

GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
January 27, 2015 - 9:00a.m.

The Georgia State Board of Physical Therapy met on Tuesday, January 27, 2015. The following members were present:

Board Members Present

Bo Hamil, PT- President
Dorothy Gaskin, PT
Chad Whitefield, PTA
Monty Strickland, PT
Stefanie Palma, PT
Reid Lawson, PT
Jesse Crews, Consumer Member

Administrative Staff Present

Adrienne Price, Executive Director
Tamara Elliott, Board Support Specialist
Wanda Jaffe, Licensing Supervisor
Kathy Osier, Licensing Supervisor
Sonja Glover, Licensing Analyst

Attorney General's Office

D. Williams-McNeely, Assistant Attorney General

Visitors Present

Lauri Wallace

OPEN SESSION

Call to Order Mr. Hamil established that a quorum was present and called the meeting to order at 9:17a.m.

Open Session Minutes November 18, 2014 Board Meeting

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to approve the November 18, 2014 open session minutes as presented.

Licenses to Ratify November 11, 2014 – January 20, 2015

Dr. Palma motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to ratify the list of licenses issued in accordance with Board rules and policies from November 11, 2014 – January 20, 2015.

Correspondence – MacKenzie Hillman – Practicing Law

Dr. Palma motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to send a no legal advice letter and refer the writer to the Code of Ethics Rules under Chapter 490-9.

Correspondence – Rick, PTOTcourses – Rules vs Policy vs FAQ

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer Mr. Rick to the current version of Board Rule 490-4-.02, Policy 7 and the FAQs for clarification.

Discussion – CAPTE Accreditation Actions – November 2014

The Board accepts the correspondence in reference to CAPTE Accreditation Actions as information.

Discussion – FSBPT 2015 NPTE Policies

1. Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer the FSBPT 2015 NPTE discussion to the Rules Committee to determine if the number of attempts allowed to pass the examination should be five (5) or six (6) and consider the possibility of adding a traineeship requirement for those who have had multiple failures of the examination then clarify these issues within the policies.
2. Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to accept the NPTE Policies as presented

Discussion – INPTRA - Telehealth in Physiotherapy Pt2

The Board accepts the correspondence in reference to Telehealth in Physiotherapy as information.

Discussion – Sara Bolden – Letter to PTAG Board

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to send a response letter to Ms. Bolden explaining that the Board cannot change the scope of practice and suggest Ms. Bolden refer the issue regarding the ordering of diagnostic tests to the PTAG Board.

Rules Committee

The Board accepts the January 20, 2015 Rules Committee recommendations and minutes as presented.

1. Board Rule 490-2-.03 amended version – The Rules Committee recommended leaving the rule as is.
2. The Rules Committee motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to refer Board Rule 490-2-.09 as amended to the Attorney General’s Office for memorandum of authority and if no objections, vote to post.
3. Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer Board Rule 490-5-.02 back to Rules Committee to discuss the number of PTAs a PT can supervise and define adequate supervision and the word “meet” in 490-5-.01 (4)(b)

Special Projects Committee

The Board accepts the January 22, 2015 Special Project Committee recommendations and minutes as presented.

1. The Special Projects Committee recommends contacting Heidi of FSBPT in reference to the Jurisprudence Assessment Module (JAM) to acquire information on the contract timing and refer the discussion on FSBPT JAM back to Special Projects to discuss if there is still a need for a jurisprudence exam or should the Board only require continuing education in ethics and jurisprudence.
2. The Special Projects Committee recommends drafting a response letter to FSBPT indicating that the Board cannot support the Updated Criteria for Using a Course Work Tool at this time as additional information is needed. The Board instructs staff to contact FSBPT to request the data obtained which supported the need to change the criteria.
3. The Special Projects committee motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to refer PT Code of Ethics Rules & the issue of Fee Splitting to the Attorney General’s Office for further research.
4. The Special Projects committee motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to refer Board Rule 490-2-.01 Application for Licensure and Examination as amended to the Attorney General’s Office for a memorandum of authority, if no objections vote to post.

Rule Waiver Request - Vinit Dubey

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to deny the petition for waiver of traineeship as it is a statutory requirement.

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to deny the request for an application extension.

Rule Waiver Request – Urvi Shah

Dr. Palma motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to deny the petition for waiver of Board Rule 490-2-.02 as the Board cannot waive a statutory requirement

Notification to Board regarding Board Rule 490-4-.02

The Board accepts the correspondence in reference to Board Rule 490-4-.02 as information.

