
Call to Order – Allen R. Jones, Jr., PT, DPT, Board President

- Welcome and Introductions
- Mission of the Board
- Emergency Egress Instructions

Approval of Minutes (p. 4-17)

- Board Meeting – February 15, 2022
- Formal Administrative Hearing – March 9, 2022
- Telephone Conference Call – March 25, 2022

Ordering and Approval of Agenda

Public Comment

The Board will receive public comment on agenda items at this time. The Board will not receive comment on any pending regulation process for which a public comment period has closed or any pending or closed complaint or disciplinary matter.

Agency Report – David E. Brown, DC, Director

Staff Reports (p. 19-27)

- Executive Director’s Report – **Corie E. Tillman Wolf, JD, Executive Director**
- Discipline Report – **Kelley Palmatier, JD, Deputy Executive Director**
- Licensing Report – **Sarah Georgen, Licensing and Operations Manager**

Board Counsel Report – Charis A. Mitchell, Assistant Attorney General

Committee and Board Member Reports (p. 29-31)

- Board President Report – **Allen R. Jones, Jr., PT, DPT**
- Board of Health Professions Report – **Allen R. Jones, Jr., PT, DPT**

Legislative and Regulatory Report – Erin Barrett, Senior Policy Analyst (p. xx-xx)

Board Discussion and Actions – Erin Barrett and Corie E. Tillman Wolf (p. 33-35)

- Clarification and Initiation of Fast-Track Action - NPTE Examination Requirement (18VAC112-20-65)

-
-
- Discussion - Continuing Education Requirements for 2022 Renewals
-
-

Board Member Recognition

Next Meeting - August 9, 2022

Meeting Adjournment

This information is in **DRAFT** form and is subject to change. The official agenda and packet will be approved by the public body at the meeting and will be available to the public pursuant to Virginia Code Section 2.2-3707 (F).

APPROVAL OF MINUTES

February 15, 2022

The Virginia Board of Physical Therapy convened for a full Board meeting on Tuesday, February 15, 2022, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room #2, Henrico, Virginia.

BOARD MEMBERS PRESENT

Allen R. Jones, Jr., P.T., DPT, President*
Mira H. Mariano, P.T., Ph.D., OCS, Vice-President
Tracey Adler, P.T., DPT, CMTPT*
Arkena L. Dailey, P.T., DPT*
Rebecca Duff, P.T.A, DHSc*
Elizabeth Locke, P.T., Ph.D.*

BOARD MEMBERS ABSENT:

Susan Szasz Palmer, MLS

DHP STAFF PRESENT FOR ALL OR PART OF THE MEETING

Barbara Allison-Bryan, MD, DHP Deputy Director
Erin Barrett, Senior Policy Analyst
Sarah Georgen, Licensing and Operations Manager
Laura Mueller, Program Manager
Kelley Palmatier, Deputy Executive Director
James Rutkowski, Assistant Attorney General, Board Counsel
Corie Tillman Wolf, Executive Director
Elaine Yeatts, DHP Senior Policy Analyst

**participant indicates attendance to count toward continuing education requirements*

CALL TO ORDER

Dr. Jones called the meeting to order at 10:00 a.m. and asked the Board members and staff to introduce themselves.

With six Board members present at the meeting, a quorum was established.

Dr. Jones read the mission of the Board, which is also the mission of the Department of Health Professions.

Dr. Jones provided reminders to the Board members and audience regarding sign-in sheets, computer agenda materials, attendance for continuing education requirements, and breaks.

Ms. Tillman Wolf then read the emergency egress instructions.

APPROVAL OF MINUTES

Dr. Jones opened the floor to any edits or corrections regarding the draft minutes for meetings held between August 10, 2021, and February 3, 2022, including a Board meeting and Formal Hearing on August 10, 2021, and a Telephone Conference Call held on February 3, 2022. With no edits or changes, the minutes were approved as presented.

ORDERING OF THE AGENDA

Ms. Tillman Wolf requested the addition of Designation of Delegates for upcoming Federation of State Boards of Physical Therapy (FSBPT) meetings under New Business.

Upon a **MOTION** by Dr. Dailey and properly seconded by Dr. Adler, the Board voted to accept the agenda as amended. The motion passed unanimously (6-0).

PUBLIC COMMENT

The Board did not receive any public comment.

AGENCY REPORT

Dr. Allison-Bryan provided statistics related to COVID-19 cases in the Commonwealth and provided an update on COVID vaccines.

Dr. Allison-Bryan stated that Dr. Brown has expressed his interest in reappointment to the Governor's Office and hopes to provide more information soon.

