

**GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Meeting
September 23, 2008**

The Board Meeting for the Georgia State Board of Physical Therapy was held on September 21, 2008, 9:00 a.m. at the Professional Licensing Board, 237 Coliseum Drive, Macon, Georgia.

The following Board members were present:	Others Present:
Lola Rosenbaum, P.T., President John Cowherd, Vice-President Emily Garner, P.T. George Hamil, P.T. Charlene Portee, P.T. Donald Walsh, P.T. Patti Willis, P.T.	Daniel Strowe, Attorney Susan Hewett, Licensing Analyst Supervisor Dianne Walker, Applications Specialist David Higdon, Board Secretary

Ms. Rosenbaum established that a quorum was present and the meeting that was scheduled to begin at 8:00 a.m., was called to order at 9:00 a.m.

Ms. Rosenbaum welcomed new board member **Emily W. Garner**. Ms. Rosenbaum also recognized Andy Ellis, outgoing board member

Minutes from the July 15, 2008 board meeting: Mr. Cowherd motioned/Mr. Hamil seconded and the motion carried unanimously.

Consider for ratification licenses that have been administratively issued between 7/11/25 & 9/12/08. Mr. Walsh motioned/Ms. Portee seconded and the Board voted to **ratify** the newly issued licenses.

Discussion regarding Policy #6 and the updated changes. Ms. Willis motioned/Mr. Walsh seconded and the Board voted to update the policy as follows:

Public Consent Order with Public Reprimand to include:

- \$25. Fine for each day of unlicensed practice;
- Must take & pass the Georgia law examination within 6 months of the docket date of the consent order; and
- Must report period of unlicensed practice to employer.

Discussion over the Practice Review Tool implemented by the FSBPT. Item was viewed as informational – no board action was taken.

Review correspondence from Kaci Poe regarding clarification on the interpretation of a physician's prescription for therapy. Ms. Portee motioned/Mr Cowherd seconded and the board voted to notify Ms. Poe to review HIPAA confidentiality laws and that the patients name should have been redacted from any

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correspondences sent to the board. Also send Ms. Poe the “No Legal Letter” but refer her specifically to board rules 490-11 and OCGA 43-33-18.

Address question raised by Sandy Capps regarding the phrasing on the application regarding mental illness. Item was viewed as informational as the board wants the question to remain as currently drafted.

Review correspondence from Randy Thompson regarding clarification on how often must an evaluating therapist treat a patient in an outpatient setting. Ms. Garner motioned/Mr. Walsh seconded and the board voted to send Mr. Thompson the “No Legal Letter” but advise that a PT must be present 50% of the time treatment is being rendered and to review board rules 490-5-.01, 490-5-.02 and 490-9-.03.

Review of the documentation submitted by Gary Lescak regarding Martial Arts Academy of Massage and whether a PT can participate in massage training. Ms. Willis motioned/Mr. Hamil seconded and the board voted to notify Mr. Lescak that the continuing competency list is meant to be used as a guide and is not all inclusive. Also, refer him to OCGA 43-24A-19 and lastly notify him that a meeting with the board is not necessary.

Discussion surrounding amendments to Board Rules 490-2. Ms. Portee motioned/Mr. Walsh seconded and the board voted to table

Address question raised by Dean Howell regarding the Board’s position on NeuroCranial Restructuring. Ms. Willis motioned/Mr. Cowherd seconded and the board voted to send Mr. Howell as “No Legal Letter.”

Review of Ashworth University’s response to the Board. Information was reviewed at the board meeting and it appears as if the information on the web-site has not been changed. Refer to OIG to serve a cease & desist order.

Review of correspondence from Ahmed Yousef regarding scope of practice surrounding electromyography and nerve conduction study. Mr. Walsh motioned/Ms. Portee seconded and the board voted to send standard letter stating that nothing in the Georgia law precludes such practice.

Review information from FSBPT regarding payment changes for examinations. Viewed as informational – No board action taken.

Consideration of adoption of Board Rules 490-4-.01 and 490-4-.02. Mr. Hamil motioned/Mr. Walsh seconded and the board voted to table these rules.

