

Board of Health Professions Full Board Meeting

August 20, 2019 at 10:00 a.m.

Board Room 4

9960 Mayland Dr, Henrico, VA 23233

In Attendance	Sahil Chaudhary, Citizen Member Helene Clayton-Jeter, OD, Board of Optometry Kevin Doyle, EdD, LPC, LSATP, Board of Counseling Mark Johnson, DVM, Board of Veterinary Medicine Allen Jones, Jr., DPT, PT, Board of Physical Therapy Louis Jones, FSL, Board of Funeral Directors and Embalmers Derrick Kendall, NHA, Board of Long-Term Care Administrators Maribel Ramos, Citizen Member John Salay, MSW, LCSW, Board of Social Work Herb Stewart, PhD, Board of Psychology James Watkins, DDS, Board of Dentistry
Absent	James Wells, RPh, Citizen Member Alison King, PhD, CCC-SLP, Board of Audiology & Speech-Language Pathology Ryan Logan, RPh, Board of Pharmacy Kevin O'Connor, MD, Board of Medicine Martha Rackets, PhD, Citizen Member Vacant - Board of Nursing Vacant - Citizen Member
DHP Staff	David Brown, DC, Director DHP Elizabeth A. Carter, PhD, Executive Director BHP Laura Jackson, MSHSA, Operations Manager BHP Charis Mitchell, Assistant Attorney General Rajana Siva, MBA, Research Analyst BHP Elaine Yeatts, Senior Policy Analyst DHP
Speakers	Shelby Reynolds, Virginia State Task Force for Music Therapy
Observers	Jerry Gentile, DPB Ben Traynham, Hancock Daniel Kaycee Ensigy, Medical Society of Virginia
Emergency Egress	Elizabeth Carter, PhD
Call to Order	Dr. Jones, Jr. Time: 10:00 a.m. Quorum: Established
Public Comment	Dr. Jones, Jr. Shelby Reynolds with the Virginia State Task Force for Music Therapy thanked the Board for their time and advised that she was available to answer any questions that the Board may have in regard to the Music Therapy study.

Approval of Minutes Motion	Dr. Jones, Jr. Discussion: A motion to accept meeting minutes from the May 14, 2019 Full Board was made and properly seconded. All members were in favor, none opposed.
Director's Report	Dr. Brown Dr. Brown announced that agency Board Member Training will be held October 7, 2019. The Agency will be bringing in guest speakers to discuss specific topics, such as FOIA. He asked that each board member relay this information at their next board meeting.
	The Agency's website redesign is allowing for a more user friendly approach for applicants, consumers and DHP staff. He stated that the software being used allows for easier and quicker updates to each boards webpage. He requested that each board member take a look at the website and provide feedback on what they feel is working or should be changed.
	The Council on Licensure, Enforcement and Regulation (CLEAR) is an organization designed to help those in professional regulation have access to resources. At the annual CLEAR meeting in September, DHP's research and analysis into the workload of the Enforcement Division staff will be presented by DHP's Enforcement Director Ms. Schmitz and Visual Research, Inc. President Neal Kauder.
	DHP is working diligently to utilize our workforce data to inform the public of what the agency does. One example is the research describing how physical therapy assistants are now being utilized to assist individuals with pain management, decreasing the need for opioid prescriptions.
Reordering of Agenda Motion	Dr. Jones, Jr. requested a reordering of the agenda. The motion to reorder the agenda was made and properly seconded.
Legislative and Regulatory Report	Ms. Yeatts
- 3 - 1	Ms. Yeatts requested board member introductions.
	Ms. Yeatts provided a brief overview of the regulations provided in the meeting packet. Also provided was a handout (Attachment 1) with information regarding a bill to amend 54.1-2405, relating notification to patients of a practitioner closure, sale or relocation of professional practice.
Motion	After board discussion a motion was made and properly seconded to change the existing language in 54.1-2405 to include the language "either electronically or" to the code. All members were in favor, none opposed.
Board Chair Report	Dr. Jones, Jr. provided Dr. Clayton-Jeter with a plaque thanking her for her service as previous board Chair.
	Dr. Jones, Jr. also passed out Department of Health Professions lapel pins to each board member.

Individual Board Reports	Board of Veterinary Medicine - Dr. Johnson (Attachment 2) Board of Dentistry - Dr. Watkins (Attachment 3) Board of Optometry - Dr. Clayton-Jeter (Attachment 4) Board of Psychology - Dr. Stewart (Attachment 5) Board of Long - Term Care Administrators - Mr. Kendall (Attachment 6) Board of Counseling - Dr. Doyle (Attachment 7) Board of Physical Therapy - Dr. Jones, Jr. (Attachment 8) Board of Audiology & Speech Language Pathology - Dr. Carter (Attachment 9) Board of Funeral Directors and Embalmers - Mr. Jones (Attachment 10) Board of Social Work - Mr. Salay (Attachment 11)
Committee Reports	Mr. Wells provided details regarding the Regulatory Research Committee's study review of the need to license music therapists in Virginia.
	Mr. Wells advised the Board that the Committee's final recommendation was for licensure of music therapists, with the best placement being under the Board of Counseling.
Motion	A motion for licensure of music therapists in Virginia, to be placed under the Board of Counseling, was made and properly seconded. 10 members were in favor, one abstained and one opposed.
	Dr. Carter advised of next steps as noted in the music therapist study work plan.
Break	Dr. Jones, Jr. requested a brief break at 11:04 a.m.
Reconvene	Dr. Jones, Jr. reconvened the meeting at 11:11 a.m.
Executive Director's Report	Dr. Carter reviewed the Board's budget and provided insight into the agencies statistics and performance.
	Dr. Carter has requested Charles Giles, DHP Budget Manager, to provide an update of the Agency's finances at the November 4, 2019 meeting.
	Dr. Carter also requested that a workgroup meet to discuss the Board's update to its Mission Statement. Communications Director, Ms. Powers, will be aiding the workgroup. Dr. Jones, Jr. will appoint members who will meet in person prior to the November 4, 2019 full board meeting.
Healthcare Workforce Data Center	Dr. Carter provided a PowerPoint presentation on the Healthcare Workforce Data Center. (Attachment 12)
	Dr. Clayton-Jeter requested that Optometry workforce information be shared with out of state schools of Optometry as there are currently no schools in Virginia.
New Business	Agenda item for November 4, 2019 meeting: Discussion of other states' approaches to placement of professions within regulatory boards and agencies. Dr. Carter will provide a briefing on these approaches.

