

JANICE K. BREWER
Governor



CHARLES D. BROWN
Executive Director

LISA AKERS, PT, MS
President

ARIZONA STATE BOARD OF PHYSICAL THERAPY
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REGULAR SESSION MEETING MINUTES
January 20, 2015

MEMBERS PRESENT:

Lisa Akers, PT, MS; President
Melinda Richardson, PT, MA; Vice President
Al D'Appollonio, PT, MBA; Member
Peggy Hunter, PTA, CLT; Member
Fredric B. Zook, Ph.D. Public Member

MEMBERS ABSENT:

Michael S. Clinton, CPA; Secretary
James E. Miller, PT, DPT, Member

OTHERS PRESENT IN PERSON:

Charles D. Brown, Executive Director
Karen Donahue, Senior Investigator
Veronica Cardoza, Office Manager
Mona Baskin, Assistant Attorney General

CALL TO ORDER – 8:32 a.m.

Ms. Akers called the meeting to order at 8:32 a.m. (A recording of the meeting is available through the Board Office)

1) Nomination and Election of Board Officers

Board President:

Ms. Hunter nominated Melinda Richardson for President. Dr. Zook seconded the nomination. The motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Board Vice President:

Dr. Zook nominated James Miller as Vice President. Ms. Hunter seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Secretary:

Ms. Hunter nominated Mr. D'Appollonio as Secretary. Ms. Richardson seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

2) Review and Approval of Draft Minutes

a) December 16, 2014 Regular Session Meeting Minutes

Ms. Richardson moved the Board approve the minutes. Ms. Hunter seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

3) CONSENT AGENDA: REVIEW, CONSIDERATION and ACTION

b) Applications for Licensure and Certification

i) Review, Consideration and Approval of Applications of Physical Therapist Licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript

Sean Bardenett	Jacob Brandenburg	Ashley Brennan
Jared Bruder	Robert Clarke	Kristin Clough
Jessica Comiskey	Kyle Cunningham	Joseph Cyphert
Brittany DeRoche	Allison Drake	Laura Elson
Laura Ewersmann	Ashley Grant	Andrea Harrill
Valerie Hauser	Kaitlyn Heiserman	Tiffany Hodges
Rachel Keith	Kevin Lennemann	Kathleen Loy

Noreen Mahon	Jason Manzano	Alyssa Melvin
Margaret Moyer	Elizabeth Ostrand	Leighton Peavler
Heather Pickering	Ayonna Procter	Joshua Retka
Anna Sidd	Ashley Sisson	Nicole Spindle
Jarom Woodbury	Emily Burdette	

- ii) Review, Consideration and Approval of Applications for Physical Therapist licensure upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript and with documentation Related to Disclosure on “Personal Information section of the application

Austin Kocchi	Arthur Long	Kevin Robinson
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- ii) Review, Consideration and Approval of Applications for Physical Therapist Assistant Certification upon Receipt of Passing Scores on the NPTE/AZLAW and Final Transcript.

Alan Brioso

- iv) Review, Consideration and Approval of Applications for Physical Therapist Assistant with Documentation Related to Disclosure on “Personal Information” Section of the Application.

Julie Albin

No Board Member requested anybody to be pulled from list. Dr. Zook moved to accept the Consent Agenda. Mr. D’Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Consent Agenda End

4) Review, Consideration and Action on Applications for Licensure and Certification

- a) Review of and Possible Action on the Following Applications for Physical Therapist Licensure – Foreign Educated Graduates of Programs Not U.S. Accredited.

- i) Review of Education, Determination of Supervised Clinical Practice Period, and Possible Licensure upon receipt of passing scores.

(1) Shipra Sethi

Ms. Hunter moved the Board approve Ms. Sethi’s supervised clinical education practice period. Dr. Zook seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							

Recused							
Abstained							
Absent					X		X

- ii) Review of Credential Evaluation, Possible Waiver of SCPP and approval of Licensure.
(1) Irish Doblar

After review and discussion, Ms. Akers moved the Board find Ms. Doblar’s education substantially equivalent and require completion of a SCPP under an interim permit. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

- b) Review of and Possible Action on Application for Physical Therapist Licensure from Applicant Requesting ADA Accommodations.
i) Ian Larson

Ms. Akers moved the Board approve Mr. Larson’s request for ADA accommodations. Mr. D’Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

5) COMPLAINTS, HEARINGS, INVESTIGATIONS and COMPLIANCE

- a) Informal Hearing and Possible Action on Complaint:
i) Complaint #14-35; James Bogie, PT

Mr. Bogie was not present and was not represented by legal counsel. Mr. Brown provided a status of the complaint. Dr. Zook moved to table the complaint for 60 days. Mr. D’Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							

Absent					X		X
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ii) Complaint #14-42; Marcia Berger, PT

Ms. Berger was present and was represented by Anne McClellan as her legal counsel. The Board members, staff, Ms. Berger, and Ms. McClellan introduced themselves. Ms. Richardson reviewed the parameters of the proceeding and the possible outcomes.

