



2025
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REGULATORY BOARDS
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AUSTIN, TEXAS

*Blurred Lines & Public
Protections:
Jurisprudence
Assessments for a
Connected World*

Jeffrey M. Rosa

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Topics for Consideration and Discussion

- ✓ Should we have a jurisprudence requirement?
- ✓ Who develops the items for your jurisprudence assessment?
- ✓ What is the content outline for your jurisprudence assessment?
- ✓ Who constructs the actual assessments?
- ✓ How do you administer the assessment?
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Why Is Jurisprudence Important?



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Impact of COVID-19 on Use of Telehealth

PTs need ability to practice in multiple states

Practice occurs where the patient is located

Impact of the PT Compact to facilitate multi-state practice

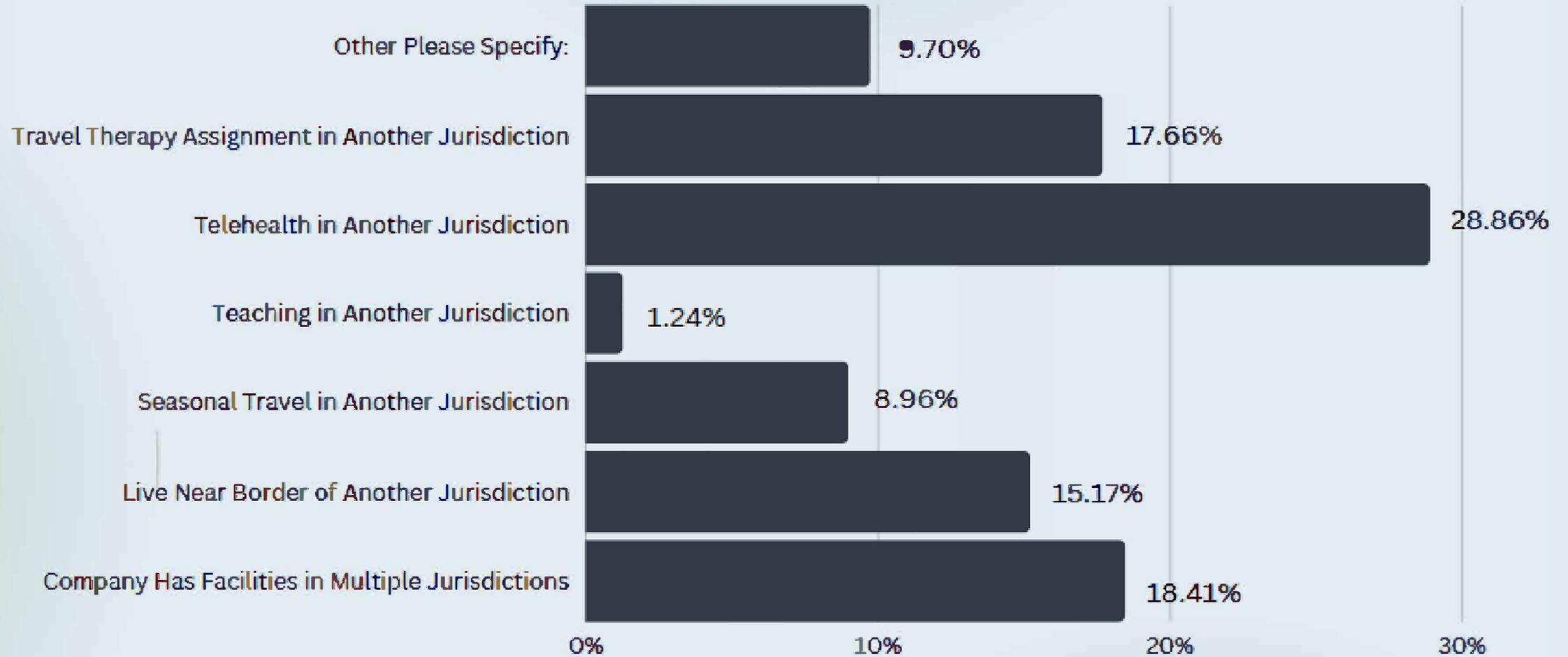
2021 survey of 3,000+ active compact privilege holders

