

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

MINUTES OF MEETING

- Date: Tuesday, September 12, 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
Michael Turner, PT
Jill Wakabayashi, Physical Therapist Assistant (“PTA”)
Alan Taniguchi, Executive Officer (“EO”)
Jennifer Fong, Secretary
- Excused: Debra Kubota, PT
- Guests: Lucy Lessard, Queen’s
- 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 9:02 a.m.
 2. Additional Distribution: None.
 3. Approval of Board Minutes of the July 11, 2017 Meeting: Chair Shimabukuro asked if there were any comments or concerns regarding the board meeting minutes of the July 11, 2017 meeting.

There were none.

Upon a motion by Ms. Wakabayashi, seconded by Mr. Turner, it was voted on and unanimously carried to approve the minutes of the July 11, 2017 meeting as circulated.

4. Executive
Officer's Report:

a. License Renewal – Continuing Competence (“CC”) Audit Update

EO Taniguchi reported the following audit results:

- Of the 80 licensees audited, 70 have completed the audit.
- 39 licensees used the FSBPT's aPTitude.resource.
- 11 licensees were referred to the Regulated Industries Complaints Office (“RICO”). One licensee has since completed the CC requirement.
- A letter of completion has been sent to the 70 licensees who have completed the audit.

Mr. Turner noted that during the audit, he had spoken with FSBPT staff and was told that the Board could require that licensees upload certificates to aPTitude. Currently, licensees may either search for the name of the course they have taken or type in the course name themselves, however, if the course was not previously approved by the Board, the name of the course and course provider does not give the Board information needed such as whether the course was approved by another state's PT board.

Board members agreed by consensus to turn on the feature of aPTitude that requires licensees to upload their completion certificate. The Board also requested that the EO check with the aPTitude staff to find out if there are other aPTitude features which the Board may choose to require.

EO Taniguchi reminded the Board that not all licensees use aPTitude as they previously determined that the use of aPTitude would not be required, at least for this first renewal with the continued competence requirement.

Ms. Wakabayashi said she believes both Georgia and Mississippi require all licensees to use aPTitude.

Mr. Turner noted that the requirement to receive credit for presenting a workplace in-service is currently a letter of acknowledgement from supervisor. He noted that since he is the clinic's owner as well as the overall supervisor, he has been having another staff member sign his letters of acknowledgment as he felt it would be strange for him to sign his own letters. He questioned how the Board would know if the person signing such a letter was a supervisor and asked if the requirement should be changed to require additional documents so the Board can ensure the validity of such a letter before giving the licensee credit.

Chair Shimabukuro said he feels that the Board has to accept the letter submitted at face value and trust that the licensee is being truthful about presenting a workplace in-service. He noted that a licensee is only given one CC unit for such a teaching activity and they may only get that credit for the first delivery during the renewal period.

5. New Business:
- a. Regulated Industries Complaints Office (“RICO”) Request for Review and Approval of the Physical Therapy Advisory Committee list and Addendum language for the 2018 term cense Renewal – Continuing Competence (“CC”) Audit Update

It was moved by Vice Chair Iopa, seconded by Ms. Wakabayashi, and unanimously carried to approve RICO's Physical Therapy Advisory Committee list and Addendum language for the 2018 term.

- b. Inquiry from Jared Lutz regarding support of telemedicine physical therapy and if there are requirements to provide this type of service

The Board reviewed an email from Mr. Lutz in which he asked if the Board is supportive of telemedicine physical therapy assuming the providers are working within their scope of practice and if there are any other requirements for PTs providing this type of service.

EO Taniguchi noted that the Board's statute does not specifically address telemedicine. If the Board wants to add language specifically allowing telemedicine, they need to change their statute.

Mr. Turner noted that the Board's statutes do not state that it is not allowed.

Ms. Lessard noted that telemedicine is currently being used by Queen's trauma doctors as well as for speech pathology and audiology services. They would like to be able to provide a telemedicine option for physical therapy and occupational therapy. She stated it would be especially helpful on the neighbor islands where there are less providers available. She noted Medicare does not allow telemedicine for physical therapy.

Ms. Wakabayashi questioned what type of services could be provided using telemedicine and how in-depth those services would be. It could vary widely from a patient questioning the PT's prior diagnosis to a full treatment plan. She also noted that Mr. Lutz did not say if the services would be provided to a patient that the PT has previously seen in person or if it could be someone who they have never treated before.

Mr. Turner noted that his clinic receives requests every week from clients who want to use Skype or some similar service to talk to their PT. All of these clients have been seen in person at his clinic at some point. The clinic has agreed on a handful of occasions but they are always very careful to provide a disclaimer to the client that the advice is based solely on what the PT is able to discern from speaking with the client and looking at the video/monitor and does not replace an in-person appointment.