	Agenda item for November 4, 2019 meeting: Discussion of the existing telehealth/telemedicine guidance documents from the respective boards.
	Dr. Jones, Jr. appointed Dr. Clayton-Jeter and Mr. Salay to the Nominating Committee. The Committee will meet prior to the November 4, 2019 Full Board meeting to provide a slate of officers for the Fall election for Chair and Vice Chair.
Next Meeting	Dr. Jones, Jr. advised the Board that the next meeting is scheduled for November 4, 2019 at 10:00 a.m.
Meeting Adjourned	12:23 p.m.
Chair	Allen Jones, Jr., DPT, PT
Signature	
Board Executive Director	Elizabeth A. Carter, PhD
Signature	

Department of Health Professions

Regulatory Actions in Process (63)

Board	Board of Audiolog	y and Speech-Language Pathology
Chapter		Action / Stage Information
[18 VAC 30 - 21]	Regulations Governing	Additional CE provider [Action 5354]
the Practice of Audiology and Speech-Language Pathology		Fast-Track - AT Attorney General's Office [Stage 8713]
[18 VAC 30 - 21]	Regulations Governing	Licernsure by endorsement [Action 5359]
the Practice of Audiology and Speech-Language Pathology		Fast-Track - AT Attorney General's Office [Stage 8719]
Board	Board of Counseli	ng
Chapter		Action / Stage Information
[18 VAC 115 - 15]	Regulations Governing Delegation to an Agency Subordinate	Periodic review [Action 5301]
		Fast-Track - At Secretary's Office [Stage 8647]
[18 VAC 115 - 20]	Regulations Governing the Practice of Professional Counseling	Unprofessional conduct - conversion therapy [Action 5225] NOIRA - Register Date: 7/8/19 [Stage 8533]
[18 VAC 115 - 20]	Regulations Governing	Periodic review [Action 5230]
the Practice of Professional Counseling		NOIRA - Register Date: 8/19/19 [Stage 8544]
[18 VAC 115 - 20]	Regulations Governing	Credential review for foreign graduates [Action 5089]
the Practice of Professional Counseling		Proposed - Register Date: 7/22/19 [Stage 8461]
	Regulations Governing the Practice of Professional Counseling	Requirement for CACREP accreditation for educational programs [Action 4259]
		Proposed - At Secretary's Office [Stage 8521]
[18 VAC 115 - 20]	Regulations Governing the Practice of Professional	Acceptance of doctoral practicum/internship hours towards residency requirements [Action 4829]
	Counseling	Final - At Governor's Office [Stage 8516]
[18 VAC 115 - 30]	Regulations Governing the Certification of	Updating and clarifying regulations [Action 4691]
	Substance Abuse Counselors	Final - At Secretary's Office [Stage 8534]

[18 VAC 115 - 40]	Regulations Governing	Periodic review [Action 5305]
	the Certification of Rehabilitation Providers	NOIRA - At Secretary's Office [Stage 8654]
[18 VAC 115 - 50]	Regulations Governing the Practice of Marriage and Family	Acceptance of doctoral hours towards residency [Action 5226] Fast-Track - Register Date: 7/22/19 [Stage 8536]
	Therapy	
[18 VAC 115 - 70]	Regulations Governing the Registration of	Initial regulations for registration [Action 4890]
	Peer Recovery Specialists [under development]	Final - At Governor's Office [Stage 8649]
[18 VAC 115 - 80]	Regulations Governing the Registration of Qualified Mental	Initial regulations for registration of Qualified Mental Health Professionals [Action 4891]
	Health Professionals [under development]	Final - At Governor's Office [Stage 8650]
Board	Board of Dentistry	
Chapter		Action / Stage Information
[18 VAC 60 - 21]	Regulations Governing the Practice of Dentistry	Change in renewal schedule [Action 4975]
		Proposed - At Governor's Office [Stage 8498]
[18 VAC 60 - 21]	Regulations Governing the Practice of Dentistry	Amendment to restriction on advertising dental specialties [Action 4920]
		Proposed - At Secretary's Office [Stage 8500]
[18 VAC 60 - 21]	Regulations Governing	Administration of sedation and anesthesia [Action 5056]
,	the Practice of Dentistry	Proposed - At Secretary's Office [Stage 8502]
[18 VAC 60 - 21]	Regulations Governing	Technical correction [Action 5198]
	the Practice of Dentistry	Fast-Track - DPB Review in progress [Stage 8622]
[18 VAC 60 - 21]	Regulations Governing the Practice of Dentistry	Content of acceptable examination [Action 5281]
		Fast-Track - At Governor's Office [Stage 8623]
[18 VAC 60 - 21] Regulations Go the Practice of Dentistry		Volunteer practice of dentistry [Action 5324]
	Dentistry	Final - Register Date: 8/5/19 [Stage 8673]
[18 VAC 60 - 25]	Regulations Governing the Practice of Dental	Protocols for remote supervision of VDH and DBHDS dental hygienists [Action 5323]
	Hygienists	Emergency/NOIRA - At Secretary's Office [Stage 8672]
[18 VAC 60 - 25]	Regulations Governing the Practice of Dental Hygienists	(E) Administration of Schedule VI fluorides; remote supervision

		[Action 5332]
		Final - Register Date: 8/5/19 [Stage 8681]
[18 VAC 60 - 30] Regulations Governing	Education and training for dental assistants II [Action 4916]	
the Practice of Dental Assistants		Proposed - At Secretary's Office [Stage 8508]
Board	Board of Funeral [Directors and Embalmers
Chapter		Action / Stage Information
[18 VAC 65 - 20]	Regulations of the	Results of periodic review [Action 5165]
	Board of Funeral Directors and Embalmers	Proposed - DPB Review in progress [Stage 8704]
[18 VAC 65 - 30]	Regulations for Preneed Funeral	Periodic review 2018 [Action 5220]
	Planning	NOIRA - Register Date: 5/27/19 [Stage 8524]
[18 VAC 65 - 40]	Regulations for the	Periodic review 2019 [Action 5221]
	Funeral Service Intern Program	NOIRA - Register Date: 7/8/19 [Stage 8525]
[18 VAC 65 - 40]	Regulations for the Funeral Service Intern Program	Reduction in hours for funeral internships [Action 5275]
		NOIRA - Register Date: 6/10/19 [Stage 8609]
Éyeyeyere	Department of Hea	alth Professions
Chapter		Action / Stage Information
[18 VAC 76 - 40]	Regulations Governing Emergency Contact	Periodic review [Action 5271]
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Board	Board of Medicine	
Chapter		Action / Stage Information
[18 VAC 85 - 20]	Regulations Governing	Result of periodic review [Action 5167]
the Practice of Medicine, Osteopathic Medicine, Podiatry, and Chiropractic	Fast-Track - Register Date: 7/22/19 [Stage 8449]	
[18 VAC 85 - 20]	Regulations Governing	Addition of American Board of Podiatric Medicine [Action 5316]
	the Practice of Medicine, Osteopathic Medicine, Podiatry, and Chiropractic	Fast-Track - At Governor's Office [Stage 8664]
[18 VAC 85 - 20]	Regulations Governing the Practice of	Supervision and direction for laser hair removal [Action 4860]
	Medicine, Osteopathic	Final - Register Date: 7/8/19 [Stage 8535]

