

# **FINAL APPROVED**

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

Friday, November 15, 2002  
6606 West Broad Street  
Richmond, Virginia 23230-1717  
Conference Room 2

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:** Lisa D. Shoaf, P.T., Chair
- MEMBERS PRESENT:** W. Gayle Garnett, P.T., Vice-Chair  
Carol Dawson  
Joe Gieck, P.T.  
Michael E. Styron, P.T.
- MEMBERS ABSENT:** Helen Arnold, P.T.  
Lorraine Quinn, P.T.A.
- STAFF PRESENT:** Elizabeth Young, Executive Director  
Pam Horner, Administrative Assistant
- COUNSEL PRESENT:** Roscoe Roberts, Assistant Attorney General
- OTHERS PRESENT:** Gayle Jaspen, Senior Deputy Director  
Elaine Yeatts, Sr. Policy Analyst
- GUESTS:** Terry Izo, VPTA
- QUORUM:** With five members of the Board present, a quorum was established.
- APPROVAL OF MINUTES:** Mr. Gieck made a motion which was seconded, that the Board approve the Minutes of the General Board Meeting on July 12, 2002, which carried unanimously.
- Ms. Garnett made a motion, which was seconded, that the Board approve the Minutes of the General Board Meeting on August 9, 2002, which carried unanimously.
- Ms. Garnett made a motion, which was seconded, that the Board approve the Minutes, as amended, of the Legislative/Regulatory Committee Meeting on September 23, 2002, which carried unanimously.
- PUBLIC COMMENT:** There was no request to speak during the public comment period.

**Virginia Board of Physical Therapy<sup>2</sup>**  
**General Board Meeting**  
**November 15, 2002**

**NEW BUSINESS:**

**Election of Officers**

The Board deferred the election of officers until the January 2003 meeting.

**New State Travel Regulations**

Deborah Pearson, DHP presented the changes in the State Travel Regulations. The changes that will affect the Board with their travel vouchers are the changes in lodging rates and M&IE rates. Also, the members must have any travel pre-authorized and itemized. Ms. Young and staff prepare authorization and travel vouchers for the Board members.

**Annual Federation Conference**

Dr. Shoaf went to the Annual Federation Conference. She is a member of the Uniform Pathway Taskforce. She attended the presentation on Foreign-Trained PT's, Chris Larson and the Coursework Evaluation Tool Validation study presented the Road to Continued Competency. Dr. Shoaf also attended a discussion on NPTE item exposure and also session on Sexual Misconduct and Boundary Violations.

**Federation on-Line**

The Board deferred discussion of the procedures until the January 2003 meeting.

**Disciplinary Legislation**

Gail Jaspen, Chief Deputy Director of DHP, discussed draft legislation introduced by Delegate Sears. The legislation proposes to change the standard of care from gross negligence to simple negligence, which will affect all boards. This legislation would increase penalty for hospitals failing to comply with notification requirements. If the hospital does not pay then they cannot renew their license. The increase in penalties will be from \$1,000 to \$5,000 per violation. Lastly, the legislation authorizes the Department of offer confidential consent agreements in disciplinary case decisions.

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The Board took no official position on the draft legislation.

**OLD BUSINESS:**

**2003 Virginia General Assembly Legislation.**

**Section 54-3408. Professional use by practitioners.**

The draft legislation adds the following: Pursuant to an oral or written order of standing protocol issued by the prescriber within the course of his professional practice, such prescriber may authorize licensed physical therapists to possess and administer topical corticosteroids, topical lidocaine, and any other Schedule VI topical controlled substance as approved by the Board of Physical Therapy in regulation.

Ms. Garnett made a motion, which was seconded, that the Board approve the draft legislation, which carried by a vote of 4 yes and 1 abstention (Mr. Styron).

**Legislative/Regulatory Committee**

Ms. Young said the Board needed to send out to the PPG list and adopt the NOIRA at the Board's January 2003 meeting.

**Request for Interpretation**

Physical Therapists in Public Schools Regarding the Direct Access.

Mr. Roberts, Assistant Attorney General, explained the law regarding whether a physical therapist could conduct an evaluation on a student to be considered for an IEP and the answer was yes.

**FSBPT Update with News Briefs.**

The Board reviewed the documents.

**Executive Director's Report:**

Licensee Statistics: PT – 4,229 – PTA's 1,503

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Disciplinary Cases: Approximately 30.

Calendar: Changed the date of the March 11, 2003 meeting to March 7, 2003.

**ADJOURNMENT**

With all business concluded, the Committee adjourned at 12:10 p.m.

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Lisa D. Shoaf, P.T., Chair

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Elizabeth Young, Executive Director

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Date

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Date