

CHAPTER 26. PHYSICAL THERAPY AND ATHLETIC TRAINING

TITLE 24

Professions and Occupations

§ 2601. Objectives of Board.

The primary objective of the Examining Board of Physical Therapists and Athletic Trainers, to which all other objectives and purposes are secondary, is to protect the general public (especially those persons who are direct recipients of services regulated by this chapter) from unsafe practices and from occupational practices which tend to reduce competition or to fix the price of services rendered. The secondary objectives of the Board are to maintain minimum standards of practitioner competency, and to maintain certain standards in the delivery of services to the public. In meeting its objectives, the Board shall develop standards assuring professional competence; shall monitor complaints brought against regulated practitioners of occupational groups under the jurisdiction of the Board; shall adjudicate at formal complaint hearings; shall develop rules and regulations; and shall impose sanctions where necessary against persons in the occupational groups regulated by the Board. (64 Del. Laws, c. 192, § 1; 74 Del. Laws, c. 381, § 7.)

§ 2602. Definitions.

As used in this chapter, unless the content requires otherwise, the following words shall have the following meanings:

- (1) "Athletic injury" is a musculoskeletal injury resulting from or limiting participation in or training for scholastic, recreational, professional or sanctioned amateur athletic activities.
- (2) "Athletic trainer" means a person who is licensed by the State Examining Board of Physical Therapists and Athletic Trainers, to practice "athletic training," after meeting the requirements of this chapter and rules and regulations promulgated pursuant thereto.
- (3) "Athletic training" means the prevention evaluation and treatment of athletic injuries by the utilization of therapeutic exercises and modalities such as heat, cold, light, air, water, sound, electricity, massage and non-thrust mobilizations. All treatment of athletic injuries requires a physician's referral, except for minor sprains, strains, and contusions, first aid excluded. Treatment of musculoskeletal injuries that are not defined as an "athletic injury" will require direction from a physical therapist and direct supervision of every fifth treatment. An athletic trainer may not independently initiate, modify, or discontinue a physical therapy plan of care. Athletic training shall not include radiology, surgery, prescription drugs, or authorize the medical diagnosis of disease.
- (4) "Board" means the State Examining Board of Physical Therapists which shall administer and enforce this chapter.
- (5) "First aid" is emergency care and treatment of an injured person before definitive medical and surgical management can be secured.
- (6) "Physical therapist" means a person who is licensed to practice "physical therapy." "Physical therapist" and such words as "physiotherapist" are equivalent terms, and reference to any one of them in this chapter or otherwise shall include the others.
- (7) "Physical therapist assistant" means a person who assists licensed physical therapists subject to this chapter and rules and regulations adopted pursuant thereto.
- (8) "Physical therapy" means the evaluation, instruction or treatment of any person to detect, assess, prevent, correct, alleviate or limit physical disability from injury or disease and any other physical and or mental condition, by the utilization of the effective properties of physical measures, activities and devices such as heat, cold, light, air, water, sound, electricity, massage, mobilization, therapeutic

exercises and rehabilitative procedures including training in functional activities, with or without assistive devices. Physical therapy also includes the supervision of physical therapy activities, physical therapy consultation and the establishment and modification of physical therapy programs. Physical therapy shall not include radiology, surgery, drugs or authorize the medical diagnosis of disease.

(9) "Substantially related" means the nature of the criminal conduct, for which the person was convicted, has a direct bearing on the fitness or ability to perform 1 or more of the duties or responsibilities necessarily related to the practice of physical therapy or athletic training.

(10) "Visiting athletic trainer" is an individual certified by the National Athletic Trainers Association Board of Certification who resides and works with a visiting team, in an athletic training capacity, located outside of the State.

§ 2603. Examining Board of Physical Therapists and Athletic Trainers --

Appointment; qualifications; term of office; compensation of officers.

(a) There is hereby created the State Examining Board of Physical Therapists and Athletic Trainers. The Board shall consist of 10 members, all of whom shall be residents of Delaware. Four members shall be physical therapists licensed to practice in Delaware, provided they have worked at least 3 years in Delaware as physical therapists immediately preceding their appointment. One member shall be a physical therapist assistant, licensed to practice in Delaware. Two members shall be athletic trainers licensed to practice in Delaware, provided they have worked at least 3 years in Delaware as athletic trainers immediately preceding their appointment. Three members shall be from the public who are not physical therapists, physical therapy assistants, or athletic trainers and who shall not be related to any person actively engaged in said professions in the State, nor shall said members have any interest in a business or institution engaged in physical therapy or athletic training.

