

GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Meeting Minutes
Professional Licensing Boards
237 Coliseum Drive, Macon, GA
Tuesday, July 17, 2018 - 9:00 a.m.

The Georgia State Board of Physical Therapy met on Tuesday, July 17, 2018. The following members were present:

Board Members Present

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

Board Members Absent

Chad Whitefield, PTA, Board Member
Monty Strickland, PT, Board Member

Visitors Present

Katherine Sylvester, Physical Therapy Association of Georgia (PTAG)
Meryl Cato, PTA
Akhilesh Gokhale

Administrative Staff Present

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

Attorney General's Office

Wylencia Monroe, Senior Assistant Attorney
General

Call to Order: Dr. Palma established that a quorum of the Board was present and called the meeting to order at 9:06 a.m.

OPEN SESSION

Agenda Dr. Thompson motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to accept the agenda as amended.

Charles Bass left the meeting at 9:10 a.m. and the Board continued discussion of matters on the agenda as a Committee of the Board.

Open Session Minutes

1. June 15, 2018 Board Teleconference Minutes

The Committee of the Board recommended to table the June 15, 2018 open session Board teleconference minutes.

Licenses to Ratify May 15, 2018 – July 10, 2018

The Committee of the Board recommended 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 /Clarification Regarding Scope of Practice for PT/OT/SLP – Lea Mermelstein

The Committee of the Board recommended to refer the writer to the Consumer Information and Awareness Act [O.C.G.A. § 43-1-33] as posted on the Georgia State Board of Physical Therapy home page of the Secretary of State website and to the scope of practice for Physical Therapy [O.C.G.A. § 43-33-3] or recommend the writer consult legal counsel of their choosing for guidance.

Correspondence – Electromyography & PT Scope of Practice – Sean Sullivan

The Committee of the Board recommended to refer the writer the scope of practice for Physical Therapy [O.C.G.A. § 43-33-3].

Discussion – Board Rules now on Website

1. **Board Rule 490-2-.02 Licensure: Examination**
2. **Board Rule 490-2-.09 Licensure: Endorsement/Reciprocity**
3. **Board Rule 490-9-.05 Dry Needling**

The Committee of the Board recommended to accept the notice of the Board Rules now on the SOS website as information.

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

1. **News Briefs May 2018**
2. **News Briefs June 2018**
3. **NPTE Faculty Newsletter 2nd Quarter 2018**

The Committee of the Board recommended to accept the correspondence regarding FSBPT News Briefs for May and June 2018 and the NPTE Faculty Newsletter for 2nd Quarter 2018 as information.

Charles Bass joined the meeting at 9:30 a.m. establishing a quorum.

Open Session Minutes

1. **June 15, 2018 Board Teleconference Minutes**

Mr. Crews motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to approve the June 15, 2018 open session Board teleconference minutes as amended.

Licenses to Ratify May 15, 2018 – July 10, 2018

Dr. Thompson motioned, Ms. Gaskin 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 /Clarification Regarding Scope of Practice for PT/OT/SLP – Lea Mermelstein

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to refer the writer to the Consumer Information and Awareness Act [O.C.G.A. § 43-1-33] as posted on the Georgia State Board of Physical Therapy home page of the Secretary of State website and to the scope of practice for Physical Therapy [O.C.G.A. § 43-33-3] or recommend the writer consult legal counsel of their choosing for guidance.

Correspondence – Electromyography & PT Scope of Practice – Sean Sullivan

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to refer the writer the scope of practice for Physical Therapy [O.C.G.A. § 43-33-3].

Discussion – Board Rules now on Website

1. **Board Rule 490-2-.02 Licensure: Examination**
2. **Board Rule 490-2-.09 Licensure: Endorsement/Reciprocity**
3. **Board Rule 490-9-.05 Dry Needling**

The Board accepted the notice of the Board Rules now on the SOS website as information.

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

1. **News Briefs May 2018**
2. **News Briefs June 2018**
3. **NPTE Faculty Newsletter 2nd Quarter 2018**

The Board accepted the correspondence regarding FSBPT News Briefs for May and June 2018 and the NPTE Faculty Newsletter for 2nd Quarter 2018 as information.