Ms. McClellan was permitted to make an opening statement and present evidence. Ms. McClellan made a statement to the Board and made herself available for questioning. The Board members asked questions of Ms. Berger and Ms. McClellan related to the allegations. Ms. McClellan explained Ms. Berger’s duties during the days in question to demonstrate that Ms. Berger was not practicing.

Dr. Zook moved the Board dismiss the complaint against Ms. Berger. Ms. Akers seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

b. Initial Review, Discussion and Action on Complaint

i) Complaint #14-56; Tony Martinez, PT

Mr. Martinez was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint. Mr. Martinez complied with the audit by submitting 20 hours of continuing competence, but only three were in the 2012-2014 compliance period. The remaining were completed after the August 31 renewal date, leaving Mr. Martinez 17 hours deficient. Ms. Richardson moved the Board offer a consent agreement in accordance with the Board’s adopted continuing competence matrix for probation, \$500 civil penalty, jurisprudence exam, and six hours of CEUs in ethics, each to be done within six months. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

ii) Complaint #14-59; Shelly Sayman, PT

Ms. Sayman was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint. Ms. Sayman complied with the audit by submitting 20 hours of continuing competence, but did not submit hours for Category A, leaving her deficient 15 hours. Dr. Zook moved the Board offer a consent agreement in accordance with the Board’s adopted continuing competence matrix for

probation, \$400 civil penalty, jurisprudence exam, and six hours continuing education in ethics, all to be completed within the six month probation period. The complaint must also state that the deficient 15 hours must be complete within six months of the deficiency date. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

iii) Complaint #14-60; Vincent Peries, PT

Mr. Peries was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Mr. Peries claimed he did not receive the audit notification. After receiving the complaint, Mr. Peries submitted his continuing competency CEUs and he was compliant for the period. The complaint is for his lack of response to the audit. Ms. Richardson moved the Board offer a consent agreement in accordance with the Board's adopted continuing competence matrix, which imposes a \$500 civil penalty. If the consent agreement is not accepted, the case will go to an informal hearing. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

iv) Complaint #14-62; Michael Eskew, PT

Mr. Eskew was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Mr. Eskew did not respond to the audit within 30 days but did sign for the letter. Once Mr. Eskew submitted his certificates, he was compliant. Ms. Richardson moved the Board offer a consent agreement according to the Board's adopted continuing competence matrix, which imposes a \$500 civil penalty. If the consent agreement is not accepted the case will be forwarded to an informal hearing. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

v) Complaint #14-63; Tamara Galloway, PT

Ms. Galloway was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Ms. Galloway received the notification of audit, signed for it, but did not respond. Ms. Galloway also received the complaint, signed for it, and did not respond. Ms. Galloway's CEU completion certificates for eight hours in category A were received on 01/16/2015. She was deficient 12 hours. Mr. Galloway failed to complete the hours in the compliance period and failed to respond to the audit. The case does not apply on the matrix. Ms. Akers moved the Board present a consent agreement for six-month probation, \$600 civil penalty, jurisprudence exam, and six hours of CEUs in ethics. If the consent agreement is not accepted the case will be forwarded to an informal hearing. Dr. Zook seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

vi) Complaint #14-64; Dana Hilz, PT

Ms. Hilz was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Ms. Hilz failed to claim the notification of audit from the post office and, therefore, did not respond to the audit until she received the complaint. Once she received the complaint, she satisfied the requirements of the audit. Ms. Richardson moved the Board present a consent agreement in accordance with the Board's adopted continuing competence matrix for \$500 civil penalty. If the consent agreement is not accepted the case will be forwarded to an informal hearing. Ms. Akers seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

vii) Complaint #14-65; David Hogarth, PT

Mr. Hogarth was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Mr. Hogarth signed for the audit but did not respond until he received the complaint and was compliant on 12/27/14. Ms. Richardson moved the Board present a consent agreement in accordance with the Board's adopted continuing competence matrix for \$500 civil penalty. If the consent agreement is not accepted the case will be forwarded to an informal hearing. Ms. Akers seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							

