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Federation of State Boards of Physical Therapy (FSBPT®)

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Iowa and Nebraska become the 16th and 17th states to join the Compact

On April 4, 2018, the Governor of Iowa signed the PT Compact into law. Iowa is the 16th state to pass the PT Compact into law. Nebraska's Physical Therapy Compact bill was approved by the Governor on April 19, 2018, making Nebraska the 17th member of the PT Compact.

For the most up to date information on the PT Compact, see ptcompact.org.

Minnesota & Pennsylvania- the 31st and 32nd Jurisdictions Accepting ProCert®!

With rule changes effective this month, Minnesota and Pennsylvania accept ProCert certification of continuing education courses and conferences for purposes of meeting continuing competence requirements. The Land of 10,00 Lakes and the Keystone State join the following jurisdictions also accepting ProCert: Alaska, Arizona, Arkansas, California, Colorado, Delaware, District of Columbia, Georgia, Hawaii, Idaho, Illinois, Indiana, Kansas, Kentucky, Michigan, Mississippi, Missouri, Montana, Nebraska, North Carolina, North Dakota, Oregon, Puerto Rico, South Carolina, Tennessee, Utah, Vermont, Virginia, Wisconsin, and Wyoming.

Several more states are updating their laws and/or rules to accept ProCert certification in the future – potentially by the end of 2018. Learn more about ProCert [here](#), or [contact FSBPT Continuing Competence Staff](#) for more information. If you serve on, or are an administrator of, one of the remaining 22 jurisdictions not currently accepting ProCert, we welcome an opportunity to present to your board the many features and benefits the program offers to support your continuing competence mission.

Upcoming Deadlines

1-- Before May 1, 2018- Credential your 2018 delegates and funded administrator

Member board chairs and administrators, we will need your delegates and funded administrator credentialed **by May 1, 2018** to plan for the Leadership Issues Forum (LIF) in July.

Administrators who have questions about the process can learn more [here](#).

In 2018,

- FSBPT will fund the voting delegate and funded administrator to attend the Leadership Issue Forum July 14-15 in Alexandria, Virginia, and
- FSBPT will fund the voting delegate, the funded alternate delegate and the funded administrator to attend the Annual Meeting October 25-27 in Reston, VA

Want to learn more?

Review our Leadership Issues Forum and Annual Meeting FAQs on our Members [Events Page](#).

2—FINAL REMINDER- Before June 1, 2018- Submit 2018 Excellence in Regulation Award Nomination Forms

The Excellence in Regulation Award recognizes jurisdictions that have made significant accomplishments towards increasing public protection for consumers of physical therapy services in a number of areas. To nominate a jurisdiction, including your own, submit a [Nomination Form](#) to communications@fsbpt.org **by 9am ET Friday, June 1, 2018**. **Late submissions will not be accepted**. The winning jurisdiction(s) will be recognized at the Annual Meeting in Reston, VA in October.

3—Before July 30, 2018- Submit Motions for the 2018 Delegate Assembly

The deadline for submitting motions to the Resolutions Committee [via email](#) is **9am ET Monday, July 30, 2018**.

For those who are new jurisdictional board members or serving for the first time this year as a Voting Delegate, we encourage you to read the current [Bylaws and Standing Rules](#) to better understand the role of the Resolutions Committee and the motion submission process. You can also direct questions you have about the process to the Resolutions Committee at the email above.

If your board has items that you would like to discuss with other member jurisdictions and the FSBPT Board of Directors, the Leadership Issues Forum meeting, July 14-15, 2018, is an excellent opportunity to have meaningful dialogue and discussion.

FSBPT-APTA Joint Board Meeting

In April, FSBPT hosted a meeting with representatives from both FSBPT and American Physical Therapy Association (APTA) Board of Directors. Since 2016, the two organizations have aimed to meet at least annually to share strategic initiatives and identify opportunities for support and collaboration.

The topics included general organizational updates, the Minimum Data Set (MDS) and a discussion on engagement in the profession. The MDS topic included identifying what an MDS is and how it can be used by professional associations, regulators and others for workforce planning. APTA and FSBPT collaborated in developing the data elements of the MDS and the discussion centered on potential collaboration in implementing the physical therapy MDS. The “engagement” topic was a facilitated discussion of what engagement in the profession is, how it can benefit the missions of both organizations and potential opportunities in collaborating in promoting engagement of licensees.

thank
you!

