

APPROVED

**BOARD OF PHYSICAL THERAPY
MINUTES OF
LEGISLATIVE/REGULATORY COMMITTEE**

Friday, July 28, 2006
6603 West Broad Street, 5th Floor
Richmond, Virginia 23230
Conference Room 4

Department of Health Professions

CALL TO ORDER: A meeting of the Legislative/Regulatory Committee of the Virginia Board of Physical Therapy was called to order at 10:10 AM.

PRESIDING: Maureen E. Lyons, P.T., Chair

**COMMITTEE MEMBERS
PRESENT:** Robert Izzo, P.T.
Damien Howell, P.T.

**OTHER BOARD MEMBERS
PRESENT:** W. Gayle Garnett, P.T.

**COMMITTEE MEMBERS
ABSENT:** J. R. Locke
George Maihafer, P.T.

STAFF PRESENT: Elizabeth Young, Executive Director
Elaine Yeatts, Senior Policy Analyst

Pam Horner, Administrative Assistant
Delange Fells, Administrative Assistant

COUNSEL PRESENT: Jack Kotvas, Asst. Attorney General

GUESTS PRESENT: None

QUORUM: With 4 members of the Committee present, a quorum was established.

AGENDA: The agenda was accepted as written.

PUBLIC COMMENT: None

APPROVAL OF MINUTES The Committee reviewed the minutes of the Board meeting of April 28, 2006.

PT SHORTAGE ISSUES

1. Decrease hours for inactive PT's to return- VAC 112-20-136- Reinstatement requirements

The Committee discuss other states' relative to the suggested amendment:

- North Carolina-if you renew in five years then you only pay the fee.
- Maryland-if you renew in less than three years, you pay the fee and provide CEU. If more than three years, licensee must submit an application for initial licensure.
- Kentucky-if you renew within three years you pay the renewal fee plus a reinstatement fee and re-examination.

Mr. Howell made a motion, which was seconded by Ms. Garnett that the Board change Regulation 18VAC112-20-131 (C) recommended for the regulation to read: A license shall be exempt from the continuing competency requirements for the first biennial renewal following the date of initial licensure **by examination** in Virginia.

Mr. Howell made a motion, which was seconded by Ms. Garnett, that the Board to create a Regulation 18VAC112-20-136 (B.) to read: A physical therapist or physical therapist assistant whose Virginia license is lapsed **for more than two years** and who is seeking reinstatement shall, etc..... and to add **(A.) to state a renewal fee, ceu, late fee is needed for less than two years.**

Mr. Howell made a motion, which was seconded by Ms. Garnett, that wording be developed to include continuing competency requirement in 18VAC112-20-65. (4.)

2. Can inactive PTAs be supervised by PTAs instead of PT's?

- No they cannot as referenced in 18 VAC 112-20-70

3. Re-entry to practice after lapsed is harder to obtain than obtaining a new license by endorsement from another state. 18 VAC 112-20-65.

The Committee recommends to add a Number 4 to read: **or complete the number of cc hours required for the period in which the license lapsed, not to exceed four years.**

REVIEW OF CURRENT REGULATIONS

**1. New graduate traineeships - 18 VAC 112-20-70
- Are they still needed?**

Mr. Howell made a motion, which was seconded by Ms. Garnett, that new graduate traineeships **shall not exceed one year past the date of the notification of the first exam results.**

2. Revision

- a. define traineeship and organize all traineeships under one section with revisions
- b. FSBPT requires the examination be taken within 60 days of the scheduled date.

3. HIPDB Report

Mr. Howell made a motion, which was seconded by Ms. Garnett, to change regulations under endorsement to require applicants to submit report from HIPDB to ensure safety for the public.

4. Guidance documents for PTA doing D/C's

The Committee recommends, for the safety of the public, to keep the regulation that only a Physical Therapist can draft a plan of care and discharge orders. After which, the PTA may discharge. The Committee said discharge summaries should be addressed in Guidance Documents.

**Virginia Committee of Physical Therapy
Legislative Regulatory Committee
July 28, 2006**

CHANGES IN STATUTE

1. A suggestion to the Board will be made to examine advertising and patient responsibility in the code.
2. Mr. Howell made a motion, which was seconded by Ms. Lyons, to examine the FSBPT Model Practice Act, examine APTA Code of Ethics, Occupational Therapy regulations and the Board of Medicine regulations.
3. The Committee recommended to collapse code sections 54.1-3480 and 54.1-3483.

OTHER STATE STATUTES

ADJOURNMENT

The Committee reviewed state statutes of North Carolina, Maryland and Kentucky.

With all business concluded the meeting adjourned at 12:15 p.m.

Maureen E. Lyons, P.T., Chair

Elizabeth Young, Executive Director

Date

Date