

BOARD OF PHYSICAL THERAPY OPEN SESSION MINUTES

September 13, 2023

2:30 pm

HYBRID MEETING NOTICE

Due to the COVID-19 pandemic, the Board will have a hybrid schedule of in-person and virtual meetings. In-person meetings will resume in FY 2023, meeting dates can be found on the Board's webpage.

In-person meetings will be at 899 North Capitol Street, NE, 2nd Floor, Washington, DC 20002.

Information on how to access the public portion of the meeting virtually is listed below:

Join by Web

<https://dcnet.webex.com/dcnet/j.php?MTID=mf4b68e687004defcb607071c9897896c>

Join by Phone

Call in Number: 1-650-479-3208

Access Code:

475 199 633

BOPT Mission Statement:

"To provide oversight to licensed professionals and ensure the health and safety of citizens and visitors in the District of Columbia through the provision of health care services."

OPEN SESSION MINUTES SEPTEMBER 13, 2023

OS-0923-01	<p>CALL TO ORDER AND ROLL CALL September 13, 2023, Open Session meeting was called to order at 2:35 pm and a quorum was established.</p> <p>Board Members:</p> <ul style="list-style-type: none"> • Dr. Bernardine Evans Board Chairperson –Present • Dr. Tim Vidale -Present • Ana Quinones – Present • Dr. Nicholas Caylor –Present <p>Board Staff:</p> <ul style="list-style-type: none"> • LaTrice Herndon –Executive Director • Tamika Wells – Health Licensing Specialist • Joanne Drozdoski – Board Attorney • Mark Donatelli – Board Investigator <p>Visitor:</p> <ul style="list-style-type: none"> • Matteo Lieb- Legislative Affairs • Jennifer Stuart- Health Licensing Specialist • Jaisie Stevens – DC APTA President • Anthony Scerbo – Office of Open Government • Richard Johnson– Physical Therapy Student 	
OS-0923-02	<p>APPROVAL OF THE OPEN SESSION AGENDA</p> <p>Board Action: Consideration of the Open Session Agenda from the September 13, 2023, meeting.</p> <p>Motion: Motion made by Dr. Caylor to approve the September 13, 2023; Open session agenda as written. Seconded by Dr. Vidale.</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-03	<p>EXECUTIVE DIRECTOR’S REPORT</p> <p>Operational Status</p> <ul style="list-style-type: none"> • On June 8th, Mayor Bowser announced the appointment of Dr. Ayanna Bennett as DC Health Acting Director. • The Council will hold a hearing on the <i>Director of the Department of Health Dr. Ayanna Bennett Confirmation Resolution of 2023 (PR25-0290)</i>. The Committee on Health will hold a hearing on October 5th at 10AM to hear from the Director. <p>New License Type/Pathway</p>	L H , M L

- The Board will continue to explore more in detail the different license types and license type pathways for licensure. The agency is looking to modify the endorsement license requirements and investigate the possibility of reciprocity pathways.

Social Work License Modernization Amendment Act of 2023:

- Councilmember R. White has introduced the *Social Work License Modernization Amendment Act of 2023 (B25-0259)* along with nine other Councilmembers (including four members of the Committee on Health).
 - The bill prevents the Board of Social Work from requiring that Licensed Social Work Associates (LSWA) and Licensed Graduate Social Workers (LGSW) pass an examination to attain a license. The legislation also requires the creation of a Social Work Licensure Task Force.
- A hearing was held on September 21, 2023.

Board Vacancies/MOTA Update

The Board of Physical Therapy currently has two (2) openings left on the Board of Physical Therapy. If you are considering becoming a member, please note the following requirements:

- The individual must be a DC resident, not an allied behavioral health professional.
- Must be licensed in physical therapy profession for at least 3 years.
- Cannot be DC government employee or work for any type of DC government subsidiary.
- Must not be related to anyone currently on the Board.
- Must be in good standing in the community.

Advisory Committees

- This Fall, the Board of Physical Therapy is organizing a subcommittee to revise their regulations. All licensed Physical Therapists in the district will be receiving a notice from the Board. If you are interested in participating, please contact the Board.

Compact Updates

- Progress is being made with the Physical Therapy licensure compact. It is expected that licensure privileges will be granted by the end of September, as anticipated by the Board staff.

Licensure Census

- Physical Therapist 1339
- Physical Therapist Assistant: 82

Legislative Updates

Board Confirmation Roundtable:

- The Committee on Health hosted a [roundtable](#) on Wednesday May 31st to discuss two nominations to the Board of Massage Therapy.
 - Those nominees are Johanna Brooks and Maisha Goss-Johns

- Johanna Brooks already serves on the Board, but Maisha Goss-Johns would be a new board member.
- The Committee on Health is hosting another roundtable on September 25th to consider nominees for the Boards of Physical Therapy, Occupational Therapy, and Medicine.
 - The Board of Physical Therapy nominees are Rayan Hagona-Wordie, Nicholas Caylor, and Ana Quiñones
- OGR anticipates that the Committee on Health will host more meetings like these ones to discuss health professional board nominations.

