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**Texas Board of Physical Therapy Examiners**

**RULES AND PRACTICE  
Committee Meeting**

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

**August 27, 2015  
1:00 pm**

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13 **Members Present:**       **Harvey Aikman, PT, Chair**  
14                                   **Melinda Rodriguez, PT**  
15                                   **Philip Vickers, Public Member**

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17 **Staff:**                       Karen Gordon, PT Coordinator  
18                                   Mark Turek, Chief Investigator  
19                                   Cindy Machado, Licensing Manager  
20                                   Candice Harper, Licensing Specialist

21  
22 **Guests:**                    Kathleen Manella, PT, TPTA Liaison  
23                                   Paul Hardin, TPTA Executive Director  
24                                   Stacey Mather, TPTA Staff  
25                                   Amber Townsley, TPTA Staff

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27 **Agenda**

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29 A. Call to order  
30 B. Public comment  
31 C. Approval of minutes from the April 23, 2015 meeting  
32 D. Discussion and possible action on proposing changes to §323.3. Adoption of Rules regarding  
33 petition for adoption of a rule per HB 763.  
34 E. Discussion and possible action on proposing changes to §329.1. General Licensure Requirements  
35 and Procedures regarding waiving the license application fee of a military service member or military  
36 veteran per SB 807.  
37 F. Discussion and possible action on proposing changes to §329.6. Licensure by Endorsement  
38 regarding waiving the license by endorsement application fee of a military service member, military  
39 veteran, or military spouse per SB 807.  
40 G. Discussion and possible action on proposing changes to §341.20. Licensees Called to Active  
41 Military Service regarding exempting military service members from late fees and penalties for  
42 failure to timely renew per SB 1307.  
43 H. Discussion and possible action on proposing changes to Chapter 347. Registration of Physical  
44 Therapy Facilities, including recommendations from the Texas Physical Therapy Association.  
45 I. Discussion and possible action on proposing changes to §322.1. Provision of Services, regarding  
46 adding (f) Telehealth.  
47 J. Discussion and possible action on future meeting dates and agenda items.  
48 K. Adjournment  
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1 **A. Call to Order**

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3 Harvey Aikman, Chair called roll and determined a quorum was present. He called the meeting to order  
4 at 1:02 p.m.

5

6 **B. Public comment**

7

8 There was no public comment.

9

10 **C. Approval of minutes from the April 23, 2015 meeting**

11

12 *Motion: To approve the minutes as submitted.*

13 *Made by: Melinda Rodriguez*

14 *Second: Philip Vickers*

15 *Motion passed unanimously.*

16

17 **D. Discussion and possible action on proposing changes to §323.3. Adoption of Rules regarding**  
18 **petition for adoption of a rule per HB 763.**

19

20 The Committee discussed amending §323.3. per HB 763 which passed during the 84<sup>th</sup> Legislature  
21 (2015) and relates to petitioning the board for adoption, amendment, or repeal of rules.

22

23 *Motion: To recommend changes to §323.3. Adoption of Rules as submitted.*

24 *Made by: Philip Vickers*

25 *Second: Melinda Rodriguez*

26 *Motion passed unanimously.*

27

28 **E. Discussion and possible action on proposing changes to §329.1. General Licensure**  
29 **Requirements and Procedures regarding waiving the license application fee of a military**  
30 **service member or military veteran per SB 807.**

31

32 The Committee discussed amending §329.1. per SB 807 which passed during the 84<sup>th</sup> Legislature  
33 (2015) and relates to the waiver of initial licensure and application fees for active military service  
34 members, military veterans.

35

36 *Motion: To recommend changes to §329.1. General Licensure Requirements and Procedures as*  
37 *submitted.*

38 *Made by: Philip Vickers*

39 *Second: Melinda Rodriguez*

40 *Motion passed unanimously.*

41

42 **F. Discussion and possible action on proposing changes to §329.6. Licensure by Endorsement**  
43 **regarding waiving the license by endorsement application fee of a military service member,**  
44 **military veteran, or military spouse per SB 807.**

45

46 The Committee discussed amending §329.6. per SB 807 which passed during the 84<sup>th</sup> Legislature  
47 (2015) and relates to the waiver of application fees for active military service members, military  
48 veterans, and military spouses who apply for licensure by endorsement.

49

50 *Motion: To recommend changes to §329.6. Licensure by Endorsement as submitted.*

51 *Made by: Philip Vickers*

52 *Second: Melinda Rodriguez*

53 *Motion passed unanimously.*

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1 **G. Discussion and possible action on proposing changes to §341.20. Licensees Called to Active**  
2 **Military Service regarding exempting military service members from late fees and penalties**  
3 **for failure to timely renew per SB 1307.**  
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5 The Committee discussed amending §341.20. per SB 1307 which passed during the 84<sup>th</sup>  
6 Legislature  
7 (2015) and relates to the exemption of late fees and penalty for late renewal if the licensee's failure to  
8 timely renew their license is due to serving as a military service member and to provide for an  
9 extension post expiration of licensure for completion of continuing competence activities .  
10

11 *Motion: To recommend changes to §341.20. Licensees Called to Active Military Service as*  
12 *submitted.*

13 *Made by: Melinda Rodriguez*

14 *Second: Philip Vickers*

15 *Motion passed unanimously.*  
16

17 **H. Discussion and possible action on proposing changes to Chapter 347. Registration of**  
18 **Physical Therapy Facilities, including recommendations from the Texas Physical Therapy**  
19 **Association.**  
20

21 The Committee discussed amending Chapter 347 to bring synchronization between the facility  
22 registration language for both physical therapy and occupational therapy facilities and to provide for the  
23 online verification of registration as a means for initiating physical therapy services at a facility without  
24 having to wait for the registration certificate to arrive via mail. The Committee deferred acting on the  
25 recommendations from TPTA until the November meeting.  
26

27 *Motion: To recommend changes to Chapter 347. Registration of Physical Therapy Facilities as*  
28 *submitted.*

29 *Made by: Philip Vickers*

30 *Second: Melinda Rodriguez*

31 *Motion passed unanimously.*  
32

33 **I. Discussion and possible action on proposing changes to §322.1. Provision or Services,**  
34 **regarding adding (f) Telehealth.**  
35

36 The Committee discussed the recent developments in the TeleDoc v TMB lawsuit and reviewed the draft  
37 language as presented by the PT Coordinator. No action was taken by the Committee.  
38

39 **J. Discussion and possible action on future meeting dates and agenda items.**  
40

41 The Committee agreed that the agenda for the next meeting will include telehealth with draft language  
42 available for review. The next committee meeting was set for the November 13-14, 2015 off-site Board  
43 conference.  
44

45 **K. Adjournment.**  
46

47 *Motion: To adjourn the meeting.*

48 *Made by: Melinda Rodriguez*

49 *Second: Philip Vickers*

50 *Motion passed unanimously.*  
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52 Mr. Aikman adjourned the meeting at 2:37 p.m.  
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55 **Date reviewed by the Committee:** 11/14/2015

56 **Action taken by the Committee:** approved as submitted.