

GEORGIA STATE BOARD OF PHYSICAL THERAPY
Board Zoom Meeting Minutes
Tuesday, October 13, 2020 - 8:30 a.m.

The Georgia State Board of Physical Therapy met via teleconference on Tuesday, October 13, 2020. The following members were present:

Board Members Present

Dorothy Gaskin, Board Chair
Anne Thompson, Vice Chair
Chad Whitefield, Board Member
Terri Burner, Board Member
Destiny Hebert, Board Member
Laurri Wallace, Board Member
Norma Nunez-Cortes, Consumer Board Member

Administrative Staff Present

Adrienne Price, Executive Director
Charlotte Mason, Licensing Supervisor
Meagan Doss, Complaints/Compliance Analyst

Attorney General's Office

Melissa Tracy, Assistant Attorney General

Administrative Staff Absent

Michelle Hornaday, Board Support Specialist

Board Members Absent

Charles Bass, Board Member

Visitors Present

Sujay Galen
Dr. Sandra Eskew-Capps, PT, DPT
Dr. Katherine Sylvester, PT, DPT
Daniel Dale, PT, DPT, American Physical Therapy Association – Georgia (APTA-GA)

Call to Order: Ms. Gaskin established that a quorum of the Board was present and called the meeting to order at 8:33 a.m.

OPEN SESSION

Agenda Dr. Wallace motioned, Dr. Cortes seconded and the Board voted unanimously in favor of the motion to accept the agenda as presented.

Open Session Minutes – September 22, 2020 Board Teleconference Minutes

Dr. Hebert motioned, Dr. Burner seconded and the Board voted unanimously in favor of the motion to approve the September 22, 2020 open session Board teleconference minutes as presented.

Petitions for Rule Waiver

1. BR 490-2-.03 Fred Marie Turner

Dr. Thompson motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to deny the petition to waive BR 490-2-.03 based on insufficient evidence to substantiate hardship.

2. BR 490-2-.03(d) Jung Seungyong

3. BR 490-2-.03(1)(g) & BR 490-2-.03(1)(b) Jung Seungyong

4. BR 490-2-.09(3) Jung Seungyong

Dr. Thompson motioned, Ms. Gaskin seconded and the Board voted unanimously in favor of the motion to table discussion for Executive Session.

5. BR 490-2-.03(1)(d)(e)(g) Aloba Olufisaya

Dr. Thompson motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to grant the petition to waive BR 490-2-.03(1)(d)(e)(g) based on sufficient evidence to substantiate hardship.

Dr. Thompson motioned, Dr. Cortes seconded and the Board voted unanimously in favor of the motion to appoint Dr. Wallace as the Board member to reach out to APTA-GA to establish a partnership around educating physical therapists on traineeships and clinical education requirements.

Dr. Wallace motioned, Dr. Cortes seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2 (k); 43-1-19 (h) and 50-14-2 (1) to receive and review information pertaining to applications, pending cases, investigative reports and enforcement matters and to receive the Assistant Attorney General’s report. Voting in favor of the motion were those present who included Board members: Dorothy Gaskin, Anne Thompson, Chad Whitefield, Destiny Hebert, Laurri Wallace, Terri Burner and Norma Cortes.

At the conclusion of the Executive Session of Tuesday, October 13, 2020, Ms. Gaskin 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

Petitions for Rule Waiver – BR 490-2-.03(d); BR 490-2-.03(1)(g) & BR 490-2-.03(1)(b); and BR 490-2-.09(3) Jung Seungvong

Dr. Thompson motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to deny the petitions to waive BR 490-2-.03(d); BR 490-2-.03(1)(g); BR 490-2-.03(1)(b); and BR 490-2-.09(3) based on insufficient evidence to substantiate hardship.

Executive Session Minutes – September 22, 2020 Executive Board Teleconference Minutes

Mr. Whitefield motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to accept the September 22, 2020 executive session Board teleconference minutes as presented.

Legal Services MEMO – PT200123

Dr. Wallace 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 or Public Consent Order for License Renewal with a reprimand and fine of \$2000 for false attestation and failure to meet requirements for renewal of the license for both the 2017 and 2019 renewal cycles. Fine may be paid in installments of \$100 monthly beginning 30 days after the docket date of the order. Must complete 26 hours of CE, within 90 days of the docket date of the order. CE taken to satisfy the terms of the order and the Georgia Ethics and Jurisprudence course taken January 17, 2020 may not be used to meet CE requirements for the biennium ending December 31, 2021 and flag for CE audit.

Cognizant Report – C. Whitefield

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

- PT180100** Close the case with a Letter of Concern regarding treatment.
- PT190001** Close the case due to insufficient evidence.
- PT190009** Refer to Investigations.
- PT190012** Refer to the Attorney General’s Office for a hearing for a Cease and Desist Order based on the Respondent representing himself as a DPT (O.C.G.A. §§ 43-33-18(c)(4) & 43-33-11(c)).

- PT200001** Close the case.
- PT200003** Close the case due to lack of response and information from the Complainant.
- PT200005** Refer to Investigations.
- PT200006** Close the case.
- PT200007** Close with a Letter of Concern regarding scope of practice of physical therapy aides in accordance with BR Chapter 490-8.
- PT200008** Close the case.
- PT200042** Grant the request for a 45-day extension from date of receipt of notification.
- PT200084** Table.
- PT200085** Close the case.
- PT200086** Close the case.
- PT200109** Close the case.
- PT210002** Report arrests to Florida Board of Physical Therapy. Refer to the Attorney General's Office for an OMPE based on arrests regarding drug activity.

Executive Discussion

1. PT200077

Dr. Cortes motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to release a copy of the requested action as well as the compliance status.

2. PT210005

Dr. Cortes motioned, Dr. Wallace seconded and the Board voted unanimously in favor of the motion to release the compliance status.

Adjournment: There being no further business to discuss, the meeting adjourned at 10:03 a.m.

Minutes recorded by: Adrienne Price, Executive Director
Minutes reviewed and edited by: Charlotte Mason, Licensing Supervisor & Adrienne Price, Executive Director
Minutes approved on: November 17, 2020

DOROTHY GASKIN
BOARD CHAIR

ADRIENNE PRICE
EXECUTIVE DIRECTOR