

GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
May 16, 2017 - 9:00 a.m.

The Georgia State Board of Physical Therapy met on Tuesday, May 16, 2017. The following members were present:

Board Members Present

Dr. Stefanie Palma, Chairperson
Dorothy Gaskin, Vice Chair
Charles Bass, Board Member
Monty Strickland, Board Member
Anne Thompson, Board Member
Chad Whitefield, Board Member

Administrative Staff Present

Adrienne Price, Executive Director
Michelle Foster, Board Support Specialist
Kathy Osier, Licensing Supervisor

Attorney General's Office

D. Williams-McNeely, Senior Assistant Attorney General

Board Members Absent

Jesse Crews, Consumer Member
Reid Lawson, Board Member

Visitors Present

Katherine Sylvester, Physical Therapy Association of Georgia (PTAG)
Al Grantham
Grant Grantham
James Erdmanczyk
Kenneth Flinchum
Sandra Eskew Capps, PT
David Momah

Call to Order: Dr. Palma established that a quorum of the Board was present and called the meeting to order at 9:13 a.m.

OPEN SESSION

Agenda The Board accepted the agenda as amended.

Open Session Minutes

1. March 21, 2017 Board Meeting Minutes

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to approve the March 21, 2017 open session Board meeting minutes as presented.

2. April 11, 2017 Board Teleconference Minutes

Mr. Strickland motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to approve the April 11, 2017 open session teleconference minutes as presented.

3. May 9, 2017 Rules Committee Teleconference Minutes

Ms. Gaskin motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to approve the May 9, 2017 open session rules committee teleconference minutes as presented.

Licenses to Ratify **March 14, 2017 – May 9, 2017**

Mr. Whitefield motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to ratify the licenses by application and by reinstatement that were issued in accordance with the Board Rules and Policies between Board meetings.

Correspondence – Request to Change General Education Requirements - Dr. Kunal Gurav, MD

Mr. Whitefield motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to forward the correspondence in reference to the request to change general education requirements to the rules committee for further review and recommendations prior to providing response to the inquiry.

Discussion – FSBPT

1. News Briefs March 2017
2. News Briefs April 2017
3. Tenth State Signed! Physical Therapy Licensure Compact Established

The Board accepts the correspondence from FSBPT as information.

9:30 a.m. Public Rules Hearing

1. Board Rule 490-4-.03 Continuing Competency Audit

Dr. Palma called Board Rule 490-4-.03 Continuing Competency Audit hearing to order at 9:32 a.m.

**SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY
RULE FOR CHAPTER 490-4, RENEWAL AND REINSTATEMENT OF LICENSE AND PENALTIES,
RULE 490-4-.03, CONTINUING COMPETENCY AUDIT.**

Purpose: The purpose of this rule amendment is to further clarify the sanctions for failing a Continuing Competency Audit.

Main Features: The amendments further clarify the process in which a renewal applicant may be selected for a Continuing Competency Audit and to indicate the disciplinary actions that the Board may take for failing a continuing competency audit.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-4, RENEWAL AND
REINSTATEMENT OF LICENSE AND PENALTIES, RULE 490-4-.03, CONTINUING COMPETENCY
AUDIT.**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

Rule 490-4-.03 Continuing Competency Audit

(1) Each licensee is responsible for completing all steps necessary to meet the renewal application requirements on or before December 31st of the odd numbered years to include recording proof of completion of the continuing competency (CC) requirements, within the online recording and reporting system approved by the Board, prior to the expiration date of the license.

(2) A renewal applicant may be subject to audit if the applicant:

(a) is randomly selected for CC audit BEFORE the license expiration date;

(b) answers “no” to the continuing competency question;

(c) has been disciplined by any state or regulatory board; and/or,

(d) has been convicted, or entered a plea of guilty, nolo contendere, or been sentenced under the "First Offender Act" for any felony, misdemeanor or any offense other than a minor traffic violation? DWI a DUI are not minor traffic violations.

(3) Licensees whose renewal applications are randomly selected for CC audit must submit records of attendance and proof of completion in accordance with BR 490-4-.02 before the renewal application is considered complete. The license will not be renewed until satisfactory documentation of completion is submitted.

(4) If satisfactory documentation of completion of all CC requirements is not submitted before the end of the established late renewal period, the license will be administratively lapsed for failure to meet the CC requirements to renew the license.

(5) The Board may opt to conduct an audit of CC hours submitted in connection with a license renewal application AFTER a license is renewed.

(6) If an audit of CC hours for renewal shows that the CC hours or documentation was submitted into the online recording system before the end of the late renewal period AND the hours are deficient, incorrect, false, or fraudulent:

(a) The Board may take disciplinary action against a licensee and may require, as a condition of granting renewal, that the licensee enter into an agreement with terms and conditions that include, but are not limited to, the following:

(1) pay a fine of \$500.00 per violation; and,

(2) submit proof satisfactory to the Board of completion of all deficient CC hours, none of which may be used to satisfy the CC requirement of any subsequent renewal cycle.

Authority: O.C.G.A. §§ 43-1-19, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, and 43-33-18.

Written Comments Received

No written comments were received or offered during the hearing.

Verbal Comments Received

1. Katherine Sylvester
2. Sandy Eskew Capps

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-4-.03 Continuing Competency Audit proposed amendment as posted.

The Board discussed the economic impact of Board Rule 490-4-.03 Continuing Competency Audit upon licensees. Ms. Gaskin motioned, Dr. Thompson seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Ms. Gaskin motioned, Dr. Thompson seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-19, 43-1-25, 43-33-10, 43-33-12, 43-33-13, 43-33-14, and 43-33-18 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

2. Board Rule 490-9-.02 Principles of Conduct for Physical Therapists

Dr. Palma called Board Rule 490-9-.02 Principles of Conduct for Physical Therapists hearing to order at 9:43 a.m.

SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-9, CODE OF ETHICS, RULE 490-9-.02, PRINCIPLES OF CONDUCT FOR PHYSICAL THERAPISTS.