Vice Chair Iopa noted that Mr. Lutz's email does not state what he means by "telemedicine". The definition of "telemedicine" could vary widely. It could be a Hawaii PT providing services to a patient away from Hawaii or a PT licensed in that does not hold a Hawaii license providing services to a patient in Hawaii.

Chair Shimabukuro said he feels that physical therapy services in Hawaii should only be provided by Hawaii licensed PTs. He noted that there is currently no licensing compact which would allow PTs licensed in other jurisdictions to practice in Hawaii without a Hawaii license. This would include telemedicine services.

Mr. Turner said it depends on what the interpretation of "telemedicine" is. He feels as long as the PT is licensed in the state where they are providing services, it is okay even if the patient is in another state.

Chair Shimabukuro questioned how the public can be assured that the person they are speaking to is the licensed PT. Even if there is video, if the client hasn't seen the PT in person, they would not know for sure.

Ms. Lessard noted that it depends on the system as the technology that can be used for telemedicine varies widely. She stated that the system used by Queens can do a full examination between facilities. Usually the system is operated by a Hawaii licensed RN who assists the patient with completing the examination.

Ms. Wakabayashi stated that she believes HMSA's online care system verifies the practitioner for the patient.

Mr. Turner commented that the practice of telemedicine is coming as more and more clients are asking for such a service. While he agrees that telemedicine would not be as good as seeing the client in person, he feels that the Board should support the idea of telemedicine with reservations. He noted that practitioners should ensure that their patients receive a full disclaimer regarding any advice that they may be given.

EO Taniguchi noted that the Board cannot require licensees to give a disclaimer to their clients. He suggested that the Board consult with their deputy attorney general on this issue.

Upon a motion by Mr. Turner, seconded by Vice Chair Iopa, it was voted on and unanimously carried to defer responding to Mr. Lutz's inquiry until they can consult with their deputy attorney general.

At 10:00 a.m., Mr. Chung left the meeting.

6. Continuing Competence ("CC") Course Approval Requests:

a. Requests for Review

After some discussion, upon a motion by Ms. Wakabayashi, seconded by Vice Chair Iopa, it was voted on and unanimously carried to approve "Hawaii Jurisprudence Assessment Module (HI JAM)" sponsored by the Federation of State Boards of Physical Therapy for 2.0 Ethics, Laws, and Rules (Jurisprudence) CC units ("CCUs"). The Index # is 17-053.

After some discussion, upon a motion by Mr. Turner, seconded by Ms. Wakabayashi, it was voted on and unanimously carried to approve "Hawaii Physical Therapy Ethics and Jurisprudence" sponsored by AdvantageCEUs.com for 2.0 Ethics, Laws, and Rules (Jurisprudence) CCUs. The Index # is 17-054.

After some discussion, upon a motion by Mr. Turner, seconded by Vice Chair Iopa, it was voted on and unanimously carried to approve "Fall Prevention Challenges: Real Solutions to Reduce Falls, Prevent Injuries and Limit Liability (Seminar #57901)" sponsored by PESI, Inc. for 6.25 Professional Practice of Physical Therapy CCUs. The Index # is 17-055.

After some discussion, upon a motion by Chair Shimabukuro, seconded by Ms. Wakabayashi, it was voted on and unanimously carried to approve the following courses for Professional Practice of Physical Therapy CCUs:

INDEX #	PROGRAM TITLE (SPONSOR)	UNITS
17-056	Kinesio Taping Methods Class KT 1 (Sponsor: Pacific Rim Seminars)	8.0
17-057	Kinesio Taping Methods Class KT 2 (Sponsor: Pacific Rim Seminars)	8.0
17-058	Kinesio Taping Methods Class KT 3 (Sponsor: Pacific Rim Seminars)	8.0

After some discussion, upon a motion by Chair Shimabukuro, seconded by Vice Chair Iopa, it was voted on and unanimously carried to approve “Challenging Geriatric Behaviors” sponsored by PESI, Inc.) for 6.25 Professional Practice of Physical Therapy CCUs. The Index # is 17-059.

After some discussion, upon a motion by Vice Chair Iopa, seconded by Ms. Wakabayashi, it was voted on and unanimously carried to approve “Cervicogenic Dizziness: Evidence-based Diagnosis and Treatment” sponsored by Integrative Clinical Concepts for 16.0 Professional Practice of Physical Therapy CCUs. The Index # is 18-001.

