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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF PHYSICAL THERAPY

TIME: 9:05 A.M.

PENNSYLVANIA DEPARTMENT OF STATE
Board Room B
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

May 18, 2017

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State Board of Physical Therapy
May 18, 2017

BOARD MEMBERS:

David M. Kozich, PT, Acting Chairperson
Katelin Lambert, Director of Operations, present on
behalf of the Ian Harlow, Commissioner of
Professional and Occupational Affairs
Gary L. Coburn - Absent
Tammy S. Frey, PTA
Geraldine Grzybek, PT - Absent
Rachel Levine, MD, Physician General - Absent
Cynthia Potter, PT
Jeremy Robb, Attorney General's Office Designee
Timothy M. Schell, PT
Sandra Campbell, PT

BUREAU PERSONNEL:

Teresa Lazo, Esquire, Board Counsel
Paul J. Jarabeck, Esquire, Board Prosecutor
Jason Anderson, Esquire, Board Prosecutor
Michelle Roberts, Board Administrator

ALSO PRESENT:

Scott Voshell, PT
Ted Mowatt, APA
John E. Baughman, Select Med
Theresa Strayer
Jessica McCormick

1 ***

2 State Board of Physical Therapy

3 May 18, 2017

4 ***

5 The regularly scheduled meeting of the State
6 Board of Physical Therapy was held on Thursday, May
7 18, 2017.

8 ***

9 Official Call to Order

10 [David M. Kozich, Acting Chairperson, officially
11 called the meeting to order at 9:05 a.m. Roll call
12 was taken. A quorum was noted to be present.]

13 ***

14 [Katelin Lambert, Director of Operations, was noted to
15 be present on behalf of Ian J. Harlow, Commissioner,
16 of Professional and Occupational Affairs.]

17 ***

18 Introduction of Audience

19 [Acting Chairperson Kozich requested the introduction
20 of the audience in attendance.]

21 ***

22 Approval of Minutes of the March 23, 2017 meeting

23 [The Board discussed corrections to the Minutes.]

24 ACTING CHAIRPERSON KOZICH:

25 The first order of business would be to

1 review the minutes from the previous
2 meeting. Any corrections or additions?
3 Motion to approve the minutes?

4 MR. KOZICH:

5 I'll second.

6 MR. SCHELL:

7 I'll second.

8 ACTING CHAIRPERSON KOZICH:

9 Motion approved. Take a vote. All in
10 favor? Any opposed? Abstentions?

11 [The motion carried. Cynthia Potter, PT, abstained
12 from voting on the motion.]

13 ***

14 [Timothy Schell, PT, inquired if Board Counsel was
15 working on drafting regulations relating to dry
16 needling. Ms. Lazo explained there has been contact
17 with the Governor's Policy Office regarding the matter
18 but the regulation is still in the preliminary stages.

19 Mr. Schell received an opinion from the Acting
20 Attorney General of the State of New Jersey quoting
21 that Pennsylvania had ruled dry needling was not part
22 of physical therapy. He will provide a copy to the
23 Board Administrator for distribution.]

24 ***

25 Report of Prosecutorial Division

1 [Paul Jarabeck, Esquire, Board Prosecutor, present on
2 behalf of Steven A. Mimm, Esquire, presented a Consent
3 Agreement for File No. 16-65-00915.]

4 ***

5 [Jason Anderson, Esquire, Board Prosecutor, presented
6 a Consent Agreement for File No. 17-65-02738.]

7 ***

8 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
9 9:14 a.m. the Board entered into Executive Session
10 with Teresa Lazo, Esquire, Board Counsel, for the
11 purpose of conducting quasi-judicial deliberations.
12 The Board returned to open session at 9:30 a.m.]

13 ***

14 Appointment - Theresa Strayer

15 [Theresa Strayer addressed the Board with regard to
16 her Third Exam Request. She referenced her Progress
17 Report for discussion. Ms. Strayer also provided a
18 summary of her personal and educational background.
19 She answered questions from the Board regarding her
20 schooling and ability to take the test.]

21 ***

22 Appointment - Jessica McCormick

23 [Jessica McCormick addressed the Board with regard to
24 her Third Exam Request. Ms. McCormick provided a
25 summary of educational background and her challenges

1 with taking the test. She then answered questions
2 from the Board regarding her strengths and weaknesses
3 when working with patients and studying for the exam.
4 Ms. McCormick provided the Board with her contact
5 information.]

6

7 MOTIONS:

8 MS. LAZO:

9 The Board had met in Executive Session
10 to conduct quasi-judicial deliberations,
11 and based on those discussions, I
12 recommend a motion to accept the Consent
13 Agreement of File No. 16-65-00915.

14 MS. FREY:

15 I'll make the motion.

16 MS. CAMPBELL:

17 I'll second.

18 ACTING CHAIRPERSON KOZICH:

19 All those in favor?

20 MS. LAZO:

21 Mr. Schell was not present during the
22 discussions and will not vote.

23 ACTING CHAIRPERSON KOZICH:

24 All those in favor? Opposed?

25 Abstentions?

1 MS. LAZO:

2 That's the matter of Craig David
3 Moreland, PT.

4 [The motion carried. Timothy Schell abstained from
5 voting on the motion.]

