

GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
Tuesday, May 22, 2018 - 9:00 a.m.

The Georgia State Board of Physical Therapy met on Tuesday, May 22, 2018. The following members were present:

Board Members Present

Dr. Stefanie Palma, DPT, PT, Chairperson
Dorothy Gaskin, PT, Vice Chair
Dr. Anne Thompson, EdD, PT, Board Member
Monty Strickland, PT, Board Member
Charles Bass, PT, Board Member (via teleconference)
Jesse Crews, Consumer Member

Administrative Staff Present

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

Attorney General's Office

D. Williams McNeely, Sr. Assistant Attorney General

Board Members Absent

Chad Whitefield, PTA, Board Member

Visitors Present

Sandra Eskew Capps, PT
Katherine Sylvester, Physical Therapy Association of Georgia (PTAG)

Call to Order: Dr. Palma established that a quorum of the Board was present and called the meeting to order at 9:04 a.m.

OPEN SESSION

Agenda The Board accepts the agenda as presented.

Open Session Minutes

1. April 24, 2018 Board Teleconference Minutes

Dr. Thompson motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to approve the April 24, 2018 open session Board teleconference minutes as presented.

Licenses to Ratify March 13, 2018 – May 15, 2018

Ms. Gaskin motioned, Mr. Crews 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 – Questions Regarding GA Jurisprudence Discussion – Sandy Eskew Capps, PT

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to notify the writer that the Georgia Ethics and Jurisprudence Course Checklist shall be amended to also include the following code sections: O.C.G.A. §§ 43-1-9 – 43-1-13 and 43-1-28 – 43-1-33. All Georgia Ethics and Jurisprudence courses must link ethical principles to the content of the statutes, rules and policies governing the practice of physical therapy in the state of Georgia.

Correspondence – BR 490-2-.04 – Hetzner, Madison

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to notify the writer that there will be a Public Rules Hearing that is likely to take place during the July Board meeting regarding BR 490-2-.04, and it is recommended that the writer subscribe to the Interested Parties List for proposed Rule revisions. To subscribe, visit the main page of the Georgia Secretary of State website and select that option under Quick Links.

Public Rules Hearing

9:30 a.m. Board Rule 490-4-.02. Continuing Competence Requirements

Dr. Palma called the hearing in the matter of Board Rule 490-4-.02. Continuing Competence Requirements hearing to order at 9:40 a.m. Members of the Board introduced themselves for the record and Dr. Palma established that there were members of the general public present.

SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULES CHAPTER 490-4, RENEWAL: CONTINUING COMPETENCE REQUIREMENTS-DISCIPLINARY SANCTIONS, BOARD RULE 490-4-.02 CONTINUING COMPETENCE REQUIREMENTS.

Purpose: The purpose of this rule amendment is to further clarify the continuing competence requirements.

Main Features: The rule will clarify which ethics and jurisprudence courses will be accepted by the Board and eliminate references to the “verification of competence education form” as it is no longer required. The rule amendment also incorporates standing policy limits regarding the number of continuing competence hours that one may take in one calendar day and clarifies that one may not obtain continuing competence credit submit the same Georgia jurisprudence test result that was submitted in order to obtain license..

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-4, RENEWAL: CONTINUING COMPETENCE REQUIREMENTS-DISCIPLINARY SANCTIONS, RULE 490-4-.02 CONTINUING COMPETENCE REQUIREMENTS.

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

Rule 490-4-.02. Continuing Competence Requirements

(1) The Georgia State Board of Physical Therapy requires each licensed physical therapist and physical therapist assistant to participate in a minimum number of thirty (30) clock hours of experience per licensure period to promote continuing competence which is not to exceed ten (10) credit hours per calendar day. The purpose of this requirement is to assist in assuring safe and effective practices in the provision of physical therapy services to the citizens of Georgia.

(a) The Board recommends the requirements for competence as planned learning experiences which have content beyond the licensee's present level of knowledge and competence which may be subject to audit by the board.

(b) Content of the experience must relate to patient care in physical therapy whether the subject is research, treatment, documentation, education, management, or some other content area. ~~The purpose of this requirement is to assist in assuring safe and effective practices in the provision of physical therapy services to the citizens of Georgia.~~

(c) In the event that a licensee does not meet the ~~is~~ continuing competence requirement, the license will not be renewed.

(2) Effective July 1, 2018. ~~The~~ thirty (30) hours of continuing competence ~~requirements~~ per biennium shall include a minimum of four (4) contact hours specifically in Georgia ethics and jurisprudence as defined in the Georgia Physical Therapy Act or by passage of the Georgia Ethics and Jurisprudence Examination.