Purpose: The purpose of this rule amendment is to insert language that a licensed physical therapist shall abide by O.C.G.A. § 43-33-18 to include but not limited to established guidelines of ethical standards.

Main Features: The amendments further clarify that licensed physical therapists must adhere to federal and state guidelines for medical record documentation, delegation of physical therapy treatments to physical therapist assistants, and sanctions for acts of sexual intimacy, abuse, misconduct, or exploitation of any individual related to the licensee's practice.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-9, CODE OF ETHICS, RULE 490-9-.02, PRINCIPLES OF CONDUCT FOR PHYSICAL THERAPISTS.

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

Rule 490-9-.02. ~~Principles of Conduct~~ Code of Ethics for Physical Therapists

Any individual who is licensed as a physical therapist shall abide by O.C.G.A. § 43-33-18 to include but not limited to the following ethical standards:

- (1) Act with consideration, within the scope of physical therapy, for the rights and dignity of all individuals.
 - (a) The physical therapist shall hold as confidential information obtained while acting in a professional capacity.
 - (b) The physical therapist shall provide optimal physical therapy care for all patients regardless of patient race, gender, age, religion, disability or sexual preference.
 - (c) The physical therapist should balance considerations of the patient's physical, psychological and socioeconomic welfare in professional decisions and actions and document these considerations in the patient's record of care.
 - (d) The physical therapist shall communicate and interact with patients and all persons encountered in a professional capacity with courteous regard and timeliness.
 - (e) The physical therapist shall not engage in any behavior that constitutes harassment or abuse of a patient, professional colleague or associate.
- (2) Comply with the laws and regulations governing the practice of physical therapy in the State of Georgia.
 - (a) Physical therapists are to practice (consultation, evaluations, treatment, research, education, administration and preventive care) in accordance with the state practice act.
- (3) Accept responsibility for the exercise of sound judgment.
 - (a) When implementing treatment, physical therapists shall assume the responsibility for evaluating that individual; planning, implementing, and supervising the therapeutic program; reevaluating and changing the program; and maintaining adequate records of the case, including progress reports.
 - (b) Documentation to be generated in accordance with federal and state guidelines at the time of service or shortly thereafter.
 - ~~(b)(c)~~ When performing wellness and preventative services, physical therapists shall assume responsibility for providing optimal patient care.
 - ~~(c)(d)~~ When the individual's needs are beyond the scope of the physical therapist's expertise, the physical therapist shall so inform and assist the individual in identifying a qualified person to provide the necessary services.
 - ~~(d)(e)~~ When the physical therapists judge that benefit can no longer be obtained from their services, they shall so inform the individual receiving the services. It is unethical to initiate or continue services that, in the therapist's judgment, either cannot result in beneficial outcome or are contraindicated.
 - ~~(e)(f)~~ The physical therapist's ability to make independent judgment must not be limited or compromised by professional affiliations, including employment relationships.

~~(g)~~ Physical therapists are not to delegate to a less qualified person any activity which requires the unique skills, knowledge, and judgment of a physical therapist.

(h) Upon initiation of a physical therapy plan of intervention, physical therapists may, at their discretion, allow physical therapy treatments to be performed by physical therapist assistants to include the period of 21 days or eight (8) visits, whichever comes first, prior to discharge or receipt of a referral from the patient's provider.

~~(g)~~(i) The primary responsibility for physical therapy care assisted by supportive personnel rests with the supervising physical therapist. Adequate supervision requires, at a minimum, that a supervising physical therapist perform the following activities:

1. Establish effective channels of written and oral communication;
2. Interpret and communicate critical information about the patient to the supportive personnel;
3. Perform an initial evaluation of the patient;
4. Develop a plan of care, including short and long-term goals;
5. Delegate appropriate tasks to supportive personnel;
6. Assess the supportive personnel's competence to perform assigned tasks;
7. Provide supervision in accordance with the law, the patient's condition, and the specific situation;
8. Identify and document precautions, special programs, contraindications, goals, anticipated progress, and plans for re-evaluation;
9. Re-evaluate the patient, modify the plan of care when necessary, perform the final evaluation, and establish a follow-up plan.

~~(h)~~(j) Physical therapists are obligated to advise their employer(s) of any practice which causes a physical therapist to be in conflict with the ethical principles of this section. Physical therapists are to attempt to rectify any aspect(s) of their employment which is in conflict with the principles of this section.

(4) Seek remuneration for their services that is deserved and reasonable.

(a) Fees for physical therapy services should be reasonable for the service performed, considering the setting in which it is provided, practice costs in the geographic area, judgment of other organizations, and other relevant factors.

(b) Physical therapists shall not:

1. directly or indirectly request, receive, or participate in the dividing, transferring, assigning, or rebating of an unearned fee;
2. profit by means of a credit or other valuable consideration, such as an unearned commission, discount, or gratuity in connection with furnishing of physical therapy services;
3. use influence upon individuals, or families of individuals under their care for utilization of any product or service based upon the direct or indirect financial interest of the physical therapist.

(5) Provide accurate information to the consumer about the profession and the services provided.

(a) Physical therapists are not to use, or participate in the use of, any form of communication containing false, plagiarized, fraudulent, misleading, deceptive, or unfair statements.

(6) Accept the responsibility to protect the public and the profession from unethical, incompetent, or illegal acts.

(a) Physical therapists shall report any activity which appears to be unethical, incompetent, or illegal to the proper authorities.

(b) Physical therapists shall not participate in any arrangement in which patients are exploited due to the referring sources enhancing their personal incomes as a result of referring, prescribing, or recommending physical therapy or a specific physical therapy practice.

(c) If a physical therapist is involved in an arrangement with a referring source in which income is derived from the services, the physical therapist has an obligation to disclose to the patient, within the scope of the state law, the nature of the income.

(d) Physical therapists shall not commit any act of sexual intimacy, abuse, misconduct, or exploitation of any individual related to the licensee's practice of physical therapy regardless of consent.

(1) This subsection of the rule shall apply to former patients where the licensee did not terminate in writing the physical therapist/patient relationship and supportive clinicians under the supervision of the licensee. For the purposes of this rule, supportive clinicians are defined as physical therapist assistants, trainees, and students.

