

BOARDS AND COMMISSIONS
Kentucky Board of Medical Licensure
(Amendment)

201 KAR 9:305. Continued licensure of athletic trainers.

RELATES TO: KRS ~~[214.610,]~~ 311.901(1), 311.905(2), 311.909(1)(o)

STATUTORY AUTHORITY: KRS ~~[214.610(1),]~~ 311.901(1)

NECESSITY, FUNCTION, AND CONFORMITY: KRS 311.901(1) requires the Kentucky Board of Medical Licensure to promulgate administrative regulations relating to the licensure and regulation of athletic trainers and ~~[requires]~~ continuing education requirements ~~[courses on the transmission, control, treatment, and prevention of the human immunodeficiency virus and acquired immunodeficiency syndrome. This administrative regulation establishes the criteria for the continued licensure of athletic trainers].~~

Section 1. Definition. "CEU" means the completion of ten (10) hours of educational courses approved by the:

- (1) Kentucky Board of Medical Licensure; or
- (2) Board of Certification, Inc.

Section 2.

~~[(1)]~~ An athletic trainer licensed to practice in the Commonwealth of Kentucky shall complete six (6) CEUs during each three (3) year renewal cycle beginning with the renewal cycle that ends on June 30, 2015.

~~[(2)]~~

~~[(a)] [Upon initial licensure or within the first three (3) year renewal cycle from initial licensure, each licensee shall complete an educational course approved by the Cabinet for Health and Family Services on the transmission, control, treatment, and prevention of the human immunodeficiency virus HIV/AIDS.]~~

~~[(b)] [The hours of the course required by paragraph (a) of this subsection shall be counted as part of the six (6) CEUs required by subsection (1) of this section for the three (3) year renewal cycle during which the HIV/AIDS course was completed.]~~

WILLIAM C. THORNBURY, M.D., President

APPROVED BY AGENCY: July 6, 2022

FILED WITH LRC: July 13, 2022 at 11:05 a.m.

PUBLIC HEARING AND COMMENT PERIOD: A public hearing on this administrative regulation shall be held on September 21, 2022 at 9:30 a.m. at the offices of the Kentucky Board of Medical Licensure, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222. Individuals interested in being heard at this hearing shall notify this agency in writing by September 14, 2022, five (5) workdays 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 canceled. 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 through September 30, 2022. 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: Leanne K. Diakov, General Counsel, Kentucky Board of Medical Licensure, 310 Whittington Parkway, Suite 1B, Louisville, Kentucky 40222, phone (502)

429-7150, fax (502) 429-7118, email leanne.diakov@ky.gov.

REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

Contact Person: Leanne K. Diakov

(1) Provide a brief summary of:

(a) What this administrative regulation does:

This administrative regulation establishes the requirements for obtaining continuing education units for athletic trainers licensed in the Commonwealth of Kentucky.

(b) The necessity of this administrative regulation:

It is necessary to promulgate this regulation to establish the requirements for obtaining continuing education units for athletic trainers licensed in the Commonwealth of Kentucky.

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

This administrative regulation acts specifically to establish the requirements for obtaining continuing education units for athletic trainers licensed in the Commonwealth of Kentucky.

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

This administrative regulation acts specifically to establish the requirements for obtaining continuing education units for athletic trainers licensed in the Commonwealth of Kentucky. (2) If this is an amendment to an existing regulation, provide a brief summary of:

(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 deletes the mandatory HIV continuing medical unit requirement for athletic trainers licensed in the Commonwealth of Kentucky, consistent with the removal of that specific requirement from KRS 311.901(1) in 2021.

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

It is necessary to promulgate this regulation to delete the mandatory HIV continuing medical education unit for athletic trainers licensed in the Commonwealth of Kentucky, after deletion of that specific education from KRS 311.901(1) by the Legislature in 2021.

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

This administrative regulation acts specifically to delete the previously-mandatory HIV continuing education unit requirement for athletic trainers licensed in the Commonwealth of Kentucky.

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

. This amendment acts specifically to delete the mandatory HIV continuing education unit for athletic trainers licensed in the Commonwealth of Kentucky.

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

This amendment will affect all athletic trainers licensed to practice in the Commonwealth of Kentucky. (4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this regulation, if new, or by the change, if it is an amendment, including:

(4) Provide an analysis of how the entities identified in question (3) 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 (3) 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 (3):

None.

(c) As a result of compliance, what benefits will accrue to the entities identified in question (3):

None.

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

(a) Initially:

None

(b) On a continuing basis:

None

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

None.

(7) 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:

None.

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

This administrative regulation does not establish any fees nor does it directly or indirectly increase any fees.

(9) TIERING: Is tiering applied?

Tiering is not applied because the amendment applies equally to all athletic trainers licensed to practice in the Commonwealth of Kentucky. FISCAL NOTE ON STATE OR LOCAL GOVERNMENT (1) What units, parts or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation? The Kentucky Board of Medical Licensure will be impacted by this administrative regulation. (2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 311.901(1) (3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect. None (a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? None (b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? None (c) How much will it cost to administer this program for the first year? None (d) How much will it cost to administer this program for subsequent years? None Note: If

specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation. Revenues (+/-): Expenditures (+/-): Other Explanation: (4) Estimate the effect of this administrative regulation on the expenditures and cost savings of regulated entities for the first full year the administrative regulation is to be in effect. None. (a) How much cost savings will this administrative regulation generate for the regulated entities for the first year? None. (b) How much cost savings will this administrative regulation generate for the regulated entities for subsequent years? None. (c) How much will it cost the regulated entities for the first year? None. (d) How much will it cost the regulated entities for subsequent years? None. Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation. Revenues (+/-): Expenditures (+/-): Other Explanation: (5) Explain whether this administrative regulation will have a major economic impact, as defined below. "Major economic impact" means an overall negative or adverse economic impact from an administrative regulation of five hundred thousand dollars (\$500,000) or more on state or local government or regulated entities, in aggregate, as determined by the promulgating administrative bodies. [KRS 13A.010(13)] The amendment of this administrative regulation will not have a major economic impact on state or local government or regulated entities.