

**GEORGIA STATE BOARD OF PHYSICAL THERAPY**  
**Board Meeting**  
**November 15, 2011**  
**Professional Licensing Board**  
**237 Coliseum Drive**  
**Macon, GA 31217**  
**9:00 a.m.**

The Georgia State Board of Physical Therapy met on **November 15, 2011** for the purpose of conducting business.

**Board Members Present:**

Donald Walsh, P.T., President  
John Cowherd, Vice-President  
Emily Garner, P.T.  
Dorothy Gaskins, P.T.  
Bo Hamil, P.T.  
Charlene Portee, P.T., PhD  
Monty Strickland, P.T.  
Chad Whitefield

**Staff Present:**

Anita O. Martin, Executive Director  
Carol White, Board Support Specialist  
Amy Morelli, Assistant Attorney General

**Others Present:**

Ben Anderson  
Jennifer Cline  
Jeremy Holbrook  
Meghan Howell  
Amy Sawyer  
Kara Strauss  
Katherine Sylvester

**Public Rule Hearing**

The hearing for Board Rule 490-9-.04 – Disciplinary Sanctions was called to order at 9:06 a.m.

Written comments were received and considered from:

Michael Shin  
Herb Silver  
Joseph Donnelly  
Kara Strauss  
Matt Flotz  
Ruth Maher

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Sandy Eskew Capps

Verbal comments were provided from:

Michael Shin

Jennifer Cline

The hearing was adjourned at 9:29 a.m.

**Open Session**

**Mr. Walsh established** that a quorum was present and the meeting that was scheduled to begin at 9:05 a.m., was called to order at 9:30 a.m.

**Consideration of minutes from the September 20, 2011 board meeting**

Mr. Hamil made a motion to approve the minutes as amended. Mr. Cowherd seconded the motion and it carried unanimously.

**Consider for ratification licenses that have been administratively issued**

Mr. Cowherd motioned/Mr. Hamil seconded and the Board voted to ratify the newly issued licenses.

License Number	Name	License Type
PT010434	Dyer, Lindy Loree	Physical Therapist
PT010435	Vlahos, Christopher Daniel	Physical Therapist
PT010436	Hartmann, Natalie Gayle	Physical Therapist
PT010437	Cornell, Bradley H	Physical Therapist
PT010438	Arnold, Catherine Ellen	Physical Therapist
PT010439	Van Camp, Kelsey Elizabeth	Physical Therapist
PT010440	Chafin, Kristen Leigh	Physical Therapist
PT010441	Jackson, Margaret Katherine	Physical Therapist
PT010442	Fox, Antonio Ji	Physical Therapist
PT010443	Mathew, Jason Thomas	Physical Therapist
PT010444	Canecchio, Robert Joseph III	Physical Therapist
PT010445	Allcott, Daniel	Physical Therapist
PT010446	Satterfield, Clint William	Physical Therapist
PT010447	Lee, Jee Heh	Physical Therapist
PT010448	Cleveland, Kathryn Ann	Physical Therapist
PT010449	Cabiguen, Girlie Pael	Physical Therapist
PT010450	Coley, Samuel Redding	Physical Therapist

