

# **BOARD OF PHYSICAL THERAPY**

Department of Health Professions  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233  
Board Room #2, Second Floor  
Friday, November 21, 2014

**9:00 a.m.**

## **AGENDA**

### **CALL TO ORDER**

### **ORDERING OF AGENDA**

### **ACCEPTANCE OF MINUTES – Tab 1**

- Board Meeting – August 6, 2014

### **PUBLIC COMMENT**

### **AGENCY DIRECTORS WELCOME – Dr. David Brown, DC**

### **EXECUTIVE DIRECTOR’S REPORT – Lisa R. Hahn - Tab 2**

### **PRESENTATION –aPTitude - Tracking Continuing Competence Heidi Herbst Paakkonen, FSBPT**

### **NEW BUSINESS**

- Preview 2015 Legislation – **Elaine Yeatts**
- FSBPT Annual Meeting Report – Peggy Belmont & Sarah Schmidt
- Board of Health Professions Report – Allen Jones, Jr.
- Elections – **Tab 3**

# TAB 1

**UNAPPROVED  
BOARD OF PHYSICAL THERAPY  
MEETING MINUTES**

The Virginia Board of Physical Therapy convened for a board meeting on Wednesday, August 6, 2014 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Board Room #4, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Peggy Belmont, PT, President  
Melissa Wolff-Burke, PT, EdD, Vice-President  
Sarah Schmidt, PTA  
Michael Styron, PT, MBA  
Dixie Bowman, PT, DPT, EdD  
Dr. Allen Jones, Jr., PT, DPT  
Steve Lam, Citizen Member

**DHP STAFF PRESENT FOR ALL OR PART OF THE MEETING:**

Lisa R. Hahn, Executive Director  
Lynne Helmick, Deputy Executive Director  
Missy Currier, Deputy Executive Director  
Elaine Yeatts, Senior Policy Analyst

**BOARD COUNSEL**

Erin Barrett, Assistant Attorney General

**QUORUM:**

With 7 members present, a quorum was established.

**GUEST PRESENT**

None

**CALLED TO ORDER**

Ms. Belmont, President, gave welcome to Dr. Allen Jones, Jr. PT, DPT as the newest member on the board representing the Physical Therapist position.

**ORDERING OF THE AGENDA**

The agenda was accepted as amended.

**ACCEPTANCE OF MINUTES**

Upon a motion by Michael Styron and properly seconded by Dr. Allen Jones, the Board voted to accept the minutes of the March 24, 2014 board meeting. The motion passed unanimously.

The Board acknowledged that 4 informal conferences were held on March 4<sup>th</sup> and that 4 informal conferences were held on July 28<sup>th</sup>.

## PUBLIC COMMENT

There was no public comment.

## EXECUTIVE DIRECTOR'S REPORT - Lisa R. Hahn

### FY13 Budget

Ms. Hahn stated that May 2014 budget report was included in the agenda, however she had just received the report for June 2014; the cash balance as of June 30, 2013 was \$609,403; the revenue for FY14 was \$192,570; the direct and allocated expenditures were \$513,820; the ending cash balance for the year end FY14 was \$288,153. Ms. Hahn concluded that FY14 was a non-renewal year for revenue purposes and that the board was in good financial shape.

### Licensee Statistics

Ms. Hahn gave the following two year comparison and reported that the number of licensees increased by approximately 1000 during that time.

	June 2014	June 2012
■ PT's	7,138	6,129
■ PTA's	<u>2,842</u>	<u>2,388</u>
■ Total	9980	8,517
■ DAccess	918	615

### Discipline Statistics

Ms. Hahn began her report by giving thanks to Lynne Helmick, Kathy Petersen and APD for their persistence and hard work to resolve matters without having to hold the two formal hearings that were scheduled for later in the day.

Ms. Hahn reported that as of June 30th, there were 23 open cases; 9 were in Investigations; 12 were at the probable cause level; 0 cases were at the APD level; 0 cases were at the Informal Conference level; and the two cases at the Formal level been resolved; and that 21 cases were being monitored for compliance.

Ms. Hahn added that the cases received in the last four fiscal years were as follows:

- FY11 – 28; FY12 – 38; FY13 – 47 (67% increase); FY14 – 35 (decrease)

Ms. Hahn attributed the increase in cases to fraudulent billing practices and complicated cases that required the Special Conference Committee to hear and see the respondent in person.

Michael Styron inquired whether or not the board could consider asking applicants during renewals if they had been convicted of a misdemeanor or a felony.

Ms. Hahn responded that the agency is looking into options for obtaining criminal history reports on practitioners and that she would keep the members informed as more information becomes available.

**Virginia Performs (Q3 2014)**

Ms. Hahn reported the clearance rate was 78%. The age of our pending case load over 250 days was at 0%; the time to disposition is at 100% of cases closed within 250 days. The licensing standard of less than 30 days for issuance has been met 100% of the time. Ms. Hahn was pleased to report that the customer satisfaction rating was 100%. Ms. Hahn attributed the ratings to all the staff who pull together as a team and to the members of the board for their diligent efforts to review cases and keep within specified timeframes.

**2014 NPTE Exam Results**

**PT's**

	# took exam	# Passed	1 <sup>st</sup> time test takers	Repeat test takers	# Failed	1 <sup>st</sup> time testers
<b>US Applicants</b>	222	200	195	5	22	14
<b>Foreign applicants</b>	6	2	1	1	4	0
<b>Totals</b>	228	202	196	6	26	14

**2014 Results:**

- Total of 414 US Applicants 2014 – 88% pass rate (365)
- Total of 14 Foreign Applicants – 28% pass rate (4)

**PTA's**

	# took Exam	# Passed	1 <sup>st</sup> time test takers	Repeat test takers	# failed	1 <sup>st</sup> time testers
<b>US applicants</b>	128	115	109	6	13	9
<b>Foreign applicants</b>	0	0	0	0	0	0
<b>Total</b>	128	115	109	6	13	9
<b>Pass Rate</b>	89.8%					

**2014 Results:**

- Total of 414 US Applicants – 86% pass rate (172)
- Total of 1 Foreign Applicant – 100% pass rate (1)

**Board Business**

**New Board Member**

Ms. Hahn welcomed the newest Board Member Dr. Allen Jones, Jr. from Newport News and stated that he was representing the PT member position for the board.