(b) The Governor shall appoint the members to serve on the Board. In appointing persons to fill vacancies in the 10 Board positions designated to be held by persons licensed under this chapter, the Governor may select members who reside in different regions in the State in an effort to provide statewide representation of physical therapists, physical therapist assistants and athletic trainers.

(c) Members of the initial Board shall be appointed in such a manner that the terms of 4 members expire on June 30, 1991, and the terms of the remaining 5 members shall expire on June 30, 1992. Thereafter, appointments shall be made for terms of 3 years. A member appointed to fill a vacancy occurring otherwise than by expiration of a term shall be appointed for the remainder of the unexpired term, except that each member shall serve until a successor is duly appointed and qualified.

(d) A person who has never served on the Board may be appointed to the Board 2 consecutive times, but no such person shall thereafter be eligible for 2 consecutive appointments. No person who has been twice appointed to the Board, or who has served on the Board for 6 years within any 9-year period, shall again be appointed to the Board until an interim period of at least 1 term has expired since such person last served.

(e) Any act or vote by a person appointed in violation of subsection (d) of this section shall be invalid. An amendment or revision of this chapter is not sufficient cause for any appointment or attempted appointment in violation of subsection (d) of this section, unless such amendment or revision amends this section to permit such an appointment.

(f) A member of the Board shall be eligible for reappointment. A member shall not be appointed to serve more than 2 consecutive terms. A member shall receive reimbursement for reasonable expenses incurred while engaged in the discharge of official duties. A member of the Board shall receive \$50 for

every meeting of the Board attended by that member. However, in no event shall a member receive more than \$500 annually as compensation for attending said meetings.

(g) The Board shall meet at least twice a year and may hold additional meetings whenever necessary to discharge its duties. The location of the meetings shall be determined by the Board, but shall be within the boundaries of the State.

(h) The Board shall elect annually from its membership a Chairperson, a Vice-Chairperson and a Secretary.

§ 2604. Powers and duties of Board.

(a) The Examining Board of Physical Therapists and Athletic Trainers shall have authority to:

(1) Formulate rules and regulations, with appropriate notice to those affected, where such notice can reasonably be given;

(2) Designate the application form to be used by all applicants, and to process all applications;

(3) Designate or prepare an examination to be taken by persons applying for licensure, except applicants who qualify for licensure by reciprocity;

(4) Provide for the administration of all examinations, including notice and information to applicants;

(5) Grant licenses to all persons who meet the qualifications for licensure;

(6) Receive complaints from practitioners and from the public concerning practitioners, or concerning practices of the profession; to evaluate such complaints; and to take such action within its powers as the Board deems appropriate;

(7) Issue subpoenas and compel the attendance of witnesses and production of records;

(8) Administer oaths to witnesses;

(9) Determine whether or not a practitioner shall be the subject of a disciplinary hearing, and if so, to conduct such hearing in accordance with this chapter and the Administrative Procedures Act;

(10) Where it has been determined after a disciplinary hearing, that penalties or sanctions should be imposed to designate and impose the appropriate sanction or penalty after time for appeal has lapsed;

(11) Maintain complete records relating to meeting minutes, applications, examinations, rosters, changes and additions to the rules and regulations, complaints, hearings and other matters as the Board shall determine;

(12) Issue cease and desist orders after a hearing conducted in accordance with this chapter and the Administrative Procedures Act.

(b) The Board of Physical Therapy and Athletic Training shall promulgate regulations specifically identifying those crimes which are substantially related to the practice of physical therapy or athletic training.

§ 2605. License or registration required; exceptions.

(a) No person shall practice nor hold oneself out as being able to practice physical therapy or athletic training in this State or act as a physical therapist, physical therapist assistant or athletic trainer in any manner whatsoever whether or not compensation is received or expected unless the person is licensed or registered in accordance with this chapter and such license or registration is in good standing or has not been suspended or revoked.

(b) This chapter shall not prohibit any person registered or licensed to practice in this State under any other law from engaging in that practice for which such person is registered or licensed.

(c) This chapter shall not prohibit students, whether or not licensed in Delaware, who are enrolled in either schools or post-graduate courses of physical therapy or athletic training recognized by the Board from performing such work or acts of physical therapy or athletic training as is incidental to their respective course of study while under the direct supervision of a licensed physical therapist or licensed athletic trainer in their respective training mode.