(a) A Georgia Ethics and Jurisprudence course must be obtained from a Georgia college or university with an accredited physical therapy education program or a provider which holds a current Physical Therapy Association of Georgia (PTAG) Approval Certificate for the course.

(b) Passage of the [Georgia Ethics and Jurisprudence eExamination](#) is equivalent to the four (4) hour [continuing competence requirement for Georgia Ethics and Jurisprudence provided that the same test result has not been previously submitted to the Board as part of an application for licensure or to satisfy the requirements of an order of the Board.](#)

(43) The following programs [and activities](#) may be considered for approval, but are not limited to:

- (a) Programs approved by the American Physical Therapy Association and its affiliate components; or
- (b) Programs approved by the Physical Therapy Association of Georgia or any other state chapters; or
- (c) Programs approved by the Federation of State boards of Physical Therapy (Procert); or
- (d) Programs provided at CAPTE-Accredited colleges and universities with programs in physical therapy when the continuing competency course is held under the auspices of the school of physical therapy; or
- (e) Programs offered by similar professional organizations offering experiences that meet the guidelines set forth in paragraph one.
- (f) Fifteen (15) hours for undergoing a peer review; or
- (g) Ten (10) hours for conducting a peer review when that activity is an adjunct responsibility and not the primary employment; or
- (h) Participation as a presenter for continuing education courses, workshops, seminars or symposia which have been approved by the approved list above; Continuing competence credit is based on contact hours and may not exceed 10 hours per topic;
- (i) Authorship of a presented scientific poster, scientific platform presentation or published article; Continuing competence credit is 10 hours per even and may not exceed 20 hours;
- (j) Teaching a physical therapist or physical therapist assistant credit course when that teaching is an adjunct responsibility and not the primary employment; Continuing competence credit is based on contact hours not to exceed 20 hours;
- (k) Certification of clinical specialization by the American Board of Physical ~~¶~~ Therapy Specialties. Continuing competence credit is 30 hours and is recognized only in the biennium in which certification or recertification is awarded.
- (l) Self - instruction from reading professional literature; Continuing competence credit is limited to a maximum of three (3) hours; or
- (m) Attendance at a scientific poster session, lecture, panel, symposium or university course Continuing competence credit is one hour per contact hour of activity; or
- (n) Acting as a clinical education instructor for an accredited physical therapist or physical therapist assistant educational program; Continuing competence credit is one (1) hour per eight (8) contact hours with a maximum credit of 10 hours; or
- (o) Acting as a clinical instructor or an intern for a formal, nonacademic, advanced clinical internship or as a mentor or a learner for a formal, nonacademic mentorship with a maximum credit of 10 hours.
- (p) Donating time in the role of a Physical Therapist or Physical Therapist Assistant, within the scope of practice, to a charity event; Continuing competence credit is one (1) hour per eight (8) contact hours, limited to a maximum of five (5) hours;
- (q) Reference Policy 13

- (r) Post professional physical therapist educational programs that award academic credit are counted as one (1) university credit hour equaling ten (10) continuing competence hours. For example, a two (2) credit hour course in which a passing grade is achieved would equal twenty (20) continuing competence hours.

(24) Unacceptable activities for continuing competence include, but are not limited to:

- (a) Orientation and in-service programs;
- (b) Meetings for purposes of policy decisions;
- (c) Non-educational meeting at annual association, chapter or organization meetings;
- (d) Entertainment or recreational meeting or activities;
- (e) Committee meetings, holdings of offices, serving as an organization delegate;
- (f) Visiting exhibits;
- (g) CPR.

(35) Continuing competence requirements shall apply within the first biennium that a physical therapist/physical therapist assistant is licensed in Georgia. However, licensees who have graduated during the current renewal biennium and who have passed the National Physical Therapy Examination are exempt from the continuing competence requirement during the biennium in which they have graduated and successfully passed the exam.

(46) Beginning the January 1, 2014 through December 31, 2016 biennium and thereafter, persons licensed to practice as a physical therapist or a physical therapy assistant or who shall file an application to practice as such in this state are to maintain a record of completed continuing education courses and experiences by registering with an online recording and reporting system approved by the Board.

