



Alaska Board of Physical Therapy and Occupational Therapy Meeting

Day 1 - October 24, 2024 Minutes

Alaska Division of Corporations, Business and Professional Licensing

10/24/2024 9:00 AM AKDT

@ Robert B. Atwood Bldg., 550 W. 7th Ave., Ste. 1535, Anchorage, AK 99501 + Zoom

1. Call to Order/Roll Call

A. Roll Call

Board members:

- Tina McLean, Chair
- Enlow Walker, Secretary
- Rebecca Dean, Public Member
- Valerie Phelps
- Victoria "Tori" Daugherty
- Jonathan Gates

Staff members:

- Reid Bowman, Program Coordinator 2
- Shane Bannarbie, Program Coordinator I
- Sheri Ryan, Licensing Examiner 3

Alaska State Physical Therapy and Occupational Therapy Mission Statement

The mission of the Alaska State Physical and Occupational Therapy Board is to promote healthy, independent, productive Alaskans. The board strives to do this by:

1. Adopting regulations necessary for the safe and efficient practice of Physical Therapy and Occupational Therapy in the State of Alaska.
2. Reviewing and approving the qualification of applicants to ensure a competent and effective work force of therapists and assistants.
3. Issuing temporary permits and licenses to qualified persons.
4. Monitoring compliance with continuing education requirements.
5. Reviewing and acting on any report or documentation of any unsafe, unethical or unlawful actions of a licensee.

The Alaska Board of Physical Therapy and Occupational Therapy board meeting was called to order on Thursday, October 24, 2024 at 9:05 am by board chair Tina McLean.

Roll call taken:

Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates present in-person. Tina McLean present virtually. Quorum exists - 6 of 7 board members present. One vacant OT/OTA board position exists.

Staff members present: Sheri Ryan, License Examiner in-person; Reid Bowman, Program Coordinator 2, Shane Bannarbie, Program Coordinator 1, Melissa, Dumas, Administrative Operations Manager 1 present virtually.

Guests: Alexander Robinson and Joshua Morner, both present virtually.

Mission statement read into the record by board chair Tina McLean. Ms. McLean also brought to the attention of all board members the new PHY statutes and regulations effective August, 2024.

B. Ethics Reporting

No conflicts of interest/ethics reported by any board members.

C. Review/Approval Agenda - Day 1

Rebecca Dean moved to accept the agenda for the October 24, 2024 meeting as submitted. Motion seconded by Valerie Phelps. Ms. Dean amended her motion to flip #9 on the agenda - Discuss Committee Composition/Tenure with Setting Board 2025 meeting schedule. Ms. Phelps seconded amended motion. All in favor; none opposed. Motion passes unanimously.

D. Approve Minutes

Enlow Walker moved to accept the minutes from the Alaska Board of Physical Therapy and Occupational Therapy February 15-16, 2024 board meeting as written. Motion seconded by Rebecca Dean. No discussion. All in favor; none opposed. Motion passes unanimously.

E. Statistics

2024 Statistics as of 10/03/2024

- Applications received - 2336
 - Initial - 351
 - Renewals - 1951
 - Pending = 2
 - Reinstatement - 34
 - Pending = 4
- Initial Licenses
 - Approved - 325
 - PT - 196
 - PTA - 31
 - OT - 91
 - OTA - 7
 - Denied = 0

- Pending = 42
- Active as of 10/03/2024 = 2146
 - PT - 1316 (1 temp permit)
 - PTA - 194 (0 temp permit; 2 limited permits)
 - OT - 580 (5 temp permits)
 - OTA - 56 (1 temp permit)

2. Public Comment

Public comment began at 9:10 am. Joshua Morner gave public comment regarding his pending PTA license application by reinstatement. He stated he had health issues and that while he completed CEUs during his first year, he did not track them. Completed all his continuing education in this past year and a half. Ms. Dean commended Mr. Morner for wanting to stay in the industry.

Alexander Robinson and Erika Robinson gave public comment regarding their pending PT license applications by reinstatement. They were both traveling therapists but settled in Montana and have kept up their MT CE requirements. They are returning to traveling physical therapy due to life circumstances and have now completed their CE requirements for AK but it is outside the concluding licensing period. They have contracts for jobs in Cordova, AK upcoming in December and January. They didn't anticipate coming back to AK due but want to reinstate their licenses due to changes in their life circumstances and to assist in the rural AK community.