Dr. Allison-Bryan announced her retirement as of February 28, 2022.

Dr. Allison-Bryan provided a brief update on the General Assembly session, including legislation regarding non-medical marijuana use and sale and use of prescription medications for off-label purposes.

With no questions, Dr. Allison-Bryan concluded her report.

STAFF REPORTS

Executive Director's Report – Corie E. Tillman Wolf, J.D., Executive Director

COVID Response

Ms. Tillman Wolf provided an overview of the COVID Data statistics as of February 7, 2022, as provided by the Virginia Department of Health (VDH).

Ms. Tillman Wolf stated that DHP will continue to use precautions for in-person meetings until further notice.

Ms. Tillman Wolf provided information regarding Executive Order 11 (2022), set to expire February 21, 2022, which incorporates provisions related to out-of-state healthcare practitioners that can practice in certain settings in Virginia to assist with the medical and health operations related to the pandemic, and the continued flexibility through telehealth due to COVID concerns.

Board Updates

Ms. Tillman Wolf stated that the Board continued sending email blasts to licensees in 2021, to include coverage of several topics and issues such as the Healthcare Practitioners' Monitoring Program, fraudulent communications, and the Physical Therapy Compact. She said that the Board would continue to send out emails in 2022, as needed.

Ms. Tillman Wolf stated she delivered a presentation to Physical Therapy students at Old Dominion University in November 2021 regarding the Board and its licensing and disciplinary process.

FSBPT Updates

Ms. Tillman Wolf provided information regarding recent FSBPT meetings, including the virtual Annual Meeting and virtual Physical Therapy Compact Annual Meeting held in October 2021.

Ms. Tillman Wolf reported on the upcoming meetings and training to be held by the FSBPT in 2022, including the 2022 Annual Meeting on October 27-29, 2022; the Leadership Issues Forum Meeting on July 23-24, 2022; and the Regulatory Training for Members and Board Staff meeting on May 20-22, 2022. She also provided information related to the 2022 FSBPT Membership Dues.

Ms. Tillman Wolf provided recent data posted by the FSBPT on the First Time Exam Pass Rates for PT and PTA candidates as listed by school from 2020-2021.

Physical Therapy Compact – Updates

Ms. Tillman Wolf reported on the status of the Physical Therapy Compact, including new states that have enacted legislation or have begun issuing privileges. She reported that 34 jurisdictions have passed legislation to issue privileges and that 25 jurisdictions are currently issuing privileges. She reported that 3,536 Compact Privileges were issued across 25 active states in 2021, and 7,458 Compact Privileges were issued from 2018 to January 21, 2022.

Ms. Tillman Wolf provided information related to Virginia and National trends. She reported that since January 1, 2020, a total of 534 privileges have been obtained for practice in Virginia (both new and renewal). She noted that as of February 10, 2022, there were 286 (239 PT and 47 PTA) active privileges for Virginia.

Board Meeting Dates

Ms. Tillman Wolf announced the remaining 2022 Board meeting dates.

- May 3, 2022

- August 9, 2022
- November 3, 2022

Notes and Reminders

She thanked the Board members for their service to the Board.

With no questions, Ms. Tillman Wolf concluded her report.

Discipline Report – Kelley Palmatier, Deputy Executive Director

As of February 11, 2022, Ms. Tillman Wolf reported the following disciplinary statistics:

- 40 Patient Care cases
 - 2 at Informal Conferences
 - 2 at Formal Hearing
 - 12 at Enforcement
 - 22 at Probable Cause
 - 1 at APD
- 3 Non Patient Care Cases
 - 0 at Informal
 - 0 at Formal
 - 0 at Enforcement
 - 2 at Probable Cause
 - 0 at APD
- 8 cases at Compliance

Ms. Palmatier reported the following Total Cases Received and Closed:

- | | |
|-------------------|-------------------|
| • Q4 2020 – 7/12 | • Q1 2022 – 8/12 |
| • Q1 2021 – 26/13 | • Q2 2021 – 12/19 |
| • Q2 2021 – 4/12 | • Q3 2021 – 12/8 |
| • Q3 2021 – 13/18 | • Q4 2021 – 20/7 |
| • Q4 2021 – 7/6 | • Q1 2021 – 11/12 |

Percentage of all cases closed in 365 days:

	Q1-21	Q2-21	Q3-21	Q4-21	Q1-22
P.T.	48.5%	46.9%	88.2%	62.5%	38.3%
Agency	70.1%	64.0%	71.1%	68.8%	66.0%

With no questions, Ms. Palmatier concluded her report.