**Share Point**

Ms. Hahn reminded the members about the board portal called Share Point that she spoke about during the last meeting. She stated that it will be used primarily for reviewing disciplinary cases and that Dixie has already registered and begun reviewing cases on the system. Michael Styron was just beginning the process since both members currently serve on the Special Conference Committee.

### **Sample HPMP Contract**

Ms. Hahn pointed out that she had included sample HPMP contracts on the agenda packages as promised during the last board meeting.

### **National Governor's Association (NGA) Policy Academy**

Ms. Hahn shared that she had attended meetings with the NGA Policy Academy regarding Virginia Veterans licensing and certification regarding physical therapist assistants. NGA is focusing on streamlining the process by which veterans, transitioning from the military can convert the skills they have acquired in the military into various civilian occupations.

### **FSBPT**

Ms. Hahn shared the following information with the board:

- Ms. Hahn shared that she has attended two weekend meetings in Alexandria on behalf of the Physical Therapy Licensure Compact Advisory Task Force. She will be presenting the final recommendations following the September FSBPT Conference.
- FSBPT and APTA are collaborating with the National Center for Health Work Force Analysis. DHP previously shared their completed workforce study with the board and that can be found on the website.
- Virginia is the first state to pilot the FSBPT the program for the Supervised Clinical Practice Performance Evaluation Tool. Ms. Hahn shared that we have approved 8 people for the traineeship and that one (1) was discontinued at midpoint because the trainee did not meet the expectations.
- Ms. Hahn was invited to serve on the FSBPT Exam Administration Committee (EAC); and the FSBPT Nominating Committee and is looking forward to working on both.
- Ms. Hahn will be conducting two presentations during the September conference:
  - FSBPT Performance Evaluation Tool (pilot)
  - Session regarding expanding Scope of practice (Direct Access life)

### **Handout**

Ms. Hahn provided the members with a handout to pass around on Student Choice Healthcare – Workforce Data Center.

### **Calendar**

Ms. Hahn shared that the last meeting in 2014 was scheduled for November 21<sup>st</sup>.

Ms. Hahn also provided the members with the following 2015 meeting calendar:

- February 11<sup>th</sup>; May 8<sup>th</sup>; August 11<sup>th</sup>; and November 13<sup>th</sup>

### **Executive Directors Conclusion**

Following much discussion regarding case statistics and offenses, Ms. Hahn agreed to prepare quarterly reports that will provide more specific detail of the types of offenses the board is receiving.

Ms. Hahn also clarified that the software for discipline does not allow for tracking details on offenses but that the staff would make manual provisions to accommodate the request as it may be helpful information to have when making decisions.

### **NEW BUSINESS**

#### **Regulatory Report – Elaine Yeatts**

Ms. Yeatts stated that the board had no Regulatory actions pending.

#### **Legislative Report – Elaine Yeatts**

Ms. Yeatts stated that DHP was working very hard on meeting the deadlines for the 2015 General Assembly Session. She indicated that DHP would be presenting two Bills that could affect the PT Board. One would be a revision to the confidentiality issue which would allow Agencies within our Secretariat to share information. The second Bill addresses the expansion of the reporting statute to include Home Health Care and Hospice.

#### **Petition for Rule Making – Elaine Yeatts**

After much discussion and careful consideration of the petition for rule making, a motion was made by Michael Styron and properly seconded by Sarah Schmidt to deny the petition but for Staff to communicate to the appropriate educational institutions with guidance on how we make licensing decisions on applications with criminal history. The motion passed unanimously.

### **BREAK**

The Board took a recess at 10:45 a.m. and reconvened at 11:00 a.m.

**Guidance Document 112-13 – Elaine Yeatts (Attachment #1)**

A motion was made by Dr. Allen Jones, Jr. to allow three traineeships instead of two that an unlicensed graduate should be allowed to complete while awaiting passage of the NPTE exam.

There was no second and the motion hereby failed.

A second motion was made by Michael Styron and properly seconded by Sarah Schmidt to readopt Guidance Document 112-13 with the revisions proposed by staff and for staff to add the following bullets:

- Another new traineeship shall not be granted to an unlicensed graduate after termination of the one additional traineeship.
- A traineeship may be approved for a foreign-trained graduate upon evidence that his degree is equivalent to an accredited physical therapy program and that he is registered to sit for the national examination.

The motion passed by a majority vote. Dr. Allen Jones voted nay.

**Elections**

The Board made the decision to have the board President elect a nominating committee and that any board members interested in becoming an Officer shall submit their Bio's and answer a questionnaire to the nominating Committee. The Board will hold elections during the next full board meeting.

Ms. Belmont mentioned that she would like to know about how Virginia PT schools are doing overall and their success. Ms. Hahn stated that she would report the information at the next meeting.

**ADJOURNMENT**

With all business concluded the meeting was adjourned at 11:45 a.m.

\_\_\_\_\_  
Peggy H. Belmont, PT, President

\_\_\_\_\_  
Lisa R. Hahn, MPA, Executive Director

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

**ATTACHMENT #1**

Guidance document: 112-13

Adopted August 6, 2014

**BOARD OF PHYSICAL THERAPY**  
**Approval of a Traineeship**

Section 18VAC112-20-70 in *Regulations Governing the Practice of Physical Therapy* provides the following requirements for a traineeship for an unlicensed graduate who is scheduled to sit for the national examination.

*A. Upon approval of the president of the board or his designee, an unlicensed graduate who is registered with the Federation of State Boards of Physical Therapy to sit for the national examination may be employed as a trainee under the direct supervision of a licensed physical therapist until the results of the national examination are received.*

*B. The traineeship, which shall be in accordance with requirements of 18VAC112-20-140, shall terminate two working days following receipt by the candidate of the licensure examination results.*

*C. The unlicensed graduate may reapply for a new traineeship while awaiting to take the next examination. A new traineeship shall not be approved for more than one year following the receipt of the first examination results.*

The Board provides guidance for applicants in the following circumstances:

- An applicant who has graduated from an accredited physical therapy program and has registered to sit for the national examination may be approved for a traineeship even if the degree is to be awarded at a later date. Evidence of graduation would be required for approval.
- An unlicensed graduate who has taken and passed the national examination may be granted an additional traineeship after the termination required in subsection B until licensure is granted or for one year, whichever comes first.
- An unlicensed graduate who has taken and failed the national examination may be granted an additional traineeship after the termination required in subsection B, provided he has registered to retake the examination. The new traineeship may only be approved until he has passed the examination and been granted a license or for one year from the receipt of the first examination results, whichever comes first.
- Another new traineeship shall not be granted to an unlicensed graduate after termination of the one additional traineeship.
- A traineeship may be approved for a foreign-trained graduate upon evidence that his degree is equivalent to an accredited physical therapy program and that he is registered to sit for the national examination.

