



ARIZONA STATE BOARD OF PHYSICAL THERAPY
1740 W. Adams Street, Suite 2450 • Phoenix, AZ 85007 • (602) 274 – 0236
ptboard.az.gov

MISSION

The mission of the Arizona State Board of Physical Therapy is to protect the public from the incompetent, unprofessional, and unlawful practice of physical therapy. The Arizona Physical Therapy Practice Act establishes the standards for the practice of physical therapy, continuing competence and testing, and defines the scope and limitations of practice. The Board licenses and certifies qualified applicants as physical therapists and physical therapist assistants; and receives, investigates and adjudicates complaints against licensees and certificate holders.

MEETING NOTICE AND AGENDA

FOR THE REGULAR SESSION MEETING

MARCH 26, 2024 – SCHEDULED TO BEGIN AT 8:30 A.M.

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the general public and to the members of the Arizona Board of Physical Therapy (“Board”) that the Board will hold a meeting open to the public on the date and at the time listed above. A full meeting agenda can be found online at ptboard.az.gov or in the lobby of the Board’s office building in the case displaying meeting notifications. If a member of the public would like to speak at the meeting, please contact Judy Chepeus, Executive Director, at 602-271-7365.

The Board reserves the right to change the order of items on the agenda, except for those matters set for a specific time. Formal and Informal Hearings are scheduled to be heard during specific time blocks. The Board President, however, reserves the right to call cases in random order. Please note that the recommendations listed on the agenda are merely suggested Board actions. Those recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

The meeting is open to the public. However, during the course of the meeting, the Board, upon a majority vote of a quorum of the members, may hold an executive session on any of the listed agenda items to discuss or consider records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state and federal law, or to obtain legal advice. A.R.S. §§ 38-431(A)(1), (A)(2), (A)(3) and/or (A)(4). Executive sessions are not open to the public.

Title 2 of the Americans with Disabilities Act prohibits the Board from discriminating on the basis of disability in its public meetings. Persons with a disability may request a reasonable accommodation by contacting Judy Chepeus, Executive Director, Arizona State Board of Physical Therapy at 602-271-7365. Requests should be made as early as possible to allow time to arrange the accommodation.

Meeting Access: The meeting will be held virtually. Members of the public may join:
Via video: <https://meet.google.com/sqw-vzmq-ufo>
Or via phone: (US) +1 614-831-0199 PIN: 816 582 075#
(More phone numbers: <https://tel.meet/sqw-vzmq-ufo?pin=3556576911983>)

Board Members: Karen Bustillo, PT, DPT, CLT President; Kelly King, PT, DPT Vice-President; Giovanni Leone, PTA, Secretary; Joshua Greer, Public Member; Joshua Barton, Public Member.

REGULAR SESSION MEETING AGENDA

1) **Call to order – 8:30 am**

2) **Roll Call (staff) and recitation of Mission Statement**

3) **Minutes: Review, consideration, and action:**

Pursuant to A.R.S. § 38-431.03(A)(2), any discussion of the executive session minutes will take place in executive session.

A. February 27, 2024 Regular Session

4) **Applications for Licensure and Certification:**

During the Board’s review of these matters, the Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) or to obtain legal advice pursuant to A.R.S. § 38- 431.03(A)(3).

A. Review, consideration, and possible action on Physical Therapist applicants requesting ADA accommodations.

1) Morgan Kouris

B. Review, consideration, and possible action on Physical Therapist Assistant applicants requesting ADA accommodations.

1) N/A

C. Review, consideration, and possible action on Physical Therapist applicants who graduated from foreign educational programs.

1) Review, consideration, and possible action regarding educational equivalence, option to license or require a supervised clinical practice period and/or eligibility for NPTE/ AZLAW exams for applicants who graduated from a Non-U.S. Accredited foreign educational program.

a. Melissa Warren

2) Review, consideration, and possible action regarding educational equivalence, option to license or require a supervised clinical practice period and/or eligibility for NPTE/ AZLAW exams for applicants who graduated from a U.S. Accredited foreign educational program.

a. N/A

3) Review, consideration, and possible action regarding approving the Supervised

Clinical Practice Period (SCPP) facility and supervising therapists proposed by Foreign Educated Physical Therapist applicant.

a. N/A

- 4) Review, consideration, and possible action regarding the completed Supervised Clinical Practice Period (SCPP) and possible licensure of Foreign Educated Physical Therapist applicant.

a. N/A

D. Review, consideration and possible action on Physical Therapist or Physical Therapist Assistant applicants applying under A.R.S. § 32-2028

1) N/A

E. Review, consideration and possible action on Physical Therapist or Physical Therapist Assistant applicants applying under A.R.S. § 32-2032

1) N/A

5) Consent Agenda:

Consent agenda items may be considered for approval as a single action unless a Board member or interested party wishes to remove an item for discussion. The Board may go into executive session to discuss confidential records pursuant to A.R.S. §§ 38-431.03(A)(2) or to obtain legal advice pursuant to 38-431.03(A)(3).

A. Applications recommended for approval of Physical Therapist licensure upon successful completion of the application, including receipt of transcripts and passage of the NPTE and/or AZLAW. The Board will review, discuss, and may take action on the following applicants who provided an affirmative response to application questions related to their background.

1) N/A

B. Applications recommended for approval of Physical Therapist Assistant certification upon successful completion of the application, including receipt of transcripts and passage of the NPTE and/or AZLAW. The Board will review, discuss, and may take action on the following applicants who provided an affirmative response to application questions related to their background.