(d) Nothing in this chapter shall apply to any person employed by an agency, bureau or division of the federal government while in the discharge of official duties; however, if such person engages in the practice of physical therapy or athletic training in this State outside the scope of such official duty, the person must be licensed as herein provided.

(e) This chapter shall not prohibit visiting athletic trainers from performing athletic training in the State in a nonclinical setting during the designated times of an event; however, while in the State, all visiting athletic trainers must abide by Delaware laws, rules and regulations relating to athletic training.

(f) This chapter shall not limit or restrict those who are engaged in certain occupations or jobs which may or may not require a license or registration such as, but not limited to, physical education teachers, coaches, health or recreation directors and instructors at health clubs or spas, water safety instructors and masseurs. The duties which may be properly undertaken in such occupation or job include the nontherapeutic administration of baths, massage, normal conditioning and the like to normal subjects, that is, those persons who have no specific pathology. First aid subjects are excluded.

§ 2606. Qualifications of applicant; foreign-trained applicants; report to Attorney General; judicial review.

(a) An applicant who is applying for licensure under this chapter shall submit evidence, verified by oath and satisfactory to the Board, that such person:

(1) Has graduated from a school offering a program in physical therapy, physical therapy assistant or athletic training, which program as offered by such school has been approved for the educational preparation of physical therapists, physical therapist assistants or **athletic trainers by the appropriate accrediting agency recognized by the Council on Post Secondary Accreditation or the United States Commission of Education, or any successor, at the time of graduation**; provided however, that those applicants for licensure as athletic trainers who apply or who have applied for and been granted a license prior to July 1, 2004, may be licensed if they have been granted a degree from a college or university, successfully completed the internship process through the National Athletic Trainers Association Board of Certification (NATA BOC) and have been approved by NATA BOC to take the national examination; and

(2) Has passed, to the satisfaction of the Board, a national examination, administered or designated by the Board, to determine the applicant's fitness to practice physical therapy, to act as a physical therapist assistant or to act as an athletic trainer as herein provided; and

(3) Meets additional educational requirements set forth in rules and regulations; and

(4) Shall not have been the recipient of any administrative penalties from any other jurisdiction(s) regarding his or her practice of physical therapy or athletic training, including but not limited to fines, formal reprimands, license suspensions or revocation (except for license revocations for nonpayment of license renewal fees), probationary limitations, and/or

has not entered into any "consent agreements" which contain conditions placed by a board on his or her professional conduct and practice, including any voluntary surrender of a license in lieu of discipline. The Board may determine, after a hearing, whether such administrative penalty is grounds to deny licensure; and

(5) Shall not have any impairment related to drugs, alcohol or a finding of mental incompetence by a physician that would limit the applicant's ability to undertake the practice of physical therapy or athletic training in a manner consistent with the safety of a patient or the public; and

(6) Shall not have a criminal conviction record, nor pending criminal charge relating to an offense, the circumstances of which substantially relate to the practice of physical therapy or athletic training. Applicants who have criminal conviction records or pending criminal charges shall require appropriate authorities to provide information about the record or charge directly to the Board in sufficient specificity to enable the Board to make a determination whether the record or charge is substantially related to the practice of physical therapy or athletic training.

(b) A physical therapist applicant whose application is based on a diploma issued by a foreign physical therapy school shall furnish evidence satisfactory to the Board of the completion of a physical therapy school or schools" resident course of professional instruction equivalent to that required in subsection (a) of this section, in addition to meeting all other requirements of this section and § 2608 of this title.

(c) Where the Board has found to its satisfaction that an applicant has been intentionally fraudulent, or that false information has been intentionally supplied, it shall report its findings to the Attorney General for further action.

(d) Where the application of a person has been refused or rejected and such applicant feels that the Board has acted without justification; has imposed higher or different standards for him or her than for other applicants or licensees; or has in some other manner contributed to or caused the failure of such application, the applicant may appeal to the Superior Court.

§ 2607. Application fee; renewal; inactive status; misrepresentation.