(2) The Board will consider the physical therapist/patient relationship terminated if:

(a) the physical therapists is able to document that he/she has not provided any of the care and services codified in O.C.G.A. § 43-33-3(7) for the patient for period of at least two (2) years;

(b) the physical therapist has not supervised the supportive clinician for a period of two (2) years.

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

Written Comments Received

No written comments were received or offered during the hearing.

Verbal Comments Received

1. James Erdmanzyck

Dr. Thompson motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-9-.02 Code of Ethics for Physical Therapists proposed amendment as posted.

The Board discussed the economic impact of Board Rule 490-9-.02 Code of Ethics for Physical Therapists upon licensees. Ms. Gaskin motioned, Mr. Bass seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Ms. Gaskin motioned, Mr. Bass seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-19, 43-1-25, 43-33-10 and 43-33-18 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

3. BR 490-9-.03 Principles of Conduct for Physical Therapist Assistants

Dr. Palma called Board Rule 490-9-.03 Principles of Conduct for Physical Therapist Assistants hearing to order at 9:53 a.m.

SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-9, CODE OF ETHICS, RULE 490-9-.03, PRINCIPLES OF CONDUCT FOR PHYSICAL THERAPIST ASSISTANTS.

Purpose: The purpose of this rule amendment is to insert language that a licensed physical therapist assistant shall abide by O.C.G.A. § 43-33-18 to include but not limited to established guidelines of ethical standards.

Main Features: The amendments further clarify that a licensed physical therapist assistant must adhere to federal and state guidelines for medical record documentation, and sanctions for acts of sexual intimacy, abuse, misconduct, or exploitation of any individual related to the licensee's practice.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-9, CODE OF ETHICS, RULE 490-9-.03, PRINCIPLES OF CONDUCT FOR PHYSICAL THERAPIST ASSISTANTS.

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

490-9-.03 ~~Principles of Conduct~~Code of Ethics for Physical Therapist Assistants.

Any individual who is licensed as a physical therapist assistant shall abide by O.C.G.A. §43-33-18 to include but not limited to the following ethical standards:

- (1) Act with consideration, within the scope of physical therapy, for the rights and dignity of all individuals.
 - (a) The physical therapist assistant shall hold as confidential information obtained while functioning as a physical therapist assistant.
 - (b) The physical therapist assistant shall provide optimal physical therapy care for all patients delegated by the physical therapist regardless of patient race, gender, age, religion, disability or sexual preference.
 - (c) The physical therapist assistant should be aware of the patient's physical, psychological and socioeconomic welfare in decisions and actions taken while rendering treatment.
 - (d) The physical therapist assistant shall communicate and interact with patients and all persons encountered with courteous regard and timeliness.
 - (e) The physical therapist assistant shall not engage in any behavior that constitutes harassment or abuse of a patient, professional colleague or associate.
- (2) Comply with the laws and regulations governing the practice of physical therapy in the State of Georgia.
 - (a) Physical therapist assistants are to practice only under the supervision of a licensed physical therapist.
- (3) Accept responsibility for the exercise of sound judgment.
 - (a) Upon accepting delegation from a physical therapist, the physical therapist assistant shall provide services within the plan of care established by the physical therapist.
 - (b) When the individual's needs are beyond the scope of the physical therapist assistant's expertise, the physical therapist assistant shall inform the supervising physical therapist.
 - (c) When the physical therapist assistant determines that a change in the plan of care is needed, the assistant will contact the supervising physical therapist and request reevaluation of the patient's status.
 - (d) When the physical therapist assistant determines that the patient has received maximum benefits from physical therapy, he/she shall so inform the supervising physical therapist.
 - (e) Physical therapist assistants are not to delegate to a less qualified person any activity which requires the unique skills, knowledge, and judgment of a physical therapist assistant.

(f) The primary responsibility for physical therapy care assisted by supportive personnel rests with the supervising physical therapist. Adequate supervision is the responsibility of both the physical therapist and the physical therapist assistant. To insure appropriate supervision, the physical therapist assistant is expected to:

1. Maintain effective channels of written and oral communication.
2. Communicate critical information about the patient to the supervising physical therapist in a timely manner.
3. Function within the established plan of care.
4. Identify and document treatment activities and all special occurrences in accordance to federal and state guidelines at the time of service or shortly thereafter.
5. Request re-evaluation of the patient and/or modification of the plan of care when necessary.

(g) Physical therapist assistants are obligated to advise their employer(s) of any practice which causes a physical therapist or a physical therapist assistant to be in conflict with the ethical principles of this section. Physical therapist assistants are to attempt to rectify any aspect(s) of their employment which is in conflict with the principles of this section.

4. Seek remuneration for their services that is deserved and reasonable.

(a) Physical therapist assistants shall not:

1. Directly or indirectly request, receive, or participate in the dividing, transferring, assigning, or rebating of an unearned fee;
 2. Profit by means of a credit or other valuable consideration, such as an unearned commission, discount, or gratuity in connection with furnishing of physical therapy services;
 3. Use influence upon individuals, or families of individuals under their care for utilization of any product or service based upon the direct or indirect financial interest of the physical therapist assistant;
- (5) Provide accurate information to the consumer about the profession and the services provided.

(a) Physical therapist assistants are not to use, or participate in the use of, any form of communication containing false, plagiarized, fraudulent, misleading, deceptive, or unfair statements.

(6) Accept the responsibility to protect the public and the profession from unethical, incompetent, or illegal acts.

(a) Physical therapist assistants shall report any activity which appears to be unethical, incompetent, or illegal to the proper authorities.

(b) Physical therapist assistants shall not participate in any arrangement in which patients are exploited due to the referring sources enhancing their personal incomes as a result of referring, prescribing, or recommending physical therapy or a specific physical therapy practice.

(c) If a physical therapist assistant is involved in an arrangement with a referring source in which income is derived from the services, the physical therapist assistant has an obligation to disclose to the patient, within the scope of the State Law, the nature of the income.

