

**APPROVED
BOARD OF PHYSICAL THERAPY
MEETING MINUTES**

The Virginia Board of Physical Therapy convened for a board meeting on Friday, May 13, 2011 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Board Room #2, Henrico, Virginia.

The following members were present:

George Maihafer, P.T., PhD, President
Maureen E. Lyons, P.T., Vice-President
Damien Howell, P.T.
Melissa Wolff-Burke, P.T., EdD
Robert Maroon, P.T.
Sarah Schmidt, P.T.A.

The following member was absent for the meeting:

J.R. Locke

DHP staff present for all or part of the meeting included:

Lisa R. Hahn, Executive Director
Elaine Yeatts, Senior Policy Analyst
Missy Currier, Board Operations Manager
Dr. Reynolds-Cane, Agency Director
Arne Owens, Chief Deputy Director

Representative from the Office of the Attorney General present for the meeting:

None

Quorum:

With 6 members present, a quorum was established.

GUEST PRESENT

Peggy Belmont

CALLED TO ORDER

Dr. Maihafer, President, called the board meeting to order at 9:04 a.m.

ORDERING OF THE AGENDA

The agenda was accepted as ordered.

ACCEPTANCE OF MINUTES

- Upon a motion by Mr. Howell and properly seconded by Mr. Maroon, the Board voted to accept the minutes of the February 11, 2011 Board meeting. The motion passed unanimously.
- Upon a motion by Mr. Howell and properly seconded by Mr. Maroon, the board voted to accept the minutes of the February 11, 2011 Special Summary Conference. The motion passed unanimously.
- Upon a motion by Mr. Howell and properly seconded by Ms. Lyons, the Board voted to accept the minutes of the March 8, 2011 Public Hearing. The motion passed unanimously.
- Upon a motion by Mr. Howell and properly seconded by Mr. Maroon, the Board voted to accept the minutes of the March 25 & March 31, 2011 Formal Conference. The motion passed unanimously.

PUBLIC COMMENT

There was no public comment.

AGENCY DIRECTOR – Dr. Dianne Reynolds-Cane

Dr. Reynolds-Cane gave thanks to the board members for their hard work and support throughout her first full year as Agency Director for the Department of Health Professions.

Dr. Reynolds-Cane confirmed Dr. Maihafer's statement that Damien Howell and Maureen Lyons will continue to serve on the board until the Governor makes new appointments to the board.

EXECUTIVE DIRECTOR'S REPORT - Lisa R. Hahn

FY11 Budget

Ms. Hahn reported that the cash balance as of June 30, 2010 was \$335,865; the revenue as of March 31, 2011 was \$672,785; direct and allocated expenditures were \$369,152; the ending cash balance as of March 31, 2011 was \$639,498. Ms. Hahn concluded by stating that the board was in a good financial position.

Discipline Statistics

Ms. Hahn reported there are currently 5 open cases; 3 cases in Investigations; and 2 cases at the probable cause level.

Virginia Performs

Ms. Hahn reported the clearance rate for the Quarter ending March 31, 2011 was 50%; which means that we closed half as many cases as we received. The age of our pending case load over 250 days is at 20% which is down from 33% as last reported. 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. The customer satisfaction rating achieved was 98.9%.

Licensee Statistics

Ms. Hahn reported that as of March 2011 there were 5,536 active physical therapists vs. 5,606 in March 2010 and 2,116 active physical therapist assistants as of March 2011 vs. 2,106 in March 2010.

Board Business

NPTE

Ms. Hahn shared that applications are being submitted at a much higher than normal volume for this time of the year because students were trying to qualify to sit for the exam prior to June 30th. After June 30, 2011, the NPTE will move from continuous testing to fix date testing. Graduates who register with FSBPT for the exam by May 31st and are approved to test by June 15th will receive an Authorization to Test Letter allowing them to sit for the exam through June 30th. The 2011 fixed dates are scheduled for Sept 7th, October 26th, and December 5th and registration will close 30 days prior to each date. FSBPT has stated that they will offer 5 testing dates in 2012 but have not yet posted the schedule.