3. Strategic Plan Review

The board reviewed and updated their Strategic Plan. Board believes the plan should be "vibrant and growing" and updated continually w/accountability to ensure they are on track. See new Strategic Plan draft dated 10-24-2024 w/revisions (*italics*).
Need to add to information to my email regarding PHY listserv opt-in

4. Division Update - FY24 - Q3 (Presenters: Melissa Dumas)

Melissa Dumas, Administrative Operations Manager 1 went over FY24-Q3 report. from 2019 to 2024, PHY has seen a 27% increase in applicants. 2024 Licensing statistics now available online at <https://www.commerce.alaska.gov/web/cbpl/DivisionReports.aspx>. Ms. Dumas also reminded the board of the Board Member resources available online at <https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing/BoardMemberResources.aspx>

5. Break

Break taken - Recording stopped at 10:45 am. Recording resumed at 11:00 am.
Roll call taken:

Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates, Tina McLean. Quorum exists - 6 of 7 board members present.

6. Meeting Reports

A. FSBPT April Informed Consent Task Force (Presenters: Rebecca Sue Dean)

Rebecca Dean provided an overview of her submitted report on the FSBPT Informed Consent Task Force Report.

B. FSBPT Regulatory Workshop May 16-18

Rebecca Dean provided an overview of submitted report of her attendance from the May, 2024 FSBPT Regulatory Workshop. Shane Bannarbie provided comments on his experience attending the Regulatory workshop as a new employee to CBPT and PHY.

C. FSBPT LIF - July 12-14

Rebecca Dean provided an overview of submitted report of her attendance from the July, 2024 FSBPT Leadership Issues Forum Workshop. Ms. Dean wanted to ensure that all board members were aware of the FSBPT Reference Guide which provides requirements by state --><https://www.fsbpt.org/Free-Resources/Regulatory-Resources/Licensure-Reference-Guide>

D. FSBPT August Dry Needling Competencies Task Force

Tina McLean provided an overview of the FSBPT Dry Needling Competencies Task Force. New report being issued (per task force meeting) will state that 88% education required for dry needling is provided in the basic training provided in physical therapy education schooling. 12% required in post-graduate training.

7. Lunch

Lunch break - recording stopped 1:04 pm. Recording resumed 1:34 pm.

Roll call:

Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates, Tina McLean. Quorum exists - 6 of 7 board members present.

Enlow Walker moved to amend the agenda to move tabled applications to 1:35 pm. Motion seconded by Tori Daugherty and Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

8. Administrative Business

A. Tabled Items

i. **Tabled Applications**

- Temporary Permit Application - Kevin Beadle
- Reinstatement Application - Joshua Morner
- Reinstatement Application Alexander Robinson
- Reinstatement Application – Erika Elder Robinson
- 150-hour internship Evaluation + OT by Credentials - Anna Sluz
- 150-hour internship Final Evaluation + OT by Credentials - Judy Yang

Enlow Walker moved to approve the physical therapist temporary permit application for Kevin Beadle = #230188. Motion seconded by Jonathan Gates. All in favor; none opposed. Motion passes unanimously.

Jonathan Gates moved to pull the applications for Judy Yang and Anna Sluz forward in the agenda for consideration. Motion seconded by Valerie Phelps. All in favor; none opposed. Motion passes unanimously.

Rebecca Dean moved to approve the 150-hour occupational therapy internship for Judy Yang - #227991. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps moved to approve Judy Yang - #227991 for Occupational Therapist licensure. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

Jonathan Gates moved to approve the 150-hour occupational therapy internship final evaluations for Anna Sluz - #228606. Motion seconded by Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

Tori Daugherty moved to approve Judy Yang - #227991 for Occupational Therapist licensure. Motion seconded by Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

Rebecca Dean moved to approve reinstatement of Joshua Morner's PTA license #202640 according to 12 AAC 02.965. Motion seconded by Jonathan Gates. All in favor; none opposed. Motion passes unanimously.