# TAB 2

Virginia Department of Health Professions  
Cash Balance  
As of September 30, 2014

	<b>116- Physical Therapy</b>
<b>Board Cash Balance as of June 30, 2014</b>	<b>\$ 288,153</b>
<b>YTD FY15 Revenue</b>	<b>37,895</b>
<b>Less: YTD FY15 Direct and In-Direct Expenditures</b>	<b>149,288</b>
<b>Board Cash Balance as of September 30, 2014</b>	<b>176,760</b>

**Virginia Dept. of Health Professions**  
**Revenue and Expenditures Summary**  
 July 1, 2014 through Sept. 30, 2014

	116- Physical Therapy			
	Jul '14 - Sept 14	Budget	\$ Over Budget	% of Budget
<b>Revenue</b>				
<b>2400 · Fee Revenue</b>				
2401 · Application Fee	32,715.00	126,000.00	-93,285.00	25.96%
2402 · Examination Fee	0.00			
2406 · License & Renewal Fee	1,625.00	1,009,400.00	-1,007,775.00	0.16%
2407 · Dup. License Certificate Fee	235.00	550.00	-315.00	42.73%
2408 · Board Endorsement - In	0.00			
2409 · Board Endorsement - Out	3,150.00	5,900.00	-2,750.00	53.39%
2421 · Monetary Penalty & Late Fees	180.00	5,235.00	-5,055.00	3.44%
2430 · Board Changes Fee	0.00			
2432 · Misc. Fee (Bad Check Fee)	0.00	35.00	-35.00	0.0%
<b>Total 2400 · Fee Revenue</b>	<b>37,905.00</b>	<b>1,147,120.00</b>	<b>-1,109,215.00</b>	<b>3.3%</b>
<b>2600 · Fees for Miscellaneous Services</b>				
2660 · Administrative Fees	0.00			
<b>Total 2600 · Fees for Miscellaneous Services</b>	<b>0.00</b>			
<b>3000 · Sales of Prop. &amp; Commodities</b>				
3002 · Overpayments	0.00			
3007 · Sales of Goods/Svces to State	0.00			
3020 · Misc. Sales-Dishonored Payments	-10.00			
<b>Total 3000 · Sales of Prop. &amp; Commodities</b>	<b>-10.00</b>			
<b>9000 · Other Revenue</b>				
9060 · Miscellaneous Revenue	0.00			
9084 · Refund- Prior Yr Disb	0.00			
<b>Total 9000 · Other Revenue</b>	<b>0.00</b>			
<b>Total Revenue</b>	<b>37,895.00</b>	<b>1,147,120.00</b>	<b>-1,109,225.00</b>	<b>3.3%</b>
<b>Expenditures</b>				
<b>1100 · Personal Services</b>				
<b>1110 · Employee Benefits</b>				
1111 · Employer Retirement Contrib.	3,148.72	11,371.00	-8,222.28	27.69%
1112 · Fed Old-Age Ins- Sal St Emp	1,894.34	7,056.00	-5,161.66	26.85%
1113 · Fed Old-Age Ins- Wage Earners	0.00			
1114 · Group Insurance	315.90	1,218.00	-902.10	25.94%
1115 · Medical/Hospitalization Ins.	7,245.73	25,020.00	-17,774.27	28.96%
1116 · Retiree Medical/Hospitalizatn	277.05	1,079.00	-801.95	25.68%
1117 · Long term Disability Ins	147.84	674.00	-526.16	21.94%
<b>Total 1110 · Employee Benefits</b>	<b>13,029.58</b>	<b>46,418.00</b>	<b>-33,388.42</b>	<b>28.07%</b>
<b>1120 · Salaries</b>				
1123 · Salaries, Classified	26,896.24	92,216.00	-65,319.76	29.17%
1125 · Salaries, Overtime	0.00			
<b>Total 1120 · Salaries</b>	<b>26,896.24</b>	<b>92,216.00</b>	<b>-65,319.76</b>	<b>29.17%</b>
<b>1130 · Special Payments</b>				
1131 · Bonuses and Incentives	0.00			
1138 · Deferred Compnstrn Match Pmts	112.00	864.00	-752.00	12.96%