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PT010451	Trupe, Rachel Meredith	Physical Therapist
PT010452	Horne, Laura Palma	Physical Therapist
PT010453	Evans, Jonathan Trump	Physical Therapist
PT010454	Greer, Jessica Gillyn	Physical Therapist
PT010455	Davenport, Tiffany Lavonne	Physical Therapist
PT010456	Tribble, Quana Nakia	Physical Therapist
PT010457	Mohammed, Nisah	Physical Therapist
PT010458	Pope, Traci Nicole	Physical Therapist
PT010459	Rasicci, Dante Christopher	Physical Therapist
PT010460	Lledo, Ana Loraine Guilamo	Physical Therapist
PT010461	Kocken, Jacqueline Leigh	Physical Therapist
PT010462	Richardson, Natasha Monique	Physical Therapist
PT010463	Schmaltz, Gretchen Elizabeth	Physical Therapist
PT010464	Shugart, Spencer David	Physical Therapist
PT010465	Smith, Tara JeNe	Physical Therapist
PT010466	Stauduhar, Karolee Ann	Physical Therapist
PT010467	Shah, Vidath Kiritkumar	Physical Therapist
PT010468	Elder, Melinda Kae	Physical Therapist
PT010469	Gaba, Louie Manigbas	Physical Therapist
PT010470	Gaba, Eleonor Malinao	Physical Therapist
PT010471	Butcher, Kandice A	Physical Therapist
PT010472	Duncan, Jessica Nicole	Physical Therapist
PT010473	Hohenberger, Amy Elizabeth	Physical Therapist
PT010474	Threlfall, Renee M	Physical Therapist
PT010475	Lauzon, Martin Michel	Physical Therapist
PT010476	Marchman, Maija K	Physical Therapist
PT010477	Morrison, Stephen Anthony	Physical Therapist
PT010478	Rodriguez, Sara Jaqueline	Physical Therapist
PT010479	Ranieri, Jamie L	Physical Therapist
PT010480	Adler, Kerith Robin	Physical Therapist
PT010481	Sunderman, Allyson Maria	Physical Therapist
PT010482	Mishrell, Kristin Mae	Physical Therapist
PT010483	DeJesus, Kathryn E.	Physical Therapist
PT010484	DeJesus, Jose Luis	Physical Therapist
PT010485	Thompson, Amy Elizabeth	Physical Therapist
PT010486	Spruce, Jennifer Nicole	Physical Therapist
PT010487	Miller, Monique LaShanta	Physical Therapist

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PT010488	Upadhyay, Arpitkumar Sunildatt	Physical Therapist
PT010489	Pioquinto, Precila DeGuzman	Physical Therapist
PT010490	Shook, Jeremy Paul	Physical Therapist
PT010491	Pichon, Janet Marie	Physical Therapist
PT010492	Davies, Laura Frances	Physical Therapist
PT010493	Gangemi, Thomas Joseph	Physical Therapist
PT010494	Keyes, Lisa Jeanne	Physical Therapist
PT010495	Foley, Michael Paul	Physical Therapist
PT010496	Gimbel, Leslie Marie	Physical Therapist
PT010497	Bondoc, Melissa Alegre	Physical Therapist
PT010498	DeMott, Traci Lynn	Physical Therapist
PT010499	Brown, Kathryn Elizabeth	Physical Therapist
PT010500	Stinson, Chasity Nicole	Physical Therapist
PT010501	Swafford, Brittany Nicole	Physical Therapist
PT010502	Randall, Elizabeth Pons	Physical Therapist
PT010503	Hamel, Cheryl Graham	Physical Therapist
PTA002846	Arthur, Joseph Keith	Physical Therapist Assistant
PTA002847	Dmochowski, Daniel Jeffrey	Physical Therapist Assistant
PTA002848	Johnson, Ginia Patrice	Physical Therapist Assistant
PTA002849	Smith, Jade Curry	Physical Therapist Assistant
PTA002850	Smith, Dennis Gray	Physical Therapist Assistant
PTA002851	Wilson, Curtis Andrew	Physical Therapist Assistant
PTA002852	Washington, Dovie Lynette	Physical Therapist Assistant
PTA002853	Koenig, Anna Rae	Physical Therapist Assistant
PTA002854	Cain, Felicia Lynn	Physical Therapist Assistant
PTA002855	Couillard, Cheri	Physical Therapist Assistant
PTA002856	Day, Heather Nicole	Physical Therapist Assistant
PTA002857	Todd, Michelle Rene	Physical Therapist Assistant
PTA002858	McClung, Janine LeeAnn	Physical Therapist Assistant
PTA002859	Mickelson, Robby John	Physical Therapist Assistant
PTA002860	Stangle, Julie Ann	Physical Therapist Assistant
PTA002861	McCaskill, Robert Wayne	Physical Therapist Assistant
PTA002862	Santiago, Carlos Manuel	Physical Therapist Assistant
PTA002863	Brown, Ersula Adele	Physical Therapist Assistant

*Reinstatements*

PTA000098	Shankman, Gary	Physical Therapist Assistant
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PT007898

Mullen, Rachel

Physical Therapist

PT008034

Manley, Amelia

Physical Therapist

**Consideration to adopt Board Rule 490-9-.04 – Disciplinary Sanctions.**

Mr. Whitefield made a motion to deny adoption of Board Rule 490-9-.04 –Disciplinary Sanctions as posted and to refer back to the rules committee with an amendment. Mr. Hamil seconded the motion and it carried unanimously.