Our Gratitude for Volunteers Hard at Work

This month, we thank the generous volunteer members of these groups for their support of our mission with work on-site:

- Exam Development Committee- PT
- Exam Development Committee- PTA
- Continuing Competence Committee
 - Talia Barton
 - Gillian Cavezzali
 - Linda Gustafson
 - Natalie Harms
 - David Harris
 - Jasmin Jimeno
 - Sandra Levi
 - Andrew Mix
 - Michele Thorman



Spotlight on Member Resources: Spring 2018 *Federation Forum* was published in early April

The *Forum* provides insight into the issues, needs and interests of our members and stakeholders. Articles reflect our commitment to our mission by increasing awareness and knowledge of regulatory healthcare issues and solutions.

To read all articles, click [here](#).

Board of Directors Report

In March and April, to advance the business of the Federation, the board of directors approved the motion listed.

Motion: Continuing Competence Purpose Statement

Move that the Continuing Competence Committee's charge be modified to:

This committee reviews the current best evidence related to continuing competence; makes recommendations regarding new approaches to continuing competence based on the evidence and recommends appropriate models that incorporate these changes; uses the evidence to evaluate and recommend tools and methods that will help assure licensees are maintaining competence for safe and effective practice and achieve the purpose of the FSBPT Continuing Competence Initiative.

Rationale: The current charge includes making recommendations on the continued development and integration of current continuing competence tools and implies promotion of those tools. The revised motion recognizes at some point in the future, that the current FSBPT tools may not represent best practice unless they are modified or changed and that the promotion of these tools is more of a staff function than a committee function.

Current charge:

The Committee makes recommendations regarding the continuing competence model as it is developed; recommends practice act and rules language related to continuing competence and implementation of the model; assists in evaluating tools that might be appropriate for demonstrating ongoing competence and makes recommendations on the continued development and integration of FSBPT continuing competence tools.

Fiscal Impact: None

In the News

“Bill to shield physicians during investigations advances to Louisiana Senate floor”, by Katie Gagliano, published in *The Advocate* on April 4, 2018

“Despite objections that the public would become more vulnerable to disreputable doctors, legislation to provide physicians enhanced due process rights during investigations sailed through the state Senate Health and Welfare committee Wednesday.

“Senate Bill 286 by Sen. John Milkovich, D-Shreveport, would establish more stringent communication requirements during Louisiana State Board of Medical Examiners investigations. He wants to provide doctors more opportunities to protect themselves, their livelihoods and their reputations from improper investigations.

“The head of the Medical Examiners Board countered that the provisions would make it more difficult to conduct and complete examinations.

“The committee reported SB286 favorable to the full Senate.

“Milkovich’s ‘Physician’s Bill of Rights’ would require the Board of Medical Examiners to provide the physician a written notice of complaint within 10 days of receipt, reveal the identity of the complainant, record all communications between investigators, board members and the affected physician related to the case, and provide all evidence and documents related to the case to the physician during discovery.

“The bill would also bar investigators from revealing details about ongoing investigations to board members or the board executive director, and allow the affected physician to raise concerns about the investigator being biased and request a new investigator, Milkovich said.

“ ‘We give criminals and terrorists more due process than we give doctors,’ testified Dr. Greg Stephens.

“He and John Gianforte alleged Dr. Cecilia Mouton, the Medical Examiners Board’s director of investigations, coerced them into consenting to voluntary license suspensions and mandated substance abuse treatment without allowing the physicians to rebut the alleged abuse.

“Stephens said he was denied the ability to defend himself following claims he allowed unqualified staff members to write and sign prescriptions in his name while the medical director at Mental Health Solutions in Shreveport, among other allegations.

“Gianforte, who hired Stephens at the time, said the prescription pad was stolen by a pair of employees and Stephens’ name forged. The duo was fired, and one later charged by law enforcement, Gianforte said.

“Milkovich cited several cases of physician suicide over the last decade following the physician’s investigation or penalization by the Medical Examiners Board. The most recent, Dr. Jacques Whitecloud, the medical director for physical and occupational therapy for Tulane Medical Center, committed suicide in November 2017 following the reinstatement of his medical license by the board, Milkovich said.

“Whitecloud had his license summarily suspended in June 2017 following an investigation. Though it was reinstated in October 2017, Whitecloud had already lost privileges, positions and future opportunities as a result of the investigation, Milkovich said.

“Louisiana State Board of Medical Examiners president Dr. Christy Valentine and executive director Dr. Vincent Culotta Jr. stated the board and its investigators follow the investigation guidelines ‘exactly as stated in rules and statute.’

