#### GEORGIA STATE BOARD OF PHYSICAL THERAPY

## **Board Zoom Meeting Minutes**

Tuesday, January 10, 2023 - 9:00 a.m.

The Georgia State Board of Physical Therapy met via Zoom meeting on Tuesday, January 10, 2023. The following members were present:

#### **Board Members Present**

Anne Thompson, Chair
Destiny Gaddis, Vice Chair
Terri Burner, Board Member
Laurri Wallace, Board Member
Ashley Camoosa, Board Member
Claire Mullin, Board Member

#### **Administrative Staff Present**

Adrienne Price, Executive Director Meagan Doss, Licensing Supervisor

#### **Attorney General's Office**

Sandra Bailey, Assistant Attorney General

#### **Administrative Staff Absent**

Michelle Hornaday, Board Support Specialist

#### **Board Members Absent**

Charles Bass, Board Member

#### **Visitors Present**

Sandra Eskew Capps, PT, DPT, American Physical Therapy Association-Georgia (APTA-GA)
Daniel Dale, PT, DPT, Past President, American Physical Therapy Association-Georgia (APTA-GA)
Kathleen Geist, PT, DPT, President, American Physical Therapy Association-Georgia (APTA-GA)
Katherine Sylvester, PT, DPT, American Physical Therapy Association-Georgia (APTA-GA)

<u>Call to Order</u>: Dr. Thompson established that a quorum of the Board was present and called the Board meeting

to order at 9:02 a.m.

#### **OPEN SESSION**

**Agenda** The Board accepted the agenda as presented.

#### Open Session Minutes - November 8, 2022 Board Zoom Meeting Minutes

Dr. Wallace motioned, Ms. Camoosa seconded, and the Board voted unanimously in favor of the motion to approve the November 8, 2022 Open Session Zoom Meeting Minutes as presented.

#### Licenses to Ratify: November 1, 2022 – January 3, 2023

Dr. Wallace motioned, Dr. Burner 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.

# <u>Discussion – Commission on Accreditation in Physical Therapy Education (CAPTE) – ACCREDITATION ACTIONS October 25, 2022</u>

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

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

- 1. November News Brief
- 2. NPTE Satisfaction Survey Summary Results by State Q3 2022
- 3. NPTE Survey Comments Q3 2022
- 4. NPTE Survey Results Q3 2022
- 5. Regulatory Hour December Decisions
- 6. Webinar Challenges for Healthcare Professionals Management of Substance Use Disorders

- 7. Register for the February 2023 NPTE Workshop for Educators
- 8. 2023 Budget Letter and Budget
- 9. Forum December 14, 2022
- 10. Register for the FSBPT Regulatory Workshop in March
- 11. Georgia Jurisprudence Assessment Module 2021 Annual Report
- 12. Faculty Newsletter Fourth Quarter 2022
- 13. December News Brief
- 14. 2023 CBA Winter Symposium

Dr. Wallace motioned, Dr. Hebert seconded, and the Board voted unanimously in favor of the motion to accept the correspondence in reference to FSBPT as information.

#### **Discussion - CE Broker Report**

- 1. Monthly CE Broker Report November 2022
- 2. Monthly CE Broker Report December 2022

The Board accepts the correspondence in reference to CE Broker as information.

# <u>American Physical Therapy Association – Georgia Chapter (APTA-GA) – Dr. Kathleen Geist, PT, DPT, Executive Director</u>

Dr. Geist discussed APTA-GA's legislative work towards unrestricting direct access which includes changing the 21 days or eight (8) visit limit, and the need to strike language about a physical therapist diagnosis not being equivalent to that of a physician. This would include the insurance billing requirements related to that diagnosis. She continued that the changes will reduce patient barriers in physical therapy treatment and avoid the loss of any progress made with the patient. Physical therapists will still be responsible for making referrals during the screening process when necessary. APTA-GA is in favor of striking the experience requirements for physical therapists to conduct medical screenings because all CAPTE schools provide education and experience on screenings, and oit is within their scope. Their recommendation is also to strike the need for a prescription to perform dry needling.

Dr. Wallace motioned, Dr. Mullin seconded, and the Board voted unanimously in favor of the motion to notify APTA-GA that the Board is in support of their current legislative efforts to unrestrict direct access.

