority established in KRS 161.120; and

(e)[~~5.~~] Demonstrate that a local school district or, the KDE[, or the Kentucky Community and Technical College System] has made an offer of employment that requires a certificate in the content area for which the candidate is seeking certification.

(3) Upon issuance of the one (1) year provisional certificate, the candidate shall enroll in the New Teacher Institute (NTI) provided by the KDE. The NTI shall include professional learning in the areas of classroom management, lesson planning and curriculum, assessment, academic integration of numeracy and literacy, and instruction for students with special learning needs.

[~~(b)~~] [~~For those teacher candidates who hold either an occupation-based degree in the occupation area in which certification is sought or a degree from an approved occupation-based educator preparation degree program, the teacher candidates shall provide proof of that degree to the EPSB.~~]

[~~(c)~~] [~~The teacher candidate shall answer "no" to all of the EPSB's background disclosure questions set forth in Section 4(1)(a)-(f) this administrative regulation. If the teacher candidate answers "yes" to any of the questions set forth in Section 4(1)(a)-(f), the EPSB may still issue a statement of eligibility for those teacher candidates, but the board shall retain final authority to deny a request for certification pursuant to the board's authority established in KRS 161.120.~~]

Section 3.[~~(2)~~] Renewal[~~First renewal~~] of the One (1) Year Provisional Certificate[~~certificates~~].

(1) The EPSB shall renew[~~issue the first renewal of~~] the one (1) year provisional certificate to a requesting teacher candidate only after the KDE [and, if applicable, an accredited provider of an occupation-based educator preparation degree program] recommends the renewal of the provisional certificate and the teacher candidate meets the requirements **established/set forth** in subsection (4) of this section[~~(2)(b)~~].

(2)[~~(a)~~] While a teacher candidate is completing NTI, the KDE[~~The KDE or the accredited provider of an occupation-based educator preparation degree program~~] shall only recommend renewal of the [first] provisional certificate [for a teacher candidate] after that teacher candidate makes progress towards completion of NTI for each renewal.[:]

[~~1.~~] [~~Completes six (6) semester hours of academic credit or its equivalent in professional learning from NTI in areas such as classroom management, lesson planning and curriculum, assessment, academic integration of numeracy and literacy, and instruction for students with special learning needs;~~]

(3) After successful completion of NTI, the KDE shall only recommend renewal of the provisional certificate after the teacher candidate completes a minimum of six (6) semester hours of college credit from an occupation-based degree or an approved occupation-based educator preparation degree program for each renewal.

[~~2.~~] [~~Completes the first year of professional learning through the NTI;~~]

~~[3.] [Receives a recommendation by the KDE or an accredited provider of an occupation-based educator preparation program for enrollment in the Kentucky Teacher Internship Program (KTIP); and]~~

~~(4)[(b)]~~ The teacher candidate shall answer~~[Answers "no" to]~~ all of the EPSB's background disclosure questions **established/set forth** in Section 6(1)(a)-(f)~~[Section 4(1)(a)-(f)]~~ of this administrative regulation. If the teacher candidate answers "yes" to any of the questions **established/set forth** in Section 6(1)(a)-(f)~~[Section 4(1)(a)-(f)]~~, the EPSB may still issue a ~~certificate~~~~[statement of eligibility]~~ for ~~the~~~~[those]~~ teacher ~~candidate~~~~[candidates]~~, but the EPSB~~[board]~~ shall retain final authority to deny a request for certification pursuant to the EPSB's~~[board's]~~ authority established in KRS 161.120.

~~[(3)]~~ ~~[Subsequent renewal of one (1) year provisional certificate. The EPSB shall issue any subsequent renewal of the one (1) year provisional certificate to a requesting teacher candidate only after the KDE or the provider of an approved occupation-based educator preparation degree program recommends to the EPSB that the EPSB renew the one (1) year provisional certificate. The KDE or an approved occupation-based educator preparation degree program shall ensure that the teacher candidate meets the following requirements before recommending renewal:]~~

~~[(a)] [The completion of a minimum of six (6) semester hours of college credit for each renewal selected from the degree program;]~~

~~[(b)] [Documentation of completion of four (4) days of professional development as required by KRS 156.095 and 158.070; and]~~

~~[(c)] [Answering "no" to all of the EPSB's background disclosure questions set forth in Section 4(1)(a)-(f) this administrative regulation. If the teacher candidate answers "yes" to any of the questions set forth in Section 4(1)(a)-(f), the EPSB may still issue a statement of eligibility for those teacher candidates, but the board shall retain final authority to deny a request for certification pursuant to the board's authority established in KRS 161.120.]~~

~~(5)[(4)]~~ The one (1) year provisional certificate shall be limited to five (5), one (1) year renewals for a total validity period of six (6) years. These renewals may be consecutive or nonconsecutive.

~~(6)~~ For a teacher candidate who holds a provisional certificate and was admitted into an approved occupation-based educator preparation program prior to July 1, 2018, the EPSB shall renew **the**~~[that]~~ teacher candidate's provisional certificate in accordance with the laws and administrative regulations in effect at the time the first provisional certificate was issued as required by KRS 161.020.

#### Section 4.~~[Section 3.]~~ Issuance and Renewal of the Professional Certificate.

(1) Issuance. The EPSB shall issue a professional certificate pursuant to this administrative regulation for a duration period of five (5) years to a requesting teacher candidate only after the KDE ~~[and, if applicable, a provider of an approved occupation-based educator preparation degree program]~~ recommends that the EPSB issue the professional certificate and the teacher candidate meets the requirements **established/set forth** in subsection (2) of this section. ~~The~~~~[Neither the]~~ KDE ~~[nor the provider of the approved occupation-based educator preparation degree program]~~ shall not recommend issuance of the professional certificate until the teacher candidate has met the following requirements:

(a) The teacher candidate receives a minimum of an occupation-based degree or an approved occupation-based educator preparation degree; and

(b) The teacher candidate completes the ~~[two (2) years-]~~professional learning through NTI sponsored by KDE.~~[; and]~~

~~[(c)] [The teacher candidate successfully completes KTIP.]~~

(2) The teacher candidate shall answer all of the EPSB's background disclosure questions **established/set forth** in Section 6(1)(a)-(f) of this administrative regulation. If the teacher candidate



answers "yes" to any of the questions ~~established~~[set forth] in Section 6(1)(a)-(f), the EPSB may still issue a certificate for the teacher candidate, but the EPSB shall retain final authority to deny a request for certification pursuant to the EPSB's authority established in KRS 161.120.

(3)~~[(2)]~~ Renewal. The EPSB shall renew the professional certificate in accordance with 16 KAR 4:060.

(4) For a teacher candidate who was admitted into an approved occupation-based educator preparation program prior to July 1, 2018, the EPSB shall issue and renew that teacher candidate's professional certificate in accordance with the laws and administrative regulations in effect at the time the teacher candidate's first provisional certificate was issued.

#### Section 5. Electricity, HVAC, and Plumbing Teacher Candidates.

(1) For a candidate for occupation-based certification in the area of electricity, HVAC, or plumbing who holds a current Kentucky master license earned through examination in the subject area in which certification is sought, an associate degree ~~shall~~[is] not ~~be~~ required.

(2) ~~Upon~~[When] applying for issuance of the professional certificate, the candidate shall submit proof of the current Kentucky master license in the area in which certification is sought. Proof of a current Kentucky master license in the area in which certification is sought shall exempt the candidate from the requirements of Section 4(1)(a) of this administrative regulation.

#### Section 6.~~[Section 4.]~~ Disclosure of Background Information.

(1) Teachers and teacher candidates shall disclose certain background information to the EPSB whenever those teachers and teacher candidates apply for the issuance and renewal of the provisional certificate and the professional certificate by answering the following questions:

(a) "Have you ever had a professional certificate, license, credential, or any document issued for practice denied, suspended, revoked, or voluntarily surrendered? If you have had a professional certificate, license, credential, or any other document issued for practice initially denied by a licensing body, but later issued, you must answer "yes."";

(b) "Have you ever been suspended or discharged from any employment or military service because of allegations of misconduct?";

(c) "Have you ever resigned, entered into a settlement agreement, or otherwise left employment as a result of allegations of misconduct?";

(d) "Is any action now pending against you for alleged misconduct in any school district, court, or before any educator licensing agency?";

(e) "Have you ever been convicted of or entered a guilty plea, an "Alford" plea, or a plea of nolo contendere (no contest) to a felony or misdemeanor, even if adjudication of the sentence was withheld in Kentucky or any other state? Minor traffic violations should not be reported. Convictions for driving while intoxicated (DWI) or driving under the influence of alcohol or other drugs (DUI) must be reported.";

(f) "Do you have any criminal charges pending against you?"; and

(g) "If you answered affirmatively ~~to~~ any of the questions in this Section, has the EPSB previously reviewed the information?";

(2) The EPSB shall provide teachers and teacher candidates with the opportunity to submit a narrative to the ~~EPSB~~[board] to consider before the ~~EPSB reviews~~[board approves] the request for issuance or renewal of a provisional certificate or a professional certificate. The teacher or teacher candidate may include in their narrative any dates, locations, school systems, court records, or any other information the teacher or teacher candidate would like the ~~EPSB~~[board] to consider.

