

1 STATE OF ALASKA
2 DEPARTMENT OF COMMERCE, COMMUNITY
3 AND ECONOMIC DEVELOPMENT
4

5 Board of Physical Therapy and Occupational Therapy
6

7 October 5-6, 2017
8

9 By authority of AS 08.065.020 and in compliance with the provision of AS 44.62, Article 6,
10 a scheduled meeting of the Board of Physical and Occupational Therapy was held
11 550 WEST 7TH AVE, Room 106 ATWOOD BLDG ANCHORAGE, AK
12

13 Thursday – October 5, 2017
14

15 Agenda Item 1 - Meeting to Order/Roll Call
16

17 Ruth Kostik, Public Member and Chair of the Board of Physical Therapy and Occupational Therapy called
18 the meeting to order at 11:06 a.m. This meeting was public noticed September 7, 2017, in the
19 Anchorage Dispatch News and the Online Public Notice system.
20

21 Those present, constituting a quorum of the Board, were:
22

23 Mary Melissa Robinson, OT, Secretary
24 James Parietti, PT
25 Mari Margaret Celeste Tydingco, OT
26 Rebecca Bingham, Physician
27 Jennifer Carlson, PT
28 Keith Poorbaugh, PT
29 Ruth Kostik, Public Member, Chair

30 Staff Present:

31 Sara Chambers, Deputy Director, telephonically
32 Nina Akers, Investigator
33 Connie Petz, Licensing Examiner
34

35 Public Present: LeeAnne Carrothers and Glenn Wuyts
36

37 Ms. Kostik, welcomed all Board members. This was the first in person meeting for Jennifer Carlson,
38 Rebecca Bingham and Keith Poorbaugh who was appointed May 26, 2017 to replace Joan Stassel. She
39 had resigned for personal reasons on March 5, 2017. Mr. Poorbaugh's board seat expires March 1, 2018.
40 Staff explained he would need to contact Boards and Commissions requesting reappointment for the
41 March 1, 2018 to March 1, 2022 term.

42 **Agenda Item 2 - Consent Agenda**

43

44 The consent agenda includes follow-up business and minutes from prior meetings. All board members
45 approved the minutes as final and accepted the consent agenda.

46

47 **ON A MOTION MADE BY ROBINSON SECONDED BY PARIETTI TO ADOPT THE ITEMS ON THE**
48 **CONSENT AGENDA INCLUDING LETTER TO SENATOR CATHY GIESSEL 2-24-17, LETTER TO**
49 **REPRESENTATIVE SAM KITO IN SUPPORT OF HB90 2-24-17, LETTER FOR ALL THE CERTIFICATE**
50 **PROVIDERS; GRASTON TECHNIQUES, NEURO-DEVELOPMENTAL TREATMENT ASSOCIATION,**
51 **AQUATIC THERAPY & REHAB INSTITUTE, INC, EDLANTIS SEMINARS AS WELL AS THE FINAL**
52 **MINUTES FOR FEBRUARY 23-24, 2017, AND FINAL MINUTES FOR JULY 26, 2017**
53 **TELECONFERENCE. ALL IN FAVOR, MOTION PASSED.**

54

55 Ms. Kostik signed the February and July final minutes and staff will publish to the website.

56

57 **Agenda Item 3 - Review/Approve Agenda**

58

59 The Board will discuss of the annual report and board goals during agenda #5, Old Business. They added
60 discussion for application revisions to agenda #12, Applications and added resource list and standard
61 operating procedures under # 21, Closing Discussion.

62

63 **ON A MOTION MADE BY CARLSON, SECONDED BY BINGHAM, TO APPROVE THE AGENDA.**
64 **ALL IN FAVOR, MOTION PASSED.**

65

66 **Agenda Item 4 - Ethics Reporting**

67

68 Ms. Kostik and staff explained ethics reporting and disclosures. They reminded everyone to recuse from
69 voting when they have any relationship/connection or situation with an applicant or licensee.

70

71 Staff explained the ethics disclosure form for gifts over \$150.00 and ethical reporting. When in doubt,
72 disclose. She also explained the open meetings act. Executive session may be considered to protect the
73 privacy of an individual; it was not to withhold open public discussion during a meeting. AS 44.62.312
74 (3) the people of this state do not yield their sovereignty to the agencies that serve them. The open
75 meeting act is to protect the public by allowing them to be informed.