#### Executive Director Report - A. Price

Executive Director's Report presented the Board with statistical data relevant to the processing of applications, the number of licensees, renewal applications and complaints/compliance matters. Other Relevant Topics discussed included the following:

- ELDD Agreement
- Application Programming Interface
- Annual Public Officer Affidavit

Dr. Burner motioned, Dr. Wallace seconded, and the Board voted unanimously in favor of the motion to accept the Executive Director's Report as presented.

#### Board's Chairperson Report - A. Thompson

Dr. Thompson reviewed the Strategic Planning Profiles of the Board from 2019 to present and recommended the following goals for the 2023 Strategic Plan:

- 1. Increasing Board Engagement through a commitment to attending and participating in FSBPT Training Sessions;
- 2. A Joint Board and APTA-GA Informational Webinar on the License Renewal Process; and,

3. Initiate discussions with APTA-GA to consider amending the Georgia Physical Therapy Practice Act in 2023 to include language that enables the Board to collect data using the workforce minimum data set

Ms. Camoosa motioned, Dr. Mullin seconded, and the Board voted unanimously in favor of the motion to adopt their 2023 Goals as discussed and to appoint Dr. Thompson, Dr. Mullin, and Ms. Camoosa; Executive Director for the Board, Adrienne Price; representatives from APTA-GA; and CE Broker to informational webinar panel on the license renewal process.

Ms. Price volunteered to assess who will participate in the panel from CE Broker and once the parties are identified, staff will conduct a poll of the panel for a meeting date during the month of February to discuss the details of the webinar. Dr. Thompson is to draft communications to APTA-GA to request their consideration of amending the Georgia Physical Therapy Practice Act to include language that enables the Board to collect data using the workforce minimum data set.

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

Dr. Burner motioned, Dr. Wallace 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: Anne Thompson, Terri Burner, Destiny Gaddis, Laurri Wallace, Ashley Camoosa, and Claire Mullin.

At the conclusion of the Executive Session of Tuesday, January 10, 2023, Dr. Thompson 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 - November 8, 2022 Executive Session Zoom Meeting Minutes

Dr. Wallace motioned, Dr. Burner seconded, and the Board voted unanimously in favor of the motion to accept the November 8, 2022 Executive Session Zoom Meeting Minutes as presented. Dr. Mullin abstained from the vote.

#### Attorney General's Report - S. Bailey

#### 1. AG MEMO PT210004

Dr. Burner motioned, Dr. Gaddis seconded, and the Board voted unanimously in favor of the motion to rescind previous motion to refer, and close the case, terms satisfied. Dr. Mullin abstained from the vote.

#### 2. AG MEMO - Board Rules

- a) Rule 490-1-.02. Officers
- b) Rule 490-2-.01. Application For Licensure and Examination
- c) Rule 490-2-.05. Training Permits During A Declared Public Health State of Emergency
- d) Rule 490-2-.09. Licensure: Reciprocity
- e) Rule 490-2-.10. Licensure Endorsement/Reciprocity for Military Spouses and Transitioning Service Members
- f) Rule 490-4-.02. Continuing Competence Requirements
- g) Rule 490-5-.01. Responsibility of the License Physical Therapist in Supervision
- h) Rule 490-9-.05. Dry Needling

- i) Rule 490-9-.06. Telehealth
- j) Rule 490-13-.01. Licensure Compact

Dr. Burner motioned, Dr. Gaddis seconded, and the Board voted unanimously in favor of the motion to post BR 490-1-.02. Officers; BR 490-2-.01. Application For Licensure and Examination; BR; BR 490-2-.05. Training Permits During A Declared Public Health State of Emergency; BR 490-2-.09. Licensure: Reciprocity; BR 490-4-.02. Continuing Competence Requirements; BR490-5-.01. Responsibility of the License Physical Therapist in Supervision; BR 490-9-.05. Dry Needling; BR 490-9-.06. Telehealth; and BR 490-13-.01. Licensure Compact per the Attorney General's Memorandum of Authority, for a Public Rules Hearing. The Board has no statutory authority to amend BR 490-2-.10. Licensure – Endorsement/Reciprocity for Military Spouses and Transitioning Service Members as proposed; therefore the rule will stand as written. Dr. Mullin abstained from the vote.