Public Rules Hearing

1. **Board Rule 490-3-.02 Re-examination**

Dr. Palma called the hearing in the matter of Board Rule 490-3-.02 Re-examination hearing to order at 9:30 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
RULE FOR CHAPTER 490-3, EVALUATION OF EXAMINATIONS: APPLICANTS, RULE 490-3-.02, RE-
EXAMINATION.**

Purpose: The purpose of this rule amendment is to further clarify the requirements to be eligible to take the national examination, up to the maximum lifetime limit, as established by the exam administrator approved by the Board.

Main Features: The amendments further clarifies that the examination required to be eligible for a license is a national examination. Further identifies the requirements to be eligible to re-take the examination and removes language that an applicant for re-examination must submit to the Board a remediation plan and proof of completion of such plan. Additional language was inserted to include the requirements for a re-take applicant to appeal the examination administrator's determination that the applicant is ineligible to re-take the examination and to clarify that the Board may require applicants to complete a board approved traineeship upon passing the examination and prior to the issuance of a license if the applicant has not successfully passed the NPTE within two (2) years of the initial test date.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE
GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-3, EVALUATION OF
EXAMINATIONS: APPLICANTS, RULE 490-3-.02, RE-EXAMINATION.**

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

Rule 490-3-.02. Re-examination

- (1) An applicant who fails the national examination on the first attempt, may ~~submit a re-examination application to the Board to be made eligible to test a second time~~ retake the examination up to the maximum lifetime limit in accordance with the eligibility criteria established by the exam administrator approved by the Board.
- (2) An applicant who fails the examination will receive a notification from the Board to include: ~~on the second attempt must submit the following before being made eligible to test a third time:~~
 - (a) ~~A copy of his/her "Examination Performance Feedback Report" obtained from the Federation of State Boards of Physical Therapy (FSBPT), and pay all costs associated with acquiring the report.~~ An acknowledgement of receipt of the examination scores with a request that the applicant complete a comprehensive review of their individual Score Report that is provided to them by the exam administrator.
 - (b) ~~A remediation plan addressing each area of weakness/failure. Examination preparation courses will be considered provided that such course addresses the area(s) of weakness/failure. The remediation plan must be developed in consultation with an appropriately licensed physical therapist or physical therapy assistant, or by a faculty member of a CAPTE-accredited program.~~ Information on practical considerations to assist and promote learning proficiency, to assist applicants with preparing to retake the examination.
 - (c) ~~Proof of satisfactory completion of such remediation plan.~~
- ~~1. An applicant may be approved administratively to take the examination a third time after the above-outlined procedure has been completed and approved.~~
- (3) An applicant ~~who fails the examination three (3) or more times must submit a remediation plan as outlined above in 490-3-.02 (2)(a) and (b). The remediation plan must be approved by the Board prior to the applicant's beginning or initiating the plan. An applicant may be approved to take the examination only after proof of satisfactory completion of the approved plan has been submitted~~ may submit an appeal form to the Board for one (1) additional attempt to retake and pass the national exam if the applicant has been notified by the exam administrator or the Board that the applicant is ineligible to register to retake the national examination.

(4) The Board in its discretion may require the applicant to complete a board approved traineeship upon passing the examination and prior to the issuance of a license if the applicant has not successfully passed the NPTE within two (2) years of the initial test date.

O.C.G.A. §§ 43-33-10 and 43-33-12

Written Comments Received

David Bundrick

Verbal Comments Received

Katherine Sylvester

Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion not to adopt Board Rule 490-3-.02 Re-examination proposed amendment as the Notice of Intent was incorrectly posted and should be stricken.

2. Board Rule 490-2-.04 Training Permits

Dr. Palma called the hearing in the matter of Board Rule 490-2-.04 Training Permits hearing to order at 9:41 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 RULE FOR CHAPTER 490-2, LICENSURE REQUIREMENTS, RULE 490-2-.04, TRAINING PERMITS.

Purpose: The purpose of this rule amendment is to update and further define the requirements for the issuance of training permits to qualified applicants.

Main Features: The amendments will further clarify the requirements that must be met in order for the Board to issue a training permit. Additional language was added to specify that the supervisor must cosign any documentation provided by the trainee and indicates the timeframe that the supervisor must notify the Board when the trainee satisfactorily completes the traineeship.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS TO THE GEORGIA STATE BOARD OF PHYSICAL THERAPY RULE FOR CHAPTER 490-2, LICENSURE REQUIREMENTS, RULE 490-2-.04, TRAINING PERMITS.

