



RICK SNYDER  
GOVERNOR

STATE OF MICHIGAN  
DEPARTMENT OF COMMUNITY HEALTH  
LANSING

OLGA DAZZO  
DIRECTOR

## MICHIGAN BOARD OF PHYSICAL THERAPY MEETING OF JANUARY 18, 2011

### 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 18, 2011, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 4, Lansing, Michigan.

### ***CALL TO ORDER***

David Perry, LPT, Chairperson, called the meeting to order at 1:35 p.m.

### ***ROLL CALL***

***Members Present:*** David Perry, LPT, Chairperson  
Jill Marlan, PT, Vice Chairperson  
Mecha Crockett, Public Member  
David Goldenbogen, PT  
Sean Handler, Public Member  
Andrew May, PT  
Elizabeth Mostrom, PT  
Ginger Smietana, Public Member

***Members Absent:*** Vijay Kumar, PT  
Linda Thomas-Pilarczyk, Public Member

***Staff Present:*** Laurie VanBeelen, Board Secretary, Health Regulatory Division  
Rae Ramsdell, Director, Health Regulatory Division  
Amy Allen, Policy Administration Manager, Health Regulatory Division  
Lucinda Clark, Licensing Operations Manager, Licensing Division  
T.J. Bucholz, Michigan Public Health Institute  
Robert Jenkins, Assistant Attorney General  
Michele Wagner-Gutkowski, Assistant Attorney General

***Others Present:*** See attached Addendum #1

## ***APPROVAL OF MINUTES***

*MOTION* by Mostrom, seconded by Handler, to approve the Minutes of the October 19, 2010 meeting as presented.

*MOTION PREVAILED*

## ***APPROVAL OF AGENDA***

*MOTION* by Smietana, seconded by Marlan, to approve the Agenda with the following changes:

The agenda item of Michigan Provider Credentials Center will be moved to directly following Committee Reports; the agenda item of Dry Needling will be moved to Old Business; and under New Business, Elections of Officers will be added as item G.

*MOTION PREVAILED*

## ***COMMITTEE REPORTS***

### **RULES COMMITTEE**

Mostrom indicated that the most recent Administrative Rules were posted on the Department's website on November 29, 2010 and highlighted the changes made to same. She reported that the committee is now working on language regarding continuing professional development for PT's and PTA's.

### **CHAIRPERSON REPORT**

Perry reported that approximately 1 to 2 complaints are received each month which he reviews to determine if additional investigation is necessary. He advised that there has been communication from the FSBPT regarding credentialing programs and interpretations of the most recent administrative rules.

## ***MICHIGAN PROVIDER CREDENTIALS CENTER***

T.J. Bucholz of the Department's Michigan Public Health Institute introduced himself and thanked the Board for the opportunity to share information regarding the Michigan Provider Credentials Center (MiPCC). He provided the Board with copies of PowerPoint slides regarding this new "paperless" licensing and renewal process and provided a verbal overview of same. Bucholz and Lucinda Clark, the Bureau's Licensing Operations Manager, answered various questions from members of the Board. Bucholz indicated that an information packet is being prepared for board members and state colleges to provide additional guidance as the Department transitions to this new licensing and renewal process.

## **PUBLIC COMMENT**

Kathleen Jakubiak Kovacek, president of the Michigan Physical Therapy Association (MPTA), referenced the MPTA's 1/14/11 letter to the Department regarding the delegation of duties language contained in the most recent administrative rules. She stated that it is the belief of the MPTA that the changes to the administrative rules reflect current standards of practice. On behalf of the MPTA, she is requesting that the Bureau re-evaluate their position regarding the interpretation of the delegation language in the current administrative rules as reflected in the Memo of Advice dated 12/27/10 from the Assistant Attorney General.

A member of the public asked for clarification of the 2009 rule referring to the eligibility requirements for foreign trained PT graduates to take the licensure examination. Lucinda Clark was asked to assist individuals after the meeting in this regard.

## **OLD BUSINESS**

### **DRY NEEDLING**

Ramsdell stated that because dry needling is an invasive procedure, there is concern that this procedure may have to be delegated through a physician. She also confirmed that this procedure is not specifically listed in the administrative rules. Marlan stated there are various discussions of this topic at the federal level and asked for clarification of whether or not this is within a physical therapist's scope of practice. Ramsdell indicated that additional review and research would need to be performed. Discussion on this topic will continue at the April meeting.

## **NEW BUSINESS**

### **DELEGATION OF PT DUTIES**

Perry stated that it was the Board's intention through the Administrative Rules for more clarity regarding delegation of physical therapy duties. He also referenced the 12/27/2010 informal memorandum from the Office of Attorney General. Mostrom stated that the intent of the Board is that physical therapy skilled interventions only be delegated to physical therapists or physical therapy assistants. Allen indicated the problem arises when the scopes of practice overlap. Discussion amongst the Board and staff was held. AAG Jenkins referenced HB 5615 (PA 382-10) which references the ability of other licensed professionals to perform procedures within their scope of practice and within the scope of practice of a physical therapist or physical therapist assistant as long as they do not use a title other than allowed under their profession. He stated that while the memorandum from the Office of Attorney General is not a formal or informal opinion, the language contained in the memorandum is what the law states. Additional discussion amongst the Board and staff was held.

