

1 EXECUTIVE COUNCIL OF PHYSICAL THERAPY AND  
2 OCCUPATIONAL THERAPY EXAMINERS  
3 QUARTERLY MEETING  
4 November 14, 2014, 8:30 AM  
5 333 Guadalupe, Ste. 2-500  
6 Austin, TX 78701  
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8 Persons Present: Council Members: Roger Matson, *Presiding Officer*  
9 Melinda Rodriguez, *PT*  
10 Stephanie Johnston, *OTR*  
11 Will Hale, *OT Public Member*  
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13 Staff: John Maline, *Executive Director*  
14 Lea Weiss, *OT Board Coordinator*  
15 Karen Gordon, *PT Board Coordinator*  
16 Danielle DeVellis, *Investigator*  
17 Kara Holsinger, *General Counsel*  
18 Jennifer J Jones, *Staff Services Officer*  
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22 **I. Call to Order.**

23 At 8:45 a.m., Mr. Roger Matson, Presiding Officer, called the meeting to order. Mr. Matson  
24 called the roll, and a quorum was determined to exist. Mr. Reyna was absent, but had been  
25 excused.

26  
27 **II. Public Comment.**

28 There was no public comment.  
29

30 **III. Approval of minutes of June 20, 2014 Executive Council meeting.**

31 **Motion: To approve the minutes of June 20, 2014 Executive Council meeting as found**  
32 **in Tab 3 of the meeting workbook.**

33 The June 20, 2014 minutes were approved as written.

34 Made by: Stephanie Johnston

35 Second: Will Hale

36 **4 ayes, motion passed.**  
37

38 **IV. Discussion and possible action on Executive Director's Report concerning fiscal and**  
39 **budgetary matters, performance measures, ongoing projects, agency personnel**  
40 **matters, legislative session, and other agency business.**

41 Mr. Maline presented a report to the council of the current status of the agency, which included  
42 an update of the prior fiscal year's financial outcome and performance measure statistics. He  
43 also discussed the personnel changes in the agency since the last council meeting, hearing at  
44 the capital with staffers from the LBB, Governor's Office, Senate and House, major expenses  
45 expected this fiscal year and strategy for the upcoming legislative session. Several related  
46 questions were asked of him, all of which he answered.  
47

48 **V. Executive Session pursuant to §551.074 of the Government Code, regarding the**  
49 **appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of**

1 **the Executive Director of the Executive Council of Physical Therapy and Occupational**  
2 **Therapy Examiners.**

3 The Executive Council went into Executive Session at 9:09 a.m., and returned from Executive  
4 Session at 9:27 a.m.

5  
6 **VI. Return to open meeting for discussion and possible action regarding the appointment,**  
7 **employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive**  
8 **Director of the Executive Council of Physical Therapy and Occupational Therapy**  
9 **Examiners.**

10 No action was taken.

11  
12 **VII. Review and possible action on rule amendments proposed by the Texas Board of**  
13 **Occupational Therapy Examiners as follows: new §372.2, Provision of Services; §362.1,**  
14 **Definitions; §363.1, Consumer/Licensee Information; §364.1, Requirements for**  
15 **Licensure, §364.4, Licensure by Endorsement; §369.1, Display Of Licenses; §372.1,**  
16 **Provision of Services; §373.1, Supervision of Non-Licensed Personnel; §373.2,**  
17 **Supervision of a Temporary Licensee; §373.3, Supervision of an Occupational Therapy**  
18 **Assistant; §376.1, Facility Definitions; §376.4, Requirements for Registered Facilities;**  
19 **§376.5, Exemptions to Registration, §367.1, Continuing Education; §367.2, Categories of**  
20 **Education; and §367.3, Continuing Education Audit.**

21 Stephanie Johnston gave a synopsis of the proposed amendments and the rationale used by  
22 the OT Board to make the proposed changes. She also discussed the disposition of the rules  
23 that were considered by the OT Board, but not acted on. There were several questions asked  
24 of her by other council members, all of which she answered.

