

**§418.114(b)(5) - Occupational therapist. A person who—**

- (i)**
  - (A) Is licensed or otherwise regulated, if applicable, as an occupational therapist by the State in which practicing, unless licensure does not apply;**
  - (B) Graduated after successful completion of an occupational therapist education program accredited by the Accreditation Council for Occupational Therapy Education (ACOTE) of the American**

**Occupational Therapy Association, Inc. (AOTA), or successor organizations of ACOTE; and**

- (C) Is eligible to take, or has successfully completed the entry-level certification examination for occupational therapists developed and administered by the National Board for Certification in Occupational Therapy, Inc. (NBCOT).**
- (ii) On or before December 31, 2009—**

  - (A) Is licensed or otherwise regulated, if applicable, as an occupational therapist by the State in which practicing; or**
  - (B) When licensure or other regulation does not apply—**

    - (1) Graduated after successful completion of an occupational therapist education program accredited by the accreditation Council for Occupational therapy Education (ACOTE) of the American Occupational Therapy Association, Inc. (AOTA) or successor organizations of ACOTE; and**
    - (2) Is eligible to take, or has successfully completed the entry-level certification examination for occupational therapists developed and administered by the National Board for Certification in Occupational Therapy, Inc., (NBCOT).**
- (iii) On or before January 1, 2008—**

  - (A) Graduated after successful completion of an occupational therapy program accredited jointly by the committee on Allied Health Education and Accreditation of the American Medical Association and the American Occupational Therapy Association; or**
  - (B) Is eligible for the National Registration Examination of the American Occupational Therapy Association or the National Board for Certification in Occupational Therapy.**
- (iv) On or before December 31, 1977—**

  - (A) Had 2 years of appropriate experience as an occupational therapist; and**
  - (B) Had achieved a satisfactory grade on an occupational therapist proficiency examination conducted, approved, or sponsored by the U.S. Public Health Service.**

**(v) If educated outside the United States—**

**(A) Must meet both of the following:**

**(1) Graduated after successful completion of an occupational therapist education program accredited as substantially equivalent to occupational therapist assistant entry level education in the United States by one of the following:**

- (i) The Accreditation Council for Occupational Therapy Education (ACOTE).**
- (ii) Successor organizations of ACOTE.**
- (iii) The World Federation of Occupational Therapists.**
- (iv) A credentialing body approved by the American Occupational Therapy Association.**
- (v) Successfully completed the entry level certification examination for occupational therapists developed and administered by the National Board for Certification in Occupational Therapy, Inc. (NBCOT).**

**(2) On or before December 31, 2009, is licensed or otherwise regulated, if applicable, as an occupational therapist by the State in which practicing.**

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