(d) Physical therapist assistants shall not commit any act of sexual intimacy, abuse, misconduct, or exploitation of any individual related to the licensee's practice of physical therapy regardless of consent.

1. This subsection of the rule shall apply to former patients and supportive clinicians under the supervision of the licensee. For the purposes of this rule, supportive clinicians are defined as physical therapist assistants, trainees, and students.

2. The Board will consider the individual to no longer be a patient or supportive clinician if:

(a) the physical therapist assistant is able to document that he/she has not provided any of the care and services codified in O.C.G.A. § 43-33-3(7) for the patient for period of at least two (2) years;

(b) the physical therapist assistant has not supervised the supportive clinician for a period of two (2) years.

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

Written Comments Received

No written comments were received or offered during the hearing.

Verbal Comments Received

1. Sandra Eskew Capps
2. Katherine Sylvester

Ms. Gaskin motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-9-.03 Code of Ethics for Physical Therapist Assistants proposed amendment as posted.

The Board discussed the economic impact of 490-9-.03 Code of Ethics for Physical Therapist Assistants upon licensees. Ms. Gaskin motioned, Dr. Thompson seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Ms. Gaskin motioned, Dr. Thompson, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-19, 43-1-25, 43-33-10 and 43-33-18 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

4. BR 490-9-.06 Telehealth

Dr. Palma called Board Rule 490-9-.06 Telehealth hearing to order at 10:09 a.m.

**SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY
RULE FOR CHAPTER 490-9, CODE OF ETHICS, RULE 490-9-.06, TELEHEALTH.**

Purpose: The purpose of this proposed rule is to define and establish guidelines for the practice of telehealth by the spectrum of technologies involving interactive physical therapy services.

Main Features: The rule will further clarify requirements for Telehealth.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-9, CODE OF
ETHICS, RULE 490-9-.06, TELEHEALTH.**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted.]

Rule 490-9-.06 Telehealth

(1) The purpose of this rule is to define and establish guidelines for the practice of telehealth by the spectrum of technologies involving interactive physical therapy services.

(2) Telehealth has been defined as the use of electronic communications to provide and deliver a host of health related information and health care services including, but not limited to physical therapy related information and services, over large and small distances. Telehealth encompasses a variety of health care and health promotion activities including, but not limited to, education, advice, reminders, interventions, and monitoring of interventions. All provisions of Physical Therapy utilizing telehealth mechanisms must:

(a) conform to all Federal and State statutes, rules, regulations and policies governing the practice of physical therapy in the State of Georgia.

(b) With the exception of practices and services identified in O.C.G.A. § 43-33-11(d), individuals providing physical therapy via telehealth to a patient/client in the State of Georgia must be licensed in the State of Georgia.

(c) A physical therapist that is licensed in another jurisdiction of the United States may provide a consultation via telehealth to a physical therapist in the state of Georgia.

Authority: O.C.G.A. Secs. 43-1-25, 43-33-2, 43-33-3, 43-33-10 and 43-33-11

Written Comments Received

No written comments were received or offered during the hearing.

Verbal Comments Received

No public comments were received or offered during the hearing.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-9-.06 Telehealth proposed amendment as posted.

The Board discussed the economic impact of 490-9-.06 Telehealth upon licensees. Mr. Whitefield motioned, Dr. Thompson seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Mr. Whitefield motioned, Dr. Thompson seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-33-2, 43-33-3, 43-33-10 and 43-33-11 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

The hearing adjourned at 10:13 a.m.

Discussion – FSBPT

4. Candidate Satisfaction Survey Report
5. Federation Forum Spring 2017
6. Call for Nominations for CBA Leadership Positions
7. Webinar - How do you Verify Clinical Competence

The Board accepts the correspondence from FSBPT as information.

Discussion – Legal Opinion Could Curb PT Dry Needling

The Board accepts the article regarding Legal Opinion Could Curb PT Dry Needling as information.

Discussion - Application for Licensure or Reinstatement - Employer Question

Mr. Strickland motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to delete the following question from all of the applications for licensure:

In the past five (5) years have you been reprimanded, demoted, disciplined, terminated, or cautioned by an employer?

Discussion - CAPTE Decisions April 2017

The Board accepts the correspondence regarding CAPTE Decisions April 2017 as information.

Discussion - INPTRA Network News Second Quarter 2017

The Board accepts the correspondence regarding INPTRA Network News Second Quarter 2017 as information.

Petition for Rule Waiver Requests

1. BR 490-2-.03(1)(b) - Puneeth Kortegeri-Prakash

Ms. Gaskin motioned, Mr. Bass seconded and the Board voted unanimously in favor of the motion to grant the petition to waive BR 490-2-.03(1)(b) based upon evidence of significant work history in the United States.

2. BR 490-2-.03(1)(g) - Puneeth Kortegeri-Prakash

Mr. Bass motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to grant the petition to waive BR 490-2-.03(1)(g) based upon evidence of significant work history in the United States.

Rules Committee Report – D. Gaskin

Ms. Gaskin motioned, Mr. Bass seconded and the Board voted unanimously in favor of the motion to accept the recommendations made from the Rules Committee as well as the additional amendments made by the full Board today to repeal Policy 14 Foreign Credentialing and refer Board Rule 490-2-.02 Licensure: Examination, Board Rule 490-2-.03 Licensure: Foreign-Educated Applicants, Board Rule 490-2-.09 Licensure: Endorsement/Reciprocity to the Attorney General’s office as amended below for a memorandum of authority and if there are no objections noted, vote to post.

1. Policy 14 Foreign Credentialing (amended RC 05092017)

Policy #14 Foreign Credentialing

~~(A) — (A) The Board requires sixty (60) hours of general education and ninety (90) hours of professional education for a total of 150 hours for foreign educated applicants. The Board further authorizes the use of the FSBPT Retro Tools for applicants educated prior to 1997.~~

~~(B) The Board approved foreign credentialing agencies are ICA, IERF and FCCPT.~~

~~Policy approved at the May 20, 2008 meeting.~~

~~Policy revised at the January 2009 meeting.~~

~~Policy revised at the July 2010 meeting.~~

~~Repeal~~

2. Board Rule 490-2-.02 Licensure: Examination (amended RC 05092017)

Rule 490-2-.02. Licensure: Examination

(1) All physical therapists and physical therapist assistants are required to submit a completed application, the appropriate fee, and pass an examination for licensure to practice the profession in Georgia except as provided for in O.C.G.A. Sec. [43-33-15](#). The Board may at its discretion grant a license to an applicant who has previously taken and completed, within the requirements as set by the Board, the examination required.