Evaluation for Foreign Educated Trainees

Ms. Hahn stated that she, Melissa Wolff-Burke and Missy Currier were working on the redraft of the old tool used by the board when under the direction of the Board of Medicine. Ms. Wolff-Burke has reviewed and made comments and suggestions which will be incorporated into the new tool. A draft copy will be given to the board for their review once it is completed.

2011 FSBPT Summit Meeting

Due to a conflict in Ms. Hahn's schedule, Holly Manke will be attending the FSBPT July Summit meeting in Dallas, Texas. Ms. Manke has been instrumental in keeping up with all the changes in the FSBPT testing and is the licensing specialist for the board.

Board Meeting Calendar

The next full board meetings are scheduled for August 19th and November 18, 2011.

NEW BUSINESS

Legislative & Regulatory Reports – Elaine Yeatts

Ms. Yeatts stated that there was nothing new to report to the board at this time.

Adoption of Final Regulations for Traineeships and Continuing Education – Elaine Yeatts

Ms. Yeatts began her report by stating that the board received only one comment during the Public Comment Period from FSBPT and that clarifying changes were made according to their suggestions and comments. She then gave a thorough review of Project 1926 – Final Regulations (Attachment A) and specifically pointed out where the changes were made in accordance with comments from FSBPT (Attachment B).

Ms. Lyons then made a motion to accept the changes as amended according to FSBPT suggestions in paragraphs 1 – 3 and to table paragraph 4 for a later time.

Upon a motion by Mr. Howell and properly seconded by Ms. Lyons, the board voted to accept the first three editorial changes in paragraphs 1 -3. The motion carried unanimously.

Discussion then took place regarding Clinical Practice vs. Active Practice. Both Dr. Maihafer and Ms. Yeatts suggested that this discussion be added to the agenda for the next regulatory biennial review.

Upon a motion by Mr. Howell, and properly seconded by Ms. Lyons, the board voted to address the definitions of “active” practice and “clinical” practice in a future meeting rather than make a change at the present time since the topic did not relate to the NOIRA. The motion carried unanimously.

BREAK

The Board took a recess at 10:10 a.m. and reconvened at 10:35 a.m.

NPTE/FSBPT

Following the break, Ms. Hahn further updated the board on the current situation regarding FSBPT and the NPTE examination testing dates. She reiterated that students must be registered by May 31, 2011 and approved by their state no later than June 15th in order to sit for the exam before fixed date testing begins. PTA’s are not yet affected by the changes mostly because many foreign countries don’t license or recognize PTA’s.

2011 Annual FSBPT Meeting

Dr. Maihafer gave a brief overview of what occurs during the annual FSBPT meeting and shared that Virginia stands out as one of the regulatory leaders especially in the disciplinary process. He stated that the board needs to elect a primary and alternate delegate to attend the meeting in

Charlotte, North Carolina from September 22 – 24th. The delegate is responsible for voting on behalf of the Virginia Board of Physical Therapy.

Upon a motion by Mr. Howell and properly seconded by Ms. Lyons, the board voted to elect Dr. Maihafer as the primary delegate and Melissa Wolff-Burke as the alternate delegate. The motion carried unanimously.

Election of Officers

Dr. Maihafer mentioned that it was time for the annual election of officers. Ms. Hahn recommended that a change be made in the bylaws to accommodate a more flexible schedule for the annual election particularly like this year when two members terms will expire on June 30, 2011. The board agreed.

Upon a motion by Mr. Howell and properly seconded by Ms. Lyons, the board voted to keep the current slate of officers until the next meeting. The motion carried unanimously.

FSBPT Legislative and Ethics Committee

Ms. Lyons shared that as a member of the Committee she attended the recent meeting which consisted mostly on the topics of revising the Model Practice Act, Virginia's Sanction Reference Presentation, and Telehealth. Ms. Lyons polled the members for three position paper topics that she can bring back to the committee. Damien Howell suggested a pharmacy position paper on PT's and PTA's being asked to provide direction regarding drug intervention. Ms. Wolff-Burke suggested the topics of telehealth and whether or not PTA's are able to provide spinal manipulation.