of States Legally Authorized to Practice

NUMBER OF LICENSES		
1	165	51.7%
2	79	24.8%
3	25	7.8%
4	22	6.9%
5-9	13	4.1%
10-14	7	2.2%
15-19	7	2.2%
20-24	1	0.3%

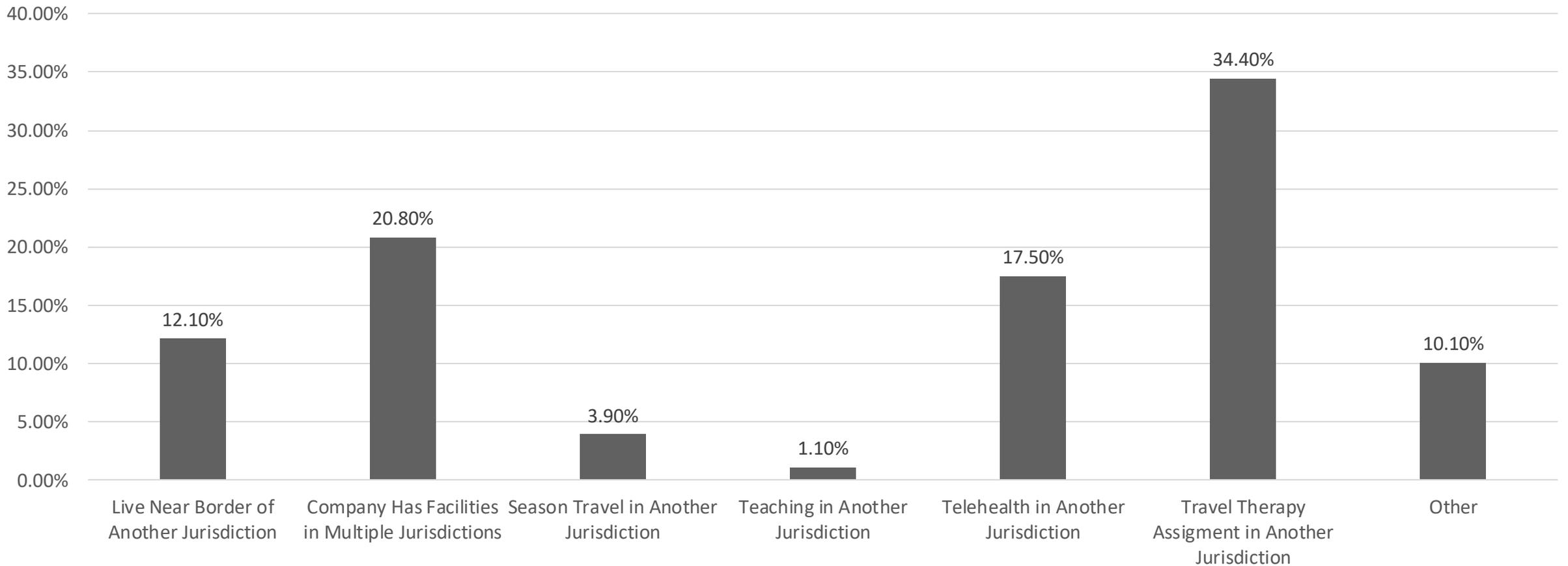
NUMBER OF COMPACT PRIVILEGES		
1	214	68.2%
2	44	14.0%
3	19	6.1%
4	9	2.9%
5-9	21	6.7%
10-14	2	0.6%
15-19	1	0.3%
20-24	4	1.3%

Why do you seek authorization to practice (license or compact privilege) in other jurisdictions? (Select all that apply)