Licensure Report – Sarah Georgen, Licensing and Operations Manager

Ms. Georgen presented licensure statistics that included the following information:

Licensure Statistics – All Licenses

License	Q4 2021 (April - June)	Q1 2022 (July-September)	Change +/-
Physical Therapist	8,901	9,161	260
Physical Therapist Assistant	3,714	3,816	102
Total P.T.'s and P.T.A.'s	12,615	12,977	371
Direct Access Certification	1,345	1,376	31

Ms. Georgen presented the P.T. and P.T.A exam statistics from the January 2022 administrations of the exams.

Criminal Background Check (CBC) Statistics 2021

	P.T.	P.T.A	Total
Total Applicants	726	218	944
CBC Record Not Disclosed	4	1	5
Self Disclosed	11	6	17
Total Convictions	15	7	22

Ms. Georgen provided the following statistics regarding Virginia Performs – Customer Satisfaction Survey Results:

- Q1 2021 – 100%
- Q2 2021 – 97%
- Q3 2021 – 98.2%
- Q4 2021 – 90.9%

With no questions, Ms. Georgen concluded her report.

BOARD COUNSEL REPORT – James Rutkowski, Assistant Attorney General

Mr. Rutkowski stated that the Attorney General’s office is searching for a replacement for Ms. Barrett. He said that he, or other staff from the Attorney General’s office, would attend any necessary Board meetings until Ms. Barrett’s position was filled.

With no questions, Mr. Rutkowski concluded his report.

COMMITTEE AND BOARD MEMBER REPORTS

Board President Report – Allen R. Jones, Jr., P.T., DPT

Dr. Jones welcomed the Board back to in-person meetings, and he thanked the Board members for their contributions to the Board. He also commended Dr. Locke on running as a candidate for FSBPT office.

With no questions, Dr. Jones concluded his report.

Board of Health Professions Report – Allen R. Jones, P.T., DPT

Dr. Jones reported that the Board of Health Professions would meet on March 16, 2022. He stated that more information would be provided at the next Board meeting.

With no questions, Dr. Jones concluded his report.

Report from Boundary Violations Task Force; and Ethics and Legislation Committee (FSBPT) – Arkena L. Dailey, P.T., DPT

Dr. Dailey provided an overview of the FSBPT Boundary Violations Task Force related to jurisdictional differences. She said that more information would be provided in the future.

Dr. Dailey reported on the FSBPT Ethics and Legislation Committee related to the Model Practice Act. She stated that information related to this Committee could be found on the FSBPT website. She said that the next Committee meeting was scheduled for April 2022.

With no questions, Dr. Dailey concluded her reports.

LEGISLATION AND REGULATORY REPORT

Report on Status of Regulations/Legislative Report

Ms. Yeatts and Ms. Barrett provided a report on pending legislation in the 2022 General Assembly.

With no questions, Ms. Yeatts and Ms. Barrett concluded their report.

BOARD DISCUSSIONS AND ACTIONS

Adoption of Electronic Meeting Policy

Ms. Yeatts provided an overview of the proposed Electronic Meeting Policy.

The Board discussed the Electronic Meeting Policy.

Upon a **MOTION** by Dr. Adler, properly seconded by Dr. Locke, the Board voted to adopt the Electronic Meeting Policy as presented. The motion carried (6-0).

Adoption of Revisions to Guidance Document 112-7: Physical Therapists in Public Schools and Direct Access (update to Code language)

Ms. Tillman Wolf provided an overview of the revisions to Guidance Document 112-7: Physical Therapists in Public Schools and Direct Access.

Upon a **MOTION** by Dr. Dailey, properly seconded by Dr. Duff, the Board voted to adopt the revisions as presented. The motion carried (6-0).

Discussion Items

Ms. Tillman Wolf requested additional information from the Board on three items: (1) a licensee question received concerning the performance of “wet” cupping; (2) follow up on a previous discussion regarding re-entry to practice; and (3) follow up on concerns raised by Board members regarding the reference to language for graduates of non-approved programs (18VAC112-20-50).

Board members first discussed the issue of “wet” cupping as described as, “involv[ing] cupping then using a sterile blade to make small incisions to then further draw blood from the area.”

Upon a **MOTION** by Dr. Dailey, properly seconded by Dr. Adler, the Board voted that “wet” cupping is outside the scope of practice of physical therapy. The motion carried (6-0).

The Board tabled discussion regarding re-entry to practice.

Upon a **MOTION** by Dr. Locke, properly seconded by Dr. Mariano, the Board referred the discussion of reference to language for graduates of non-approved programs (18VAC112-20-50) to the Legislative/Regulatory Committee. The motion carried (6-0).

