

BOARDS AND COMMISSIONS

Board of Physical Therapy (Amendment)

201 KAR 22:001. Definitions for 201 KAR Chapter 22.

RELATES TO: KRS 327.010, 327.050, 327.200

STATUTORY AUTHORITY: KRS 327.040 ~~12~~~~(11)~~

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 ~~(13)~~~~(11)~~ authorizes the Kentucky Board of Physical Therapy to promulgate and enforce reasonable administrative regulations for the effectuation of the purposes of KRS Chapter 327 pertaining to the practice and credentialing of physical therapists and physical therapist assistants. This administrative regulation establishes the definitions for 201 KAR Chapter 22.

Section 1. Definitions.

- (1) "Board" is defined by KRS 327.010(3).
- (2) "CAPTE" means Commission on Accreditation in Physical Therapy Education.
- (3) "Credential" means the license or certificate issued by the board authorizing a person to practice physical therapy.
- (4) "Credential holder" means a licensed physical therapist or certified physical therapist assistant who has met all requirements for credentialing in 201 KAR 22:020 and has been credentialed by the board.
- (5) "Credentialing" means the process of licensing or certifying an applicant by the board.
- (6) "Direct supervision" means:
 - (a) The physical therapist or physical therapist assistant:
 1. Is immediately available to direct and supervise tasks that are related to direct patient care; and
 2. Provides line of sight direction and supervision the majority of the time per visit for each patient when these tasks are performed; and
 - (b) Supervision is not provided by electronic communication.
- (7) "Electronic communication" means:
 - (a) Any transfer of signs, signals, writing, images, sounds, data, information, or intelligence of any nature transmitted by computer or via the internet in whole or in part by a wire, radio, electromagnetic, photo-electronic, or photo-optical system; and
 - (b) The science and technology of the exchanging of information over any distance by electronic transmission of impulses including activities that involve using electronic communications to store, organize, send, retrieve, or convey information.
- (8) "Endorsement" means a method of application which is utilized by an applicant credentialed by another jurisdiction.
- (9) "Examination" means a board-approved examination that an applicant successfully passes as a requirement for credentialing.
- (10) "Expungement" means to remove a disciplinary action from public record.
- ~~(11) ~~(10)~~ "Full time" means employment for forty (40) hours a week.~~
- ~~(12) ~~(11)~~ "Inactive status" means a credential that is inactive and the credential holder is not engaged in the practice of physical therapy.~~
- ~~(13) ~~(12)~~ "Jurisdiction" means a licensing authority in a state or territory of the U.S.~~
- (14) "Minor Violation" means a violation that is procedural or technical in nature violations classified as minor include CEU violations under 201 KAR 22.045, untimely renewal, or others unrelated to the practice of physical therapy.

- (15) ~~((13))~~ "NPTE" means the National Physical Therapy Examination for physical therapists and physical therapist assistants.
- (16) ~~((14))~~ "On-site supervision" means immediate physical accessibility within the same building.
- (17) ~~((15))~~ "Patient" means any person for whom physical therapy is provided.
- (18) ~~((16))~~ "Physical therapist" is defined by KRS 327.010(2).
- (19) ~~((17))~~ "Physical therapist assistant" means a skilled health care worker certified by the board who performs physical therapy and related duties as assigned by the supervising physical therapist.
- (20) ~~((18))~~ "Physical therapist student" or "physical therapist assistant student" means a person who meets the requirements of KRS 327.050(10)(a).
- (21) ~~((19))~~ "Physical therapy" is defined by KRS 327.010(1).
- (22) ~~((20))~~ "Physical therapy student services" means services provided by a physical therapist student or physical therapist assistant student, as part of the student's educational program, and are considered as provided by the supervising physical therapist or physical therapist assistant.
- (23) ~~((21))~~ "Reinstatement of a credential" means a renewal of a license that has lapsed.
- (24) ~~((22))~~ "Sexual Misconduct" includes but is not limited to:
- (a) engaging in sexual conduct, sexual contact, or soliciting a sexual relationship with a current patient, whether consensual or nonconsensual; or
 - (b) intentionally exposing or viewing a completely or partially disrobed patient in the course of treatment if the exposure or viewing is not related to patient diagnosis or treatment under current practice standards.
- (25) ~~((23))~~ "Sexual Harassment" means behavior characterized by the making of unwelcome and inappropriate sexual remarks, communications (whether in person or via any electronic or other means), or physical advances.
- (26) ~~((24))~~ "Supervising physical therapist" means the physical therapist who is supervising the care of a patient who is being treated by a physical therapist assistant or supportive personnel.
- (27) ~~((25))~~ "Supportive personnel" means a person assisting in the provision of direct physical therapy patient care who is not credentialed by the board and is not a physical therapist student or physical therapist assistant student.
- (28) ~~((26))~~ "Telehealth" is defined by KRS 327.200(3).
- (29) ~~((27))~~ "Telephysical therapy" means physical therapy between the credential holder and the patient who are not at the same physical location using interactive, secure, synchronous audio, and synchronous videoconferencing technology.
- (30) ~~((28))~~ "Verification" means the process of verifying a lawful credential.