1) N/A

C. Cases recommended for termination of Board Order. The Board will review, discuss, and may vote to take action on the following case(s):

1) 22-21 Jonelle Wartenberg, PTA

D. Cases recommended for extension of probation. The Board will review, discuss, and may vote to take action on the following case(s):

1) N/A

E. Cases recommended for opening a complaint and issuing an advisory letter related to continuing competence audit. The Board will review, discuss, and may vote to take action on the following case(s):

1) N/A

F. Cases recommended for opening a complaint and offering a consent agreement related to continuing competence audit deficiency. The Board will review, discuss, and may vote to take action on the following case(s):

1) N/A

End of Consent Agenda

6) Administrative Hearings

Pursuant to A.R.S. §§ 32-2046(D) and 41-1092 the Board will conduct an administrative hearing in the following matter. During the administrative hearing the Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) and/or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. N/A

7) Informal Hearings

Pursuant to A.R.S. § 32-2046(A) and A.A.C. R4-24-306 the Board will conduct an informal hearing in the following matter. During the informal hearing the Board may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) and/or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. N/A

8) Rehearing or Reviews

Pursuant to A.R.S. § 32-2046(E), A.R.S. § 41-1092 and A.A.C. R4-24-308 the Board will review, consider and take possible action on the motion for rehearing or review filed in the matter listed below. During the Board's consideration of this matter, it may go into executive session to discuss confidential records pursuant to A.R.S. § 38-431.03(A)(2) and/or to obtain legal advice pursuant to A.R.S. § 38-431.03(A)(3).

A. N/A

9) Complaints and other disciplinary matters: review, consideration, and action.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. §§ 38-431.03(A)(2) or to obtain legal advice pursuant to 38-431.03(A)(3).

Pending complaints represent unproven allegations. On investigation, a complaint may be found to be without merit or not of sufficient seriousness to merit disciplinary action against the licensee and may be dismissed.

A. 23-83 Matthew Neiberg, PT

Initial review, discussion, and possible action regarding complaint

- B. 23-84 Noah Abrahams, PT**
Initial review, discussion, and possible action regarding complaint
- C. 23-89 Michael Webster, PT**
Initial review, discussion, and possible action regarding complaint
- D. 23-91 Angela Hall, PT**
Initial review, discussion, and possible action regarding complaint
- E. CK**
Review, discussion, and possible action regarding opening a complaint
- F. AS**
Review, discussion, and possible action regarding opening a complaint

10) PT Compact matters: review, consideration, and action.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. §§ 38-431.03(A)(2) or to obtain legal advice pursuant to 38-431.03(A)(3).

Pending complaints represent unproven allegations. On investigation, a complaint may be found to be without merit or not of sufficient seriousness to merit disciplinary action against the licensee and may be dismissed.

- A. Emily Haw, PT**
Review, discussion, and possible action regarding compliance with jurisprudence requirements and PT Compact privileges

11) Old Business: review, consideration, and action.

The Board may go into executive session to discuss confidential records pursuant to A.R.S. §§ 38-431.03(A)(2) or to obtain legal advice pursuant to 38-431.03(A)(3).

- A. 22-43 Ryanne (Theiss) Agustin, PTA**
Review, discussion, and possible action regarding the terms of her Non-Disciplinary Order.
- B. 23-73 Jennifer Luther PT**
Review, discussion, and possible action regarding possible acceptance of Ms. Luther's signed Consent Agreement for Voluntary Surrender of License.
- C. 23-69 Theresa O'Malley PTA**
Review, discussion, and possible action regarding possible acceptance of Ms. O'Malley's signed Consent Agreement for Voluntary Surrender of Certificate.
- D. 21-31 & 22-28 Steven Kempton, PT**
Review, discussion, and possible action regarding Mr. Kempton's compliance with his Consent Agreement and possible modification of its terms and conditions.

12) Board business and reports:

- A. Updates regarding SB1267 (and proposed amendment and edits) and SB1255**
Review, discussion, and possible action regarding SB1267 and SB1255 and current statuses.

B. Telehealth

Review, discussion, and possible action regarding issues related to telehealth including but not limited to adopting a substantive policy statement related to the practice of physical therapy and the supervision of assistive personnel.

C. Executive Director's Report

- 1) **Rescheduling the September 24, 2024 Regular Session Board Meeting**
Review, discussion and possible action regarding the possible rescheduling of the Board's September 24, 2024 Regular Session Board Meeting.
- 2) **February 2024 financials**
Review and possible discussion
- 3) **Licenses, Certificates, and Registrations**
Review and discussion on approvals granted in February 2024
 - a) **46 Licenses/Certificates Newly Issued**
 - i. 19 Physical Therapists Endorsement
 - ii. 17 Physical Therapists Examination
 - iii. 0 Physical Therapist Universal Recognition
 - iv. 0 Physical Therapist Foreign Educated
 - v. 0 Physical Therapist Military Spouse
 - vi. 1 Physical Therapist Assistants Endorsement
 - vii. 9 Physical Therapist Assistants Examination
 - viii. 0 Physical Therapist Assistant Universal Recognition
 - ix. 0 Physical Therapist Assistant Military Spouse
 - b) **2 Licenses/Certificates Reinstated and Reactivated**
 - i. 1 Physical Therapists
 - ii. 1 Physical Therapist Assistants
 - c) **1 Business Entity Registrations**
 - i. 1 Newly Issued
 - ii. 0 Reinstated
 - d) **0 Interstate Telehealth Registrations**
 - i. 0 Newly Issued PT
 - ii. 0 Newly Issued PTA

13) Future Agenda Items

14) Adjournment

March 22, 2024

Judy Chepens

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