

The Georgia State Board of Physical Therapy met via Conference Call on **February 15, 2005** at 10:30 A.M. in the offices of the Secretary of State Professional Licensing Boards Division, Macon, Georgia for the purpose of conducting Board business.

Board Members present were:

- Sandy Eskew Capps, P.T., President
- Charlene D. Portee, P.T., Vice President
- Andy F. Ellis, P.T.
- Brad S. Freemyer, P.T.
- Lola Rosenbaum, P.T.
- Patricia H. Willis, P.T. (Disconnected from call)

Others present were:

- Anita O. Martin, Executive Director
- Lea F. Williams, Board Secretary
- Tricia Downing, Board Attorney

Ms. Capps established that a quorum was present and called the meeting to order in **OPEN SESSION** at 10:35 A.M.

Proposed draft amendment to O.C.G.A. §43-33: Ms. Portee motioned, Mr. Freemyer seconded, and the Board voted to **approve** the draft as amended, and requested Ms. Martin to submit a copy to Cathy Cox. (Attachment #1)

Variance Request, Rule 490-5-.01: Mr. Ellis motioned, Ms. Rosenbaum seconded, and the Board voted to **approve** the request for a four-month period. Ms. Willis and Ms. Portee abstained from the vote.

Ms. Portee motioned, and Mr. Freemyer seconded, and the Board voted to enter into **EXECUTIVE SESSION** in accordance with O.C.G.A. §43-1-19(h)(2) and §43-1-2(k) to deliberate on disciplinary matters and applications. Voting in favor of the motion were all those present who included Board members Eskew Capps, Rosenbaum and Ellis. The Board concluded Executive Session in order to vote on these matters in **OPEN SESSION**.

PTA Exam Applicant R.H.: Ms. Rosenbaum motioned, Mr. Freemyer seconded, and the Board voted to **issue** the license under a Private Consent Order, with one year of random drug screens and employer quarterly reports.

Case #PT1501005: Ms. Martin reported to the Board that upon obtaining Enforcement's records for the case to be mailed to the peer reviewer, it was discovered that due to the large amount of records obtained, it would be too costly to mail, and suggested the Board recommend someone in the Macon area willing to come to the Board's office to perform the review. The Board recommended Geoff Aulds, if there would be no conflict of interest.

FSBPT Request: Change number of attempts allowed per year for the GA Jurisprudence exam?:

Ms. Portee motioned, Ms. Rosenbaum seconded, and the Board voted not to change the current policy of four times per year allowed.

Request from Mary T. Thompson: Mr. Ellis motioned, Mr. Freemyer seconded, and the Board voted to advise Ms. Thompson to contact PTAG or one of the PT schools for assistance.

The Board discussed the possibility of Massage Therapy licensure, and requested Ms. Martin to obtain any information possible on the current legislation.

There being no further business to come before the Board, the Conference Call adjourned at 12:15 P.M. on February 15, 2005.

Minutes prepared by Board Secretary, Lea Williams.

Minutes reviewed by Executive Director, Anita Martin.

Sandy Eskew Capps, Board President

Mollie Fleeman, Division Director

43-33-12.

A license to practice physical therapy shall be issued to any person who:

- (1) Is a graduate of an educational program that prepares physical therapists and which is accredited by a recognized accrediting agency and approved by the board or, in the case of an applicant who has graduated from an educational program which prepares physical therapists conducted in a foreign country, has submitted, in a manner prescribed by the board, credentials approved by the board and who has further demonstrated the ability to speak, write, and understand the English language and has satisfactorily completed a three-month board approved traineeship under the supervision of a physical therapist licensed under this chapter;
- (2) In no more than three (3) attempts has ~~Has~~ satisfactorily passed ~~an~~ a licensure examination prepared or approved by the board; and or
- (3) ~~Is not disqualified to receive a license under the provisions of Code Section 43-33-18 or subsection (a) of Code Section 43-1-19. When requiring more than three (3) attempts to pass the licensure examination has~~
(a) also passed an additional examination prepared or approved by the board, or
(b) satisfactorily achieved other competency or remediation requirements as approved by the board; and
- (4) Is not disqualified to receive a license under the provisions of Code Section 43-33-18 or subsection (a) of Code Section 43-1-19.

43-33-13.

A license to practice as a physical therapist assistant shall be issued to any person who:

- (1) Is a graduate of an educational program that prepares physical therapist assistants and which is accredited by a recognized accrediting agency and approved by the board or, in the case of an applicant who has graduated from an educational program which prepares physical therapist assistants conducted in a foreign country, has submitted, in a manner prescribed by the board, credentials approved by the board and who has further demonstrated the ability to speak, write, and understand the English language and has satisfactorily completed a three-month board approved traineeship under the supervision of a physical therapist licensed under this chapter;
- (2) In no more than three (3) attempts has ~~Has~~ satisfactorily passed ~~an~~ a licensure examination prepared or approved by the board; and or
- (3) ~~Is not disqualified to receive a license under the provisions of Code Section 43-33-18 or subsection (a) of Code Section 43-1-19. When requiring more than three (3) attempts to pass the licensure examination has~~
(a) also passed an additional examination prepared or approved by the board, or
(b) satisfactorily achieved other competency or remediation requirements as approved by the board; and
- (4) Is not disqualified to receive a license under the provisions of Code Section 43-33-18 or subsection (a) of Code Section 43-1-19.



Secretary of State
Professional Licensing Boards Division
237 Coliseum Drive
Macon, Georgia 31217-3858
(478) 207-1686

Cathy Cox
SECRETARY OF STATE
www.sos.state.ga.us

Mollie L. Fleeman
DIVISION DIRECTOR
Professional Licensing Boards Division

State of Georgia
County of Bibb

Affidavit Supporting Closing Of Public Meeting

The Georgia Open Meetings Act, O.C.G.A. 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specific exceptions relied upon. O.C.G.A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meeting in question:

Comes now Sandy Eskew Capps, P.T. the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the Georgia State Board of Physical Therapy.
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On February 15, 2005, this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of the members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify that during the closed portion

of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.

- 4. The legal authority for the closure of this meeting was §§ 43-1-2(k) and 43-1-19(h).

- 5. The subject(s) discussed and the underlying facts supporting the closing of this meeting are:
Review disciplinary /complaint files and applications.

Further the affiant sayeth not.

(Presiding Officer)

Sworn and subscribed before me,

This ___ day of _____.

Notary Public