Abstained							
Absent					X		X

viii) Complaint #14-67; Edward Huspen, PT

Mr. Huspen was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Mr. Huspen did not receive the audit letter as it was lost. Once the complaint was received, Mr. Huspen sent in his CEU certificates and he was in compliance Ms. Richardson moved the Board dismiss the complaint. Mr. D’Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

ix) Complaint #14-68; Tine Livesay, PT

Ms. Livesay was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. The complaint was created ue to an administrative error. Ms. Richardson moved the Board administratively close the complaint with the contingency that the complaint be removed from Ms. Livesay’s record. Dr. Zook seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

x) Complaint #14-71; Mark Moore, PT

Mr. Moore was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Mr. Moore did not receive the audit letter. Once he received the complaint, Mr. Moore submitted his certificates and was compliant. Ms. Richardson moved the Board to dismiss the complaint. Mr. D’Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

xi) Complaint #14-73; Jane Tymon, PT

Ms. Tymon was not present and was not represented by legal counsel. Ms. Donahue provided a summary of the complaint for the Board. Ms. Tymon did not receive the audit letter. Once he received the complaint, Mr. Moore submitted his certificates and was compliant. Ms. Richardson moved the Board to dismiss the complaint. Dr. Zook seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

b. Review of Consent Agreement and Possible Action of Request for Early Termination of Board Order

i) Complaint #14-41; Dustin Buck, PT

Ms. Donahue reviewed the request for the Board. Dr. Zook moved the Board approve early termination of Mr. Buck's Board Order. Mr. D'Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

c. Review, Consideration and Action On Opening of a Complaint

i) Michael Drew, PT

Ms. Donahue reviewed the investigation for the Board. After review and discussion, Dr. Zook moved the Board take no action. Mr. D'Appollonio seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

ii) Emily Schubbe, PT

Ms. Donahue reviewed the complaint for the Board. Dr. Zook moved the Board take no action. Ms. Akers seconded the motion. Following review and discussion the motion failed.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X			X			
Nay		X	X			X	
Recused							
Abstained							
Absent					X		X

Ms. Akers moved the Board open a complaint against Emily Schubbe and Tresha Baldwin (owner of 360). Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

6) BOARD BUSINESS AND REPORTS

a) Executive Director's Report – Verbal Report Only

- i) Financial Report
- ii) Board Staff Activities
- iii) Legislation
- iv) Rule Activity
- v) FSBPT
- vi) Update of Formal Hearing Discussion with the Office of the Attorney General

Mr. Brown gave a verbal review on the above topics. No action was required or taken on the above items.

REOPEN #14-59 Shelly Sayman

5) COMPLAINTS, HEARINGS, INVESTIGATIONS and COMPLIANCE

b. Initial Review, Discussion and Action on Complaint

Ms. Richardson requested that the Board reopen complaint #14-59 because the Board based the earlier motion on incorrect criteria in the continuing competence matrix. Ms. Richardson moved the Board reopen complaint #14-59. Ms. Hunter seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Ms. Richardson moved the Board rescind the earlier motion on complaint #14-59. Mr. D’Appollonio seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Ms. Richardson moved the Board offer a consent agreement in accordance with the Board’s adopted continuing competence matrix for probation, \$500 civil penalty, and re-take the jurisprudence exam, all to be completed within the six month probation period. Ms. Hunter seconded the motion. Following review and discussion the motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

6) BOARD BUSINESS AND REPORTS

b) Review, Discussion, and Action on Draft Rules Related to Dry Needling as Required Under Statute (SB 1154)

The Board discussed Executive Order 15-01 imposing a rulemaking moratorium and discussed the draft rules for dry needling.

Dr. Zook left the meeting at 12:16.

Ms. Richardson moved the Board approve the draft rules for dry needling document as reviewed. Mr. D’Appollonio seconded the motion. The motion carried by unanimous vote.

Vote	Mr. D’Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X			X	
Nay							
Recused							
Abstained							
Absent				X	X		X

A.A.C. R4-24-*: PROFESSIONAL STANDARDS OF CARE AND TRAINING AND EDUCATION QUALIFICATIONS FOR DELIVERY OF DRY NEEDLING SKILLED INTERVENTION**

A. EFFECTIVE JULY 1, 2015 AND IN ACCORDANCE WITH A.R.S. §32-2044(25), A PHYSICAL THERAPIST SHALL MEET THE QUALIFICATIONS ESTABLISHED IN PARAGRAPH (C) BEFORE PROVIDING THE SKILLED INTERVENTION “DRY NEEDLING”, AS DEFINED IN A.R.S. §32-2001(4).

