

MINUTES

**UTAH
PHYSICAL THERAPY
LICENSING BOARD MEETING**

March 6, 2012

**Room 464– Fourth Floor, 9:00 A.M.
Heber M. Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:13 A.M.

ADJOURNED: 12:13 P.M.

Bureau Manager:

Richard J. Oborn

Board Secretary:

Lee Avery

Board Members Present:

J. Trent Casper, Chairperson

Kim Cohee

Misha Bradford

Lindsay Gordon

TOPICS FOR DISCUSSION:

DECISIONS AND RECOMMENDATIONS:

ADMINISTRATIVE BUSINESS:

MINUTES

The Board reviewed the minutes from the December 5, 2011 Board meeting. Ms. Bradford motioned to approve the minutes, seconded by Ms. Cohee. The motion carried unanimously.

Compliance Report

Mr. Oborn reminded the Board that at the Board meeting on December 5, 2011, the Board decided to meet with Mr. James Nackos every other Board meeting as long as he stays in compliance with his stipulation. Mr. Oborn noted that Mr. Nackos is in compliance with his stipulation.

Mr. Oborn advised the Board that Ms. Peggy Gurnett is out of compliance with her stipulation and is considering surrendering her physical therapy license.

DISCUSSION ITEMS:

1. Use of aPTitude program as a resource for licensees

The Board participated in a webinar conference sponsored by FSBPT regarding a certification program FSBPT is establishing called aPTitude. This program was established to help physical therapists and

physical therapist assistants track fulfillment of the continuing education and renewal requirements in jurisdictions where they hold licenses. The program directors do not anticipate a cost for the individual and are willing to sign a memorandum of understanding with the State Boards stating there will not be a fee charged to the individual PT/PTA. The program will be funded in part by agencies or individuals who want to have their continuing education (CE) course certified by FSBPT. Once a PT or PTA registers with aPTitude, the program will:

1. track all licenses the PT/PTA holds;
2. advise the PT/PTA when their license is due for renewal;
3. advise the PT/PTA when their CE hours are due for each state where they hold a license;
4. advise the PT/PTA when CE courses become available;
5. certify continuing education courses;
6. track completion of certified and un-certified continuing education courses;
7. track carry over of extra CE hours;
8. verification of PT/PTA attendance to certified courses;
9. lists each state's license and CE requirements; and
10. gives the PT/PTA option of sharing this information with their state licensing Board.

This program is due to launch in 45 to 90 days.

The Board noted that this is a program could be very helpful to the Utah PTs/PTAs and the Board may use it once the problems that usually come with new programs are resolved.

2. Bills impacting practice of physical therapy passed during 2012 General Legislative Session

Mr. Oborn shared information about bills that would impact the practice of physical therapy if passed during the 2012 General Legislative Session noting that HB 242 is the only concern. This bill would amend the scope of practice for athletic trainers regarding insurance billing and includes the definition of health care provider. Mr. Oborn noted that this bill was sent to the House Rules Committee and has not been voted on yet.

3. Communication between Board and UPTA

Out of order on the agenda

The Board noted that it would be good to have a

representative of the UPTA at the Board meetings. UPTA is being copied on all agendas that are sent to the Board members.

4. Athletic trainer scope of practice

Mr. Oborn reviewed the Athletic Trainer Licensing Act noting that the current definition of an athlete and the scope of practice in the Utah statute is general and is difficult to enforce. Mr. Oborn stated that at the last meeting with members of the Athletic Trainer Licensing Board it was noted that the intent of the scope of practice language was emphasize services that an athletic trainer may provide, rather than limiting the types of people to what an athletic trainer may provide services. The Board noted that the difference between the scopes of practice of athletic trainers and physical therapists is not as clear as it could be. The Board noted that there are naturally many services that both professions provide. Mr. Casper motioned to recommend the Utah Physical Therapy Association (UPTA) consider working with a legislator and the Utah Athletic Trainer Association to review options to clarify the scope of practice of an athletic trainer specifically the definition of an athlete, seconded by Ms. Gordon. The motion carried unanimously. While the Utah Physical Therapy Licensing Board supports UPTA's interest in clarifying the statute, DOPL is neutral in regard to this proposal.

5. Potential changes to administrative rule and summary of changes approved at prior Board meeting

Mr. Oborn reviewed the proposed rule changes.

1. Sections R156-24b-302b(4) and R156-24b-305 is proposed to be added to the rule. These new sections clarify DOPL's authority to deny a license application if the applicant has not passed the FSBPT exam within one year of submitting their application.
2. R156-24b-303b (2)(E) is proposed to be added to the rule. This section allows for a maximum of 10 percent of the number of contact hours required for renewal to be counted for supervision of a physical therapist or physical therapist assistant student in an accredited college program. The licensee shall receive one contact hour of credit for every 80 hours of

clinical instruction.

3. R156-24b-305 establishes conditions under which a PT and PTA may obtain a temporary license.
4. R156-24b-308 clarifies requirements for reinstatement of a PT or PTA license that was expired for more than two years.
5. In R156-25b-502(2), the reference to the APTA Guide for Professional Conduct is updated.

Ms. Cohee motioned to adopt the rule changes as proposed, seconded by Ms. Bradford. The motion carried unanimously.

6. Consideration of proposal to count time spent serving as clinical mentor for PT residency or fellowship training program toward the CE requirement

The Board reviewed a proposal to count time spent serving as clinical mentor for PT residency or fellowship training program toward the CE requirement. Ms. Cohee motioned to include in the rule changes one hour of continuing education for every ten hours of residency or fellowship, up to a maximum of fifteen hours, seconded by Ms. Gordon.

7. Upcoming expiration of temporary PTA licenses

Mr. Oborn advised the Board that currently there are 1,672 licensed physical therapists, 421 physical therapist assistants and 121 temporary physical therapist assistants. Mr. Oborn stated the Division e-mailed and mailed via USPS a letter reminding all temporary physical therapist assistants that they need to get their application submitted and pass the exam before their temporary license expires in July 2012. Mr. Oborn stated the Division will send another letter out in May 2012.

8. Upcoming Board vacancy

Mr. Oborn advised the Board that the public member, Mr. Ed Sperry, moved out of state and coming up in July, Ms. Bradford will have completed an eight term on the Board. The Division hopes to have these vacancies filled by the Board meeting on August 21, 2012.

9. Annual training regarding Open and Public Meetings Act

Mr. Oborn shared the Open and Public Meetings Act training with the Board.

NEXT MEETING SCHEDULED:

The next Board meeting is May 22, 2012

2012 Board meetings tentatively scheduled:

May 22, August 21, December 4

ADJOURN:

Motioned to adjourn at 12:13 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

May 22, 2012
Date Approved

(ss) J. Trent Casper
Chairperson, Utah Physical Therapy Licensing Board

May 22, 2012
Date Approved

(ss) Richard J. Oborn
Bureau Manager, Division of Occupational &
Professional Licensing