

1 EXECUTIVE COUNCIL OF PHYSICAL THERAPY AND  
2 OCCUPATIONAL THERAPY EXAMINERS  
3 QUARTERLY MEETING  
4 November 20, 2015, 8:30 AM  
5 333 Guadalupe, Ste. 2-500  
6 Austin, TX 78701  
7

8 Persons Present:

Council Members:

Roger Matson, *Presiding Officer*  
Shari Waldie, *PT*  
Phil Vickers, *PT Public Member*  
Stephanie Johnston, *OTR*  
Will Hale, *OT Public Member*

14 Staff:

John Maline, *Executive Director*  
Lea Weiss, *OT Board Coordinator*  
Karen Gordon, *PT Board Coordinator*  
Cindy Machado, *Licensing Manager*

20 Other (*Sunset Review Committee*):

Erick Fajardo, Alan Leonard, *staff*

22  
23 **I. Call to Order.**

24 At 8:35 a.m., Mr. Roger Matson, Presiding Officer, called the meeting to order. Mr. Matson  
25 called the roll, and a quorum was determined to exist.

26  
27 **II. Public Comment.**

28 There was no public comment.

29  
30 **III. Approval of minutes of September 11, 2015, Executive Council meeting.**

31 **Motion: To approve the minutes of September 11, 2015, Executive Council meeting –**  
32 **with no corrections - as found in Tab 3.**

33 The September 11, 2015 minutes were approved with no corrections required.

34 **Made by: Shari Waldie**

35 **Second: Stephanie Johnston**

36 **4 ayes, motion passed.**

37  
38 **IV. Discussion and possible action on Executive Director's Report concerning fiscal and**  
39 **budgetary matters, performance measures, ongoing projects, agency personnel**  
40 **matters, outcome of legislative session, upcoming Sunset Review of the agency and**  
41 **boards and other agency business.**

42 Mr. Maline presented a report to the executive council on the current status of the agency,  
43 which included an update of the current fiscal year's financial status and performance measure  
44 statistics. He also discussed the personnel changes in the agency since the last council  
45 meeting, updates to the agency financial situation, major expenses expected this fiscal year,  
46 and the status of the Sunset Review process. There were related questions asked of him, all  
47 of which he answered.

1 **V. Discussion and possible action on adoption of rule amendments proposed by the**  
2 **Executive Council as follows: §§651.1-3, Fees, which will create a new appropriated**  
3 **receipts fee that will finance mail outs of the boards' newsletters and other information**  
4 **to licensees and stakeholders.**

5 Mr. Maline gave a quick synopsis of the new renewal fee increases and the reasons for  
6 increasing them. There were no questions.

7  
8 **Motion: To adopt the proposed amendment to §§651.1-3, Fees, to the Texas Register**  
9 **for posting.**

10 Made by: Shari Waldie

11 Second: Stephanie Johnston

12 4 ayes, motion passed.  
13  
14

15 **VI. Review and possible action on a rule amendment proposed by the Texas Board of**  
16 **Occupational Therapy Examiners as follows: §374.4, Code of Ethics, regarding**  
17 **inclusion of AOTA's 2015 Code of Ethics and removal of AOTA's 2010 Code of Ethics.**

18 Stephanie Johnston gave a synopsis of the proposed amendment and the rationale used by  
19 the OT Board to make the proposed change. There were several questions asked of her by  
20 other council members, all of which she answered.

21 **Motion: To approve the forwarding of the proposed amendment to §374.4, Code of**  
22 **Ethics, to the Texas Register for posting.**

23 Made by: Shari Waldie

24 Second: Stephanie Johnston

25 4 ayes, motion passed.  
26  
27

28 **VII. Review and possible action on rule amendments proposed by the Texas Board of**  
29 **Physical Therapy Examiners as follows: §341.6, License Restoration; §329.1, General**  
30 **Licensure Requirements and Procedures; §341.1, Requirements for Renewal regarding**  
31 **Criminal Background Checks; §322.1; Provision of Services regarding dual credentialed**  
32 **PTs/PTAs and their role in the promotion of health, wellness, and new amendment**  
33 **regarding adding (f) Telehealth; §329.1, General Licensure Requirements and**  
34 **Procedures; §329.2, Licensure by Examination; §329.5, Licensing Procedures for**  
35 **Foreign-Trained Applicants; §341.2, Continuing Competence; and §341.3, Qualifying**  
36 **Continuing Competence Activities.**

37 Shari Waldie gave a synopsis of the proposed amendment and the rationale used by the PT  
38 Board to make the proposed changes. She also discussed the disposition of the large number  
39 of rules that were originally considered by the PT Board, but not acted on. There were several  
40 questions asked of her by other council members, all of which she answered.  
41

42 **Motion: To approve the forwarding of the proposed amendment to §341.3, Qualifying**  
43 **Continuing Competence Activities to the Texas Register for posting.**

44 Made by: Stephanie Johnston

45 Second: Shari Waldie

46 4 ayes, motion passed.  
47

48 **Motion: To approve the forwarding of the proposed amendment to §341.6, License**  
49 **Restoration to the Texas Register for posting.**

50 Made by: Stephanie Johnston

1 Second: Shari Waldie  
2 4 ayes, motion passed.  
3  
4

5 **VIII. Presiding Officer's Report.**

6 Mr. Matson discussed the topics of his involvement with Dry Needling, and the need for an  
7 updated Executive Council photographic portrait. Mr. Maline said he would schedule a  
8 photographer for the next council meeting, but that everyone needs to be present.  
9

10  
11 **IX. Discussion and possible action on scheduling future Executive Council meeting dates,  
12 and items for future consideration.**

13 The next Executive Council meeting is scheduled for February 26, 2016 at 8:30 am in Austin,  
14 TX.  
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16  
17 **X. Adjournment.**

18 The meeting was adjourned at 9:39 AM.  
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21 **DATE REVIEWED BY THE COUNCIL: March 4, 2016**

22  
23 **ACTION TAKEN BY THE COUNCIL: Approved with no changes**