- (a) For the purposes of this requirement, the Georgia State Board of Physical Therapy adopts the utilization of aPTitude offered by the Federation of State Boards of Physical Therapy (FSBPT).
- (b) Licensees and applicants shall incur no additional costs from the FSBPT for this service.
- (c) Every licensee or applicant subject to the rules of the Georgia State Board of Physical Therapy shall be deemed to have given such person's consent to the Board and its representatives to access their continuing competence record retained within the online database for the purposes of auditing and verifying completion of the Board's continuing competency requirements. Such person waives all objections to the admissibility of the record in any proceedings or hearings before the board.

(57) Individuals licensed during the last six (6) months of a biennium renewal period will not be required to meet continuing competence requirements for that biennium.

(68) Individuals who have been reinstated within the last six (6) months of a biennium renewal period may use the continuing competence coursework used for reinstatement, thereby making them exempt from the requirement for that biennium renewal period.

(79) Those licensees selected for audit shall submit ~~the Verification of Continuing Competence form and~~ documentation of compliance upon receipt of notice. Acceptable documentation shall include:

- (a) An official program or outline of the course attended or taught or a copy of the publication which clearly shows that the objectives and content were related to patient care in physical therapy and shows the number of contact hours, as appropriate. The information also should clearly identify the licensee's responsibility in teaching or authorship; and

- (b) A certificate or verification of completion of home study which identifies the sponsoring entity or maintain a copy of the final grade report in the case of a University credit course(s), or specialization certificate, or proof of attendance with a copy of the program for the other acceptable activities, or documentation of self-instruction or reading professional literature; or
- (c) Verification of a peer review of practice with verification of acceptable practice by a recognized entity. An example of a recognized entity is the American Physical Therapy Association Board Policy (See APTA Policy G03-05-15-40).

(§10) Responsibilities of the Licensee:

- (a) To maintain the [original continuing competence](#) documents ~~identified in number (4) above for~~ no less than three (3) years from the beginning date of the licensure period. These records should be maintained in the licensee's personal files for no less than three (3) years from the beginning date of the licensure period through the even numbered year after the license is renewed.
- ~~(b) To submit a properly completed and notarized "Verification of Competence Education" form to the Georgia State Board of Physical Therapy, if audited.~~
- (eb) To complete all steps necessary to meet the re-licensure requirements on or before December 31st of the odd numbered years.
- (ec) To provide the Board with information requested during an audit.
- (ed) To keep a current mailing address on file with the Licensing Board Office at all times.

Cite as Ga. Comp. R. & Regs. R. 490-4-.02

Authority: O.C.G.A. §§ [43-1-24](#), [43-1-25](#), [43-33-10](#), [43-33-11](#) and [43-33-16](#).

History: Original Rule entitled "Revocation, Refusal to Renew" was filed and effective on June 30, 1965.

Amended: Rule repealed and a new Rule of the same title adopted. Filed April 20, 1973; effective May 10, 1973.

Amended: Rule repealed and a new Rule entitled "Disciplinary Sanctions" adopted. Filed December 15, 1982; effective January 4, 1983.

Amended: Rule repealed and a new Rule of the same title adopted. Filed February 4, 1985; effective February 24, 1985.

Amended: Filed February 28, 1986; effective March 20, 1986.

Amended: Rule renumbered as Rule [490-4-.03](#) and a new Rule entitled "Continuing Education Requirements" adopted. Filed January 28, 1987; effective February 17, 1987.

Amended: Filed June 26, 1987; effective July 16, 1987.

Repealed: New Rule of same title adopted. F. Mar. 22, 1989; eff. Apr. 11, 1989.

Amended: F. Aug. 24, 1989; eff. Sept. 13, 1989.

Repealed: New Rule of same title adopted. F. Jul. 22, 1999; eff. Aug. 11, 1999.

Amended: F. May 9, 2000; eff. May 29, 2000.

Amended: F. May 19, 2004; eff. June 8, 2004.

Repealed: New Rule of same title adopted. F. June 22, 2007; eff. July 12, 2007.

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

Amended: F. May 17, 2011; eff. June 6, 2011.

Repealed: New Rule of same title adopted. F. May 25, 2012; eff. Jun. 14, 2012.

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

Amended: F. Jan. 16, 2015; eff. Feb. 5, 2015.

Written Comments Received

No written comments were received or offered during the hearing.

Verbal Comments Received

No verbal comments were received or offered from the general public during the hearing.

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-4-.02. Continuing Competence Requirements proposed amendment as posted.

The Board discussed the economic impact of Board Rule 490-4-.02. Continuing Competence Requirements upon licensees. Dr. Thompson motioned, Ms. Gaskin 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.