*MOTION* by Smietana, seconded by Crockett, to refer this matter to the Rules Committee and Department for further discussion and recommendation.

Additional discussion was held.

*MOTION PREVAILED*

## **FSBPT UPDATES**

### **Resource Papers**

Perry indicated that the FSBPT is requesting any additional topics for discussion. Marlan indicated that she forwarded the delegation topic discussed at today's meeting to the FSBPT. Perry stated if other topics should be addressed by the FSBPT to advise him of same.

## **LICENSURE PROCEDURES UPDATES**

### **i. PTA Full License**

Clark reported that the full PTA licensure packet was made available on the Department's website in November, 2010, and that approximately 45 applications for the full PTA license have been received to date.

### **ii. Pre-Graduation Application Process**

In follow-up to the discussion held on this subject at the October, 2010, meeting, Clark confirmed that the Department will process PT or PTA licensure applications from students applying for licensure during their last term of college, as long as the individual provides a verification of good standing from the institution, in accordance with the new administrative rules. Clark indicated that she would provide information to colleges clarifying this process.

## **NON-ACCREDITED PROGRAMS**

Perry commented that in December, 2010, the FSBPT provided information regarding two non-accredited programs in Canada. Clark reported that there have been a number of licenses issued based on prior information but that the other applications received from these non-accredited programs are being held pending more information. Clark indicated that she is requesting assistance from one or two Board members to review the information received.

## **BOARD MEMBER ORIENTATION**

Deferred to the April meeting.

## DEPARTMENT UPDATE

Perry asked for a status regarding the vacancy of a PTA board member. Ramsdell indicated that she has been in contact with the Governor's office and efforts are being made to fill the various vacancies on the Boards.

Allen shared that she will be leaving the Department to join the Department of Energy, Labor and Economic Growth in the Office of Financial and Insurance Services.

## ELECTIONS OF OFFICERS

May and Smietana nominated Marlan for Chairperson. Hearing no additional nominations, Perry closed nominations for Chairperson.

A voice vote was held and Jill Marlan was unanimously elected Chairperson.

Marlan and Smietana nominated May for Vice Chairperson. Hearing no additional nominations, Perry closed nominations for Vice Chairperson.

A voice vote was held and Andrew May was unanimously elected Vice Chairperson.

## REGULATORY CONSIDERATIONS

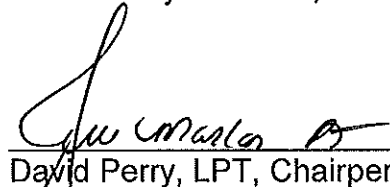
None

## ANNOUNCEMENTS


The next regularly scheduled meeting will be held April 19, 2011 at 1:30 p.m. at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center (UL), Conference Room 4, Lansing, Michigan.

## ADJOURNMENT

*MOTION* by Mostrom, seconded by Marlan, to adjourn the meeting at 3:31 p.m.

*for*   
\_\_\_\_\_  
David Perry, LPT, Chairperson

*April 19 2011*  
\_\_\_\_\_  
Date Minutes Approved

  
\_\_\_\_\_  
Laurie VanBeelen, Board Secretary

*January 28, 2011*  
\_\_\_\_\_  
Date Minutes Prepared

**Others Present:** Kathleen (Jake) Jakubiak Kovacek – MI Physical Therapy Association  
Babkdo Chacko  
Joby Thomas  
Stuart Sieger - HealthQuest Physical Therapy  
Robb Aikens - HealthQuest Physical Therapy  
Ryan Vinson - HealthQuest Physical Therapy  
Dan Garr - HealthQuest Physical Therapy  
Bill Knight - HealthQuest Physical Therapy  
Phil Krause - HealthQuest Physical Therapy  
Whitney Broers - Center for Physical Rehab  
Brian Gilbert - Center for Physical Rehab  
Deborah McKenzie - Center for Physical Rehab  
Ashley Van Rees - U of M Flint  
Michelle Welch - U of M Flint  
Mike Shoemaker - MI Physical Therapy Association  
Daniel Harvey - U of M Flint  
Randy Morris - U of M Flint  
Brianna Tunck - U of M Flint  
Katie Juzysta - U of M Flint  
Emmalie Eddius - U of M Flint  
Sarah Gordiak - U of M Flint  
Joshua Perdze - Ingham Regional Medical Center  
Kristin Masters - U of M Flint  
Leslie Lacy - U of M Flint  
Laura LoVasco - U of M Flint  
Ann Berry - Tri-Rehab  
Jan Farnum - Tri-Rehab  
Sue Talley - WSU-PT  
Christine Carlson - WSU-PT  
Cindy Pfalzer - U of M Flint  
Mike Johnson - U of M Flint