

DECEMBER
12 – 13, 2019
BOARD MEETING

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



Physical Therapy Board of California

PHYSICAL THERAPY BOARD OF CALIFORNIA

2005 Evergreen St., Suite 1350, Sacramento, California 95815

Phone: (916) 561-8200 Fax: (916) 263-2560

www.ptbc.ca.gov

PHYSICAL THERAPY BOARD OF CALIFORNIA NOTICE OF PUBLIC MEETING

December 12, 2019 9 a.m.

December 13, 2019 9 a.m.

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

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

Alicia K. Rabena-Amen, PT, DPT, *President*

Katarina Eleby, M.A., *Vice President*

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

Daniel Drummer, PT, DPT, *Member*

Tonia McMillian, *Member*

Vacant, *Physical Therapist Member*

Vacant, *Public Member*

BOARD STAFF

Jason Kaiser, *Executive Officer*

Elsa Ybarra, *Manager*

Liz Constancio, *Manager*

Sarah Conley, *Manager*

Brooke Arneson, *Executive Analyst*



Physical Therapy Board of California



STATE OF CALIFORNIA

dca

DEPARTMENT OF CONSUMER AFFAIRS

Agenda – Thursday, December 12th

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

- 1. Call to Order - 9:00 a.m.**
- 2. Roll Call and Establishment of Quorum**
- 3. Closed Session**
 - (A) Pursuant to Government Code section 11126(c)(3), the Board will convene to Deliberate on Disciplinary Actions and Decisions to be Reached in Administrative Procedure Act Proceedings
 - (B) Pursuant to Government Code section 11126(a)(1), the Board will convene to Consider the Evaluation of Performance of the Executive Officer
 - (C) Pursuant to Government Code section 11126, subdivisions (e)(1) and (2)(A), the Board will convene to confer with, or receive legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.
- 4. Reconvene Open Session**
- 5. Review and Approval of September 18-19, 2019 Meeting Minutes – Brooke Arneson**
- 6. President's Report –Alicia Rabena-Amen**
 - (A) 2020 Proposed Meeting Calendar
 - (B) 2021 Proposed Meeting Calendar
- 7. Executive Officer's Report – Jason Kaiser**
 - (A) Administrative Services
 - (B) Applications
 - (C) Licensing/Continuing Competency
 - (D) Consumer Protection Services
 - (E) Outreach
 - (F) PTBC Relocation
- 8. 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)
- 9. Legislation Report – Brooke Arneson**
 - (A) 2019/20 Legislative Session Summary
 - i. AB 5 (Gonzalez) Worker Status: Independent Contractors
 - iv. AB 476 (Blanca Rubio) Department of Consumer Affairs: Task Force: Foreign Trained Professionals
 - v. AB 496 (Low) Business and Professions
 - viii. AB 1076 (Ting) Criminal Records: Automatic Relief
 - xi. SB 425 (Hill) Health Practitioners: Licensee's File: Probationary Physicians and Surgeons Certificate: Unprofessional Conduct
 - xii. SB 537 (Hill) Workers Compensation: Independent Bill Review

10. Rulemaking Report – Brooke Arneson

(A) 2019 Rulemaking Update

- i. Examination Passing Standard/Setting Examination Score
- ii. Guidelines for Issuing Citations and Imposing Discipline, 6th Edition
- iii. Satisfactory Documentary Evidence of Equivalent Degree for Licensure as a Physical Therapist or Physical Therapist Assistant/Coursework Tool
- iv. Federation of State Boards of Physical Therapy's (FSBPT) Performance Evaluation Tool for Foreign Educated Physical Therapists Completing a Supervised Clinical Practice in the United States
- v. Substantial Relationship Criteria
- vi. Rehabilitation Criteria for Denial and Reinstatement of Licensure
- vii. Rehabilitation Criteria for Suspensions and Revocations

11. Discussion and Possible Board Action on the 2020 Rulemaking Calendar – Brooke Arneson

12. Maximus Presentation – Virginia Matthews, RN, BSN, MBA, Project Manager, Maximus

13. Physical Therapy Student Question and Answer Forum

14. Elimination of the Printed Pocket License- Discussion and Possible Board Action – Sarah Conley

15. Public Comment on Items Not on the Agenda

Please note that 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 whether to place the matter on the agenda of a future meeting. (Government Code sections 11125, 11125.7(a).)