NEW BUSINESS

Designation of Delegates for upcoming FSBPT meetings

Dr. Jones opened the floor to discussion regarding the designation of delegates for upcoming FSBPT meetings as Dr. Jones’ second board appointment is set to expire on June 30, 2022. Board members agreed that the Vice-President of the Board, Dr. Mariano, will attend the Leadership Issues Forum in July, 2022, and serve as the Board’s voting delegate at the Annual Meeting in October, 2022. Dr. Locke will serve as the Board’s alternate delegate for the Annual Meeting in October, 2022.

Recognition of Staff Member

The Board recognized Elaine Yeatts, Senior Policy Analyst, for her years of service to the Board and the agency and congratulated her on her upcoming retirement.

NEXT MEETING

The next meeting date is May 3, 2022.

ADJOURNMENT

With all business concluded, the meeting adjourned at 11:24 a.m.

Corie Tillman Wolf, J.D., Executive Director

Date

**VIRGINIA BOARD OF PHYSICAL THERAPY
FORMAL ADMINISTRATIVE HEARING
MINUTES**

March 9, 2022

**Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233**

CALL TO ORDER: The formal hearing of the Board was called to order at 9:22 a.m.

MEMBERS PRESENT: Allen Jones, Jr. PT, DPT, Chair
Mira H. Mariano, PT, PhD
Tracey Adler, PT, DPT, CMTPT
Elizabeth Locke, PT, PhD
Arkena L. Dailey, PT, DPT
Rebecca Duff, PTA, DHSc

MEMBERS ABSENT: Susan Szasz Palmer, MLS

BOARD COUNSEL: James Rutkowski, Assistant Attorney General

DHP STAFF PRESENT: Corie Tillman Wolf, Executive Director
Angela Pearson, Senior Discipline Manager

COURT REPORTER: Andrea Pegram Court Reporting Services, LLC.

PARTIES ON BEHALF OF COMMONWEALTH: Erin T. Weaver, Assistant Attorney General
Anne G. Joseph, J.D., M.P.A., Adjudication Consultant

COMMONWEALTH'S WITNESSES: Marcella Luna, DHP, Enforcement Division
Gayle Miller, DHP, Enforcement Division
Patient "A"
Patient "A's" Husband
Patient "B"
Lynn Gufeld, LNP
Cristina DiNunizo, P.T., D.P.T.
Patient "C"

Janell Edwards, P.T.A.

**RESPONDENT'S
WITNESSES:**

Dr. Stephen Lenett
Dr. Joseph Gianfortoni
Dr. Christine Ressler
Michelle Nester

OTHERS PRESENT:

Renee White
Sarah Rogers
Kimberly Hyler
Scott Pearl
Sarah Georgen
Daniel Arkin
Jamie Arkin
Julieta Casanova
Kara Topping
Maureen Johnston
Richard Stauffer
Michael Madison
Paige Roberts
Tyler Woodward
Edith Curry
Susan Scott
Dianne E. Rife
Gloria K. Barber
Connie Bucker
William Bucker
Ann Hutchison
Jack D. Pike
Jean Austin
Col. W. H. Parrish
Rebecca Parrish
Nancy Lech
Tina M. Turner
Travis Hawkins
Heather Hawkins
Steve Fey
Christine Kivett
Lynnelle Ediger
Lori Courts
Rebecca Le
Patricia Kropac

Jan Evans
Mark Murdoch Kitt
Ryan Bardaro
Jill Cooke
Bob Jackson
Robert Dodson
Lois DuRant
Anne Regan
Sue deJesus
Alvin S. Peyton
Christine Galli
Linda Erb
Austin Schnars
Benjamin Waksmunski
Maria Harris
Rachel Whitekiller
Matt Enderle
Laura Pollard
Dawna DePollo
Nicole Shuman
Amber Trivellin

MATTER:

Scott Jonathan Roberts, P.T.
License No.: 2305-203258
Case No.'s: 203438 & 210912

**ESTABLISHMENT OF A
QUOROM:**

With six (6) members present, a quorum was established.

DISCUSSION:

Mr. Roberts appeared before the Board in accordance with the Amended Notice of Formal Hearing dated February 23, 2022. Mr. Roberts was represented by counsel, Richard J. Knapp.

The Board received evidence and sworn testimony on behalf of the Commonwealth and Mr. Roberts regarding the allegations in the Notice.

CLOSED SESSION:

Upon a motion by Dr. Mira Mariano and duly seconded by Dr. Arkena Dailey, the Board voted to convene a closed meeting, pursuant to §2.2-3711.A (27) of the Code of Virginia, for the purpose of deliberation to reach a decision in the matter of Scott

Jonathan Roberts, P.T. Additionally, she moved that Mr. Rutkowski, Ms. Tillman Wolf and Ms. Pearson attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Board in its deliberations.