(a) All applicants who are graduates of Commission on Accreditation in Physical Therapy Education (CAPTE) accredited schools and are applying for licensure must submit:

1. ~~p~~Passing scores from the national licensing examination; and ~~P~~
2. ~~p~~Passing scores from examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy; and

3. (b) Official proof of graduation directly from the institution granting the entry level degree in physical therapy or physical therapist assistant indicating the date of graduation.

All applicants who graduated from a non-CAPTE accredited school shall provide all of the above information. Additionally, the applicant shall meet the requirements of Board Rule 490-2-.03.

- (bc) Verification of licensure in all states in which the licensure candidate holds a license or has ever held a license may be conducted by board staff.

Cite as Ga. Comp. R. & Regs. R. 490-2-.02

Authority: O.C.G.A. Secs. 43-1-1, 43-1-3, 43-1-19, 43-1-24, 43-1-25, 43-33-10 to 43-33-14, 43-33-17, 43-33-18.

History. Original Rule entitled "Registration Examination" adopted. F. and eff. June 30, 1965.

Repealed: New Rule of same title adopted. F. May 1, 1973; eff. May 21, 1973.

Repealed: New Rule of same title adopted. F. Apr. 7, 1981; eff. Apr. 27, 1981.

Repealed: New Rule entitled "Licensure Examination" adopted. F. June 6, 1983; eff. June 26, 1983.

Amended: F. Jan. 18, 1984; eff. Feb. 7, 1984.

Amended: F. Feb. 4, 1985; eff. Feb. 24, 1985.

Amended: F. Feb. 28, 1986; eff. Mar. 20, 1986.

Amended: F. July 22, 1986; eff. Aug. 11, 1986.

Amended: F. Dec. 8, 1988; eff. Dec. 28, 1988.

Amended: F. Mar. 22, 1989; eff. Apr. 11, 1989.

Amended: F. May 13, 1991; eff. June 1, 1991.

Amended: F. July 1, 1993; eff. July 21, 1993.

Amended: F. Nov. 22, 1996; eff. Dec. 12, 1996.

Repealed: New Rule of same title adopted. F. Jan. 19, 2005; eff. Feb. 8, 2005.

Repealed: New Rule of the same title adopted. F. May 12, 2010; eff. June 1, 2010.

Mr. Whitehead motioned, Mr. Strickland seconded and the Board voted in unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Mr. Whitefield motioned, Mr. Strickland seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-1, 43-1-3, 43-1-19, 43-1-24, 43-1-25, 43-33-10 to 43-33-14, 43-33-17, 43-33-18 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

3. Board Rule 490-2-.03 Licensure: Foreign-Educated Applicants (amended RC 05092017)

Rule 490-2-.03. Licensure: Foreign-Educated Applicants

- (1) All applicants who are graduates of educational programs conducted in a foreign country that are not accredited by CAPTE and approved by the Board must submit credentials prescribed by the Board in order to be considered for approval to take the licensing examination.
- (a) Transcripts must be evaluated by a credential evaluation agency approved by the Board to determine if the professional instruction is substantially equivalent to that of entry-level United States-educated therapists. The credentialing evaluation agency shall send its evaluation and a copy of the official transcript directly to the Board. A list of credentialing agencies approved by the Board shall be included in each application packet. ~~Additional lists may be obtained from the Board office.~~

(i) If the applicant does not hold a physical therapy or physical therapist assistant license in the United States at the time of application to this Board, the professional instruction

shall also meet the standards of the most recent Coursework Tool (CWT) adopted by the Federation of State Boards of Physical Therapy.

(ii) If the applicant is applying for licensure by endorsement/reciprocity and has actively practiced within the past two (2) years in the United States, the professional instruction from a non-CAPTE accredited program shall be evaluated by the standards of the Federation of State Boards of Physical Therapy Coursework Tool (CWT) that was in effect at the time the applicant graduated from their physical therapy or physical therapist assistant educational program.

- (b) Proof of licensure/certification/registration, that is current and in good standing, to practice physical therapy, or proof of appropriate eligibility to practice physical therapy, in the country of education must be submitted.
 - (c) Verification of licensure/certification/registration in all jurisdictions in which the candidate holds or has ever held a license/certification/registration must be submitted.
 - (d) Applicants educated in a non-English speaking physical therapy program must take and receive a passing score of 89 on the IBT TOEFL to include: a passing score of 24 on the writing section, a passing score of 21 on the reading section, a passing score of 18 on the listening section and a passing score of 26 on the speaking section before being allowed to sit for the licensure examination. Official score results must be submitted to the Board.
 - (e) Applicants educated in an English speaking physical therapy program must have a school official submit an official letter to the Board attesting that the physical therapy curriculum was taught in English.
 - (f) Once a completed application is on file and prior to initiation of a traineeship, all foreign educated applicants must take and pass the NPTE and the examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy.
 - (g) All foreign-educated applicants must complete a Board-approved traineeship consisting of a minimum of 480 hours, which must be completed within three (3) months of the issuance of the traineeship permit. *This requirement may be waived at the discretion of the Board if the applicant has demonstrated clinical competency with a minimum of 5 years of continuous active practice and license in good standing.* The Pre Examination Traineeship hours may be used toward the satisfaction this requirement (See Board Rule 490-2-.04).
- (2) Applicants educated in a foreign physical therapy program that is accredited by CAPTE and approved by the Board, do not have to submit a credentials evaluation ~~and~~ but they must meet the conditions of Board Rule 490-2-.02.