Tori Daugherty moved to approve reinstatement of Alex Robinson's PT license #124916 according to 12 AAC 02.965. Motion seconded by Valerie Phelps. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps moved to approve reinstatement of Erika Elder Robinson's PT license #187682 according to 12 AAC 02.965. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

ii. 2025 Meeting Schedule -

Board members discussed committee composition and frequency for 2025.

Legislative committee to meet 2x/month; January through May; 9am - 11:00 am; 2nd and 4th Fridays; Members = Enlow Walker, Tina McLean, and Tori Daugherty.

Regulations committee to meet monthly; January through December; 10 am - 12:00 pm; 3rd Friday; Members = Rebecca Dean and Valerie Phelps. Alternate: Tori Daugherty.

Scope of Practices committee to meet monthly; January through December; 9am - 11:00 am; 1st Friday; Members = Enlow Walker, Tina McLean, and Tori Daugherty.

Continuing Competency Committee (new name) to meet quarterly starting March, June, Sept, Dec; 10am - 12:00 pm; 2nd Thursday; Members = Rebecca Dean, Valerie Phelps, Jonathan Gates.

Spring Board meeting - January 23-24, 2025; in-person, Anchorage
Fall Board meeting - October 16-17, 2025; in-person, Anchorage

iii. Tabled Correspondence

a. PT Telehealth Scope Question

The board discussed recommendation of rewriting response per 08.02.130 Telehealth - statute versus regulation.

Jonathan Gates moved to rewrite the board response for PT Telehealth Scope Question - 06-05-2024 per 08.02.130 Telehealth. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

Action Items:

Tina McLean to rewrite draft response for board consideration.

b. COTA_PTA Progress Notes - 8-6-2024 Response

The board reviewed all submitted resources and discussed recommendation of rewriting response for COTA_PTA Progress Notes - 8-6-2024 question. Discussion that "progress note" is an evaluation. PTA/OTA cannot evaluate or assess independently without PT/OT. Per statute AS 08.84.190(8) the responsibilities of a physical therapist assistant do not include evaluation - meaning only a PT can perform an evaluation for physical therapy. In depth conversation on 12 AAC 54.510 and 12 AAC 54.810. Possible future regulations project to update these sections discussed.

Action Items:

Tori Daugherty to rewrite draft response for board consideration.

B. Board Correspondence

- Board Action Needed
 - PTA Scope of Practice Question - 9-18-2024
 - Vet Board letter
- Informational
 - ACOTE - PAMIMs Final Draft 2024
 - FSBPT
 - NPTE Survey Results Q2 - 2024
 - NPTE Survey Results Q3 - 2024
 - Consumer Protection Rating - ELDD - Q1 - 2024
 - Consumer Protection Rating - ELDD - Q2 - 2024
 - CAPTE Recent Actions - 14-day Notice - 05-15-2024
 - CAPTE Recent Actions - 05-31-2024

Valerie Phelps motioned to refer the PTA Scope of Practice Question - 09-18-2024 to the Scope of Practices Committee for research and draft response for board consideration. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

All other correspondence for information purposes only. No board action needed.

C. Committee Reports

Regulations Committee (Presenters: Valerie Phelps)

- Chair report submitted 10-21-2024
- SB74 Regulations Project Draft to review - includes all other regulations projects

Valerie Phelps briefly outlined her committee report. Report to be continued at next day's meeting.

9. Meeting Summary - Action Items

- All Committee reports moved to Friday, October 25, 2024 agenda.
- Approve Kevin Beadle #230188 – Temporary permit application.
- Approve Judy Yang #227991 OT initial licensure application.
- Approve Anna Sluz #228606 OT initial licensure application.
- Approve Joshua Morner #202640 PTA reinstatement licensure application.
- Approve Alex Robinson #124916 PT reinstatement licensure application.
- Approve Erika Elder Robinon #187682 PT reinstatement licensure application.
- 2025 Board and Committee Calendar – schedule and complete public notice requests
- Tina McLean to rewrite PT Telehealth Scope Question - 06-05-2024 as discussed and submit for board consideration.
- Tori Daugherty to rewrite COTA_PTA Progress Notes - 08-06/2024 as discussed and submit for board consideration.
- PTA Scope of Practice Question - 09-18-2024 referred to Scope of Practices Committee to research and write DRAFT response for Board consideration.

