



AK PT/OT Board - Regulations Committee Mtg August 2, 2024 Minutes

Alaska Division of Corporations, Business and Professional Licensing
8/2/2024 10:00 AMAKDT
@ Juneau - Zoom

1. Call to Order/Roll Call

The Physical Therapy and Occupational Therapy Regulations Committee Meeting was called to order on Friday, August 2, 2024 by committee member Valerie Phelps at 10:02 am. Roll call taken by Valerie Phelps. Committee members present: Valerie Phelps, Lindsey Hill, and Rebecca Dean.

Staff present: Reid Bowman, Program Coordinator 2; Shane Bannarbie, Program Coordinator 1; Sheri Ryan, Licensing Examiner

Guest: Kristen Neville, Manager, State Affairs, American Occupational Therapy Association (AOTA)

2. Review/Approve Agenda

Rebecca Dean moved to accept the agenda as submitted. Lindsey Hill seconded the motion. All in favor; none opposed. Motion passes unanimously.

3. Approve Minutes 06-28-2024

Rebecca Dean moved to accept the June 28, 2024 committee meeting minutes as written. Lindsey Hill seconded the motion. All in favor; none opposed. Motion passes unanimously.

4. Public Comment

No public comment given.

5. Regulations Projects

A. Re-entry Regulations Project/Replacement of 150-hour internship

Committee discussion of minimum experience requirement for supervising therapist and what should make up the standards for preceptorship and if acceptance by substantial equivalency (examine each state requirements) should be defined or a national certification requirement. Discussion on whether regulation language should include provision for supervision to be provided by AK licensed therapist versus if supervision would be allowed by an a therapist not

licensed in AK and if the Supervised Service Delivery could be completed outside of Alaska. Committee discussed in some remote areas limited staff to choose from to act as preceptors. Consensus that supervision to be provided by AK licensed therapist, no minimum experience level, educated in the field an intern is anticipated to be practicing. 12 AAC 54.535 + 12 AAC 54.830 = current internship standards. Continue with (1) continual on-site supervision requirement but remove (2) "has a varied caseload". Preceptor should provide experience related to the field intern is going to be going into. Committee discussed standards of what equals one year out of work - no proration; any part of a calendar years without employment equals one full year of non-employed service aka non-service delivery -->definition of proration. Draft language to be completed by Valerie Phelps for review at next meeting.

B. Posting license or permit discussion

Finalized language for requirement of posting of a license or permit in 12 AAC 54.500(b) + 12 AAC 54.805 - "A license or permit issued by the board must be posted in a conspicuous location in your business for public inspection. If away from your business, be prepared to provide proof of licensure, if asked." Language to be added to SB74 Regulations Project draft.

Discussed possible awareness campaign for telehealth visits - Patients always have the right to see your license. Best practice to include license# and title OT/OTA or DPT/PTA in your Zoom listing so it's very clear what your credentials are. Ideas - Patients Rights brochure (similar to what is given when you are admitted to the hospital) and included on website. Add to Competency/Education Committee agenda.

C. Regulations Project - Transcript requirement for applicants by credentials

Transcript Regulations Project - waiting on more information on exam requirement. Tabled.

Break taken at 11:32 am. Recording stopped. Returned from break at 11:42 am. Recording resumed. Roll call taken:

Committee members present: Rebecca Dean, Lindsey Hill, and Valerie Phelps.

Staff present: Reid Bowman, Program Coordinator 2; Shane Bannarbie, Program Coordinator 1; Sheri Ryan, Licensing Examiner

Guest: Kristen Neville, Manager, State Affairs, American Occupational Therapy Association (AOTA)

D. 12 AAC 54.410/710 Audit Records Retention

E. Discussed difference between PT/OT requirement of retaining for three years in 12 AAC 54.410 + 12 AAC 54.710 and centralized regulation 12 AAC 02.960(f)(1) requirement of retention for four years. Consensus of committee members to recommend to the board to have regulations coincide with centralized regulations and change three years to four years. Draft language added to SB74 Regulations project.

F. SB74 Regulations Project - Physical Therapy Compact Licensure

Committee discussed eligibility for temporary permits before background reports received. Permits can be issued while permanent license application is waiting for fingerprinting/background reports.

Home state residency regulations are not required. PT Compact Commission verifies residency when therapist is applying to purchase a compact privilege.

Committee discussed review of compact contract requirement. Committee consensus to require biannual mandatory reviews with any compact license contracts. Concern about (3) language in SB74 regarding "commission may levy on and collect an annual assessment from each member state or impose fees..." Suggested that board report should include data compact privileges issued and initial licenses issued. Recommend to add the following regulation language in Article 8 - General Provisions - "With any compact contracts, the board will review efficacy by June 1 on non-licensing renewal years." Staff to discuss with Deputy Director. If any concerns, bring back to committee.

Break taken at 12:42 pm. Recording stopped. Returned from break at 12:51 pm. Recording resumed.

Roll call taken:

Committee members present: Valerie Phelps and Rebecca Dean. Lindsey Hill absent.

Staff present: Reid Bowman, Program Coordinator 2; Shane Bannarbie, Program Coordinator 1; Sheri Ryan, Licensing Examiner.

Committee discussed how Jurisprudence Questionnaire will be handled for all compact privilege holders prior to purchase. Recommendation to the board that JP be taken/passed before compact privilege can be purchased. Is Jurisprudence Questionnaire requirement in statute? Requirement of minimum passing score has to be outlined in regulation to make sure it is defensible. Is there statutory authority to write that language? Staff to consult with Deputy Director regarding. Discussed outsourcing JP examination to third party to streamline process for PT

compact and licensing. FSBPT provides [Jurisprudence Assessment Module Services](#) for other states. Can JAM be offered for both PT and OT through FSBPT?

- G. PTOT Dry Needling Regulations Project - COMPLETED
- H. 12 AAC 54.600(3) Regulations Project - OT application by Examination = COMPLETED

6. Next Steps

1. Valerie Phelps to work on draft language for 12 AAC 54.535 and 12 AAC 54.830 and corresponding Temporary Permit issuance for interns completing 150-hour internship 12 AAC 54.050 and 12 AAC 54.640 - Re-entry Regulations Project/Replacement.
2. Change JP to passing 80% requirement in all areas of SB74 Regulations Project Draft
3. Add new posting of a license or permit language for 12 AAC 54.500(b) + 12 AAC 54.805 in SB74 Regulations Project Draft.
4. Add draft language for change of three years to four years records retention in 12 AAC 54.410 + 12 AAC 54.710 to SB74 Regulations Project draft.
5. Discuss items with Deputy Director - Section 6 Adverse Action; Article 8 Review of compact contract; JP passing score requirement

7. Adjourn

The Physical Therapy and Occupational Therapy Regulations Committee Meeting was adjourned at 1:77 pm on Friday, August 2, 2024. Scheduled committee meeting for August 23, 2024 canceled.

Next meeting Friday, October 11, 2024 at 9:00 am and shorten to two (2) hours instead of four (4) hours. Meeting previously scheduled for October 18, 2024 was moved because of Alaska Day = state holiday.

Approved October 11, 2024 by unanimous vote.