Dr. Thompson 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. §§ 43-1-24, 43-1-25, 43-33-10, 43-33-11 and 43-33-16 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 9:47 a.m.

Discussion – Federation of State Boards of Physical Therapy (FSBPT)

1. News Briefs March 2018
2. News Briefs April 2018
3. Federation Forum Spring 2018
4. Updates on aPTitude
 - a) Draft with Applicant Category
 - b) Dry Needling Model

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to accept the Applicant and accept the Dry Needling Model once amended to reflect a minimum on one (1) hour CE in Blood Borne Pathogens in addition to the 50 hours physical therapists are required to complete in order to perform dry needling in this state.

5. Compact Commission Update – May 2018
6. Exam Registration Enhancement
7. New Georgia Jam Tutorial
8. Eligibility Requirements – TOEFL and Education Equivalence Beginning June 2018
9. Candidate Satisfaction Survey Report
10. Call for Nominations for CBA Leadership Positions
11. Leadership Issues Forum (July 13-15, 2018)

The Board accepts the correspondence regarding FSBPT as information.

Discussion – Foreign Credentialing Commission on Physical Therapy (FCCPT)

1. Loss of Dr. Susan Lindeblad, PT, PhD

The Board accepts the correspondence regarding the passing of FCCPT staff member Dr. Susan Lindeblad as information and expressed their condolences.

Discussion – International Network of Physiotherapy Regulatory Authorities (INPTRA)

1. Physiotherapy Research Conference Call for Presenters
2. WCPT Teleconference

The Board accepts the correspondence regarding INPTRA as information.

Discussion – Commission on Accreditation in Physical Therapy Education (CAPTE)

1. CAPTE Accreditation Actions May 2018

The Board accepts the CAPTE Actions May 2018 as information.

Discussion – Board Rules

1. BR 490-2-.09 Licensure – Endorsement/Reciprocity

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General's Office for a Memorandum of Authority with the friendly amendments, and if no objections, vote to post.

The Board discussed the economic impact of BR 490-2-.09 Licensure – Endorsement/Reciprocity upon licensees. Dr. Thompson motioned, Mr. Crews 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.

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) ~~V~~Verification of an active license in good standing from another state board; and,
- (b) ~~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) ~~V~~Verification of active practice in the two years immediately preceding the date of application; and,
- (d) ~~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) Passing scores from the national licensing examination.

[\(f\) Passing scores from the examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy.](#)

(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) ~~V~~Verification of an active license in good standing from another state board; and,
- (b) ~~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) ~~V~~Verification of active practice in the two years immediately preceding the date of this application; and,
- (d) ~~O~~fficial evaluation and transcript from a credential evaluation organization approved by the State of Georgia; and
- (e) ~~S~~cores from the national licensing examination.

[\(f\) Passing scores from the examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy.](#)

(4) 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. §§ [43-1-19](#), [43-1-24](#), [43-1-25](#), [43-33-10](#), [43-33-14](#), [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.

Amended: New title "Licensure: Endorsement/Reciprocity." F. Apr. 13, 2017; eff. May 3, 2017.

2. BR 490-2-.10 Licensure – Endorsement/Reciprocity for Military Spouses & Transitioning Service Members

Dr. Thompson motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer BR 490-2-.10 Licensure – Endorsement/Reciprocity for Military Spouses & Transitioning Service Members to the Attorney General's Office for a Memorandum of Authority with the friendly amendments, and if no objections, vote to post.

The Board discussed the economic impact of BR 490-2-.10 Licensure – Endorsement/Reciprocity for Military Spouses & Transitioning Service Members upon licensees. Dr. Thompson motioned, Mr. Crews 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.

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.

[\(f\) Passing scores from the examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy.](#)

(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,
- (e) Scores from the national licensing examination.

[\(f\) Passing scores from the examination on the laws governing the practice of physical therapy in Georgia and the rules of the Georgia State Board of Physical Therapy.](#)

(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.

Cite as Ga. Comp. R. & Regs. R. 490-2-.10

Authority: O.C.G.A. §§ [43-1-25](#), [43-1-34](#), [43-33-2](#), [43-33-3](#), [43-33-10](#), [43-33-11](#).

History. Original Rule entitled "Practical and Oral Examinations" adopted. F. and eff. June 30, 1965.

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

Adopted: New Rule entitled "Licensure: Endorsement/Reciprocity for Military Spouses and Transitioning Service Members." F. Oct. 13, 2017; eff. Nov. 2, 2017.