76

77 Mr. Poorbaugh reported he was the nominating committee chair for the Alaska chapter of the American
78 Physical Therapy Association (APTA). Due to his appointment with the board, he stepped down to avoid
79 any conflict of interest.

80

81 Ms. Tydingco submitted an ethics gift disclosure for approximate value of \$1600.00 for her attendance
82 at the June 2017 board member training. The Federation of State Boards of Physical Therapy (FSBPT)

83 covered airfare, lodging, ground transportation and meals. Ms. Kostik is the designated ethics supervisor
84 (DES) for the board. They both signed the ethics form.

85
86 Ms. Tydingco thanked the Board for being able to attend the FSBPT training. She was educated in the
87 importance of recognizing conflicts of interest. It was stressed the boards' role is protection of the
88 public, not for protection of the professional. Keep regulations broad and avoid words like "you can
89 only" or "you cannot" and it may avoid anti-trust situations. She learned more about the physical
90 therapy licensure compact (PTLC) and encouraged the board to keep an open mind, as the compact will
91 allow more flexibility for traveling therapists.

92
93 Ms. Carlson asked if her position as the interior representative for the American College of Sports
94 Medicine (ACSM) where she volunteers reviewing educational courses in the field of sports medicine is a
95 conflict of interest. She did not see this it was but this discussion prompted her to ask for direction. Ms.
96 Kostik and other board members agreed, it did not conflict. Ms. Kostik recommended Ms. Carlson
97 attend the FSBPT board member training next year, as it will really elaborate on these types of ethical
98 situations.

99
100 Mr. Poorbaugh disclosed he received an email in relation to EMG testing from Dr. Sponsler and he
101 directed him to email staff. Ms. Petz included it under agenda item 15 for board discussion.

102
103 There were no ethical situations to report by Robinson, Parietti, Bingham, Carlson, Kostik and staff Petz.

104
105 **Agenda Item 5 - Old Business/Tasks**

106
107 Staff recapped the FY17 Annual Report and board members reviewed the goals of the board.

108
109 The board had asked the regulation specialist if the Performance Evaluation Tool (PET) could be a
110 resource tool without a regulation change. This would be used by foreign trained physical therapists and
111 the supervised clinical skills evaluation created by the Federation of State Boards of Physical Therapy
112 (FSBPT).

113
114 A response from Department of Law (DOL) via Jun Maiquis said no, the Board should adopt as the guide
115 by reference via regulation.

116
117 The board deferred this to agenda # 19 regulations.

118
119 **BREAK off record at 12:06 p.m. and back on record 12:18 p.m.**

120
121
122
123

124 **Agenda Item 6 – How to Read Statutes and Regulations.**

125

126 Staff explained the importance of reading the entire regulation and all related statutes and/or
127 regulations identified within one. In order to regulate you must have statutory authority. This means
128 statutes trump regulations. Board members noted the importance of reading a law in its entirety is key
129 to having a complete understanding of the law.

130

131 **Agenda Item 7 - CE Audits – Continuing Education**

132

133 Ms. Carlson offered to explain the in-depth process for continuing education (CE) courses to meet the
134 requirements established by Board of Certification (BOC) for Athletic Trainers. This stringent process
135 can take up to 12 weeks for course approval. The provider must determine the CE category, the type of
136 program; live program versus home study course etc... Although the target audience is athletic trainers,
137 the content must be intended for other health care or wellness providers. The request for approval may
138 take several times for revisions. All this to say, it is an extensive process in comparison to sending \$25.00
139 to the AKPTA for them to read a one page write up and approve a course. She asked the board to
140 consider accepting BOC courses.

141

142 The board explained both professions require completion of at least one-half of the required contact
143 hours in courses or programs offered by an accredited academic institution or a professional
144 organization approved by the board under their specific regulation.