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Regulations Governing the Practice of Medicine, Osteopathic	Renewal fee reduction [Action 5353]
eopathic liatry, itic	Final - Register Date: 9/2/19 [Stage 8712]
egulations Governing escribing of Opioids	Waiver for e-prescribing of an opioid [Action 5355]
phine	Emergency/NOIRA - DPB Review in progress [Stage 8714]
overning f	Practice with patient care team physician [Action 5357]
istants	Emergency/NOIRA - DPB Review in progress [Stage 8716]
overning f	Result of periodic review [Action 5168]
istants	Fast-Track - Register Date: 7/8/19 [Stage 8450]
overning	Ê
istants	Licensure by endorsement for spouses of military [Action 5356]
	Final - Register Date: 9/2/19 [Stage 8715]
overning f	Result of periodic review [Action 5169]
sed uncturists	Fast-Track - Register Date: 6/24/19 [Stage 8451]
gulations Governing Licensure of	Result of periodic review [Action 5170]
ers	Fast-Track - Register Date: 6/24/19 [Stage 8452]
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	Action / Stage Information
Regulations Governing the Practice of Nursing	Registration of clinical nurse specialists [Action 5306]
rtaronig	NOIRA - Register Date: 7/22/19 [Stage 8655]
Regulations for Nurse Aide Education	Implementing Result of Periodic Review [Action 5157]
	NOIRA - Register Date: 5/13/19 [Stage 8427]
Regulations Governing the Licensure of Nurse	Autonomous practice [Action 5132]
or Nurse	Proposed - At Governor's Office [Stage 8578]
Regulations Governing the Licensure of Nurse Practitioners	Supervision and direction of laser hair removal [Action 4863]
	Final - Register Date: 7/8/19 [Stage 8537]
	Elimination of separate license for prescriptive authority [Action 4958]
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Attachment 1

Chapter		Action / Stage Information
[18 VAC 105 - 20] Regulations of the Virginia Board of		Inactive licenses [Action 5006]
	Optometry	Proposed - Register Date: 6/24/19 [Stage 8460]
[18 VAC 105 - 20] Regulations of the Virginia Board of	Periodic review [Action 4780]	
	Optometry	Final - At Secretary's Office [Stage 8529]
[18 VAC 105 - 20]	Regulations of the Virginia Board of	Prescribing of opioids [Action 4892]
	Optometry	Final - At Secretary's Office [Stage 8682]
Board	Board of Pharmac	У
Chapter		Action / Stage Information
[18 VAC 110 - 20]	Regulations Governing the Practice of	Delivery of dispensed prescriptions; labeling [Action 5093]
	Pharmacy	NOIRA - Register Date: 10/29/18 [Stage 8346]
[18 VAC 110 - 20]	Regulations Governing	Increase in fees [Action 4938]
	the Practice of Pharmacy	Proposed - Register Date: 5/27/19 [Stage 8270]
[18 VAC 110 - 20]	Regulations Governing	Brown bagging and white bagging [Action 4968]
the Practice of Pharmacy		Proposed - At Secretary's Office [Stage 8585]
[18 VAC 110 - 20] Regulations Governing the Practice of	the Practice of	Requirement for pharmacy to be operational within 90 days [Action 5080]
	Pharmacy	Fast-Track - Register Date: 7/8/19 [Stage 8510]
[18 VAC 110 - 20]	Regulations Governing	Amending definition of "cold" [Action 5210]
the Practice of Pharmacy		Fast-Track - Register Date: 6/10/19 [Stage 8512]
[18 VAC 110 - 20]	Regulations Governing the Practice of	Prohibition against incentives to transfer prescriptions [Action 4186]
Pharmacy		Final - At Governor's Office [Stage 7888]
[18 VAC 110 - 20]	Regulations Governing the Practice of Pharmacy	Periodic review result of Chapters 20 and 50; Promulgation of Chapters 15 and 21 [Action 4538]
		Final - At Governor's Office [Stage 8597]
[18 VAC 110 - 50]	Regulations Governing Wholesale	Delivery of Schedule VI prescription devices [Action 5084]
	vvnolesale Distributors, Manufacturers and Warehousers	Proposed - At Secretary's Office [Stage 8584]
[18 VAC 110 - 60]	Regulations Governing Pharmaceutical	New Regulations Governing Pharmaceutical Processors [Action 4695]
	Processors	Final - Register Date: 7/8/19 [Stage 8648]

Board	Board of Physical	Тһегару
Chapter		Action / Stage Information
[18 VAC 112 - 20] Regulations Governing the Practice of	Periodic review [Action 5228]	
	Physical Therapy	NOIRA - Register Date: 5/13/19 [Stage 8538]
[18 VAC 112 - 20]	Regulations Governing the Practice of	Practice of dry needling [Action 4375]
	Physical Therapy	Proposed - Register Date: 5/27/19 [Stage 8144]
Board	Board of Psycholo	P gy
Chapter		Action / Stage Information
[18 VAC 125 - 20]	Regulations Governing the Practice of	Unprofessional conduct/conversion therapy [Action 5218]
	Psychology	NOIRA - Register Date: 7/8/19 [Stage 8522]
[18 VAC 125 - 20]	Regulations Governing the Practice of	Result of Periodic Review [Action 4897]
	Psychology	Proposed - At Governor's Office [Stage 8298]
Biografi	Board of Social W	ork
Chapter		Action / Stage Information
[18 VAC 140 - 20]	Regulations Governing the Practice of Social	Unprofessional conduct/practice of conversion therapy [Action 5241]
	Work	NOIRA - Register Date: 7/8/19 [Stage 8562]
[18 VAC 140 - 20]	Regulations Governing	BSW and LSW licensure [Action 5070]
	the Practice of Social Work	Fast-Track - Register Date: 6/24/19 [Stage 8344]
[18 VAC 140 - 20]	Regulations Governing the Practice of Social	Reduction in CE requirement for supervisors [Action 5191]
	Work	Fast-Track - Stage Withdrawn 7/22/2019 [Stage 8486]
[18 VAC 140 - 20]	Regulations Governing the Practice of Social	Hours of ethics for continuing education [Action 5010]
	Work	Final - At Secretary's Office [Stage 8685]
Ste strift	Board of Veterinar	y Medicine
Chapter		Action / Stage Information
[18 VAC 150 - 20]	Regulations Governing the Practice of Veterinary Medicine	Recordkeeping for certain drugs [Action 5334]
		Final - Register Date: 8/19/19 [Stage 8686]

Attachment 1

Department of Health Professions

2020 Session of the General Assembly

A BILL to amend the *Code of Virginia* by amending § 54.1-2405, relating notification to patients of a practitioner closure, sale or relocation of professional practice.