Health Professional Licensing Boards Residency Requirement Amendment Act of 2023:

- Councilmembers Henderson and Parker introduced the *Health Professional Licensing Boards Residency Requirement Amendment Act of 2023* ([B25-0312](#)) on June 2, 2023.
 - This legislation would permit non-District residents to serve on health professional licensing boards.
 - There would be restrictions, including that the Board Chair and Consumer Members would continue to need to be District residents and no more than 50% of the Board could be made up of non-District residents.
- This bill received a hearing on [July 13, 2023](#). DC Health testified during this hearing and expressed support for the need for innovative solutions to fill board vacancies and offered some changes to the bill. It will likely receive a markup in September.

Health Professional Compact Bills:

- Councilmember Gray has introduced bills that would have the District join two health professional licensing compacts:
 - The *Occupational Therapy Licensure Compact Approval Act of 2023* ([B25-0286](#)) would have the District join the Occupational Therapy Licensure Compact and applies to Occupational Therapists and Occupational Therapy Assistants. The compact is not operational but is scheduled to start accepting applications in mid-2024.
 - The *Counseling Compact Approval Act of 2023* ([B25-0287](#)) would have the District join the Counseling Compact and applies to Licensed Professional Counselors (LPCs).
- Additionally, Councilmember Frumin has introduced the *District of Columbia Nurse Licensure Compact Authorization Act of 2023* ([B25-0430](#)) which applies to Registered Nurses (RNs) and Licensed Practical Nurses (LPNs).
- DC Health is evaluating these bills and anticipates they will receive a hearing later this fall.

Council Recess:

- The council went on recess effective July 14 and will return to session on September 15.

	<p>DC Health Social Media Handles:</p> <ul style="list-style-type: none"> • Facebook: @dchealth • Twitter: @_DcHealth • TikTok: @dchealth • Instagram: @dchealth 	
OS-0923-04	<p>BOARD ATTORNEY’S REPORT Health Professional Licensing Boards Residency Requirement Amendment Act of 2023.</p> <ul style="list-style-type: none"> ○ The Board Attorney provides clarification regarding the practicing requirements in the district. According to the residency requirements Act for Board members. Non-resident board members must maintain physical practice in the district of Columbia in order to qualify to potentially be a board member as a nonresident. 	J D
OS-0923-05	<p>CHAIRPERSON’S REPORT</p> <ul style="list-style-type: none"> ○ Education Leadership Conference (ELC) 2023 October 13-15, 2023, in Philadelphia, PA. For more information regarding this conference. Please click here ○ The Federation of State Boards of Physical Therapy (FSBPT) 2023 Annual Education Meeting October 19-21 in Jacksonville, Florida. For more information regarding this conference. Please click here. Dr. Evans will be speaking at the conference. ○ Board of Physical Therapy Compact. All inquiries regarding the PT compact please feel free to email the Board at dcbopt@dc.gov or email Executive Director LaTrice Herndon at LaTrice.Herndon@dc.gov 	B E
OS-0923-06	<p>MINUTES Board Action: Consideration of the Open Session Minutes from July 19, 2023.</p> <p>Motion: Motion made by Dr. Caylor to accept the July 19, 2023; Open Session minutes as written. Seconded by Dr. Vidale.</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-07	<p>Open Session Consent Agenda Board Action: Consideration of the applications approved for purposes of review and/or ratification of Board actions taken since the last Board meeting.</p>	

	<p>Motion: Motion made by Mrs. Quinones to table item OS-0923-07 to complete an additional review of the September consent agenda. Seconded by Dr. Caylor.</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-08	<p><u>Fy24 In Person Board Meeting</u></p> <p><u>Board Action:</u></p> <p>The Board is to determine which meetings will be held in-person or virtual for the fiscal year of 2024. Please note, DC Health will be relocating to a new building in February of 2024. February Board meeting must be virtual.</p> <ul style="list-style-type: none"> • October 11, 2023 • January 10, 2024 • February 14, 2024 • March 13, 2024 • April 10, 2024 • May 18, 2024 • June 12, 2024 • July 10, 2024 • September 11, 2024 <p>Motion: Motion made by Dr. Caylor to approve the following in-person and virtual meeting dates for FY 2024. Seconded by Mrs. Quinones.</p> <p>Virtual Dates</p> <ul style="list-style-type: none"> ○ October 11, 2023 ○ November 8, 2023 ○ December 13, 2023 ○ January 10, 2024 <p>In-Person Dates</p> <ul style="list-style-type: none"> ○ March 13, 2024 ○ April 10, 2024 ○ May 18, 2024 ○ June 12, 2024 ○ September 11, 2024 <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-09	<p><u>Flex Therapist CEU</u></p> <p><u>Board Action:</u></p>	

