

**APPROVED
BOARD OF PHYSICAL THERAPY
MEETING MINUTES**

The Virginia Board of Physical Therapy convened for a board meeting on Friday, November 21, 2014 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room #2, Henrico, Virginia.

BOARD MEMBERS PRESENT:

Peggy Belmont, PT, President
Melissa Wolff-Burke, PT, EdD, Vice-President
Sarah Schmidt, PTA
Michael Styron, PT, MBA
Dixie Bowman, PT, DPT, EdD
Dr. Allen R. Jones, Jr., PT, DPT
Steve Lam, Citizen Member

DHP STAFF PRESENT FOR THE MEETING:

Lisa R. Hahn, Executive Director
Lynne Helmick, Deputy Executive Director
Missy Currier, Deputy Executive Director
Jaimie Hoyle, Chief Deputy Director
Elaine Yeatts, Senior Policy Analyst

BOARD COUNSEL

Erin Barrett, Assistant Attorney General

QUORUM:

With 7 members present, a quorum was established.

GUEST PRESENT

Heidi Herbst Paakkonen, MPA, FSBPT
Ronald J. Seymour, PT, Ph.D., FSBPT
Bunny May – VPTA, Ethics Committee

CALLED TO ORDER

Ms. Belmont, President, called the meeting to order at 9:05 a.m.

ORDERING OF THE AGENDA

The agenda was accepted as re-ordered.

ACCEPTANCE OF MINUTES

Upon a motion by Dr. Allen R. Jones, Jr. and properly seconded by Sarah Schmidt, the Board voted to accept the minutes of the August 6, 2014 board meeting. The motion passed unanimously.

PUBLIC COMMENT

There was no public comment.

CHIEF DEPUTY DIRECTORS REPORT – Jaimie Hoyle

Ms Hoyle shared that DHP had outsourced their Human Resource Department to the Department of Human Resource Management (DHRM) in an effort to streamline HR functions while realizing a significant cost savings to the Agency.

Ms. Hoyle spoke about the Governor’s Task Force addressing the epidemic of overdose deaths in Virginia caused by prescriptions drugs and Heroin. She stated that several work groups will be meeting over the next month in order to adopt recommendations for the 2015 General Assembly.

Ms. Hoyle stated that Dr. Brown hopes to meet with all Agency Board members in an effort to become better acquainted in a one on one setting. She indicated that Peggy Belmont and Sarah Schmidt had the opportunities to meet with Dr. Brown prior to the board meeting.

PRESENTATION —aPTitude - Tracking Continuing Competence Heidi Herbst Paakkonen & Ron Seymour, FSBPT

Heidi and Ron provided an overview on the FSBPT Continuing Competence (CC) Initiative and aPTitude and how it works and benefits the users. They demonstrated the licensee user experience and explained how Virginia might benefit from implementing aPTitude.

They explained that aPTitude is an online system to share CC information to Licensees; Vendors (providers of CC activities) and Jurisdiction boards. It provides and verifies current requirements, options and related information for any State that they are licensed; maintains records of completed activities; stores documentation for those activities; sets email reminders for due dates and license renewals.

For use by Jurisdictions; it was explained that they can run a custom Licensee Compliance Report at any time which would include:

- A report on licensees who have granted board access to records
- The report can be used for the entire audit/ compliance verification process
 - Reduce administrative burden for staff
 - The more **aPTitude** is utilized by licensees, the more effective it will be for audits/verifications
 - Other states are considering making compliance reporting mandatory through **aPTitude**

FSBPT offered to send a draft informational letter about aPTitude for the board to review. Once approved, FSBPT would email the letter to our licensees on behalf of the Board.

The Board responded very favorably to **aPTitude** and requested Erin Barrett, Board Council; review the wording in the regulations to see if any changes would be required in order to incorporate the tool. Ms. Hahn concluded that the board could pursue legislation if necessary.

BREAK

The Board took a recess at 10:20 a.m. and reconvened at 10:30 a.m.