~~[Section 5.]~~

~~[(1)] [Effective July 1, 2018, the EPSB shall not issue a professional certificate to a teacher candidate who does not have at least an associate degree in the area in which the teacher candidate is seeking certification, and who has not completed the two (2) year professional learning through NTI sponsored by KDE unless that teacher candidate holds a valid, unexpired provisional certificate and was admitted into an approved occupation-based educator preparation program prior to July 1, 2018.]~~

~~[(2)] [For a teacher candidate who holds a provisional certificate and was admitted into an approved occupation-based educator preparation program prior to July 1, 2018, the EPSB shall renew that teacher candidate's provisional certificate in accordance with the laws and administrative regulations in effect at the time the first provisional certificate was issued as required by KRS 161.020.]~~

~~[(3)] [For a teacher candidate who was admitted into an approved occupation-based educator preparation program prior to July 1, 2018, the EPSB shall issue and renew that teacher candidate's professional certificate in accordance with the laws and administrative regulations in effect at the time the teacher candidate's first provisional certificate was issued.]~~

[Section 6:] [Information Technology and Computer Science Teachers.]

~~[(1)] [A teacher shall possess one (1) of the following credentials to instruct in the field of information technology or computer science:]~~

~~[(a)] [Provisional certificate established in Section 2 of this administrative regulation;]~~

~~[(b)] [Professional certificate established in Section 3 of this administrative regulation;]~~

~~[(c)] [Computer information systems certificate established in 16 KAR 2:010;]~~

~~[(d)] [Computer science endorsement established in 16 KAR 2:010; or]~~

~~[(e)] [Instructional computer technology endorsement established in 16 KAR 2:010.]~~

~~[(2)] [If a qualified teacher is not available for the position of information technology teacher, as attested to by the local school superintendent or the Associate Commissioner of the Kentucky Department of Education Office of Career and Technical Education, a one (1) year probationary certificate may be issued under the requirements established in 16 KAR 2:190.]~~





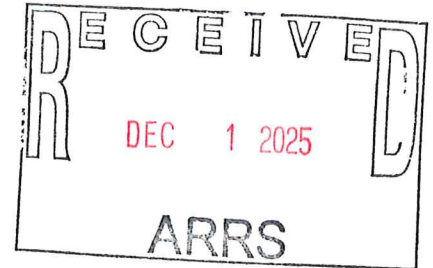
**Andy Beshear**  
GOVERNOR

**FINANCE AND ADMINISTRATION CABINET  
OFFICE OF THE SECRETARY**

**Holly M. Johnson**  
SECRETARY

200 Mero Street, 5th Floor  
Frankfort, Kentucky 40622  
Phone: (502) 564-4240  
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December 1, 2025



Senator Stephen West, Co-Chair  
Representative Derek Lewis, Co-Chair  
Legislative Research Commission  
083, Capitol Annex  
702 Capitol Avenue  
Frankfort KY 40601

Re: 200 KAR 5:021 Manual of Policies and Procedures

Dear Co-Chairs:

After consideration of the issues raised by 200 KAR 5:021, the Finance and Administration Cabinet proposes the attached suggested substitute to this Ordinary regulation.

Sincerely,

/s/ Cary B. Bishop  
Cary B. Bishop  
Assistant General Counsel  
Office of General Counsel  
Finance and Administration Cabinet  
200 Mero Street, 5<sup>th</sup> Floor  
Frankfort, Kentucky 40622

**FINANCE AND ADMINISTRATION CABINET  
(Amended After Comments)**

**200 KAR 5:021. Manual of policies and procedures.**

RELATES TO: KRS 45A.045(2)~~[Chapter 45A]~~

STATUTORY AUTHORITY: KRS 45A.045(2)

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8, as this amended administrative regulation will not have a major economic impact, as defined by KRS 13A.010(13). The Governor's signature is included after the body of the regulation to indicate his acknowledgement of this certification.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 45A.045(2) requires the Finance and Administration Cabinet to publish a manual of policies and procedures, which is to be incorporated by reference as an administrative regulation pursuant to KRS Chapter 13A. This administrative regulation incorporates the Finance and Administration Cabinet Manual of Policies and Procedures.

**Section 1. A state agency shall follow the procurement requirements in the Finance and Administration Cabinet Manual of Policies and Procedures.**

~~[Section 1.] [A state agency shall follow the procurement requirements in the Finance and Administration Cabinet Manual of Policies and Procedures.]~~

**Section 2.**~~[Section 1.]~~~~[Section 2.]~~ Incorporation by Reference.

(1) "Finance and Administration Cabinet Manual of Policies and Procedures", Revised **October**~~[July]~~ ~~2025~~~~[August 2024]~~, is incorporated by reference.

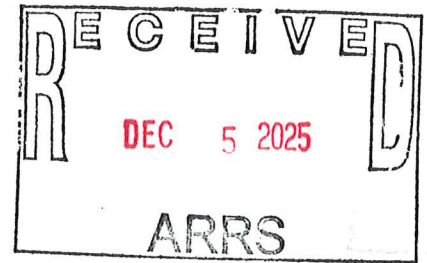
(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Finance and Administration Cabinet, Office of General Counsel, 200 Mero Street, 5th Floor, Frankfort, Kentucky 40622, Monday through Friday, 8 a.m. to 4:00 p.m. This material may also be obtained at the Finance and Administration Cabinet's ~~website~~~~[Web site]~~, <https://finance.ky.gov/office-of-the-secretary/office-of-policy-and-audit/Pages/Finance-Policies.aspx>.





## BOARD OF DENTISTRY

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Louisville, Kentucky 40222  
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<http://dentistry.ky.gov>



**Andy Beshear**  
GOVERNOR

**Jeffrey Allen**  
EXECUTIVE DIRECTOR

Dec. 02, 2025

Senator Stephen West, Co-Chair  
Representative Derek Lewis, Co-Chair  
Legislative Research Commission  
083, Capitol Annex  
702 Capitol Avenue  
Frankfort KY 40601

Dear Co-Chairs West and Lewis:

After consideration of the issues raised by 201 KAR 8:563, the Board of Dentistry proposes the attached amendment to this ordinary administrative regulation.

Sincerely,

Jeffrey Allen  
Executive Director  
Kentucky Board of Dentistry  
312 Whittington Pkwy, Ste. 101  
Louisville, KY 40222

**SUGGESTED SUBSTITUTE – TO AMENDED AFTER COMMENTS VERSION**

**BOARDS AND COMMISSIONS**

**Board of Dentistry**

**201 KAR 8:563. Licensure of dental hygienists.**

RELATES TO: KRS 304.40 - 075, 313.010(12), 313.030, 313.040, 313.060, 313.080, 313.130, 313.254

STATUTORY AUTHORITY: KRS 313.021(1)(a), (b), (c), 313.040(1), (2), (7), 313.254

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 313.040 requires the board to promulgate administrative regulations relating to requirements and procedures for the licensure of dental hygienists. This administrative regulation establishes requirements and procedures for the licensure of dental hygienists.

Section 1. General Licensure Requirements. An applicant desiring initial licensure in Kentucky as a dental hygienist shall:

- (1) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, verified by testing as necessary;
- (2) Submit a completed and signed [~~signed, and notarized~~] Application for Dental Hygiene Licensure with an attached applicant photo taken within the past six (6) months;
- (3) Pay the fee required by 201 KAR 8:520;
- (4) Not be the subject of [~~to~~] disciplinary action pursuant to KRS Chapter 313 that would prevent licensure;
- (5) Complete and pass the board's jurisprudence exam;
- (6) Hold an active certification in cardiopulmonary resuscitation (CPR) or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC;
- (7) Submit to a nationwide state and federal criminal background check by fingerprint through the Department of Kentucky State Police;
- (8) Provide verification of any license to practice dental hygiene held previously or currently in any state or other licensing jurisdiction;
- (9) Hold an Associate's degree or Bachelor's degree in dental hygiene from a school, college, or department of a university accredited by the Commission on Dental Accreditation (CODA);
- (10) Successfully complete the National Board Dental Hygiene Examination (NBDHE), conducted by the Joint Commission on National Dental Examinations (JCNDE);
- (11) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank; and
- (12) Complete all additional requirements for one (1) of the following:
  - (a) Licensure by clinical examination; or
  - (b) Licensure by credentials.

Section 2. Requirements for Licensure by Clinical Examination.

- (1) An individual desiring initial licensure in Kentucky as a dental hygienist by clinical examination shall:
  - (a) Complete all requirements in Section 1 of this administrative regulation; and



(b) Successfully complete all components of one (1) of the following clinical examinations within five (5) years preceding the filing of the application:

1. The examination of the Council of Interstate Testing Agencies (CITA);
2. The examination of the Central Regional Dental Testing Service (CRDTS);
3. The examination of the Commission on Dental Competency Assessments (CDCA);
4. The examination of the States Resources for Testing and Assessments (SRTA);
5. The examination of the Western Regional Examining Board (WREB); or
6. The Dental Hygiene Licensure Objective Structured Clinical Examination (DHLOSCE) of the Joint Commission on National Dental Examinations (JCNDE).

(2) An individual applying more than two (2) years after graduating with an Associate's degree or Bachelor's degree in dental hygiene, shall:

(a) Hold a license to practice dental hygiene in good standing in another state or territory of the United States or the District of Columbia; or

(b) Complete a continuing education plan approved by the board.

(3) An applicant who has taken a clinical examination three (3) times and failed to achieve a passing score shall complete a remediation plan approved by the board.

Section 3. Requirements for Licensure by Credentials. An individual desiring initial licensure in Kentucky as a dental hygienist by credentials shall:

(1) Complete all requirements in Section 1 of this administrative regulation;

(2) Provide proof of having passed a state, regional, or national clinical examination used to determine clinical competency in a state or territory of the United States or the District of Columbia; and

(3) Be licensed and actively practicing dental hygiene in a state or territory of the United States or the District of Columbia for a least five (5) of the six (6) years preceding the filing of the application.

