



Board of Physical Therapy Public Meeting Minutes

December 7, 2015

9:00 a.m.

BlackRiver Training and Conference Center 800 Oakesdale Ave. S.W. in Renton, WA
Snoqualmie Room

On December 7, 2015, the Board of Physical Therapy met at the BlackRiver Training and Conference Center, Snoqualmie Room, 800 Oakesdale Ave., SW, Renton, WA. In accordance with the Open Public Meetings Act, notices were sent to individuals requesting notification of meetings.

MEMBERS PRESENT

Renee Compton, PTA, Chair
Andrew Wodka, PT, DPT, Vice-Chair
Ticha Green, PT, DPT
Chrisandra Osborne, PT, DPT
Lynne Robinson, PT, DPT
Donald Prest, Public Member

STAFF PRESENT

Kris Waidely, Program Manager
Blake Maresh, Executive Director
Megan Brown, Program Manager
Lilia Lopez, AAG Advisor
Bill Kellington, Supervising Staff Attorney
Peggy Owen, Disciplinary Case Manager

GUESTS PRESENT

Melissa Johnson, Lobbyist, Physical Therapy Association of Washington (PTWA)
Jackie Barry, Executive Director, Physical Therapy Association of Washington (PTWA)
Heidi Paakkonen, Federation of State Boards of Physical Therapy (FSBPT) Continuing Competence Product Manager
Jim Heider, Executive Director, Oregon PT Board

OPEN SESSION

1. **CALL TO ORDER** – The meeting was called to order by Renee Compton, PTA, Chair, at 9:07 a.m.
 - 1.1 Introductions – The board, staff, and guests introduced themselves.
 - 1.2 Approval of Agenda – The meeting agenda was approved as presented.
 - 1.3 Approval of Meeting Minutes from October 12, 2015 – The meeting minutes were approved as presented.
 - 1.4 Approval of Disciplinary Meeting Minutes from October 12, 2015 – The disciplinary meeting minutes were approved as presented.

2. **ONLINE LICENSING AND INFORMATION COLLECTION PROJECT** –

Dan Renfroe, Online Licensing Project Manager provided information regarding the department's online application project.

Online licensing goals and benefits:

- Goals: Provide online portal for new license applications and streamlined, easy-to-use online applications.
- Benefits: Reduce the amount of time to issue a license and improve patient safety access to care.

Online licensing timeline: the goal is to have the implementation complete for all online applications by the first quarter of 2017.

3. PHYSICAL THERAPY DISCIPLINARY CASES

Daniel Baker, AAG Prosecutor and Bill Kellington, Supervising Staff Attorney, spoke to the board about prosecution of physical therapy cases.

The Uniform Disciplinary Act (UDA), chapter 18.130 RCW, was enacted in 1984 to provide a standardized procedure for licensing and disciplining healthcare professionals.

The five basic steps to the disciplinary process are:

- Intake: A complaint is received and a case record is created and routed to the disciplining authority.
- Assessment: A panel of board members reviews a redacted copy of the complaint and a decision is made to close the case or determine if the allegations meet the threshold to pursue an investigation.
- Investigation: Investigations include interviews and witness statements. It is a process used by trained Department of Health employees to interview people and gather facts about a complaint.
- Case Disposition: The completed investigation is forwarded to the reviewing board member (RBM) and the process of evaluating evidence from the investigation and making a decision to pursue an enforcement action or to close the case.
- Adjudication: The legal process used to resolve enforcement matters. It begins with an informal statement of allegations or formal charges and includes efforts to settle a case before holding a formal hearing. If the case is not settled, the process includes preparing for and conducting a formal hearing, which is similar to trials in courts of law.

The staff attorney's role is to review disciplinary cases, draft and serve legal documents, negotiate settlements, and coordinate with the Attorney General Office on litigation.

The assistant attorney general's role is to provide legal counsel to the board and represent the board in litigation.

4. FBI CRIMINAL BACKGROUND CHECKS/RAPBACK

Paula Meyer, RN, Executive Director for the Nursing Care Quality Commission (NCQC) shared information on the Rap Back service that provides continuous criminal record monitoring.

NCQAC requested the board's support to introduce legislation concerning fingerprint-based background checks for health professionals. Ms. Waidely and Ms. Compton will draft a letter of support and provide it to the NCQAC.

5. CONTINUING COMPETENCE TOOLS AND SERVICES

Heidi Herbst-Paakkonen, FSBPT Continuing Competence Product Manager and Jim Heider, Executive Director, Oregon PT Board, presented information to the board about continuing competence tools and services regarding aPTitude and ProCert, the new NPTE eligibility changes, and the new Coursework Tool.