Jurisprudence Exam

Ms Lyons strongly voiced her opinion that Virginia needs to require a jurisprudence exam in order to ensure that licensee's are familiar with Virginia Law. The board members discussed alternative options such as attestation during renewals or considering 1 hour on VA Law and one hour on Ethics each renewal period. After much discussion, it was decided that Ms. Hahn and her staff would poll what other states are doing and bring the information back to the board.

Board of Health Profession Report – Damien Howell, President

Mr. Howell shared that the Board of Health Professions reviewed the profession of Genetic Counseling and made the recommendation that they be licensed under the Board of Medicine due to the high risk to public safety.

Mr. Howell shared that BHP is going to focus on Scope of Practice Barriers in a team approach to health care in Virginia; specifically, nurse practitioners in relationship to physicians.

Mr. Howell concluded his report by reminding the board that a member will need to replace his position on the board of health professions. Upon a motion by Mr. Howell, and properly seconded by Ms. Lyons, the board voted to appoint Robert Maroon, PT for consideration on the appointment to the Board of Health Professions. The vote passed unanimously.

Type I Credit for Clinical Supervision

Melissa Wolff-Burke requested that the board consider offering Type I credit for clinical supervision. It was suggested that we add this topic to the next regulatory biennial review.

Board Member Recognition

Dr. Maihafer recognized Peggy Belmont with a plaque for her past loyalty, hard work and dedication to the board and expressed the board's profound appreciation during her tenure.

ADJOURNMENT

With all business concluded the meeting was adjourned at 11:40 a.m.

George Maihafer, PT, Ph.D., Chair

Lisa R. Hahn, MPA, Executive Director

Date

Date

Attachment (A)

Project 1926 – DRAFT final regulations

BOARD OF PHYSICAL THERAPY

Traineeship changes; continuing education

Part I

General Provisions

18VAC112-20-10. Definitions.

In addition to the words and terms defined in § 54.1-3473 of the Code of Virginia, the following words and terms when used in this chapter shall have the following meanings unless the context clearly indicates otherwise:

"Active practice" means a minimum of 160 hours of professional practice as a physical therapist or physical therapist assistant within the 24-month period immediately preceding renewal. Active practice may include supervisory, administrative, educational or consultative activities or responsibilities for the delivery of such services.

"Approved program" means an educational program accredited by the Commission on Accreditation in Physical Therapy Education of the American Physical Therapy Association.

"CLEP" means the College Level Examination Program.

"Contact hour" means 60 minutes of time spent in continuing learning activity exclusive of breaks, meals or vendor exhibits.

"Direct supervision" means a physical therapist or a physical therapist assistant is physically present and immediately available and is fully responsible for the physical therapy tasks or activities being performed.

"Discharge" means the discontinuation of interventions in an episode of care that have been provided in an unbroken sequence in a single practice setting and related to the physical therapy interventions for a given condition or problem.

"Evaluation" means a process in which the physical therapist makes clinical judgments based on data gathered during an examination or screening in order to plan and implement a treatment intervention, provide preventive care, reduce risks of injury and impairment, or provide for consultation.

~~"Face to face" means learning activities or courses obtained in a group setting or through interactive, real-time technology.~~

"FCCPT" means the Foreign Credentialing Commission on Physical Therapy.

[“FSBPT” means the Federation of State Boards of Physical Therapy.]

"General supervision" means a physical therapist shall be available for consultation.

"National examination" means the examinations developed and administered by the Federation of State Boards of Physical Therapy and approved by the board for licensure as a physical therapist or physical therapist assistant.

"PRT" means the Practice Review Tool for competency assessment [given by the Federation of State Boards of Physical Therapy developed and administered by FSBPT] .

"Support personnel" means a person who is performing designated routine tasks related to physical therapy under the direction and supervision of a physical therapist or physical therapist assistant within the scope of this chapter.

"TOEFL" means the Test of English as a Foreign Language.

"Trainee" means a person seeking licensure as a physical therapist or physical therapist assistant who is undergoing a traineeship.

