

August 23, 2022

The Virginia Board of Physical Therapy's Legislative/Regulatory Committee convened on Tuesday, August 23, 2022, at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room #1, Henrico, Virginia.

BOARD MEMBERS PRESENT

Arkena L. Dailey, P.T., DPT, Committee Chair*
Mira H. Mariano, P.T., Ph.D., Board Vice-President
Susan Szasz Palmer, MLS

BOARD MEMBERS ABSENT:

Elizabeth Locke, PT, Ph.D.

DHP STAFF PRESENT FOR ALL OR PART OF THE MEETING

Erin Barrett, Senior Policy Analyst
Sarah Georgen, Licensing and Operations Manager
Kelley Palmatier, Deputy Executive Director
Corie Tillman Wolf, Executive Director

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

CALL TO ORDER

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

With two Committee members present at the meeting, a quorum was established.

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

Dr. Dailey reminded to the Committee members and audience attendance of continuing education requirements.

Ms. Tillman Wolf then read the emergency egress instructions.

APPROVAL OF AGENDA

Dr. Dailey requested proposed changes to the ordering of the agenda. Hearing none, she proceeded with the meeting.

PUBLIC COMMENT

The Committee did not receive any public comment.

DISCUSSION AND COMMITTEE RECOMMENDATIONS

Public Petition for Rulemaking (Prohibition of Requirements for Mask Wearing, Receipt of Vaccines, and Disclosure of Vaccine Status to Receive Physical Therapy) and Review of Public Comments Received

Ms. Barrett provided an overview of the Rulemaking Petition and the agenda packet materials.

Upon a **MOTION** by Dr. Mariano, properly seconded by Ms. Szasz Palmer, the Committee voted to recommend to the full Board to take no action on the Petition for Rulemaking and public comments received. The motion passed unanimously (3-0).

Review of Board Regulations Governing the Practice of Physical Therapy (18VAC112-20-10 et seq.)

Ms. Barrett provided an overview of the Governor's recent directives regarding the reduction of agency regulations and possible areas for recommendation by the Committee to the full Board.

Upon a **MOTION** by Ms. Szasz Palmer, properly seconded by Dr. Mariano, the Committee voted to recommend to the full Board amendments to 18VAC112-20-27 *Fees*, 18VAC112-20-131 *Continued Competency requirements for renewal of an active license*, and 18VAC112-20-200 *Advertising ethics*, and to initiate a Notice of Intended Regulatory Action (NOIRA) related to these proposed amendments. The motion passed unanimously (3-0).

Revisions to, Reorganization of, or Readoption of Guidance Documents

Ms. Barrett and Ms. Tillman Wolf provided information for the Committee's consideration related to the individual Guidance Documents.

Upon a **MOTION** by Dr. Mariano, properly seconded by Ms. Szasz Palmer, the Committee voted to recommend to the full Board the amendment of the following Guidance Documents:

- 112-4, Board guidance on requirement for licensure for instructors in a physical therapy program
- 112-7, Board guidance on physical therapists and Individualized Education Plans in public schools
- 112-12, Physical therapy services in home health
- 112-14, Electromyography (EMG) and Sharp Debridement in Practice of Physical Therapy
- 112-15, Supervision of unlicensed support personnel in any setting
- 112-18, Disposition of Disciplinary Cases for Practicing on Expired Licenses
- 112-21, Guidance on Telehealth
- 112-22, Procedures for Auditing Continued Competency Requirements

and to recommend to the full Board the repeal of the following Guidance Documents:

- 112-11, Board guidance on functional capacity evaluations
- 112-16, Guidance on the Use of Your Professional Degree in Conjunction with Your Licensure Designation
- 112-19, Physical Therapists performance of the prothrombin time and international normalized ratio (INR) tests in home health settings

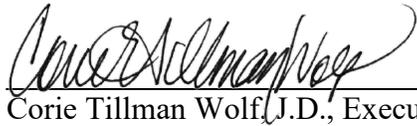
The motion passed unanimously (3-0).

NEXT STEPS

Dr. Dailey stated that the recommendations of the Committee would be presented to the full Board for consideration at the next scheduled Board meeting on November 1, 2022.

ADJOURNMENT

With all business concluded, the meeting adjourned at 11:35 a.m.



Corie Tillman Wolf, J.D., Executive Director

November 15, 2022

Date