They reported that some future FSBPT events include board member training, the 2016 leadership forum, and the 2016 annual meeting in Columbus Ohio.

aPTitude report:

- aPTitude is a free online system to share continuing competence resource for physical therapist and physical therapist assistant licensees, continuing competence and continuing education (CC/CE) providers, and jurisdiction licensing boards.
 - Licensees can use aPTitude to:
 - Maintain record of CC/CE
 - Securely store CC/CE completion documents
 - Stay current with all CC/CE requirements
 - Find and track CC/CE courses and activities
 - CC/CE providers/vendors can use aPTitude to:
 - List and market CC/CE courses and activities
 - Receive feedback on activities from PTs and PTAs
 - Review all states' requirements in a single place
- The CC committee is addressing issues raised by consumer groups based on current evidence and looking at other states models. The CC model has latitude to use the model in any way they determine best. They attempt to have uniformity across member boards to benefit licensees and the public.
- The goal is to reduce CE failure, communicate to licensees the CC requirements and notification of any changes.

ProCert report:

- ProCert is a method of evaluating CE against comprehensive set of standards. The value is measured using factors in addition to time.
- Jurisdiction licensing boards should accept it because it is a comprehensive evaluation, has staff support, and it provides public protection.
- ProCert has practice review tools used by PT'S to assess ongoing competence. Candidates receive a development worksheet to assess any deficiencies.
- Eligibility to take the ProCert includes a lifetime limit of six attempts, lifetime limit of two very low scores, and English proficiency is a recommended requirement.

6. FEDERATION OF STATE BOARDS OF PHYSICAL THERAPY (FSBPT) 2015 ANNUAL MEETING AND DELEGATE ASSEMBLY

Drs. Wodka, Green, and Osborne provided information to the board regarding the FSBPT Annual Meeting they attended in Orlando, Florida, October 15-17, 2015.

- The FSBPT supports dry needling and has provided a report on their website of the analysis of competencies for dry needling by physical therapists.
- Telehealth was discussed and the member boards determined that they need more research to determine if it's beneficial.

The board motioned to send all board and staff members to the FSBPT conference in November 2016. Ms. Waidely will put in this request.

7. APPLICATION FOR APPROVAL TO RECEIVE LISTS/LABELS – The board reviewed the following public disclosure requests to receive lists and labels of physical therapists:

- Northeast Seminars: The board approved this request to be recognized as an educational organization for the purpose of receiving lists and labels. Ms. Waidely will notify them of the board's decision.
- Gulfcoast Ultrasound Institute: The board approved this request to be recognized as an educational organization for the purpose of receiving lists and labels. Ms. Waidely will notify them of the board's decision.
- Rosewayde, LLC: The board approved this request to be recognized as an educational organization for the purpose of receiving lists and labels. Ms. Waidely will notify them of the board's decision.
- Professional Therapy Seminars: The board approved this request to be recognized as an educational organization for the purpose of receiving lists and labels. Ms. Waidely will notify them of the board's decision.

8. CORRESPONDENCE – The board reviewed and discussed how they would like to respond to correspondence received.

- Dr. James Dunning, President, Spinal Manipulation Institute – Ms. Waidely will work with Ms. Lopez to draft a letter regarding the denial of their program on the list of accepted institutions.
- Lori Grassi, Executive Director, Washington State Chiropractic Association – Ms. Waidely will draft a letter for Ms. Grassi to clarify the spinal manipulation legislation endorsement intent.

9. PROGRAM REPORT – Information provided to the board by the Program Manager and Executive Director.

9.1 Budget – Ms. Waidely presented the board's budget report. There are no concerns about the board's budget as this time. The department staff will continue to monitor the budget.

9.2 Legislative meet-me-calls

The board elected the following members to serve as the board's representative on the department's 2015 legislative meet-me calls:

- Primary – Ticha Green, PT, DPT

- Back-up – Chrisandra Osborne, PT, DPT
- 9.3 Planning for upcoming meetings – continue to work on rule revisions for WAC 246-915
 - 9.4 Other – The board would like to have a board member training retreat in the spring or summer of 2016. Staff will work on securing a location for this training event.

10. CONSENT AGENDA – Items listed under the consent agenda (informational items) are considered routine matters and are approved without discussion upon approval of the agenda. If separate discussion is desired, that item will be removed from the consent agenda and placed on the regular business agenda for discussion.

- 10.1 CBT Comment Summary and Candidate Satisfaction Survey Report
- 10.2 Health Professions Account Legislation - Improving Public Safety

11. RULES WORKSHOP 1:00 p.m. – The board discussed and made general updates, revisions, and housekeeping amendments to WAC 246-915-085 Continuing Competency.

CLOSED SESSION – The board went into closed session at 4:00 p.m.

1. Review of applications
2. Continuing education audits
3. Disciplinary case reviews

12. ADJOURNMENT – The meeting was adjourned by Renee Compton, PTA, Chair, at 4:24 p.m.

Kris Waidely, Program Manager
Board of Physical Therapy

Renee Compton, PTA, Chair
Board of Physical Therapy