**Virginia Dept. of Health Professions**  
**Revenue and Expenditures Summary**  
July 1, 2014 through Sept. 30, 2014

	116- Physical Therapy			
	Jul '14 - Sept 14	Budget	\$ Over Budget	% of Budget
<b>Total 1130 · Special Payments</b>	112.00	864.00	-752.00	12.96%
<b>1140 · Wages</b>				
1141 · Wages, General	0.00			
<b>Total 1140 · Wages</b>	0.00			
<b>1150 · Disability Benefits</b>				
1153 · Short-trm Disability Benefits	0.00			
<b>Total 1150 · Disability Benefits</b>	0.00			
<b>1160 · Terminatn Personal Svce Costs</b>				
1162 · Salaries, Annual Leave Balanc	0.00			
1166 · Defined Contribution Match - Hy	0.00			
<b>Total 1160 · Terminatn Personal Svce Costs</b>	0.00			
<b>Total 1100 · Personal Services</b>	40,037.82	139,498.00	-99,460.18	28.7%
<b>1200 · Contractual Services</b>				
<b>1210 · Communication Services</b>				
1211 · Express Services	0.00	5.00	-5.00	0.0%
1212 · Outbound Freight Services	0.00			
1213 · Messenger Services	0.00			
1214 · Postal Services	2,047.94	10,000.00	-7,952.06	20.48%
1215 · Printing Services	0.00	600.00	-600.00	0.0%
1216 · Telecommunications Svcs (DIT)	223.07	1,000.00	-776.93	22.31%
1217 · Telecomm. Svcs (Non-State)	94.36			
1219 · Inbound Freight Services	0.00			
<b>Total 1210 · Communication Services</b>	2,365.37	11,605.00	-9,239.63	20.38%
<b>1220 · Employee Development Services</b>				
1221 · Organization Memberships	0.00	2,500.00	-2,500.00	0.0%
1222 · Publication Subscriptions	0.00			
1224 · Emp Trning Courses, Wkshp & Cnf	0.00	1,000.00	-1,000.00	0.0%
1225 · Employee Tultion Reimbursement	0.00			
1227 · Emp Trning- Trns, Ldgng & Meals	0.00			
<b>Total 1220 · Employee Development Services</b>	0.00	3,500.00	-3,500.00	0.0%
<b>1230 · Health Services</b>				
1236 · X-ray and Laboratory Services	0.00	300.00	-300.00	0.0%
<b>Total 1230 · Health Services</b>	0.00	300.00	-300.00	0.0%
<b>1240 · Mgmnt and Informational Svcs</b>				
1242 · Fiscal Services	4.57	15,500.00	-15,495.43	0.03%
1244 · Management Services	5.14	4,000.00	-3,994.86	0.13%
1246 · Public Infrmtnl & Relation Svcs	0.00			
1247 · Legal Services	0.00	300.00	-300.00	0.0%
<b>Total 1240 · Mgmnt and Informational Svcs</b>	9.71	19,800.00	-19,790.29	0.05%
<b>1250 · Repair and Maintenance Svcs</b>				
1251 · Custodial Services	14.23			
1252 · Electrical Rep & Maintenance	0.00	25.00	-25.00	0.0%

**Virginia Dept. of Health Professions**  
**Revenue and Expenditures Summary**

July 1, 2014 through Sept. 30, 2014

	116- Physical Therapy			
	Jul '14 - Sept 14	Budget	\$ Over Budget	% of Budget
1253 · Equip Repair & Maintenance	0.00			
1256 · Mechanical Rep & Maint Svcs	0.00			
1257 · Plant Rep & Maintenance Svcs	0.00			
<b>Total 1250 · Repair and Maintenance Svcs</b>	<b>14.23</b>	<b>25.00</b>	<b>-10.77</b>	<b>56.92%</b>
<b>1260 · Support Services</b>				
1263 · Clerical Services	0.00	4,919.00	-4,919.00	0.0%
1264 · Food & Dietary Services	225.24	750.00	-524.76	30.03%
1266 · Manual Labor Services	12.72	700.00	-687.28	1.82%
1267 · Production Services	110.37	2,245.00	-2,134.63	4.92%
1268 · Skilled Services	5,654.32	11,930.00	-6,275.68	47.4%
<b>Total 1260 · Support Services</b>	<b>6,002.65</b>	<b>20,544.00</b>	<b>-14,541.35</b>	<b>29.22%</b>
<b>1280 · Transportation Services</b>				
1282 · Travel, Personal Vehicle	719.49	3,000.00	-2,280.51	23.98%
1283 · Travel, Public Carriers	0.00			
1284 · Travel, State Vehicles	0.00	1,500.00	-1,500.00	0.0%
1285 · Travel, Subsistence & Lodging	0.00	1,500.00	-1,500.00	0.0%
1288 · Trvl, Meal Reimb- Not Rprtbl	0.00	300.00	-300.00	0.0%
<b>Total 1280 · Transportation Services</b>	<b>719.49</b>	<b>6,300.00</b>	<b>-5,580.51</b>	<b>11.42%</b>
<b>Total 1200 · Contractual Services</b>	<b>9,111.45</b>	<b>62,074.00</b>	<b>-52,962.55</b>	<b>14.68%</b>
<b>1300 · Supplies And Materials</b>				
<b>1310 · Administrative Supplies</b>				
1311 · Apparel Supplies	0.00			
1312 · Office Supplies	108.27	1,000.00	-891.73	10.83%
1313 · Stationery and Forms	0.00			
<b>Total 1310 · Administrative Supplies</b>	<b>108.27</b>	<b>1,000.00</b>	<b>-891.73</b>	<b>10.83%</b>
<b>1320 · Energy Supplies</b>				
1323 · Gasoline	0.00			
<b>Total 1320 · Energy Supplies</b>	<b>0.00</b>			
<b>1330 · Manufctrng and Merch Supplies</b>				
1335 · Packaging and Shipping Suppl	0.00	50.00	-50.00	0.0%
<b>Total 1330 · Manufctrng and Merch Supplies</b>	<b>0.00</b>	<b>50.00</b>	<b>-50.00</b>	<b>0.0%</b>
<b>1350 · Repair and Maint. Supplies</b>				
1352 · Custodial Rep & Maint Mat'ls	0.00			
1353 · Electrical Repair and Maint	0.00	15.00	-15.00	0.0%
<b>Total 1350 · Repair and Maint. Supplies</b>	<b>0.00</b>	<b>15.00</b>	<b>-15.00</b>	<b>0.0%</b>
<b>1360 · Residential Supplies</b>				
1362 · Food and Dietary Supplies	0.00	200.00	-200.00	0.0%
1363 · Food Service Supplies	0.00			
1364 · Laundry and Linen Supplies	0.00			
1365 · Personal Care Supplies	0.00			
<b>Total 1360 · Residential Supplies</b>	<b>0.00</b>	<b>200.00</b>	<b>-200.00</b>	<b>0.0%</b>
<b>1370 · Specific Use Supplies</b>				

**Virginia Dept. of Health Professions**  
**Revenue and Expenditures Summary**  
**July 1, 2014 through Sept. 30, 2014**

