

**February 11, 2019**

The Virginia Board of Physical Therapy's Legislative/Regulatory Committee met on Monday, February 11, 2019 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2<sup>nd</sup> Floor, Board Room #1, Henrico, Virginia.

**BOARD MEMBERS PRESENT:**

Tracey Adler, PT, DPT, Committee Chair  
Elizabeth Locke, PT, PhD  
Allen R. Jones, Jr., PT, DPT  
Susan Palmer, MLS

**DHP STAFF PRESENT:**

Erin Barrett, Assistant Attorney General, Board Counsel  
Sarah Georgen, Licensing and Operations Manager  
Laura Mueller, Program Manager  
Corie Tillman Wolf, Executive Director  
Elaine Yeatts, Sr. Policy Analyst

**OTHER GUESTS PRESENT**

Wendy Ashworth, Senior Inspector, Department of Health Professions

**CALL TO ORDER**

Dr. Adler, PT, DPT, Committee Chair, called the meeting to order at 10:00 a.m.

Ms. Tillman Wolf read the emergency egress instructions.

**ORDERING OF THE AGENDA**

Upon a **MOTION** by Dr. Locke, and properly seconded by Dr. Jones, the Committee voted to accept the agenda as written. The motion passed unanimously.

**PUBLIC COMMENT**

There was no public comment.

**DISCUSSION**

*Recommendations for Periodic Review of and Amendments to Regulations (18VAC112-20-10 et seq.)*

The Committee discussed the following recommendations for periodic review of and possible amendments to the Regulations (18VAC112-20-10 et seq.):

- 18VAC112-20-10 Definitions:
  - Remove “CLEP” from the regulations as the term is no longer relevant or used in the Board’s statutes or regulations.
  - Consider defining “encounter” for use in the regulations in place of “visit”
- 18VAC112-20-25 Current Name and Address:
  - Change the word “mailed” to “sent” to clarify that the Board may electronically send renewal notices
- 18VAC112-20-50 Education requirements: graduates of schools not approved by an accrediting agency approved by the Board
  - B(1): Specify that the “current” Federation of State Boards of Physical Therapy (FSBPT) tool should be utilized and remove “based on the year of graduation,” which will align with FSBPT’s proposed changes to its examination requirements for Foreign Educated Physical Therapists in 2020
  - C(3): Include that the credentials verification should be based on the current coursework tool used by the FSBPT for Physical Therapy Assistants to align with FSBPT’s upcoming changes to its requirements for the national examination
  - D: Include that traineeship extensions can be granted for officially declared disasters to make the provision consistent with other extension requests in the regulations
- 18VAC112-20-65 Requirements for licensure by endorsement
  - B(3): Update the reference to the report to the National Practitioners Data Bank (NPDB)
  - B(4): Include that a license may be held in Canada in addition to U.S. jurisdictions
  - B(5): Include that an exam may be accepted from a Canadian jurisdiction in addition to U.S. jurisdictions
  - B(6): Include that documentation of active practice can be accepted from a Canadian jurisdiction in addition to U.S. jurisdictions
- 18VAC112-20-70 Traineeship for unlicensed graduate scheduled to sit for the national examination
  - B: Change the timeframe for expiration of a traineeship from two working days to five working days following receipt of the licensure exam results
  - C: Allow an unlicensed graduate to have no more than three traineeships within the one year period following the receipt of the first examination results

## **BREAK**

The Board took a break at 11:01 a.m. and returned at 11:07 a.m.

### *Recommendations for Periodic Review of and Amendments to Regulations (18VAC112-20-10 et seq.) Continued*

- 18VAC112-20-90 General Responsibilities
  - D: Change “visits to” to “encounter with” a patient to avoid confusion and to reflect newer terminology
- 18VAC112-20-100 Supervisory responsibilities
  - B: Clarify that support personnel should only perform routine assigned “Physical Therapy” tasks under supervision
  - C: Include that a physical therapist shall provide direct supervision to no more than three students at any one time to incorporate the Board’s current guidance on supervision of students
  - Include an additional subsection to incorporate the Board’s Guidance Document related supervision of a student from a non-approved program

- 18VAC112-20-120 Responsibilities to patients
  - B: Change “visit” to “encounter” to avoid confusion and reflect newer terminology
- 18VAC112-20-130 Biennial renewal of license
  - Include an additional section to permit licensees to request an exemption from the Board’s active practice requirement or an extension to the active practice requirement for up to one year to parallel similar provisions for continuing education in 18VAC112-20-131 (G) and (H)
- 18VAC112-20-131 Continued competency requirements for renewal of an active license
  - H: Specify that an exemption request should be made in writing prior to the renewal date
- 18VAC112-20-135 Inactive license
  - B(2): Specify that active practice hours for purposes of reactivation of an inactive license may be obtained in “any” jurisdiction where the applicant is/was “properly licensed”
- 18VAC112-20-136 Reinstatement requirements
  - B(3): Specify that active practice hours for purposes of reinstatement of a lapsed license may be obtained in “any” jurisdiction where the applicant is/was “properly licensed”
- 18VAC112-20-140 Traineeship required
  - A: To clarify the phrase, include language that the traineeship be “served” or “completed” under the direction and supervision of a licensed physical therapist.

*Guidance Document 112-10: Consideration of credit for Continuing Education*

The Committee discussed Guidance Document 112-10. The Committee suggests adding bullet points 1 and 2 of the current Guidance Document (Revised November 2018) into the Regulations for consistency with 18VAC112-20-131. Additionally, the Committee suggests including that “For every 40 hours of clinical instruction, one contact hour of Type 2 activities may be granted.” The Board did not recommend specific changes to the text of the current Guidance Document.

Upon a **MOTION** by Dr. Locke, and properly seconded by Dr. Jones, the Committee voted to recommend the proposed changes to the Regulations to the full Board for consideration. The motion passed unanimously.

*Status of PT Compact Legislation*

Ms. Tillman Wolf provided a brief update on the status of the PT Compact Legislation.

**ADJOURNMENT**

With all business concluded, the meeting adjourned at 12:22 p.m.

  
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Tracey Adler, PT, DPT, Committee Chair

  
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Corie Tillman Wolf, J.D., Executive Director

2/19/19  
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