After some discussion, upon a motion by Chair Shimabukuro, seconded by Ms. Wakabayashi, it was voted on and unanimously carried to approve “Certificate Course in Wound Care: Intensive 3-Day Boot Camp with Hands-on Simulation (Sem #59087)” sponsored by PESI, Inc.) for 19.0 Professional Practice of Physical Therapy CCUs. The Index # is 18-002.

After some discussion, upon a motion by Mr. Turner, seconded by Chair Shimabukuro, it was voted on and unanimously carried to defer “130 Ethics and Jurisprudence: A Practical Application – Hawaii” sponsored by PTCourses.com pending receipt of additional information and if the additional information is provided, to delegate approval of the course for Ethics, Laws, and Rules (Jurisprudence) CCUs to the EO.

After some discussion, upon a motion by Chair Shimabukuro, seconded by Vice Chair Iopa, it was voted on and unanimously carried to defer the following courses pending receipt of additional information and if the additional information is provided, to delegate approval of the courses for Professional Practice of Physical Therapy CCUs to the EO:

- Clinical Documentation for Rehab Services” (Sponsor: Brighton Rehabilitation)
- Evidence-based Selected Examination and Manual/Manipulative Interventions of the Lumbopelvic and Cervicothoracic Spines (Sponsor: EIM Institute of Health)

After some discussion, upon a motion by Ms. Wakabayashi, seconded by Chair Shimabukuro, it was voted on and unanimously carried to defer “Therapeutic Yoga: New Tools For Broadening Your Treatment and Practice” sponsored by the Occupational Therapy Association of Hawaii pending receipt of additional information.

7. Applications: a. Ratifications

Upon a motion by Ms. Wakabayashi, seconded by Mr. Turner, it was voted on and unanimously carried to ratify the following:

Approved for Physical Therapist License

PT 4417 WILLIAM T LISTON	PT 4437 ARIANA A CZECH
PT 4418 KATE A HAWKINS	PT 4438 LEVI M STREET
PT 4419 KLIFFORD P HAWKINS	PT 4439 SCARLET M EWING
PT 4420 JEREMY J UEKI	PT 4440 NICOLE B POWELL
PT 4421 ALEXANDER D BURNS	PT 4441 MARIE J GAGNE
PT 4422 LEAH R MARKE	PT 4442 KELLY ANN MARGERUM
PT 4423 TIFFANY F STRICKERT	PT 4443 MARIN L CAMPBELL
PT 4424 DANA M CARNAHAN	PT 4444 BRIAN C MORRIS
PT 4425 BONNIE POLI	PT 4445 REBECCA M SHERMAN
PT 4426 MATTHEW J JOHNSTON	PT 4446 PATRICK L SULLIVAN
PT 4427 KEVIN M BLAKE	PT 4447 LISA M SCHOSTOK
PT 4428 JAMILA TORANZO	PT 4448 ALLISON N JOHNSON
PT 4429 DUSTIN D STEPHENS	PT 4449 KAYLA B MILLER
PT 4430 KARRIE MCDONOUGH	PT 4450 MEGAN D GENTRY
PT 4431 JAMES R RYLAK	PT 4451 CHELSEA R CARY
PT 4432 SUMA M METLA	PT 4452 CHRISTINE M DAVIS
PT 4433 FRANK G SPARACIA	PT 4453 LORI SCHIAVONE
PT 4434 ALLISON T SPARACIA	PT 4454 AMY A DANA
PT 4435 DEXTER M DAI	PT 4455 ARCHANA M BHATT
PT 4436 JENNIFER E HIYKEL	PT 4456 MEGAN E ROBERT

Approved for Physical Therapist Assistant License

PTA 371 ABBEY J WARREN
PTA 372 ASHLEY N ARCE
PTA 373 CHRISTOPHER R HOHL
PTA 374 KEVIN J MASSEY
PTA 375 DANIEL H MCINTYRE
PTA 376 DIANNE C UEHARA

b. Applications

Executive
Session:

At 10:24 a.m., it was moved by Vice Chair Iopa, seconded by Mr. Turner, and unanimously carried to move into Executive Session in accordance with HRS, § 92-5(a)(1), "To consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both;".

At 10:31 a.m., it was moved by Mr. Turner, seconded by Vice Chair Iopa, and unanimously carried to move out of Executive Session.

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

- 1) Jeremy Lemon
- 2) Lea Snyder
- 3) Patti Torchio

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

10. Adjournment: With no further business to discuss, Chair Shimabukuro adjourned the meeting at 10:34 a.m.

Taken by:

/s/ Jennifer Fong

Jennifer Fong
Secretary

Reviewed by:

/s/ Alan Taniguchi

Alan Taniguchi
Executive Officer

9/25/17

[] Minutes approved as is.

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