Failing to meet the following requirements to perform Dry Needling:

Dry needling must be directly performed by a licensed physical therapist that is specifically trained and competent to perform dry needling. A physical therapist shall not perform this procedure if, by virtue of education and training, he/she is not competent to perform. A physical therapist must also have proof of education in the OSHA Blood Borne Pathogens Standard and meet at least one of the following minimum requirements:

1. Graduation from an entry level DPT program that included Dry Needling instruction and competency assessment and achievement in its curriculum.
2. Active enrollment in a post-graduate credentialed residency or fellowship program of study that includes dry needling instruction and competency assessment and achievement in its curriculum.
3. Documented successful completion of a didactic dry needling course of study that included competency assessment and achievement in its curriculum. Online study is not considered appropriate training.

Consider adding a grand-father clause/grace period

**490-9-.04 Disciplinary Sanctions.**

When providing physical therapy treatment following appropriate consultation, unprofessional and unethical conduct shall include but is not limited to the following:

- (a) Failing to adhere to the Code of Ethics for Physical Therapists and Physical Therapists Assistants, as codified in Rules 490-9-.01 through 490-9-.03.
- (b) Delegating to an aide or unlicensed person any physical therapy task other than those codified in Chapter 490-8.
- (c) Failing to provide continuous, immediate and physically present supervision of the aide or unlicensed person when designated tasks are performed.

~~(d) Failing to provide an evaluation on each patient and establishing a physical therapy diagnosis.~~ Failing to meet the following requirements to perform Dry Needling:

Dry needling, also known as Intramuscular Manual Therapy, is a technique using the insertion of a solid filament needle, without medication, into or through the skin to treat various impairments including, but not limited to: scarring, myofascial pain, motor

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recruitment and muscle firing problems. Goals for treatment vary from pain relief, increased extensibility of scar tissue to the improvement of neuromuscular firing patterns. Dry needling must be directly performed by a licensed physical therapist. To be deemed competent to perform dry needling a physical therapist must meet the following requirements:

1. Dry needling is not an entry level skill and requires a minimum of 2 years of practice as a licensed physical therapist or being actively enrolled in a credentialed residency or fellowship program of study that includes instruction in dry needling techniques.

2. Documented successful completion of a didactic dry needling course of study that consists of a minimum of 50 hours. Online study is not considered appropriate training.

3. Proof of education in OSHA standards for Blood Borne Pathogens including infection control and the handling/disposal of sharps.

(e) Failing to formulate and record in the patient's record a treatment program based upon the evaluation and any other information available. Failing to provide an evaluation on each patient and establishing a physical therapy diagnosis.

(f) Failing to perform periodic evaluation of the patient and documenting the evaluations in the patient's record and to make adjustments to the patient's treatment program as progress warrants.

Failing to formulate and record in the patient's record a treatment program based upon the evaluation and any other information available.

(g) Failing to formulate and record a patient's discharge plan. Failing to perform periodic evaluation of the patient and documenting the evaluations in the patient's record and to make adjustments to the patient's treatment program as progress warrants.

(h) Directly or indirectly requesting, receiving or participating in the division, transferring, assigning, rebating or refunding of fees or remuneration earned, in cash or kind, for bringing or referring a patient. For purposes of this Rule:

1. No physical therapist, physical therapy assistant, employee or agent thereof acting on his behalf, shall enter into or engage in any agreement or arrangement with any individual, entity, or an employee or agent thereof acting on his behalf, for the payment or acceptance or compensation in any form for the referral or recommending of the professional services of either. This prohibition includes any form of fee division or charging of fees solely for referral of a patient.

2. This prohibition shall include a rebate or percentage of rental agreement or any arrangement or agreement whereby the amount received in payment for furnishing space, facilities, equipment or personnel services.

3. Provided further, that this Rule shall not preclude a discount, waiver of co-payment or other reduction in price of services by a physical therapist if the reduction in price is properly disclosed to the consumer and third party payers and appropriately reflected in the costs claimed or charges made. Failing to formulate and record a patient's discharge plan.