6 ***

7 MS. LAZO:

8 Based on discussions in Executive
9 Session. I recommend a motion to reject
10 as too lenient the Consent Agreement
11 offered of File No. 17-65-02738.

12 MR. SCHELL:

13 I'll make that motion.

14 MR. CAMPBELL:

15 I'll second.

16 ACTING CHAIRPERSON KOZICH:

17 All those in favor? Opposed?

18 Abstentions?

19 MS. LAZO:

20 Okay, and since that one is rejected, we
21 will not announce the name.

22 [The motion carried unanimously.]

23 ***

24 MS. LAZO:

25 Finally, based on discussions in

1 Executive Session, I recommend a motion
2 to direct Board Counsel to draft an
3 Adjudication and Order consistent with
4 the boards discussions in the matter of
5 Commonwealth vs. Alyssa Ann Dickerson,
6 PTA, File No. 15-65-04944.

7 MR. KOZICH:

8 I'll make that motion.

9 MS. POTTER:

10 Second.

11 ACTING CHAIRPERSON KOZICH:

12 All those in favor? Opposed?

13 Abstentions?

14 MS. LAZO:

15 That concludes what was done in
16 Executive Session.

17 [The motion carried unanimously.]

18 ***

19 Regulations

20 [Teresa Lazo, Esquire, updated the Board on the status
21 of the regulations.]

22 ***

23 MS. LAZO:

24 In the matter of the request of Theresa
25 Strayer to retake the physical therapy

1 exam, looking for a motion to grant that
2 request.

3 MR. KOZICH:

4 I'll make that motion.

5 MS. POTTER:

6 I'll second.

7 ACTING CHAIRPERSON KOZICH:

8 All in favor, say aye? Any opposed?

9 Any abstentions?

10 [The motion carried unanimously.]

11 ***

12 MS. LAZO:

13 In the matter of the request of Jessica
14 McCormick to retake the physical therapy
15 assistant exam, is there a motion to
16 allow that?

17 MS. POTTER:

18 I'll make that motion to allow her to
19 retake the test.

20 MR. ROBB:

21 I'll second.

22 ACTING CHAIRPERSON KOZICH:

23 All in favor, say aye? Opposed?

24 Abstentions?

25 [The motion carried unanimously.]

1 ***

2 [Katelin Lambert, Director of Operations, updated the
3 Board on the PALS project. Ms. Lambert informed the
4 Board there are 50 vacancies of 300 board seats.

5 Public member and board member training will be
6 held on September 28, 2017, in State College. In-
7 person meetings will be held every four years and then
8 electronic training in the off years.]

9 ***

10 Board Administrator Report

11 [Michelle Roberts, Board Administrator, announced the
12 scheduled attendance of David Kozich and Theresa Lazo,
13 Board Counsel, to the FSBPT Annual Meeting. She
14 requested the Board delegate an alternate to attend.]

15 MR. SCHELL:

16 I'll nominate Cindy Potter.

17 MS. LAZO:

18 Everybody ready. We're all sending
19 Cindy.

20 ***

21 Election of Officers

22 MS. LAZO:

23 If anyone has a nomination for a Chair
24 first?

25 MR. SCHELL:

1 I'm nominating Cindy Potter to the
2 Chair.

3 MS. LAZO:

4 No other nominations? Nominations are
5 closed. All those in favor? Opposed.
6 Next meeting, Cindy will be our Chair.

7 [The motion carried unanimously.]

8 ***

9 MS. LAZO:

10 Nominations for Vice Chair.

11 MS. POTTER:

12 I'll nominate David.

13 MS. LAZO:

14 David Kozich. Any other nominations?
15 All in favor, say aye? Opposed?
16 Congratulations, David.

17 [The motion carried unanimously.]

18 ***

19 MS. LAZO:

20 Nominations for Secretary.

21 MR. SCHELL:

22 I'll nominate Tammy.

23 MS. LAZO:

24 Any other nominations? Nominations
25 closed. All those in favor?

1 Congratulations, Tammy.

2 [The motion carried unanimously.]

3 ***

4 Miscellaneous

5 [Scott Voshell invited Board members to the state
6 meeting on October 26, 2017, at Seven Springs.]

7 ***

8 Adjournment

9 ACTING CHAIRPERSON KOZICH:

10 No other issues or matters? Motion to
11 adjourn.

12 MS. POTTER:

13 So moved.

14 MR. ROBB:

15 Second.

16 ACTING CHAIRPERSON KOZICH:

17 All in favor?

18 [The motion carried unanimously.]

19 ***

20 [The meeting adjourned at 10:00 a.m.]

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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Physical Therapy meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Physical Therapy meeting.



Ashley Hoover,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF PHYSICAL THERAPY
REFERENCE INDEX
May 18, 2017

	TIME	AGENDA
1		
2		
3		
4		
5		
6		
7	9:05	Official Call to Order
8		
9	9:05	Introduction of Audience
10		
11	9:06	Approval of Minutes
12		
13	9:10	Report of Prosecutorial Division
14		
15	9:14	Executive Session
16	9:30	Return to Open Session
17		
18	9:31	Motions
19		
20	9:30	Appointments
21		
22	9:54	Report of Board Administrator
23		
24	9:55	Miscellaneous
25		
26	10:00	Adjournment
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