Cite as Ga. Comp. R. & Regs. R. 490-2-.03

Authority: O.C.G.A. §§ 43-1-25, 43-33-3, 43-33-10, 43-33-12, 43-33-15, and 43-33-17.

History. Original Rule entitled "Board Action Upon Application for Registration" adopted. F. and eff. June 30, 1965.

Repealed: New Rule of same title adopted. F. May 1, 1973; eff. May 21, 1973.

Repealed: New Rule entitled "Licensure: Foreign-Educated Applicants" adopted. F. Jan. 19, 2005; eff. Feb. 8, 2005.

Repealed: New Rule of the same title adopted. F. May 12, 2010; eff. June 1, 2010.

Amended: F. May 23, 2013; eff. Jun. 12, 2013.

Amended: F. Aug. 26, 2015; eff. Sep. 15, 2015.

Mr. Bass motioned, Ms. Gaskin seconded and the Board voted in unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Mr. Bass motioned, Ms. Gaskin seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-33-3, 43-33-10, 43-33-12, 43-33-15, and 43-33-17 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

4. Board Rule 490-2-.09 Licensure: Endorsement/Reciprocity (amended RC 05092017)

Rule 490-2-.09. Licensure: Endorsement/Reciprocity

(1) The Board may, in its discretion register a physical therapist or physical therapist assistant without an examination as set forth in Official Code of Georgia Annotated Section 43-33-15 upon payment of applicable fees. (Refer to fee schedule)

(2) Any applicant applying for licensure pursuant to O.C.G.A. 43-33-15 and who is a graduate of a physical therapy or physical therapist assistant program accredited by the Commission on Accreditation of Physical Therapy Education (CAPTE) and approved by the Board, must provide:

(a) ~~Verification of an active license in good standing from another state board a list of all states where the applicant holds an active license;~~ and,

(b) ~~V~~erification of licensure in good standing from the state board of all states in which the applicant has held a license to actively practiced; ~~and,~~

(c) Verification of active practice in the two years immediately preceding the date of ~~this~~ application; and,

(~~e~~) ~~o~~fficial transcript from the institution granting the entry level degree in physical therapy or physical therapist assistant indicating the date of graduation; and,

(~~e~~) ~~s~~cores from the national licensing examination.

(3) Any applicant applying for licensure pursuant to O.C.G.A. 43-33-15 who is a graduate of a physical therapy or physical therapist assistant program not accredited by the Commission on Accreditation of Physical Therapy Education (CAPTE) or approved by the Board, must provide:

(a) ~~Verification of an active license in good standing from another state board a list of all states where the applicant holds an active license;~~ and,

(b) ~~v~~erification of licensure in good standing from the state board of all states in which the applicant has held a license to actively practiced; ~~and,~~

(c) Verification of active practice in the two years immediately preceding the date of this application; and,

(~~e~~) ~~o~~fficial evaluation and transcript from a credential evaluation organization approved by the State of Georgia which shall meet the standards of the Federation of State Boards of Physical Therapy Coursework Tool (CWT) that was in effect at the time the applicant graduated from their physical therapy or physical therapist assistant educational program; and

(~~e~~) ~~s~~cores from the national licensing examination.

(4) ~~Proper proof of licensure in good standing from the state(s) where the applicant practiced in the two years immediately preceding this application;~~ Proof of graduation from an accredited physical therapy or physical therapist assistant program or credential evaluations deemed substantially equivalent to the professional degree, and satisfactory completion of the licensing examination shall be deemed to be prima facie evidence of compliance with Code Section 43-33-15. The Board, however, may request further verification of any credential submitted if deemed necessary to evaluate the application.

Cite as Ga. Comp. R. & Regs. r. 490-2-.09

Authority: O.C.G.A. Sec. 43-33-15.

History. Original Rule entitled "Examination Proctors" adopted. F. and eff. June 30, 1965.

Repealed: F. May 1, 1973; eff. May 21, 1973.

Amended: New Rule entitled "Licensure: Endorsement" adopted. F. June 27, 1995; eff. July 17, 1995.

Ms. Gaskin motioned, Mr. Bass seconded and the Board voted in unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Ms. Gaskin motioned, Mr. Bass seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-33-15 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Physical Therapy.

Executive Director Report – A. Price

Executive Director's report presented the Board with statistical data relevant to the processing of applications and complaints/compliance matters. Ms. Price reminded the Board members that their annual Ethics Affidavit as required by O.C.G.A. § 21-5-3(22) were due January 31, 2017 and requested that if any member has not completed it that they do so as soon as possible.

Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to accept the Executive Director's report as presented.

Board Chair's Report – S. Palma

No report given.

Miscellaneous Discussion

1. Open Records Request – Nathan Craver

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to approve the release of records as requested to the Louisiana Physical Therapy Board.

2. Open Records Request – Desiree Webb

Ms. Gaskin motioned, Mr. Bass seconded and the Board voted unanimously in favor of the motion to approve the release of records as requested to the North Carolina Physical Therapy Board.

3. Request to Address the Board

Mr. Albert G. Gratham and Mr. Kenneth Flinchum requested permission to address the Board in open session regarding their applications. Ms. Williams-McNeely and Ms. Price explained that applications cannot be discussed in open session. Ms. Price informed the applicants that she will request that their licensing analyst come speak with them regarding the status of their applications and when the Board has rendered a decision on each application, they will be notified.

Mr. Whitefield made the motion, Mr. Strickland 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 Dr. Stefanie Palma, Dorothy Gaskin, Monty Strickland, Chad Whitefield, Charles Bass and Dr. Anne Thompson.

At the conclusion of Executive Session on Tuesday, May 16, 2017, Dr. Palma 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

12:00 Applicant Interview

D.N.M.

Ms. Gaskin motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General's Office for a Public Consent Order for Licensure to include probation for a period of three (3) years, quarterly employer reports, supervised practice by a PT supervisor approved by the Board, a requirement that any patient complaints or arrests of any kind must be reported to the Board within (10) ten days, a chaperone must be present when treating opposite sex patients, no home health permitted and applicant must notify the Board of any change of address or change in employment.