10. Adjourn

Motion by Enlow Walker to adjourn at 4:28 pm. Motion seconded by Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

The Alaska Board of Physical Therapy and Occupational Therapy board meeting adjourned at 4:28 pm on Thursday, October 24, 2024. Board to reconvene on Friday, October 25, 2024.



Alaska Board of Physical Therapy and Occupational Therapy Meeting - Day 2 - October 25, 2024 Minutes

Alaska Division of Corporations, Business and Professional Licensing

10/25/2024 9:00 AM AKDT

Robert B. Atwood Bldg., 550 W. 7th Ave., Ste. 1535, Anchorage, AK 99501 + Zoom

1. Call to Order

The Alaska Board of Physical Therapy and Occupational Therapy board meeting was called to order on Friday, October 25, 2024 at 8:58 am by board chair Tina McLean.

• Roll Call

Board members present:

- Tina McLean, Chair
- Enlow Walker, Secretary
- Rebecca Dean, Public Member
- Valerie Phelps
- Victoria "Tori" Daugherty
- Jonathan Gates

Staff members present:

- Reid Bowman, Program Coordinator 2
- Shane Bannarbie, Program Coordinator 1
- Sheri Ryan, Licensing Examiner 3
- Glenn Saviers, Deputy Director
- Alison Osborne, Regulations Specialist

Guests present:

- Francielle Pineda, NBCOT Assistant Director
- Celeste Tydingco - AK NBCOT Ambassador
- Brianne Oswald, AKOTA President
- Kristen Neville, AOTA

Quorum exists; 6 of 7 board members present. One vacant OT/OTA board position available.

• Review/Approve Agenda Day 2

Rebecca Dean moved to amend the agenda to carry forward the items from Day 1 not addressed including revising committee reports and (2) committee

draft responses for board consideration. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

No conflicts of interest identified by any board members for agenda items listed.

2. NBCOT Update + Q/A (Presenters: Francielle Pineda, MPA, MS, OTR)

Francielle Pineda, MPA, MS, OTR, Assistant Director, External and Regulatory Affairs, NBCOT

Ms. Pineda provided an in-depth overview of NBCOT information and resources available for board members. A copy of the presentation along with requested resources from specific board member questions to be forwarded to all board members afterward through staff.

3. Committee Reports

- Regulations Committee (Presenter: Valerie Phelps)
- Chair report submitted 10-21-2024
- SB74 Regulations Project Draft to review - includes all other regulations projects

Valerie Phelps went over page 347 of the Board book - Regulations Committee Chair Report - page 3 - Recommendations for 2024/2025 for new regulatory projects.

1. Need to define "proration" as related to Clinical Service Delivery Program as related to 12 AAC 54.535 and 12 AAC 54.830.
2. Gentler consideration to definition of employment that relates to professional activities that are not financially compensated for first time applicants by credentials. The board gives consideration at renewal for volunteer work but not at application when looking at work experience. Board discussed expanding options of "employment" to include "unpaid" options with 12 AAC 54.100 and 12 AAC 54.600 new chapter OT by Credentials.
3. Ongoing Right Touch Regulations for PT Applications by Credentials - clean up all requirements that go along with application by credentials - Professional reference - remove option for letter of professional reference to be submitted by head of PT school or instructor. 12 AAC 54.100 and 12 AAC 54.600 new chapter OT by credentials.
4. Work in collaboration with the Continuing Competence Committee, work on regulations that incorporate a variety of activities in the profession as fulfilling CEU requirements.
5. Update/clarification of supervision of PTA - 12 AAC 54.510 and OTA - 12 AAC 54.810; 12 AAC 54.520. SUPERVISION OF NON-LICENSED PERSONNEL. clarify periodic evaluations - add progress notes.

Short break taken. Recording stopped 10:28 am; Recording started 10:37 am

Roll call taken: Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates, and Tina McLean. Quorum exists.