Section 4. Requirements for Charitable Limited Dental Hygiene Licensure.

(1) An individual desiring limited licensure in Kentucky to provide charitable dental hygiene services shall:

(a) Understand, read, speak, and write the English language with a comprehension and performance level equal to at least the ninth grade of education, verified by testing as necessary;

(b) Submit a completed and signed~~[signed, and notarized]~~ Application for Charitable Limited Licensure with an attached applicant photo taken within the past six (6) months;

(c) Pay the fee required by 201 KAR 8:520;

(d) Not be the subject of~~[to]~~ disciplinary action pursuant to KRS Chapter 313 that would prevent licensure;

(e) Hold a license to practice dental hygiene in good standing in another state or territory of the United States or the District of Columbia; and

(f) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.

(2) A charitable limited dental hygiene license holder shall:

(a) Work only with charitable entities registered with the Cabinet for Health and Family Services that have met requirements of KRS 313.254 and 201 KAR 8:581. **These registered charitable entities are listed at <https://www.chfs.ky.gov/agencies/dph/dpqi/hcab/Pages/charitablehc.aspx>**;

(b) Only perform procedures allowed by KRS 313.254, which shall be completed within the duration of the charitable event;

(c) Be eligible for the provisions of medical malpractice insurance procured pursuant to KRS 304.40-075; and

(d) Perform these duties without expectation of compensation or charge to the individual and without payment or reimbursement by any governmental agency or insurer.

#### Section 5. Continuing Education Requirements.

(1) A Kentucky licensed dental hygienist shall complete thirty (30) hours of continuing education during the two (2) year licensure period defined by KRS 313.030(2) except that:

- (a) A licensee who was issued a new or reinstated license in the second year of the current biennial license period shall only complete one-half (1/2) the required hours for that period;
- (b) A licensee who graduated in the first year of the current biennial license period shall only complete one-half (1/2) the required hours for that period;
- (c) A licensee who graduated in the second year of the current biennial license period shall not be required to complete continuing education hours for that period;
- (d) A charitable limited license holder shall not be required to complete continuing education hours; or
- (e) A licensee may be granted a hardship waiver or deferment if the[such] a request is submitted to and approved by the board.

(2) Acceptable continuing education content shall include:

- (a) Competency in treating patients who are medically compromised or who experience medical emergencies during the course of dental hygiene treatment;
- (b) Pharmaceutical products and proper use protocols of medications;
- (c) Awareness of currently accepted methods of infection control;
- (d) Basic medical and scientific subjects;
- (e) Clinical and technological subjects;
- (f) Patient management, safety, and oral healthcare;
- (g) Mass casualty or mass immunization situations;
- (h) Clinical dental hygiene performed on a charitable or volunteer basis;
- (i) Business operations and best practices; and
- (j) Dental or dental hygiene association or society business meetings.

(3) The thirty (30) hours of continuing education shall include:

- (a) A minimum of ten (10) hours taken in a live interactive presentation format; and
- (b) A maximum of ten (10) hours that meet the requirements of subsection (2)(h) - (j) of this section.

(4) Dental hygienists registered to practice under general supervision shall also meet the continuing education requirements of Section 11(8)[12(8)] of this administrative regulation.

(5) Dental hygienists registered to practice as public health hygienists shall also meet the continuing education requirements of Section 14(9)[16(5)] of this administrative regulation.

(6) All continuing education hours shall be documented by a certificate of completion or attendance bearing:

- (a) A signature or other verification of the provider;
- (b) The name of the licensee in attendance;
- (c) The title of the course or meeting attended or completed;
- (d) The date of attendance or completion;
- (e) The number of hours earned; and
- (f) Evidence of the method of delivery if the course was taken in a live interactive presentation format.

(7) The licensee shall be responsible for obtaining the qualifying documentation of continuing education from the provider or organization and to retain those documents for a minimum of five (5) years.



(8) During the license renewal process, licensees shall attest to their compliance with the requirements of this section.

(9) Licensees may be audited to determine~~[shall be subject to audit of their]~~ compliance with the requirements of this section.

#### Section 6. Renewal of a Dental Hygiene License.

(1) All dental hygienist licenses issued by the board shall expire on December 31 of even-numbered years and shall~~[must]~~ be renewed to remain active. A licensee desiring renewal of an active dental hygiene license shall:

- (a) Submit a completed and signed Application for Renewal of Dental Hygiene Licensure;
- (b) Pay the fee required by 201 KAR 8:520;
- (c) Maintain an active certification in CPR or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC; and
- (d) Meet the continuing education requirements as established in Section 5 of this administrative regulation.

(2) A licensee who has not actively practiced dental hygiene in the two (2) years preceding the filing of the renewal application shall complete a continuing education plan approved by the board prior to resuming the active practice of dental hygiene.

(3) A licensee desiring renewal of a charitable limited dental hygiene license shall repeat the initial licensure process required by Section 4 of this administrative regulation.

#### Section 7. Retirement of a Dental Hygiene License.

(1) A licensee desiring to no longer hold an active dental hygiene license shall submit a completed and signed Retirement of License Form.

(2) Upon receipt of this form, the board shall send written confirmation of retirement to the address provided.

(3) A licensee shall not retire a license that has pending disciplinary action against it.

(4) A license that is not properly retired or renewed shall be considered expired for reinstatement purposes.

#### Section 8. Reinstatement of a Dental Hygiene License.

(1) A former licensee desiring reinstatement of an expired or properly retired dental hygiene license in Kentucky shall:

- (a) Submit a completed and signed~~[signed, and notarized]~~ Application to Reinstate Dental or Dental Hygiene Licensure with an attached applicant photo taken within the past six (6) months;
- (b) Pay the fee required by 201 KAR 8:520;
- (c) Hold an active certification in CPR or a more comprehensive program that meets or exceeds the American Heart Association Guidelines for CPR and ECC;
- (d) Provide verification of any license to practice dental hygiene obtained in any state or other licensing jurisdiction since the applicant was first licensed in Kentucky;
- (e) Submit to a nationwide state and federal criminal background check by fingerprint through the Department of Kentucky State Police; and
- (f) Provide a written explanation for any positive returns on a query of the National Practitioner Data Bank.

(2) An applicant who has not actively practiced dental hygiene in the two (2) years preceding the filing of the reinstatement application shall complete a continuing education plan approved by the board prior to resuming the active practice of dental hygiene.

(3) A former licensee who applies to reinstate an expired license that was not properly retired shall ~~pay~~**[be subject to]**:

- (a) The expired license reinstatement fee established in 201 KAR 8:520 if applying less than two (2) years from when the license was last active; or
- (b) The same reinstatement fees as a properly retired license if applying more than two (2) years from when the license was last active.

Section 9. Verification of Licensure. An individual desiring an official verification of a dental hygiene license held currently or previously in Kentucky shall:

- (1) Submit a signed and completed Verification of Licensure or Registration Form; and
- (2) Pay the fee required by 201 KAR 8:520.

Section 10. Requirements for Local Anesthesia Registration.

- (1) A licensed dental hygienist who desires to administer infiltration or block anesthesia shall:
  - (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
  - (b) Pay the fee required by 201 KAR 8:520; and
  - (c) Complete an educational program from a dental or dental hygiene school accredited by the Commission on Dental Accreditation (CODA) that meets or exceeds the requirements established in KRS 313.060(10).
- (2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to administer local anesthesia.
- (3) A dental hygienist shall not administer local anesthesia in Kentucky unless the licensee:
  - (a) Holds a current board-issued registration in local anesthesia; and
  - (b) **Administers local anesthesia**~~[Performs these procedures]~~ under the direct supervision of a dentist.
- (4) A licensed dental hygienist holding a local anesthesia registration from the board who has not administered block or infiltration anesthesia for one (1) year shall complete a board-approved continuing education~~[refresher]~~ course prior to resuming the practice of that specific technique.

Section 11. Requirements for General Supervision Registration.

- (1) A licensed dental hygienist who desires to practice under general supervision shall:
  - (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
  - (b) Obtain at least two (2) years and 3,000 hours of verifiable experience in the practice of dental hygiene; and
  - (c) Complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies.
- (2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration under general supervision.
- (3) A dentist who employs a dental hygienist who has met the standards of this administrative regulation and who allows the dental hygienist to provide dental hygiene services pursuant to KRS 313.040(7) shall complete a written order specifying the dental service or procedure to be performed on a specific patient by the dental hygienist and shall retain the original order in the patient's dental record.
- (4) The minimum requirements for the written order shall include:
  - (a) Medical history update;
  - (b) Radiographic records requested;
  - (c) Dental hygiene procedures requested;
  - (d) Name of the patient;



- (e) Date of last oral examination;
- (f) Date of the written order; and
- (g) Signature of the dentist.

(5) The oral examination of the patient by the supervising dentist shall have been completed within the seven (7) months preceding treatment by the dental hygienist practicing under general supervision.

(6) The supervising dentist shall evaluate and provide to the board written validation of an employed dental hygienist's skills necessary to perform dental hygiene services established in KRS 313.040(7) as part of the Application for Dental Hygiene Special Registrations.

(7) The supervising dentist shall provide a written protocol addressing the medically compromised patients who may or may not be treated by the dental hygienist. The dental hygienist shall only treat patients who are in the ASA Patient Physical Status Classification of ASA I or ASA II as established in ADA Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students, as incorporated by reference in 201 KAR 8:550.

(8) During each biennial license period, a dental hygienist registered in general supervision shall complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies to maintain registration upon license renewal. These hours may be included in the thirty (30) overall continuing education hours required for license renewal.

(9) A dental hygienist shall not practice under general supervision unless the licensee holds a current board-issued general supervision registration.