(a) Each application for license or registration under this chapter shall be accompanied by a fee set forth in rules and regulations. Licenses and registrations shall expire biennially on January 1 and may be renewed upon submission of a renewal application provided by the Board and payment of a renewal fee along with evidence of continuous education courses as may be required by the rules and regulations set forth by the Board. If the renewal fee is not paid by the expiration date, a license or registration shall automatically expire. A license or registration which has thus expired may, within 5 years of its expiration date, be renewed upon the payment to the Board of the sum set forth in rules and regulations of the Board for each year or part thereof during which the license or registration was expired. Reactivation of an expired license more than 5 years after its expiration date may be renewed only by complying with the provisions herein relating to the issuance of an original license or registration.

(b) The Board shall also keep an inactive register. Any person who has been registered in this State who is not actively engaged in the practice of physical therapy or athletic training in this State may, upon request, be placed on the inactive register. Provisions for inactive status shall be set up by the Board.

(c) Any applicant who knowingly or wilfully makes a false statement of fact in making an application under this chapter shall be subject to prosecution for perjury. The Board shall have full authority to

investigate, in accordance with law, every applicant for a license or registration regarding that applicant's qualifications.

§ 2608. Examination; reexamination.

(a) The Board shall give an examination to applicants for licensure and registration who comply with §§ 2605 and 2606 of this title. Each examination shall include a written examination which shall test the applicant's knowledge of basic and clinical sciences as they relate to physical therapy and physical therapy theory and other subjects as the Board may deem useful to test the applicant's fitness to practice physical therapy or to act as a physical therapist assistant. Examinations shall be held within the State at least twice a year at such time and place as the Board shall determine. The Board shall also have the authority to establish alternate standards as set forth in rules and regulations hereto by which an applicant may be qualified to take the physical therapist assistant examination.

(b) The Board shall designate a national examination to applicants for licensure as an athletic trainer who comply with §§ 2605 and 2606 of this title. Each athletic training examination shall test the applicant's knowledge of basic clinical sciences as they relate to athletic training and athletic training theory, practice and other subjects the Board may deem useful to test the applicant's fitness to practice athletic training.

§ 2609. Issuance of license or registration.

The Board shall issue a license to each physical therapist applicant or issue a registration certificate to each physical therapist assistant applicant or athletic trainer applicant who satisfies the requirements for licensure or registration set forth in this chapter and rules and regulations promulgated hereunder and who is not disqualified to be licensed or registered by operation of § 2615 of this title/

§ 2610. Reciprocity.

(a) Upon payment of the appropriate fee and submission and acceptance of a written application on forms provided by the Board, the Board shall grant a license to each applicant who shall present proof of current licensure, in good standing, in another State, the District of Columbia or territory of the United States, and who, in addition:

(1) Meets the criteria for current licensure in good standing as defined in § 2606(a)(4) through (7) of this title; and

(2) Has received the passing score on the national examination, administered or designated by the Board, for practice as a physical therapist, physical therapy assistant or athletic trainer.

(b) In addition to meeting the requirements of § 2606(a)(4) through (7) of this title, foreign-trained applicants must also meet the requirements of § 2606(b) of this title.

(c) In the event a physical therapist, physical therapy assistant or athletic trainer, who previously was licensed in Delaware and who has let his or her license lapse, is applying for licensure under this subsection, the Board shall grant a license to such applicant, subject to subsection (a) of this section and completion of continuing education requirements, upon payment of the appropriate fee and on submission of a written application on forms provided by the Board.

§ 2611. Temporary license or registration.

(a) Upon submission of a written application on forms provided by the Board, the Board may issue a temporary license or a temporary certificate of registration to a person who has applied for licensure or registration under §§ 2605 and 2606 of this title and who, in the judgment of the Board, is eligible to take the examination provided for in § 2608 of this title. In the case of physical therapists, physical therapist assistants or athletic trainers, such temporary licensure or registration may be available to an applicant only with respect to the applicant's first application for licensure. In the case of physical therapists and physical therapist assistants, the applicant may use the temporary licensure or

registration only while under the direct supervision of a licensed physical therapist. In a clinical setting, the athletic trainer applicant may use the temporary licensure or registration only while under the direct supervision of a licensed physical therapist. In a nonclinical setting, the athletic trainer applicant may use the temporary licensure or registration only while under the direct supervision of a licensed athletic trainer. Such temporary license or registration shall expire automatically upon the failure of a licensure or registration examination and upon such expiration, the temporary license or registration shall be surrendered to the Board and may not be renewed. In all other cases, a temporary license may be renewed only once.