#### 3. AG MEMO - Board Policies

- a) Policy #2 Examination applications
- b) Policy #7 Continuing Competency Policy
- c) Policy #14 Foreign Credentialing
- d) Policy #16 Telehealth

Dr. Burner motioned, Dr. Gaddis seconded, and the Board voted unanimously in favor of the motion to refer Policy #2 – Examination applications; Policy #7 – Continuing Competency Policy; Policy #14 – Foreign Credentialing; and Policy #16 – Telehealth per the Attorney General's Memorandum of Authority, to the Governor's Office for active supervision and release the memorandum of authority. Dr. Mullin abstained from the vote.

Dr. Burner motioned, Dr. Gaddis seconded, and the Board voted unanimously in favor of the motion to accept the Attorney General's Report as presented. Dr. Mullin abstained from the vote.

#### Cognizant Report - L. Wallace

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

PT210025	Accept the request to withdraw the renewal application and allow the license to lapse by operation
	of law for failure to renew. Notify the Respondent that if they attempt to reinstate, may be required
	to demonstrate to the Board that Respondent has been cleared by a physician to practice.

PT220002	Refer to the Attorney General's Office for a Private Consent Order with terms and conditions						
	include monitoring for a period of four (4) years with quarterly personal, employer, psychiatrist,						
	and counselor reports with random drug screens. May petition to lift terms of probation after						
	demonstrating compliance with the terms of the order and documented sobriety for a minimum of						
	two (2) years after the docket date of the order. Flag for CE Audit.						

PT220007	Close the case due to insufficient evidence to substantiate the allegations.

PT220016	Refer to the Attorney General's Office for a Private Consent Order with terms and conditions to
	include monitoring for a period of four (4) years with quarterly personal, employer, psychiatrist
	and counselor reports with random drug screens. May petition to lift terms of probation after
	demonstrating compliance with the terms of the order and documented sobriety for a minimum of
	two (2) years after the docket date of the order. Flag for CE Audit.

PT220017	Close the case d	ue to insu	fficient inf	ormation to	launch an in	vestigation
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**PT220019** Close the case due to insufficient information to launch an investigation.

PT220032 Close the case, no action.

PT220034 Refer to the Attorney General's Office for a Public Consent Order with a fine of \$500 for

unprofessional conduct for a departure from or failure to conform to the minimal reasonable standards of acceptable and prevailing practice by falsifying medical records. Terms and conditions to include payment of fine, achievement of a passing score on the GA JAM, and completion of four (4) hours of ethics and four (4) hours in documentation or medical record keeping within 90 days of the docket date of the order. GA JAM and eight (8) hours of CE completed to satisfy the terms of the order may not be used to meet requirements for license

renewal. Flag for CE audit.

PT220035 Refer to the Attorney General's Office to initiate proceedings to revoke the Compact Privilege.

PT220036 Close the case, no action.

PT230001 Send letter to the three locations in Georgia as well as the corporate location to inform them of

their violation of the Georgia Physical Therapy Practice Act and include a request that they remove any reference to DPT from the site if a Georgia licensed physical therapist is not providing

the services being advertised.

PT230004 Close the case, no action.

#### **Applications for Board Review**

Dr. Burner motioned, Dr. Gaddis seconded, and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session. Dr. Mullin recused herself from the vote:

#### **Applications**

**Applicant 3057933** Issue the license.

**Applicant 3057050** Require 480-hour Traineeship Agreement and completion of 14 hours of Board approved

CE. Upon satisfactory completion, issue license with a Letter of Concern regarding

alcohol history.

**Applicant 3059666** Issue license with Letter of Concern regarding false attestation and criminal history.

#### **Traineeship Agreement**

Dr. Wallace motioned, Ms. Camoosa seconded, and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session. Dr. Mullin recused herself from the vote:

Applicant 3058065 Approve 480-hour Traineeship Agreement to be revised to reflect the date of approval for

start date.

#### **Traineeship Competency Evaluation**

**Applicant 3048746** Issue the license.

**Adjournment:** There being no further business to discuss, the meeting adjourned at 12:14 p.m.

Minutes recorded by: Michelle Hornaday, Board Support Specialist

Minutes reviewed by: Meagan Doss, Licensing Supervisor & Adrienne Price, Executive Director

Minutes approved on: February 14, 2023

### ANNE THOMPSON, PT, EdD BOARD CHAIR

# ADRIENNE PRICE EXECUTIVE DIRECTOR