



MARYLAND
Department of Health
Board Of Physical Therapy Examiners

BOARD MEETING OPEN MINUTES

March 19, 2019

The meeting was called to order at 1:00 pm by Board Chair, Kimberly Rotondo.

There was a motion and a second to close the open session at 2:02 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.

Call to Order

Board Members Present:

Michelle Finnegan, PT
Karen Gordes, PT
Rebecca Holsinger, PT
Meredith Levert, Consumer Member
Donna Richmond, Consumer Member
Kimberly Rotondo, PTA
Sumesh Thomas, PT

Board Members Absent:

Stephen Baur, PT

Also Present:

Carlton Curry, Executive Director
Ogu Isaac Okehie, Deputy Director
John Bull, Chief of Compliance and Data Analysis
Deborah Jackson, Licensing Coordinator
Patricia Miller, Administrative Assistant
Michelle Cutkelvin, Project Manager
Eric Hebron, Administrative Specialist
David Finkler, AAG, Board Counsel

Also Absent:

Brett Felter, AAG, Board Counsel

Guests:

Lilian Reese, Legislative and Regulations Coordinator

Cara Felter, Director of Education, APTA of Maryland

Linda Horne, Co-Director for Academic Affairs, APTA of Maryland

Board Chair, Kimberly Rotondo welcomed Board Members and guests. Ms. Rotondo called the meeting to order.

Welcome

The minutes of the February 19, 2019 meeting were presented for approval. The Board voted to approve the minutes.

Minutes

Carlton Curry, Executive Director apprised the Board of the hearing for SB974. (*Occupational Licenses or Certificates- Application Determinations – Use of Criminal History*) did not go well. The Board opposed SB974. Mr. Curry announced that the licensure compact bill was in “crossover” in the legislature.

Legislature
Updates

Deborah Jackson, Licensing Coordinator, gave the licensure report.

Licensure Update

The Board voted to adopt the proposal for Continuing Professional Development.

Continuing
Professional
Development

Ms. Jackson reported the topic of trained applicants as physical therapist sitting for the PTA Exam. There was also discussion on the number of states that licensed foreign trained PTA's. There was a motion to collect data once the compact is in place.

Foreign- trained
Licensees

Mr. Curry announced that the Wellness Committee will replace the Dry Needling Committee. Board Members Michelle Finnegan, Karen Gordes, and Meredith Levert volunteered to join the development of Wellness Committee. Board Members Donna Richmond, Stephen Baur, Karen Gordes, and Board Chair Kimberly Rotondo volunteered to join the CEU Committee. Board Members Rebecca Holsinger, Sumesh Thomas, Karen Gordes, and Board Chair Kimberly Rotondo volunteered to join the Legislative Committee.

Board
Committees

Mr. Curry announced that Telehealth is close to completion. Mr. Curry states he will send out email blasts regarding the telehealth policy paper. Mr. Curry spoke on the success of Project Manager, Michelle Cutkelvin representing the Board during the Licensure Compact Bill hearing.

Strategic
Planning

The meeting to discuss the Dry Needling Brochure with the Boards of Acupuncture, Chiropractic Examiners and Occupational Therapy has been postponed.

Dry Needling
Brochure

The Brochure meeting will be put on hold until the Board of Chiropractic Examiners has finalized their draft of Dry Needling regulations.

Mr. Curry gives thanks to the Board and staff on his eight year and seven month tenure. Mr. Curry reported on the many successes that the Board has accomplished under his tenure. Ms. Rotondo presented Mr. Curry with an award dedicated to his innovative leadership impact on the Board and his staff.

Carlton's
Farewell

The Board voted to **approve** the following CEU course application:

Continuing
Education

'Fundamental Capacity Screen'

The Board voted to **deny** the following CEU course applications because they are not substantially related to the PT practice:

'Counseling Parents: Teaching Parents Effective Parenting Skills', 'Biophysical Agents Considerations for Pain Management', 'Therapy Reimbursement under Medicare Part B', 'Upledger's Beyond the Dura Exploration & Research Conference', and 'Fundamental Capacity Screen'.

There was a motion to close the open session at 2:02 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 4:15 pm.

Respectfully submitted,

4/16/2019
Date Approved

Ogu Okechie
Ogu Okechie, Acting Executive Director

Kimberly Rotondo
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: 3/19/19; Time: 2:02; Location: 4201 Patterson 21215;
Motion to close meeting made by: K. Rotondo Seconded by K. Gardes;
Members in favor: All; Opposed: 0;
Abstaining: 0; Absent: Stephen Baur.

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 medical review deliberations & application
§3-305(b) ()		
§3-305(b) ()		
§3-305(b) ()		
§3-305(b) ()		

4. This statement is made by Kimberly Rotondo, 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: 2:16 Place: 4201 Patterson Ave 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 @ open session
 Authority under § 3-305 for the closed session: (b) (13)
 Topics actually discussed: Licensing Application
 Actions taken: Approved Application Each recorded vote: voted

For a meeting recessed to perform an administrative function (§ 3-104): Time: 4:15
 Place: 4201 Patterson Persons present: All at open Subject matter discussed: Disciplinary Matters and investigation