RECONVENE:

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Board reconvened in open session.

DECISION:

Upon a motion by Dr. Mira Mariana and duly seconded by Dr. Rebecca Duff, the Board moved to indefinitely suspend the license of Scott Jonathan Roberts, P.T. for a period of not less than 2 years. The motion carried.

VOTE:

The vote was unanimous.

ADJOURNMENT:

The Board adjourned at 11:53 p.m.

Corie Tillman Wolf, JD, Executive Director

Date

**VIRGINIA BOARD OF PHYSICAL THERAPY
TELEPHONE CONFERENCE CALL - MINUTES**

March 25, 2022

**Department of Health Professions
Perimeter Center
9960 Mayland Drive
Henrico, Virginia 23233**

CALL TO ORDER:

The Board of Physical Therapy convened by telephone conference call on March 25, 2022 at 12:32 p.m. to consider whether a practitioner's ability to practice as a Physical Therapist constituted a substantial danger to the public health and safety pursuant to Va. Code §54.1-2408.1. A quorum of the Board was present, with Dr. Mira Mariano, Vice President, presiding.

MEMBERS PRESENT:

Mira H. Mariano, PT, PhD
Rebecca Duff, PTA, DHSc
Elizabeth Locke, PT, PhD
Arkena L. Dailey, PT, DPT
Susan Szasz Palmer, MLS, Citizen Member

DHP STAFF PRESENT:

Corie Tillman Wolf, Executive Director
Angela Pearson, Senior Discipline Manager

**PARTIES ON BEHALF OF
THE COMMONWEALTH:**

Sean J. Murphy, Assistant Attorney General
Claire C. Foley, J.D., Adjudication Specialist

BOARD COUNSEL:

James Rutkowski, Assistant Attorney General

MATTER:

Sara Martin
License #2305-211793
Case Number 214539

DISCUSSION:

The Board received information from Assistant Attorney General, Sean Murphy in order to determine whether Sara Martin's ability to practice as a physical therapist constituted a substantial danger to public health and safety. Sean Murphy provided details of the case to the Board for its consideration.

CLOSED SESSION:

Upon a motion by Dr. Arkena Dailey, and duly seconded by Dr. Rebecca Duff, the Committee voted to convene a closed meeting pursuant to §2.2-3711.A (27) of the Code of Virginia, for the purpose of deliberation to reach a decision

in the matter of Sara Martin, P.T. Additionally, she moved that Mr. James Rutkowski, Ms. Corie Tillman Wolf and Ms. Angela Pearson attend the closed meeting because their presence in the closed meeting was deemed necessary and would aid the Committee in its discussions.

RECONVENE:

Having certified that the matters discussed in the preceding closed session met the requirements of §2.2-3712 of the Code, the Committee re-convened in open session.

DECISION:

Upon a motion by Dr. Arkena Dailey and duly seconded by Dr. Rebecca Duff, the Board determined that the continued practice of Sara Martin constitutes a substantial danger to the public health and safety. The board voted to summarily suspend her license to practice as a physical therapist, simultaneous with the institution of proceedings for a formal administrative hearing pursuant to §54.1-2408.1 of the Code of Virginia.

VOTE:

The vote was unanimous, (5-0).

ADJOURNMENT:

The Committee adjourned at 1:02 p.m.

Corie Tillman Wolf, JD, Executive Director

Date

STAFF REPORTS

**DHP
Board Cash Balance Worksheet**

**116 -
Physical
Therapy**

Cash Balance as of June 30, 2021	\$ 1,702,347
YTD FY 2022 Revenue	82,558
Less: YTD FY 2022 Direct and Allocated Expenditures	406,912
Cash Balance as of January 31, 2022	<u>\$ 1,377,993</u>



Virginia Department of
Health Professions
Board of Physical Therapy



Discipline Report

MAY 3, 2022

DISCIPLINARY STATISTICS



February 11, 2022

April 15, 2022

❖ **40 Patient Care Cases**

- 2 at Informal
- 2 at Formal
- 12 at Enforcement
- 22 at Probable Cause
- 1 at APD

❖ **3 Non Patient Care Cases**

- 0 at Informal
- 0 at Formal
- 0 at Enforcement
- 2 at Probable Cause
- 0 at APD

- 8 at Compliance

❖ **40 Patient Care Cases**

- 2 at Informal
- 1 at Formal
- 15 at Enforcement
- 19 at Probable Cause
- 3 at APD