145

146 If a licensee only submitted BOC courses that is where they may not be in compliance of the one-half
147 requirement. When a BOC course certificate is submitted the content must meet regulations; “To be
148 accepted by the board, a continuing education course or activity must contribute directly to the
149 professional competency of... and must be directly related to the skills and knowledge required to
150 implement the principles and methods of physical therapy, as that term is defined in AS 08.84.190”.

151

152 Ms. Carlson was encouraged to inform providers of approved BOC courses to consider contacting state
153 associations (AKPTA and AKOTA) to have the courses approved.

154

155 The board had reviewed and approved the below 24 continuing competency and continuing education
156 certificates for license numbers:

157

158 100744, 100879, 103586, PHYA2868, PHYO1089, PHYO1595, PHYO1753, PHYO1813, PHYO1962,
159 PHYO2066, PHYO2400, PHYO2478, PHYO2834, PHYP1167, PHYP1330, PHYP1348, PHYP1386, PHYP1522,
160 PHYP1947, PHYP2222, PHYP2520, PHYP2721, PHYP2808, PHYT2563

161

162 TASK: Staff will notify all licensees who met their audit requirements.

163

164 One licensee was two (2) contact hours short, one (1) not completed during the required licensing
165 period of July 1, 2014 and June 30, 2016 and one (1) contact hour Medicare Documentation Compliance
166 was not accepted by the board as it was not in compliance with 12 AAC 54.715 (c). Staff will forward to
167 the paralegal.

168
169 Staff will continue to prepare audit documentation for board member review, contact those who have
170 incomplete documents. The CE review process will continue. When a quorum of the board votes to
171 accept an audit that licensee will be informed. The board's goal is to have all audited licensees
172 completed before the next board meeting. Any audited licensees whose certificates not in compliance
173 will be addressed at that time.

174
175 **BREAK off record at 2:01 p.m. and back on record 2:26 p.m.**

176
177 **Agenda Item 8 – Investigative Report**

178
179 Investigator Nina Akers attended the meeting and explained the investigative process. Her initial report
180 was for the period of February 18, 2017 through August 17, 2017. The report included all investigations,
181 complaints, and intake matters handled since the last report. The Division opened one (1) matter and
182 closed one (1) matter. Zero (0) matters remain on-going and under active investigation or are pending
183 litigation.

184
185 After the investigative report, ending August 17, 2017 one (1) new matter was opened which required
186 board action.

187
188 **MS. KOSTIK CALLED FOR MOTION TO ENTER EXECUTIVE SESSION, THE ALASKA BOARD OF**
189 **PHYSICAL THERAPY AND OCCUPATIONAL THERAPY IS RESOLVED TO ENTER EXECUTIVE**
190 **SESSION IN ACCORDANCE WITH AS 44.62.310(C)(2) AND (3), AND THE ALASKA**
191 **CONSTITUTIONAL RIGHT TO PRIVACY PROVISIONS, FOR THE PURPOSE OF REVIEWING**
192 **CASE # 2017000886.**

193
194 **ON A MOTION BY ROBINSON, SECONDED BY PARIETTI, MOVE TO ENTER EXECUTIVE SESSION.**
195 **ROLL CALL VOTE ROBINSON, PARIETTI, TYDINGCO, BINGHAM, CARLSON, POORBAUGH AND**
196 **KOSTIK ALL VOTED YES. MOTION PASSED.**

197
198 Ms. Kostik stated all board members, staff Akers and Petz to stay in the room and asked all public
199 members to leave the room.

200
201 **Entered Executive at 2:41 p.m.**

202 **Out of Executive Session at 3:15 p.m.**

203
204 The board reviewed CASE # 2017000886.

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ON A MOTION BY ROBINSON, SECONDED BY POORBAUGH, THE ALASKA STATE BOARD OR PHYSICAL THERAPIST AND OCCUPATIONAL THERAPY HEREBY ADOPTS THE IMPOSITION OF CIVIL FINE IN THIS MATTER. THE BOARD HAS DETERMINED THIS IS A TECHNICAL VIOLATION OF PROFESSIONAL LICENSING STATUTES AND REGULATIONS NOT RELATED TO THE DELIVERY OF PATIENT CARE AND, THEREFORE, THIS MATTER CAN BE RESOLVED WITH A CIVIL FINE. THIS IMPOSITION OF CIVIL FINE TAKES EFFECT IMMEDIATELY UPON SIGNATURE OF THIS ORDER IN ACCORDANCE WITH THE APPROVAL OF THE BOARD.