Executive Session Minutes

1. March 21, 2017 Executive Board Meeting Minutes

Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to approve the March 21, 2017 executive session Board meeting minutes as presented.

2. April 11, 2017 Executive Board Teleconference Minutes

Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to approve the April 11, 2017 executive session teleconference minutes as presented.

3. May 9, 2017 Executive Rules Committee Teleconference Minutes

Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to approve the May 9, 2017 executive session rules committee teleconference minutes as presented.

Attorney General's Report- D. Williams-McNeely

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to accept the Attorney General's Report as presented.

1. Memo of Authority – Board Rule 490-2-.10

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to post Board Rule 490-2-.10 as amended.

Rule 490-2-.10. Licensure: Endorsement/Reciprocity for Military Spouses and Transitioning Service Members

(1) The Board may, in its discretion register a physical therapist or physical therapist assistant without an examination as set forth in Official Code of Georgia Annotated Section 43-33-15 upon receipt of a complete application and payment of applicable fees. (Refer to fee schedule)

(2) A military spouse or transitioning service member, as defined in O.C.G.A. § 43-1-34, is deemed eligible to apply for licensure pursuant to O.C.G.A. 43-33-15 if the applicant is a holder of a valid physical therapy or physical therapist assistant license in another State for which the training, experience and testing substantially meet or exceed the requirements under this state to obtain a license; and,

(3) The military spouse or transitioning service member must be a graduate of a physical therapy or physical therapist assistant program accredited by the Commission on Accreditation of Physical Therapy Education (CAPTE) approved by the Board, and must provide:

(a) Verification of an active license in good standing from another state board; and,

(b) Within six (6) months of the issuance of a license, submit a verification of licensure in good standing from the state board of all states in which the applicant has held a license to actively practice; and,

(c) Verification of active continued competence in physical therapy in the two years immediately preceding the date of this application; and,

(d) Official transcript from the institution granting the entry level degree in physical therapy or physical therapist assistant indicating the date of graduation; and,

(e) Scores from the national licensing examination.

(4) Any military spouse or transitioning service member applying for licensure pursuant to O.C.G.A. 43-33-15 who is a graduate of a physical therapy or physical therapist assistant program not accredited by the Commission on Accreditation of Physical Therapy Education (CAPTE) or approved by the Board, must provide:

(a) Verification of an active license in good standing from another state; and,

(b) Within six (6) months of the issuance of a license, submit verification of licensure in good standing from the state board of all states in which the applicant has actively practiced in the two years immediately preceding the date of this application; and,

(c) Verification of active continued competence in physical therapy in the two years immediately preceding the date of this application; and,

(d) Official evaluation and transcript from a credential evaluation organization approved by the State of Georgia; and,

(f) Scores from the national licensing examination.

(5) Proof of graduation from an accredited physical therapy or physical therapist assistant program or credential evaluations deemed substantially equivalent to the professional degree, and satisfactory completion of the licensing examination shall be deemed to be prima facie evidence of compliance with Code Section 43-33-15. The Board, however, may request further verification of any credential submitted if deemed necessary to evaluate the application.

Authority: O.C.G.A. §§ 43-1-25, 43-1-34, 43-33-2, 43-33-3, 43-33-10 and 43-33-11.

2. Board Rule 490-2-.04

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to post Board Rule 490-2-.04 as amended.

490-2-.04 Training Permits.

A training permit may be issued pursuant to O.C.G.A. §§ 43-33-10 and 43-33-17 of the Georgia Physical Therapy Act to a qualified applicant following Board-approval of a properly submitted application.

(a) Qualified applicants are:

1. ~~g~~Graduates of entry-level programs for physical therapists or physical therapist assistants from either a CAPTE or a non-CAPTE-accredited school who ~~have taken and passed~~ are eligible to take the national licensing examination, have not failed the national licensing examination and have taken and passed ~~and~~ an examination on the laws and rules governing the practice of physical therapy in Georgia; or

2. ~~a~~Applicants for reinstatement, who have not practiced for two (2) and up to five (5) years; or

3. ~~a~~Applicants for reinstatement who have not practiced for more than five (5) years and who have successfully taken and passed the national licensing examination and an examination on the laws and rules governing the practice of physical therapy in Georgia; or

4. ~~a~~Applicants for endorsement, who have not practiced for two (2) and up to five (5) years; or

5. ~~a~~Applicants for endorsement who have not practiced for more than five (5) years and who have successfully taken and passed the national licensing examination and an examination on the laws and rules governing the practice of physical therapy in Georgia.

6. ~~g~~Graduates of entry-level programs for physical therapists or physical therapist assistants from either a CAPTE or a non-CAPTE-accredited school may apply and may be granted a one-time

(1) ~~p~~Post graduation sixty (60) day traineeship for purposes of application and ~~passage of the~~ passage of the national licensing exam.

(i) ~~t~~The effective date of the sixty (60) days starts the date of graduation and terminates sixty (60) days later.

(ii) ~~f~~Failure to take the examination or to pass the examination requires immediate forfeiture of the traineeship.

(iii) ~~a~~An examination on the laws and rules governing the practice of physical therapy in Georgia must also be passed ~~during this time~~ prior to initiation of the training permit.

(iv) ~~t~~This special training permit may not be renewed or applied for again.

(v) ~~a~~All other rules and policies regulating CAPTE and non-CAPTE applicants are in effect.

(vi) Hours from this special traineeship can be used towards satisfaction of other required traineeship hours.

(b) Initial Applications and Reinstatement Applications.

1. A notarized training permit application form must be submitted by the trainee's Primary supervisor specifying:

(i) ~~t~~The name and license number of the trainee supervisor who will be responsible for the conduct of the traineeship as defined under section (e) of this rule; and

(ii) ~~t~~The name, address, phone, fax number and e-mail address of all sites where the trainee and supervisors may be working during the course of the traineeship; and

(iii) ~~t~~The effective dates of the traineeship; and

(iv) ~~a~~Acceptance of responsibility for trainee supervision and completion of the performance evaluation; and

(v) ~~t~~Termination of the traineeship as defined herein; and

(vi) ~~t~~Type of facility.

