

JANICE K. BREWER
Governor



CHARLES D. BROWN
Executive Director

MARK CORNWALL, P.T., Ph.D.
President

ARIZONA STATE BOARD OF PHYSICAL THERAPY
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REGULAR SESSION MEETING MINUTES
May 25, 2010

MEMBERS PRESENT:

Mark Cornwall, P.T., Ph.D., President
Lisa Akers, P.T., Vice President
Kris Ohlendorf, P.T.A., Secretary
Randy Robbins, Public Member
James Sieveke, P.T., O.C.S., Member
Melinda Richardson, P.T., Member

MEMBERS ABSENT:

None

OTHERS PRESENT IN PERSON:

Charles D. Brown, Executive Director
Paula Brierley, Licensing Administrator
Karen Donahue, Board Investigator
Kellye Conner, Board Office Manager
Keely Versteegen, Assistant Attorney General

CALL TO ORDER – 8:32 a.m.

Dr. Cornwall called the meeting to order at 8:32 a.m.

1. Review and Approval of Draft Minutes
 - a. April 27, 2010; Regular Session Meeting Minutes

Dr. Cornwall opened the agenda item for discussion and asked if any Board member had corrections for the minutes as presented. Ms. Richardson requested the Board add her appointment as the Board’s representative to the Supervision Advisory Group under agenda item number fifteen. No additional Board member expressed a need for corrections or additions to the minutes. Dr. Cornwall moved the Board approve the minutes as amended. Ms. Akers seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

- b. April 27, 2010; Executive Session Meeting Minutes

Dr. Cornwall opened the agenda item for discussion and asked if any Board member had corrections for the minutes as presented. No Board member expressed a need for corrections or additions to the minutes. Dr. Cornwall moved the Board approve the minutes as amended. Ms. Ohlendorf seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

Dr. Cornwall announced the Board would be taking some agenda items out of the order listed on the agenda.

COMPLAINTS, HEARINGS, INVESTIGATIONS and COMPLIANCE

4. Initial Review, Discussion and Action on Complaint Complaint # 10-07; Julie Tindall, P.T.

Dr. Cornwall called the Board's attention to the above matter. Ms. Tindall was present and came forward. Ms. Donahue provided the Board with a summary of the allegations. Patient P.G. alleges that Peak Physical Therapy, while he was under the care of Ms. Tindall, excessively charged for the time he spent in the facility for treatment. Utilizing the CPT definitions and guidelines, it appears that at least one unit of charge is inconsistent (in excess) with P.G.'s recorded total treatment time as stated in his complaint. It is impossible to determine which of the 2 codes is inaccurate given a lack of documentation in the exercise flow sheet as well as time spent for the entire treatment or for the manual techniques portion of treatment.

Ms. Tindall was provided misleading information regarding proper billing from her employer, Anthony Harden P.T., if as alleged in Ms. Tindall's response, he told her that manual therapy codes were untimed and that each 8 minute intervention accounted for an additional unit of charge. Ms. Tindall has provided evidence of re-submittal of corrected billing codes to the insurance provider requesting modification based on Mr. Gilbert's complaints. Ms. Tindall has registered for an APTA sponsored Coding, reimbursement and Practice Applications Seminar on April 9 and 10, 2010 presented by Ms. Helene Fearon P.T. and Mr. Steven Levine P.T. in Las Vegas, NV. Since receipt of the complaint, Ms. Tindall has taken steps to correct her practice as evidenced by her modification of billing of Mr. Gilbert's charges and attendance at the Coding and Billing course. She has indicated her desire and willingness to ensure that, in the future, her practice of physical therapy is consistent with all billing and coding requirements.

Ms. Tindall provided a statement to the Board. Ms. Tindall stated she was not aware of the issue the patient had with his billing until she received the Board complaint, she researched the billing and found she was improperly informed of billing practices and took it upon herself to take continuing education to educate her on proper billing practices. Ms. Tindall also reported she corrected the billing to the patient's insurance company.