	116- Physical Therapy			
	Jul '14 - Sept 14	Budget	\$ Over Budget	% of Budget
1373 · Computer Operating Supplies	0.00	10.00	-10.00	0.0%
<b>Total 1370 · Specific Use Supplies</b>	<b>0.00</b>	<b>10.00</b>	<b>-10.00</b>	<b>0.0%</b>
<b>Total 1300 · Supplies And Materials</b>	<b>108.27</b>	<b>1,275.00</b>	<b>-1,166.73</b>	<b>8.49%</b>
<b>1400 · Transfer Payments</b>				
1410 · Awards, Contrib., and Claims				
1413 · Premiums	0.00			
1415 · Unemployment Compsatn Reimb	0.00			
<b>Total 1410 · Awards, Contrib., and Claims</b>	<b>0.00</b>			
<b>Total 1400 · Transfer Payments</b>	<b>0.00</b>			
<b>1500 · Continuous Charges</b>				
1510 · Insurance-Fixed Assets				
1512 · Automobile Liability	0.00			
1516 · Property Insurance	28.15	29.00	-0.85	97.07%
<b>Total 1510 · Insurance-Fixed Assets</b>	<b>28.15</b>	<b>29.00</b>	<b>-0.85</b>	<b>97.07%</b>
1530 · Operating Lease Payments				
1534 · Equipment Rentals	0.00			
1535 · Building Rentals	0.00			
1539 · Building Rentals - Non State	1,969.74	7,843.00	-5,873.26	25.12%
<b>Total 1530 · Operating Lease Payments</b>	<b>1,969.74</b>	<b>7,843.00</b>	<b>-5,873.26</b>	<b>25.12%</b>
1540 · Service Charges				
1546 · S Purch Ch. Card Check Fee	0.00			
<b>Total 1540 · Service Charges</b>	<b>0.00</b>			
1550 · Insurance-Operations				
1551 · General Liability Insurance	101.08	107.00	-5.92	94.47%
1554 · Surety Bonds	5.96	7.00	-1.04	85.14%
<b>Total 1550 · Insurance-Operations</b>	<b>107.04</b>	<b>114.00</b>	<b>-6.96</b>	<b>93.9%</b>
<b>Total 1500 · Continuous Charges</b>	<b>2,104.93</b>	<b>7,986.00</b>	<b>-5,881.07</b>	<b>26.36%</b>
<b>2200 · Equipment Expenditures</b>				
2220 · Educational & Cultural Equip				
2224 · Reference Equipment	0.00	60.00	-60.00	0.0%
<b>Total 2220 · Educational &amp; Cultural Equip</b>	<b>0.00</b>	<b>60.00</b>	<b>-60.00</b>	<b>0.0%</b>
2230 · Electrnc & Photographic Equip				
2238 · Electronic & Photo Equip Impr	0.00			
<b>Total 2230 · Electrnc &amp; Photographic Equip</b>	<b>0.00</b>			
2260 · Office Equipment				
2261 · Office Appurtenances	0.00	35.00	-35.00	0.0%
2262 · Office Furniture	0.00			
2263 · Office Incidentals	0.00			
2264 · Office Machines	0.00			
2268 · Office Equipment Improvements	0.00			

**Virginia Dept. of Health Professions**  
**Revenue and Expenditures Summary**  
 July 1, 2014 through Sept. 30, 2014

	<b>116- Physical Therapy</b>			
	<b>Jul '14 - Sept 14</b>	<b>Budget</b>	<b>\$ Over Budget</b>	<b>% of Budget</b>
Total 2260 · Office Equipment	0.00	35.00	-35.00	0.0%
2270 · Specific Use Equipment				
2271 · Household Equipment	0.00			
Total 2270 · Specific Use Equipment	0.00			
Total 2200 · Equipment Expenditures	0.00	95.00	-95.00	0.0%
Total Expenditures	51,362.47	210,928.00	-159,565.53	24.35%
9001 · Allocated Expenditures				
9201 · Behavioral Science Exec	0.00			
9202 · OptVMASLP Exec Dir	0.00			
9204 · Nursing / Nurse Aid	0.00			
9206 · FuneralLTCA\PT	28,146.43	99,318.85	-71,172.42	28.34%
9301 · DP Operations & Equipment	16,585.66	85,781.52	-69,195.86	19.34%
9302 · Human Resources	4,168.89	13,352.41	-9,183.52	31.22%
9303 · Finance	13,650.48	38,071.06	-24,420.58	35.86%
9304 · Director's Office	7,201.55	23,110.30	-15,908.75	31.16%
9305 · Enforcement	13,146.03	60,459.24	-47,313.21	21.74%
9306 · Administrative Proceedings	4,270.09	20,895.36	-16,625.27	20.44%
9307 · Impaired Practitioners	388.75	1,039.44	-650.69	37.4%
9308 · Attorney General	3,264.47	4,751.28	-1,486.81	68.71%
9309 · Board of Health Professions	3,719.73	13,650.60	-9,930.87	27.25%
9310 · SRTA	0.00			
9311 · Maintenance and Repairs	0.00	439.68	-439.68	0.0%
9313 · Emp. Recognition Program	2.51	368.16	-365.65	0.68%
9314 · Conference Center	48.77	231.12	-182.35	21.1%
9315 · Pgm Devlpmnt & Implmentn	3,331.90	13,413.77	-10,081.87	24.84%
Total 9001 · Allocated Expenditures	97,925.26	374,882.79	-276,957.53	26.12%
987900 · Cash Trsfr Out- Appr Act Pt. 3	0.00	1,465.20	-1,465.20	0.0%
Total Direct, Allocated and Cash Transfers Expenditures	149,287.73	587,275.99	-437,988.26	25.42%
Net Cash Surplus\Shortfall	-111,392.73	559,844.01	-671,236.74	-19.9%

## Licensure Count Report

**As of 11/6/14:**

<b>Physical Therapists</b>	<b>7,508</b>
<b>Physical Therapist Assistants</b>	<b><u>3,012</u></b> <b>10,520</b>
<b>Direct Access Certification</b>	<b>992</b>

## Discipline Statistics

As of 11/06/14

<b>Investigations</b>	<b>11</b>
<b>Probable Cause</b>	<b>4</b>
<b>APD</b>	<b>1</b>
<b>Informal Stage</b>	<b>1</b>
<b>Formal Stage</b>	<b>2</b>
<b>Total</b>	<b>19</b>

**APPLICANT SATISFACTION SURVEY RESULTS**  
**APPROVAL RATE**  
FISCAL YEAR 2015, QUARTER ENDING 9/30/2014

Quarter Breakdown	
Quarter 1	July 1st - September 30th
Quarter 2	October 1st - December 31st
Quarter 3	January 1st - March 31st
Quarter 4	April 1st - June 30th

\*Applicant Satisfaction Surveys are sent to all initial applicants. The survey includes six categories for which applicants rate their satisfaction on a scale from one to four, one and two being degrees of satisfaction, three and four being degrees of dissatisfaction. This report calculates the percentage of total responses falling into the approval range. An "n/a" is used if no response was received for that board during the specified timeframe.