ROLL CALL VOTE: BINGHAM, POORBAUGH, PARIETTI, ROBINSON, CARLSON, TYDINGCO, AND KOSTIK ALL VOTED YES. PARIETTI RECUSED. MOTION PASSED.

Ms. Kostik signed the board order.

Agenda 9 - SB49 Legislative Planning

Ms. Kostik recapped the process for legislation and correspondence about SB49. Discussion ensued and the board determined which board members would be the key contact for the upcoming legislative session.

ON A MOTION BY POORBAUGH, SECONDED BY TYDINGCO APPROVE SB49 LEGISLATIVE CONTACTS TO INCLUDE KOSTIK, OCCUPATIONAL THERAPIST ROBINSON AND OCCUPATIONAL THERAPIST BACKUP TYDINGCO. PHYSICAL THERAPIST CARLSON, PHYSICAL THERAPIST BACKUP POORBAUGH AND PHYSICIAN BINGHAM FOR LEGISLATIVE SESSION. ALL IN FAVOR, MOTION PASSED.

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234

The Alaska Physical Therapy and Occupational Therapy Board reviewed the concerns raised by Alaska Occupational Therapy Association (AKOTA) president Robin Lampman and the American Occupational Therapy Association (AOTA) director, Chuck Willmarth regarding SB49. Both expressed concerns the Alaska statute would no longer require an occupational therapist or occupational therapy assistant submit proof of successful completion of supervised fieldwork to the state of Alaska.

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240

The Board recognized that at every level of education for an OT or OTA, clinical fieldwork is a requirement in accredited educational programs as stipulated by the Accreditation Council for Occupational Therapy Education Standards. AOTA standards indicate clinical fieldwork is a requirement of the educational program that must be fulfilled in order to receive a degree. The Alaska Physical Therapy and Occupational Therapy Board considers educational program content the purview of national program council standards, rather than the Board's determination.

241

242

243

The Board recognized NBCOT is the credentialing agency who reviews the transcripts and then approves the applicant to take the national examination as regulated in 12 AAC 54.600. **OCCUPATIONAL THERAPY LICENSE REQUIREMENTS.** (5) proof of initial certification directly to the department from the National

244 Board for Certification in Occupational Therapy (NBCOT) as evidence of having met the requirements of
245 AS 08.84.030(b);

246
247 The AOTA is the agency who sets the accreditation standards of educational requirements via their
248 Accreditation Council for Occupational Therapy Education (ACOTE). The NBCOT relies on the transcripts
249 from accredited ACOTE institutions. According to ACOTE, both supervised fieldwork and fieldwork is an
250 education requirement for graduation.

251 The additional concern in SB49 introduced 2/3/17 regarding 08.84.030 (b) (1) wording was also
252 discussed by the Board. It is not the Board's intent to approve occupational therapy educational
253 programs. It is the Board's intent to accept the determination of the national accreditation agency. In
254 this regard, it may be more accurately stated by removing the word "and" from the text. This also
255 applies to the wording in 08.84.030 (a) (1) for physical therapy. This was identified in SB49 introduced
256 on page two (line 24) and page three (line 7) of SB49.

257 The Board drafted a response to Senator Giessel's office about supervised fieldwork, the edit to the
258 word 'and' in SB49 and copied AKOTA and AOTA.

259
260 TASK: Staff will put on state letterhead and send to all interested parties.

261
262 **Agenda Item 10 – Correspondence**

263
264 The Board reviewed all correspondence, affirmed when staff provided correct responses and drafted
265 letters or asked staff to respond via email to questions that needed board responses.

266
267 Maria Hopkins will be informed that her Lifecycle Nutrition course fails to meet the requirement
268 outlined in 12AAC 54.420(c). Staff will put on state letterhead.

269
270 Caitlin Rodriguez will be informed via email that as long as her hybrid DPT is an entry-level program
271 from a CAPTE approved school then it should meet the educational requirements.

272
273 Mary Olson will be informed via email that her course EDUC 58012 Early Childhood: Typical & Atypical
274 Development was approved for continuing education.

