

1
2
3
4
5
6
7
8
9
10
11
12

Texas Board of Physical Therapy Examiners

**RULES AND PRACTICE
Committee Meeting**

**333 Guadalupe, Suite 2-510
Austin, Texas 78701**

**July 18, 2019
1:00 pm**

13 **Members Present:** Philip Vickers, Public Member, Chair
14 Harvey Aikman, PT
15 Jeff Tout, PT
16 Manuel "Tony" Domenech, PT

17
18 **Staff:** John Maline, Executive Director
19 Karen Gordon, PT Coordinator
20 Mark Turek, Chief Investigator
21 Amy Carter, Investigator
22 Michael Briscoe, Licensing Manager
23 Karissa Rodriguez, Assistant Licensing Manager
24 Ralph Harper, Senior Accountant

25
26 **Legal Counsel:** Kara Holsinger, Assistant Attorney General

27
28 **Guests:** Craig Tounget, Texas Physical Therapy Association (TPTA) Executive Director
29 Lindsey Green, TPTA Staff
30 Dana Tew, TPTA Governmental Affairs Committee Chair
31

32
33 **Agenda**

- 34
35 A. Call to order.
36 B. Public comment.
37 C. Approval of minutes from the July 18, 2019 meeting.
38 D. Discussion and possible action on proposing changes to §322.1. Initiation of physical therapy services.
39 pursuant to HB 29 amendments to Sec. 453.301, Occupations Code during the 86th Legislative
40 Session.
41 E. Discussion and possible action on proposing an amendment to §341.7 Restriction on License Renewal
42 and Restoration. pursuant to SB 37 amendments to CHAPTER 56, ACTION AGAINST RECIPIENTS
43 OF STUDENT FINANCIAL ASSISTANCE. Occupations Code during the 86th Legislative Session.
44 F. Discussion and possible action on proposing changes to §329.6. Licensure by Endorsement. and
45 §329.7. Exemptions from Licensure. pursuant to SB 1200 addition of Sec. 55.0041 RECOGNITION OF
46 OUT-OF-STATE LICENSE OF MILITARY SPOUSE to Chapter 55, Occupations Code during the 86th
47 Legislative Session.
48 G. Discussion and possible action on future meeting dates and agenda items.
49 H. Adjournment.
50
51
52
53
54
-

1 **A. Call to Order.**

2
3 Philip Vickers, Chair called the roll and determined a quorum was present. He called the meeting to order
4 at 1:00 p.m.

5
6 **B. Public comment.**

7
8 Mr. Craig Tounget, TPTA Executive Director, gave public comment regarding HB 29 in which he stated that
9 they settled for what they could get during negotiations with the Texas Medical Association and the Texas
10 Orthopaedic Association.

11
12 **C. Approval of minutes from the July 26, 2019 meeting.**

13
14 Motion: To approve the minutes as submitted.
15 Made by: Harvey Aikman
16 Second: Jeff Tout
17 Motion passed unanimously.

18
19 **D. Discussion and possible action on proposing changes to §322.1. Initiation of physical therapy**
20 **services. pursuant to HB 29 amendments to Sec. 453.301, Occupations Code during the 86th**
21 **Legislative Session.**

22
23 The Committee discussed the different provisions of HB 29 and set the minimum amount of professional
24 liability insurance coverage at \$100,000 per case and \$300,000 aggregate per year. They also reviewed a
25 draft of the disclosure form and suggested several revisions with final draft to be approved at the October
26 meeting. The Committee instructed Ms. Gordon to include the discussion points in narrative and FAQ
27 format for posting to the website.

28
29 Motion: To recommend proposing amendments to §322.1. Initiation of physical therapy
30 services.
31 Made by: Harvey Aikman
32 Second: Tony Domenech
33 Motion passed unanimously.

34
35 **E. Discussion and possible action on proposing an amendment to §341.7 Restriction on License**
36 **Renewal and Restoration. pursuant to SB 37 amendments to CHAPTER 56, ACTION AGAINST**
37 **RECIPIENTS OF STUDENT FINANCIAL ASSISTANCE. Occupations Code during the 86th**
38 **Legislative Session.**

39
40 The Committee discussed SB 37 and made the following recommendation:

41
42 Motion: To recommend proposing the amendment to §341.7. Restriction on License Renewal
43 and Restoration.
44 Made by: Harvey Aikman
45 Second: Tony Domenech
46 Motion passed unanimously.

47
48 **F. Discussion and possible action on proposing changes to §329.6. Licensure by Endorsement.**
49 **and §329.7. Exemptions from Licensure. pursuant to SB 1200 addition of Sec. 55.0041**
50 **RECOGNITION OF OUT-OF-STATE LICENSE OF MILITARY SPOUSE to Chapter 55, Occupations**
51 **Code during the 86th Legislative Session.**

52
53 The Committee discussed SB 1200 and made the following recommendation:
54

1 Motion: To recommend proposing the amendments to §329.6. Licensure by Endorsement
2 and §329.7. Exemptions from Licensure.
3 Made by: Jeff Tout
4 Second: Harvey Aikman
5 Motion passed unanimously.

6
7 **G. Discussion and possible action on future meeting dates and agenda items.**

8
9 The next committee meeting was set for October 10, 2019 in Austin.

10
11 **K. Adjournment.**

12
13 Motion: To adjourn the meeting.
14 Made by: Harvey Aikman
15 Second: Jeff Tout
16 Motion passed unanimously.

17
18 Mr. Aikman adjourned the meeting at 2:19 p.m.

19
20
21 **Date reviewed by the Committee:** 10/10/2019
22 **Action taken by the Committee:** approved as submitted