"Traineeship" means a period of active clinical practice during which an applicant for licensure as a physical therapist or physical therapist assistant works under the direct supervision of a physical therapist approved by the board.

"TSE" means the Test of Spoken English.

"Type 1" means ~~face-to-face~~ continuing learning activities offered by an approved organization as specified in 18VAC112-20-131.

"Type 2" means continuing learning activities which may or may not be offered by an approved organization but shall be activities considered by the learner to be beneficial to practice or to continuing learning.

18VAC112-20-50. Education requirements: graduates of schools not approved by an accrediting agency approved by the board.

A. An applicant for initial licensure as a physical therapist who is a graduate of a school not approved by an accrediting agency approved by the board shall submit the required application and fee and provide documentation of the physical therapist's certification by a report from the FCCPT or of the physical therapist eligibility for licensure as verified by a report from any other credentialing agency approved by the board that substantiates that the physical therapist has been evaluated in accordance with requirements of subsection B of this section.

B. The board shall only approve a credentialing agency that:

1. Utilizes the [FSBPT] Coursework Evaluation Tool for Foreign Educated Physical Therapists [~~of the Federation of State Boards of Physical Therapy~~ , based on the year of graduation,] and utilizes original source documents to establish substantial equivalency to an approved physical therapy program;
2. Conducts a review of any license or registration held by the physical therapist in any country or jurisdiction to ensure that the license or registration is current and unrestricted or was unrestricted at the time it expired or was lapsed; and

3. Verifies English language proficiency by passage of the TOEFL and TSE examination or the TOEFL iBT, the Internet-based tests of listening, reading, speaking and writing or by review of evidence that the applicant's physical therapy program was taught in English or that the native tongue of the applicant's nationality is English.

C. An applicant for licensure as a physical therapist assistant who is a graduate of a school not approved by the board shall submit with the required application and fee the following:

1. Proof of proficiency in the English language by passing TOEFL and TSE or the TOEFL iBT, the Internet-based tests of listening, reading, speaking, and writing by a score determined by the board or an equivalent examination approved by the board. TOEFL iBT or TOEFL and TSE may be waived upon evidence that the applicant's physical therapist assistant program was taught in English or that the native tongue of the applicant's nationality is English.

2. A copy of the original certificate or diploma that has been certified as a true copy of the original by a notary public, verifying his graduation from a physical therapy curriculum. If the certificate or diploma is not in the English language, submit either:

a. An English translation of such certificate or diploma by a qualified translator other than the applicant; or

b. An official certification in English from the school attesting to the applicant's attendance and graduation date.

3. Verification of the equivalency of the applicant's education to the educational requirements of an approved program for physical therapist assistants from a scholastic credentials service approved by the board.

D. An applicant for initial licensure as a physical therapist or a physical therapist assistant who is not a graduate of an approved program shall also submit verification of having successfully completed a ~~full-time~~ 1,000-hour traineeship within a two-year period under the direct supervision of a licensed physical therapist. The board may grant an extension beyond two years for circumstances beyond the control of the applicant, such as temporary disability or mandatory military service.

1. The traineeship shall be in accordance with requirements in 18VAC112-20-140.

2. The traineeship requirements of this part may be waived if the applicant for a license can verify, in writing, the successful completion of one year of clinical physical therapy practice as a licensed physical therapist or physical therapist assistant in the United States, its territories, the District of Columbia, or Canada, equivalent to the requirements of this chapter.

18VAC112-20-65. Requirements for licensure by endorsement.

A. A physical therapist or physical therapist assistant who holds a current, unrestricted license in the United States, its territories, the District of Columbia, or Canada may be licensed in Virginia by endorsement.