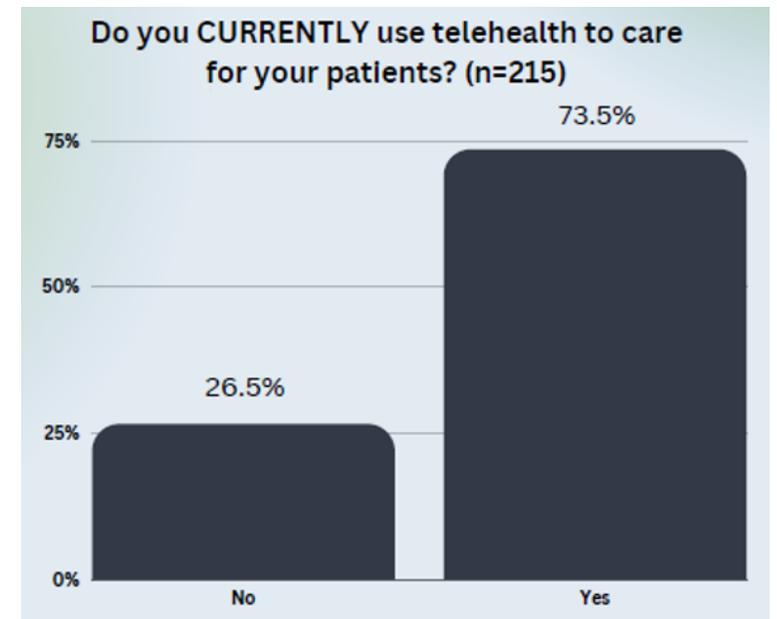
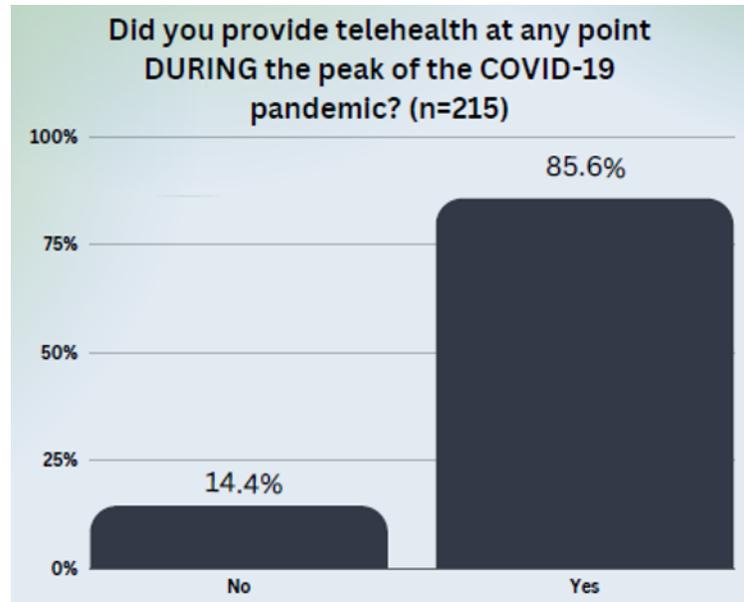
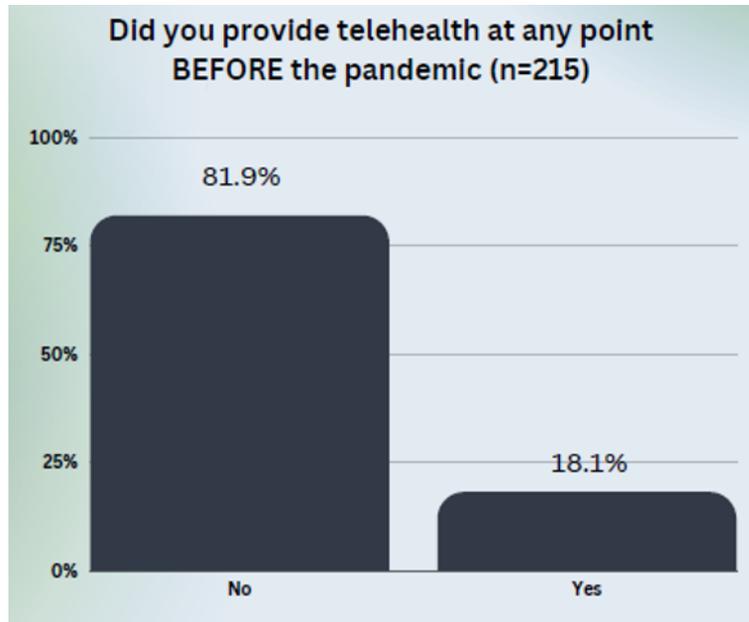
December 2024 to June 2025 (N=5,153)