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Request from Sangita Gabi for continuing competency course approval. Ms. Portee motioned/Ms. Willis seconded and the board voted to notify Mr./Ms. Gabi that the board does not approve continuing competency courses.

Discussion of HB1055 – Mr. Walsh will compose a letter to be mailed to the Secretary of State, Michael O’Sullivan of the SOS office, GATA, the Athletic Trainers Board and the Governor outlining the Board’s concerns with the interpretation of the new legislation.

Executive Session

Mr. Cowherd made a motion, Mr. Walsh 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 applications and enforcement matters and to receive information on applications, investigative reports, and the Assistant Attorney General’s report. Voting in favor of the motion were those present who included Ms. Garner, Portee and Willis and Mr. Hamil. The Board concluded **Executive Session** in order to vote on these matters and continue with the public session.

Applications/Licensure -

- A.A.M., P.T. Applicant - Remediation plan for review
 - **recommendation:** Approve with recommendation that she get a faculty member to help her and also address her test taking skills. She will be required to do another traineeship upon passing the examination.

- Jeneen N. West. – Public licensure consent order – need to list by name
 - **recommendation:** Approved

- B.C.W., P.T. Applicant - Remediation plan for review
 - **recommendation:** Denied

- C.N.D., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- H.L.A., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- J.M.P., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- K.R.C., P.T. Applicant - Remediation plan for review
 - **recommendation:** Approved

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- K.L., P.T. Applicant – TOEFL Waiver request
 - **recommendation:** Denied

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- L.A.M., P.T.A. Applicant - Remediation plan for review
 - **recommendation:** Denied – Notify applicant to submit an explanation of what “hands on” means in her plan and to cease & desist using the term “PTA student” since she is no longer a student – refer to board rules in 490-8.

- L.B.A., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- L.L.M., P.T.A. Applicant currently under traineeship
 - **recommendation:** Ms. Rosenbaum to draft the letter to the supervisors and the trainee and address the issues in their letter making note that this traineeship was out of the norm.

- L.A.O., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- M.D.S., P.T. Applicant
 - **recommendation:** Request medical records for the previous six (6) months and for a recent statement from her current psychiatrist concerning her safety to practice and list any applicable restrictions. Once information received; send to board chair for review.

- M.K.R., P.T. Applicant
 - **recommendation:** Approved

- N.A.E., P.T. Applicant - Remediation plan for review
 - **recommendation:** Denied – Plan does not meet requirements for a plan – refer to board rule 490-3-.02.

- R.A.B., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- R.G.A., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- S.T., P.T. Applicant – Traineeship requirement waiver request
 - **recommendation:** Denied

- S.K., P.T. Applicant
 - **recommendation:** Verify her examination scores from 1996 with the examination section. If meet Georgia requirement – approve to issue 480 hour traineeship which is required prior to further licensure consideration.

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- T.J.H., P.T.A. Applicant
 - **recommendation:** Application is incomplete and cannot be reviewed by the Board until he completes the application.

- V.R.B., P.T. Applicant
 - **recommendation:** Approved once 480 hour traineeship is satisfactorily completed.

- V.M.L., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- R.A.B., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- V.Z.S., P.T. Applicant requesting traineeship
 - **recommendation:** Tabled

- L.F.G., P.T. Applicant requesting approval of remediation plan
 - **recommendation:** Approved for the final time. No further plans or examination attempts will be considered by the Georgia Board.

- A.C., P.T.A. Applicant in receipt of OMPE – requesting an extension to the time allowed for the evaluation.
 - **recommendation:** Approved for an additional sixty (60) days.

- M.R.G., P.T.A. Applicant
 - **recommendation:** Approved

- M.B.H., P.T.A. Applicant
 - Denied as he has unresolved licensure issues from Maryland and Pennsylvania.

Cognizant Report – Don Walsh

PT070007 – **recommendation:** Close with no violation

PT060023 - **recommendation:** Close – no further action required

Mr. Hamil motioned, Mr. Cowherd seconded and the Board voted to approve the recommendations made in Executive Session.

Board meeting adjourned at 4:12 p.m.

Minutes recorded by:

David Higdon, Board Secretary

Minutes reviewed and edited by:

Anita Martin, Executive Director

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These minutes will be signed and approved on _____, 2008.