

**Oregon Board of Physical Therapy  
Board Meeting Minutes  
January 27 and 28, 2022**

**Thursday, January 27, 2022:**

**Board Members Present:** Phil Haworth, PT, Chair; Alan McAvoy, PT, Vice Chair; Aubree Benson, PT; Erica Goldsmith, PTA; Sandra Hahn; Andrea Muzikant; Hoku Okumura, PT; Becca Reisch, PT, PhD.

**Board Members Absent:** None.

**Staff:** Michelle Sigmund-Gaines, Executive Director; Sherri Paru, PT, Clinical Advisor/Investigator; Gayla Goodwin, Licensing Coordinator, Sarah Casey, Operations and Project Analysis.

**Legal Counsel:** Angie Hunt, AAG.

**PUBLIC (OPEN) SESSION**

Chair Haworth convened the Board into Public Session at 4:07 PM for the purpose of roll call. No members of the public were present.

**EXECUTIVE (CLOSED) SESSION**

After roll call, the meeting was convened into Executive Session at 4:08 PM pursuant to ORS 192.660(2)(f) and ORS 192.660(2)(L).

At 6:19 PM, Chair Haworth left the meeting and Vice Chair McAvoy presided.

At 6:36 PM, Vice Chair McAvoy adjourned Executive Session.

**Friday, January 28, 2022:**

**PUBLIC (OPEN) SESSION**

Chair Haworth convened the Board into Public Session at 8:36 AM.

**Members of the Public Present:** Michael Rennick, PT; Mary Halpert, PT

**Board Motions:**

**Case PT 730-09/21**

Motion by Member Reisch to issue restricted internship license pursuant to ORS 688.100(3) and close case.

Motion seconded by Member Okumura.

Motion passed unanimously by a vote of 8-0.

**Case PT 738-01/22**

Motion by Member Reisch to issue a confidential advisory letter, issue license and close case.

Motion seconded by Member Okumura.

Motion passed unanimously by a vote of 8-0.

**Case PT 736-11/21**

Motion by Member Reisch to issue confidential advisory letter and close case.

Motion seconded by Member Okumura.

Motion passed unanimously by a vote of 8-0.

### **Case PT 735-10/21**

Motion by Member Reisch to issue confidential advisory letter and close case.

Motion seconded by Member Okumura.

Motion passed unanimously by a vote of 8-0.

### **Case PT 699-07/20**

Motion by Member Reisch to close the case without prejudice and refer to DOJ Medicaid Fraud unit and consider reopening upon new information.

Motion seconded by Member Okumura.

Motion passed unanimously by a vote of 8-0.

### **Case PT 721-07/21 and 721b-07/21**

Motion by Member Reisch to issue confidential advisory letter and close case.

Motion seconded by Member Okumura.

Motion passed by a vote of 7-0. Board Chair Haworth recused.

### **Consent Agenda Items**

The following items were presented as a consent agenda. Board members reviewed the items prior to the meeting.

1. Board Meeting Minutes, Draft for Sept 23, 2021, Oct 18, 2021, Nov 5, 2021 and Dec 10, 2021.
2. Ratification of PT/PTA Licenses & Temporary Permits issued Sept 18, 2021 – Jan 21, 2022.
3. Ratification of Continuing Competence Course/Activity Special Requests approved through Jan 21, 2022.
4. Executive Director's Report for January 2022.

Chair Haworth opened the floor for questions and discussion. With none noted, Member Reisch moved to approve the consent agenda items as written. Member Okumura seconded the motion. The motion passed unanimously by a vote of 8-0.

### **Public Comments:**

Michael Rennick, PT reported that the APTA is developing their strategic plan which consists of 4 main goals. He will send us the information once it is published. Staff member Paru noted that she and Michael have been collaborating on materials to include in the APTA Log.

### **Board Member/Committee/Delegate Reports**

#### **PT Compact Commission Report:**

Member Benson, as the PT Compact Delegate, noted that there have not been any new states added to the PT Compact since last meeting. She went on to mention the PT Compact Exhibit planned for the upcoming APTA CSM meeting, and an initiative is to raise awareness among PTs and PTAs by implementing additional marketing strategies.

Director Sigmund Gaines added that staff member Paru is serving on the Compact Compliance Committee and that staff member Casey is serving on the newly formed Marketing Committee.

#### **FSBPT Report:**

Member Goldsmith, as the FSBPT Delegate, noted the upcoming Virtual workshop scheduled for February 11-13, 2022 and an in-person meeting for Board members and Administrators scheduled for May 20-22, 2022. Director Sigmund-Gaines mentioned the annual meeting scheduled for October 2022 and noted that suggestions for speakers and topics are welcomed.

**Staff Report:**

Staff member Paru presented a list of courses offered by PBI Education, one of the providers of courses to which the Board has referred individuals for courses on professional boundaries. She had the opportunity to preview several of the new courses. The Board showed interest in taking some of the courses. Paru will follow up with PBI to inquire about a group training opportunity.

**Open Roundtable:**

Director Sigmund-Gaines provided an overview of a trauma-informed training opportunity presented by Thomas Tremblay Consulting and Training. The Oregon Medical Board has arranged the training for their Board and investigative staff and have invited several other Boards to attend. It is a live course scheduled for either Friday 6/24/2022 or Saturday 6/25/2022. Director Sigmund-Gaines asked Board Members to respond if they are available to attend.

Director Sigmund-Gaines highlighted the Bills from the upcoming Legislative Session. These included: SB1512, HB4096, and HB4034.

**Board General Discussion and Action Items****Strategic Planning Meeting Debrief:**

Director Sigmund-Gaines reviewed the different topics discussed at the Nov 5, 2021 strategic planning meeting. In general discussion, the Board identified additional suggestions for follow up, including the suggestion to add a resource page for those inquiring about opening their own Physical Therapy business including a link to the APTA page regarding private practices. Director Sigmund-Gaines noted we have started the conversation with OBMI regarding the statutes pertaining to Diagnostic Imaging. And Chair Haworth noted the importance of reporting progress on strategic initiatives regularly.

**Div---35 Continuing Competence**

Director Sigmund-Gaines explained rule changes for the current and future certification period. The following was discussed: Notes from the 2019 Rules Advisor Committee (RAC) regarding the option to carryover extra continuing competency hours from one renewal to the next. There is confusion with the rule text and what was intended for the deadline to request carryover. Options for potential rule language were discussed. Director Sigmund-Gaines recommended updating our rule regarding Cultural Competency to stay consistent with the new OHA rule. The temporary rule regarding the Oregon Pain Management Module requirement is expiring. The RAC recommended removing the exam requirement with the exception of home-study courses.

Member Reisch moved to direct staff to finalize rule draft and initiate the administrative rulemaking process to amend OAR 848-035-0030. Motion seconded by Member Okumura. Motion passed unanimously by a vote of 8-0.

**Div 45---Grounds for Discipline**

Director Sigmund-Gaines explained the OHA has initiated rulemaking that may make the rules regarding masking and vaccinations permanent. The Board would need to initiate permanent rulemaking to link to these requirements. Member Reisch moved to direct staff to initiate the administrative rulemaking process to amend OAR 848-045-0020. Motion seconded by Member Okumura. Motion passed unanimously by a vote of 8-0.

**Other Business**

None.

**Meeting Adjourned 10:39 AM.**