

1 **The Executive Council of Physical Therapy and Occupational Therapy Examiners**
2 **Council Meeting**
3 **August 13, 2021**
4 **8:00 a.m.**

5 In connection with Governor Greg Abbott's March 13, 2020 proclamation of a state of
6 disaster affecting all counties in Texas due to the Coronavirus (COVID-19) and the
7 Governor's March 16, 2020 suspension of certain provisions of the Texas Open
8 Meetings Act, the August 13, 2021 council meeting of the Executive Council of Physical
9 Therapy and Occupational Therapy Examiners will be held by telephonic conference
10 call at 8:00 AM, as authorized under Texas Government Code section 551.125.

11 Members of the public will have access and a means to participate in this meeting, by
12 two-way audio, by calling 877 853 5247 US Toll-free or 888 788 0099 US Toll-free,
13 Meeting ID: **973 3937 3844**.

14 An electronic copy of the agenda is now available at
15 <https://www.ptot.texas.gov/page/meeting-dates>. A recording of the meeting will be
16 available after August 13, 2021. To obtain a recording, please email your request to
17 info@ptot.texas.gov.

18 For public participants, after the meeting convenes, the Chairperson will do a roll call.
19 Please identify yourself by name and state whether you would like to provide public
20 comment. When the Council reaches the public comment item, the Chairperson will
21 recognize you by name and give you an opportunity to speak. All public comments will
22 be limited to 3 minutes.

23 The Executive Council of Physical Therapy and Occupational Therapy Examiners may
24 discuss and/or take action on any of the following agenda items. The Council may go
25 into executive session on any agenda item listed below as authorized by the Open
26 Meetings Act, Texas Government Code, chapter 551.

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28 Persons present:
29 Council Members

Manoranjan Mahadeva, Presiding Officer
Stephanie Johnston, OTR
Barbara Sanders, PT
Eddie Jessie, OT Board Public Member
Donivan Hodge, PT Board Public Member

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35 Staff:

Ralph Harper, Executive Director
Karen Gordon, PT Board Coordinator
Lea Weiss, OT Board Coordinator
Amy Carter, Director of Enforcement
Karissa Rodriguez, Licensing Manager
Randall Glines, Staff Services Officer
Rosalind Hunt, AG Assigned Counsel

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43 **I. Call to order**

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45 At 8:02 a.m., Mr. Manoranjan Mahadeva, Presiding Officer, called the
46 meeting to order.
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49 **II. Roll Call for Members**

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Mr. Mahadeva called the roll, and a quorum was determined to exist.

III. Roll Call for Public Participants

Mr. Mahadeva requested that Public Participants identify themselves.

IV. Excusing council member absences

There were no absent council members.

V. Public comment

There was no public comment.

VI. Minutes of February 12, 2021

**Motion: To approve without changes minutes of February 12, 2021
Executive Council meeting
Made by: Barbara Sanders
Second: Donivan Hodge
Motion passed.**

VII. Executive Director's Report concerning fiscal and budgetary matters, performance measures, ongoing projects, agency personnel matters, impact of COVID-19 on the agency, and other agency business.

Executive Director Ralph Harper briefed the Executive Council on fiscal and budgetary matters, performance measures, ongoing projects, agency personnel matters, impact of COVID-19 on the agency, and other agency business.

VIII. Approval for the Texas Board of Physical Therapy Examiners to publish in the *Texas Register* proposed amendments to the following Board rules in Title 22 of the Texas Administrative Code, Rule §322.1 (a)(2)(E), regarding the initiation of physical therapy services. The changes are made pursuant to HB 1363 (87th Legislative Session), which amends Tex. Occ. Code §453.301(a-2).

Barbara Sanders discussed agenda item VIII.

96 **Motion: To approve proposed rule §322.1 regarding the initiation of**
97 **physical therapy services for submission for publication in the Texas**
98 **Register**

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100 **Made by: Stephanie Johnston**

101 **Second: Eddie Jessie**

102 **Motion passed.**

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105 **IX. Approval for the Texas Board of Physical Therapy Examiners to publish in**
106 **the Texas Register proposed amendments to the following Board rules in**
107 **Title 22 of the Texas Administrative Code, §329.7 (b)(5) regarding the**
108 **Exemptions from Licensure. The changes are made pursuant to HB 139**
109 **(87th Regular Session), which amends to Tex. Occ. Code § 55.004(c)-(d).**

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111 Barbara Sanders discussed agenda item IX.

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113 **Motion: To approve proposed rule §329.7 regarding the Exemptions**
114 **from Licensure for submission for publication in the Texas Register**

115 **Made by: Donivan Hodge**

116 **Second: Eddie Jessie**

117 **Motion passed.**

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120 **X. Approval for the Texas Board of Occupational Therapy Examiners to**
121 **publish in the Texas Register proposed amendments to the following**
122 **Board rule in Title 40 of the Texas Administrative Code, §364.5, Recognition**
123 **of Out-of-State License of Military Spouse, including changes pursuant to**
124 **HB 139 (87th Regular Legislative Session).**

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126 Lea Weiss discussed agenda item X.

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128 **Motion: To approve proposed rule §364.5 regarding the Recognition**
129 **of Out-of-State License of Military Spouse for submission for**
130 **publication in the Texas Register**

131 **Made by: Barbara Sanders**

132 **Second: Stephanie Johnston**

133 **Motion passed.**

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136 **XI. Presiding Officer's Report events concerning the Executive Council of**
137 **Physical Therapy and Occupational Therapy Examiners**

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139 Mr. Mahadeva gave recognition to the Executive Council, the PT and OT
140 Boards, AG Assigned Counsel and the agency staff for their continued
141 efforts.

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XII. Future Executive Council meeting dates and agenda items.

The next Executive Council meeting was tentatively scheduled for November 5, 2021 at 8:00 a.m., with an alternate date of November 12, 2021 at 8:00 a.m.

XIII. Personnel matters regarding the appointment, employment, compensation, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director of the Executive Council of Physical Therapy and Occupational Therapy Examiners.

The Executive Council went into Executive Session at 8:19 a.m.

No action was taken in Executive Session

The Executive Council went into Open Meeting at 8:33 a.m.

Motion: To approve a 3.5 % increase in the annual salary of Ralph Harper, ECPTOTE Executive Director
Made by: Stephanie Johnston
Second: Eddie Jessie
Motion passed.

XIV. Adjournment.

The meeting was adjourned at 8:36 a.m.

DATE REVIEWED BY THE COUNCIL: November 5, 2021

ACTION TAKEN BY THE COUNCIL: Approved as written.

Agenda line 176 text changed from “DATE REVIEWED BY THE COUNCIL” to “ACTION TAKEN BY THE COUNCIL”