Valerie Phelps motioned to adopt a regulations project for greater clarification on supervision of OTAs and PTAs that would be working with 12 AAC 54.510 and 12 AAC 54.810. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps motioned to adopt a regulations project to explore the definition of employment and professional reference requirements for licensure by credentials for occupational therapy and physical therapy. Motion seconded by Jonathan Gates. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps motioned to adopt a regulations project to expand CEU opportunities for occupational therapy and physical therapy. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

- Scope of Practices Committee (Presenter: Victoria Daugherty)

Committee Recommendations:

- Board Correspondence Response - School Based OT Services - Releases Required - 08-30-2024
- DPT/ODT Term Protection - Draft Statutory Language
- Create OT Statutory work group with stakeholder involvement to champion OT bill introduction.
- Create Physical Therapy Statutory work group with stakeholder involvement to work on language.

Rebecca Dean moved to approve the draft response for School Based OT Services - Releases Required - 08-30-2024 as written. Jonathan Gates seconded. All in favor; none opposed. Motion passes unanimously.

Action Items:

Staff to send finalized response for School Based OT Services - Releases Required - 08-30-2024.

DPT/OTD Term Protection discussion - Decision to keep "LPT" in statute to keep "licensed personal trainer" from using. Discussion about additional OT designations may

need to be required in statute. Term protection language to be sent back to committee for additional work to ensure all occupational therapy designations are included.

Valerie Phelps moved to continue statutory language project for term protection of DPT/OTD potentially in conjunction with state associations input. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps moved to create a Occupational Therapy statutory legislative project work group with stakeholder involvement to champion introduction of the occupational therapy scope of practice modernization bill. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

Rebecca Dean moved to create work group with trade/industry involvement to develop the language for PT scope of practice modernization and to help move forward through bill introduction. Motion seconded by Valerie Phelps. All in favor; none opposed. Motion passes unanimously.

Action Items:

Term protection language to be sent back to Scope of Practices committee for additional work to ensure all occupational therapy designations are included.

- Continuing Competence/Education (Presenter: Valerie Phelps)
- Chair Report submitted 10-21-2024
- CEU Clarification - 09-25-2024 - Response Recommendation

Rebecca Dean moved to approve the draft response for CEU Clarification - 09-25-2024 as written. Motion seconded by Valerie Phelps. All in favor; none opposed. Motion passes unanimously.

Action Items:

Staff to send finalized response for CEU Clarification - 09-25-2024.

- Legislative Committee (Presenter: Tina McLean)
- Chair report submitted 10-22-2024

4. Renewal vs. Reinstatement - Discussion - Statutory Change and/or Regulation Project

Board members discussed how to address situation through statute change or regulation project. 12 AAC 54.950 reinstatement of a Lapsed License current regulation in place. Board felt this issue was of lower priority due to infrequent situation and does not

appear to be public protection issue. Any applicant reapplying by credentials would be subject to the continuing education requirements from their active license state. Any applicant reapplying by examination would be subject to passing national examination with past 24 months for occupational therapy. New SB74 regulations project for physical therapy is proposing same 24 month requirement for passing national examination when applying by examination. Any reinstatement application must complete any required continuing education prior to reinstatement. Table to 2025 or 2026 and re-access. No action at this time.

5. Disciplinary Matrix Project

See PHY Resources folder - Disciplinary Matrix Project for background information:

- Disciplinary Matrix Guidance from Law
- FSBPT Board Action Guidelines 2018 + 2022
- Other state examples

Action Item:

Refer Disciplinary Matrix Project to Continuing Competency Committee to address.

6. Lunch

Recording stopped 11:51 am for lunch break. Recording resumed 12:58 pm.

Roll call:

Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates, Tina McLean. Quorum exists - 6 of 7 board member present.

Staff present: Reid Bowman, Program Coordinator 2; Shane Bannarbie, Program Coordinate 1; Sheri Ryan, Licensing Examiner 3; Sonia Lipker, Senior Investigator 3

7. Investigative Report

Sonia Lipker, Senior Investigator gave the Investigative report for the PHY program for February 02, 2024 thru October 16, 2024. 12 cases closed for this time period.

8. Investigative Training

Senior Investigator Jenni Summers joined the meeting. The board moved into Executive session for training purposes.

