

ALABAMA BOARD OF PHYSICAL THERAPY
100 North Union Street, Suite 724
Montgomery, Alabama 36130-5040
Regular Board Meeting
January 15, 2015

- I. Call to Order** – The meeting was called to order by Interim Chair Jay Segal at 10:14 AM. Members present were Segal, Molyneux, McGriff, Adams, Jolley, Hobbs, and Christian. Also in attendance were Matt Bledsoe, legal counsel, Sheila Wright, Executive Assistant, and Glenn Davis, Executive Director. Dr. Michael Garver, Wellness Program Coordinator, joined the meeting at 2:30 PM.

Open Discussion – During open discussion Adams posed a question concerning possible avenues for increasing the transparency of board meetings and suggested possibly broadcasting the board meetings to the general public via podcast, etc. The executive director also mentioned the possibility of rotating the location of the Board Meetings to different sites throughout the state. The executive director was instructed to place this topic on the February 19, 2015 meeting agenda.

- II. Minutes** - Upon motion by Molyneux and second by McGriff the board voted unanimously to approve the minutes of the November 20, 2014 board meeting.

III. Reports -

New Licensees – presented by the executive director

Violations Committee Report – Upon motion by Molyneux and second by Adams the board voted unanimously to formally close complaint #15-01-01. Upon motion by Molyneux and second by Adams the board voted unanimously to dismiss complaint #15-02-02 due to lack of violation.

Report from the Executive Director – presented by the executive director

Financial Report – presented by the executive director

Communications Committee Report – presented by the executive director

Wellness Committee Report – presented by program coordinator Dr. Michael Garver

Continuing Education Task Force Report – presented by board member Adams. Adams reported the task force hopes to have a draft for the board to review at its February 19, 2015 meeting.

IV. Correspondence / FYI

The executive director provided the board with a copy of the notification of amendments to Administrative Rule 700-X-2-.09 Renewal of License and Rule 700-X-23-.13 Schedule of Fees Set by the Board which was provided to the licensees via blast email on November 21, 2014.

V. Unfinished Business

Upon motion by Molyneux and second by Segal the board voted unanimously to certify Rule 700-X-2-.09 for adoption without changes.

Segal made a motion to certify Rule 700-X-2-.13 as proposed. The motion was seconded by Christian. After discussion the board voted unanimously against the motion.

McGriff made a motion to modify Rule 700-X-2-.13 and certify for adoption with changes. McGriff's motion to modify would increase the current PT and PTA renewal fees by 85% rather than 100% as originally proposed. After a lengthy discussion McGriff, Christian, and Segal voted yea; Jolley, Adams, and Hobbs voted nay; Molyneux abstained. The motion failed to pass.

The board recessed for lunch at 12:05 PM and reconvened at 12:55 PM.

Upon reconvening the board discussed the possibility of implementing the proposed renewal fee increases incrementally. When asked the board's legal counsel advised the board to forego the option of implementing the renewal fee increases incrementally. Legal counsel reiterated the mission of the board and the need for the board achieve a fund reserve equal to two year's operational costs as soon as possible.

Molyneux made a motion to modify Rule 700-X-2-.13 and certify for adoption with changes. Molyneux's motion would change the PT and PTA renewal fees to \$130 and \$93 respectfully while leaving all other fees as originally proposed. Molyneux, McGriff, and Segal voted yea; Adams voted nay; Jolley, Hobbs, and Christian abstained. Motion passed.

The executive director reported approximately 125 licensees have failed to properly complete the renewal requirement to utilize the aPTitude database for reporting/recording their continuing education courses for the 2014 license renewal period. After a brief discussion the executive director was instructed to continue efforts to get all licensees in compliance.

Legal counsel addressed the board's question as to what constitutes a "healthcare provider" as the term is used in the board's statutory code. Counsel stated in his opinion a PT is a healthcare provider but cautioned that licensees should seek additional guidance from their legal counsel in situations where questions or challenges might arise.

VI. New Business

Interim chair Segal opened the nominations for elections of officers as required by the Code of Alabama 1975, Section 34-24-192 (d). The election resulted in the following:

Chair – Wiley Christian

Secretary – Jay Segal

Treasurer – Nathan McGriff

Mr. Christian assumed the duties of board chair at 3:00 PM

A question was posed to the board concerning applicants for licensure who have been, but are not currently, licensed by another jurisdiction within the United States. One applicant has not been practicing physical therapy for approximately 5 years while the other applicant has

continued to practice in Canada. After a lengthy discussion concerning the language contained in the board's statutory code and administrative rules it was determined the applicant who has been actively practicing would be licensed without examination while the applicant who had not been practicing would be required to work under the supervision of a licensed physical therapist for 6 months and also complete 50 hours of approved continuing education within 6 months of being licensed in Alabama.

A question was posed to the board concerning whether mastectomy fitting was within the physical therapy scope of practice. After a brief discussion the board opined mastectomy fitting was within the physical therapy scope of practice.

The board was notified by the executive director formal approval by the board was needed to proceed with potential legislation. Upon motion by Molyneux and second by McGriff the board voted to approve the filing of legislation which could result in the removal of the board's executive director position from the requirements of the state's Merit System. Molyneux, McGriff, Adams, Christian, Segal, and Hobbs voted yea; Jolley abstained. Motion passed.

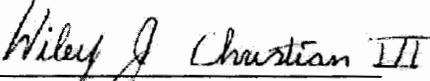
The board briefly discussed topics for the board's March 2015 newsletter. Articles are to be supplied by Segal (Wellness Program), Christian (board chair), and Hobbs (new member).

VII. ANOUNCEMENTS

Scheduled board meetings: February 19, 2015, March 19, 2015, April 10, 2015 and May 14, 2015.

IX. ADJOURN: The meeting adjourned at 3:35 PM


Glenn A. Davis
Executive Director


Wiley Christian
Board Chair