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

Rule 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 the national licensing examination 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.

(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 supervisor 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 pass the licensing examination is not considered a good and exceptional reason.~~ 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 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) ~~t~~The trainee fails to complete the traineeship within the above prescribed time frames; or

(II) ~~i~~f the trainee does not exhibit performance satisfactory to the Primary supervisor.

(e) Supervision.

1. The [Primary](#) supervisor [or alternate supervisor](#) 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 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. §§ 43-1-24, 43-1-25, 43-33-3, 43-33-10, 43-33-12, 43-33-13, 43-33-14 and 43-33-17.

Written Comments Received

Akhilesh Gokhale

Verbal Comments Received

Akhilesh Gokhale

Ms. Gaskin motioned, Dr. Thompson seconded and the Board voted unanimously in favor of the motion to adopt the Board Rule 490-2-.04 Training Permits proposed amendment with corrections for grammatical errors.

The Board discussed the economic impact of Board Rule 490-2-.04 Training Permits 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. §§ 43-1-24, 43-1-25, 43-33-3, 43-33-10, 43-33-12, 43-33-13, 43-33-14 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.

The hearing adjourned at 9:54 a.m.

Charles Bass left the meeting at 9:54 a.m. and the Board continued discussion of matters on the agenda as a Committee of the Board.

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

1. Accreditation Actions May 2018
2. Upcoming Program Reviews

The Committee of the Board recommended to accept the CAPTE Accreditation Actions for May 2018 and Upcoming Board reviews as information.

Discussion – Foreign Credentialing Commission on Physical Therapy (FCCPT)

1. FCCPT News Second Quarter 2018

The Committee of the Board recommended to accept FCCPT News Second Quarter 2018 as information.

Discussion – International Network of Physiotherapy Regulatory Authorities (INPTRA)

1. Annual Meeting 2019 – Call for Presenters – 2019 Scholarships

The Committee of the Board recommended to accept the INPTRA Annual Meeting 2019, Call for Presenters and 2019 Scholarships as information.

Discussion – Use of oPTion in Disciplinary Cases

The Committee of the Board recommended to table the discussion to allow Dr. Thompson to research the use of oPTion in disciplinary cases further and present her findings at September 18, 2018 meeting.

Petition for Rule Variance Request

1. BR 490-2-.01 – Steven Thomas Hightsue

The Committee of the Board recommended to deny the petition for variance of BR 490-2-.01 due to insufficient evidence to substantial a substantial hardship.

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 renewal applications.

Ms. Price updated the Board on the Alternative Approval Pathway Agreement between the PLB Division and FSBPT.

Ms. Price noted that per Board vote during the March meeting, staff will begin to audit 4% of the remaining violations for the 2013-2015 cycle.

Charles Bass joined the meeting 10:15 a.m. establishing a quorum.

Mr. Bass motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to schedule a teleconference for a Public Rules Hearing for Board Rule 490-3-.02 Re-examination on August 29, 2018. The hearing will begin at 9:30 a.m.

Ms. Price notified the Board that the model for tracking of dry needling is ready within aPTitude and a request was sent to one of the Board Members and select licensees to test the model, review the instructions and provide feedback before staff sends out blasts to other licensees that the feature is turned on. Once responses have been received and any comments addressed, notifications will be sent.

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

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

1. Accreditation Actions May 2018

2. Upcoming Program Reviews

The Board accepted the CAPTE Accreditation Actions for May 2018 and Upcoming Board reviews as information.

Discussion – Foreign Credentialing Commission on Physical Therapy (FCCPT)

2. FCCPT News Second Quarter 2018

The Board accepted FCCPT News Second Quarter 2018 as information.

Discussion – International Network of Physiotherapy Regulatory Authorities (INPTRA)

1. Annual Meeting 2019 – Call for Presenters – 2019 Scholarships

The Board accepted INPTRA Annual Meeting 2019, Call for Presenters and 2019 Scholarships as information.

Discussion – Use of oPTion in Disciplinary Cases

The Board tabled the discussion to allow Dr. Thompson to research the use of oPTion in disciplinary cases further and present her findings at September 18, 2018 meeting.