(c) Renewal.

1. A training permit may be renewed one time, for no more than six (6) months, upon written request and with approval of the Board, and only for one good and exceptional reason as determined by the Board. Failure to take or pass the licensing examination is not considered a good and exceptional reason and requires immediate forfeiture of the traineeship. For purposes of this rule, good and exceptional reasons include but are not limited to:

(i) Death of an immediate family member; or

(ii) Illness or incapacitation of the applicant or immediate family member (a physician's statement is required); or

(iii) Jury duty (proof required).

(d) Validity of Permit.

1. Training permits are subject to the following conditions:

- (i) Able to be initiated in the State of Georgia within ~~three~~one months of issuance of such permit.
- (ii) Must be returned to the Board by the trainee with a brief explanation of why it was not used.
- (iii) A 480 hour traineeship must be completed within three (3) months of initiation. A 1000 hour traineeship must be completed in no less than 6 months or no more than 1 year if approved by the Board;
- (iv) A training permit shall become invalid and must be immediately returned to the Board office by the trainee if:
 - (I) ~~The~~ trainee fails to complete the traineeship within the above prescribed time frames; or
 - (II) ~~If~~ the trainee does not exhibit performance satisfactory to the Primary supervisor.
 - (III) ~~The trainee takes and does not pass the national licensing examination.~~
- (e) Supervision.

1. The Primary supervisor or alternate named on the training permit application holds full responsibility under their license for direct, continuous, on-site supervision of the trainee at all times. The supervisor must assure that the trainee does not perform any patient care activities in his/her absence.
2. If for some reason the primary supervisor cannot fulfill their duties as supervisor, a new application requesting ~~an alternate~~ new supervisor must be approved by the Board. The trainee may not participate in direct patient care until ~~an alternate~~ a new supervisor is approved by the Board. The ~~alternate~~ new supervisor will assure compliance with all terms and obligations outlined in this rule.
3. The supervisor ~~or approved~~ and alternate supervisor must hold a Georgia license in good standing under O.C.G.A. Title 43, Chapter 33, and have practiced full time for not less than one continuous year.
4. The supervisor must regularly evaluate trainee performance in all areas as specified by the Board to include cosigning any documentation provided by the trainee. At the end of the traineeship period, the supervisor must submit a performance evaluation on the board approved traineeship performance evaluation reporting form
5. The Primary supervisor must notify the Board of unsatisfactory performance at which time the training permit becomes null and void.
6. The supervising therapist will supervise no more than two (2) trainees at one time.
7. The supervisor must notify the Board within ten (10) business days when the trainee satisfactorily completes the traineeship.

Authority: O.C.G.A. §§ 43-1-25, 43-33-3, 43-33-10, 43-33-12, and 43-33-17.

Legal Services MEMOS

1. L. T.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to deny the respondent’s request to amend the language of the offered consent agreement. Applicant must sign and return the consent agreement as presented by the Board in order for a license to be issued.

2. A. B.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

3. B. S. H.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

4. J. R. P.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

5. K. F.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

6. K. C.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

7. L. M. C.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

8. T. B.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

9. T. G.

Mr. Whitefield motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

Cognizant's Report – C. Whitefield

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session.

PT0080017 Approve request to terminate probation and restore licensure to an active status.

Executive Discussions

Violations of CE Requirements for License Renewal

Mr. Whitefield motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to refer each case to Legal Services for a Private Consent Order to include a fine of \$500 per violation to be paid within 90 days of the docket date, a requirement that all CE be satisfied for the 2013-2015 biennium within 60 days, the CEs submitted may not be used to satisfy the requirements for the 2015-2017 biennium and flag for CE audit.

Applications

- 1. J.R.** Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to issue the license.
- 2. A.G.G.** Ms. Gaskin motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to issue the license with a Letter of Concern regarding criminal history.
- 3. S.K.** Dr. Thompson motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to require a 1000-hour traineeship and to retake the NPTE exam as required by Board Rule 490-4-.04(c) based on no work history as a physical therapist within (5) five years.

4. **R.J.M.** Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to issue the license.
5. **N.V.** Mr. Whitefield motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to issue the license.
6. **S.E.W.** Dr. Thompson motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to require a 1000-hour traineeship and to retake the NPTE exam as required by Board Rule 490-4-.04(c) based on no history as a physical therapist assistant within (5) five years.

CE Audit

Dr. Thompson motioned, Mr. Whitefield seconded and the Board voted unanimously in favor of the motion to rescind previous motions with Letters of Concern as recommended in Executive Session.

7. **J.P.G.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
8. **K.B.G.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
9. **C.A.G.** Rescind the previous motion and close the case.
10. **J.A.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
11. **K.S.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
12. **C.G.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
13. **R.C.L.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
14. **J.R.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
15. **M.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
16. **E.Z.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
17. **J.C.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
18. **E.G.H.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
19. **L.D.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
20. **J.L.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
21. **C.M.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
22. **L.J.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
23. **C.A.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
24. **L.E.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
25. **A.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
26. **K.L.J.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
27. **M.M.K.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.
28. **S.P.K.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

- 29. E.C.K.** Rescind the previous motion and renew the license with a Letter of Concern regarding accurate and timely recording of CE within aPTitude as required by BR 490-4-.02.

Miscellaneous Executive Discussions

Dr. Thompson informed the Board that she and Ms. Glover, the Licensing Analyst for the Physical Therapy Board, have implemented a system to track the number of supervised traineeships by a single supervisor based on the limit of two (2) trainees and traineeships to one supervisor. She indicated that they will continue to monitor this to ensure compliance with Board Rules and Policies.

Adjournment: There being no additional business to discuss, the meeting adjourned at 1:10 pm.

Minutes recorded by: Michelle Foster, Board Support Specialist
Minutes reviewed and edited by: Kathy Osier, Licensing Supervisor & Adrienne Price, Executive Director
Minutes approved on: July 18, 2017

DR. STEFANIE PALMA, DPT
BOARD CHAIR

ADRIENNE PRICE
EXECUTIVE DIRECTOR