#### Section 12. Requirements for Intravenous Access Line Registration.

(1) A licensed dental hygienist who desires to start intravenous (IV) access lines shall:

- (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
- (b) Pay the fee required by 201 KAR 8:520; and
- (c) Complete a board-approved course in starting IV access lines.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to start IV access lines.

(3) A dental hygienist shall not start IV access lines in Kentucky unless the licensee:

- (a) Holds a current board-issued registration to start IV access lines; and
- (b) **Starts IV access lines**~~[Works]~~ under the direct supervision of a dentist who holds either a Moderate Sedation Permit or Deep Sedation and General Anesthesia Permit issued pursuant to 201 KAR 8:550.

#### Section 13. Requirements for Laser Debridement Registration.

(1) A licensed dental hygienist who desires to perform laser debridement shall:

- (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;
- (b) Pay the fee required by 201 KAR 8:520; and
- (c) Complete a board-approved course in performing laser debridement.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to perform laser debridement.

(3) A dental hygienist shall not perform laser debridement in Kentucky unless the licensee:

- (a) Holds a current board-issued registration to perform laser debridement; and
- (b) **Performs laser debridement**~~[Works]~~ under the direct supervision of a dentist.

#### Section 14. Requirements for Public Health Registration.

(1) A licensed dental hygienist who desires to practice as a public health registered dental hygienist shall:

- (a) Submit a signed and completed Application for Dental Hygiene Special Registrations;



- (b) Obtain at least two (2) years and 3,000 hours of verifiable experience in the practice of dental hygiene; and
- (c) Complete a live three (3) hour course approved by the board in the identification and prevention of potential medical emergencies.

(2) Upon authorizing a licensee to practice pursuant to this section, the board shall issue an updated dental hygiene license indicating registration to practice as a public health registered dental hygienist.

(3) A public health registered dental hygienist shall only practice public health hygiene in accordance with KRS 313.040(8). ~~[Pursuant to KRS 313.040(8)(c), a public health registered dental hygienist shall only practice public health hygiene in accordance with KRS 313.040(8). in a government-created public health program at the following sites:]~~

~~[(a)] [Local health departments;]~~

~~[(b)] [Public or private educational institutions that provide Head Start, preschool, elementary, and secondary instruction to school-aged children under the jurisdiction of the State Board of Education, and that have an affiliation agreement with the health department of jurisdiction;]~~

~~[(c)] [Mobile and portable dental health programs under contract with a governing board of health; and]~~

~~[(d)] [Public or private institutions under the jurisdiction of a federal, state, or local agency.]~~

~~[(4)] [A public health registered dental hygienist shall perform dental hygiene services only under the authority of the governing board of health, as required by KRS 313.040(3)(b), as established in KRS 313.040(8), and as identified by the Department for Public Health Practice Reference.]~~

~~[(a)] [These services shall be limited to:]~~

~~[1.] [Preventative services; and]~~

~~[2.] [The application of silver diamine fluoride if the supervising dentist has authorized the treatment and provided written protocols for each patient.]~~

~~[(b)] [The]~~

(4) A public health registered dental hygienist shall only treat a patient who is in the ASA Patient Physical Status Classification of ASA I or ASA II as established in the current edition of Guidelines for Teaching Pain Control and Sedation to Dentists and Dental Students, as incorporated by reference in 201 KAR 8:550.

~~[(c)] [The informed consent shall be required prior to providing the services referenced in paragraph (a) of this subsection and shall include:]~~

~~[1.] [The name of the public health entity, including the name of the dentist, that assumes responsibility and control;]~~

~~[2.] [An inquiry as to the current dentist; and]~~

~~[3.] [A statement that services are provided by a dental hygienist without the direct supervision of a dentist.]~~

(5) Pursuant to KRS 313.040(8)(c), a public health registered dental hygienist shall only perform the following services as defined by the most recent version of Current Dental Terminology as incorporated by reference:

(a) Oral Assessment;

(b) Oral Hygiene Instruction;

(c) Nutritional Counseling;

(d) Tobacco Counseling;

(e) High Risk Substance Counseling;

(f) Prophylaxis – Adult;

(g) Prophylaxis – Child;

(h) Pit and Fissure Sealants;

(i) Fluoride Treatment; and

(j) Unspecified Preventative Procedure, by Report~~(Urgent Need)~~.

~~(6) [A public health registered dental hygienist shall not:]~~

~~[(a)] [Restrict care based on a patient's insurance status or ability to pay; or]~~

~~[(b)] [Require out-of-pocket payments from patients.]~~

~~(7)~~ Informed consent shall be obtained by the patient or legal guardian of the patient prior to providing services and shall include:

(a) The name of the public health entity, including the name of the dentist, that assumes responsibility and control;

(b) A request for the patient's current dental provider, if any~~[An inquiry as to the current dentist];~~ and

(c) A statement that services are provided by a dental hygienist without the direct supervision of a dentist.

~~(7)~~~~(8)~~ At the conclusion of each patient visit, the treating public health hygienist~~(entity)~~ shall:

(a) Provide the patient or legal guardian of the patient with a standardized handout of all available community resources; and

(b) Document that the referral to a dental home through the patient or legal guardian has begun within fourteen (14) days of the preventive visit for the patient with obvious dental needs.

~~(8)~~~~(9)~~ ~~[(d)]~~ This administrative regulation shall not preclude a Kentucky-licensed dentist from directly participating in a public health program as referenced in KRS 313.040(8)(c)~~[subsection (3) of this section]~~.

~~(9)~~~~(10)~~

~~(5)~~

~~[(a)]~~ During each biennial license period, a dental hygienist registered in public health dental hygiene shall complete nine (9) hours of continuing education~~[the following]~~ to maintain public health registration upon license renewal.

(a) These hours shall include:

1. Six (6)~~[Three (3)]~~ hours of continuing education in public health or public dental health; and

2. Three (3) hours of continuing education in the identification and prevention of potential medical emergencies.

(b) The hours of continuing education required by paragraph (a) of this subsection may be included in the thirty (30) overall continuing education hours required for license renewal.

Section 15. Issuance of Initial Licensure. Upon an applicant's completion of all requirements for dental hygiene licensure, within six (6) months of the date the application was received, the board shall:

(1) Issue a license in sequential numerical order; or

(2) Deny licensure due to a violation of KRS Chapter 313 or 201 KAR Chapter 8.

Section 16. Incorporation by Reference.

(1) The following material is incorporated by reference:

(a) "Application for Charitable Limited Licensure", January 2024;

(b) "Application for Dental Hygiene Licensure", September 2024;

(c) "Application for Dental Hygiene Special Registrations", September 2024

(d) "Application for Renewal of Dental Hygiene Licensure", September 2024;

(e) "Application to Reinstate Dental or Dental Hygiene Licensure", January 2024;

(f) "Retirement of License Form", January 2024;

(g) "Verification of Licensure or Registration Form", January 2024;~~[-and]~~

(h) "2020 American Heart Association Guidelines for CPR and ECC", [2020;]Copyright 2024 American Heart Association[.]; and

(i) "CDT 2025: Current Dental Terminology, Copyright© 2024 American Dental Association".

(2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky 40222, Monday through Friday, 8 a.m. through 4:30 p.m. This material is also available on the board's Web site at <http://dentistry.ky.gov>.

CONTACT PERSON: Jeff Allen, Executive Director, Kentucky Board of Dentistry, 312 Whittington Parkway, Suite 101, Louisville, Kentucky 40222, phone (502) 429-7280, fax (502) 429-7282, email [jeffrey.allen@ky.gov](mailto:jeffrey.allen@ky.gov).





**Andy Beshear**  
GOVERNOR

**Jacqueline Coleman**  
LIEUTENANT GOVERNOR

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**Kentucky Department of Professional Licensing**  
Kentucky Board of Speech-Language Pathology and Audiology  
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SECRETARY

**DJ Wasson**  
DEPUTY SECRETARY

**Kristen Lawson**  
COMMISSIONER

November 25, 2025

Senator Stephen West, Co-Chair  
Representative Derek Lewis, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee  
Legislative Research Commission 083  
Capitol Annex  
Frankfort, KY 40601

**RE: 201 KAR 17:120. Audiology and Speech-Language Pathology Interstate Compact.**

Dear Co-Chairs West and Lewis:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 17:120, the Kentucky Board of Speech-Language Pathology and Audiology proposes the attached amendment to 201 KAR 17:120.

Sincerely,

*Sara Boswell Janes*

Sara Boswell Janes  
Staff Attorney III  
Public Protection Cabinet  
Department of Professional Licensing  
Board Counsel on behalf of the Kentucky  
Board of Licensed Professional Counselors  
500 Mero Street  
Frankfort, Kentucky 40601

Final, 11-18-2025

**SUGGESTED SUBSTITUTE**

**BOARDS AND COMMISSIONS**

**Board of Speech-Language Pathology and Audiology**

**201 KAR 17:120. Audiology and Speech-Language Pathology Interstate Compact.**

RELATES TO: KRS 334A.188

STATUTORY AUTHORITY: KRS 334A.080(3), 334A.188

CERTIFICATION STATEMENT:

NECESSITY, FUNCTION, AND CONFORMITY: KRS 334A.188, Section 15.B.1. requires the Board of Speech-Language Pathology and Audiology to review any rule adopted by the Audiology and Speech-Language Pathology Interstate Compact pursuant to Section 10 of KRS 334A.188 within sixty (60) days of adoption for the purpose of filing the rule as an emergency administrative regulation pursuant to KRS 13A.190 and for filing the rule as an accompanying ordinary administrative regulation pursuant to KRS Chapter 13A. This administrative regulation incorporates by reference the rules adopted by the Audiology and Speech-Language Pathology Interstate Compact.

