

THE BOARD OF PHYSICAL THERAPY
Professional & Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

- Date: Tuesday, January 10, 2017
- Time: 9:00 a.m.
- Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813
- Present: Neil Shimabukuro, Physical Therapist (“PT”), Chair
Rachelle Iopa, PT, Vice Chair
Russell Chung, Public Member
Debra Kubota, PT
Michael Turner, PT
Jill Wakabayashi, Physical Therapist Assistant (“PTA”)
Alan Taniguchi, Executive Officer (“EO”)
Rodney Tam, Deputy Attorney General (“DAG”)
Jennifer Fong, Secretary
- Guest: Hikiaumoana Flood
- Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes (“HRS”).
1. Call to Order: There being a quorum present, Chair Shimabukuro called the meeting to order at 9:04 a.m.
 2. Approval of Board Meeting Minutes of the November 16, 2016 Meeting:

Chair Shimabukuro asked if there were any comments or concerns regarding the board meeting minutes of the November 16, 2016 meeting.

There were none.

Upon a motion by Ms. Wakabayashi, seconded by Ms. Kubota, it was voted on and unanimously carried to approve the minutes of the November 16, 2016 meeting as circulated.
 3. Additional Distribution to Agenda: Chair Shimabukuro announced that additional distribution was given to the board members regarding the following agenda items:

- 5. Old Business, c. Requirements for Continuing Competence Review – “Learning Objectives Summary” was distributed
- 6. Applications, b. Applications, 3) Mark Stack – a copy of Mr. Stack’s renewal application was distributed.

4. Executive Officer’s Report:

a. License Renewal

EO Taniguchi reported that 1,847 PT licenses and 320 PTA licenses were eligible for renewal. As of 1/3/17, 1,416 PTs had renewed their licenses. Of those, 1,393 renewed online. 267 PTAs renewed their licenses with 210 renewing online. He reminded the Board that if licensees did not renew their license by 12/31/16, they may not resume practicing in Hawaii until their license is restored at the “active” status. All licensees who are restoring their license at “active” status will be required to provide proof of completion of the required continuing competence units with their renewal application. The Board has to review all continuing competence submitted for all restorations and those licensees chosen for the random audit.

DAG Tam noted that the Board does not meet every month and informed the Board they could hold a special meeting or form a sub-committee to review the continuing competence documents submitted.

After some discussion, by consensus, the Board determined that the continuing competence documents would be distributed among the industry members of the Board. That industry member will conduct a preliminary review of the documents and the results of the review would be submitted to the Board for approval at a board meeting. The Board directed EO Taniguchi to inform them, based on the volume of documents submitted, if he feels a special board meeting is needed.

b. Proposed Rescheduling of May 9, 2017 Meeting to May 23, 2017

EO Taniguchi noted that the rescheduling is being proposed because May 9th is the deadline to submit a complete application for the July NPTE exam for PTs. The Board cannot add any applicants at the meeting and can only discuss applicants whose names are on the filed agenda. As you know, the agenda must be filed no later than six calendar days before the meeting date. Rescheduling the date will allow for those applications submitted by the deadline which need to be reviewed by the board to be on the agenda.

Mr. Turner stated that he is not available on that date.

By consensus, the Board changed the date of their May 9, 2017 meeting to May 23, 2017.

5. Old Business: a. Requirements for Ethics, Laws and Rules Courses

EO Taniguchi noted that at the last meeting, Mr. Turner had expressed concern about the quality of some of the ethics, laws and rules courses previously approved by the Board. After the meeting, based on their discussion, he worked on proposed criteria for ethics, laws and rules continuing competence courses and submitted it to DAG Tam for review.

DAG Tam noted that he had reviewed the Board's requirements for course approval and it does not include specific requirements for ethics, laws and rules courses.

Mr. Turner noted that when the Board decided to include a specific requirement for ethics, laws and rules, the intent was for licensees to become more familiar with their practice act and any changes that may be made in the future to the practice act. He said he was concerned because the content of some of the approved ethics, laws and rules courses did not seem to focus on the state's practice act and felt that some of the questions asked were silly. He said the course contents were inferior to a course such as the one offered by the Federation of State Boards of Physical Therapy ("FSBPT") which devotes a significant portion of its questions to Hawaii's laws and rules.

DAG Tam stated that if that is what the Board wants, they need to develop criteria specifically for courses in ethics, laws and rules.

Chair Shimabukuro asked if all licensees can be required to take the FSBPT's Jurisprudence Assessment Module ("JAM") to obtain the needed ethics, laws and rules units.

DAG Tam noted that the Board cannot require licensees to take and pass a specific course, however, they can change the criteria for the ethics, laws and rules course so that the course content better matches the Board's original intent.

EO Taniguchi asked DAG Tam if the Board could change the criteria by policy or if a request for proposal ("RFP") is needed.

DAG Tam stated that the Board could change the criteria by policy and that an RFP is not required.

Vice Chair Iopa agreed with Mr. Turner and said that she is also concerned about the quality of some of the ethics, laws and rules courses available.

DAG Tam noted that the Board's current requirements for course approval do not address content which seems to be the Board's concern.

Mr. Turner stated that unfortunately, a lack of knowledge of the state's laws and rules seems to be prevalent in their profession.

Ms. Wakabayashi said that she has spoken to a few licensees who learned about some of the changes in the Board's laws and rules because they took the FSBPT's JAM to obtain their ethics, laws and rules units.

DAG Tam suggested that the board members think about what topics they would like a course in ethics, laws and rules to cover.