Petition for Rule Waiver Requests

1. Rule Waiver – BR 490-2-.03(b) – Ishant Walia

Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to grant the petition to waive BR 490-2-.03(b) based on sufficient evidence to substantiate a substantial hardship.

2. Rule Waiver – BR 490-2-.04 – Ashlesha Gokhale

Ms. Gaskin motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 490-2-.04 based on insufficient evidence to substantiate a substantial hardship.

3. Rule Waiver – BR 490-2-.09(2) – Anuja Thomas

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 490-2-.09(2) based on insufficient evidence to substantiate a substantial hardship.

4. Rule Waiver – BR 490-2-.03(1)(g) & BR 490-2-.04(a)(1) – Smitha Joseph Ayirookuzhi

Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to table the petition to waive BR 490-2-.03(1)(g) & BR 490-2-.04(a)(1) pending additional information regarding employment verification.

5. Rule Waiver – BR 490-2-.03(b) – Mitesh Anilbhai Bhavsar

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to grant the petition to waive BR 490-2-.03(b) based on sufficient evidence to substantiate a substantial hardship.

6. Rule Waiver – BR 490-2-.04(a)(4) – Mitesh Anilbhai Bhavsar

Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to table the petition to waive BR 490-2-.04(a)(4) pending employment verification.

7. Rule Waiver – BR 490-2-.03(1)(g) – Eurmiluo Cook

Mr. Crews motioned, Mr. Strickland seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 490-2-.03(1)(g) based on insufficient evidence to substantiate a substantial hardship. Applicant does not meet the minimum of five (5) years of continuous active practice.

8. Rule Waiver – BR 490-2-.03(1)(g) – Darwin Tenorio

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 490-2-.03(1)(g) based on insufficient evidence to substantiate a substantial hardship.

Petition for Rule Variance Requests

1. Rule Variance – BR 490-2-.03(1)(a) – Alan Atogamis de Souza

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to deny the petition for variance of BR 490-2-.03(1)(a) based on insufficient evidence to substantiate a substantial hardship.

2. Rule Variance – BR 490-2-.09(3)(c) – Kirthi Srinivasan

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to deny the petition for variance of BR 490-2-.09(3)(c) based on insufficient evidence to substantiate a substantial hardship and a failure to complete the approved traineeship.

3. Rule Variance – BR 490-4-.04 – Susan Molsberger

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to deny the petition for variance of BR 490-4-.04 based on having a lapsed license. A license must be active to request an inactive status and the requirements for reinstatement and reactivation of an inactive license are similar.

Executive Director Report – A. Price

Executive Director's report presented the Board with statistical data relevant to the processing of applications, complaints/compliance matters and the license renewal applications.

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

Board's Chairperson Report – S. Palma

1. FCCPT - Loss of Dr. Susan K. Lindeblad, Managing Director

Dr. Palma expressed sincere condolences for the loss of Dr. Susan Lindeblad who was the Managing Director of FCCPT. Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to send condolences from the Board.

2. Exam Licensure Disciplinary Database (ELDD)

Dr. Palma stated she and Ms. Price will attend the FSBPT Leadership Issues Forum July 13-15, 2018 in Alexandria, VA.

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

Miscellaneous Discussion

1. Arbinger Institute – Outward Mindset

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to send correspondence to the Arbinger Institute suggesting that they consider offering their materials in a leadership and management course and recommending they contact PTAG regarding CE approval as the Board does not approve continuing education courses or providers.

Dr. Thompson motioned, Mr. Crews seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-2(k) (1) (2), O.C.G.A. § 50-14-2(1). O.C.G.A. § 43-1-2(k) (4), O.C.G.A. § 43-1-19(h)(2) & (4) to receive and review information pertaining to Applications. Voting in favor of the motion were those present who included the Board members: Dr. Stefanie Palma, Dorothy Gaskin, Charles Bass, Monte Strickland, Dr. Anne Thompson and Jesse Crews.

At the conclusion of the Executive Session of Tuesday, May 22, 2018, 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 taken during Executive Session.

OPEN SESSION

Executive Session Minutes

1. April 24, 2018 Executive Teleconference Minutes

Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to approve the April 24, 2018 executive session Board teleconference minutes as presented.

Attorney General’s Report – D. Williams-McNeely

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

Legal Services

1. Cases for Ratification

a) **PT180079** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to accept the order upon receipt.