Section 1. The Board of Speech-Language Pathology and Audiology shall comply with all rules of the Audiology and Speech-Language Pathology Interstate Compact, which includes the Audiology and Speech-Language Pathology Interstate Compact Rules as of September 20[June 30], 2025[October 7, 2023].

Section 2. Incorporation by Reference.

(1) The following material is incorporated by reference: "The Audiology and Speech-Language Pathology Interstate Compact Rules", September 20[June 30], 2025[October 7, 2023], and as revised.

(a) Chapter 1 – Rule on Definitions, adopted April 17, 2023;

(b) Chapter 2 – Rule on Data System Reporting Requirements, adopted September 20, 2025[April 17, 2023]; and

(c) Chapter 3 – Rule on Implementation of Criminal Background Check Requirement, adopted June, 30, 2025; and[October 7, 2023.]

(d) Chapter 4 – Rulemaking on Fees, adopted June 30, 2025.

(2)

(a) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the Board of Speech-Language Pathology and Audiology, 500 Mero Street, 2 SC 32, Frankfort, Kentucky 40602, Monday through Friday, 8 a.m. to 4:30 p.m.; or

(b) This material may also be obtained on the Board of Speech-Language Pathology and Audiology website[Web site] at <https://slp.ky.gov/>.

(3) This material may also be obtained at:

(a) The Audiology and Speech-Language Pathology Interstate Compact Commission, 1776 Avenue of the States, Lexington, Kentucky 40511; or

(b) <https://aslpcompact.com/commission/commission-governance-documents/>.

CONTACT PERSON: Sara Boswell Janes, Staff Attorney III, Department of Professional Licensing, Office of Legal Services, 500 Mero Street, 2 NC WK#2, Frankfort, Kentucky 40601; phone (502) 782-2709 (office), fax (502) 564-4818, email [Sara.Janes@ky.gov](mailto:Sara.Janes@ky.gov). Link to public comment portal: [https://ppc.ky.gov/reg\\_comment.aspx](https://ppc.ky.gov/reg_comment.aspx).

**MATERIAL INCORPORATED BY REFERENCE**

At the time the agency files this staff amendment the agency needs to file one (1) copy of each of the following to include the latest rules adopted by the Audiology and Speech-Language Pathology Compact Commission:

- Chapter 2 – Rule on Data System Reporting Requirements with the September 20, 2025 Edition date
- Chapter 3 – Rule on Implementation of Criminal Background Check Requirement with the June 30, 2025 Edition Date



**Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC)**  
**Audiology and Speech-Language Pathology Interstate Compact Commission**

**Title of Rule:** Rule on Data System Reporting Requirements

**Drafted:** February - March 2023

**Meeting at which Rule was discussed and voted on:** Special Commission Meeting on Monday, April 17, 2023

**Effective:** After Full Commission Approval

**Reason for Rule:** To define terms pursuant to Section 8.C.6, Section 9 and Section 10 of the ASLP-IC

**History for Rule:** 03/09/2023 Committee vote passed to Executive Committee  
03/16/2023 Committee vote passed to forward to full Commission

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**Chapter 2:** Rulemaking on Data System Reporting Requirements

**Authority:** Section 8: Establishing the Audiology and Speech-Language Pathology Interstate Compact Commission

Section 9: Data

Section 10: Reporting

**2.0 Purpose:** Pursuant to Section 8.C.6, Section 9 and Section 10, the Audiology and Speech-Language Pathology Interstate Compact Commission shall promulgate reasonable and lawful rules to facilitate and coordinate implementation and administration of the Audiology and Speech-Language Pathology Interstate Compact. This rule will become effective upon passage by the Audiology and Speech-Language Pathology Interstate Compact Commission as provided in Section 10 of the Audiology and Speech-Language Pathology Interstate Compact.

**2.1 Uniform Data Set:**

A. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action, and investigative information on all licensed individuals in member states.

B. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including but not limited to:

1. Identifying information – including but not limited to:
  - a. First Name;
  - b. Middle Name;
  - c. Last Name;
  - d. Suffix, if applicable;
  - e. Birth date (mm/dd/yyyy);
  - f. United States' Social Security Number or National Provider Identifier (NPI);
  - g. Home state address;
2. Licensure data – including but not limited to:
  - a. Jurisdiction of licensure;
  - b. License type:
    - i. Audiology or Speech Language Pathology;
  - c. License Number;
  - d. Initial Issuance Date;
  - e. Most Recent Renewal Date;
  - f. Expiration Date;
    - i. License status;
3. Adverse Action(s) against a licensee's compact privilege to practice including but is not limited to:
  - a. Type of Adverse Action;
  - b. Status and change in status of Adverse Action;
  - c. Effective dates of Adverse Action;
  - d. The existence of Current Significant Investigative Information;
  - e. Summary suspension or other disciplinary actions, as defined by the member state authority;
4. Non-confidential information related to alternative program participation including but not limited to current participation by the audiologist or speech-language pathologist in an alternative program;
5. Any denial of application for licensure, and the reasons therefor;
6. Other information that may facilitate the administration of the compact, as determined by the rules of the Commission including but not limited to information on a licensee's data.

C. The member states shall have access, via the data system, to information including but not limited to the verification of compact privilege(s) to practice held by eligible licensees.

D. The public shall have access, via the Commission's website, to information limited to the verification of compact privilege(s) held by individuals.

E. The Home State shall be responsible for verification of uniform requirements for participation as described in Section 3 and 4 of the compact.

F. Current Significant Investigative Information pertaining to a Licensee in any Member State shall only be available to other Member States.



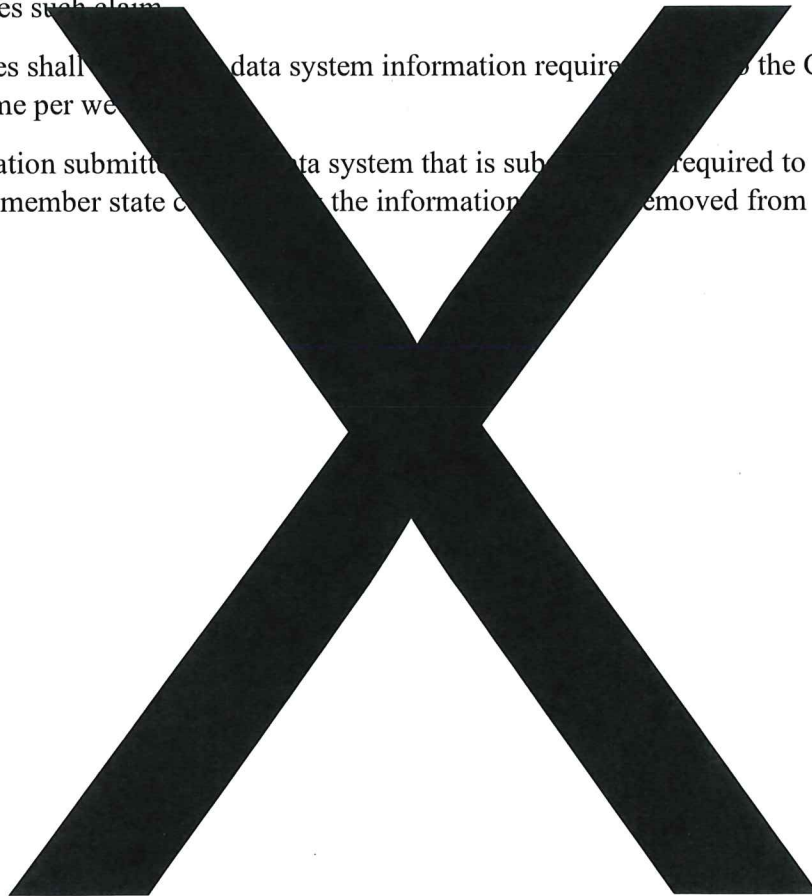
G. If a member state takes adverse action, it shall notify the administrator of the data system within thirty (30) days of the date action was taken. The administrator of the data system shall notify the home state of any adverse actions by remote states.

H. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

I. In the event an audiologist or speech-language pathologist asserts that any Coordinated Licensure Information System data is inaccurate, the burden shall be upon the audiologist or speech-language pathologist to provide evidence in a manner determined by the member state that substantiates such claim.

J. Member states shall submit data system information required by the Commission at least one (1) time per week.

K. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the data system.



# ASLP-IC

Audiology & Speech-Language Pathology  
Interstate Compact



## Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC)

### Audiology and Speech-Language Pathology Interstate Compact Commission

**Title of Rule:** Rule on Implementation of Criminal Background Check Requirement

**Drafted:** August 10, 2023

**Meeting at which Rule was adopted and voted on:** ASLP-IC Annual Meeting

Saturday, October 7, 2023 – 10:00 AM

Hilton Charlotte University Place

8629 JM Keynes Drive

Charlotte, NC 28262

Teleconference Registration Link: <https://zoom.us/j/9876543210/register/tZwvc-utpi0tGtMctgmNarFNKOJ39-SsgVaL#/register>

**Effective:** 30 days after Full Commission Approval

**History for Rule:** August 10, 2023: Rule adopted by 10 votes to forward to Executive Committee.

August 28, 2023: Rule adopted by 10 votes to forward to full Commission.