16. Recess

Agenda – Friday, December 13th

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

17. Call to Order - 9:00 a.m.

18. Roll Call and Establishment of Quorum

19. Board Member Training – Adjudication Process – Michael Kanotz, DCA Legal Counsel

20. Closed Session

- (A) Pursuant to Government Code section 11126(c)(3), the Board will convene to Deliberate on Disciplinary Actions and Decisions to be Reached in Administrative Procedure Act Proceedings
- (B) Pursuant to Government Code section 11126(a)(1), the Board will convene to Consider the Evaluation of Performance of the Executive Officer
- (C) Pursuant to Government Code section 11126, subdivisions (e)(1) and (2)(A), the Board will convene to confer with, or receive legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.

21. Reconvene Open Session

22. Administrative Services - Discussion and Possible Board Action

- (A) Budget Report – *Carl Nelson*
- (B) Outreach Report – *April Beauchamps*
- (C) Presentation of Services – *Carl Nelson, Brooke Arneson, Kim Rozakis, April Beauchamps, Timothy Davis and Julie Thao*

23. Application Services - Discussion and Possible Board Action – *Valerie Kearney, Paul Harrison, Teresa Gutierrez, Angel Ottley, Eura Trent*

- (A) Program Updates
- (B) Statistical Reports
- (C) Presentation of Services

24. Licensing Services - Discussion and Possible Board Action – *Justin Silva, Eura Trent*

- (A) Program Updates
- (B) Statistical Reports
- (C) Presentation of Services

25. Continuing Competency Services - Discussion and Possible Board Action – *Veronica Gutierrez and Yasha Crutcher*

- (A) Program Updates
- (B) Statistical Reports
- (C) Presentation of Services

26. Consumer Protection Services - Discussion and Possible Board Action – *Carole Phelps*

- (A) Program Updates
- (B) Statistical Reports
- (C) Presentation of Services

27. Probation Monitoring Services - Discussion and Possible Board Action – *Monny Martin*

- (A) Program Updates
- (B) Statistical Reports

28. Board Member Elections

- (A) President
- (B) Vice-President
- (C) FSBPT Delegate
- (D) FSBPT Alternate Delegate
- (E) FSBPT Back-up Alternate Delegate

29. Public Comment on Items Not on the Agenda

Please note that 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 whether to place the matter on the agenda of a future meeting. (Government Code sections 11125, 11125.7(a).)

30. Agenda Items for Future Meeting –

March 26-27, 2020
University of St. Augustine
700 Windy Point Drive
San Marcos, CA 92069

31. Adjournment

Informational Notes:

Action may be taken on any agenda item. Agenda items may be taken out of order. Times stated are approximate and subject to change. Agenda order is tentative and subject to change at the discretion of the Board; agenda items may be taken out of order and items scheduled for a particular day may be moved or continued to an earlier or later day to facilitate the effective transaction of business.

In accordance with the Bagley-Keene Open Meeting Act, all Board meetings are open to the public. Pursuant to Government Code section 11125.7, the Board provides the opportunity for the public to address each agenda item during discussion or consideration by the Board prior to the Board taking any action on said item. Total time allocated for public comment on particular issues may be limited. Individuals may appear before the Board to discuss items not on the agenda; however, the Board can neither discuss nor take official action on any matter not included in this agenda, except to decide to place the matter on the agenda of a future meeting. (Government Code sections 11125, 11125.7(a)).

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 or technical difficulties. 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 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.