Primary Reason Purchasing CP



Use of Telehealth in Practice

180° Change from Pre-pandemic





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What does your law say???



Sexual Misconduct & Boundary Violations

Can I have sexual relations with a patient?

Can I ever have sexual relations with a former patient?

Sexual Misconduct & Boundary Violations

State	Sexual Relations with Patient	Sexual Relations with Former Patient
Maryland	Prohibited (includes clients, student or supervisee, or client's relative)	Permanently prohibited & can't terminate services to enter a sexual relationship
North Carolina	Prohibited	Must wait 5 years
Ohio	Prohibited	Must wait at least 5 years
Texas	Prohibited (includes client, student, LPC Associate supervisee)	Must wait 5 years but licensee must demonstrate no sexual exploitation
Virginia	Prohibited (includes clients, students, or supervisees)	Must wait at least 5 years



Scopes of Practice

Can a Counselor diagnose and treat mental & emotional disorders

Diagnose & Treat Mental and Emotional Disorders

State	Can Counselor Diagnose & Treat Mental and Emotional Disorders?
Maryland	Law silent on treatment of mental and emotional disorders OR on diagnosing
North Carolina	Law defines counseling as evaluating and treating mental disorders through diagnostic procedures
Ohio	Counseling includes the diagnosis and treatment of mental and emotional disorders
Texas	Counseling includes diagnosing mental health disorders to determine client's mental status and emotional stability
Virginia	Counseling means conducting assessments and diagnoses to identify and remediate mental, emotional , or behavioral disorders



Licensure Requirements

Which exam is required for licensure?

What is a Counselor called?

Exam and Title

(info obtained from <https://www.nbcc.org/search/stateboarddirectory>)

State	Exam Required	Title
Maryland	NCE	Licensed Clinical Professional Counselor (LCPC)
North Carolina	NCE <u>or</u> NCMHCE	Licensed Clinical Mental Health Counselor (LCMHC)
Ohio	NCE for PCs NCMHCE for PCCs	Professional Counselor (PC) and Professional Clinical Counselor (PCC)
Texas	NCE <u>or</u> NCMHCE	Licensed Professional Counselor (LPC)
Virginia	NCE <u>or</u> NCMHCE	Licensed Professional Counselor (LPC)



Licensure Requirements

Are there Assistants/Associates?

What are the CE Requirements?

Associates and Continuing Education

State	Counselor Associates?	CE Requirements
Maryland	Yes – LGPC	40 hours in each renewal period, at least 30 must be in Category A activities. <u>First renewal</u> - 20 hours if license valid for less than 2 years
North Carolina	Yes – LCMHCA	40 hours for 2-year period, including 3 hours of ethics . <u>First renewal</u> - 30 hours , incl 3 hours of ethics , if first license is valid for less than 2 years
Ohio	No	30 hours per license renewal, including 3 hours in ethics . <u>Supervisors</u> – Also 3 hours in supervision for PCC with supervision endorsement
Texas	Yes – LPCA	24 hours per renewal period, including 6 hours in ethics (incl. TX JP exam) & 3 hours in cultural diversity or competency . <u>Supervisors</u> – Must complete 6 hours in supervision
Virginia	No	20 hours per year , including 2 hours in laws and ethics . <u>First renewal</u> - No CE required if licensed by exam



Supervision

Which individuals require supervision?

