

**Oregon Board of Physical Therapy
Board Meeting Minutes
July 28 and July 29, 2022**

Thursday, July 28, 2022:

Board Members Present: Phil Haworth, PT, Chair; Erica Shanahan, PTA, Vice Chair; Aubree Benson, PT; Sandra Hahn; Hoku Okumura, PT; Susan Reynolds, PT.

Board Members Absent: Becca Reisch, PT, PhD, excused. Andrea Muzikant left meeting at 6:49 PM.

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 4:35 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 4:37 PM pursuant to ORS 192.660(2)(f) and ORS 192.660(2)(L).

At 8:19 PM, Chair Haworth adjourned Executive Session.

Friday, July 29, 2022:

PUBLIC (OPEN) SESSION

Chair Haworth convened the Board into Public Session at 8:42 AM.

Board Members Present: Phil Haworth, PT, Chair; Erica Shanahan, PTA, Vice Chair; Aubree Benson, PT; Sandra Hahn; Hoku Okumura, PT; Susan Reynolds, PT.

Board Members Absent: Becca Reisch, PT, PhD excused, 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.

Members of the Public Present (in person or via web conference): Michael Rennick, PT; Ruggiero (Ruggie) Canizares, PT; Diana Godwin, Prenda Sidebeh.

Chair Haworth recognized new Board member Susan Reynolds, PT, appointed 6/10/2022. Everyone introduced themselves.

Board Motions:

Case PT 757-05/22

Motion by Member Shanahan of finding of sufficient evidence of violation of ORS 688.140(2)(a) and (i) and OAR 848-045-0020(2)(g)(h) and (i).

Motion seconded by Member Hahn.

Motion passed unanimously by a vote of 6-0.

Case PT 743-03/22

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

Case PT 767-06/22

Motion by Member Shanahan of finding of sufficient evidence of violation of ORS 688.140(2)(a) and OAR 848-045-0020(2)(s).
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 762-06/22

Motion by Member Shanahan to issue license.
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 769-07/22

Motion by Member Shanahan to issue license with a finding of sufficient evidence of violation of ORS 688.140(2)(a)(j) and OAR 848-045-0020(2)(b).
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 763-06/22

Motion by Member Shanahan to issue license.
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 764-06/22

Motion by Member Shanahan to issue license.
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 773-07/22

Motion by Member Shanahan to issue license.
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 768-06/22

Motion by Member Shanahan to issue license.
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 728-09/21

Motion by Member Shanahan of finding of sufficient evidence of violation of ORS 688.140(2)(a) and (j) and OAR 848-045-0020(2)(b)(c).
Motion seconded by Member Hahn.
Motion passed unanimously by a vote of 6-0.

Case PT 765-06/22

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

Case PT 766-06/22

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

Case PT 774-07/22

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

For the record, the Board reviewed Agency case PT 749-03/22 and took no action.
For the record, the Board reviewed Agency case PT 208-03/06 and took no action.

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 April 21 and 22, 2022 and June 2, 2022.
2. Ratification of PT/PTA Licenses & Temporary Permits issued April 19, 2022 – July 19, 2022.
3. Executive Director's Report for July 2022.
4. 2021-22 Fiscal Year Budget to Actuals Report.

Director Sigmund-Gaines provided an overview of the items on the consent agenda. With no questions or comments, Member Shanahan moved to approve the consent agenda items as written. Member Hahn seconded the motion. Motion passed unanimously by a vote of 6-0.

Public Comments:

None.

Board Member/Committee/Delegate Reports

PT Compact Commission Report and FSBPT Delegate Report:

Director Sigmund-Gaines explained that previously elected Member Reisch was unable to accept the position of FSBPT Alternate Delegate. Member Benson moved to elect Vice Chair Shanahan as the FSBPT Alternate Delegate. Member Hahn seconded the motion. Motion passed unanimously by a vote of 6-0.

FSBPT Leadership Issues Forum Report:

Chair Haworth and Director Sigmund-Gaines reported on the FSBPT LIF (Leadership Issues Forum). The forum brings together delegates and board administrators from each jurisdiction and serves as a platform to share ideas, problem solve and network. Delegates had the opportunity to meet the candidates for the upcoming election for the FSBPT Board. Members were encouraged to review candidate statements and to relay any questions or recommendations for Oregon's vote to our delegates. Director Sigmund-Gaines and Chair Haworth shared information on the various topics discussed at the meeting.

Trauma Informed Sexual Misconduct Investigations Training Report:

Training was coordinated by the Oregon Medical Board, who opened it up to other professional Boards to co-sponsor and attend. Director Sigmund-Gaines, and Members Hahn and Shanahan attended. All provided insights from the training. Members continued with discussion about Trauma informed care, boundaries, and prevention and requested follow up at future meetings.

Strategic Plan Progress Review

Director Sigmund-Gaines provided an update on strategic plan progress. It was suggested that we start using the term Educational Pathway rather than Educational Pipeline for that strategic initiative. The OHA (Oregon Health Authority) is experiencing a backlog due to staffing turnover which has delayed data collection. The committee will pick back up work in the Fall. Director Sigmund-Gaines also noted that we are still waiting to hear from OBMI (Oregon Board of Medical Imaging) regarding imaging questions posed in January. The Board then reviewed the planning document to determine if anything should be modified or added. No major items were added. The revised document with minor updates will be presented at the next meeting.

Board General Discussion and Action Items

OAR 848 Div-35 Rulemaking Continuing Competence

Director Sigmund-Gaines reviewed committee recommendations and proposed changes to Div-35 rules. Topics included: online exam requirements, synchronous versus asynchronous, online versus in-person, carry-over of credits to the next renewal, hardship waiver deadline, and course eligibility for workplace trainings and adjunct faculty. Committee will be meeting in the future.

Member Shanahan moved to direct staff to work with Rule Advisory Committee to finalize proposed changes and delegate authority to initiate the public administrative rulemaking process related to OAR 848 Division 35. Member Hahn seconded the motion. Motion passed unanimously by a vote of 6-0.

Re-Entry to Practice

The Board is seeing an increase in therapists wanting to renew their license after taking a period of time away from practice. These individuals have not held a current license and have not practiced for 5 years or more. Director Sigmund-Gaines explained the challenges with our current rule. The FSBPT has recently formed a committee looking into the Re-Entry of practice. It was suggested to defer this item to allow time to review the research coming out of the committee.

Applicants from Non-CAPTE Accredited Programs

Director Sigmund-Gaines reviewed current requirements for Non-CAPTE Accredited graduates for both exam and endorsement applicants. They noted that requirements vary across the jurisdictions and recommended the Board form a RAC to address the rules.

Member Shanahan moved to form a rules advisory committee to review and make recommendations related to applicants who are graduates of non-CAPTE accredited educational programs. Member Hahn seconded the motion. Motion passed unanimously by a vote of 6-0.

Chair Haworth asked Ruggie Canizares, PT to chair the Rules Advisory Committee, who agreed to do so.

Other Business

None.

Recognition of Service:

Director Sigmund-Gaines and Chair Haworth presented Sherri Paru with an award celebrating 20 years of service as the Board Investigator/Clinical Advisor.

Chair Haworth presented a certificate of appreciation to Member Alan McAvoy for his 8 years of service as Board Member and Board Vice-Chair.

Meeting Adjourned at 12:16 PM.