Petition for Rule Variance Request

1. BR 490-2-.01 – Steven Thomas Hightsue

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-.01 due to insufficient evidence to substantial a substantial hardship.

Charles Bass left the meeting 10:50 a.m. and the Board continued discussion of matters on the agenda as a Committee of the Board.

Board Chairperson Report – S. Palma

Dr. Palma presented the Board with a report on the FSBPT Leadership Issues Forum (LIF) she attended with Ms. Price. Ms. Price informed the Board about discussions at the Forum regarding minimum data set collection and stated that having such data would be helpful in improving the effectiveness of the Board and that many boards are using the data set to address questions presented to them during their Sunset Review. She indicated that Georgia does not have a Sunset Law for the PT Practice Act and as a result, in order for the Board to be able to collect the data the Practice Act would need to be opened. Dr. Palma encouraged PTAG to consider adding language to the Practice Act to give the Board authority to collect and analyze this data if it is to be opened for other reasons like the licensure compact. Ms. Price will provide information to the Board and to Katherine Sylvester of PTAG from the Forum regarding the minimum data set collection survey.

Charles Bass joined the meeting at 11:21 a.m. establishing a quorum.

Mr. Crews motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to accept the Board Chairperson Report as presented.

Ms. Gaskin 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, Dr. Anne Thompson and Jesse Crews.

At the conclusion of the Executive Session of Tuesday, July 17, 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

Charles Bass left the meeting 11:22 a.m. and the Board continued discussion of matters on the agenda as a Committee of the Board.

Investigative Applicant Interview

11:00 a.m. PT180102

The Committee of the Board recommended to amend the previous motion to amend the fine amount to \$1025.00 for 41 days of unlicensed practice from January 1, 2018 – April 9, 2018 and accept the order upon receipt.

Executive Session Minutes

1. June 15, 2018 Executive Teleconference Minutes

The Committee of the Board recommended to approve the June 15, 2018 executive session Board teleconference minutes as presented.

Attorney General’s Report – W. Monroe

The Committee of the Board recommended to accept the Attorney General's report as presented.

Legal Services

1. Cases for Reconsideration

The Committee of the Board recommended to accept the following recommendations made in Executive Session.

- a) **PT180098** Amend previous motion to adjust the fine to \$500.
- b) **PT180092** Rescind previous motion and renew license with a Letter of Concern regarding the accurate reading of renewal questions and the submission of an appropriate response. Flag for CE audit.
- c) **PT180090** Rescind previous motion with a strong Letter of Concern regarding the accurate reading of renewal questions, the submission of an appropriate response and accurate recording of CE into aPTitude as required by Board Rule. Flag for CE audit.

2. Cases for Rescission

- a) **PT180096** Rescind previous motion with a Letter of Concern regarding accurate and timely recording of CE in aPTitude as required by Board Rule. Flag for CE audit.

3. Cases for Closure Due to Unresponsiveness

The Committee of the Board recommended to accept the following recommendations made in Executive Session.

- a) **PT180022** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months, may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.
- b) **PT180025** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months, may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.
- c) **PT180074** Rescind previous motion for 2013-2015. Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months, may petition to lift the suspension upon proof of meeting the renewal requirements for the 2015-2017 cycle. Board will accept a Public Consent Order with a fine of \$1000 for failure to meet CE requirements & misrepresentation on renewal application for the 2015-2017 renewal cycles.
- d) **PT170226** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months, may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.

Applications

The Committee of the Board recommended to accept the following recommendations made in Executive Session.

- Application 2735459** Schedule Investigative Interview.
- Application 2736951** Require 480 hour Traineeship Agreement and upon satisfactory completion of Traineeship issue license.
- Application 2739664** Issue license with Letter of Concern regarding criminal history.
- Application 2728099** Refer to Legal Services for a Public Consent Agreement with a fine of \$1575 for unlicensed practice from January 19, 2018 – April 3, 2018. Submission of proof of passing GA JAM within six months of docket date and the exam results may not be used to satisfy requirements for license renewal. Must report the period of unlicensed practice to their employer(s). Flag for CE Audit.
- Application 2740135** Issue license with LOC regarding disciplinary action in another jurisdiction.