**Chapter 3:** Rulemaking on Implementation of Criminal Background Checks

**Authority:** Section 3: State Participation in the Compact

Section 8: Establishment of the Audiology and Speech-Language Pathology Interstate Compact Commission

Section 10: Licensing

**3.0 Purpose:** Pursuant to Section 3.B.1, and Section 10, a state must develop or utilize procedures for obtaining the criminal history records of applicants for licensure to practice. These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records. A member state must fully implement a criminal background check requirement, within a time frame established by rule, by receiving the results of the Federal Bureau of Investigation record search on criminal background check and rule the results in making licensure decisions.

The Audiology and Speech-Language Pathology Interstate Compact Commission shall promulgate reasonable and lawful uniform rules to facilitate and coordinate implementation and administration of the Audiology and Speech-Language Pathology

# ASLP-IC

Audiology & Speech-Language Pathology  
Interstate Compact



Interstate Compact. This rule will become effective upon passage by the Audiology and Speech-Language Pathology Interstate Compact Commission as provided in Section 10 of the Audiology and Speech-Language Pathology Interstate Compact.

### 3.1 Implementation of Criminal Background Check:

To avoid default, member states must have completed all required processes, requirements, and applications necessary to receive the results of the Federal Bureau of Investigation (FBI) record search on criminal background checks, as required by the Compact. Preference will be given to member states who can demonstrate that they have engaged in good faith efforts to implement the FBI Criminal Background Check requirement, but not limited to, introducing related legislation, negotiations with FBI state intelligence bureaus, etc.

Results of the criminal background check will be reviewed and used by the member state in accordance with state law.

Communication between a member board and the Interstate Compact Commission and communications between member boards regarding verification of eligibility for Speech-Language Pathologist eligibility for a license/privilege through the Compact shall include any information received from the FBI relating to a federal criminal records check performed by a member board under Public Law 92-544.

A member state cannot participate in issuing licenses until such member state has completed the requirements to fully implement the Criminal Background Check requirement established in Section 3.B.1 of the Compact. As used in Section 3.B.1 of the Compact, full implementation of the FBI Criminal Background Check requirement means that the member state's licensing board is using the results of the FBI record search on criminal background checks in making licensure decisions for all applicants seeking an initial privilege to practice as an Audiologist or Speech-Language Pathologist in the member state.



**Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC)**  
**Audiology and Speech-Language Pathology Interstate Compact Commission**

**Title of Rule:** Proposed Amendment to Rule on Data System Reporting Requirements

**Drafted:** July 10, 2025

**Meeting at which the amendment will be discussed and voted on:**

ASLP-IC Commission Annual Business Meeting  
Embassy Suites by Hilton Charleston Harbor Mt. Pleasant  
100 Ferry Wharf Road  
Mt. Pleasant, South Carolina, 29464  
Saturday, September 20, 2025

or via video conference by registering here:

<https://us06web.zoom.us/meeting/register/kb3sZd0HQImkLHLMHS6HOw#/registration>

**Effective:** 30 Days after Full Commission Approval

**Reason for Rule:** To further define terms pursuant to Section 8.C.6, Section 9 and Section 10 of the ASLP-IC

**History for Rule:** 02/09/2023: Rules Committee drafts Rule on Data System Reporting Requirements  
03/09/2023: Rules Committee votes to forward to Executive Committee  
03/16/2023: Executive Committee votes to forward to full Commission  
4/17/2023: ASLP-IC Commission approves rule  
5/17/2023: Effective Date for ASLP-IC Rule on Data System Reporting Requirements  
07/10/2025: Rules Committee drafts amendment to Rule on Data System Reporting Requirements and votes to forward to Executive Committee  
07/28/2025: Executive Committee votes to forward amendment to full Commission  
9/20/2025: Adopted by full Commission

**Chapter 2:** Rulemaking on Data System Reporting Requirements

**Authority:** Section 3: State Participation in the Compact

Section 4: Compact Privilege

Section 8: Establishment of the Audiology and Speech-Language Pathology Interstate Compact Commission

Section 9: Data System

Section 10: Rulemaking

**2.0 Purpose:** Pursuant to Section 3, Section 4, Section 8.C.6, Section 9 and Section 10, the Audiology and Speech-Language Pathology Interstate Compact Commission shall promulgate reasonable and lawful uniform rules to facilitate and coordinate implementation and administration of the Audiology and Speech-Language Pathology Interstate Compact. This rule will become effective upon passage by the Audiology and Speech-Language Pathology Interstate Compact Commission as provided in Section 10 of the Audiology and Speech-Language Pathology Interstate Compact.

**2.1 Uniform Data Set:**

A. The Commission shall provide for the development, maintenance, and utilization of a coordinated database and reporting system containing licensure, adverse action, and investigative information on all licensed individuals in member states.

B. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this Compact is applicable as required by the rules of the Commission, including but not limited to:

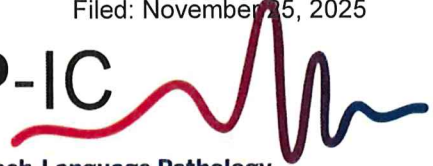
1. Identifying information – including but not limited to:
  - a. First Name;
  - b. Middle Name;
  - c. Last Name;
  - d. Suffix, if applicable;
  - e. Birth date (mm/dd/yyyy);
  - f. Personal Identifier
    - i. United States Social Security Number or
    - ii. National Provider Identifier (NPI) (as the data system will accommodate);
  - g. Home state address;
2. Licensure data – including but not limited to:
  - a. Jurisdiction of licensure;
  - b. License Type;
    - i. Audiologist or Speech Language Pathologist;
  - c. License Number;
  - d. Initial Issuance Date;
  - e. Most Recent Renewal Date;
  - f. Expiration Date;
    - i. License status;
3. Adverse Action(s) against a license or compact privilege to practice including but is not limited to:
  - a. Type of Adverse Action;
  - b. Status and change in status of Adverse Action;
  - c. Effective dates of Adverse Action;

- d. The existence of Current Significant Investigative Information;
  - e. Summary suspension and final disciplinary actions, as defined by the member state authority;
- 4. Non-confidential information related to alternative program participation including but not limited to current participation by the audiologist or speech-language pathologist in an alternative program;
  - 5. Any denial of application for licensure, and the reason(s) for denial;
  - 6. Other information that may facilitate the administration of this Compact, as determined by the rules of the Commission including but not limited to a correction to a licensee's data.
- C. The member states shall have access, via the data system, to information including but not limited to the verification of compact privilege(s) to practice held by eligible licensees.
- D. The public shall have access, via the Commission's website, to information limited to the verification of compact privilege(s) held by individuals.
- E. The Home State shall be responsible for verification of uniform requirements for participation as described in Section 3 and 4 of the compact.
- F. Current Significant Investigative Information pertaining to a Licensee in any Member State shall only be available to other Member States.
- G. If a member state takes adverse action, it shall notify the administrator of the data system within thirty (30) days of the date action was taken. The administrator of the data system shall notify the home state of any adverse actions by remote states.
- H. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.
- I. In the event an audiologist or speech-language pathologist asserts that any Coordinated Licensure Information System data is inaccurate, the burden shall be upon the audiologist or speech-language pathologist to provide evidence in a manner determined by the member state that substantiates such claim.
- J. Member states shall submit the data system information required above to the Commission at least one (1) time per week.
- K. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information shall be removed from the data system.



# ASLP-IC

Audiology & Speech-Language Pathology  
Interstate Compact



## Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC) Audiology and Speech-Language Pathology Interstate Compact Commission

**Title of Rule:** Rule on Implementation of Criminal Background Check Requirement

**Original Rule Drafted:** August 10, 2023

**Amended Rule Drafted:** March 13, 2025

**Meeting at which Amended Rule was discussed and voted on:**

ASLP-IC Special Full Commission Meeting

June 30, 2025 via virtual teleconference (Zoom)

Meeting Link: <https://us06web.zoom.us/j/88319496998?pwd=o5zp8y4ABCKjqidFh6FwPmlv74DBbu.1>

**Effective:** 30 days after Full Commission Approval: July 30, 2025

**History for Rule:**

- August 10, 2023: Rules Committee voted to forward Original Rule to Executive Committee
- August 28, 2023: Executive Committee voted to forward Original Rule to Full Commission
- September 7, 2023: Original Rule posted to Commission Website
- October 7, 2023: Original Rule adopted by Full Commission
- Nov.6, 2023: Original Rule becomes effective
- March 13, 2025: Amended Rule introduced at Rules Committee Meeting
- April 10, 2025: Rules Committee voted to forward Amended Rule to Executive Committee
- May 19, 2025: Executive Committee voted to forward Amended Rule to Full Commission
- May 28, 2025: Amended Rule posted to Commission Website
- June 30, 2025: Amended Rule Adopted at Special Commission Meeting

**Chapter 3:** Rulemaking on Implementing Criminal Background Checks

**Authority:**

- Section 3: State Participation in the Compact
- Section 8: Establishment of the Audiology and Speech-Language Pathology Interstate Compact Commission
- Section 10: Rulemaking

# ASLP-IC

Audiology & Speech-Language Pathology  
Interstate Compact



**3.0 Definitions** “Initial Privilege to Practice” means the eligibility of an audiologist or speech-language pathologist to become authorized to practice in all member states upon the consideration of criminal history records which were used for purposes of making a licensure decision by the home state / and confirmation of an unencumbered home state license / issuing an unencumbered license by the home state and the issuance of an unencumbered home state license in a state which is a member of the compact.

**3.1 Purpose:** Pursuant to Section 3.B.1, and Section 10, a Home State must implement or utilize procedures for considering the criminal history records of applicants licensed within that Home State prior to applying for the initial (i.e., very first time) privilege to practice in one or more states under the Audiology and Speech-Language Pathology Interstate Compact.