What are the requirements to serve as a supervisor?

Supervision

State	Supervision
Maryland	LGPC must practice under supervision of Board-approved supervisor
North Carolina	Supervised professional practice includes 1 hour of individual supervision per 40 hours under a qualified clinical supervisor. LCMHCA supervisor must send report to board each quarter and upon completion of supervision
Ohio	PCs whose practice includes diagnosis/treatment of mental & emotional disorders require clinical/work supervision. Supervision status must be disclosed to clients and must be done by PCC, psychologist, psychiatrist, LIMFT, LISW
Texas	Must apply to board to obtain supervisor status & demonstrate acceptable supervisor training . LPCA can have no more than 2 LPC-S' at any given time. LPCA must receive at least 4 hrs/month of direct supervision
Virginia	Supervisor requires professional training in supervision

***Do you think it's important for
your applicants/licensees to
know the laws & rules?***

Do the laws & rules ever change?



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Jurisprudence Requirements for Licensees



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- ✓ Does your jurisdiction require applicants to demonstrate a knowledge of the laws and rules?

Only 55% of PT Boards have this requirement

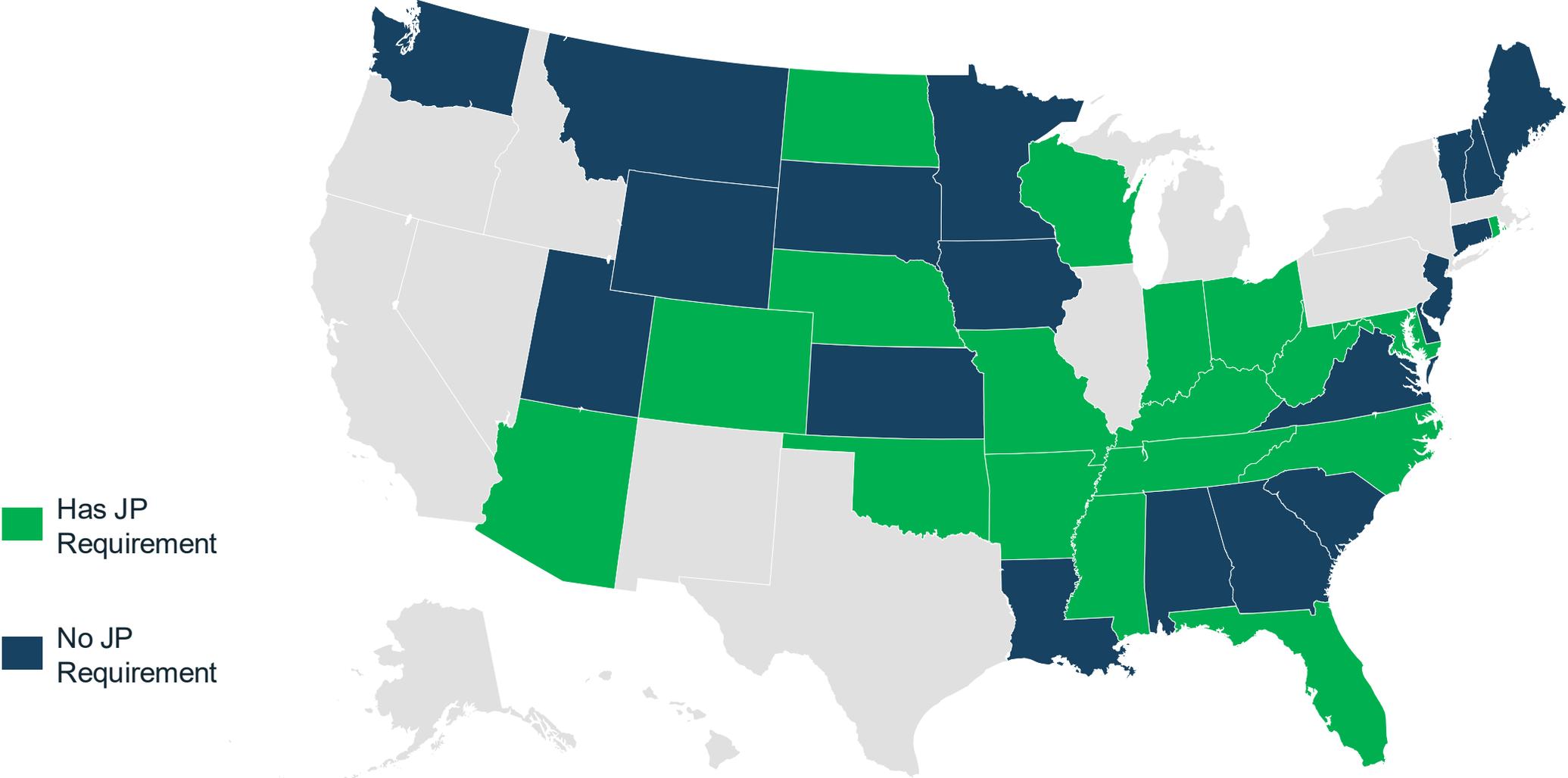
- ✓ Does your jurisdiction require licensees to demonstrate a knowledge of the laws and rules?