B. A PHYSICAL THERAPIST OFFERING TO PROVIDE OR PROVIDING “DRY NEEDLING” INTERVENTION SHALL PROVIDE DOCUMENTED PROOF OF COMPLIANCE WITH THE

QUALIFICATIONS LISTED IN PARAGRAPH (C) TO THE BOARD WITHIN 30 DAYS OF COMPLETION OF THE COURSE CONTENT IN PARAGRAPH (C) OR WITHIN 30 DAYS OF INITIAL LICENSURE AS A PHYSICAL THERAPIST IN ARIZONA.

C. COURSE CONTENT THAT MEETS THE TRAINING AND EDUCATION QUALIFICATIONS FOR “DRY NEEDLING” SHALL CONTAIN ALL OF THE FOLLOWING:

1. THE COURSE CONTENT SHALL BE APPROVED BY ONE OR MORE OF THE FOLLOWING ENTITIES PRIOR TO THE COURSE(S) BEING COMPLETED BY THE PHYSICAL THERAPIST.
 - a. COMMISSION ON ACCREDITATION IN PHYSICAL THERAPY EDUCATION,
 - b. AMERICAN PHYSICAL THERAPY ASSOCIATION,
 - c. STATE CHAPTERS OF THE AMERICAN PHYSICAL THERAPY ASSOCIATION,
 - d. SPECIALTY GROUPS OF THE AMERICAN PHYSICAL THERAPY ASSOCIATION, OR
 - e. THE FEDERATION OF STATE BOARDS OF PHYSICAL THERAPY.
2. THE COURSE CONTENT SHALL INCLUDE THE FOLLOWING COMPONENTS OF EDUCATION AND TRAINING:
 - a. STERILE NEEDLE PROCEDURES TO INCLUDE ONE OF THE FOLLOWING STANDARDS:
 - i. THE U.S. CENTERS FOR DISEASE CONTROL AND PREVENTION, OR
 - ii. THE U.S. OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION
 - b. ANATOMICAL REVIEW,
 - c. BLOOD BORNE PATHOGENS
 - d. CONTRAINDICATIONS AND INDICATIONS FOR “DRY NEEDLING”,
3. THE COURSE CONTENT REQUIRED IN PARAGRAPH (C) OF THIS SECTION SHALL INCLUDE, BUT IS NOT LIMITED TO, PASSING OF BOTH A WRITTEN EXAMINATION AND PRACTICAL EXAMINATION BEFORE COMPLETION OF THE COURSE CONTENT. PRACTICE APPLICATION COURSE CONTENT AND EXAMINATIONS SHALL BE DONE IN PERSON TO MEET THE QUALIFICATIONS OF PARAGRAPH C.
4. THE COURSE CONTENT REQUIRED IN PARAGRAPH (C) OF THIS SECTION SHALL TOTAL A MINIMUM OF 24 CONTACT HOURS OF EDUCATION.

D. THE STANDARD OF CARE FOR THE INTERVENTION “DRY NEEDLING” INCLUDES, BUT IS NOT LIMITED TO THE FOLLOWING:

1. “DRY NEEDLING” CANNOT BE DELEGATED TO ANY ASSISTIVE PERSONNEL.
2. CONSENT FOR TREATMENT FOR THE INTERVENTION “DRY NEEDLING” IS THE SAME AS REQUIRED UNDER A.A.C. R4-24-301.
3. DOCUMENTATION OF THE INTERVENTION “DRY NEEDLING” SHALL BE DONE IN ACCORDANCE WITH A.A.C. R4-24-304.

R4-24-208

A. A licensee or certificate holder shall submit a renewal application packet to the Board on or before August 31 of an even-numbered year that includes:

1. The following information for the license or certificate period immediately preceding the renewal application:
 - a. The licensee’s or certificate holder’s:
 - i. Name;
 - ii. Home, business, and e-mail addresses; and
 - iii. Home and business telephone numbers;
 - b. A statement of whether the licensee or certificate holder has been convicted of, pled guilty or no contest to, or entered into diversion in lieu of prosecution for any criminal offense in any jurisdiction of the United States or foreign country and if so, an explanation;