STEPHEN CURLEY, Executive Director

APPROVED BY AGENCY: July 23, 2026

FILED WITH LRC: August 12, 2026 at 11:50 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on October 28, 2026, at 3:00 p.m. (ET) at 312 Whittington Parkway, Suite 102, Louisville, Kentucky 40222. Individuals interested in being heard at this hearing shall notify this agency in writing five days prior to the hearing, of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be cancelled. This hearing is open to the public. Any person who wishes to be heard will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made. If you do not wish to be heard at the public hearing, you may submit written comments on the proposed administrative regulation. Written comments shall be

accepted until October 31, 2026. Send written notification of intent to be heard at the public hearing or written comments on the proposed administrative regulation to the contact person.

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

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Stephen Curley, Executive Director, (502) 429-7140, Stephen.curley@ky.gov.

Subject Headings: Physical Therapy, Occupations and Professions, Boards and Commissions,

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation outlines definitions for 201 KAR 22.

(b) The necessity of this administrative regulation:

This administrative regulation was necessary for understanding of 201 KAR 22.

(c) How this administrative regulation conforms to the content of the authorizing statutes:

It provides the definitions for the authorized regulations.

(d) How this administrative regulation currently assists or will assist in the effective administration of the statutes:

definitions for the authorized regulations under KRS 327 040.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

(a) How the amendment will change this existing administrative regulation:

This amendment would update definitions in accordance with KRS 327 updates and the required promulgation of regulations under 327 040 and 070.

(b) The necessity of the amendment to this administrative regulation:

This update is required according to the update to the statute KRS 327 040 and 070.

(c) How the amendment conforms to the content of the authorizing statutes:

This update is required according to the update to the statute KRS 327 040 and 070.

(d) How the amendment will assist in the effective administration of the statutes:

This update is required to comply with KRS 327.

(3) Does this administrative regulation or amendment implement legislation from the previous five years? Yes

(4) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation:

Approximately 7,500

(5) Provide an analysis of how the entities identified in question (4) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

(a) List the actions that each of the regulated entities identified in question (4) will have to take to comply with this administrative regulation or amendment:

None.

(b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (4):

There will be no additional cost.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (4):

Assist with understand of regulations.

(6) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

(a) Initially:

Nothing

(b) On a continuing basis:

Nothing

(7) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation or this amendment:

Agency Revenue Fund.

(8) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment:

There will be no increase in fees or funding.

(9) State whether or not this administrative regulation establishes any fees or directly or indirectly increases any fees:

None.

(10) TIERING: Is tiering applied?

Tiering was not used in this administrative regulation because the administrative regulation applies equally to all those individuals regulated by it.

FISCAL IMPACT STATEMENT

(1) Identify each state statute, federal statute, or federal regulation that requires or authorizes the action taken by the administrative regulation:

KRS 327.040 and 070.

(2) State whether this administrative regulation is expressly authorized by an act of the General Assembly, and if so, identify the act:

KRS 327.040 and 070.

(3)(a) Identify the promulgating agency and any other affected state units, parts, or divisions:

Kentucky Board of Physical Therapy

(b) Estimate the following for each affected state unit, part, or division identified in (3)(a):

1. Expenditures:

For the first year:Nothing

For subsequent years:Nothing

2. Revenues:

For the first year:None

For subsequent years:None

3. Cost Savings:

For the first year:None

For subsequent years:None

(4)(a) Identify affected local entities (for example: cities, counties, fire departments, school districts):

None

(b) Estimate the following for each affected local entity identified in (4)(a):

1. Expenditures:

For the first year:None

For subsequent years:None

2. Revenues:

For the first year:None

For subsequent years:None

3. Cost Savings:

For the first year:None

For subsequent years:None

(5)(a) Identify any affected regulated entities not listed in (3)(a) or (4)(a):

Physical Therapist and Physical Therapist Assistants

(b) Estimate the following for each regulated entity identified in (5)(a):

1. Expenditures:

For the first year:None

For subsequent years:None

2. Revenues:

For the first year:None

For subsequent years:None

3. Cost Savings:

For the first year:None

For subsequent years:None

(6) Provide a narrative to explain the following for each entity identified in (3)(a), (4)(a), and (5)(a)

(a) Fiscal impact of this administrative regulation:

Nothing

(b) Methodology and resources used to reach this conclusion:

No costs or fees in this regulation

(7) Explain, as it relates to the entities identified in (3)(a), (4)(a), and (5)(a):

(a) Whether this administrative regulation will have a "major economic impact", as defined by KRS 13A.010(14):

No

(b) The methodology and resources used to reach this conclusion:

No costs or fees in this regulation.