The Board entered into questioning. Ms. Richardson asked Ms. Tindall if she had conducted a self audit of her patient files to check for other improper billing. Ms. Tindall reported that she has since leaving the clinic she practiced at during P.G.'s treatment and is now working in home health; therefore, she cannot conduct an audit, but she did inform her employer of what she had learned about the past billing practices. Dr. Cornwall asked if Ms. Tindall made changes to her own billing practices after learning of her improper billing. Ms. Tindall answered in the affirmative. Mr. Sieveke asked Ms. Tindall if she was working under the clinic's normal billing practices at the time of P.G.'s treatment. Ms. Tindall answered in the affirmative. Ms. Tindall

stated she also informed the staff at the clinic that the practices were incorrect. Ms. Tindall stated she was not aware if the clinic changed its billing practices after she informed staff and left the clinic.

Dr. Cornwall moved the Board dismiss the complaint against Ms. Tindall and issue a non-disciplinary advisory letter stating Ms. Tindall is to ensure that she stays current on all billing and coding requirements and to remind her that it is her responsibility and not the responsibility of her employer, according to the Arizona State Practice Act, to ensure that the billing and services provided are congruent. Mr. Sieveke seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

Dr. Cornwall moved the Board open a complaint against Anthony Harden P.T. and ordered Board staff to reviewing Peak Physical Therapy billing records for improper billing activities. Ms. Richardson seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

5) CONSENT AGENDA: REVIEW, CONSIDERATION and ACTION

a) Applications for Licensure and Certification

i) Substantive Review, Consideration and Approval of Applications of Physical Therapist Licensure

Daniel, Holly	Ibis, Patti	Johnston, Jeanette
Gandhi, Mandy	Francis, Stephen	Erickson, Lianna
Nelson, Harold	Prucha, Kimberly	Walquist, Andrew

ii) Substantive Review, Consideration and Approval of Applications for Physical Therapist Assistant Certification

Eickhoff, Lindsey	Feldhaus, Rochelle	Koch, Bonnie
Lavigne, Hoang Thao	Lee, Cory	Mahmood, Mohammed
Shelley, Tiffany	Talawyma, Lani	

Dr. Cornwall called the Board’s attention to the above matter. Dr. Cornwall asked if any Board member wished to remove an applicant from the Consent Agenda for further discussion. No Board member requested to remove an applicant from the Consent Agenda. Dr. Cornwall moved the Board approve the Consent Agenda and approve issuing licenses and certificates to the noted applicants. Mr. Sieveke seconded the motion. The motion carried by unanimous vote of the members present.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						

Recused						
Abstained						
Absent						

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

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

- i) Review and Determination of Proposal for a Supervised Clinical Practice Period,
 - (a) Kwatra, Garima

Dr. Cornwall called the Board’s attention to the above agenda item. Ms. Kwatra was not present. Ms. Akers noted that Ms. Kwatra has met all the requirements to begin a supervised clinical practice period, but noted that Ms. Kwatra would not complete the period of supervision before her application expires. Ms. Brierley stated that Ms. Kwatra has been informed of her application’s expiration date and the expiration’s effect on her interim permit if granted by the Board. The Board discussed the proposal by Ms. Kwatra. Dr. Cornwall moved the Board approve Ms. Kwatra’s proposal for a Supervised Clinical Practice Period. Ms. Richardson seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

- ii) Review of Final Clinical Performance Instrument and Possible Licensure
 - (a) Basilio, Fatima

Dr. Cornwall called the Board’s attention to the above agenda item. Ms. Basilio was not present. The Board discussed Ms. Basilio’s final clinical performance evaluation. Dr. Cornwall moved the Board accept the clinical performance evaluation and grant licensure to Ms. Basilio. Ms. Akers seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

- b) Review, Discussion and Action on Board Requested Documentation Regarding Board Request for Completion of Continuing Competence, Practice Review Tool, and Possible Licensure
 - (a) Seckinger, Kimberly

Dr. Cornwall called the Board’s attention to the above agenda item. Ms. Seckinger was not present. Ms. Brierley reported Ms. Seckinger had completed all requirements the Board requested to demonstrate competency. The Board discussed Ms. Seckinger’s Practice Review Tool score. Dr. Cornwall moved the Board grant Ms. Seckinger licensure. Ms. Ohlendorf seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

c) Review, Discussion and Action of Request for ADA Accommodations for the NPTE and Possible Licensure
 (a) Robinson, Christian