B. An applicant for licensure by endorsement shall submit:

1. Documentation of having met the educational requirements prescribed in 18VAC112-20-40 or 18VAC112-20-50. In lieu of meeting such requirements, an applicant may provide evidence of clinical practice during the five years immediately preceding application for licensure in Virginia with a current, unrestricted license issued by another U.S. jurisdiction;
2. The required application, fees, and credentials to the board;
3. A current report from the Healthcare Integrity and Protection Data Bank (HIPDB) and a current report from the National Practitioner Data Bank (NPDB);
4. Evidence of completion of 15 hours of continuing education for each year in which the applicant held a license in another U.S. jurisdiction, or 60 hours obtained within the past four years; and
5. Documentation of passage of an examination equivalent to the Virginia examination at the time of initial licensure or documentation of passage of an examination required by another state at the time of initial licensure in that state and active, clinical practice with a current, unrestricted license for at least five years prior to applying for licensure in Virginia.

For the purpose of this subsection, active, clinical practice shall mean at least 2,500 hours of patient care over a five-year period.

C. A physical therapist ~~or physical therapist assistant~~ seeking licensure by endorsement who has not actively practiced physical therapy for at least 320 hours within the four years immediately preceding his application for licensure shall ~~first successfully~~:

1. Successfully complete 480 hours in a traineeship in accordance with requirements in 18VAC112-20-140; or
2. Document [passage of that he meets the standard on] the PRT within the two years preceding application for licensure in Virginia and successfully complete 320 hours in a traineeship in accordance with the requirements in 18VAC112-20-140.

D. A physical therapist assistant seeking licensure by endorsement who has not actively practiced physical therapy for at least 320 hours within the four years immediately preceding his application for licensure shall successfully complete 320 hours in a traineeship in accordance with the requirements in 18VAC112-20-140.

18VAC112-20-70. Traineeship for unlicensed graduate 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 in 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.

18VAC112-20-131. Continued competency requirements for renewal of an active license.

A. In order to renew an active license biennially, a physical therapist or a physical therapist assistant shall complete at least 30 contact hours of continuing learning activities within the two years immediately preceding renewal. In choosing continuing learning activities or courses, the licensee shall consider the following: (i) the need to promote ethical practice, (ii) an appropriate standard of care, (iii) patient safety, (iv) application of new medical technology, (v) appropriate communication with patients, and (vi) knowledge of the changing health care system.

B. To document the required hours, the licensee shall maintain the Continued Competency Activity and Assessment Form that is provided by the board and that shall indicate completion of the following:

1. A minimum of ~~15~~ 20 of the contact hours required for physical therapists and ~~10~~ 15 of the contact hours required for physical therapist assistants shall be in Type 1 ~~face-to-face~~ courses. For the purpose of this section, "course" means an organized program of study, classroom experience or similar educational experience that is directly related to the clinical practice of physical therapy and approved or provided by one of the following organizations or any of its components:

- a. The Virginia Physical Therapy Association;
- b. The American Physical Therapy Association;
- c. Local, state or federal government agencies;
- d. Regionally accredited colleges and universities;
- e. Health care organizations accredited by the Joint Commission on Accreditation of Healthcare Organizations (JCAHO);
- f. The American Medical Association - Category I Continuing Medical Education course; [~~and~~]
- g. The National Athletic Trainers Association [;and
- h. The FSBPT] .

2. No more than ~~15~~ 10 of the contact hours required for physical therapists and ~~20~~ 15 of the contact hours required for physical therapist assistants may be Type 2 activities or courses, which may or may not be offered by an approved organization but which shall be related to the clinical practice of physical therapy. Type 2 activities may include but not be limited to consultation with colleagues, independent study, and research or writing on subjects related to practice.

3. Documentation of specialty certification by the American Physical Therapy Association may be provided as evidence of completion of continuing competency requirements for the biennium in which initial certification or recertification occurs.

4. Documentation of graduation from a transitional doctor of physical therapy program may be provided as evidence of completion of continuing competency requirements for the biennium in which the physical therapist was awarded the degree.

5. A physical therapist who can document that he has taken the PRT may receive 10 hours of Type 1 credit for the biennium in which the assessment [~~examination tool~~] was taken. A physical therapist who can document that he has [~~passed~~ met the standard of] the PRT may receive 20 hours of Type 1 credit for the biennium in which the assessment examination was [~~passed~~ taken] .

C. A licensee shall be exempt from the continuing competency requirements for the first biennial renewal following the date of initial licensure by examination in Virginia.