EXECUTIVE DIRECTOR'S REPORT - Lisa R. Hahn

FY15 Budget

Ms. Hahn stated that the cash balance as of June 30, 2014 was \$288,153; the revenue for FY15 was \$37,895; the direct and allocated expenditures were \$149,288; the ending cash balance on September 30, 2014 was \$176,760. Ms. Hahn concluded that FY14 was a renewal year for revenue purposes and that the board was in good financial shape.

Licensee Statistics

Ms. Hahn gave the following two year comparison and reported that the number of licensees increased by approximately 1000 during that time.

	November 2014	November 2012
n PT's	7,508	6,621
n PTA's	<u>3,012</u>	<u>2,619</u>
n Total	10,520	9,240
n DAccess	992	697

Discipline Statistics

Ms. Hahn reported that as of November 6th, there were 19 open cases; 11 were in Investigations; 4 were at the probable cause level; 1 case was at the APD level; 1 case was at the Informal Conference level; and two cases were at the Formal level; and that 17 cases were being monitored for compliance.

Virginia Performs (Q1 2015)

Ms. Hahn reported the clearance rate was 73%. The age of our pending case load over 250 days was at 7%; the time to disposition is at 100% of cases closed within 250 days. The licensing standard of less than 30 days for issuance has been met 100% of the time, and the customer satisfaction rating was 94.3%.

October 2014 NPTE Exam Results:

PT's

	# took exam	# Passed	st 1 time test takers	Repeat test takers	# Failed	st 1 time testers
US Applicants	222	200	195	5	22	14
Foreign applicants	6	2	1	1	4	0
Totals	228	202	196	6	26	14

2014 YTD Results:

- n Total of 490 US Applicants 2014 – 86.53% pass rate (424)
- n Total of 18 Foreign Applicants – 22.22% pass rate (4)

PTA's

	# took Exam	# Passed	st 1 time test takers	Repeat test takers	# failed	st 1 time testers
US applicants	27	18	13	5	9	1
Foreign applicants	0	0	0	0	0	0

Total	27	18	13	5	9	1
Pass Rate	66.7%			33.33%		

2014 YTD Results:

- n Total of 227 US Applicants – 83.7% pass rate (190)
- n Total of 1 Foreign Applicant – 100% pass rate (1)

VA PT and PTA Schools

As promised during the last meeting Ms. Hahn disseminated a copy of the Jurisdiction School Report to the board members.

Board Business

Share Point

Ms. Hahn shared that the Pilot program has been discontinued as the process was not an effective and efficient way of sharing electronic information with board members. IT will continue to find alternative solutions.

National Governor’s Association (NGA) Policy Academy

Ms. Hahn shared that she is still participating with the National Governor’s Association (NGA) Policy Academy regarding Virginia Veterans Licensing and Certification regarding physical therapist assistants. They are focusing on streamlining the process by which veterans, transitioning from the military can convert the skills they have acquired in the military into various civilian occupations.

Detailed Offenses

Ms. Hahn provided information to the board as requested during the last meeting. Ms. Hahn explained that Ms. Helmick is tracking the information manually because the Licensing Software does not allow for maintaining the specific detailed records that the board would like to have. Ms. Hahn concluded that we would provide the list each quarter for the next year to determine if the information is helpful to the board but requested that they let the staff know if the information is no longer useful.

- n For the 1st fiscal quarter (July-Sept) there were 3 PT cases closed with disciplinary action: 1 case involving breach of confidentiality, 1 involving CE, and 1 from an out of state order regarding aiding & abetting unlicensed activity.

- n There were two cases closed at IFC with no disciplinary action. 1 case involved noncompliance with an out of state order relative to impairment monitoring. The other case involved records fraud.
- n No cases were closed in October.