Dr. Cornwall called the Board’s attention to the above agenda item. Mr. Robinson was not present. Dr. Cornwall noted Mr. Robinson requested accommodations to take the NPTE. The Board discussed Mr. Robinson’s request and his supporting documentation. Ms. Akers noted that Mr. Robinson appeared to have submitted the required documentation although the accommodations were not necessary for Mr. Robinson when he took and passed the AZLAW examination. Mr. Sieveke moved the Board approve Mr. Robinson’s request for ADA accommodations and grant licensure upon receipt of a passing NPTE score. Ms. Ohlendorf seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

7) Review Discussion and Action on Request for Waiver of 2008-2010 Continuing Competence Activities
 a) William Dimfel

Dr. Cornwall called the Board’s attention to the above matter. Ms. Donahue summarized Mr. Dimfel’s request for exception to his 2008-2010 continuing competence requirements in accordance with A.A.C. R4-24-401. The Board discussed Mr. Dimfel’s request based on health reasons. Dr. Cornwall moved the Board grant Mr. Dimfel’s request for exemption for his 2008-2010 continuing competence activities. Ms. Ohlendorf seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

COMPLAINTS, HEARINGS, INVESTIGATIONS and COMPLIANCE

2) Informal Hearing and Possible Action on Complaint:
 Complaint #09-21; Daniel Frisch, P.T.A.

Dr. Cornwall called the Board’s attention to the above agenda item. Mr. Frisch was not present but was attending the meeting via speaker phone and was not represented by legal counsel. The Board members and Board staff introduced themselves to Mr. Frisch. Dr. Cornwall read a description of how the hearing would be conducted and the possible actions the Board may take. Mr. Brown read the allegations in the case. It is alleged that Mr. Frisch:

1. May have provided substandard care to patient R.T. or exceeded his authority to perform selected and delegated tasks.
2. May have failed to create and maintain patient records in accordance with law.
3. May have failed to conduct and document treatment of patient R.T. under general supervision.
4. May have failed to obtain informed consent for treatment of patient R.T. prior to initiating treatment.

Mr. Frisch was sworn in by Dr. Cornwall. Dr. Cornwall asked if Mr. Frisch would like to make an opening statement. Mr. Frisch stated the day in question began as a typical day working in the school district. Mr. Frisch was contacted to go to a school to see student R.T. who was complaining of pain, which could not be relieved by R.T.'s nurse. Mr. Frisch then contacted his supervising physical therapist, Teresa Bryant and explained the request. Ms. Bryant told Mr. Frisch to go see R.T. and have the nurse take R.T. out of her chair and put her in a beanbag chair in accordance with R.T.'s IEP. Mr. Frisch arrived at the school and spoke to R.T. and the nurse. Mr. Frisch instructed the nurse to remove R.T. from the chair and place her on a bean bag, but R.T. and the nurse did not want the procedure performed. Mr. Frisch stated R.T. was worried about being out of class for too long which was against her mother's wishes. Mr. Frisch explained the reason for the transfer and told the nurse he would contact R.T.'s mother after the transfer. The nurse complied with the transfer. Mr. Frisch then called R.T.'s mother and explained the situation and the transfer. Mr. Frisch stated R.T.'s mother was concerned with the transfer and later filed this complaint. Mr. Frisch concluded his statement. Dr. Cornwall opened the matter for questions from Board members.

Ms. Richardson asked Mr. Frisch if he received consent to treat from R.T. and the nurse for the transfer. Mr. Frisch stated they first denied the transfer, but agreed after he explained the reason for the transfer. Ms. Akers asked if R.T. was an active patient at the time of the incident. Mr. Frisch stated R. T. was listed as a student to be seen on an as needed complication basis and quarterly evaluate R.T. for her ability to comfortably participate in class. Ms. Akers asked if Mr. Frisch completed or assisted with the transfer. Mr. Frisch answered in the negative. Mr. Sieveke asked if Mr. Frisch knew the mother requested to be contacted before treatment even though the IEP included bean bag transfers. Mr. Frisch answered in the negative. Mr. Sieveke asked if Mr. Frisch considered contacting R.T.'s mother after R.T. initially refused the transfer. Mr. Frisch answered in the negative and stated it was his supervising physical therapist's instruction and it was in the IEP. Mr. Sieveke asked if Mr. Frisch was aware of R.T. sustaining an injury a week prior to this incident while being transferred. Mr. Frisch answered in the negative.