	CURRENT											
	09/30/14	06/30/14	03/31/14	12/31/13	09/30/13	06/30/13	03/31/13	12/31/12	09/30/12	06/30/12	03/31/12	12/31/11
<b>Board</b>	<b>09/30/14</b>	<b>06/30/14</b>	<b>03/31/14</b>	<b>12/31/13</b>	<b>09/30/13</b>	<b>06/30/13</b>	<b>03/31/13</b>	<b>12/31/12</b>	<b>09/30/12</b>	<b>06/30/12</b>	<b>03/31/12</b>	<b>12/31/11</b>
Audiology/Speech Pathology	89.6%	100.0%	100.0%	88.7%	94.8%	100.0%	100.0%	100.0%	97.0%	86.7%	100.0%	100.0%
Counseling	85.5%	92.8%	87.7%	83.2%	80.1%	76.3%	69.9%	78.0%	60.3%	74.5%	71.6%	63.0%
Dentistry	86.3%	88.9%	92.3%	96.9%	90.9%	94.7%	98.7%	94.1%	92.9%	93.7%	96.6%	98.3%
Funeral Directing	N/A	100.0%	88.9%	100.0%	100.0%	100.0%	n/a	100.0%	100.0%	100.0%	n/a	100.0%
Long Term Care Administrator	83.3%	100.0%	88.9%	100.0%	100.0%	n/a	100.0%	100.0%	100.0%	81.0%	100.0%	100.0%
Medicine	92.2%	95.0%	92.2%	91.8%	91.1%	87.5%	94.4%	86.2%	93.9%	95.4%	95.1%	97.0%
Nurse Aide	95.6%	100.0%	96.5%	99.7%	97.2%	99.1%	97.6%	96.8%	97.1%	97.5%	97.7%	97.5%
Nursing	95.6%	94.5%	94.5%	96.4%	94.3%	96.5%	94.4%	93.7%	95.7%	94.7%	97.9%	96.3%
Optomtry	100.0%	N/A	N/A	100.0%	100.0%	100.0%	n/a	n/a	n/a	100.0%	100.0%	100.0%
Pharmacy	98.8%	99.1%	97.6%	98.1%	97.7%	97.3%	97.5%	98.8%	97.5%	98.1%	96.1%	96.7%
Physical Therapy	94.3%	90.5%	100.0%	98.7%	96.9%	98.6%	100.0%	98.6%	95.3%	98.2%	100.0%	100.0%
Psychology	89.6%	96.0%	88.9%	92.6%	88.6%	99.1%	89.6%	78.7%	92.8%	90.2%	98.8%	85.0%
Social Work	92.0%	88.5%	95.8%	90.7%	86.6%	94.9%	84.7%	87.3%	84.2%	86.9%	85.6%	83.3%
Veterinary Medicine	100.0%	100.0%	100.0%	100.0%	97.4%	93.3%	83.3%	100.0%	100.0%	98.7%	88.9%	100.0%
<b>AGENCY</b>	<b>94.2%</b>	<b>95.1%</b>	<b>94.2%</b>	<b>95.0%</b>	<b>93.6%</b>	<b>93.5%</b>	<b>93.5%</b>	<b>91.9%</b>	<b>94.7%</b>	<b>94.5%</b>	<b>95.5%</b>	<b>95.6%</b>

**Board of Physical Therapy  
2015 Meeting Dates**

February 11	Board Room #4	9:00 a.m.
May 8	Board Room #2	9:00 a.m.
August 11	Board Room #4	9:00 a.m.
November 20	Board Room #2	9:00 a.m.

# **General Information**



# COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

*Department of Health Professions*  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
FAX (804) 527-4475

August 7, 2014

Frederick A. Tarantino, Jr.  
2308 N. Early Street  
Alexandria, VA 22302

Dear Mr. Tarantino:

At its meeting on August 7, 2014, the Virginia Board of Physical Therapy considered your petition for rulemaking and all comments received from you and others.

In its regulations, the Board has defined an "approved program" as meaning an educational program accredited by the Commission on Accreditation in Physical Therapy Education of the American Physical Therapy Association. The Board relies on the Commission for appropriate oversight of physical therapy assistant programs. To redefine the meaning of an "approved program" as requested in your petition would be a departure from its long-standing policy of accepting national accreditation for physical therapy education.

While the Board appreciates the dilemma created by the college's admission policy, it does not believe it is appropriate to redefine the meaning of an approved program to impose different criteria for acceptance. Therefore, the Board has rejected your petition and will not initiate rulemaking.

The oversight agency for community colleges in Virginia is the State Council of Higher Education. It may be more appropriate for you to work through SCHEV to effect a change in the admission policy at Northern Virginia Community College. To assist with that effort, the Board requested that the Executive Director send a letter to NOVA CC with a copy to SCHEV explaining its licensure process and the factors it considers in making a licensure decision. The Board hopes such a letter may be helpful and encourage a reevaluation of the admission policy.

The Board does appreciate your interest in pursuing practice in the field of physical therapy.

Very truly yours,

Lisa R. Hahn  
Executive Director  
Virginia Board of Physical Therapy

cc: Elaine J. Yeatts  
Agency Regulatory Coordinator



## COMMONWEALTH of VIRGINIA

David E. Brown, D.C.  
Director

*Department of Health Professions*  
Perimeter Center  
9960 Mayland Drive, Suite 300  
Henrico, Virginia 23233-1463

www.dhp.virginia.gov  
TEL (804) 367-4400  
FAX (804) 527-4475

September 24, 2014

Dr. Mel Schiavelli, VP  
Academic and Student Services  
Northern Virginia Community College  
6699 Springfield Center Drive  
Springfield, VA 22150

Dear Dr. Schiavelli,

We received a Petition for Rule-making from Frederick A. Tarantino, Jr. in May of 2014. The Petition requested that the Virginia Board of Physical Therapy require PTA programs in the Commonwealth of Virginia to accept qualified applicants with prior misdemeanors and felonies on a case-by-case basis so long as the convictions are not listed under the Barrier Crimes pursuant to the Code of Virginia.