Be it enacted by the General Assembly of Virginia:

That § 54.1-2405 of the Code of Virginia is amended and reenacted as follows:

§ 54.1-2405. Transfer of patient records in conjunction with closure, sale, or relocation of practice; notice required.

A. No person licensed, registered, or certified by one of the health regulatory boards under the Department shall transfer records pertaining to a current patient in conjunction with the closure, sale or relocation of a professional practice until such person has first attempted to notify the patient of the pending transfer, <u>either electronically or</u> by mail, at the patient's last known address, and by publishing prior notice in a newspaper of general circulation within the provider's practice area, as specified in § <u>8.01-324</u>.

The notice shall specify that, at the written request of the patient or an authorized representative, the records or copies will be sent, within a reasonable time, to any other like-regulated provider of the patient's choice or provided to the patient pursuant to § 32.1-127.1:03. The notice shall also disclose whether any charges will be billed by the provider for supplying the patient or the provider chosen by the patient with the originals or copies of the patient's records. Such charges shall not exceed the actual costs of copying and mailing or delivering the records.

B. For the purposes of this section:

"Current patient" means a patient who has had a patient encounter with the provider or his professional practice during the two-year period immediately preceding the date of the record transfer.

"Relocation of a professional practice" means the moving of a practice located in Virginia from the location at which the records are stored at the time of the notice to another practice site that is located more than 30 miles away or to another practice site that is located in another state or the District of Columbia.

Statistics

The Board last met on July 9, 2019. Next scheduled meeting is October 31, 2019.

January 1 – August 19, 2019

Board - 2 Committee – 2 Disciplinary – 12

Complaints (62 additional cases equates to a 31.5% increase; complexity of cases have also increased)

FY2016	FY2017	FY2018	Y-T-D FY2019
Received – 197	Received - 259	Received - 217	Received - 194

<u>Licenses (in state/out of state based on address of record provided by licensee)</u> Renewal currently underway.

Type of Licensee	Total # of Licensees
Veterinarian	4,474
Faculty Veterinarian	84
Intern/Resident Veterinarian	63
Veterinary Technician	2,344
Equine Dental Technician	24
Veterinary Establishment*	1,159

Continuing Education

The continuing education audit for 2018 licensure year is underway.

Guidance Document Updates

The Board updated several guidance documents at its July 9, 2019, meeting which recently became effective after the required public comment period.

Miscellaneous

During its last meeting, the Board requested that an ad hoc committee be convened to discuss USP requirements. The committee is composed of two board members, two VVMA representatives, Pharmacist from VT College of Veterinary Medicine, Deputy Director for the Board of Pharmacy. The first meeting will occur on October 2, 2019.

August 20, 2019

REPORT OF THE BOARD OF DENTISTRY FOR BOARD OF HEALTH PROFESSIONS:

Our dental board last met on June 21, 2019 and meets again on Sept 13, 2019.

-----Dr. Yetty Shobo gave us a 2019 Dental and Dental Hygiene Workforce Report.

-----Mr. Neal Kauder made a presentation to us on our current Sanctioning Reference Points status based on recommendations from our board.

-----Liaison Committee Reports:

Southern Regional Testing Agency held its meeting at the Landsdowne Resort in Leesburg on August 1-3, 2019. I attended this meeting as it was supposed to be its last meeting as an agency due to its merger with one of the other testing agencies (Council of Interstate Testing Agencies); however the merger talks did not proceed as expected so SRTA is looking at continuing as a testing agency with changes and additions to its exam format that may include non-patient based testing of dentists and dental hygienists.

Southern Conference of Dental Deans and Examiners will have their 2020 meeting in January in Alabama.

-----Ms. Reen reported on Regulatory actions; protocols for Remote Supervision; Disciplinary activities and our Board's participation in with the American Association of Dental Boards.

-----Licensing Numbers

Dentists6,948	ACTIVE
298	INACTIVE
Dental Hygienist5619	ACTIVE
200	INACTIVE
Dental Assistant II27	ACTIVE

There were two summary suspensions of dental licenses between February 28, 2019 and August 19, 2019.

Report by Dr. James D. Watkins

Virginia Board of Optometry Board of Health Professions Meeting August 20, 2019

Statistics

Last board meeting held on June 28, 2019. Next board meeting scheduled for October 4, 2019.

January 1 – August 19, 2019

Complaints

FY2016	FY2017	FY2018	Y-T-D
Received - 13	Received - 36	Received - 42	FY2019
			Received - 29

Licenses (in state/out of state based on address of record provided by licensee)

Y-T-D as of 02	2/20/19		
Total – 1,988	TPA – 1626	DPA – 96	Professional Designations - 266

Continuing Education

Continuing education audit underway.

Regulatory Changes

The following regulatory actions are underway:

- Periodic review Final stage review by the Secretary is underway.
- Prescribing of opioids The final regulations are in-process. The emergency regulations were extended until October 28, 2019.
- Inactive licenses At the proposed stage with comment period underway.

Miscellaneous

During its last meeting, the Board requested to convene the TPA-Formulary Committee to review the issue of prescribing gabapentin since it was rescheduled to Schedule V. The Code of Virginia allows for optometrists to prescribe Schedule V controlled substances, but the regulations exclude Schedule V. The Committee met on August 19, 2019, and voted to recommend to the full board that the regulations continue to exclude Schedule V controlled substances with the exception of gabapentin.



	Licenses/Cert/Reg (As of 8/19/2019)
Applied	26
Resident in Training	861
Clinical Psychologist	3620
Resident in School Psychology	8
School	93
School – Limited	537
Sex Offender Treatment	409
Provider	
Sex Offender Treatment	156
Provider-Trainee	
Total	5710

Regulatory Changes

Section	Change	Stage
18VAC125-20	The Board intends to specify in section 150 that the standard of practice requiring licensed psychologists to "avoid harming patients or clients, research participants, students and others for whom they provide professional services and minimize harm when it is foreseeable and unavoidable" includes the provision of conversion therapy and to define what conversion therapy is and is not. The goal is to align regulations of the Board with the stated policy and ethics for the profession.	NOIRA register date 7/8/19
18VAC125-20	Periodic Review: The Board intends to update its regulations for consistency and clarity, reduce the regulatory hurdle for licensure by endorsement, increase the opportunities for continuing education credits, specify a time frame within which an applicant must have passed the national examination, and simplify the requirement for individual supervision in a residency. The Board will also consider requiring all psychology doctoral programs to be accredited by the American Psychological Association, the Canadian Psychologic Association or another accrediting body acceptable to the Board within three years of the effective date of the regulation. Finally, the Board intends to revamp its regulations on standards of conduct to emphasize rules for professionalism, confidentiality, client records, and prohibitions	Proposed stage: Under review at the Governor's Office.

on dual relationships.	Attachment 5
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News Updates

The Board is still waiting on its appointments, one to fill a vacant seat, and one to fill a reconfigured seat. We also have two board members whose terms expired on 6/30, but they are eligible for reappointment (Susan and Andrea).