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(i) Directly or indirectly requesting, receiving or participating in the division, transferring, assigning, rebating or refunding of fees or remuneration earned, in cash or kind, for bringing or referring a patient. For purposes of this Rule:

1. No physical therapist, physical therapy assistant, employee or agent thereof acting on his behalf, shall enter into or engage in any agreement or arrangement with any individual, entity, or an employee or agent thereof acting on his behalf, for the payment or acceptance or compensation in any form for the referral or recommending of the professional services of either. This prohibition includes any form of fee division or charging of fees solely for referral of a patient.
2. This prohibition shall include a rebate or percentage of rental agreement or any arrangement or agreement whereby the amount received in payment for furnishing space, facilities, equipment or personnel services.
3. Provided further, that this Rule shall not preclude a discount, waiver of co-payment or other reduction in price of services by a physical therapist if the reduction in price is properly disclosed to the consumer and third party payers and appropriately reflected in the costs claimed or charges made.

Authority O.C.G.A. Secs. 43-1-19, 43-1-24, 43-1-25, 43-33-3, 43-33-10, 43-33-11 and 43-33-18.

**Discussion of Physical Therapy Degree conferment form and policy** – The Board discussed making changes to the physical therapy degree conferment form and a change to Policy #2. Dr. Portee made a motion to adopt the form and policy as amended. Mr. Whitefield seconded the motion and it carried unanimously.

**Policy #2 - Examination applications** (Board Rule 490-2-.02)

2. (a) Effective November 21, 2011, the Board will make eligible, applicants for licensure by examination upon receipt of proof from either the College / University Registrar, Dean, PT or PTA Program Director at the applicant's CAPTE-accredited PT / PTA program stating that the applicant has successfully completed the Physical Therapist or Physical Therapist Assistant program but is awaiting degree conferment. The Board has provided, as part of the application, a form that must be completed by the appropriate school representative and submitted to the Board.
2. (b) The Board has designated a board member to review all non-CAPTE and all foreign educated examination applications for approval.
2. (c) An applicant that has not passed the national physical therapy examination by the fourth (4th) time will not be allowed to sit for the examination for a 5th time without extensive further study, which may include completing a physical therapy educational program approved by the Commission on Physical Therapy Education of the American Physical Therapy Association.
2. (d) Applicants for initial licensure by exam may take the Ethics & Jurisprudence exam within 180 days of anticipated date of graduation.

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*Policy approved at the March 16, 2004 meeting.*

*Policy reaffirmed at the January 2009 meeting.*

*Policy amended at the November 15, 2011 meeting*

**Discussion of the Ethics and Jurisprudence Exam with FSBPT.** - Dr. Portee and Ms. Martin will work with the FSBPT on a development of a plan for implementation of the Georgia ethics and law examination and present information back to the board at the next board meeting. The Board discussed allowing two examination attempts per question.

**Correspondence from Mike Darnell, North Georgia Physical Therapy Association regarding Physical Therapy Practice Act.** - Mr. Hamil made a motion to refer Mr. Darnell to Board Rule 490-11-.01(3)(b) and to also advise if he wants to have the law changed, he may wish to work through PTAB or petition his legislator. Mr. Cowherd seconded the motion and it carried unanimously.

**Rule variance request from Jeffrey Dela Cruz re Board Rule 490-2-09 – Endorsement.** - Mr. Hamil made a motion to deny the rule waiver request. Ms. Garner seconded the motion and it carried unanimously.

**Letter From Jennifer Cline, Georgia State University.** - The Board states that the Federation of State Boards of Physical Therapy (FSBPT) Jurisdiction Reference Guide provides data on states that allow for temporary permits.

**Rule Variance request from Lisa Farnen regarding Board rule 490-2-.09 – Endorsement.** - Mr. Hamil made a motion to deny the rule variance request. Mr. Cowherd seconded the motion and it carried unanimously.

**Board Chair Report** – Mr. Don Walsh - Mr. Walsh made committee appointments as follows:

Rules Committee

Bo Hamil  
Charlene Portee  
Dorie Gaskins

E & J Review Committee

Charlene Portee

Cognizant

Chad Whitefield

Licensure Overview/Traineeship

Requests  
Bo Hamil

Continuing Competency Review Committee

Emily Gardner  
Monty Strickland

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Law Examination Review  
Committee  
Emily Garner

Application Review  
Bo Hamil

**Executive Director's Report** – Ms. Anita Martin

Ms. Martin stated that the Professional Licensing Board must verify valid U.S. residency status on any who apply for or renews a license beginning January 1, 2012.

Ms. Martin provided renewal numbers  
2664 Physical Therapists have renewed  
669 Physical Therapist Assistant have renewed  
41 Physical Therapists and 6 PT Assistants are on Renewal Pending status

**Miscellaneous:**

Ms. Morelli will review the laws and rules and see if she can find a definition for "Practitioner of the Healing Arts."