❖ **3 Non Patient Care Cases**

- 0 at Informal
- 0 at Formal
- 1 at Enforcement
- 2 at Probable Cause
- 0 at APD

- 7 at Compliance



TOTAL CASES RECEIVED AND CLOSED

Cases received/closed

Q1 2020 26/13

Q2 2020 4/12

Q3 2020 13/18

Q4 2020 7/6

Q1 2021 8/12

Q2 2021 12/19

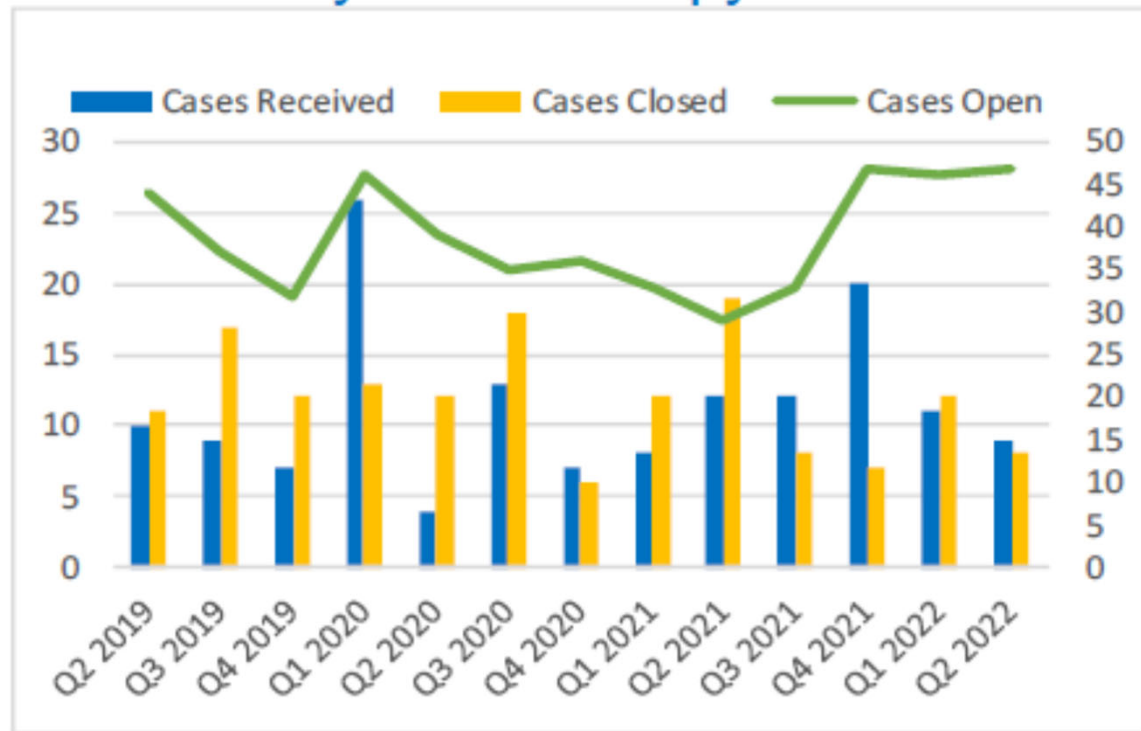
Q3 2021 12/8

Q4 2021 20/7

Q1 2022 11/12

Q2 2022 9/8

Physical Therapy



All Case information Last 5 quarters



- **% of all cases closed in 1 year**

	Q2-2021	Q3-2021	Q4-2021	Q1-2022	Q2-2022
○ PT	46.9%	88.2%	62.5%	38.3%	85.7%
○ Agency	64.0%	71.1%	68.8%	66.0%	70.7%

Virginia Board of Physical Therapy Licensing Report

Sarah Georgen, Licensing and Operations Manager

May 3, 2022

Licensure Stats – All Licenses

License	Q1 2022 (July – Sept)	Q2 2022 (Oct-Dec)	Change +/-
Physical Therapist	9,161	9,245	84
Physical Therapist Assistant	3,816	3,852	36
Total PT's and PTA's	12,977	13,097	120
Direct Access Certification	1,376	1,384	8