Miscellaneous Board Business

Ms. Hahn shared the following information:

- n The Board of Nursing (BON) is seeking legislation to require fingerprint background checks.
- n Dr. Brown, Agency Director as well as the OAG and our IT Department are all in favor of the addition of a criminal history question on renewal forms. Although we missed the December 2014 renewal cycle, we will include the question during 2016 renewals.
- n Department of Health Professions Biennial Report has been completed and is available on the website.
- n Missy attended the VPTA meeting in October and presented to about 350 attendees, many students. Ms. Hahn heard that she did a great job!
- n VPTA is making big efforts to eliminate Direct Access CE Renewal Requirement.

FSBPT

Ms. Hahn shared the following information regarding FSBPT with the board:

- n The lifetime test limit will go into effect as of January 1, 2016 (maximum of 6 times). All candidates who have not yet passed will receive a notice. An Appeal Process will be in place.
- n The low score will go into effect as of January 1, 2016. The letter two scale scores at 400 or under will not be allowed to test again.
- n She presented the following two sessions at FSBPT Annual Meeting in September:
 - o FSBPT Performance Evaluation Tool (pilot) (Currently have 12 trainees participating)
 - o Session regarding expanding scope of practice (Direct Access)
- n Peggy Belmont and Sarah Schmidt will also give a report on the FSBPT Annual meeting later in the meeting.
- n The initial work on the Licensure Compact Task Force is completed and the work has been given to the drafting team to develop the final report. Once this is drafted, Ms. Hahn will be reviewing the final report with the board.

Calendar

Ms. Hahn provided the members with the 2015 meeting calendar:

- n February 11th; May 8th; August 11th, and November 13th

NEW BUSINESS

Regulatory Report – Elaine Yeatts

Ms. Yeatts stated that the board had no regulatory actions pending.

Legislative Report – Elaine Yeatts

Ms. Yeatts provided handouts summarizing 14 DHP Bills being sent to the 2015 General Assembly Session. She concluded that DHP should know the following week which ones would be approved to move forward.

FSBPT Annual Meeting Report – Peggy Belmont & Sarah Schmidt

Ms. Belmont congratulated Ms. Hahn on receiving an Outstanding Service Award from the National Federation of State Boards of Physical Therapy (FSBPT) and shared how proud the Board was for all the hard work she does on the National Level as well as for the Board. Ms. Belmont stated how important it is to keep informed on what is going on nationally and shared some of the following topics discussions at the Annual Meeting:

- 1) **Telehealth** - This advancement in practice is imminent and the board needs to be prepared for it. Erin Barrett, Board Counsel stated that telehealth does exist in Virginia in certain practices and suggested that the board put the topic on a future agenda.
- 2) **Bridging Traineeships** - They are looking into schools offering refresher courses for someone coming back into the practice.
- 3) **Jurisprudence Assessment Tool** - Ms. Belmont shared her concern for therapists not knowing the Laws and Regulations and would like the board to consider if online jurisprudence testing would be reasonable. She stated FSBPT has the necessary tools.
- 4) **Dry Needling** - While other states seem to be struggling with the procedure, Virginia is on the leading edge.
- 5) **Criminal Background Checks** - Sarah Schmidt shared statistics regarding PT licensees having criminal history but who failed to disclose the information to their Boards.

Board of Health Professions Report – Dr. Allen R. Jones, Jr

Dr. Jones stated that he was very impressed with the Board of Health Professions Staff and that he had attended two meetings; September 25th and November 6th. He stated that BHP is working

on a study for mid-level practitioners; military credentialing (transitioning into Virginia); and Telemedicine.

Elections

Upon a motion by Dr. Allen R. Jones, Jr. and properly seconded by Michael Styron, the board voted to accept Michael Styron and Sarah Schmidt as the slate of Officers. The motion passed unanimously.

Upon a motion by Michael Styron and properly seconded by Dixie Bowman, the board voted on the election of Sarah Schmidt as Board President. The motion passed unanimously.

Upon a motion by Sarah Schmidt and properly seconded by Dixie Bowman, the board voted on the election of Michael Styron as Board Vice President. The motion passed unanimously.

ADJOURNMENT

With all business concluded the meeting was adjourned at 12:00 p.m.

Peggy H. Belmont, PT, President

Lisa R. Hahn, MPA, Executive Director

Date

Date