## **3.1 Requirements for Member States Implementing Criminal Background Checks:**

(a) The Home state must implement or utilize procedures for considering the criminal history records of applicants licensed within their Home state who are applying for their initial, e.g., very first time, privilege to practice in one or more states under the Audiology and Speech-Language Pathology Interstate Compact.

(b) These procedures shall include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant’s criminal history record information from:

- (1) The Federal Bureau of Investigation (FBI); and
- (2) The agency responsible for retaining their Home state’s criminal records, as authorized by the member Home state’s laws.

(c) Results of the criminal background check shall be reviewed solely by the member state in accordance with state law and shall not be shared, unless otherwise permitted under state law, with individuals, other member states, or the Commission.

(d) The member state shall use the results of the background check in determining the applicant’s eligibility for a compact privilege in accordance with Section 3, paragraphs (B) and (B)(1) of the Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC) statutes.

(e) The home state shall report all persons not eligible to participate in the Audiology and Speech-Language Pathology Interstate Compact to the Commission.

## **3.2 Timeframe for Member States To Apply for Criminal Background Check**

**ASLP-IC**

**Audiology & Speech-Language Pathology**  
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In accordance with Section 3, paragraph (B)(1), a member state must submit an ORI application within sixty (60) days of the member state's effective date of the ASLP-IC in that state or within sixty (60) days of the effective date of this rule, whichever comes first.

### **3.3 Timeframe for Member States to Implement Criminal Background Checks and Exceptions**

In accordance with Section 3, paragraph (B)(1), a member state must fully implement a criminal background check as demonstrated by receiving the results of criminal history record information from the FBI and the agency responsible for retaining their Home state's criminal records, as authorized by the member Home state's laws, within thirty (30) days of the member state's approval of their ORI application.

The ASLP-IC Executive Committee has the discretion to grant member states additional time to fully implement a criminal background check based on the member state demonstrating their due diligence to implement a criminal background check or demonstrating a legal impossibility to implement a criminal background check.

### **3.4 Legal Impossibility for States Meeting the Criminal Background Check Requirement**

Due to the legal impossibility of a member state's ability to comply with the FBI CBC requirement as outlined in Section 3, paragraph (B)(1) of the ASLP-IC and the resulting prevention of the Compact to become operational in the member state, the member state who does not already require a FBI CBC may also issue and accept privileges from applicants that have not yet had a member state board reviewed FBI CBC under the following conditions:

a. The Member State board can provide evidence to the Executive Committee that it has attempted and been refused the assignment of an ORI number for the purpose of receiving and reviewing CBCs of those interested in compact participation; and

b. The licensee who is applying for entry into the Compact meets all other statutory requirements and has attested to the fact they have no FBI Criminal Background History and acknowledges and accepts that they may be subject to an FBI CBC once their member state has the ability to perform an FBI CBC (or at the compact applicant's first renewal cycle after their home state has been given the permission to conduct FBI CBCs); and

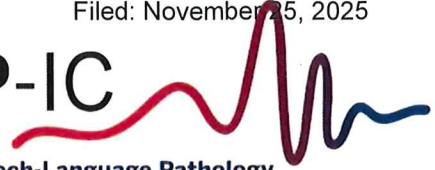
c. The Member State Board agrees to immediately reapply for an ORI number upon a change of position by the FBI, or passage of the SHARE Act, whichever comes first, and provides evidence to the Executive Committee of same and requires all new license applicants to undergo an FBI CBC if they apply for the Compact.

### **3.5 Criminal Background Check Requirements for Compact Privilege Applicants**



**ASLP-IC****Audiology & Speech-Language Pathology**  
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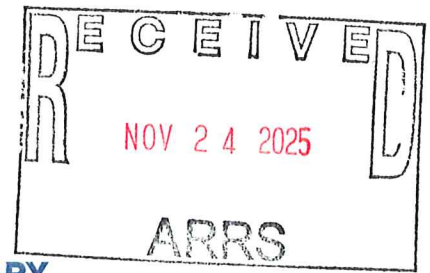
- (a). To be able to obtain a compact privilege under the Audiology and Speech-Language Pathology Interstate Compact, a compact privilege seeker shall submit to a criminal background check, including fingerprint-based state and federal background checks, as required by the Compact and authorized by the member state's laws.
1. The applicant shall provide a full set of fingerprints to the home state's designated agency for the purpose of conducting a criminal history record check through;
  2. The Federal Bureau of Investigation (FBI); and
  3. The state agency responsible for retaining the criminal records in the applicant's home state.
- (b). Results of the criminal background check shall be reviewed solely by the member state in accordance with state law and shall not be shared, unless otherwise permitted under state law, with individuals, other member states, or the Commission.
1. The member state shall use the results of the background check in determining the applicant's eligibility for a compact privilege in accordance with Section 3, paragraph (B)(1) of the Audiology and Speech-Language Pathology Interstate Compact statutes.
  2. An applicant who does not submit to an FBI fingerprint-based criminal background check or whose background check reveals disqualifying offenses, as determined by the home state and in accordance with Compact statutes and rules, shall be deemed ineligible to obtain a compact privilege.
- (c). An applicant who is unable to submit to an FBI fingerprint-based criminal background check due to legal impossibility in the home state, as defined under section 3.4 of this rule, shall be required to do the following:
1. Attest to the non-existence of any criminal history record;
  2. Submit to a state based criminal background check for review by the home state board; and
  3. Submit to an FBI fingerprint-based criminal background check for review by the home state board within 60 days of receiving notification from the state that it has become legally possible for the state to comply with Section 3, paragraph (B)(1) to conduct FBI CBCs of any privileges obtained under the home state license. Failure to comply with this requirement within the timeframe may result in the removal of compact privileges to practice.
- (d). An applicant who does not submit to an FBI fingerprint-based criminal background check or whose background check reveals disqualifying offenses, as determined by the home state and in accordance with Compact statutes and rules, shall be deemed ineligible to obtain a compact privilege or whose state or FBI background check reveals disqualifying offenses, as determined by the home state and in accordance with compact statutes and rules, shall be deemed ineligible to obtain or renew a compact privilege.
- (e). If the home state deems any person no longer eligible to participate in the Compact, it shall report

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Interstate Compact

157 those persons to the Compact Commission as defined in the *Rule on Data System Reporting Requirements*.

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159 (f). The requirement for a criminal background check shall apply to all compact privilege applicants.



## KENTUCKY BOARD OF PHYSICAL THERAPY

**Andy Beshear**  
GOVERNOR

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<http://pt.ky.gov>

**Stephen Curley**  
EXECUTIVE DIRECTOR

November 24, 2025

Senator Stephen West, Co-Chair  
Representative Derek Lewis, Co-Chair  
c/o Emily Caudill, Regulation Compiler  
Administrative Regulation Review Subcommittee Legislative Research Commission 083, Capitol  
Annex Frankfort KY 40601

RE: 201 KAR 22:045. Continued competency requirements and procedures.

Dear Ms. Caudill:

After discussions with Administrative Regulation Review Subcommittee staff of the issues raised by 201 KAR 22:045, the Kentucky Board of Physical Therapy proposes the attached amendment to 201 KAR 22:045.

Sincerely,

A handwritten signature in blue ink, appearing to be "S. Curley".

Stephen Curley, Executive Director  
Kentucky Board of Physical Therapy

**TEAM**  
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Final, 11-14-2025

## SUGGESTED SUBSTITUTE

### BOARDS AND COMMISSIONS Board of Physical Therapy

#### 201 KAR 22:045. Continued competency requirements and procedures.

RELATES TO: KRS 12.355, 327.010(1), (2), 327.070

STATUTORY AUTHORITY: KRS 327.040(10)

CERTIFICATION STATEMENT: This is to certify that this administrative regulation complies with the requirements of 2025 RS HB 6, Section 8.

NECESSITY, FUNCTION, AND CONFORMITY: KRS 327.040(10) authorizes the board to promulgate administrative regulations establishing a measure of continued competency as a condition of license renewal. This administrative regulation establishes continued competency requirements and procedures.

#### Section 1. Definitions.

- (1) "Contact hour" means a credit earned based on sixty (60) minutes of participation in a physical therapy-related activity.
- (2) "Continued competency" means a planned learning experience relating to the scope of ~~the~~ physical therapy ~~practice~~ practice, as defined by KRS 327.010(1), if the subject is intervention, examination, research, documentation, education, or management of a health care delivery system.
- (3) "Jurisprudence Examination" means a board-provided ~~an~~ ~~a board-provided~~ open book tutorial [provided by the board] on KRS Chapter 327 and 201 KAR Chapter 22.

#### Section 2.

- (1) A credential holder applying for renewal shall have completed the continued competency requirements established in subsections (2) and (3) of this section during the preceding renewal period. Continued competency shall be based on contact hours awarded.

(a) For a physical therapist, the board shall require thirty (30) contact hours as a condition of licensure renewal. These hours shall be obtained as established in subparagraphs 1. through 3. of this paragraph.

1. Two (2) hours shall be awarded for the successful completion of the Jurisprudence Examination per biennium.

2. At least eighteen (18) hours shall be earned from Category 1 as established in subsection (2) of this section.

3. Hours may be earned from Category 2 and if hours are earned from Category 2, hours shall be as established in subsection (3) of this section. Hours earned from Category 2 over ten (10) hours shall not be awarded. ~~Hours may be earned from Category 2 and shall be as established in subsection (3) of this section. Hours earned from Category 2 over ten (10) hours shall not be awarded.]~~

(b) For a physical therapist assistant, the board shall require twenty (20) contact hours as a condition of renewal. These hours shall be obtained as established in subparagraphs 1. through 3. of this paragraph.