Only 28% of PT Boards have this requirement*

- ✓ Why only applicants?

Why aren't boards as concerned with existing licensees understanding the laws & rules?

Jurisprudence Requirements for Counseling Compact Member Jurisdictions (47% require)



***Jurisprudence Exams...
Physical Therapy's Experience***



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Licensure Reference Guide

Management of Licenses

- **Temporary Licensure**

Description: Jurisdictions that give temporary licenses, for what reasons and for what length of time.

- **Supervision Levels by Setting**

Description: Level of supervision required for PTAs in various practice settings.

- **Supervision Ratios**

Description: If there is a limit on the number of personnel a PT can supervise, what the limit is, and which personnel are covered by this limit.

- **Role of Unlicensed Personnel**

Description: What level of supervision is required for unlicensed personnel, which personnel may supervise unlicensed personnel, and what type of assistance may be provided.

- **Direct Access**

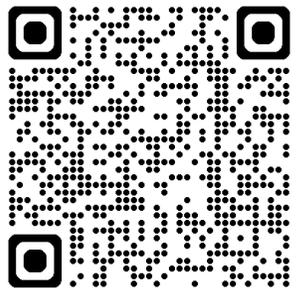
Description: Which jurisdictions have unlimited direct access; what limits are specified for jurisdictions that have limited direct access; and from whom PTs can accept referrals.

- **Referral Requirements**

Description: Which jurisdictions that have limited direct access and from whom PTs can accept referrals.

- **Reinstating Active License After Lapse in Licensure (Re-entry)**

Description: What jurisdictions define as time frames for re-entry into the workforce and the requirements prior to reinstating active licensure



PT Compact

11. **“Jurisprudence Requirement”** means the assessment of an individual’s knowledge of the laws and rules governing the practice of physical therapy in a state.

SECTION 4. COMPACT PRIVILEGE

A. To exercise the compact privilege under the terms and provisions of the Compact, the licensee shall:

7. Meet any jurisprudence requirements established by the remote state(s) in which the licensee is seeking a compact privilege; and