The Board is still interested in pursuing PSYPACT.

The Board is also in the process of changing the exam requirements.

Next Meeting: October 29, 2019

Board of Long-Term Care Administrators

Last Meeting: March 12, 2019

Updates:

 On July 19, the Board convened a second meeting of a Regulatory Advisory Panel related to "Administrators-in-Training." The "RAP" is charged with making recommendations to the Board on a number of issues related to the training of new administrators, including workforce needs, pathways to becoming an administrator, and adequate and quality preparation for work as an administrator through the training and precepting process. The recommendations or considerations of the RAP will be presented to the full Board at its next meeting on September 27th.

Regulatory Changes

Section	Change	Stage
18VAC115-15	Periodic review – agency subordinate	Fast-Track – Under review with the Secretary of Health and Human Resources
18VAC115-15, 18VAC115-	Periodic review of the Board of Counseling Regulations	NOIRA register date
20, 18VAC115-40, 18VAC115-50, 18VAC115-60		8/19/19
18VAC115-50	The amendment will recognize hours acquired in an internship or practicum in doctoral programs accredited by COAMFTE or CACREP as meeting a portion of the hours of supervised residency for licensure.	Fast-Track – Register date 7/22/19
18VAC115-20, 18 VAC115- 30, 18VAC115-50, 18VAC115-60	Specify in Regulations that the standard of practice requiring persons licensed, certified or registered by the board to "Practice in a manner that is in the best interest of the public and does not endanger the public health, safety, or welfare" precludes the provision of conversion therapy and to define what conversion therapy is and is not.	NOIRA register date 7/8/19
18VAC115-20	Provide a pathway for foreign-trained graduates in counseling to obtain licensure as a professional counselor in Virginia. The Board intends to adopt language similar to psychology, which provides that graduates of programs that are not within the US of Canada can qualify for licensure if they can provide documentation from an acceptable credential evaluation service that allows the board to determine if the program meets the requirements set forth in the regulation.	Proposed comment period ends 9/20
18VAC115-20	Acceptance of supervised practicum and internship hours in a doctoral program accredited by the Council for Accreditation of Counseling and Related Educational Programs (CACREP). The intent is to recognize hours acquired in an accredited doctoral programs as meeting a portion of the hours of residency required for licensure.	Final Regulations. Under review with the Governor's Office
18VAC115-20	Requirement for CACREP accreditation for educational programs	Proposed under review with Secretary of Health and Human Resources
18VAC115-30	Updating and clarifying CSAC and CSAC-A regulations: The Board intends to amend regulations for certified substance abuse counselors (CSAC) and counseling assistants to clarify portions that have confused applicants, add more specific requirements for supervised practice to better ensure accountability and quality in the experience, add time limits for completion of experience to avoid perpetual supervisees who may continue to practice without passage of an examination and completion of certification, add requirements for continuing education as a requisite for renewal to ensure on-going competency to practice, and place additional standards of practice in regulation to address issues the Board has seen in complaints and disciplinary proceedings and for consistency with other professions in behavioral health.	Final Stage under review with the Secretary of Health and Human Resources
18VAC-115-70	Regulations for registration of peer recovery specialists promulgated pursuant to a mandate of Chapters 418 and 426 of the 2017 Acts of the Assembly	Final – under review at the Governor's office
18VAC-115-80	Regulations for registration of qualified mental health professionals promulgated pursuant to a mandate of Chapters 418 and 426 of the 2017 Acts of the Assembly.	Final – under review at the Governor's office.

	Total
	Licenses/certifications/registrations
CSAC	1,877
CSAC-A	233

Substance Abuse Trainee	1872
LMFT	881
LPC	5916
ROS (initial and add/change)	8853
QMHP-A	7176
QMHP-C	6370
Peer	243
MFT ROS (initial and add/change)	352
LSATP	259
Substance Abuse Res	6
QMHP Trainee	2482
Rehab Counselor	226
Total	36722

Counseling Monthly Snapshot for July 2019

Counseling has closed more cases in July than received cases. Counseling has closed 25 patient care cases and 11 non patient care cases for a total of 36 cases.

Closed Cases	
Patient Care	25
Non Patient Care	11
Total	36

The department has received 18 patient care cases and 10 non-patient care cases for a total of 28 cases.¹

Received Cases	
Patient Care	18
Non Patient Care	10
Total	28

As of July 31, 2019, there are 121 Patient care cases open and 56 non-patient care cases open for a total of 177 cases.

Open Cases	
Patient Care	121
Non patient care	56
Total	177

News Updates

The Board met on August 16, 2019.

The Board just adopted emergency regulations pursuant to legislation that requires the Board to license residents in counseling.

The Board also held an Ad-Hoc Committee on Telemental Health. The goal is to update our guidance document related to telemental health.

The Board is also looking to support the ACA in its efforts to obtain a grant to pursue an interstate compact.

The Board also held elections and voted Johnston Brendel chair and Danielle Hunt vice-chair. Dr. Doyle was elected president of the AASCB so will continue to keep Virginia at the forefront of conversations regarding accreditation and mobility.

NEXT MEETING: November 1.

¹ The cases received and cases closed figures exclude Compliance Tracking Cases

Board of Physical Therapy

Last Meeting: August 13, 2019

Updates:

- In March 2019, legislation was signed to enact the Physical Therapy Licensure Compact, an agreement to enhance mobility and portability of licensure for PTs and PTAs across member jurisdictions. The Compact will become effective January 1, 2020. At the Board's August meeting, the Board adopted emergency regulations related to implementation of the Compact, including administrative regulations, as well as regulations to support the use of criminal background checks for licensure applicants.
- The Board is currently undergoing a periodic review of its regulations. The Board adopted proposed regulations at its last meeting in August to clarify existing regulations related to active practice and continuing education and to reflect recent proposed changes in the requirements for exam eligibility for foreign-trained PTs and PTAs.
- After many years, the Board adopted final regulations at the August meeting related to the practice of dry needling, a treatment modality used by physical therapists involving the use of filoform needles inserted into trigger points for the purpose of relieving pain. In 2015, the Board began the current process to promulgate regulations related to dry needling. Now, those final regulations have been adopted by the Board and will be proceeding through the final process for approval.