275
276 LeeAnne Carrothers emailed the board with information related to how a physical therapist introduces
277 themselves as "Doctor". The Board stated that a physical therapist who has a doctorate of physical
278 therapy should always identify that they are physical therapist, such as doctor of physical therapy DPT.

279
280 TASK: Mr. Parietti will research what other jurisdictions say about only saying Doctor and not including
281 wording that clearly identifies doctor of physical therapy.

283 Annette Baiocchi will be informed via email that as long as the medication via iontophoresis is
284 prescribed by a physician then it is administrable.

285
286 **RECESS at 4:35 p.m.**

287
288 **Friday – October 6, 2017**

289
290 **Agenda Item 11– Call to Order**

291
292 Ms. Kostik called the meeting to order at 8:09 a.m.

293
294 Roll call: Mary Melissa Robinson, James Parietti, Mari Margaret Celeste Tydingco, Rebecca Bingham,
295 Jennifer Carlson, Keith Poorbaugh, Ruth Kostik and staff Connie Petz were all present.

296
297 **Agenda Item 12 – Applications**

298
299 The board had three applications to review and it was determined Executive Session would be
300 appropriate. Ms. Kostik called for motion to enter Executive session.

301
302 **ON A MOTION BY CARLSON, SECONDED BY PARIETTI, THE ALASKA BOARD OF PHYSICAL**
303 **THERAPY AND OCCUPATIONAL THERAPY IS RESOLVED TO ENTER EXECUTIVE SESSION IN**
304 **ACCORDANCE WITH AS 44.62.310(C)(2) AND (3), AND THE ALASKA CONSTITUTIONAL RIGHT TO**
305 **PRIVACY PROVISIONS, FOR THE PURPOSE OF REVIEWING APPLICATIONS.**
306 **ROLL CALL VOTE ROBINSON, PARIETTI, TYDINGCO, BINGHAM, CARLSON, POORBAUGH AND**
307 **KOSTIK ALL VOTED YES. MOTION PASSED. ALL VOTED YES. MOTION PASSED.**

308
309 Ms. Kostik stated all board members and staff Petz to stay in the room.

310
311 **Entered Executive at 8:56 a.m.**

312 **Out of Executive Session at 9:47 a.m.**

313
314 **BREAK off record at 9:47 a.m. and back on record 9:58 a.m.**

315
316 The Board reviewed three applications during executive session. They determined they would make an
317 exception for non-receipt of a verification of license from Puerto Rico due to the hurricane and lack of
318 electricity because the license was lapsed and the applicant, Mr. Donnellon had never worked in that
319 jurisdiction. Once received, the verification of license documentation will be in his licensing record. If
320 there were any discrepancy, the Board would address it at that time.

321
322 **ON A MOTION BY TYDINGCO, SECONDED BY CARLSON, TO APPROVE CODY COVEN FOR**
323 **PHYSICAL THERAPIST LICENSE, AND STEPHEN DONNELLON FOR PHYSICAL THERAPIST LICENSE**

324 PENDING RECEIPT OF THE DOCUMENTATION OF THE TEXAS PHYSICAL THERAPY ASSISTANT
325 LICENSE. THE VERIFICATION OF THE LICENSE FROM PUERTO RICO TO BE RECEIVED WHEN
326 AVAILABLE, FOLLOWING THE NATURAL DISASTER AND FOR ANNA BRABBINS ACCEPTED FOR
327 OCCUPATIONAL THERAPIST LICENSURE PENDING COMPLETED JURISPRUDENCE
328 QUESTIONNAIRE. BINGHAM, POORBAUGH, PARIETTI, KOSTIK, CARLSON AND TYDINGCO
329 VOTED YES. ROBINSON ABSTAINED. MOTION PASSED.
330

331 Staff assured the board the application checklists were accurate and both the Texas physical therapist
332 assistant verification of license and the jurisprudence questionnaire were in the records. They were
333 over looked during file preparation for the meeting. Staff will confirm these documents are in their
334 record prior to issuing licenses.
335