Board’s Chairperson Report – Bo Hamil

Mr. Hamil reported that the following topics are of interest to him and he expressed a need to remain proactive with monitoring of changes within the profession in these areas:

1. Ethics and Jurisprudence
2. Telehealth
3. Scope of Practice – from the legislature session
4. Dry needling
5. Collaboration with other professions
6. Documents tracking
7. Fingerprinting
8. PTA Supervision
9. Testing – Oral/Practical Exams

Mr. Hamil asked the members present if there were any others that they wished to add to this list. It was the consensus of the Board that any issues surrounding the topics presented should be monitored by the Board this year.

Executive Director Report – Adrienne Price

Executive Director’s report presented the Board with statistical data relevant to the processing of applications, renewals and complaints/compliance. Ms. Price presented the Board with an update on the North Carolina Board of Dental Examiners vs. Federal Trade Commission which is currently being heard before the Supreme Court, pre-filed bills in the Georgia General Assembly, the poll results regarding practical and oral examination options within the PT and PTA

programs and reminded the Board Members of the annual filing requirements with the Georgia Government Transparency and Campaign Finance Commission. Ms. Price also notified the Board that an email blast regarding the use of aPTitude should be ready to go out by March 2015. The Board accepts the report as presented.

Mr. Strickland made the motion, Mr. Lawson 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 and to receive information on applications, investigative reports and the Assistant Attorney General’s report. Voting in favor of the motion were Bo Hamil, Reid Lawson, Stefanie Palma, Dorothy Gaskin, Chad Whitefield, Jesse Crews, and Monty Strickland.

At the conclusion of Executive Session on Tuesday, January 27, 2015 Mr. Hamil declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were obtained during Executive Session.

OPEN SESSION

Applicant Interview: L.R.

Dr. Palma motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to refer the case to the Attorney General’s Office for a Public Consent Agreement for Licensure to include one (1) year probation with a requirement that of the 30 hours of continuing education necessary for renewal, four (4) hours must be live CEUs in ethics and jurisprudence and two (2) hours of live or webinar CEUs must be in documentation.

Ms. Gaskin made the motion, Dr. Palma 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 and to receive information on applications, investigative reports and the Assistant Attorney General’s report. Voting in favor of the motion were Bo Hamil, Reid Lawson, Stefanie Palma, Dorothy Gaskin, Chad Whitefield, Jesse Crews, and Monty Strickland.

At the conclusion of Executive Session on Tuesday, January 27, 2015 Mr. Hamil declared the meeting to be “open” pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were obtained during Executive Session.

OPEN SESSION

Executive Minutes November 18, 2014 Board Meeting

Dr. Palma motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to approve the November 18, 2014 executive session minutes as presented.

Attorney General’s Report- D. Williams-McNeely

Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to accept the Attorney General’s report as presented.

Applications

1. T.H. Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to request verifications of employment from two previous employers, an updated resume, and upon receipt if no unlicensed practice identified, issue the license with a letter of concern regarding criminal history
2. W.S. Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to approve request to take the NPTE for 4th time and refer applicant to Board Policy 2(c).
3. J.S. Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to approve for licensure upon receipt of proof of passing the jurisprudence and clean verifications of licensure
4. T.A. Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to approve for reinstatement of licensure.
5. D.M. Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to approve 1000 hour traineeship permit.
6. P.M. Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to approve of 480 hour traineeship permit.

Cognizant's Report – C. Whitefield

Mr. Crews motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to accept the Cognizant's report as presented.

1. PT120016 Close case, no action
2. TP130012 Close case, no action
3. PT140009 Close case, no action
4. PT140006 Close case, no action
5. PT140012 Close case, no action
6. PT140013 Close case with a letter of concern referencing OCGA §43-33-18 regarding the provisions for direct access for Physical Therapists in the State of Georgia.
7. PT140014 Close with a letter of concern regarding documentation and refer to Board Rule 490-9-.02 regarding the maintenance of adequate records
8. PT150008 Close case, no action

Executive Discussions

1. PT130013 Mr. Crews motioned, Dr. Palma seconded and the Board voted unanimously in favor of the motion to refer PT130013 to the Attorney General's Office for indefinite suspension or revocation of license based on non-compliance if payment of fine is not received by February 19, 2015.

Miscellaneous

Mr. Hamil indicated that he pondered over the titles of the rules under the Code of Ethics Chapter and wondered if they should be amended to a title which includes "Code of Ethics" in order to be more congruent with the statute. Mr. Hamil referred the topic to the rules committee for further discussion and to make a recommendation to the Board at the next meeting.

Adjournment- With no additional business to be discussed, the meeting was adjourned at 1:42pm.

Minutes recorded by:	Tamara Elliott, Board Support Specialist
Minutes reviewed and edited by:	Adrienne Price, Executive Director
Minutes approved on:	March 17, 2015

BO HAMIL
BOARD PRESIDENT

ADRIENNE PRICE
EXECUTIVE DIRECTOR