2. Cases for Reconsideration

a) **PT180070** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and lapse the license for failure to meet CE requirements for renewal of the license.

b) **PT170089** Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to uphold previous motion and deny request for reconsideration based on failure to present adequate support that the content of the experience must relate to patient care in physical therapy whether the subject is research, treatment, documentation, education, management, or some other content area.

3. Cases for Closure Due to Unresponsiveness

a) **PT170239** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to close the case. If attempt is made to reinstate, bring before the Board.

b) **PT170145** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to close the case. If attempt is made to reinstate, bring before the Board.

c) **PT170152** Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and close the case.

d) **PT170154** Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General’s Office for a Hearing for Suspension of Licensure or Public Consent Order until the following terms and conditions are met: a fine of \$2000 for failure to meet CE requirements and false attestation on renewal applications, fine to be paid within 90 days of docketed order, 60 hours of CE (8 GA E&J) must be obtained with 60 days of the docket date of the order, CEs submitted may not be used towards current or future renewals, flag for CE audit.

e) **PT170121** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of rescinding the previous motion and close the case.

f) **PT170156** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to close the case. If attempt is made to reinstate, bring before the Board.

g) **PT180032** Dr. Thompson motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General’s Office for a Hearing for Suspension of Licensure or Public Consent Order until the following terms and conditions are met: a fine of \$2000 for failure to meet CE requirements and false attestation on renewal application, to be paid within 90 days of order docket date. Proof of completion of sixty (60) hours CE, eight (8) of which must be in Georgia Ethics and Jurisprudence, must be submitted within 60 days of order docket date. CEs submitted to satisfy the terms of the order and/or the biennium may not be applied towards the requirements of the current or future biennia and flag for CE audit.

- h) **PT180033** Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to close the case. If attempt is made to reinstate, bring before the Board.

Miscellaneous Executive Discussions

1. **PT180080** Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to accept the order upon receipt.
2. **PT180086** Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to close the case and renew the license and issue a notice to the CE Provider that their courses do not have PTAG approval and will not be accepted unless the certificates of completion meet Board requirements and the courses have gained the appropriate approval through PTAG.
3. **PT170141** Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to refer to Attorney General's Office for a Hearing for Suspension of Licensure or Public Consent Order with a fine of \$1000 to be paid within 90 days of order docket date. Applicant must submit proof of completion of 26 hours of CE related to the practice of physical therapy, four (4) of which must be in Georgia Ethics and Jurisprudence within 60 days of order docket date. CEs submitted to satisfy the terms of the order and/or the biennium may not be applied towards the requirements of the current or future biennia and flag for CE audit.
4. **PT170142** Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to rescind the previous motion and close the case with Letter of Concern regarding violation of Policy 7.

Applications

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

- Application 2720986** Rescind the motion to issue a PT license as it was issued in error. Issue PTA license.
Application 2721914 Issue the license.

Reinstatements

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

- Application 2724226** Refer to Legal Services for a Public Consent Agreement for Reinstatement of Licensure with a fine of \$1350 for unlicensed practice from January 1, 2018 – March 15, 2018. CEs submitted to satisfy the terms of the order and/or the biennium may not be applied towards the requirements of the current or future biennia and flag for CE audit. Dr. Palma recused herself from the vote.

Remediation Plans

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

- Application 2727688** Approve remediation plan.
Application 2729252 Approve remediation plan.

Renewals

Application 1852236 Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to refer to Legal Services for a Public Consent Order with a fine of \$500 for false attestation on renewal application. Fine to be paid within 90 days of the docket date of the order.

Application 817886 Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to refer to the Attorney General's Office for a Hearing for Suspension of Licensure or Public Consent Order with a fine of \$2000 to be paid within 90 days of order docket date. Applicant must submit proof of completion of 19 hours of CE related to the practice of physical therapy, three (3) of which must be in Georgia Ethics and Jurisprudence for the 2015-2017 biennium, which must be completed within 60 days of order docket date. CEs submitted to satisfy the terms of the order and/or the biennium may not be applied towards the requirements of the current or future biennia and flag for CE audit.

Traineeship Agreement

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

Application 2683433 Approve Traineeship agreement.

Adjournment: There being no further business to discuss, the meeting adjourned at 1:03 p.m.

Minutes recorded by: Michelle Foster, Board Support Specialist

Minutes reviewed and edited by: Adrienne Price, Executive Director & Kathy Osier, Licensing Supervisor

Minutes approved on: June 8, 2018

DR. STEFANIE PALMA, DPT
BOARD CHAIR

ADRIENNE PRICE _____
EXECUTIVE DIRECTOR