Virginia Board of Audiology and Speech-Language Pathology Board of Health Professions Meeting August 20, 2019

Attachment 9

Statistics

Full board meeting held on July 30,2019. Next board meeting scheduled for November 12, 2019.

January 1 – August 19, 2019

Board - 2 Committee – 1 Disciplinary – 4
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Complaints

FY2016	FY2017	FY2018	YTD FY2019
Received – 13	Received – 30	Received – 17	Received – 38

Licenses

Audiologist	543
SLP	4365
School SLP	435

Continuing Education

The continuing education audit is underway.

Guidance Documents

The Board convened a meeting of the Regulatory Advisory Panel on Telepractice on June 3, 2019. The RAP recommended a guidance document on telepractice be presented to the Board for its consideration. The Board adopted the recommended guidance document and it will be effective following the required public comment period.

Board of Funeral Directors and Embalmers

Last Meeting: July 11, 2019

Updates:

- The Board is currently undergoing a periodic review of three sets of regulations, including regulations for the practice of funeral services, for preneed funeral contracts, and for funeral service licensees. Proposed amendments will be further considered at the Board's October meeting.
- The Board approved the 2019 report on Funeral Service Licensees that as compiled by the Healthcare Workforce Data Center.



	Total Number (as of 8/19/2019)
Associate	1
Registered	9
LCSW	7,057
LMSW	748
LBSW Supervisee	6
ROS (initial and add/change)	2,216
Total	10,037

Regulatory Changes

Section	Change	Stage
18VAC140-20	Unprofessional Conduct/Practice of	NOIRA register date
	Conversion Therapy	7/8/19
18VAC140-20	Reduction in CE requirement for supervisors:	Fast Track stage withdrawn
	The Board proposes amendments to clarify that	(because of opposition).
	the definition of "face-to-face" includes the	The board will decide at its
	contact a supervisee and a client must have; to	next meeting if it wants to
	reduce the number of hours of continuing	withdraw the action or
	education required to become an approved	adopt a NOIRA instead of
	supervisor; and to eliminate the requirement	the fast track action.
	that those hours must be repeated every five	
	years to remain an approved supervisor.	
18VAC140-20-10 et seq	Pursuant to Chapter 451 of the 2018 Acts of	Effective 8/8/2019
	the Assembly (HB614), the Board of Social	
	Work has adopted amendments to 18VAC140-	
	20-10 et seq., relating to the division of the	
	category of "licensed social worker" into two	
	licensure categories of "baccalaureate social	
	worker" and "master's social worker."	
18VAC140-20	The Board intends to amend the requirements	Final Stage under review at
	for continuing education in section 105 to	the Office of the Secretary.
	increase the hours pertaining to ethics or the	
	standards of practice for behavioral health	
	professions from a minimum of two to six	
	hours every two years.	

Social Work Monthly Snapshot for July 2019 Attachment 11

Social Work has closed more cases in July than received cases. Social Work has closed 7 patient care cases and 10 non patient care cases for a total of 17 cases.

Closed Cases	
Patient Care	7
Non Patient Care	10
Total	17

The department has received 5 patient care cases and 6 non-patient care cases for a total of 11 cases.¹

Received Cases	
Patient Care	5
Non Patient Care	6
Total	11

As of July 31,2019, there are 73 Patient care cases open and 17 non-patient care cases open for a total of 90 cases.

Open Cases	
Patient Care	73
Non patient care	17
Total	90

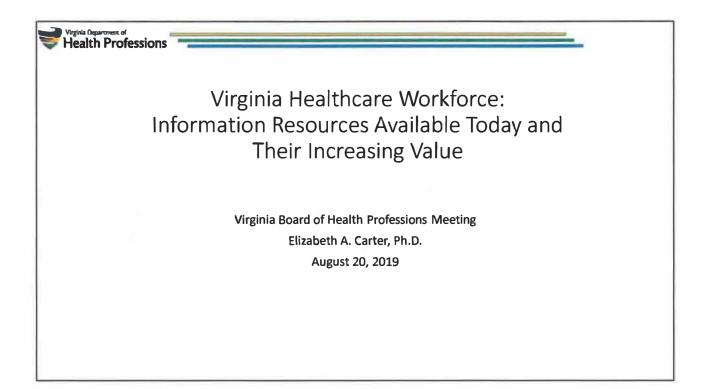
News Update:

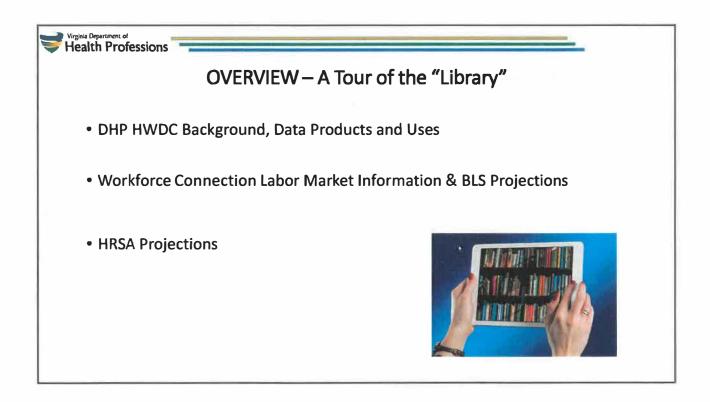
The Board wants to focus on workforce issues and ensuring that any regulatory and policy changes protect the public but also ensure that the workforce needs are met.

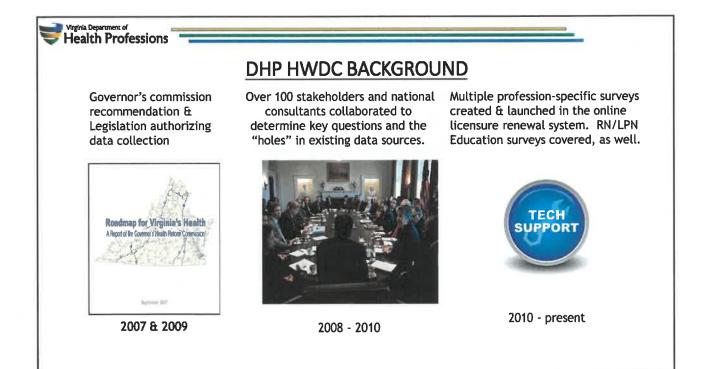
Next Board Meeting:

September 20, 2019

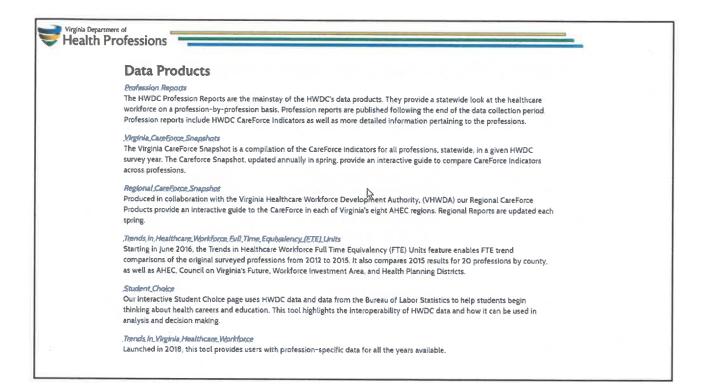
¹ The cases received and cases closed figures exclude Compliance Tracking Cases

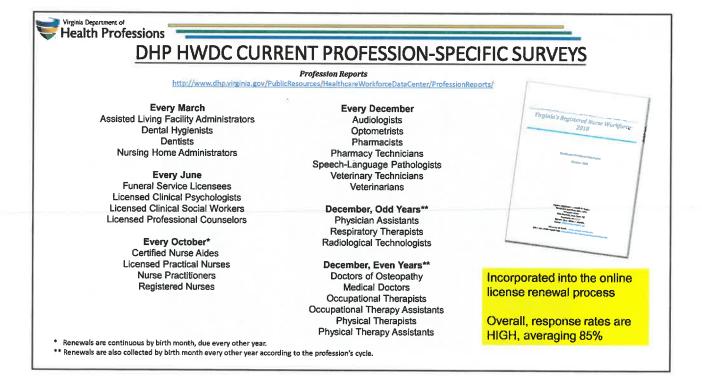


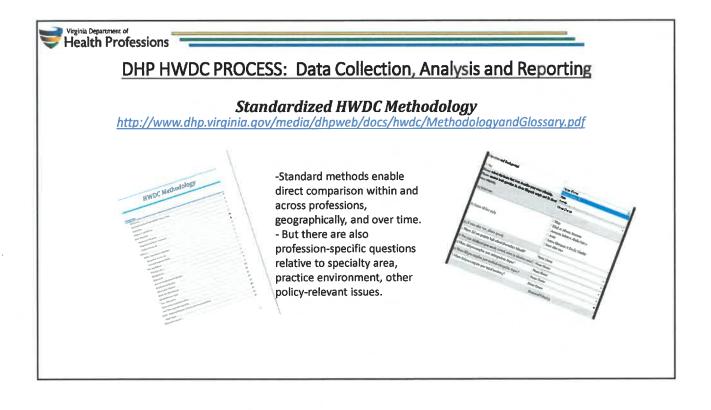






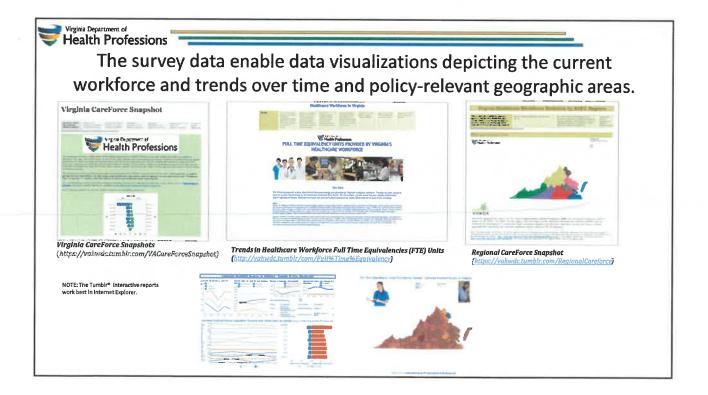


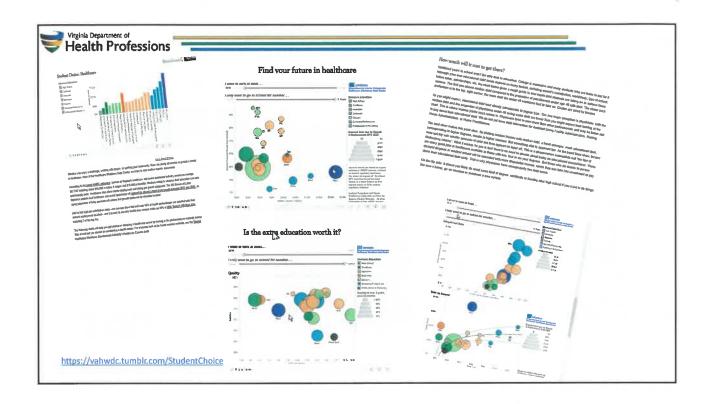


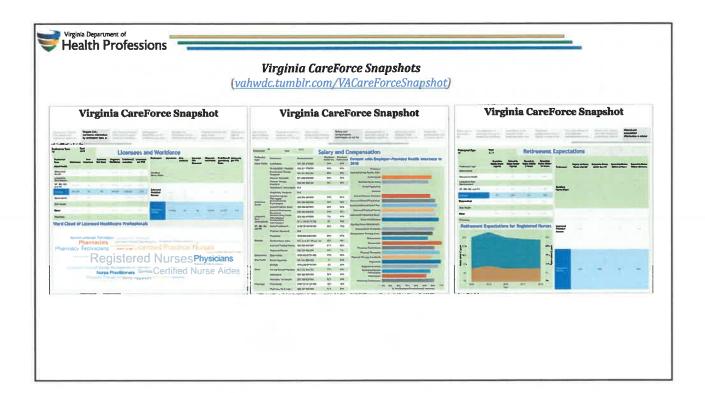


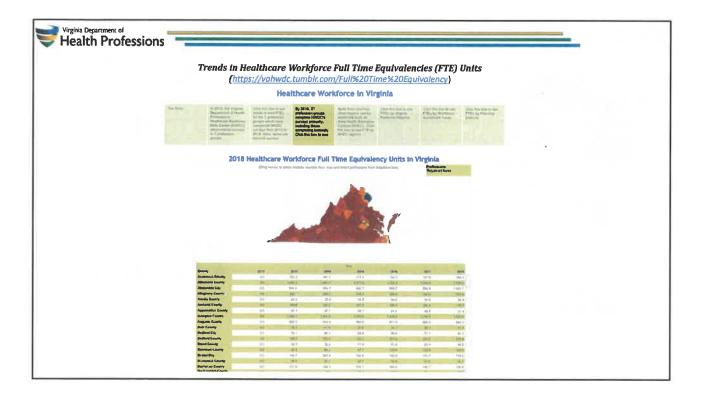
	Profession Reports		
The	Registered Nurse Wo At a Glance:	orkforce:	Surveys are conducted yearly on about half of
The Workforce Licensees 111,083 Virginia's Workforce 93,902		Current Employment Employed in Prof 91% Hold 1 Full-time Job 69%	RN licensees each year due to the renewal
FTEs 81,277 Survey Response Rate	Prof. Degree in VA 67%	Satisfied? 93%	cycle.
All Licensees: 31% Renewing Practitioners: 73%		Switched Jobs 7% Employed over 2 yrs 62%	Latest available
Demographics	Finances	Time Allocation	results are
Female 931 Diversity index 381 Median Age 46	 Health Benefits. 66% 	Patient Care 80%-89% Patient Care Role 66% Admin: Role 8%	from 2017 and 2018