The Board recently met and reviewed this Petition. In the Board's regulations an "approved program" is defined as meaning an educational program accredited by the Commission on Accreditation in Physical Therapy Education of the American Physical Therapy Association. The Board relies on the Commission for appropriate oversight of physical therapy programs. To redefine the meaning of an "approved program" as requested in Mr. Tarantino's petition would be a departure from its longstanding policy of accepting national accreditation for physical therapy education. However, the board recommended that Mr. Tarantino work with your institution and SCHEV to request and consider a change in the admission policy.

The Board would like to share with you its licensure process and the factors it considers in making a licensure decision when an applicant has a criminal conviction.

According to §54.1-3480 of the Code of Virginia, the Board of Physical Therapy may refuse to admit a candidate to any examination, or refuse to issue a license to any applicant with certain criminal convictions (any felony or any crime involving moral turpitude).

Criminal convictions for any felony can cause an applicant to be denied licensure. Misdemeanor convictions involving moral turpitude may also prevent licensure. Moral turpitude means convictions related to lying, cheating or stealing. Examples include, but are not limited to:

reporting false information to the police, shoplifting or concealment of merchandise, petit larceny, welfare fraud, embezzlement, and writing worthless checks.

Page 2

Additionally, if the misdemeanor conviction suggests a possible impairment issue, such as multiple DUI convictions and or illegal drug possession convictions, then there still may be a basis for denial during the licensure process.

Each applicant is considered on an individual basis. There are no criminal convictions or impairments that are an absolute bar to licensure. The following information will be requested from an applicant with a criminal conviction:

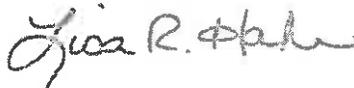
- A certified copy of all conviction orders (obtained from the courthouse of record);
- Evidence that all court ordered requirements were met (i.e., letter from the probation officer if on supervised probation, paid fines and restitution, etc.);
- If the crime was a felony, has the applicant's civil rights been restored (applicant must provide letter from the Governor);
- A letter from the applicant explaining the factual circumstances leading to the criminal offense(s)

Once the Board has received the necessary and relevant additional information, the application will be reviewed. The main factors that the board considers are: the type of criminal conviction(s), the length of time since the criminal offense occurred, and has the court ordered requirements been satisfied?

Some applicants may be approved based on review of the documentation provided. Other applicants may be required to meet with Board members for an informal fact finding conference to consider the application. After the informal fact-finding conference, the application may be: i) approved, ii) approved with conditions or terms (license issued on probation), or iii) denied.

We wanted to share this information with you so that you are aware of the licensure process related to criminal convictions for the Virginia Board of Physical Therapy. We are happy to meet and discuss the board's process in greater detail if deemed necessary. Please email me at [lisa.hahn@dhp.virginia.gov](mailto:lisa.hahn@dhp.virginia.gov) or contact me at 804 367-44254.

Very truly yours,



Lisa R. Hahn, MPA, Executive Director  
Virginia Board of Physical Therapy

Cc: SCHEV

## Currier, Missy (DHP)

---

**From:** Ireland, Marie (DOE)  
**Sent:** Monday, August 25, 2014 4:27 PM  
**To:** Currier, Missy (DHP); Isperlazza@ycsd.york.va.us  
**Cc:** Hahn, Lisa R. (DHP)  
**Subject:** RE: School PT under section 504

Thank you for this reply. We will certainly include more detailed code references in our revised document and reminders in upcoming training.

Marie Ireland M.Ed, CCC-SLP  
Specialist  
Virginia Department of Education  
P.O. Box 2120  
Richmond, VA 23218  
(804)786-9775

---

**From:** Currier, Missy (DHP)  
**Sent:** Monday, August 25, 2014 2:34 PM  
**To:** Isperlazza@ycsd.york.va.us  
**Cc:** Hahn, Lisa R. (DHP); Ireland, Marie (DOE)  
**Subject:** RE: School PT under section 504

Dear Ms. Sperlazza, PT;

We are in receipt of the email Marie Ireland (DOE) forwarded to the attention of Lisa Hahn, Executive Director for the Board of Physical Therapy. You are asking us to clarify from within our laws and regulations how to consider whether or not an MD script is needed to provide school PT services under a 504 plan in Virginia.

Ms. Hahn is participating in a work conference on the west coast this week, however I have provided the section in our Code that addresses referrals below. You will notice that special education (IEP) is addressed specifically but the 504 Plan is not mentioned in our laws or regulations and therefore, it is not treated the same and not covered under the paragraph relating to IEP's.

**§ 54.1-3482. Certain experience and referrals required; unlawful to practice physical therapist assistance except under the direction and control of a licensed physical therapist.**

C. After completing a three-year period of active practice upon the referral and direction of a licensed doctor of medicine, osteopathy, chiropractic, podiatry, dental surgery, licensed nurse practitioner as authorized in his practice protocol, or a licensed physician assistant acting under the supervision of a licensed physician, a physical therapist may conduct a one-time evaluation, that does not include treatment, of a patient who does not meet the conditions established in (i) through (iv) of subsection B without the referral and direction of a licensed doctor of medicine, osteopathy, chiropractic, podiatry, dental surgery, licensed nurse practitioner as authorized in his practice protocol, or a licensed physician assistant acting under the supervision of a licensed physician; if appropriate, the physical therapist shall immediately refer such patient to the appropriate practitioner.

G. However, a licensed physical therapist may provide, without referral or supervision, physical therapy services to (i) a student athlete participating in a school-sponsored athletic activity while such student is

at such activity in a public, private, or religious elementary, middle or high school, or public or private institution of higher education when such services are rendered by a licensed physical therapist who is certified as an athletic trainer by the National Athletic Trainers' Association Board of Certification or as a sports certified specialist by the American Board of Physical Therapy Specialties; (ii) employees solely for the purpose of evaluation and consultation related to workplace ergonomics; (iii) special education students who, by virtue of their individualized education plans (IEPs), need physical therapy services to fulfill the provisions of their IEPs; (iv) the public for the purpose of wellness, fitness, and health screenings; (v) the public for the purpose of health promotion and education; and (vi) the public for the purpose of prevention of impairments, functional limitations, and disabilities.

If we can be of any further assistance, please contact us.