1. Two (2) hours shall be awarded for the successful completion of the Jurisprudence Examination per biennium.

2. At least ten (10) hours shall be earned from Category 1 as established in subsection (2) of this section.

3. Hours may be earned from Category 2 and shall be as established in subsection (3) of this section. Hours earned from Category 2 over eight (8) hours shall not be awarded.

(c) A participant shall not be awarded contact hours for a course that is repeated more than once in the same biennium.

- (2) Category 1 continued competency shall include:

(a) Completion of courses, seminars, workshops, symposia, or home study courses consisting of at least three (3) contact hours that have been approved by the board, the board's designee, the Federation of State Boards of Physical Therapy (FSBPT), another physical therapy licensing agency, or the American Physical Therapy Association (APTA) or its components;

(b) Completion of courses, seminars, workshops, symposia, or home study courses that have been produced and developed by the ~~[American Physical Therapy Association (APTA)]~~ or its components and consist of less than three (3) contact hours;

(c) Completion or auditing of an accredited postsecondary educational institution credit course meeting continued competency, which shall be awarded as:~~[as defined by Section 1(2) of this administrative regulation.]~~, which shall be awarded as:

1. Twelve (12) contact hours ~~[shall be awarded]~~ for each semester credit hour completed; and

2. Eight (8) contact hours ~~[shall be awarded]~~ for each quarter credit hour completed;

(d) Presentation of a continued competency course, workshop, seminar, or symposium that has been approved by the board or its designee. A maximum of three (3) contact hours for preparation may be awarded for each contact hour awarded to participants, with a maximum of two (2) events of the same course per biennium;

(e) Authorship of a research article, manuscript, or scientific paper, published in the biennium and related to physical therapy. Fifteen (15) contact hours shall be awarded per event with a maximum of two (2) events per biennium;

(f) A presented scientific poster or scientific platform presentation related to physical therapy. Ten (10) contact hours shall be awarded per event with a maximum of two (2) events per biennium;

(g) Teaching part of a physical therapy or physical therapist assistant credit course if that teaching is not the primary employment of the credential holder. A maximum of twenty (20) contact hours per biennium shall be awarded;

(h) American Board of Physical Therapy Specialties (ABPTS) certification. Twenty-eight (28) contact hours shall be awarded per biennium;

(i) ABPTS recertification or other certifications and recertifications within the scope of physical therapy practice. A maximum of twenty-eight (28) contact hours per biennium shall be awarded;

(j) Completion of a clinical residency program or clinical fellowship program. Not more than five (5) contact hours shall be awarded for each week of residency with a maximum of twenty-eight (28) contact hours per program per biennium;

(k) Engaging in the practice of ~~[physical therapy]~~, as defined by KRS 327.010(1), at least 1,000 hours per biennium. Five (5) contact hours shall be awarded per biennium;

(l) Engaging in the instruction in a CAPTE-accredited physical therapy or physical therapist assistant program at least 1,000 hours per biennium. Five (5) contact hours shall be awarded per biennium;

(m) Appointment to the Kentucky Board of Physical Therapy. Four (4) contact hours shall be awarded per biennium;

(n) Election or appointment to a position with the APTA Kentucky, APTA, or FSBPT as an officer or committee chair. Four (4) contact hours shall be awarded per biennium;~~[or]~~

(o) Being a member~~[Being a member]~~ of a committee or task force for one (1) of the organizations in paragraph (m) or (n) of this subsection. One (1) contact hour shall be awarded per biennium;~~[;]~~

(p) Completion of the APTA's PTA Advanced Proficiency Pathways Program (APP). A maximum of ten (10) contact hours shall be awarded in the biennium during which the certification or recertification of the APP is granted;~~[or]~~

(q) Being a member~~[Being a member]~~ of the APTA. One (1) contact hour shall be awarded per year and a maximum of two (2) contact hours per biennium; or

(r) Completion of the Healthcare Regulatory Research Institutes (HRRI) Healthy Practice Resource (HPR) modules. A maximum of six (6) contact hours shall be awarded in the biennium.

(3) Category 2 continued competency shall include/be~~[include]~~:

(a) Self-instruction from reading professional literature. One (1) contact hour shall be awarded per biennium;

(b) Attendance at a scientific poster session, lecture, panel, or symposium other than as approved in Section 2(2) of this administrative regulation or other unapproved applicable courses. One (1) contact hour for each hour of credit shall be awarded up to a maximum of three (3) hours per course;~~[;]~~



- (c) Clinical instructor for a CAPTE-approved educational program or an APTA credentialed residency or fellowship program. Continued competency shall be one (1) contact hour per sixteen (16) hours of student supervision;
- (d) Participation in a physical therapy in-service or study group consisting of two (2) or more physical therapists or physical therapist assistants. A maximum of two (2) contact hours shall be awarded per biennium;
- (e) Participation in community service related to health care. One (1) contact hour for each hour of participation shall be awarded up to a maximum of two (2) hours per biennium;
- (f) Participation as a mentor or mentee in a mentorship program developed by APTA KY. A maximum of two (2) contact hours shall be awarded per year and a maximum of four (4) contact hours per biennium; ~~or~~ ~~or~~
- (g) Completion of other healthcare related courses (cardiopulmonary resuscitation initial certification or re-certification, Bloodborne pathogens courses). A maximum of two (2) contact hours shall be awarded per biennium. ~~or~~ ~~or~~
- (4) Documentation of compliance.
  - (a) Each licensee shall retain independently verifiable documentation of completion of all continued competency requirements of this administrative regulation for a period of at least two (2) years from the end of the biennium.
  - (b) The licensee shall, within thirty (30) days of a written request from the board, provide evidence of continued competency activities to the board.
  - (c) A licensee who fails to provide evidence of the continued competency activities or who falsely certifies completion of continued competency activities shall be subject to disciplinary action pursuant to KRS 327.070.
- (5) Exemption and extension.
  - (a) A licensee shall be granted a temporary hardship extension for an extension of time, not to exceed one (1) renewal cycle, if the licensee:
    - 1. Files a completed Exemption or Extension for Completion of Continued Competency Form by April 30 of the odd-numbered year in the renewal cycle for which the extension is sought. This plan ~~shall~~ ~~must~~ ~~shall~~ include a description on how the required credits will be met; and
    - 2. Submits documentation showing evidence of undue hardship by reason of the licensee's:
      - a. Disability;
      - b. Medical condition;
      - c. Financial condition; or
      - d. Other clearly mitigating circumstance.
  - (b) A licensee shall be granted a temporary nonhardship extension of time if the licensee cannot show undue hardship and if the licensee:
    - 1. Files a completed Exemption or Extension for Completion of Continued Competency Form by March 31 of the odd-numbered year in the renewal cycle for which the extension is sought. This plan ~~shall~~ ~~must~~ ~~shall~~ include a description on how the required credits will be met;
    - 2. Pays a fee of \$250;
    - 3. Has not received a temporary nonhardship extension of time in the prior renewal cycle; and
    - 4. Files proof of compliance with the continued competency requirements by the following July 1.
  - (c) A licensee on active military duty shall be granted an exemption from continued competency requirements as established in KRS 12.355.

### Section 3. Incorporation by Reference.

- (1) "Exemption or Extension for Completion of Continued Competency Form", ~~June 2023~~ ~~June 2012~~ ~~July 2023~~, is incorporated by reference.
- (2) This material may be inspected, copied, or obtained, subject to applicable law, at the Kentucky Board of Physical Therapy, 312 Whittington Parkway, Suite 102, Louisville, Kentucky 40222, Monday through Friday, 8 a.m. to 4:30 p.m. **This material is also available on the agency's website at: <https://pt.ky.gov/education/Pages/Continued-Competency-.aspx>.**



CONTACT PERSON: Stephen Curley, Executive Director, Board of Physical Therapy, 312 Whittington Parkway, Suite 102, Louisville, Kentucky 40222, phone (502) 429-7140; fax (502) 429-7142, email Stephen.Curley@ky.gov.

**MATERIAL INCORPORATED BY REFERENCE**

At the time that the agency files this staff suggested amendment, it needs to file one (1) clean copy of the:

- "Exemption or Extension for Completion of Continued Competency Form" with the June 2023 Edition Date that is the version currently used and on the agency's website



## KENTUCKY BOARD OF PHYSICAL THERAPY

312 Whittington Parkway, Suite 102  
Louisville, Kentucky 40222  
<http://pt.ky.gov>

### Exemption or Extension for Completion of Continued Competency Form (See 201 KAR 22:045, Section 2(5))

NOTE: All applications for exemption or time extension shall be in writing.

All non-hardship extension applications must be received by the Board by March 31 of each odd numbered year of the renewal cycle.

All hardship extension applications must be received by the Board by April 30 of each odd numbered year of the renewal cycle.

1. Name and Address of Applicant:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date of Application: \_\_\_\_\_

License Number: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

2. This Application is made pursuant to: (Read Carefully and check the proper box)

1. This application is made pursuant to: *(Read carefully and check the proper box)*

- ☐ **Active Military Duty Exemption:** Attach evidence of circumstances associated with active military duty.
- ☐ **Non-Hardship Extension:** Attach a \$250.00 filing fee and a written plan setting forth how the applicant's credit deficiency will be in compliance on or before July 1 of the filing year. **Note:** Written plan and fee are required at the time of filing. Application will be returned as denied if not attached. (Make check payable to *Kentucky Board of Physical Therapy*)
- ☐ **Hardship Extension:** Attach evidence of circumstances establishing "hardship or other clearly mitigating circumstance." **Note:** Statement of evidence is required. Application will be returned as denied if statement is not attached. Provide a plan that will meet the required credit deficiencies and a date by which you propose to complete the process

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date