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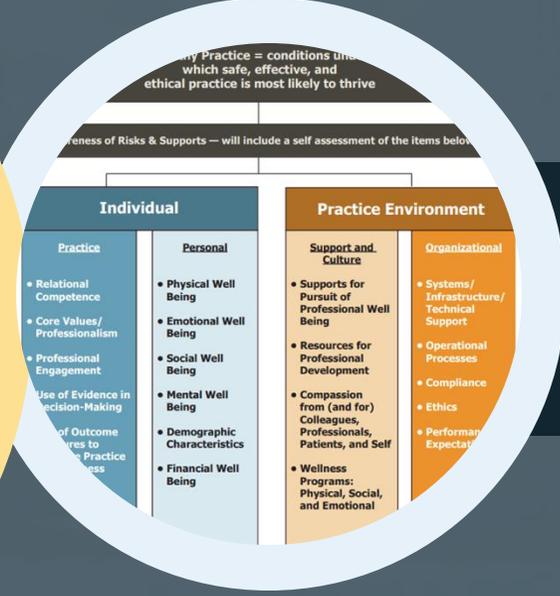
FSBPT Guidelines for Continuing Professional Development



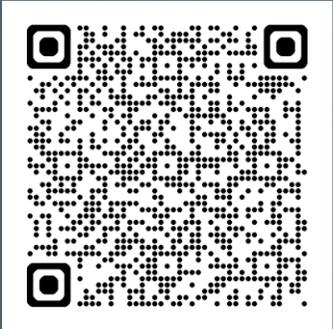
Practice/Work (Skills & Knowledge) Self-Inventory



Jurisprudence & Ethics Assessment



Healthy Practice Self-Inventory



One Board's Jurisprudence Journey

Board
developed
paper & pencil



High stakes/high
security
(Prometric)



Online, on
demand learning
tool (OH JAM)



***Jurisprudence Exams...
What Should You Consider***



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OHIO JAM Content Outline

Category	Section	Ohio Revised Code	Ohio Administrative Code	Specs: # Items (50 Item Form)	Specs: % Items
1000 Legislative Intent & Definitions	1100 Definition of Physical Therapy	4755.40(A)		0-1	2% (1 items)
	1200 Definition of Physical Therapist and Physical Therapist Assistant	4755.40(B) 4755.40(C)		0-1	
2000 Board of Physical Therapy Powers & Duties	2100 Powers and Duties	4755.01 4755.02 4755.41 4755.411	4755-21-01 4755-21-02 4755-23-11	2	4% (2 items)
3000 Licensure & Examination	3100 Qualifications; Requirements	4755.42	4755-23-02	0-1	22% (11 items)
		4755.70 4755.44 4755.441	4755-23-14		
	3200 Examination and Application	4755.421 4755.43 4755.431 4755.70	4755-23-01 4755-23-03	0-1	
	3300 Foreign Educated Licensure		4755-23-12	0-1	
	3400 Licensure by Reciprocity / Endorsement/ Temporary License for Military	4755.45 4755.451	4755-23-04 4755-23-16 4755-23-17	0-1	
	3500 License Renewal; Reinstatement	4755.46	4755-23-06 4755-23-10	3-4	
	3600 Continuing Education; Waiver; Approval of Courses; Granting Units	4755.51 4755.511 4755.52 4755.53	4755-23-08 4755-23-09	4-5	
3700 Requirements for Teaching	4755.482	4755-23-13	1		
4000 Patient Care Management	4100 Lawful Practice, Use of Titles	4755.56 4755.71	4755-27-01 4755-27-08	6-7	40% (20 items)
	4200 Supervision and Delegation		4755-27-02 4755-27-03 4755-27-04	5-6	
	4300 Documentation/ Medical Records		4755-27-07	1	
	4400 Referral	4755.481	4755-29-01	2	
	4500 Ethical Conduct		4755-27-05	5-6	

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How Do You Administer?

✓ Paper & Pencil

Candidate completes the exam on a physical sheet of paper using a pen or pencil.

✓ Online

Candidate completes the exam over the Internet on their own computer. An online exam is often taken on demand.



✓ Remote Proctored

Candidate completes the exam over the Internet, but is monitored by a proctor through digital means.

✓ Test Center

Candidate completes the exam at a test center, such as Prometric or Pearson VUE, and must register and schedule to take the exam by appointment.



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Questions?



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THANK YOU!



Jeffrey M. Rosa



jrosa@fsbpt.org



703-299-3100 x.239



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