**Executive Session**

Mr. Whitefield made a motion, Mr. Cowherd seconded, and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. 43-1-2(k), O.C.G.A. 43-1-19(h)(2) & (4), and 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 Dr. Portee, Ms. Gaskin, Ms. Garner, Mr. Hamil and Mr. Strickland. The Board concluded Executive Session in order to vote on these matters and to continue with the Public Session.

**Applications/Licensure:**

1. M.G.– Physical Therapist Reinstatement Applicant  
*Board Recommendation:* Require the NPTE and a 1000 hour traineeship.
  
2. S.R.H. – Physical Therapist Renewal Applicant  
*Board Recommendation:* Staff to run a GCIC report and if applicant has provided information on the only infraction, approve. If not, ask for a letter of explanation from the applicant and bring back to the board.

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3. E.V.W. – Physical Therapist Renewal Applicant  
*Board Recommendation:* – Staff to run a GCIC report and if applicant has provided information on the only infraction, approve. If not, ask for a letter of explanation from the applicant and bring back to the board.
4. S.L.D. – Physical Therapist Applicant  
*Board Recommendation-* Staff to run a GCIC report and if applicant has provided information on the only infraction, approve. If not, ask for a letter of explanation from the applicant and bring back to the board.
5. L.A.F– Physical Therapist Assistant  
*Board Recommendation-*Require the NPTE and 1000 hour traineeship.
6. J.D.C. – Physical Therapist Foreign Trained Endorsement Applicant  
*Board Recommendation:* The Board recommended requiring the applicant to submit course information back to the credentialing agency and request a second review to make a determination if education is substantially equivalent.
7. B.W. – Physical Therapist Assistant Applicant – The Board recommends approving applicant for the fourth and final time.
8. LJW – Physical Therapist – The Board recommends denial.

**Open Session**

Mr. Walsh declared the Board back into open session.

Mr. Cowherd made a motion, Dr. Portee seconded the motion and the Board voted to approve the recommendations made during the Executive Session, concerning applications, and the Attorney General's report.

There being no further business, Mr. Walsh motioned; Mr. Cowherd seconded and the Board meeting adjourned at 12:28 p.m.

Minutes Prepared by: Carol White, Board Secretary

Reviewed/Edited by: Anita Martin, Executive Director

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**Annual Public Meeting  
Professional Licensing Boards  
237 Coliseum Drive, Macon, GA 31217  
November 15, 2011  
Building B, Exam Room  
1:00 p.m.**

Mr. Walsh called the Annual Public Meeting to order at 1:00 p.m.

Mr. Wash welcomed all the visitors.

Members Present

Don Walsh  
Bo Hamil  
John Cowherd  
Chad Whitefield  
Monty Strickland  
Dorie Gaskins  
Charlene Portee  
Emily Garner

Others Present

Jan Porch  
Amy Morelli  
Anita Martin  
Carol White  
Chenieve Williams  
Kyle Smith  
David Taylor  
Susan Tinkleman  
Chris Kerr  
Emily Painter  
Jessica Cook  
Tom Lewis  
Amanda Pestle  
Evan Zambrama  
Renata McCann  
Clint Jones  
Frank Perry  
Jen Clive  
Matthew Hanks  
Ben Anderson  
Jim Saylor

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Jen Cline  
Mary Lubbers  
Ron Day  
Mike Jones  
Diana Carman  
Micah Presley  
Russ Marlowe  
Greggory Erwin  
Dan O'Neil  
Jeff Frend  
Mark Murphy  
Sharon Greene  
Claire Mullin  
Judi Bargerren  
Ron Poole  
Brent Amdahl  
Jeff Haverkos  
Jeff Davis  
Nancy Schneider  
Krystal Ashley  
Ellen O'Keefe  
Chris Morris  
Jacob Stowe  
Fern Meyer  
Megan Ryos  
Amy Bolton  
Kathy Schaefer  
Amy Wawyer  
Kara Strauss  
Jeremy Holbrook  
Barry McLeod-Hughes

The Board members discussed the following topics:

- Cognizant and FSBPT Update
- New board leadership
- Overview of Continuing Competency requirements
- Legal charge of Board
- Role of consumer member
- Dry Needling
- Fixed date testing
- Rule changes
- Law Suit with the Georgia Board and FSBPT