Ms. Akers asked if R.T.'s symptoms resolved after the transfer was complete. Mr. Frisch answered in the affirmative. Ms. Akers asked Mr. Frisch to explain his documentation. Mr. Frisch stated he normally documents on the same day as he sees a student, but after he talked to R.T.'s mother he did not document based on the nature of his call with the student's mother. Mr. Sieveke asked how restrictions on treatment are normally communicated. Mr. Frisch stated he is normally told verbally when there is a restriction. Mr. Frisch explained the charting at the school district which consists of the IEP which every provider has access to and the individual records kept by each provider, which is not included in a chart that every provider can access.

The Board ended its questioning phase of the hearing. Mr. Frisch denied an offer to provide a closing remark. The Board entered deliberations. Ms. Akers stated she found nothing in the investigation that showed Mr. Frisch deviated from the IEP. However, Ms. Akers noted that Mr. Frisch's documentation was deficient in explaining the communication that took place and his actions. Mr. Sieveke stated that the mothers wish to be contacted before treatment was documented in the records whether Mr. Frisch accessed them or not and was justified by the injury a week prior during a transfer. Mr. Sieveke noted that the therapist had not seen R.T. for two weeks prior to delegating Mr. Frisch to see R.T. The Board continued their deliberations. Dr. Cornwall moved the Board dismiss the complaint against Mr. Frisch and issue a non-disciplinary advisory letter advising Mr. Frisch to ensure that he communicates clearly with all members of the team that supports special needs children and to ensure that he documents every encounter with each child, keeping in mind the documentation requirements when working under general supervision. Mr. Robbins seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						

Absent						
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3) Informal Hearing and Possible Action on Complaint:
Complaint #10-02; Lonny Nenadovich, P.T.

Dr. Cornwall called the Board's attention to the above agenda item. Mr. Nenadovich was present and was not represented by legal counsel. Mr. Nenadovich was accompanied by Lance Fritz, the business manager of Mr. Nenadovich's employer. The Board members and Board staff introduced themselves to Mr. Nenadovich. Dr. Cornwall explained how the hearing would be conducted and the possible actions the Board may take. Mr. Nenadovich was sworn in by Dr. Cornwall. Mr. Brown read the allegations in the case. It is alleged that Mr. Nenadovich:

1. Failed to perform/document a cervical evaluation prior to initiation of a manipulation to cervical region for patient J.R.
2. Failed to perform/document a thoracic evaluation prior to initiation of a manipulation to the thoracic spine of patient J.R.
3. Failed to obtain consent from J.R. prior to performing a cervical manipulation.
4. Documented cervical manipulation on 10/7/09. However, J.R. disputes that cervical manipulation was performed on this date of service.
5. Failed to perform/document cervical/thoracic evaluation to include: signs and symptoms, objective data from tests or measurements, diagnosis, interpretation of the results of the examination, clinical rationale for therapeutic intervention and a plan of care that includes the proposed therapeutic intervention, measurable goals and frequency and duration of therapeutic interventions for patient J.R.
6. Failed to write a Discharge Report regarding patient J.R.

Mr. Nenadovich provided an opening statement. The patient was evaluated initially by a different physical therapist on October 5, 2009, which was a Friday. The patient was assigned to Mr. Nenadovich on the following Tuesday. Mr. Nenadovich was informed that the patient was assigned to him because the patient requested treatment by manipulation. Mr. Nenadovich stated he reviewed the evaluation and spoke to the patient about her desire for manipulation and her past treatment by manipulation. Mr. Nenadovich stated the patient is an LPN with low back pain interfering with her ability to work. She informed Mr. Nenadovich of the impact the pain will have on her career if she cannot resolve the pain and her limited finances. Mr. Nenadovich stated he conducted a limited screening of her thoracic and lumbar spine and palpated the area prior to performing the manipulation. Mr. Nenadovich stated the patient's cervical spine was also screened and she consented to treatment verbally.