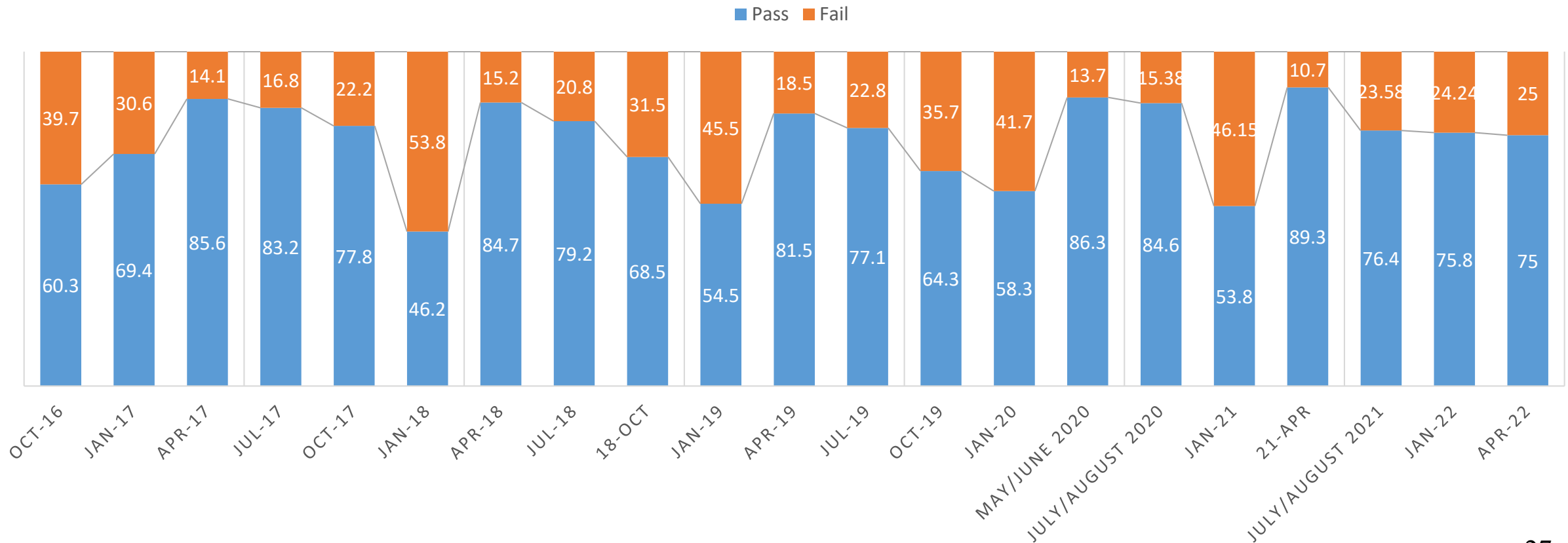
Exam Pass Rates

PTA Exam – April 2022

75.0% pass / 25.0% fail

	# Who Took Exam	# Passed	1 st Time Test Takers	Repeat Test Takers	# Failed	1 st Time Testers	Repeat Test Takers
US Applicants	64	48	46	2	16	9	7
Non-CAPTE Applicants	0	0	0	0	0	0	0
Total	64	48	46	2	16	9	7

Exam Pass/Fail Rates - PTA



COMMITTEE AND BOARD MEMBER REPORTS

Call to Order

The March 29, 2022, Virginia Board of Health Professions meeting was called to order at 10:03 a.m. at the Department of Health Professions (DHP), Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room 4, Henrico, Virginia 23233.

Presiding Officer

James Wells, RPh

Members Present

Sahil Chaudhary, 1st Vice Chair, Citizen Member
Brenda L. Stokes, MD, 2nd Vice Chair, Board of Medicine
Barry Alvarez, LMFT, Board of Counseling
Sheila E. Battle, MHS, Citizen Member
A. Tucker Gleason, PhD, Board of Nursing
Michael Hayter, LCSW, CSAC, SAP, Board of Social Work
Kenneth Hickey, MD, Board of Funeral Directors & Embalmers
Allen R. Jones, Jr., DPT, PT, Board of Physical Therapy
Steve Karras, DVM, Board of Veterinary Medicine
Alison R. King, PhD, CCC-SLP, Board of Audiology & Speech-Language Pathology
Sarah Melton, PHARM.D, Board of Pharmacy
Martha S. Rackets, PhD, Citizen Member
Susan Wallace, PhD, Board of Psychology

Members Absent

Carmina Bautista, MSN, FNP-BC, BC-ADM, Citizen Member
Helene D. Clayton-Jeter, OD, Board Chair, Board of Optometry
Mitchel Davis, NHA, Board of Long-Term Care Administrators
Margaret Lemaster, RDH, Board of Dentistry

Staff Present

Leslie L. Knachel, Executive Director
David E. Brown, D.C., Agency Director
Elaine Yeatts, Senior Policy Analyst DHP
Erin Barrett, Senior Policy Analyst DHP
Charis Mitchell, Assistant Attorney General, Board Counsel
Laura Jackson, Board Administrator
Laura Paasch, Licensing & Operations Administrative Specialist

Public Present

W. Scott Johnson
Ben Trayham

Establishment of Quorum

With fourteen board members out of eighteen present, a quorum was established.