In accordance with the provisions of Alaska Statute 44.62.310 (c), I, Rebecca Dean, move that the Alaska State Physical Therapy and Occupational Therapy Board go into executive session for the purpose of discussing matters which by law, municipal charter, or ordinance are required to be confidential. Board staff present to remain during session. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

Recording stopped at 1:01 pm. Recording resumed at 2:15 pm.

Roll call taken by Tina McLean. Board members present: Rebecca Dean, Valerie Phelps, Enlow Walker, Tori Daugherty, Jonathan Gates, Tina McLean. Quorum exists - 6 of 7 board member present.

Staff present: Reid Bowman, Program Coordinator 2; Shane Bannarbie, Program Coordinate 1; and Sheri Ryan, Licensing Examiner 3

9. Athletic Trainer Bill - HB 336

Chair McLean briefly summarized the Athletic Trainer bill H336 that was introduced last session (spring). See HB336A. The state physical therapy association approached the Board with their opposition and requested the board oppose the bill. The board wrote a letter of opposition, filed with the Alaska Legislation 04/2024. Dr. Keller gave public testimony at the May, 2024 PHY Legislative Committee meeting that felt the PT/OT board's opposition was ill-informed. The board made suggested language changes for the bill filed 05/2024. Ms. McLean have public testimony opposing the bill on behalf of the board during the committee hearing. She believes it is a national push with Alaska as an example and the bill will likely be reintroduced for the 2025-2026 session. Representative Zach Fields was the sponsor of HB336. The bill should remain on the board's radar. PHY Legislative Committee will monitor for athletic trainer bill to be reintroduced.

10. Association Update - APTA-AK (Presenters: Alec Kay, PT, DMT, OCS, FAAOMPT, ATC)
Dr. Kay was unable to attend. No association update from APTA-AK.

11. Association Update - AKOTA (Presenters: Brianne Oswald President, Alaska Occupational Therapy Association)

Brianne Oswald, President of the Alaska Occupational Therapy Association (AKOTA) provided a written report and briefly highlighted some of the items contained in her report regarding their spring conference. Legislative initiatives - advocating OT Licensure Compact and working with their lobbyist. They are looking for a sponsor - may have found someone willing to introduce the bill but not necessarily sponsor. They are excited for the board's work on the OT Scope of Practice update and willing to do necessary work to support.

Guest Kristen Neville, AOTA State Affairs Manager joined the meeting.

Board decision to move PT/OT Dry Needling Draft Regulations Project forward for discussion on agenda.

12. Regulation Projects – Dry Needling PT/OT Draft Language

Valerie Phelps provided overview of work done by Regulations Committee on PT/OT dry needling DRAFT regulation language 06/28/2024. Requirement to follow OSHA standards removed (36 pg. OSHA requirements) per previous board discussion and replaced with “current relevant standards”. Definition of “dry needling” removed. Respective standards of education required for dry needling per each profession’s governing bodies to ensure high educational standards. Concern from industry that currently there are not many courses approved by American Occupational Therapy Association (AOTA).

(C) supervised, face-to-face, hands-on training with patients and a practical examination – remove “*with patients*” because training is done on each other, not on patients. “*Evaluation, assessment and reassessment*” inserted for “examination”. Diagnosis should be “*pertinent for every*” physical therapy session. Removed “*each technique*”. Remove dry needling “*technique*” and insert dry needling “*intervention*”. Because it is hard to objectify “patient’s understanding”, inserted language after “obtain informed consent” of “*and document*”. While Principle 2 outlines requirements it does not say anything about risks and benefits education.

Updated OT education training draft language to mirror PT educational training course requirements to open up OT ability to attend a dry needling course that would meet standards. Concerns expressed regarding ensuring training requirements for occupational therapy for dry needling are broad enough to ensure course availability for Alaskan occupational therapists.

Scope of practice for PTA/OTA regarding dry needling not addressed in draft language. Per Kristen Neville, five states codify in statute or regulation the ability for an OT/OTA to do dry needling. Illinois only state that allows OT and OTAs to dry needle. MS, WY, TN, MD restricted dry needling to occupational therapists only. Intention of board that PTA/OTAs not be able to perform dry needling. Language needs to be drafted similar to PTA exclusive to an OT that an OTA cannot perform.