- c. A statement of whether the licensee or certificate holder has had an application for a professional or occupational license, certificate, or registration, other than a driver's license, denied, rejected, suspended, or revoked by any jurisdiction of the United States or foreign country and if so, an explanation;
 - d. A statement of whether the licensee or certificate holder is currently or ever has been under investigation, suspension, or restriction by a professional licensing board in any jurisdiction of the United States or foreign country for any act that occurred in that jurisdiction that would be the subject of discipline under this Chapter and if so, an explanation;
 - e. A statement of whether the licensee or certificate holder has been the subject of disciplinary action by a professional association or postsecondary educational institution;
 - f. A statement of whether the licensee or certificate holder has had a malpractice judgment against the licensee or certificate holder or has a lawsuit currently pending for malpractice and if so, an explanation;
 - g. A statement of whether the licensee or certificate holder is currently more than 30 days in arrears for payment required by a judgment and order for child support in Arizona or any other jurisdiction;
 - h. A statement of whether the licensee or certificate holder has adhered to the recognized standards of ethics;
 - i. A statement of whether the licensee or certificate holder has or has not committed any of the actions referenced in the definition of good moral character in R4-24-101;
 - j. A statement of whether the licensee or certificate holder has been the subject of any criminal investigation by a federal, state, or local agency or had criminal charges filed against the licensee or certificate holder;
 - k. If a licensee, a statement of whether the licensee has:
 - i. Any impairment to the licensee's cognitive, communicative, or physical ability to engage in the practice of physical therapy with skill and safety and if so, an explanation;
 - ii. Used alcohol, any illegal chemical substance, or prescription medicine, that in any way has impaired or limited the licensee's ability to practice physical therapy with skill and safety and if so, an explanation;
 - iii. Been diagnosed as having or is being treated for bipolar disorder, schizophrenia, paranoia, or other psychotic disorder that in any way has impaired or limited the licensee's ability to practice physical therapy with skill and safety and if so, an explanation;
 - l. If a certificate holder, a statement of whether the certificate holder has:
 - i. Any impairment to the certificate holder's cognitive, communicative, or physical ability to work as a physical therapist assistant with skill and safety and if so, an explanation;
 - ii. Used alcohol, any illegal chemical substance or prescription medicine, that in any way has impaired or limited the certificate holder's ability to work as a physical therapist assistant with skill and safety and if so, an explanation;
 - iii. Been diagnosed as having or is being treated for bipolar disorder, schizophrenia, paranoia, or other psychotic disorder that in any way has impaired or limited certificate holder's ability to work as a physical therapist assistant with skill and safety and if so, an explanation;
 - m. A statement of whether the licensee or certificate holder has ever violated A.R.S. § 32-2044(10);
 - n. If a licensee, a statement of whether the licensee has completed the 20 contact hours of continuing competence for the previous compliance period as required in R4-24-401(A) and (E); and
 - o. If a licensee, a statement of whether the licensee has complied with the medical records protocol as required in A.R.S. § 32-3211.
- P. IF A LICENSEE, A STATEMENT OF WHETHER THE LICENSEE HAS COMPLETED THE DRY NEEDLING COURSE CONTENT REQUIREMENTS IN A.A.C. R4-24-xxx.
- 2. The signature of the applicant attesting to the truthfulness of the information provided by the licensee or certificate holder;
 - 3. Evidence of the applicant's U.S. citizenship, alien status, legal residency, or lawful presence in the U.S.; and
 - 4. The fee required by the Board in R4-24-107.
- B. Failure of the Board to inform a licensee or certificate holder of license or certificate expiration does not excuse the licensee's or certificate holder's non-renewal or untimely renewal.
- C. The Board shall:
- 1. Approve or deny the application within the time-frames in R4-24-209 and Table 1, and
 - 2. Deny the application of an applicant who does not meet the requirements in A.R.S. § 32-2001 et seq. or this Chapter.
- D. A licensee or certificate holder denied renewal of a license or certificate may request a hearing under A.R.S. Title 41, Chapter 6, Article 10.
- E. A licensee or certificate holder shall send to the Board written notification of a change in any of the information provided under subsection (A)(1)(a) no later than 30 days after the date of the change.

c) Review and Discussion, Possible Board Procedures for Complaints Licenses and Certificate Holders With Allegations related To Employer Requirements (Verbal Discussion)

The Board had a discussion on the above topic. No action was required or taken on the above item.

7) CALL TO THE PUBLIC

No person came forward requesting to address the Board.

Ms. Richardson moved to adjourn the meeting. Ms. Hunter seconded the motion. After review and discussion the motion carried by unanimous vote.

Vote	Mr. D'Appollonio	Ms. Akers	Ms. Hunter	Dr. Zook	Dr. Miller	Ms. Richardson	Mr. Clinton
Aye	X	X	X	X		X	
Nay							
Recused							
Abstained							
Absent					X		X

Meeting adjourned at 12:30 PM

Prepared by,

Charles D. Brown
Executive Director

Approved by,

Al D'Appollonio, PT, MBA
Secretary