

1 EXECUTIVE COUNCIL OF PHYSICAL THERAPY AND  
2 OCCUPATIONAL THERAPY EXAMINERS  
3 QUARTERLY MEETING  
4 May 29, 2009, 10:00 AM

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6 333 Guadalupe, Ste. 2-500  
7 Austin, TX 78701  
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10 Persons Present: Council Members: Roger Matson, *Chair*  
11 Daniel Reyna, *PT Board Public Member*  
12 Melinda Rodriguez, *PT*  
13 Stephanie Johnston, *OTR*  
14 Pamela Nelson, *OT Board Public Member*  
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16 Staff: John Maline, *Executive Director*  
17 Augusta Gelfand, *OT Board Coordinator*  
18 Nina Hurter, *PT Board Coordinator*  
19 Jennifer Jones, *Executive Assistant*  
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26 **I. Call to Order.**

27 At 10:18 a.m., Mr. Roger Matson, Presiding Officer, called the meeting to order.  
28 Mr. Matson called the roll, and a quorum was determined to exist.  
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30 **II. Public Comment.**

31 There was no public comment.  
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33 **III. Approval of minutes of March 6, 2009 Executive Council meeting.**

34 The minutes were approved with corrections.  
35

36 **Motion: To approve the minutes of March 6, 2009 Executive Council meeting as**  
37 **found in Tab 3 with corrections.**

38 **Made by: Melinda Rodriguez**

39 **Second: Stephanie Johnston**

40 **4 ayes, motion passed.**  
41

42 **IV. Discussion and possible action on Executive Director's Report, concerning fiscal**  
43 **and budgetary matters, performance measures, potential legislative issues,**  
44 **agency personnel, ongoing projects, and other agency business.**

45 Mr. Maline presented a report to the council that covered the current FY2009 budget  
46 status and other agency matters that were covered in the two board meeting  
47 presentations. He also discussed highlights from the legislative session, outcomes of  
48 recent hearings, both related to the budget and board specific bills, and status of other  
49 filed bills that may have an impact on the agency and two boards. Questions were  
50 asked of him, all of which he answered. He then discussed the pay raise authorized by

1 the legislature in the Appropriations Bill, and the actions required of the Executive  
2 Council before it can take place. There was discussion about the need for an Executive  
3 Session at the next meeting and the process for the Council to take a vote on his salary.  
4 The Council then directed Mr. Maline to put an agenda item on the next meeting to  
5 discuss and take action on the Executive Director's salary.  
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7

8 **V. Review and possible action on rule amendments proposed by Texas Board of**  
9 **Physical Therapy Examiners as follows: §329.2, concerning License by**  
10 **Examination; and §329.3, concerning Temporary Licensure for Examination**  
11 **Candidates.**

12 Ms. Rodriguez gave a synopsis of the proposed amendments and the rationale the PT  
13 Board used to make the proposed changes. There were several questions asked of  
14 Ms. Rodriguez by other council members, all of which were answered.  
15

16 **Motion: To approve the forwarding of §329.2, concerning License by Examination,**  
17 **to the Texas Register for posting.**

18 **Made by: Daniel Reyna**  
19 **Second: Stephanie Johnston**  
20 **4 ayes, motion passed.**  
21

22 **Motion: To approve the forwarding of §329.3, concerning Temporary Licensure**  
23 **for Examination Candidates, to the Texas Register for posting.**

24 **Made by: Stephanie Johnston**  
25 **Second: Pamela Nelon**  
26 **4 ayes, motion passed.**  
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29 **VI. Review and possible action on rule amendments proposed by Texas Board of**  
30 **Occupational Therapy Examiners as follows: §364.1, Requirements for**  
31 **Licensure; §364.3, Temporary License; §369.3, Use of Titles; §371.2, Retired**  
32 **Status; §372.1, Provision of Services; §373.1, Supervision of Non-Licensed**  
33 **Personnel; §373.2, Supervision of a Temporary Licensee; §376.1, Facility**  
34 **Registration; §376.3, Requirements for Facility Registration; §376.4,**  
35 **Requirements for Registered Facilities; and §376.6, Renewal of Facility**  
36 **Registration.**

37 Ms. Johnston gave a synopsis of the proposed amendments and the rationale the OT  
38 Board used to make the proposed changes. There were several questions asked of  
39 Ms. Johnston by other council members, all of which were answered. The Council  
40 decided that since all the rules had similar changes and they were just clean up actions,  
41 they would vote on the rule changes together.  
42

1 **Motion: To approve the forwarding of §364.1, Requirements for Licensure; §364.3,**  
2 **Temporary License; §369.3, Use of Titles; §371.2, Retired Status; §372.1,**  
3 **Provision of Services; §373.1, Supervision of Non-Licensed Personnel; §373.2,**  
4 **Supervision of a Temporary Licensee; §376.1, Facility Registration; §376.3,**  
5 **Requirements for Facility Registration; §376.4, Requirements for Registered**  
6 **Facilities; and §376.6, Renewal of Facility Registration, to the Texas Register for**  
7 **posting.**

8 **Made by: Melinda Rodriguez**

9 **Second: Daniel Reyna**

10 **4 ayes, motion passed.**

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13 **VII. Presiding Officer's Report.**

14 Mr. Matson did not give a report.

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17 **VIII. Discussion and possible action on scheduling future Executive Council meeting**  
18 **dates and items for future consideration.**

19 The two next Executive Council meetings are scheduled for August 28, 2009 at 10:00  
20 a.m., and December 4, 2009 at 10:00 a.m. in Austin, TX. Future meetings for the year  
21 2010 will be discussed at the next Executive Council meeting.

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24 **IX. Adjournment.**

25 The meeting was adjourned at 11:20 a.m.

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29 **DATE REVIEWED BY THE COUNCIL:**

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31 **ACTION TAKEN BY THE COUNCIL:**