336 **Agenda Item 13 – Physical Therapy Licensure Compact**
337

338 The Board discussed the Physical Therapy Licensure Compact (PTLC). They are still uncertain if they
339 would be in support of joining it. They will continue to track how the compact is working for the ten
340 states that have joined.
341

342 Ms. Tydingco shared her understanding of the compact and encouraged everyone to consider how it
343 could benefit Alaska.
344

345 The Alaska Physical Therapy Association is interested in pursuing legislation but would like to have
346 confidence the Board would be in support of it.
347

348 TASK: Board members agreed to research and monitor activity in the jurisdictions who have joined the
349 compact. They will compare their laws with Alaska law and be prepared for discussion at the next
350 meeting.
351

352 **Agenda Item 14 - Continuing Competencies**
353

354 The board has wanted to move away from contact hours or add an option for more hands on/interactive
355 education. They would like to make steps in that direction to create a way for a licensee to have a
356 greater depth to their continuing education versus just 'time in the seat' for continuing competency
357 renewal requirements.
358

359 This project will be an outline or framework for what it could look like so the board can work on
360 regulations to include competency.
361

362 TASK: Carlson and Robinson will review the research provided and compile a continuing competency
363 draft for the board to consider at the next meeting. Both will submit it to staff by February 1, 2018.
364

365 For the record, the board had voted by mail to accept NBCOT Navigator certificates for continuing
366 education for occupational therapy.

367

368 TASK: Staff will contact both FSBPT and NBCOT to ask if they have an avenue to allow anyone who does
369 not have a computer to submit their certificates of education by fax or mail to them. This is to make
370 sure there is no barrier for a licensee to manage CE certificates with them.

371

372 **Agenda Item 15 - Discussion time - 10 Minute topics**

373

374 The Board continues to state therapists are professionals trained to work in their scope of practice for
375 their specific profession and the techniques they implement. They will not create a laundry list of what
376 a licensed therapist can or cannot do.

377

378 MSKUS – Musculoskeletal Ultrasound and EMG – Electroneuromyography is recognized and
379 implemented by some physical therapists but the Board identified within statute 08.84.190(6) physical
380 therapy does not allow the diagnosis of disease.

381 Nathan Shields asked the board to provide a letter for ultrasound. After reviewing his request, they
382 determined they would only state they do not dictate what a licensee can or cannot do as they expect a
383 therapist to practice within their field of training as well as within the laws in their profession. They
384 included reference to the definition of physical therapy.

385 TASK: Staff will put their response on state letterhead and copy Dr. Sponsler who had also contacted
386 the board about EMG.

387 The Accreditation Council for Occupational Therapy Education (ACOTE®) has mandated that the entry-
388 level degree requirement for the occupational therapist will move to the doctoral level by July 1, 2027.

389

390 The FSBPT has created a resource for reentry to the physical therapy profession because they recognize
391 the requirements to reenter the workforce as a PT provider vary significantly from jurisdiction to
392 jurisdiction. Board members will review this more fully and it will be discussed at the next board
393 meeting. Our current law only covers clinical and does not include education. Why is there such a
394 discrepancy among jurisdictions?

395

396 TASK: Ms. Tydingco will research occupational therapy and both Mr. Parietti and Mr. Poorbaugh will
397 research physical therapy. All to provide Reentry Research by February 1, 2017.

398

399 Staff explained to the board the applications are not yet been revised and hopes to have completed and
400 posted on the web by the end of this year.

401

402 LUNCH off the record at 11:48 a.m. back on the record at 1:00 p.m.

403

404 Ms. Kostik called the meeting to order – All board members and staff were present.

405

406 **Agenda Item 16 – Public Comment**

407

408 Glenn Wuyts spoke to the Board and provided a packet of information for their consideration. He asked
409 the board to accept his explanation for education and allow him to start his internship.

410

411 **Agenda Item 17 – Budget and FY17 Annual Report**

412

413 Sara Chambers explained the budget to the board. They asked why they could not have printed board
414 packets and why they could not have two face-to-face meetings. Ms. Chambers said if there was a
415 verifiable need, they could have both.

