

§ 90-270.122. State participation in the compact.

(a) To participate in the Compact, a state must do all of the following:

- (1) Participate fully in the Commission's data system, including using the Commission's unique identifier as defined in rules.
- (2) Have a mechanism in place for receiving and investigating complaints about licensees.
- (3) Notify the Commission, in compliance with the terms of the Compact and rules, of any adverse action or the availability of investigative information regarding a licensee.
- (4) 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 checks and use the results in making licensure decisions in accordance with subsection (b) of this section.
- (5) Comply with the rules of the Commission.
- (6) Utilize a recognized national examination as a requirement for licensure pursuant to the rules of the Commission.
- (7) Have continuing competence requirements as a condition for license renewal.

(b) Upon adoption of this statute, the member state shall have the authority to obtain biometric-based information from each physical therapy licensure applicant and submit this information to the Federal Bureau of Investigation for a criminal background check in accordance with 28 U.S.C. § 534 and 42 U.S.C. § 14616.

(c) A member state shall grant the compact privilege to a licensee holding a valid unencumbered license in another member state in accordance with the terms of the Compact and rules.

(d) Member states may charge a fee for granting a compact privilege. (2017-28, s. 2.)