(b) Upon payment to the Board of a fee and the submission of a written application on forms provided by it the Board, at its discretion, may issue a temporary license to practice physical therapy in this State, without examination, to a person requesting endorsement or who provides evidence to the Board that such person is in this State on a temporary basis to exist in a medical emergency or to engage in a special project or teaching assignment relating to physical therapy practice. Such temporary license shall expire at a time determined by the Board; however, such temporary license shall not be issued for a period of more than 1 year.

§ 2612. Practice, referral, and consultation.

(a) A licensed physical therapist may enter a case for the purpose of consultation, evaluation or treatment of an individual as it relates to the individual's need for physical therapy services, with or without a referral by a licensed medical or osteopathic physician; provided, however, that a physical therapist shall refer the individual to another health practitioner if symptoms re present for which treatment is outside the scope of the physical therapist's knowledge. A physical therapist may treat an individual without a referral up to 30 days after which time a physician must be consulted. Physical therapy treatment of any individual shall be administered only by a licensed physical therapist. This chapter shall not prohibit physicians licensed to practice medicine and surgery, chiropractic physicians, podiatrists, dentists and nurses licensed under this title from performing any physical or therapeutic modalities within the scope of their respective practices. Treatment by a physical therapist may also occur based on a referral from, or in consultation with, any licensed health practitioner, who has been granted prescriptive authority for a condition within the scope of their respective practices.

(b) Any person licensed under this chapter as an athletic trainer shall not treat any person by athletic training or otherwise, except after a physician's referral or an evaluation by the supervising physical therapist, first aid excluded. Any person licensed under this chapter as an athletic trainer will require a referral for treatment and/or rehabilitation of injuries other than treatment of minor sprains, strains and contusions, first aid excluded. Treatment by an athletic trainer may occur based on a referral from, or in consultation with, any licensed health practitioner who has been granted prescriptive authority for a condition within the scope of their respective practices. An athletic trainer shall refer an individual to another licensed health practitioner if symptoms are present for which athletic training is contra-indicated or which are indicative of conditions for which treatment is outside the scope of the athletic trainer's knowledge.

§ 2613. False representation of professional title.

It shall be unlawful for any person, or for any business entity, its employees, agents or representatives to use in connection with its name or business activity the words "physical therapy," "physical therapist," "physiotherapy," "physiotherapist," "physio-hydrotherapist," "registered physical therapist," "licensed physical therapist," "physical therapist assistant," "athletic training," "athletic trainer," "trainer," "certified athletic trainer," "licensed athletic trainer," the letters "PT," "LPT," "RPT," "PTA," "AT," "ATC," "LAT," or any words, letters, abbreviations or insignia indicating or implying directly or indirectly physical therapy services or athletic training services or to bill for physical therapy or

athletic training unless such services are provided by a physical therapist or athletic trainer licensed and practicing in accordance with this chapter.

§ 2614. Use of professional title.

(a) Any person who holds a license pursuant to this chapter may use the word "physical therapist" or "licensed physical therapist" or the letters "PT" or "LPT" in connection with the person's name or place of business to denote licensure hereunder. Any person who holds a registration certificate pursuant to this chapter as a physical therapist assistant may use the words "physical therapist assistant" or "registered physical therapist assistant" and may use the letters "PTA" or "RPTA" in connection with the person's name to denote registration hereunder.

(b) Any person who holds a license pursuant to this chapter as an athletic trainer may use the words "athletic trainer," "trainer," "certified athletic trainer" or "licensed athletic trainer" and may use the letters "LAT," "ATC" or "AT" in connection with the person's name to denote licensure hereunder.

§ 2615. Rules and regulations; authorized services and acts.

The Board shall have the power to adopt and revise rules and regulations governing physical therapist assistants, athletic trainers and other supportive personnel who assist the physical therapist in the physical therapist's practice or who otherwise provide acts or services of physical therapy in accordance with law. In the absence of standards established by the Board, nothing in this chapter shall be construed to prohibit services and acts relating to physical therapy rendered by the physical therapist who is acting in accordance with this chapter.

§ 2616. Grounds for refusal, suspension or revocation of license or registration; penalties for violations of chapter.