Per Kristen Neville - AOTA official document – “*Guidelines for Supervision, Roles and Responsibilities during the Delivery of Occupational Services*” – aka Supervision Document - “The occupational therapist initiates and directs the evaluation, interprets the data, and develops the intervention plan. The occupational therapy assistant implements the treatment plan.” OTA is not allowed to interpret data. They can record the results of a test or assessment but cannot “interpret” the results. They have to share it with the OT and OT interprets the results and amends the treatment plan. Language

changed (2) to “perform and occupational therapy evaluation, develops the intervention plan treatment plan for each occupational therapy session; and”. While an OTA cannot develop an intervention treatment plan – concern expressed about what would stop an OTA from “implementing” the treatment plan and actually performing the dry needling intervention. Different collaboration between OT/OTA than PT/PTA regarding evaluation and how Alaska statutory language written for OTAs and PTAs. Discussion with Alison Osborne, Regulations Specialist on alternate solutions. Board recommendation to have language reworked through committee and brought back to the board for consideration at January, 2025 meeting.

Action Items:

See updated draft revised at 10-25-2024 board meeting. PT/OT Dry Needling draft language referred back to the Regulations Committee for additional work related to training requirements for occupational therapy and OTA dry needling concerns.

13. AK PT Compact License Update – Presenter – Deputy Director Glenn Saviers
 - Data Transfer Set up – initial stages of implementation. IT team working with PT Compact system expert to accomplish daily (nightly) update so PT compact privileges eligibility can be transferred. Data such as names and FSBPT Identifier will be talking back and forth between the two systems.
 - Division Regulations Project – Working on initiating a regulations project to set the PT Compact Privilege Fee that will be the same as the AK License fee (currently \$200 for PT and \$130 for PTA). PT Compact charges an additional fee on their end. This will be monitored closely by the Division.
 - Elect PT Compact Commission Representative – Recommended to be the FSBPT delegate or Board administrator for funding of travel expenses. Item tabled to January 2025 meeting. Division to research if Licensing Examiner can serve as representative.
 - JP Questionnaire - <https://ptcompact.org/Compact-Privilege-Fee-Jurisprudence-and-Waiver-Table>
 - Discussion on options for JP Questionnaire for Alaskan physical therapists purchasing PT Compact Privilege. No regulatory threshold for pass/fail – only completion currently. If we were to use a formal 3rd party tester, would need to establish pass/fail parameters. SB74 project
 - i. Look into exam software to offer Jurisprudence Questionnaire through the State of Alaska.
 - ii. Offer through the licensing examiner via email.
 - iii. Draft language would be required in SB74 Regulations Project to require Jurisprudence Questionnaire as condition of PT Compact Licensure.

- iv. Offer Jurisprudence Questionnaire through FSBPT as a JAM - Jurisprudence Assessment Module for both PT and OT applicants.

14. Election - Vice-Chair Role

- Succession Planning
 - Chair
 - Vice Chair
 - Secretary

Board discussed future direction and need for mentoring of leadership for the board. Current positions are established through centralized statute for Chair and Secretary positions. Board has the option of adding additional roles at their discretion. Current board membership is due to change per statute as of March, 2025.

Enlow Walker motioned to nominate Valerie Phelps as Vice Chair of the State Physical Therapy and Occupational Therapy Board. Motion seconded by Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

Valerie Phelps motioned to nominate Tori Daugherty as the alternate secretary of the State Physical Therapy and Occupational Therapy Board. Motion seconded by Rebecca Dean. All in favor; none opposed. Motion passes unanimously.

15. Regulation Projects Motions

The board proposes regulation projects by one or more motions on the record:

#1 - PT/OT Dry Needling - this motion was not made as draft language referred back to Regulations Committee for additional work.