416

417 TASK: Kostik will draft a letter explaining how the Board justifies meeting in person. Staff will forward.

418

419 **Agenda Item 18 – Telehealth**

420

421 The Board recognized that holding a license to practice is required. Protection of the public and quality
422 of care is of the greatest concern. The board would expect anyone who chooses to provide telehealth
423 services to takes steps to have the education to implement distance treatment. If a person is not
424 improving, then the therapist is to change the treatment or make a referral. They recognize there will
425 still be a need for manual therapy in many situations.

426

427 If Alaskans are not receiving the services they need based on the shortage of therapists, does “must be
428 physically present in the state while performing telerehabilitation” impact the public? Are we keeping
429 Alaskans safer?

430

431 The board determined they would seek repeal of 12 AAC 54.530(b)(1) and 12 AAC 54.825(b)(1) with
432 their next regulation project.

433

434 **BREAK off the record at 2:24 p.m. and back on at 2:32 p.m.**

435

436 **Agenda Item 19 – Regulation Project**

437

438 Strike from both **12 AAC 54.530(b)(1)** and **12 AAC 54.825(b)(1)** “must be physically present in the state
439 while performing telerehabilitation under this section”. FAQ was completed.

440

441 **12 AAC 54.915 – REVIEW OF APPLICATIONS FOR TEMPORARY PERMIT OR LIMITED PERMIT (b)** The form
442 titled "Application Checklist for Temporary Permit," dated April 2005, is adopted by reference.

443

444 Update the Temporary Checklist form OL-316 by removing under occupational therapy the reference to
445 "submit 24 continuing education hours". FAQ was completed.

446

447 The Board wanted to have a way to use the FSBPT Performance Evaluation Tool (PET) to determine
448 competence upon completion of an internship of Foreign Educated therapists. They did not want to be
449 limited to just the FSBPT tool, but have the option for others if they became available.

450

451 Proposed Regulation Amendment: FOREIGN-TRAINED PHYSICAL THERAPY APPLICANTS.

452

453 Current Regulation:

454 **12 AAC 54.040 (f) upon completion of the internship, the preceptor shall submit a letter sent directly**
455 **to the department on a form provided by the department attesting to the applicant's**

456 (1) satisfactory or unsatisfactory completion of the internship;

457 (2) proficiency in English, if English is the applicant's second language; and

458 (3) level of skill in completion of evaluation, program planning, therapeutic practice, potential ability to
459 practice safely while unsupervised with sound professional judgment, and ethics related to the practice
460 of physical therapy.

461

462 It was revised to now read:

463

464 **12 AAC 54.040 (f) the preceptor shall submit directly to the department, a national performance**
465 **evaluation tool, recognized by the Board to determine competence upon completion of a supervised**
466 **clinical practice experience attesting to the applicant's**

467 (1) satisfactory or unsatisfactory completion of the internship;

468 (2) proficiency in English, if English is the applicant's second language; and

469 (3) level of skill, in completion of evaluation, program planning, therapeutic practice, potential ability to
470 practice safely while unsupervised with sound professional judgement, and ethics related to the practice
471 of physical therapy.

472

473 FAQ was completed for 12 AAC 54.040 (f).

474

475 The board will hold the above three draft regulations as well as 12 AAC 54.030(b) from the October
476 2016 board meeting. They will track the progress of SB49 and may create more regulations at the next
477 board meeting.

478

479 **Agenda Item 20 – Schedule Meetings**

480

481 The Board recapped that Ms. Chambers did tell the board they could meet 2 times per year in person.
482 Ms. Kostik stated they should meet in Juneau in March and she will write a letter of justification to Ms.
483 Chambers.

484

- 485 • January 10, 2018 noon teleconference (Tentative, only if needed for CE review)
- 486 • March 1-2, 2018 in Juneau unless travel denied and then Video Conference (means split meeting
- 487 – Juneau and Anchorage)
- 488 • October 4-5, 2018 in Anchorage requesting In Person Board meeting with alternate dates
- 489 October 11-12, 2018
- 490 • FSBPT new board member training June 8-10, 2018
- 491 • FSBPT annual meeting October 24-26, 2018

492

493 **ON A MOTION BY ROBINSON, SECONDED BY TYDINGCO, DESIGNATE KEITH POORBAUGH TO**

494 **ATTEND THE JUNE 2018 MEETING AT FSBPT AND JENNIFER CARLSON IF TWO ALLOWED TO**

495 **ATTEND, DESIGNATE CELESTE TYDINGCO TO ATTEND THE 2018 NBCOT MEETING IF IT IS HELD,**

496 **DESIGNATE JENNIFER CARLSON, RUTH KOSTIK AND CONNIE PETZ TO ATTEND OCTOBER 2018**

497 **FSBPT MEETING. ALL IN FAVOR. MOTION PASSED.**

498

499 **TASK:** Staff will schedule meeting rooms and prepare requests for travel as needed.