The Board entered the questioning phase of the hearing. Dr. Cornwall asked Mr. Nenadovich why the patient is claiming she did not receive a manipulation of the cervical spine on her second visit with him. Mr. Nenadovich stated he did not know, but that a manipulation was provided on both visits. Dr. Cornwall noted that there was not a cervical evaluation in the record. Mr. Nenadovich stated he did not do the initial evaluation, but did perform a screening of the cervical spine. Dr. Cornwall asked why the screening Mr. Nenadovich described is not documented in the record. Mr. Nenadovich stated he did document his findings regarding the AA joint.

Mr. Sieveke asked Mr. Nenadovich if his time with the patient is tracked. Mr. Nenadovich explained how the computer system documents the time, but does not print the time on the patient record. Mr. Fritz confirmed the time is logged in the computer system. Mr. Nenadovich explained he was with the patient for not less than 30 minutes, but likely more than 45 minutes. Mr. Sieveke asked if the neurological evaluation performed in the initial evaluation included the cervical spine. Mr. Nenadovich noted he did not perform the evaluation, but that no contraindications to the manipulation were noted in the evaluation or in his screenings. Dr. Cornwall asked Mr. Nenadovich if the patient called him after her last treatment. Mr. Nenadovich stated she did call him and he returned her call and left a message, but that the patient stopped into the clinic unexpectedly. Dr. Cornwall asked if the encounter was documented. Mr. Nenadovich stated he did not document the discussion with the patient. Mr. Nenadovich stated his last daily note served as his discharge summary.

Ms. Ohlendorf asked Mr. Nenadovich if the single billing code used is done at the request of CIGNA. Mr. Nenadovich stated he inputs the codes for the services he performs and the system converts them all to the single code at CIGNA’s request. Mr. Fritz confirmed how the works when it changes the codes submitted by the physical therapist. Ms. Akers asked if the patient signed a consent for treatment. Mr. Nenadovich stated he believes there is a written consent form the patient signs on the first date, but that he obtained verbal consent. The Board ended its questioning phase of the hearing. Mr. Nenadovich declined a closing statement. The Board entered deliberations.

Ms. Akers noted that the patient record does not explain why he performed the treatment he did or the screening he performed, but that she believed they were performed; therefore, it was an issue of documentation and not substandard care. Also Ms. Akers questioned if consent to treat was obtained as required.

Dr. Cornwall and Ms. Richardson stated they were comfortable with the consent documented in the notes. Dr. Cornwall noted he was satisfied with the manipulation performed, but not with the documentation as it did not describe the screenings Mr. Nenadovich described in testimony. Ms. Ohlendorf stated she agreed with Dr. Cornwall. Mr. Sieveke stated he agreed with Dr. Cornwall, but also felt uncomfortable with the manipulation performed with limited time to evaluate the patient before treatment.

Dr. Cornwall moved the Board dismiss allegations against Mr. Nenadovich related to A.R.S. 32-2044(4) (12) and (14). Mr. Sieveke seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

Dr. Cornwall moved the Board adopt a Finding of Fact that Mr. Nenadovich failed to document evaluations of patient J.R.’s cervical, thoracic, and lumbar spine; failed to document a diagnosis, and failed to create a discharge summary in accordance with law. Ms. Richardson seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

Dr. Cornwall moved the Board adopt Conclusions of Law that Mr. Nenadovich violated A.R.S. §32-2044(1) “Violating this chapter, board rules or a written board order”, and A.R.S. §32-2044(20) Failing to

maintain adequate patient records. For the purposes of this subsection, "adequate patient records" means legible records that comply with board rules and that contain at a minimum an evaluation of objective findings, a diagnosis, the plan of care, the treatment record, a discharge summary and sufficient information to identify the patient. Ms. Ohlendorf seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

The Board entered discussions regarding a possible Board order. Dr. Cornwall noted a period of probation for a year with early termination seemed appropriate with the requirement to complete an eight hour course in documentation. Ms. Richardson suggested an audit of records following the course completion. Dr. Cornwall moved the Board order Mr. Nenadovich's license be placed on probation for a period of one year with the ability to request early termination. Mr. Nenadovich complete eight hours of continuing education in documentation within three months of the effective date of the Order, and undergo a minimum of one random audit of three patient records by Board staff within six months of the effective date of the order and one additional audit if requested by the Board. Mr. Robbins seconded the motion. The Board voted via roll call vote with six members voting aye and no nay votes.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