Mission Statement

Mr. Wells read the Department of Health Professions' mission statement.

Ordering of Agenda

Mr. Wells opened the floor to any changes to the agenda. Hearing none, the agenda was accepted as presented.

Public Comment

There were no requests to provide public comment.

Approval of Minutes

Mr. Wells opened the floor to any additions or corrections regarding the draft minutes from the Full Board Meeting on December 2, 2021. Hearing none, the minutes were approved as presented.

Agency Director's Report

Dr. Brown advised the Board that Dr. Allison-Bryan retired on March 1st. He spoke about the decline in COVID-19 numbers; therefore, the agency will start its "new normal" on April 4, 2022. He indicated that conference center and additional security upgrades will be occurring in the near future.

Ms. Knachel recognized Ms. Yeatts' pending retirement and her service to DHP and the Commonwealth. Erin Barrett will replace Ms. Yeatts as of April 1, 2022.

Policy Analyst's Report

Ms. Yeatts' provided updates on the 2022 General Assembly & Regulatory Actions.

Ms. Knachel presented the amendments to Guidance Document 75-4 Bylaws that were presented at the December 2, 2021, board meeting.

Dr. Jones made a motion to accept the changes to Guidance Document 75-4 Bylaws as presented. The motion was seconded by Dr. Stokes. The motion carried unanimously.

Discussion Items

Format for Individual Board Reports

Ms. Knachel gave an update on the format for the individual board reports at Board of Health Professions' meetings. The consensus of the board members is that the Board Executives will provide a brief summary of board actions to be reported. Information on

board statistics will not be included in the reports. The minutes will reflect the information provided in each report.

Board Counsel Report

Ms. Mitchell had no information to report to the Board.

Board Chair Report

Mr. Wells thanked Dr. Jones and Dr. Rackets for their years of service on the Board of Health Professions and to the Commonwealth.

Staff Reports

Ms. Knachel reported that the next meeting is scheduled for September 27, 2022. The meeting will include reports from the Enforcement and Finance Divisions and officer elections.

New Business

No new business was reported.

Next Meeting

The next full board meeting is scheduled for Tuesday, September 27, 2022.

Adjournment

Hearing no objections, Mr. Wells adjourned the meeting at 11:07 a.m.

BOARD DISCUSSIONS AND ACTIONS

Agenda Item: Consideration of regulatory change to ensure compliance with the PT Compact

Included in your agenda package are:

Draft regulatory changes to remove the Canadian Physiotherapy Competency Exam as an acceptable examination for licensure by endorsement.

Action needed:

- Motion to adopt changes as a fast-track regulatory action.

Project 7158 - Fast-Track

Board Of Physical Therapy

Changes to comply with Compact Rules

18VAC112-20-65. Requirements for licensure by endorsement.

A. A physical therapist or physical therapist assistant who holds a current, unrestricted license in the United States, its territories, the District of Columbia, or Canada may be licensed in Virginia by endorsement.

B. An applicant for licensure by endorsement shall submit:

1. Documentation of having met the educational requirements prescribed in 18VAC112-20-40 or 18VAC112-20-50. In lieu of meeting such requirements, an applicant may provide evidence of clinical practice consisting of at least 2,500 hours of patient care during the five years immediately preceding application for licensure in Virginia with a current, unrestricted license issued by another United States jurisdiction or Canadian province;
 2. The required application, fees, and credentials to the board, including a criminal history background check as required by § 54.1-3484 of the Code of Virginia;
 3. A current report from the National Practitioner Data Bank (NPDB);
 4. Evidence of completion of 15 hours of continuing education for each year in which the applicant held a license in another United States jurisdiction or Canada, or 60 hours obtained within the past four years;
 5. Documentation of passage of an examination equivalent to the Virginia examination at the time of initial licensure or documentation of passage of an examination required by another state or Canadian province at the time of initial licensure in that state or province;
- and

6. Documentation of active practice in physical therapy in another United States jurisdiction or Canada for at least 320 hours within the four years immediately preceding his application for licensure. A physical therapist who does not meet the active practice requirement shall successfully complete 320 hours in a traineeship in accordance with requirements in 18VAC112-20-140.

C. A physical therapist assistant seeking licensure by endorsement who has not actively practiced physical therapy for at least 320 hours within the four years immediately preceding his application for licensure shall successfully complete 320 hours in a traineeship in accordance with the requirements in 18VAC112-20-140.