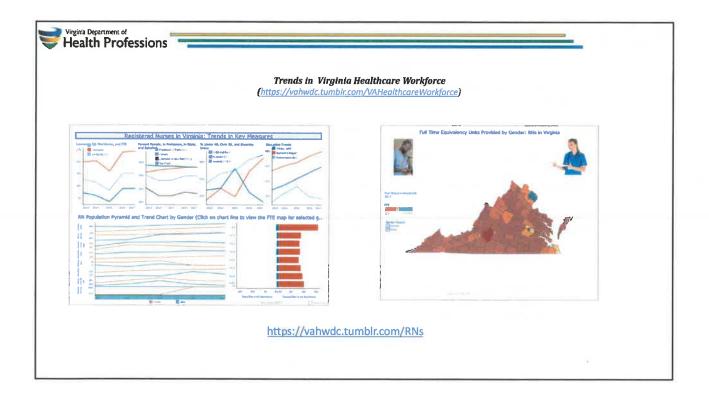
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Annual Income	E .	5			Hospital, Inpatient Department	26,924	58%	3,684	. 2
	957		At a Glance		Hospital, Emergency Department	4,802	7%	820	6
Volunteer Work Only		2%			Nogital, Outpatient	4.216	675	558	4
Less than \$20,000	2,499	4%	Retirement Expect.	ations	Department Acodemic Institution (Teaching			_	_
\$20,000-\$29,999	1,963	3%	All RNs		6c Research)	4,194	6%	809	-
\$30,000-\$39,999	3,560	5%	Under 65	38%	Home Health Care Ambulatory/Outpatient Surgical	2,073	- 4%	1,122	1
\$40,000-\$49,999	7,283	11%	Under 60	13%	Unit	2,919	4%	482	-
\$50,000-\$59,999	11.057	17%	RNs 50 and over		Clinic. Primory Core or Hon- Specialty (e.g. FQHC, Retail or	2,817	-	355	
\$60.000-\$69.999	10.842	17%	Under 65	29%	Free Clinic)				
\$70,000-\$79,999	9.291	14%	Under 60	5%	Long Term Care Facility, Hursing Home	2,475	4%	706	1
\$80.000-\$89.999	6,620	10%	Time until Retirem	ant	Physician Office	2,591	3%	596	- 63
and the second se			Within 2 years	7%	Clinic, Non-Surgical Specialty ie.g., Diabrais, Diagnostic,	1,915	596	418	3
\$90,000-\$99,999	4,277	7%	Within 10 years	24%	Infusion, Blood)				-
\$100,000 or more	7,278	11%	Half the workforce	By 2043	School (Providing Care to Students)	1,678	3%	387	3
Total	65,627	100%			Innurance Company, Health	1.816	3%	274	2
Second via Realitative Mandplace Secto Contex					Plan Other Practice Setting	10,705	115%	2,875	2

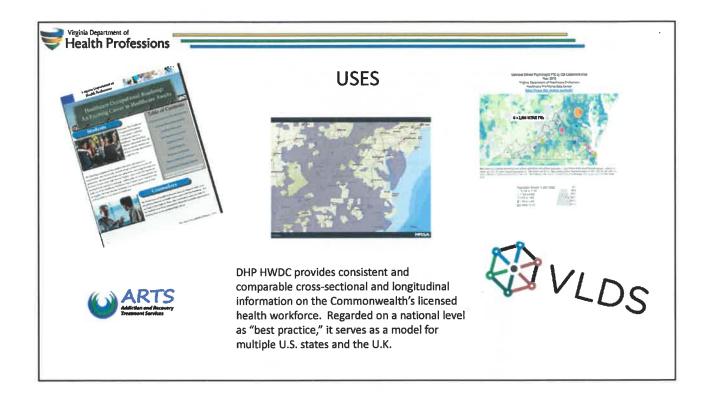




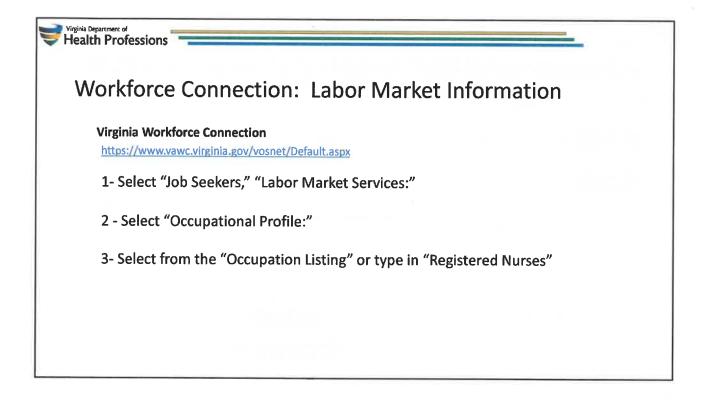








	New Uses
•	Request from National Governors Association, National Council of State Legislatures and Council of State Governments – Policy Academy panelist
•	National Association of Board of Long-Term Care Administrators (May 2019) Annual Meeting*
•	Virginia Center on Aging - \$3.75M HRSA Geriatric Workforce Enhancement Grant *
•	Newsletter - 1 st Issue – to all healthcare education programs*
•	American Association of State Medical Boards, Council of State & Territorial Epidemiologists,* HRSA Health Workforce Technical Assistance Center, Southern Demographic Society & more
•	Virginia Behavioral Health Task Force
•	Several State organizations, including Department of Aging and Rehabilitative Services, Joint Legislative Audit and Review Commission, Joint Commission on Health Care, Schools of Medicine, Pharmacy & Dentistry



Viigi		rkforce Connection – Labor Market Services	
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Ensityment Strategy	Connection		
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Education Services	4 1	utation Profile - Select this option to access labor market information on education programs in a selected area.	
Community Services and Genetics			
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Carper Services	Search for an occupation by keyword(s)				
Job Seeker Services					
Labor Market Services	Type a job title or occupational keywords in the box and click the Search button. (e.g. Accountant)				
Education Services	Registered Nurses				
Community Services and Benefits	,				
Financial Services					
Unemployment Services	1				
Employer Services	Click <u>Sequention Listing</u> to see an alphabetical list of all available occupation titles.				
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