“ ‘Nobody likes to be disciplined, nobody likes the board asking them questions, but if we’re going to let the complaints to the Legislature and legislators victimize people who do a thankless job, we’re setting ourselves up for problems in the future,’ Culotta said, adding that Milkovich may have overstated some facts when presenting the argument for his bill.

“Culotta said each physician has the right to a judicial review of their sentence if they’re displeased or suspect foul play, but the board has not lost a review in 20 years.

“Culotta said board investigators conduct a preliminary investigation after receiving a complaint against a physician. The board receives roughly 1,100 to 1,400 physician complaints each year, and about 96 percent are resolved with no action during this fact finding stage, he said.

“Complaints that pose a potential danger to the public and may require a formal investigation are presented to the board and a decision is made whether to conduct a formal inquiry. If a full investigation is conducted, the investigator would gather evidence and present it to the full board, Culotta said.

“The provisions outlined in Milkovich’s bill would make it more difficult for the board to protect the public from disreputable doctors, he said. The physician’s right to claim an investigator is biased and request a replacement could be repeatedly exercised and used as a means to stall the investigation and delay justice, he said.

“Additional requirements, including submitting written copies of complaints within 10 days of receipt and notifying physicians if an investigation lasts longer than 30 days, places administrative burden on the staff and could also place more stress on the affected physician, Culotta said.”

Read an additional article on the subject by Elizabeth Crisp [here](#).

Board Liaisons to Jurisdictions

Members of the board of directors serve as liaisons to multiple jurisdictions. Current liaison relationships are listed here for your reference.

Jurisdictions	Board Liaison
Delaware, District of Columbia, Kentucky, Maryland, Pennsylvania, Rhode Island, Tennessee, Virginia, West Virginia	 Ron Barbato
Arizona, Colorado, Kansas, Nevada, New Mexico, Oklahoma, Utah	 Charles Brown
Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, Ohio, South Carolina, Texas	 Tom Caldwell
Arkansas, Illinois, Indiana, Iowa, Michigan, Missouri, Nebraska	 Natalie Harms
Alaska, California, Hawaii, Idaho, Oregon, Washington	 Joni Kalis
Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Puerto Rico, Vermont, Virgin Islands	 Nancy Kirsch
Minnesota, Montana, North Dakota, South Dakota, Wisconsin, Wyoming	 David Relling

Staff Contact Information

If you have questions, challenges or ideas, we want to hear from you! FSBPT®: (703) 299-3100 FCCPT®: (703) 684-8406 (Call FSBPT unless otherwise noted after name)	
Subject	Point of Contact/Email Address
ADA accommodations	Christine Sousa
aPTitude®	competencestaff@fsbpt.org
Assessment or examination development questions	Lorin Mueller, PhD Susan Layton npte@fsbpt.org
Continuing competence	Jeffrey M. Rosa Heidi Herbst Paakkonen competencestaff@fsbpt.org
Credentials review	Jaime Nolan, FCCPT Susan K. Lindeblad, PT, PhD, FCCPT
ELDD- Exam, Licensure and Disciplinary Database participation	eldd@fsbpt.org
Exam registration processing	Christine Sousa
Foreign educated issues	Mark Lane Susan K. Lindeblad, PT, PhD, FCCPT
Immigration	Susan K. Lindeblad, PT, PhD, FCCPT
JAM- Jurisprudence Assessment Module	competencestaff@fsbpt.org
Legislation or Model Practice Act	Mark Lane Leslie Adrian
Meeting arrangements	Paul Delaney
NPDB reports/questions	Angela Burnham
oPTion®	competencestaff@fsbpt.org
PTC- Physical Therapy Compact	compact@fsbpt.org
PEAT- Practice Exam & Assessment Tool	peat@fsbpt.org
ProCert®	competencestaff@fsbpt.org
Reimbursement of expenses Other financial matters	Bill Aronson Linda Michelsen
School reports	schoolreports@fsbpt.org
Score transfer & reporting	Christine Sousa
SCP PET- Supervised Clinical Practice Performance Evaluation Tool	scppet@fsbpt.org
Security issues	Susan Layton security@fsbpt.org
Anything else, including news to share with members	William A. Hatherill Jessica Happel



Sign off:

That's all the news today from the Red Tip Photinia covered banks of the Potomac, where the fish are faster, the fishing boats are longer, and the fishermen are still full of stories.

- *William A. Hatherill, CEO*