Traineeships

The Committee of the Board recommended to accept the following recommendations made in Executive Session.

Application 2697930 Approve Traineeship Agreement.

Application 2744346 Approve Traineeship Competency Evaluation and issue the license.

Charles Bass joined the meeting at 1:36 p.m. establishing a quorum.

Investigative Applicant Interview

11:00 a.m. PT180102

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to amend the previous motion to amend the fine amount to \$1025.00 for 41 days of unlicensed practice from January 1, 2018 – April 9, 2018 and accept the order upon receipt.

Executive Session Minutes

1. June 15, 2018 Executive Teleconference Minutes

Ms. Gaskin motioned, Mr. Crews seconded and the Board voted unanimously in favor of the motion to approve the June 15, 2018 executive session Board teleconference minutes as presented.

Attorney General's Report – W. Monroe

Mr. Crews motioned, Ms. Gaskin 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 Reconsideration

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

- a) **PT180098** Amend previous motion to adjust the fine to \$500.
- b) **PT180092** Rescind previous motion and renew license with a Letter of Concern regarding the accurate reading of renewal questions and the submission of an appropriate response. Flag for CE audit.
- c) **PT180090** Rescind previous motion with a strong Letter of Concern regarding the accurate reading of renewal questions, the submission of an appropriate response and accurate recording of CE into aPTitude as required by Board Rule. Flag for CE audit.

2. Cases for Rescission

- a) **PT180096** Rescind previous motion with a Letter of Concern regarding accurate and timely recording of CE in aPTitude as required by Board Rule. Flag for CE audit.

3. Cases for Closure Due to Unresponsiveness

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.

- a) **PT180022** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.
- b) **PT180025** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.

- c) **PT180074** Rescind previous motion for 2013-2015. Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months may petition to lift the suspension upon proof of meeting the renewal requirements for the 2015-2017 cycle. Board will accept a Public Consent Order with a fine of \$1000 for failure to meet CE requirements & misrepresentation on renewal application for the 2015-2017 renewal cycles.
- d) **PT170226** Refer to Attorney General's Office for a Hearing for Suspension of Licensure for a minimum of three (3) months may petition to lift the suspension upon proof of meeting the renewal requirements for the 2013-2015 & 2015-2017 cycles. Board will accept a Public Consent Order with a fine of \$1500 for failure to meet CE requirements & misrepresentation on renewal application for the 2013-2015 and 2015-2017 renewal cycles.

Applications

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

Application 2735459 Schedule Investigative Interview.

Application 2736951 Require 480 hour Traineeship Agreement and upon satisfactory completion of Traineeship issue license.

Application 2739664 Issue license with Letter of Concern regarding criminal history.

Application 2728099 Refer to Legal Services for a Public Consent Agreement with a fine of \$1575 for unlicensed practice from January 19, 2018 – April 3, 2018. Submission of proof of passing GA JAM within six months of docket date and the exam results may not be used to satisfy requirements for license renewal. Must report the period of unlicensed practice to their employer(s). Flag for CE Audit.

Application 2740135 Issue license with LOC regarding disciplinary action in another jurisdiction.

Traineeships

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 2697930 Approve Traineeship Agreement.

Application 2744346 Approve Traineeship Competency Evaluation and issue the license.

Miscellaneous Executive Discussion

1. **Board Rules** Mr. Crews motioned, Ms. Dr. Thompson seconded and the Board voted unanimously in favor of the motion to Resubmit Board Rule 490-9-.02 Code of Ethics for Physical Therapists, Board Rule 490-9-.03 Code of Ethics for Physical Therapy Assistants and Policy #2 – Examination Applications for review by the Rules Committee.

2. **PT170191** Mr. Crews motioned, Ms. Dr. Thompson seconded and the Board voted unanimously in favor of the motion to close the case and if attempt is made to reinstate, reconsidered the case.

Charles Bass left the meeting at 1:53 p.m.

Adjournment: There being no further business to discuss, the meeting adjourned at 2:01 p.m.

Minutes recorded by: Michelle Hornaday, Board Support Specialist

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

Minutes approved on: August 29, 2018

DR. STEFANIE PALMA, DPT
BOARD CHAIR

ADRIENNE PRICE
EXECUTIVE DIRECTOR