

FEBRUARY
10 & 11, 2016
BOARD MEETING

Department of Consumer Affairs
2005 Evergreen Street, Hearing Room
Sacramento, CA 95815



Physical Therapy Board of California

BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY – GOVERNOR EDMUND G. BROWN JR.

THE PHYSICAL THERAPY BOARD OF CALIFORNIA

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PHYSICAL THERAPY BOARD OF CALIFORNIA NOTICE OF PUBLIC MEETING

February 10, 2016 9:00 a.m.

February 11, 2016 9:00 a.m.

Department of Consumer Affairs
2005 Evergreen Street, Hearing Room
Sacramento, CA 95815

Action may be taken on any agenda item.
Agenda items may be taken out of order.

Unless otherwise indicated, all agenda items
will be held in **OPEN SESSION**. **THE PUBLIC
IS ENCOURAGED TO ATTEND**. Please refer
to the informational notes at the end of
the agenda.

BOARD MEMBERS

Katarina Eleby, *President*

Alicia K. Rabena-Amen, PT,MPT, *Vice President*

Debra Alviso, PT,DPT, *Member*

Jesus Dominguez, PT, Ph.D., *Member*

Daniel Drummer, PT, DPT, *Member*

James E. Turner, MPA, *Member*

Carol A. Wallisch, MA, MPH, *Member*

BOARD STAFF

Jason Kaiser, *Executive Officer*

Liz Constancio, *Manager*

Elsa Ybarra, *Manager*

Brooke Arneson, *Associate Analyst*



Physical Therapy Board of California



STATE OF CALIFORNIA

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DEPARTMENT OF CONSUMER AFFAIRS

Agenda

1. **Call to Order, Roll Call and Establishment of Quorum**
2. **Special Order of Business – February 10, 2016 9:00 a.m.**
 - (A) Hearing on Petition for Reduction in Penalty – Anthony Delzompo, PT
After submission of the matters, the Board will convene in CLOSED SESSION to deliberate pursuant to Government Code section 11126(c)(3).
3. **Closed Session**
 - (A) Pursuant to Government Code section 11126(c)(3)
Deliberation on Disciplinary Actions And Decisions to be Reached in
Administrative Procedure Act Proceedings
 - (B) Pursuant to Government Code section 11126(a)(1)
Evaluation of Executive Officer
 - (C) Adjourn Closed Session
4. **Reconvene Open Session**
5. **Review and Approval of November 4 & 5, 2015 Meeting Minutes – Brooke Arneson**
6. **Consumer and Professional Associations and Intergovernmental Relations Reports**
 - (A) Federation of State Boards of Physical Therapy (FSBPT)
 - (B) Department of Consumer Affairs (DCA) – *Executive Office*
 - (C) California Physical Therapy Association (CPTA)
7. **President’s Report – Katarina Eleby**
 - (A) 2016 Meeting Calendar
8. **Executive Officer’s Report – Jason Kaiser**
 - (A) Budget/Personnel
 - (B) BreEZe
 - (C) Legislation and Regulation
 - (D) Outreach
 - (E) Continuing Competency
 - (F) Application and Licensing
 - (G) Consumer Protection
9. **Legislation Report – Brooke Arneson**
 - (A) 2015/16 Legislative Session Summary
 - i. AB 12 (Cooley) State Government: Administrative Regulations: Review
 - ii. AB 19 (Chang) State Government: Regulations
 - iii. AB 351 (Jones-Sawyer) Public Contracts: Small Business Participation
 - iv. AB 507 (Olsen) DCA: BreEZe System: Annual Report
 - v. AB 611 (Dahle) Controlled Substances: Prescriptions: Reporting
 - vi. AB 750 (Low) Business and Professions: Licenses
 - vii. SB 52 (Walters) Regulatory Boards: Healing Arts

- (B) 2015/16 -Other Bills Potentially Impacting Physical Therapy Practice or Regulation or the Operation of the Physical Therapy Board

10. Rulemaking Report – Brooke Arneson

(A) 2015/16 Rulemaking Update

- i. License Renewal Exemptions: Retired Status
- ii. Requirements for Graduates from Non-Accredited Programs: Test of English as a Foreign Language (TOEFL)
- iii. Fee Increase

- (B) Regulatory Language for Board Discussion and Possible Action Regarding Modified Text on English Proficiency Requirements; Proposed Language to Amend Section 1398.25 and Add Section 1398.26.3 to Article 2, Division 13.2, Title 16 of the California Code of Regulations

11. DCA Distributed Costs (Pro Rata) Presentation

Taylor Schick, DCA Budget Officer, Robert de los Reyes, DCA Budget Manager

12. U.S. Supreme Court Case of North Carolina Board of Dental Examiners v. FTC

Angelique Scott, DCA Legal Counsel

13. Administrative Services Report

(A) Budget – *Carl Nelson*

(B) Outreach – *Jacki Maciel*

14. Application & Licensing Services Report – Sarah Conley

15. Consumer Protection Services Report – Elsa Ybarra

16. Board Member Training – Jacki Maciel

(A) Form 700

17. Public Comment on Items Not on the Agenda

Please note the board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide to place the matter on the agenda of a future meeting. [Government Code sections 11125 and 11125.7(a)]

18. Agenda Items for Next Meeting – May 18 & 19, 2016

TBD, Southern California

19. Adjournment

Informational Notes:

Times stated are approximate and subject to change. Agenda order is tentative and may be changed by the Board without prior notice. This meeting will conform to the Bagley-Keene Open Meeting Act. The Board provides the public the opportunity at the meetings to address each agenda item during the Board's discussion or consideration of the item. Total time allocated for public comment may be limited.

The Board plans to webcast this meeting on its website at www.ptbc.ca.gov. Webcast availability cannot, however, be guaranteed due to limited resources. The meeting will not be cancelled if webcast is not available. If you wish to participate or to have a guaranteed opportunity to observe, please plan to attend at a physical location. Adjournment, if it is the only item that occurs after a closed session, may not be webcast.

The meeting is accessible to the physically disabled. A person who needs disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Brooke Arneson at (916) 561-8260, e-mail: brooke.arneson@dca.ca.gov, or send a written request to the Physical Therapy Board of California, 2005 Evergreen Street, Suite 1350, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodations. TDD Line: (916) 322-1700.