By consensus, the Board deferred discussion on this matter. Board members were asked to come up with topics they would like required in ethics, laws and rules courses.

b. Requirements for Continuing Competence Units ("CCUs") in Life Support for Health Care Professionals

EO Taniguchi reported that per their request at the last meeting, he checked the American Heart Association ("AHA") website and both the live course and the blended course which is part online and part live structured hands-on session meet the Board's length requirement for 4 CCUs. He informed the Board that the AHA website does not offer a course that is all online.

c. Requirements for Continuing Competence Course Review

EO Taniguchi noted that at the last meeting, Mr. Turner volunteered to draft a revision to the current requirements including clarifying what information needs to be submitted.

Mr. Turner noted that his Learning Objectives Summary ("Summary") was distributed to the Board. The Summary contains specific examples that staff may refer to if questioned regarding the requirements for "specific measurable learning objectives", however, he feels someone submitting a request should know that specific measurable learning objectives are and the current course guidelines for Board approval are sufficient.

Vice Chair Iopa suggested if anyone requesting Board approval of their continuing competence course has questions regarding the requirements, staff should inform them to submit what they have and once it is reviewed by the Board, the requestor will be notified if there are any deficiencies.

By consensus, the Board determined that the requirements to request approval from the Board for courses in subjects related to either the professional practice of physical therapy or patient/client management will remain the same.

EO Taniguchi asked the Board how they wanted to handle courses that have been previously approved by the Board.

After some discussion, upon a motion by Chair Shimabukuro, seconded by Mr. Turner, if a course has previously been approved by the Board and is being offered again with no substantive changes since the previous approval, the Board delegated authority to the EO to approve such courses if the course provider submits an original statement that the course is being submitted for approval again and there have been no substantive changes to the course since the course was previously submitted for approval.

6. Applications:

a. Ratifications

Upon a motion by Vice Chair Iopa, seconded by Ms. Kubota, it was voted on and unanimously carried to ratify the following:

Approved for Physical Therapist License

PT 4285 ELAINE R LINSANGAN
PT 4286 ANDREA N KIMMET
PT 4287 DANE M CHAMBERS
PT 4288 MARC T NEIDLINGER
PT 4289 MAIKA N RIVETTE
PT 4290 ALI Z JAFFERY
PT 4291 ALISSA W ROSELL
PT 4292 MEGHAN M SHAW
PT 4293 MEGAN E GOETZ
PT 4294 ANNELIES C DE WOLF
PT 4295 ADAM Y TAYLOR
PT 4296 CLAUDIA W BULLARD

PT 4297 SUMMER K REYNOLDS
PT 4298 DAVID E FUNK
PT 4299 VIRGINIA L PENNER
PT 4300 CHRISTIAN P ROY
PT 4301 THANT Z THEIN
PT 4302 FALLON M HOOKAILO
PT 4303 SONNY V SANTIAGO JR
PT 4304 EDWARD NHIEU
PT 4305 NAOMI T MARK
PT 4306 AMANDA L MURABITO
PT 4307 KRISTA L MOORMAN

Approved for Physical Therapist Assistant License

| | |
|------------------------------|------------------------------|
| PTA 322 RICHMON N DELA CRUZ | PTA 330 SHAYNE K NAKATA |
| PTA 323 STEPHANIE M CALDERON | PTA 331 MILAGROS CORTEL |
| PTA 324 LISA L CHAU | PTA 332 KAMALEI A AH NEW |
| PTA 325 VANESSA R UCOL | PTA 333 ELISABETH J THATCHER |
| PTA 326 BRADLEY S MCLAUGHLIN | PTA 334 ERIC C BREEN |
| PTA 327 JANICE M NICOLAS | PTA 335 DIANE R SUTLIFF |
| PTA 328 TONI K COLEMAN | PTA 336 KRISTY L P MAYEDA |
| PTA 329 LISA D SCROGGINS | |

Recess: At 10:52 a.m., Chair Shimabukuro called for a recess.

Reconvene: At 10:55 a.m., the Board returned to its regular order of business.

b. Applications

Executive
Session:

At 10:55 a.m., it was moved by Mr. Turner, seconded by Ms. Wakabayashi, and unanimously carried to move into Executive Session in accordance with HRS, § 92-5(a)(1) and (4), "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;" and "To consult with the board's attorney on questions and issues pertaining to the board's powers, duties, privileges, immunities, and liabilities".

At 10:58 a.m., it was moved by Mr. Turner, seconded by Ms. Kubota, and unanimously carried to move out of Executive Session.

Upon a motion by Vice Chair Iopa, seconded by Ms. Kubota, it was voted on and unanimously carried to approve the following applications:

- 1) Drew Dorschner
- 2) Kylee Spicer
- 3) Mark Stack

Upon a motion by Ms. Kubota, seconded by Vice Chair Iopa, it was voted on and unanimously carried to defer Mr. Stack's application for renewal of his PT license pending receipt of documentation that all of the fines and fees associated with his convictions have been paid and if all fines and fees have been paid, delegate authority to the EO to approve his application.

Board of Physical Therapy
Minutes of the January 10, 2017 Meeting
Page 7

7. Next Meeting: Tuesday, March 14, 2017
9:00 a.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

8. Adjournment: With no further business to discuss, Chair Shimabukuro adjourned the meeting at 11:00 a.m.

Taken by:

/s/ Jennifer Fong

Jennifer Fong
Secretary

Reviewed by:

/s/ Alan Taniguchi

Alan Taniguchi
Executive Officer

1/24/17

[] Minutes approved as is.

[✓] Minutes approved with changes; see minutes of March 14, 2017.