



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
BUREAU OF HEALTH CARE SERVICES

STEVE ARWOOD
ACTING DIRECTOR

MICHIGAN BOARD OF PHYSICAL THERAPY MEETING JANUARY 15, 2013 APPROVED MINUTES

In accordance with the Open Meetings Act, 1976, PA 267, as amended, the Michigan Board of Physical Therapy met in regular session January 15, 2013, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Jill Marlan, PT, Chairperson, called the meeting to order at 1:34 p.m.

ROLL CALL

Members Present: Jill Marlan, PT, Chairperson
Andrew May, PT, Vice Chairperson
Mecha Crockett, Public Member (arrived at 1:40 p.m.)
Brian Gilbert, PT
David Goldenbogen, PT
Vijay Kumar, DPT
Ajay Middha, DPT
Barbara Simmons, PTA

Members Absent: Mark Epolito, Public Member
Sean Handler, Public Member
Ginger Smietana, Public Member

Staff Present: Shellayne Grimes, Board Secretary, Board Management & Rules
Carole Engle, Director, Bureau of Health Care Services
Norene Lind, Board Manager, Board Management & Rules
Graham Filler, Assistant Attorney General
Desmond Mitchell, Policy Analyst, Board Management & Rules
Laury Brown, Analyst, Enforcement Section
Kiran Parag, Analyst, Enforcement Section

Others Present: Jake Jakubiak Kovacek, Michigan Physical Therapy Association
J. Tim Zipple, Michigan Physical Therapy Association
Eliot Woolford, University of Michigan – Flint PT
Nancy Short, Governor Snyder – Appointments
Bridget Callahan, Governor Snyder - Appointments

APPROVAL OF MINUTES

MOTION by Simmons, seconded by Goldenbogen, to approve the minutes of the October 16, 2012 meeting as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Simmons, seconded by Gilbert, to approve the Agenda with the following amendment:

- “Resolutions” removed from New Business (no board members having departed)
- Three items were added to New Business; namely:

F: P.T.’s working outside of a clinic
G: Sean Handler, Board Member
H: Summary Suspension Protocol

MOTION PREVAILED

INTRODUCTIONS

Carole Engle introduced herself as the Director of the newly created Bureau of Health Care Services. She gave a brief history of changes within the bureau and department, as well as her role and vision as its new director.

REGULATORY CONSIDERATIONS

Ram Chand Arora, PT – Request for Reconsideration

MOTION by Goldenbogen, seconded by Gilbert, to deny request for reconsideration in the matter of Ram Chand Arora, PT.

A roll call vote followed: Yeas – Crockett, Gilbert, Goldenbogen, May, Middha, Simmons, Kumar, Marlan

MOTION PREVAILED

COMMITTEE REPORTS

RULES COMMITTEE

May summarized the changes to the rules that were made as a result of a conference call. Mitchell suggested that a vote be taken at the April meeting to approve the proposed draft.

CHAIRPERSON'S REPORT

Marlan reported that she reviewed several allegations of PT/Athletic Trainers working on sidelines. She believes this issue should be explored further.

OLD BUSINESS

CONTINUING PROFESSIONAL DEVELOPMENT RULES

No additional discussion was necessary beyond what had occurred during the Rules Committee report.

NEW BUSINESS

ELECTIONS

MOTION by May, seconded by Simmons, to re-elect Marlan as Chairperson.

MOTION PREVAILED

MOTION by Goldenbogen, seconded by Marlan, to re-elect May as Vice-Chairperson.

MOTION PREVAILED

COMMITTEE ASSIGNMENTS

Marlan asked that members contact her with choice of committee assignments by email.

Michigan Physical Therapy Association Conference

Simmons reported that she can attend the spring conference at the Kellogg Center on March 23, 2013. Kumar discussed having the Education Committee staff an informational booth at the upcoming Conference. As had been done in the past, he recommended allowing attendees to complete a questionnaire, and he would seek departmental assistance in providing answers. Lind asked to review the questionnaire before it is utilized.

Department Update

Lind explained why it is important to provide agenda topics to Marlan two weeks prior to a meeting. First, it serves notice to the public that an issue will be discussed. Second, it allows department staff to research the issue and provide accurate information.

Lind provided a Physical Therapy PowerPoint presentation and asked that the Board review it and discuss it at the next meeting.

Engle commented that the Attorney General will provide training to Board on Rights and Responsibilities regarding disciplinary matters.

Informal advice was shared by the Attorney General's Office regarding the practice of "Dry Needling." Although the advice will need to be slightly revised, the outcome remains unchanged. Dry Needling is not within the scope of practice for physical therapists. Filler agreed to ask the Attorney General's Office to research the issue and report back to the Board.

PHYSICAL THERAPISTS WORKING OUTSIDE OF A CLINIC

Engle asked that this topic be tabled for the next meeting so that Department and Attorney General staff can properly research the issue.

SEAN HANDLER, BOARD MEMBER

Marlan notified the Board of Sean's new responsibilities at work which may make it difficult for him to attend Board meetings. Lind recommended that Handler review his situation and notify the Board as soon as possible of his intentions to remain on the Board or resign.

SUMMARY SUSPENSION PROTOCOL

Parag explained the difference between how mandated Summary Suspensions and Discretionary Summary Suspensions are handled.

PUBLIC COMMENT

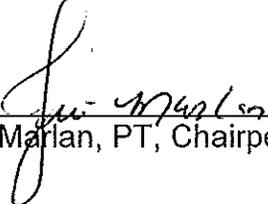
Jake Jakubiak Kovacek inquired about the difference in terminology used in Part 178 regarding professional development requirements. She asked the Board to clarify the terminology used in the Rules, as it may differ between multiple portions of the Code.

ANNOUNCEMENTS

The next regularly scheduled meeting will be April 16, 2013 at 1:30 p.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 1, and Lansing, Michigan.

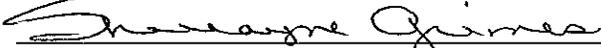
ADJOURNMENT

MOTION by Goldenbogen, seconded by Simmons, to adjourn the meeting at 3:09 p.m.



Jill Marlan, PT, Chairperson

4-16-13
Date Minutes Approved



Shellayne Grimes, Board Secretary

1-15-13
Date Minutes Prepared