



MARYLAND
Department of Health
Board Of Physical Therapy Examiners

BOARD MEETING OPEN MINUTES

December 16, 2018

The meeting was called to order at 1:03 pm by Board Chair, Kimberly Rotondo.

Call to Order

There was a motion and a second to close the open session at 2:08 p.m. to engage in medical review committee deliberations regarding confidential information in applications for licensure and discuss other privileged matters in accordance with General Provisions Article, Section 3-305 (b) (7) and (13). Unless recused, all Board members and staff who were present for the open session were also in attendance for both the closed and administrative sessions.

Board Members Present:

Stephen Baur, PT

Michelle Finnegan, PT

Karen Gordes, PT

Donna Richmond, Consumer Member

Kimberly Rotondo, PTA

Sumesh Thomas, PT

Board Members Absent:

Rebecca Holsinger, PT

Meredith Levert, Consumer Member

Also Present:

Carlton Curry, Executive Director

Brett Felter, AAG, Board Counsel

John Bull, Chief of Compliance and Data Analysis

Deborah Jackson, Licensing Coordinator

Patricia Miller, Administrative Assistant

Michelle Cutkelvin, Project Manager

Eric Hebron, Administrative Specialist

Also Absent: Andrew Rosenfeld, Investigator

The minutes of the meeting held on November 13, 2018 were approved.	Minutes
Carlton Curry, Executive Director apprised the Board that the legislative session will begin on January 9, 2019. Mr. Curry states that Lillian Reese, Legislative and Regulations Coordinator will be the liaison to the Board. He states that he will monitor the licensure compact bill, which APTA plans to purpose this legislative session. Mr. Curry states that he attending a listening session with the Senate and will be attending another session with the House of Delegates at Morgan State University. Mr. Curry apprised the Board that the Secretary of Health will no longer put forth regulations in 2019 for board consolidation. There was a discussion. Board Member, Karen Gordes asked for clarification. Board Member, Donna Richmond, asked how common is this practiced across states? Kimberly Rotondo, Board Chair asked how does consolidation offer public protection?	Legislature Updates
Deborah Jackson, Licensing Coordinator gave the licensure report.	Licensure Update
The Board voted to consider the APTA Fellowship upon a few conditions: the Board asked for a breakdown of coursework and the qualifications of an applicant's mentor.	Dry Needling Application
Board members, Michelle Finnegan and Stephen Baur reported on the FSBPT Annual Meeting. Mr. Baur highlighted the following topics: CEUs, licensing compact, continuing competence, telehealth, engaging licensees, and resources for wellness. Ms. Finnegan, reported on data collection, work force data and minimum data sets. Michelle Cutkelvin, Project Manager reported on the Occupational Licensing Policy Consortium.	Meeting Updates
Mr. Curry asked Board Members for ideas for the Strategic Planning meeting on January 15, 2018.	Strategic Planning
A licensee inquired whether or not she could assist high school football athletes with their injuries during practices and games. After discussion, the Board determined that if the licensee uses their best clinical judgement and provides an evaluation and proper documentation.	Scope of Practice Prevention & Injury Management
The Board voted to approve the following CEU course application: <i>'Ready for the Wonder Years! OT & PT Tools & Strategies for Pre-K & K Students'.</i>	Continuing Education
The Board voted to deny the following CEU course application:	

'Cross Fit Level 1' because the course is not substantially related to the clinical practice of physical therapy.

There was a motion to close the open session at 2:08 p.m. to engage in **medical review committee deliberations regarding confidential information** in applications for licensure, in accordance with General Provisions Article, Section 3-305 (b)(7) and (13). Unless recused, all Board members and staff who were present for the open session were also in attendance for both the closed and administrative sessions.

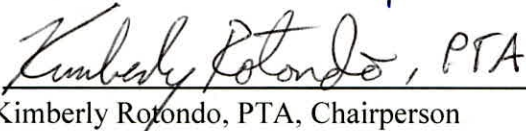
The board meeting was adjourned at 3:45 pm.

Respectfully submitted,

1/15/19
Date Approved



Carlton Curry, Executive Director



Kimberly Rotondo, PTA, Chairperson

**PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING ("CLOSING STATEMENT")
UNDER THE OPEN MEETINGS ACT (General Provisions Article § 3-305)**

This form has two sides. Complete items 1 – 4:

1. **Recorded vote to close the meeting:** Date: 12/16/18; Time: 2:08; Location: 4201 Patterson
Motion to close meeting made by: K. Rolando Seconded by K. Cordes;
Members in favor: All; Opposed: 0;
Abstaining: 0; Absent: M. Levert, R. Holsinger.

2. **Statutory authority to close session (check all provisions that apply):**

This meeting will be closed under General Provisions Art. § 3-305(b) only:

(1)___ "To discuss the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; any other personnel matter that affects one or more specific individuals"; (2)___ "To protect the privacy or reputation of individuals concerning a matter not related to public business"; (3)___ "To consider the acquisition of real property for a public purpose and matters directly related thereto"; (4)___ "To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State"; (5)___ "To consider the investment of public funds"; (6)___ "To consider the marketing of public securities"; (7)___ "To consult with counsel to obtain legal advice"; (8)___ "To consult with staff, consultants, or other individuals about pending or potential litigation"; (9)___ "To conduct collective bargaining negotiations or consider matters that relate to the negotiations"; (10)___ "To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans"; (11)___ "To prepare, administer, or grade a scholastic, licensing, or qualifying examination"; (12)___ "To conduct or discuss an investigative proceeding on actual or possible criminal conduct"; (13) ☒ "To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter"; (14)___ "Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process."

Continued →

3. For each provision checked above, disclosure of the topic to be discussed and the public body's reason for discussing that topic in closed session.

Citation (insert # from above)	Topic	Reason for closed-session discussion of topic
§3-305(b) (13)	Licensing Application	to Discuss privileged Applications and review medical information
§3-305(b) ()		
§3-305(b) ()		
§3-305(b) ()		
§3-305(b) ()		

4. This statement is made by Kimberly Rotondo, PTA, Presiding Officer.

WORKSHEET FOR OPTIONAL USE IN CLOSED SESSION: INFORMATION THAT MUST BE DISCLOSED IN THE MINUTES OF THE NEXT OPEN MEETING

Time of closed session: 2:32 Place: 4201 Patterson Avenue, Baltimore MD 21215
 Purpose(s): Review Confidential Applications for Licensure
 Members who voted to meet in closed session: All present
 Persons attending closed session: All Board & Staff Present at Open
 Authority under § 3-305 for the closed session: (b) (13)
 Topics actually discussed: Licensing Application
 Actions taken: Approve Application Each recorded vote: All as appropriate

For a meeting recessed to perform an administrative function (§ 3-104): Time: 2:36
 Place: 4201 Patterson Persons present: All at Open Subject matter discussed: Disciplinary matters and Investigations.