BOARD BUSINESS AND REPORTS

8) Executive Director's Report – Discussion and Possible Action

- iii) Financial Report- Mr. Brown reported he has completed the revised budget for FY 2011 and would present the budget in June. Mr. Brown reported the estimated reductions to appropriations in FY 2010 and FY 2011 are \$400 and \$5,700 respectively. Mr. Brown also stated he was entering into an ISA with ADOA-ISD for computer maintenance next fiscal year and was still awaiting the bidding for a legislative consultant.
- iv) Board Staff Activities- Nothing additional from written report
- v) Legislation- Mr. Brown summarized the effects of HB 2260 and HB 2586.
- vi) Rule Activity- Nothing additional from written report reported.
- vii) Newsletter- The Board reviewed the draft of the 2010 Newsletter as presented by staff. Mr. Sieveke requested an addition to his credentials. The Board provided consensus approval for staff to release the Newsletter with the modification requested by Mr. Sieveke.

9) Review, Discussion, and Action on 2010 Board Meeting Schedule

Dr. Cornwall called the Board's attention to the above agenda item. Mr. Brown reported that the Board requested a review of the remaining 2010 Board meeting schedule for consideration of holding a meeting as a teleconference meeting. The Board discussed the available meetings that could be held telephonically. The Board agreed by consensus to hold the June 22, 2010 Regular Session Board Meeting telephonically.

10) Review, Discussion and Action on Delegate and Alternate Delegate for 2010 Federation of State Boards of Physical Therapy Annual Meeting

Dr. Cornwall called the Board's attention to the above agenda item. Mr. Brown reported that the Board needed to select a delegate and alternate delegate for the 2010 Federation of State Boards of Physical Therapy Annual Meeting. The Board discussed selecting a delegate and alternate delegate. Dr. Cornwall moved the Board select Melinda Richardson as the voting delegate from Arizona and Dr. Cornwall as the alternate delegate. Mr. Robbins seconded the motion. The motion carried by unanimous vote.

Vote	Dr. Cornwall	Ms. Akers	Ms. Ohlendorf	Mr. Robbins	Mr. Sieveke	Ms. Richardson
Aye	X	X	X	X	X	X
Nay						
Recused						
Abstained						
Absent						

11) Review and Discussion; HB 2149 and HB 2123; Possible Rule Making

Dr. Cornwall called the Board's attention to the above agenda item. Mr. Brown reported that with the passage of the above bills into law and their effective date of July 29, 2010 the Board will need to review the laws for required changes or additions to existing Arizona Administrative Code. Mr. Brown reported the Board can conduct the review itself, assign the work to staff, or ask for greater stakeholder involvement. The Board entered discussion. Dr. Cornwall suggested Board staff draft Administrative Code updates for HB 2149 and instruct staff to work with the AzPTA to draft changes for HB 2123 since the AzPTA sponsored the bill. Ms. Akers volunteered to act as the Board's liaison as staff works with the AzPTA. The Board agreed by consensus with Dr. Cornwall's suggestion and instructed staff to prepare drafts with Ms. Akers acting as liaison.

12) Staff Presentation and Board Member Training; Electronic Board Material

Dr. Cornwall called the Board's attention to the above agenda item. Mr. Brown provided the Board with a presentation and training on the operation of Board computers to review meeting material electronically. Each Board member was provided with a laptop, carrying case, and training material. Each Board member signed a Data Loss Prevention Agreement when accepting their respective computer. No action was taken or required under this agenda item.

13) CALL TO THE PUBLIC

Dr. Cornwall called the Board's attention to the above matter. Dr. Cornwall asked if any person in the audience wished to address the Board. No person came forward. No action was taken or required for this agenda item.

ADJOURNMENT

The meeting adjourned at approximately 12:25 p.m.

Prepared by,

Charles D. Brown
Executive Director

Approved by,

Kris Ohlendorf, P.T.A.
Secretary