#2 – Elimination of the 6-month Post Graduate Internship Requirement for Foreign Educated Applicants - I, Valerie Phelps, move to initiate a regulations project regarding the requirement of a 6-month (910-hour) post-graduate internship by foreign-educated applicants by examination or credentials by approving the following language for public comment, unless substantive changes are made by the regulations specialist or Department of Law as outlined in the SB74 Draft. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

#3 – 12 AAC 54.600 – OT Licensure by Examination and OT Licensure by Credentials - I, Valerie Phelps, move to initiate a regulations project regarding clarifying the requirements for licensure for occupational therapy by approving the following

language for public comment, unless substantive changes are made by the regulations specialist or Department of Law as outlined in the SB74 Draft. Motion seconded by Jonathan Gates. All in favor; none opposed. Motion passes unanimously.

#4 – Supervised Service Delivery - I , Valerie Phelps, move to initiate a regulations project regarding updating the requirements of the 150-hour post-graduate internship currently listed in 12 AAC 54.600(C); 12 AAC 54.100(5)(C) and 12 AAC 54.950(e) by approving the following language for public comment, unless substantive changes are made by the regulations specialist or Department of Law as outlined in the SB74 Draft. Motion seconded by Tori Daugherty. All in favor; none opposed. Motion passes unanimously.

#5 – SB74 – PT Compact Licensure - I, Valerie Phelps, move to initiate a regulations project regarding the requirement to support SB74 – PT Compact licensure by approving the following language for public comment, unless substantive changes are made by the regulations specialist or Department of Law as outlined in the SB 74 Draft. Motion seconded by Jonathan Gates. All in favor; none opposed. Motion passes unanimously.

#6 – Examiner Recommendations + NPTE Testing Prior to 1996 + NBCOT Exam + JP Testing + Audit Records Retention - I , Valerie Phelps, move to initiate a regulations project regarding NPTE testing, NBCOT Exam requirements, Jurisprudence Exam requirements, Audit Records Retention CE Exemption for Active Military Duty, Temporary Military Courtesy License verification requirements, Change of Address verification, and update of documentation requirements for current certification from NBCOT by approving the following language for public comment, unless substantive changes are made by the regulations specialist or Department of Law as outlined in the SB74 Draft. Motion seconded by Enlow Walker. All in favor; none opposed. Motion passes unanimously.

16. Meeting Summary - Action Items

1. PT + OT Dry Needling DRAFT Language referred back to the Regulations Committee for additional work related to training requirements for occupational therapy and OTA concerns.
2. Disciplinary Matrix Project referred to Continuing Competency Committee to address.
3. Staff to send finalized response for CEU Clarification - 09-25-2024.

4. Staff to send finalized response for School Based OT Services - Releases Required - 08-30-2024.
5. Term protection language to be sent back to Scope of Practices committee for additional work to ensure all occupational therapy designations are included.
6. Create OT legislative project work group w/stakeholder involvement to champion introduction of OT scope of practice modernization bill.
7. Create PT work group w/trade/industry involvement to develop statutory language for PT scope of practice modernization and to help move forward a bill for introduction.
8. Continue statutory language project for term protection of DPT/OTD potentially in conjunction with state associations input. ß There was not a motion to create a work group.
9. Regulations Project adopted for greater clarification on supervision of OTAs and PTAs that would be working with 12 AAC 54.510 and 12 AAC 54.810. Referred to Regulations Committee/
10. Regulations Project adopted to explore the definition of employment and professional reference requirements for licensure by credentials for occupational therapy and physical therapy. . Referred to Regulations Committee.
11. Regulations Project adopted to expand CEU opportunities for occupational therapy and physical therapy/ . Referred to Regulations Committee.
12. Staff to work with the Regulations Specialist to move forward the following Regulations Projects for public comment, unless substantive changes are made by the regulations specialist or Department of Law:
 - i. Requirement of 6-month post-graduate internship by foreign-educated applicants by examination or credentials
 - ii. Clarifying the requirements for licensure for occupational therapy
 - iii. Supervised Service Delivery
 - iv. SB74 – PT Compact licensure
 - v. Examiner recommendations + NPTE Testing Prior to 1996 + NBCOT Exam + JP Testing + Audit Records Retention
17. Adjourn

The Physical Therapy and Occupational Therapy Board adjourned at 4:32 pm on Friday, October 25, 2024. Next meeting scheduled for both virtual and in-person January 23-24, 2025 at Atwood Building, Anchorage, AK.