

**Oregon Board of Physical Therapy
Board Meeting Minutes
April 21 and April 22, 2022**

Thursday, April 21, 2022:

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

Board Members Absent: Andrea Muzikant, excused.

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

Legal Counsel: Angie Hunt, AAG.

PUBLIC (OPEN) SESSION

Chair Haworth convened the Board into Public Session at 4:05 PM for the purpose of roll call. No members of the public were present. Meeting was recessed at 4:06 to wait for Member Hahn to join. Public session was resumed at 4:24 PM.

EXECUTIVE (CLOSED) SESSION

After roll call, the meeting was convened into Executive Session at 4:26 PM pursuant to ORS 192.660(2)(f) and ORS 192.660(2)(L).

At 7:47 PM, Chair Haworth adjourned Executive Session.

Friday, April 22, 2022:

PUBLIC (OPEN) SESSION

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

Board Members Present: Phil Haworth, PT, Chair; Alan McAvoy, PT, Vice Chair; Aubree Benson, PT; Erica Shanahan, PTA; Sandra Hahn (joined at 8:45); Hoku Okumura, PT; Becca Reisch, PT, PhD.

Board Members Absent: Andrea Muzikant, excused.

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

Legal Counsel: None.

Members of the Public Present: Michael Rennick, PT; Ruggiero (Ruggie) Canizares, PT; Leslie Spalding, PT

Board Motions:

Case PT 747-04/22

Motion by Member McAvoy to close case and issue license.

Motion seconded by Member Benson.

Motion passed unanimously by a vote of 6-0.

Case PT 741-02/22

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 724-09/21

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 733-10/21

Motion by Member McAvoy for finding of sufficient evidence of violation of ORS 688.140(2)(a)(n) and OAR 848-045-0020(2)(o),(p)(B), and (q).
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 5-0. Vice Chair McAvoy abstained.

Case PT 739-02/22

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 745-03/22

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 746-03/22

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 748-03/22

Motion by Member McAvoy to close case.
Motion seconded by Member Benson.
Motion passed unanimously by a vote of 6-0.

Case PT 749-03/22

Motion by Member McAvoy for finding of sufficient evidence of violation of ORS 688.140(2)(a), ORS 688.240, OAR 848-045-0020(2)(s) and OAR 848-055-0001.
Motion seconded by Member Benson.
Motion passed by a vote of 5-1. Member McAvoy voted no.

Member Sandra Hahn joined meeting at 8:45 and voted in motions from this point forward.

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 Jan 27 and 28 2022, and March 11, 2022.
2. Ratification of PT/PTA Licenses & Temporary Permits issued Jan 22, 2022 – Apr 15, 2022.
3. Executive Director’s Report for April 2022.
4. 2022 Governor’s Report for the 2019-21 Biennium (includes external audit report).

Director Sigmund-Gaines explained the breakdown of the different licensee ratification reports which included the 2022 renewal counts. They provided an overview of the budget report and highlighted that number of renewals was less than expected. Chair Haworth opened the floor for questions and discussion. Public attendee, Ruggie Canizares, PT, suggested that we share the data regarding Oregon's licensing trends with the FSBPT. Director Sigmund-Gaines added that we hope to find out what data the other jurisdictions can provide as well. With no other comments, Member McAvoy moved to approve the consent agenda items as written. Member Benson seconded the motion. Motion passed unanimously by a vote of 7-0.

Public Comments:

Michael Rennick, PT asked for clarification of the 20% drop in renewals.

Board Member/Committee/Delegate Reports

PT Compact Commission Report:

Member Benson, as the PT Compact Delegate, stated there is no new information to report. Director Sigmund-Gaines noted that the PT Compact is currently reviewing their rules. Participating states can provide input. The proposed changes will be presented at the annual meeting scheduled in October 2022.

FSBPT Report:

Member Goldsmith, as the FSBPT Delegate mentioned the LIF meeting in July. Director Sigmund-Gaines pointed out that this is a key meeting for development of initiatives and discussion topics. An important role of the delegate is to bring forth anything we may want discussed or considered. This would be a good opportunity to discuss topics from our strategic planning sessions and workforce trends.

Recognition of Service:

Director Sigmund-Gaines and Board Chair Haworth both expressed their thanks and appreciation to Members McAvoy and Benson for their years of service on the Board as they each approach the end of their second term.

Open Roundtable:

Staff Paru provided an update on the PBI courses. Arrangements for a group training for the Board are being finalized. Details will be provided when confirmed.

Board General Discussion and Action Items

Election of Officers:

Director Sigmund-Gaines reviewed the current Board Chairs and Delegates and the list of candidates. After discussion, Member McAvoy moved to elect Phil Haworth as Chair, Erica Shanahan as Vice Chair, Phil Haworth as FSBPT Delegate, Becca Reisch as Alternate Delegate and Sherri Paru as PT Compact Commission Delegate for the term beginning July 1, 2022. Member Benson seconded the motion. Motion passed unanimously by a vote of 7-0.

OAR 848 Div-35 Continuing Competence

Director Sigmund-Gaines explained the rules advisory committee (RAC) thought it would be beneficial to wait until after the 2022 renewal period to proceed with proposed rule changes regarding continuing competency. In the meantime, it will be necessary to initiate rulemaking to make permanent the approved temporary rule regarding the Oregon Pain Management requirements. Member McAvoy moved to delegate to the Executive Director the authority to initiate and adopt permanent rules based on the currently adopted temporary rules. Member Benson seconded the motion. Motion passed unanimously by a vote of 7-0.

Special Session Board Meeting:

Director Sigmund-Gaines recommended that the Board hold a special session June 2, 2022 at 4:00 PM. Vice Chair McAvoy moved to add a special meeting of the Board on June 2, 2022 at 4:00 PM. Member Benson seconded the motion. Motion passed unanimously by a vote of 7-0.

Compact Privilege and JAM Requirements

Director Sigmund-Gaines provided the background for the rule regarding the Jurisprudence Exam requirement. Currently, it is required prior to initial purchase of the Compact Privilege. Oregon was the first state to join the Compact. Now that other states have joined, we have a better comparison of our requirements to those of the other Jurisdictions. Sigmund-Gaines presented a table reflecting the fees and jurisprudence requirements of the other states noting that the majority of states require completion of the JAM at initial purchase and at renewal. Highlighted was the model Arizona has adopted which requires the Compact holder to register with them prior to purchase of the compact privilege. After discussion, Member McAvoy moved to require completion of the jurisprudence exam at initial and renewal purchase of an Oregon Compact Privilege and to apply state compact fee waivers for active military, military spouse and veterans. Member Benson seconded the motion. Motion passed unanimously by a vote of 7-0.

2022 Renewal Review

Director Sigmund-Gaines presented a preliminary review of the 2022 renewals. It was a renewal with many firsts for the licensees. The challenges and possible changes/solutions were discussed. Staff will provide a more detailed analysis of the data at the July meeting.

Other Business

None.

Meeting Adjourned 11:10 AM.