D. The licensee shall retain his records on the completed form with all supporting documentation for a period of four years following the renewal of an active license.

E. The licensees selected in a random audit conducted by the board shall provide the completed Continued Competency Activity and Assessment Form and all supporting documentation within 30 days of receiving notification of the audit.

F. Failure to comply with these requirements may subject the licensee to disciplinary action by the board.

G. The board may grant an extension of the deadline for continuing competency requirements for up to one year for good cause shown upon a written request from the licensee prior to the renewal date.

H. The board may grant an exemption for all or part of the requirements for circumstances beyond the control of the licensee, such as temporary disability, mandatory military service, or officially declared disasters.

I. Physical therapists holding certification to provide direct access without a referral shall include four contact hours as part of the required 30 contact hours of continuing education in courses related to clinical practice in a direct access setting.

18VAC112-20-135. Inactive license.

A. A physical therapist or physical therapist assistant who holds a current, unrestricted license in Virginia shall, upon a request on the renewal application and submission of the required renewal fee of \$70 for a physical therapist and \$35 for a physical therapist assistant, be issued an inactive license. The fee for the renewal of an inactive license due December 31, 2010, shall be \$60 for a physical therapist and \$30 for a physical therapist assistant.

1. The holder of an inactive license shall not be required to meet active practice requirements.

2. An inactive licensee shall not be entitled to perform any act requiring a license to practice physical therapy in Virginia.

B. A physical therapist or physical therapist assistant who holds an inactive license may reactivate his license by:

1. Paying the difference between the renewal fee for an inactive license and that of an active license for the biennium in which the license is being reactivated; ~~and~~
2. Providing proof of: ~~a. Active~~ active practice hours in another jurisdiction equal to those required for renewal of an active license in Virginia for the period in which the license has been inactive.
 - a. If the inactive physical therapist licensee does not meet the requirement for active practice, the license may be reactivated by completing 480 hours in a traineeship that meets the requirements prescribed in 18VAC112-20-140 or documenting [passage that he has met the standard] of the PRT within the two years preceding application for licensure in Virginia and successfully completing 320 hours in a traineeship in accordance with requirements in 18VAC112-20-140.
 - b. If the inactive physical therapist assistant licensee does not meet the requirement for active practice, the license may be reactivated by completing 320 hours in a traineeship that meets the requirements prescribed in 18VAC112-20-140; and
- ~~b. Completion of~~ 3. Completing the number of continuing competency hours required for the period in which the license has been inactive, not to exceed four years.

18VAC112-20-136. Reinstatement requirements.

A. A physical therapist or physical therapist assistant whose Virginia license is lapsed for two years or less may reinstate his license by payment of the renewal and late fees as set forth in 18VAC112-20-150 and completion of continued competency requirements as set forth in 18VAC112-20-131.

B. A physical therapist or physical therapist assistant whose Virginia license is lapsed for more than two years and who is seeking reinstatement shall:

1. Apply for reinstatement and pay the fee specified in 18VAC112-20-150; ~~Practice physical therapy in another jurisdiction for at least 320 hours within the four years immediately preceding applying for reinstatement or successfully complete 480 hours as specified in 18VAC112-20-140; and~~
2. Complete the number of continuing competency hours required for the period in which the license has been lapsed, not to exceed four years; and
3. Have actively practiced physical therapy in another jurisdiction for at least 320 hours within the four years immediately preceding applying for reinstatement.
 - a. If a physical therapist licensee does not meet the requirement for active practice, the license may be reinstated by completing 480 hours in a traineeship that meets the requirements prescribed in 18VAC112-20-140 or documenting [passage that he has met the standard] of the PRT within the two years preceding application for licensure in Virginia and successfully completing 320 hours in a traineeship in accordance with requirements in 18VAC112-20-140.
 - b. If a physical therapist assistant licensee does not meet the requirement for active practice, the license may be reinstated by completing 320 hours in a traineeship that meets the requirements prescribed in 18VAC112-20-140.

18VAC112-20-140. Traineeship requirements.