500

501 **Agenda Item 21 – Closing Discussion/ Task List**

502

503 Staff Informed the Board that CAPTE withdrew accreditation for the Community College of the Air Force

504 (Texas) for academy for PTA effective April 26, 2017. This was the only approved educational provider

505 for military training for PTA.

506

507 Discussion for Mr. Wuyts. The Board determined Mr. Wuyts is in a very difficult situation and the board

508 recognizes that in making a decision they must be able to document why they would make an exception

509 for this applicant. Getting all the pieces of information gives the board the credibility of due diligence.

510

511 **TASK:** Staff to contact New York to secure Mr. Wuyts educational information.

512

513 **TASK:** Board members divided the current jurisprudence questions to revise and for discussion

514 at March 1, 2018 board meeting. Occupational therapy questions, Tydingco 1-10; Robinson 11-21 and

515 physical therapy questions, Parietti 1-7; Bingham 8-14 and Kostik 15-21.

516

517 **TASK:** Submit questions to staff by February 1, 2018.

518

519 Board members completed the meeting evaluation forms.

520

521 **Board Member TASKS:**

- 522
- 523 • Kostik – Letter for Ms. Chambers explaining how the Board justifies meeting in person

524

- 525 • Robinson – Research continuing competency for Occupational Therapy- compile draft of what it
- 526 could look like
- 527
- 528 • Parietti – Research ReEntry to profession and professional title Doctor vs Doctor of Physical
- 529 Therapy
- 530
- 531 • Tydingco – Research ReEntry to Occupational Therapy profession
- 532
- 533 • Carlson – Research continuing competency for Physical Therapy - compile draft of what it could
- 534 look like
- 535
- 536 • Poorbaugh – ReEntry to PT profession via other jurisdictions
- 537
- 538 • ALL board members will research the compact activity in other jurisdictions and compare AK law
- 539
- 540 • ALL board members will work on their assigned jurisprudence questions.
- 541

542 **Staff TASKS:**

- 543
- 544 • Put all correspondence on state letterhead:
- 545 1. Senator Giessel’s – letter supervised fieldwork, the edit to the work ‘and’ in SB49. Copy both
- 546 AKOTA and AOTA.
- 547 2. Inform Senator Giessel of the Board points of contact for SB49.
- 548 3. Maria Hopkins
- 549 4. Nathan Shields w/ CC to Dr. Sponsler
- 550 5. Sara Chambers
- 551 • Publish to Web: February and July final minutes
- 552 • Future board meeting dates
- 553 • Email - Caitlin Rodriguez, Annette Baiocchi, Mary Olson
- 554 • Issue licenses: Cody Coven, Anna Brabbins, Stephen Donnellon and verify documentation is
- 555 in licensing record
- 556 • Contact all who passed AUDIT
- 557 • Continue to provide audit documentation to Board for review
- 558 • Contact FSBPT & NBCOT ask if they have an avenue to allow anyone who does not have a
- 559 computer to submit their certificates of education by fax or mail to them
- 560 • RE: Wuyts - contact New York to secure his educational information
- 561 • Schedule meeting rooms and prepare requests for travel as needed
- 562
- 563
- 564
- 565

566 **Agenda Item 22 – Travel Action Summary**

567

568 The Board completed the Travel Action Summary, staff will forward.

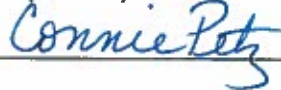
569

570 Ms. Kostik adjourned the meeting at 4:35 p.m.

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572

Respectfully Submitted:



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Connie Petz, Licensing Examiner

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Approved:



577

578

Ruth Kostik, Chair

579



580

Date