(a) The Board, after due notice and hearing as provided in rules and regulations promulgated by the Board, may refuse to license or register any applicant or may refuse to renew the license or registration of any person or may suspend or revoke the license or registration of any licensed or registered person who:

- (1) Practices physical therapy or acts as a physical therapist assistant or athletic trainer in violation of this chapter and rules and regulations promulgated thereunder;

- (2) Attempts to or obtains licensure or registration by fraud or misrepresentation;

- (3) Commits repeated acts of negligence or incompetence in the practice of physical therapy or acting as a physical therapist assistant or athletic trainer;

- (4) Has been convicted of a crime that is substantially related to the practice of physical therapy or athletic training in the courts of this State or any other state, territory or country. Conviction, as used in this paragraph, shall include a finding or verdict of guilt, an admission of guilt or a plea of nolo contendere;

- (5) Habitually indulges in the use of narcotics or other habit forming drugs, or excessively indulges in the use of alcoholic liquors;

- (6) Has had the license to practice physical therapy or registration or license to act as a physical therapist, physical therapist assistant or athletic trainer, revoked or suspended or has had other disciplinary action taken or an application for licensure or registration has been refused, revoked or suspended by the proper authorities of another state, territory or country;

- (7) Has been guilty of unprofessional conduct as adopted in rules and regulations hereto.

Unprofessional conduct shall include departure from or the failure to conform to the minimal standards of acceptable and prevailing physical therapy practice or athletic training practice, in which proceeding actual injury to a patient need not be established;

- (8) Engages directly or indirectly in the division, transferring, assigning, rebating or refunding of fees received for professional services or who profits by means of a credit or other valuable consideration such as wages, an unearned commission, discount or gratuity with any person who referred a patient,

or with any relative or business associate of the referring person. Nothing in this paragraph shall be construed as prohibiting the members of any regularly and properly organized business entity recognized by Delaware law and comprised of physical therapists or athletic trainers from making any division of their total fees among themselves as they determine by contract necessary to defray their joint operating costs. This paragraph shall not apply to physical therapist or athletic trainer positions currently held by physical therapists or athletic trainers employed by licensed medical and osteopathic physicians.

(b) Where the practitioner is in disagreement with the action of the Board, he or she may appeal the Board's decision to the Superior Court in accordance with Chapter 101 of Title 29. Upon such appeal, the Court shall hear the evidence on the record. Stays shall be granted in accordance with § 10144 of Title 29.

(c) Any person who is licensed or registered by the Board or who is an applicant for licensure or registration by the Board, against whom are preferred any of the charges for causing the revocation or suspension of a license or registration, shall be cited by the Board and shall after due notice have a hearing before the Board or before a hearing examiner as determined by the Board.

§ 2617. Fees and revenues.

(a) The amount to be charged for each fee imposed under this chapter shall approximate and reasonably reflect all costs necessary to defray the expenses of the Board as well as the proportional expenses incurred by the Division of Professional Regulation in its services on behalf of the Board. There shall be a separate fee charged for each service or activity, but no fee shall be charged for a purpose not specified in this chapter. The application fee shall not be combined with any other fee or charge. At the beginning of each calendar year, the Division of Professional Regulation, or any other state agency acting in its behalf, shall compute, for each service or activity, the appropriate Board fees for the coming year. All fees and revenues received by the Board shall be paid to the State Treasurer promptly after receipt and shall be credited to the General Fund of the State in accordance with Chapter 61 of Title 29.

§ 2618. Penalties and jurisdiction.

(a) Where the Board has determined that a person is engaged in a practice regulated by this chapter without having lawfully obtained a license or registration, or that a person previously licensed or registered under this chapter is engaged in a practice regulated by this chapter notwithstanding that the person's license or registration has been suspended or revoked, the Board shall make complaint to the Attorney General and may issue a cease and desist order. The complaint and/or order shall include all evidence known to, or in the possession of the Board.

(b) Whoever violates this chapter or a cease and desist order issued by the Board shall be fined not less than \$100 nor more than \$1,000. Each day a violation continues shall constitute a separate offense.

(c)(1) Justices of the peace in the county in which the offense is alleged to have occurred shall have jurisdiction over any violation of this chapter.

(2) Any person convicted of any such offense before a Justice of the Peace may appeal to the Court of Common Pleas in the county in which the conviction was had upon giving bond in the sum of \$200 to the State with surety satisfactory to such Justice, provided the appeal is taken and bond given within 7 days from the time of the conviction.

(d) A violation of this chapter shall be cause for revocation of any license issued thereunder, notwithstanding that the same violation may constitute a misdemeanor or felony.