A. The traineeship: shall be (i) ~~shall be~~ in a facility that serves as a clinical education facility for students enrolled in an accredited program educating physical therapists in Virginia, (ii) ~~is~~ approved by the board, and (iii) ~~is~~ under the direction and supervision of a licensed physical therapist.

B. Supervision and identification of trainees:

1. There shall be a limit of two physical therapists assigned to provide supervision for each trainee.

2. The supervising physical therapist shall countersign patient documentation (i.e., notes, records, charts) for services provided by a trainee.

3. The trainee shall wear identification designating them as a "physical therapist trainee" or a "physical therapist assistant trainee."

C. Completion of traineeship.

1. The physical therapist supervising the ~~inactive practice~~ trainee shall submit a report to the board at the end of the required number of hours on forms supplied by the board.

2. If the traineeship is not successfully completed at the end of the required hours, as determined by the supervising physical therapist, the president of the board or his designee shall determine if a new traineeship shall commence. If the president of the board determines that a new traineeship shall not commence, then the application for licensure shall be denied.

3. The second traineeship may be served under a different supervising physical therapist and may be served in a different organization than the initial traineeship. If the second traineeship is not successfully completed, as determined by the supervising physical therapist, then the application for licensure shall be denied.

Attachment (B)

From: Leslie Adrian [mailto:LAdrian@aon.fsbpt.org]

Sent: Thursday, February 24, 2011 11:10 AM

To: Hahn, Lisa R. (DHP)

Subject: Comments on Proposed PT Regulations starting 18VAC112-20-10

Hello Lisa, thanks so much for discussing the proposed rules by the Board of Physical Therapy. I am including in this e-mail suggestions for wording changes for the Board to discuss. Thank you.

Leslie

We are excited to see the PRT being added as an option for TYPE 1 CE in Virginia, however, it seems an oversight that FSBPT (Federation of State Boards of Physical Therapy) are not listed as an approved organization for Type 1 credit. I would ask that the Board consider adding the FSBPT as a Type 1 CE approved provider. As the developer of the PRT, we would ask that it not be referred to as an examination but as an assessment tool. Also, any allusion to the fact to "passing" the PRT should be replaced with "meeting the standard on the PRT."

18VAC112-20-50 Education requirements: graduates of schools not approved by an accrediting agency approved by the board. With regard

Generally, I have a comment about the use of the Coursework Evaluation Tool for physical therapists that are educating in a non-CAPTE school. It would be helpful to have in your rules that the proper CWT to do the credentials evaluation is the one based on the year of graduation of the applicant being reviewed. For consistency, for a foreign educated PTA, the only tool available that has the same standards as the CWT is the FSBPT's PTA Tool 2007. I would urge the Board to consider requiring a credentials review for a FE PTA to be required using the PTA Tool 2007.

Finally, I have a comment regarding the use of the term "clinical practice" versus "active practice" throughout various sections of the document. I would ask the Board to discuss if the intent is only for clinical practice or if the more inclusive active practice would be more appropriate. In at least two sections of the proposed rules (licensure endorsement (**18VAC112-20-65**) and continued competency requirements (**18VAC112-20-131**)), where the term clinical practice is used rather than active practice, I am concerned that an entire group of physical therapist and physical therapist assistants may not be able to meet Virginia's requirements; the rules as they stand, without further guidance, may inhibit quality academicians, administrators, professors, consultants, and other PTs/PTAs who do minimal to no clinical work from relocating and being licensed in Virginia. It could have the potential effect of making quality professors difficult to recruit for Virginia PT and PTA schools. Another point is for those therapists whose work is concentrated in the areas of research, academia, or administration, a requirement that continuing education be of a clinical nature does not help to directly improve their actual area of practice.

Thank you for consideration of these points. I can be reached at the contact information below or by e-mail at ladrian@fsbpt.org.

Leslie Adrian, PT, MS, MPA
Director of Professional Standards
Federation of State Boards of Physical Therapy
124 West Street South, 3rd floor
Alexandria, VA 22314
703-299-3100 ext 233
703-299-3110 Fax
www.fsbpt.org