Best Regards,

*Missy Currier*  
*Deputy Executive Director*  
Boards of Physical Therapy,  
Long-Term Care Administrators &  
Funeral Directors & Embalmers  
9960 Mayland Drive, Suite 300  
Henrico, VA 23233-1463  
[Missy.Currier@dhp.virginia.gov](mailto:Missy.Currier@dhp.virginia.gov)  
804-786-1624

-----Original Message-----

From: Ireland, Marie (DOE)  
Sent: Monday, August 18, 2014 1:51 PM  
To: Sperlazza, Linda  
Cc: Hahn, Lisa R. (DHP)  
Subject: RE: School PT under section 504

Linda,

I defer to the Board of Physical Therapy as they have jurisdiction on matters of practice.

In 54.1-3482 G (iii) special education is addressed specifically but not 504. However I would examine G (vi) and inquire if the PT may address functional limitations in an education setting under 504 without physician referral.

I have copied Lisa Hahn in on this message and hope that she can clarify where in the regulations this is addressed and how to consider 504 cases with regard to physician referral. We can certainly add this to our OT PT guidance document when we get an answer.

Regards

Marie Ireland M.Ed, CCC-SLP  
Specialist  
Virginia Department of Education  
P.O. Box 2120  
Richmond, VA 23218  
(804)786-9775

-----Original Message-----

From: Sperlazza, Linda [mailto:[lsperlazza@ycsd.york.va.us](mailto:lsperlazza@ycsd.york.va.us)]

Sent: Monday, August 18, 2014 11:09 AM

To: Ireland, Marie (DOE)

Subject: School PT under section 504

Hi Marie,

I hope you could answer a question for me. Is an MD script needed to provide school PT services under a 504 plan in Virginia? I have been told by PT colleagues that it was required in the past but it is not stated in DOE's Handbook for Occupational and Physical Therapy in Virginia Public Schools. I have not been able to find an answer in researching the PT state laws and regulations.

Thank you for your assistance.

Linda Sperlazza  
Physical Therapist Bethel Manor Elementary School  
Accountability & Instructional Services  
York County School Division  
1797 First Street  
Langley AFB, VA 23665

**NOTICE OF**

**CONFIDENTIALITY:** This email message and any attached files are intended only for the individual or entity designated in the recipient line and may be LEGALLY PRIVILEGED, CONFIDENTIAL, AND/OR EXEMPT FROM DISCLOSURE under applicable law. If you are not the named recipient you should not read, distribute, copy or alter this email message. You are hereby notified that any dissemination, distribution, copying, use of, or reliance upon, the information contained and transmitted within this email message, by or to anyone, other than the designated recipient, is unauthorized and strictly prohibited. If you have received this email message in error, please notify the York County School Division (YCSD), immediately at (757) 898-0300, and thereafter, destroy this email message. YCSD may monitor email messages to and from the YCSD network. Accidental transmission of this communication is not intended to waive any privilege or confidentiality protected under federal statutes and Virginia's Freedom of Information Act.

# TAB 3

August 30, 2014

PT Board Nomination

**NAME:**  Sarah Schmidt, PTA, MPH

**Please indicate which position you are interested in:**

President

Vice-President

Please consider me for either position

**Please describe your interest in serving in a leadership position for your board (250 words or less). Please include how you feel that your contributions will enhance the board's leadership. Please include how many years you have been on the board and other leadership positions.**

I am interested in serving the PT Board in a leadership position, either as Vice-President or President. I have been a member of the board for 4 years and was just appointed to serve a second term of 4 years. I have held several other leadership positions in the VPTA including: Virginia PTA Caucus Representative for 5 years, PTA Special Interest Group President for 2 terms (4 years), and PTA Special Interest Group Treasurer for 3 years.

I will have my MPH degree completed by December of this year. Because of this, I believe that I am in a good position with my personal life and work situation so that I can devote more time to the Board. In addition, this additional education and my participation in the FSBPT Annual Conference the past two years positions me to have a better understanding of policy and current regulatory concerns both in Virginia as well as in other jurisdictions. I believe that I can contribute to the continued success of the Board through a leadership position. I will be a well-organized and dedicated leader for the Board.

August 30, 2014

PT Board Nomination

NAME: Michael Styron, PT, MBA

Please indicate which position you are interested in:

President

Vice-President

Please consider me for either position

**Please describe your interest in serving in a leadership position for your board (250 words or less). Please include how you feel that your contributions will enhance the board's leadership. Please include how many years you have been on the board and other leadership positions.**

I have strived for forty years to improve the quality of physical therapy services in every facility that employed me and in the Commonwealth of Virginia when serving on the Board of Physical Therapy. It is vitally important that our Board protect the public from poorly prepared, unethical, or criminal licensees. My experience as a direct care-giver, manager, and Board member, provide me with a unique understanding of the stresses faced by our licensees and the potential harm that the public could suffer at the hands of our licensees.

- 40 years of experience serving the rehab needs of patients in Virginia and North Carolina.
- 37 years of experience managing rehab departments of acute care hospitals and their affiliated clinics, home health departments, and care facilities.
- Original Chairperson of the Tidewater VPTA Feasibility Study Committee for developing the Old Dominion University School of Physical Therapy.
- Virginia Commonwealth Physical Therapy Advisory Committee to the Board of Medicine. Served July 1983 through June 1987. Elected Chairperson of the Committee for two terms (12 months).
- Virginia Commonwealth Board of Physical Therapy. Served July 2000 through June 2003 on this first independent Board of Physical Therapy.
- Selected Clinical Manager of 2006 for Southside Regional Medical Center.
- Rehab Advisory Committee for Community Health Systems. Served from 2007 through 2012 on this 12 member committee. CHS was, at that time, the largest for-profit, investor-owned acute care hospital system in the US consisting of 220+ hospitals.
- Retired from full-time practice in October 2012.
- Beginning January 2013 and through the present, serve as part-time resource pool Physical Therapist for Sentara Healthcare's five acute care hospitals in southern Hampton Roads. Currently working 100+ hours each month in acute care, inpatient acute rehab, or other of their specialty rehab units.
- Virginia Commonwealth Board of Physical Therapy currently.
- Married 42 years to Hope Copeland Styron and father to 3 children and grandfather to 7 grandchildren.