

**APPROVED  
BOARD OF PHYSICAL THERAPY  
MINUTES OF GENERAL BOARD MEETING**

**Friday, January 21, 2005  
6603 West Broad Street  
Richmond, Virginia 23230-1712  
Conference Room 4**

**Department of Health Professions**

**CALL TO ORDER:** A meeting of the Virginia Board of Physical Therapy was called to order at 9:00 a.m.

**PRESIDING:** W. Gayle Garnett, P.T., President

**MEMBERS PRESENT:** Damien Howell, P.T., Vice-President  
Joe Gieck, P.T.  
Maureen Lyons, P.T.  
Lorraine Quinn, P.T.A.  
Lisa Shoaf, PT

**MEMBERS ABSENT:** J.R. Locke, Citizen Member

**STAFF PRESENT:** Elizabeth Young, Executive Director  
Pam Horner, Administrative Assistant

**COUNSEL PRESENT:** Jack Kotvas, Assistant Attorney General

**OTHERS PRESENT:** Elaine Yeatts, Senior Policy Analyst

**QUORUM:** With six members of the Board present, a quorum was established.

**AGENDA:** Agenda was accepted with amendments.

**APPROVAL OF MINUTES:** Dr. Shoaf made a motion which was seconded by Mr. Gieck that the Board approve the minutes, with amendments, of the General Board Meeting on October 29, 2004, which carried unanimously.

Mr. Gieck made a motion which seconded by Ms. Lyons, that the Board approve the Minutes of the Telephone Conference Call on December 3, 2004, which carried unanimously.

**PUBLIC COMMENT:** None

**NEW BUSINESS:** **Review of Petition**

Ms. Young reviewed the Petition for Rule Making and her response on behalf of the Board.

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**Election of Officers**

Ms. Lyons made a motion which seconded by Mr. Gieck, that the Board reelects Gayle Garnett and Damien Howell, President and Vice-President, respectively, which carried unanimously.

**Meeting of the Board of Health Professions**

Mr. Howell, the Board's BHP representative provided a brief overview of the January 12, 2005 meeting:

- Mr. Nebiker's report included the Attorney General's Opinion from trade association's compensation.
- It was also discussed that the Board's meet annually with enforcement to discuss possible information that the Board would find helpful in investigations. A meeting will be held in April, 2005. A day yet to be selected.
- Mr. Howell was impressed with the fact that the chairman of the Board of Health Profession reads minutes of all Boards.

**Legislative/Regulatory Committee**

The Committee will meet from 9:00 to 10:30 a.m. either on April 15 or 22, 2005.

**FSBPT**

The Board discussed allowing other credentialing agencies to be accepted as long as they use the FCCPT tool, so that there will be consistency with the vendors.

Dr. Shoaf said that she did not know exactly what the problem was with the APTA and the FSBPT. The lawsuit has to do with the raise in fees.

The Board directed Ms. Young to invite Senora Simpson, its FSBPT representative to the April 2005 meeting.

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**18 VAC 112-20-60 (B.)**

Ms. Lyons discussed the fact that she needed some guidance as to exactly what was required of the applicants who had failed the exam three times.

Dr. Shoaf made a motion which was seconded by Mr. Howell, that the applicants who fail the national examination three times, shall fulfill the following requirements prior to retaking the examination: 1) take the FSBPT practice exam on line 2) provide a deficiency report to the Board 3) take a review class and 4) go back to the program head and meet about strategies of areas of weakness, which carried unanimously.

**Draft of the Newsletter – 2005**

The Board suggested that the definitions of the APTA, VPTA and the Board be included in the newsletter.

Also, further information on continuing education to let the licensees know that for the next CE cycle those who are audited will be expected to provide the information in a timely manner and also the fact that self-study and on line courses are Type II unless they are interactive.

The Board asked Ms. Young to mail to them an amended set of By-Laws for their review and consideration at the April 2005 meeting.

**General Assembly Update**

Ms. Yeatts said that there are 105 pieces of legislation regarding DHP. She provided an overview of the legislation pertaining to Physical Therapy. Ms. Yeatts stated that HB2526 should be added to the Legislative/Regulatory Committee Meeting for the 2006 Legislature.

Mr. Howell made a motion which was seconded by Dr. Shoaf, that the Board oppose HB2237 because it is not in the public interest, which carried unanimously.

Dr. Shoaf made a motion which was seconded by Mr. Howell that the Board support further study to examine

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scope of practice of Naturopathy on HB 2488, which carried unanimously.

Dr. Shoaf made a motion which was seconded by Mr. Howell that the Board oppose HB2402 due to lack of definition and specifics as introduced, which carried unanimously.

**Continuing Competency Committee**

Ms. Young reported to the Board that from January to March we had three licensees that did not respond to CE's, from April to October we have from 2 to 4 who have not responded and November and December have not been compiled yet.

Ms. Garnett requested that Ms. Young request a copy of the continued competency assessment form from Maryland.

**Past Board Interpretations**

Ms. Young provided copies of Board interpretations from 2002-2004.

**District Meetings**

It was suggested that an open forum be conducted at one of the district meeting of the VPTA. Mr. Howell will contact Ms. Young and Ms. Garnett regarding possible locations in conjunction with VPTA district meetings.

**Executive Director's Report**

Ms. Young provided her report citing current case standards. Ms. Young explained the 40 pending cases regarding failure to respond to active practice question in renewal process. Ms. Young expects the numbers to decrease by April 2005 because of the anticipated responses from licensees.

**ADJOURNMENT**

With all business concluded, the Board adjourned at 11:05 a.m.

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Gayle Garnett, P.T., Chair

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Elizabeth Young, Executive Director

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Date

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Date