

NOVEMBER
4 & 5, 2015
BOARD MEETING

Ohlone College
Newark Center for Health
Sciences and Technology



Physical Therapy Board of California

BUSINESS, CONSUMER SERVICES, AND HOUSING AGENCY – GOVERNOR EDMUND G. BROWN JR.

THE PHYSICAL THERAPY BOARD OF CALIFORNIA

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PHYSICAL THERAPY BOARD OF CALIFORNIA NOTICE OF PUBLIC MEETING

November 4, 2015 9:00 a.m.

November 5, 2015 9:00 a.m.

Ohlone College
Newark Center for Health
Sciences and Technology
39399 Cherry Street, Room NC 1100
Newark, CA 94560

Action may be taken on any agenda item.
Agenda items may be taken out of order.

Unless otherwise indicated, all agenda items
will be held in **OPEN SESSION. THE PUBLIC
IS ENCOURAGED TO ATTEND.** Please refer
to the informational notes at the end of
the agenda.

BOARD MEMBERS

Debra J. Alviso, PT, DPT, *President*

Katarina Eleby, *Vice President*

Jesus Dominguez, PT, Ph.D., *Member*

Daniel Drummer, PT, DPT, *Member*

Alicia K. Rabena-Amen, PT, MPT, *Member*

James E. Turner, MPA, *Member*

Carol A. Wallisch, MA, MPH, *Member*

BOARD STAFF

Jason Kaiser, *Executive Officer*

Liz Constancio, *Manager*

Elsa Ybarra, *Manager*

Brooke Arneson, *Associate Analyst*



Physical Therapy Board of California



STATE OF CALIFORNIA

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DEPARTMENT OF CONSUMER AFFAIRS

Agenda

1. **Call to Order, Roll Call and Establishment of Quorum**
2. **Special Order of Business – November 4, 2015 9:00 a.m.**
 - (A) Hearing on Petition for Reinstatement of License – Aaron Tsuda
 - (B) Hearing on Petition for Reinstatement of License – Robert GrayAfter submission of the matters, the Board will convene in CLOSED SESSION to deliberate pursuant to Government Code section 11126(c)(3).
3. **Closed Session**
 - (A) Pursuant to Government Code section 11126(c)(3)
Deliberation on Disciplinary Actions And Decisions to be Reached in
Administrative Procedure Act Proceedings
 - (B) Pursuant to Government Code section 11126(a)(1)
Appointment, Employment, Evaluation of Executive Officer
 - (C) Adjourn Closed Session
4. **Reconvene Open Session**
5. **Review and Approval of August 19 & 20, 2015 Meeting Minutes – Brooke Arneson**
6. **Consumer and Professional Associations and Intergovernmental Relations Reports**
 - (A) Federation of State Boards of Physical Therapy (FSBPT)
 - (B) Department of Consumer Affairs (DCA) – *Executive Office*
 - (C) California Physical Therapy Association (CPTA)
7. **President's Report – Dr. Alviso**
 - (A) 2016 Proposed Meeting Calendar
8. **Executive Officer's Report – Jason Kaiser**
 - (A) Budget/Personnel
 - (B) BreEZe
 - (C) Legislation and Regulation
 - (D) Outreach
 - (E) Continuing Competency
 - (F) Application and Licensing
 - (G) Consumer Protection
 - (H) DCA Internal Audit
9. **Legislation Report – Brooke Arneson**
 - (A) 2015/16 Legislative Session Summary
 - i. AB 12 (Cooley) State Government: Administrative Regulations: Review
 - ii. AB 19 (Chang) State Government: Regulations
 - iii. AB 85 (Wilk) Open Meetings
 - iv. AB 161 (Chau) Athletic Trainers
 - v. AB 333 (Melendez) Healing Arts: Continuing Education
 - vi. AB 351 (Jones-Sawyer) Public Contracts: Small Business Participation
 - vii. AB 410 (Oberholte) Documents Submitted to Legislative Committees

- viii. AB 483 (Patterson) Healing Arts: Initial License Fees: Proration
- ix. AB 507 (Olsen) DCA: BreEZe System: Annual Report
- x. AB 611 (Dahle) Controlled Substances: Prescriptions: Reporting
- xi. AB 750 (Low) Business and Professions: Licenses
- xii. AB 1060 (Bonilla) Cancer Clinical Trials
- xiii. AB 1351 (Eggman) Deferred Entry of Judgment: Pretrial Diversion
- xiv. AB 1352 (Eggman) Deferred Entry of Judgment: Withdrawal of Plea
- xv. SB 52 (Walters) Regulatory Boards: Healing Arts
- xvi. SB 800 (Hill) Healing Arts

(B) 2015/16 -Other Bills Potentially Impacting Physical Therapy Practice or Regulation or the Operation of the Physical Therapy Board

10. Rulemaking Report – Brooke Arneson

(A) 2015 Rulemaking Update

- i. License Renewal Exemptions: Retired Status
- ii. Requirements for Graduates from Non-Accredited Programs: Test of English as a Foreign Language (TOEFL)
- iii. Fee Increase

(B) 2016 Rulemaking Calendar

(C) Draft Regulatory Language for Board Consideration and Possible Action for the Following Sections of Division 13.2 of Title 16 of the California Code of Regulations

- i. License Renewal Exemptions: Retired Status
Regulation number(s) to be determined

11. Administrative Services Report – Liz Constancio

(A) Budget

(B) Outreach

12. Application & Licensing Services Report – Liz Constancio

13. Consumer Protection Services Report – Elsa Ybarra

14. Board Member Training – Liz Constancio

(A) Mandatory Training and Reporting Requirements

15. Board Member Elections

(A) President

(B) Vice-President

(C) FSBPT Delegate

(D) FSBPT Alternate Delegate

(E) FSBPT Back-up Alternate Delegate

16. Public Comment on Items Not on the Agenda

Please note the board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide to place the matter on the agenda of a future meeting. [Government Code sections 11125 and 11125.7(a)]

- 17. Agenda Items for Next Meeting** – February 10 & 11, 2016
Department of Consumer Affairs
2005 Evergreen Street, Hearing Room
Sacramento, CA 95815

18. Adjournment

Informational Notes:

Times stated are approximate and subject to change. Agenda order is tentative and may be changed by the Board without prior notice. This meeting will conform to the Bagley-Keene Open Meeting Act. The Board provides the public the opportunity at the meetings to address each agenda item during the Board's discussion or consideration of the item. Total time allocated for public comment may be limited.

The Board plans to webcast this meeting on its website at www.ptbc.ca.gov. Webcast availability cannot, however, be guaranteed due to limited resources. The meeting will not be cancelled if webcast is not available. If you wish to participate or to have a guaranteed opportunity to observe, please plan to attend at a physical location. Adjournment, if it is the only item that occurs after a closed session, may not be webcast.

The meeting is accessible to the physically disabled. A person who needs disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Brooke Arneson at (916) 561-8260, e-mail: brooke.arneson@dca.ca.gov, or send a written request to the Physical Therapy Board of California, 2005 Evergreen Street, Suite 1350, Sacramento, CA 95815. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodations. TDD Line: (916) 322-1700.