25  
26 **Motion: To approve the forwarding of the amendment to §362.1, Definitions, to the**  
27 **Texas Register for posting.**

28 Made by: Will Hale

29 Second: Stephanie Johnston

30 3 ayes, 1 nay, motion passed.

31  
32 **Motion: To approve the forwarding of the amendment to §372.1, Provision of Services,**  
33 **to the Texas Register for posting.**

34 Made by: Will Hale

35 Second: Stephanie Johnston

36 3 ayes, 1 nay, motion passed.

37  
38 **Motion: To approve the forwarding of the amendment to §373.1, Supervision of Non-**  
39 **Licensed Personnel, to the Texas Register for posting.**

40 Made by: Will Hale

41 Second: Stephanie Johnston

42 4 ayes, motion passed.

43  
44 **Motion: To approve the forwarding of the amendment to §373.2, Supervision of a**  
45 **Temporary Licensee, to the Texas Register for posting.**

46 Made by: Will Hale

47 Second: Stephanie Johnston

48 4 ayes, motion passed.

49  
50 **Motion: To approve the forwarding of the amendment to §373.3, Supervision of an**  
51 **Occupational Therapy Assistant, to the Texas Register for posting.**

1 Made by: Will Hale  
2 Second: Stephanie Johnston  
3 4 ayes, motion passed.  
4

5 **VIII. Review and possible action on rule amendments proposed by the Texas Board of**  
6 **Physical Therapy Examiners as follows: §322.1, Provision of Services; §329.3;**  
7 **Temporary Licensure for Examination Candidates; §329.6, Licensure by Endorsement;**  
8 **§341.1, Requirements for Renewal; §341.3. Qualifying Continuing Competence**  
9 **Activities; and §341.6, License Restoration.**

10 Melinda Rodriguez gave a synopsis of the proposed amendments and the rationale used by  
11 the PT Board to make the proposed changes. There were several questions asked of her by  
12 other council members, all of which she answered.  
13

14 **Motion: To approve the forwarding of the amendment to §322.1, Provision of Services,**  
15 **to the Texas Register for posting.**

16 Made by: Stephanie Johnston  
17 Second: Melinda Rodriguez  
18 4 ayes, motion passed.  
19

20 **Motion: To approve the forwarding of the amendment to §329.3, Temporary Licensure**  
21 **for Examination Candidates, to the Texas Register for posting.**

22 Made by: Stephanie Johnston  
23 Second: Melinda Rodriguez  
24 4 ayes, motion passed.  
25

26 **Motion: To approve the forwarding of the amendment to §329.6, Licensure by**  
27 **Endorsement, to the Texas Register for posting.**

28 Made by: Stephanie Johnston  
29 Second: Melinda Rodriguez  
30 4 ayes, motion passed.  
31

32 **Motion: To approve the forwarding of the amendment to §341.1, Requirements for**  
33 **Renewal, to the Texas Register for posting.**

34 Made by: Stephanie Johnston  
35 Second: Melinda Rodriguez  
36 4 ayes, motion passed.  
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38 **Motion: To approve the forwarding of the amendment to §341.3, Qualifying Continuing**  
39 **Competence Activities, to the Texas Register for posting.**

40 Made by: Stephanie Johnston  
41 Second: Melinda Rodriguez  
42 4 ayes, motion passed.  
43

44 **Motion: To approve the forwarding of the amendment to §341.6, Restoration, to the**  
45 **Texas Register for posting.**

46 Made by: Stephanie Johnston  
47 Second: Melinda Rodriguez  
48 4 ayes, motion passed.  
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50 **IX. Presiding Officer's Report.**

51 There was no Presiding Officer's Report.

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**X. Discussion and possible action on scheduling future Executive Council meeting dates, and items for future consideration.**

The next Executive Council meeting is scheduled for Friday, February 13, 2015, 8:30 a.m. in the agency board room in Austin, TX.

**XI. Adjournment.**

The meeting was adjourned at 10:52 a.m.

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**DATE REVIEWED BY THE COUNCIL: 02/13/2015**

**ACTION TAKEN BY THE COUNCIL: To approve the minutes with corrections.**