	<p>Review and determine whether to approve Flex Therapist two (2) out the eleven (11) pending CEU applications.</p> <ul style="list-style-type: none"> ○ Dehydration combined 1 CEU. ○ Domestic Violence combined 2 CEU. <p>Background: Flex Therapist organization has submitted fifteen (15) applications for CEU approval. The applications have been sent to the Board Chair for initial review.</p> <p>Motion: Motion made by Dr. Caylor to approve Flex Therapist Dehydration course for 1 CEU and Domestic Violence course for 2 CEU and to further provide clarification on the certificate if the course is either a live interactive webinar or in online synchronous course. Seconded by Mrs. Quinones</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-10	<p>Brenau University Department of Physical Therapy</p> <p>Board Action: The Board is to determine whether Brenau University Doctor of Physical Therapy (DPT) program meets the District of Columbia licensure requirements.</p> <p>Background: Brenau University submitted a letter to the Board about changes in the federal regulations and the SARA compact. The university requests that the Board review its program curriculum material and determine whether it meets licensure requirements in the District of Columbia.</p> <p>Motion: Motion made by Dr. Caylor to table item OS-0923-10 Brenau University Department of Physical Therapy until the next schedule meeting on October 11, 2023, for further update and clarification from Dr. Evans. Seconded by Mrs. Quinones</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously.</p>	
OS-0923-11	<p>Endorsement Pathway Requirements</p> <p>Board Action: The Board is to review the Physical Therapist and Physical Therapist assistant checklist and determine which request items are no longer necessary for the approval of endorsement applications.</p> <p>Background:</p>	

	<p>At the last meeting the Board agreed to move forward with establishing Endorsement Pathways for easier licensure.</p> <p>Motion: Motion made by Dr. Caylor to amend the physical therapist and physical therapist assistant endorsement checklist. For item seven (7) to read FSBPT ID or Official Transcripts and to eliminate item nine (9) the requirement of the National Physical Therapy exam scores on the checklist. Seconded by Mrs. Quinones.</p> <p>Motion: Motion made by Dr. Caylor to amend the physical therapist and physical therapist assistant supplemental form. For questionnaire item two (2) to be eliminated from the form. Seconded by Mrs. Quinones.</p> <p>Motion: Motion made by Dr. Caylor to amend the physical therapist and physical therapist assistant endorsement checklist. For item fourteen (14) vaccination and booster attestation to be eliminated from the checklist. Seconded by Mrs. Quinones.</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously</p>	
OS-0923-12	<p>Reciprocity Pathway</p> <p>Board Action: The Board is to review and determine whether to establish reciprocity pathways with Maryland, Virginia and or both states.</p> <p>Background: At the last meeting the Board agreed to move forward with establishing Reciprocity Pathways for easier licensure.</p> <p>Motion: Motion made by Dr. Caylor to move forward with discussions and reciprocity pathway between the district of Columbia and the state of Maryland. Seconded by Mrs. Quinones</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously</p>	
OS-0923-13	<p>MOTION TO CLOSE</p> <p>Board Action: To go into closed session to discuss confidential matters as permitted in DC Official Code § 2-575(b).</p> <p>Background:</p>	

	<p>Upon conclusion of the open session meeting pursuant to the DC Official Code 2-575(b) and for the purposes set forth therein, the Board will move into the closed executive session portion of the meeting to consult with the Board attorney, discuss disciplinary matters and hear reports concerning violations of the law or regulations.</p> <p>The Open Session Agenda continues the next page with 'Motion to Adjourn'. The next meeting is scheduled for October 11, 2023 (Virtual)</p> <p>Motion: Motion made by Dr. Vidale to close the September 13, 2023, open session at 4:47pm. Seconded by Mrs. Quinones.</p> <p>Vote: Dr. Evans, Dr. Vidale and Dr. Caylor, Mrs. Quinones voted in favor of the motion. The motion passed unanimously</p>
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This meeting is governed by the Open Meetings Act. Please address any questions or complaints arising under this meeting to the Office of Open Government at opengovoffice@dc.gov.

FYI

FYI-0923-01	<p>Southeast Kentucky Community and Technical College.</p> <p>Background: The Commission on Accreditation in Physical Therapy Education American Physical Therapy Association sent an email to the Board stating the Hazard Community and Technical College is in a consortium with Southeast Kentucky Community and Technical College. Hazard Community and Technical College notified the Commission on Accreditation in Physical Therapy Education of its voluntary withdraw of accreditation for its Physical Therapist Assistant Program.</p> <p>The [Hazard Community and Technical College Physical Therapist Assistant program will teach out its [identify cohorts] and date of last graduate.</p>	
FYI-0923-02	<p>DELEGATED AUTHORITIES</p> <p>Update: The application for Continuing Education Course Approval Currently undergoing its final revisions.</p> <p>Board Action: Motion made by Mrs. Quinones to accept the delegated authorities previously with the addition of the form called "Application for</p>	

Continuing Education Course Approval” to be added to the approval process of delegated authorities with forthcoming edits to the form. Seconded by Dr. Vidale.

Background:

The latest version of the Board Delegated Authorities was approved on April 14, 2021. The approved Delegated Authorities were put in place with the goal of facilitating administrative and standardized Board processes.