

The Florida
Board of Physical Therapy Practice

Minutes
June 26, 2020
Teleconference
Conference Phone Number: 1-888-585-9008
Conference Code: 564-341-766 then #



Dr. Kay Tasso, PT, PhD, PCS
Chair

Dr. Patrick Pabian, PT, DPT, SCS, OCS, CSCS
Vice Chair

**DEPARTMENT OF HEALTH
MEDICAL QUALITY ASSURANCE
BOARD OF PHYSICAL THERAPY
GENERAL BUSINESS MEETING
GENERAL RULES REVIEW
JUNE 26, 2020
MINUTES**

**TELECONFERENCE
Conference Phone Number: 1-888-585-9008
Conference Code: 564-341-766 then #**

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the Board's website.

May 15, 2020 – 8:00 A.M. EST

The minutes reflect the actual sequence of events rather than the original agenda order.

Call the Meeting to Order and Roll Call:

Dr. Kay Tasso, Chair, called the general business meeting to order at approximately 8:03 a.m. Those present for all or part of the meeting, included the following:

MEMBERS PRESENT

Dr. Kay Tasso, Chair, PT, PhD, PCS
Dr. Patrick Pabian, PT, DPT, SCS, OCS, CSCS
Mr. Steve Chenoweth, PT
Dr. Ellen K. Donald, PT, PhD

BOARD COUNSEL

Lynette Norr, Board Counsel,
Assistant Attorney General

STAFF PRESENT

Allen Hall, Executive Board Director
Kayla Karpp, Program Operations Administrator

OTHERS PRESENT

Tad Fischer, FPTA CEO
Cynthia Mikos, FPTA Attorney
Jamie Dyson, FPTA President

RULE DISCUSSION AND/OR DEVELOPMENT

1. 64B17-6.008, F.A.C. Minimum Standards of Practice for Dry Needling in the Practice of Physical Therapy

Additional language has been drafted for proposed rule 64B17-6.008 to incorporate the department proposed adverse medical incident form. Please see draft language below.

Statutory Requirement:

486.117(3) The department shall, within existing resources, submit a report to the President of the Senate and the Speaker of the House of Representatives on or before December 31, 2022, detailing the number of physical therapists in the state, the number

of physical therapists in the state performing dry needling, any increases or decreases in the number of physical therapists in the state by geographic area, and any adverse medical incidents as defined by the board involving physical therapists in the state performing dry needling.

The Board adjusted the proposed language to the following:

64B17-6.008 Minimum Standards of Practice for the Performance of Dry Needling.

(1) For purposes of this rule only, the words and phrases listed below are defined in the following manner:

(a) “Adverse medical incident” means an event over which the physical therapist could exercise control and which is associated in whole or in part with the performance of dry needling, rather than the condition for which dry needling occurred, and which results in one [any?] of the following:

1. A limitation of neurological, pulmonary, vascular, or musculoskeletal function; or
2. Any prolonged and/or emergent condition that required the transfer of the patient to a hospital and/or referred to a physician for treatment of the resulting condition.

(b) “Supervision” means observation by a qualified physical therapist of the patient sessions of dry needling, which observation may be in person or via synchronous telehealth as defined in s. 456.47, F.S.

(2) The minimum standards of practice for the performance of dry needling by a physical therapist include the following:

A physical therapist who performs or offers to perform dry needling in Florida shall supply the Department or its designee written documentation of additional training and experience consisting of at least:

(a) Completion of two years of practice as a physical therapist licensed in any state or the District of Columbia;

(b) Completion of 50 hours of face-to-face continuing education on the topic of dry needling from an entity accredited in accordance with s. 486.109, F.S.

1. The continuing education must include instruction in the following subject areas:

- a. Theory of dry needling;
- b. Selection and safe handling of needles and other apparatus or equipment used in dry needling, including instruction on the proper handling of biohazardous waste;
- c. Indications and contraindications for dry needling, to include special considerations for dry needling of the head, neck, and torso;
- d. Psychomotor skills needed to perform dry needling; and
- e. Postintervention care, including adverse responses, adverse event recordkeeping, and any reporting obligations.

2. The continuing education must include a determination by the instructor, who is a licensed physical therapist, that the physical therapist demonstrates the requisite psychomotor skills to safely perform dry needling; and

(c) Completion of 25 patient sessions of dry needling under one of the following circumstances:

1. While licensed as a physical therapist in another state or while serving as a physical therapist in the United States Armed Services; or
2. Under the supervision of a physical therapist who has actively practiced dry needling for at least 1 year and holds an active license to practiced physical therapy in any state or the District of Columbia. Such supervisor must document that the supervised therapist has met the supervision and competency requirements and needs no additional supervised sessions to perform dry needling.

(3) A physical therapist shall not delegate performance of dry needling to a physical therapist assistant, unlicensed personnel, or any other person who is not a licensed physical therapist who is qualified under this rule.

(4) A physical therapist shall not perform dry needling without patient consent documented in the patient’s medical record.

(5) An adverse medical incident that is a direct result of physical therapy treatment involving dry needling shall be reported to the Board within 15 days of the incident using Form DH-5053-MQA, Physical Therapy Dry Needling Adverse Medical Incident Report, effective 08/2020, which is hereby incorporated by reference and is available through <http://www.flrules.org/Gateway/reference.asp?No=Ref-> , or www.floridasphysicaltherapy.gov/resources.

(6) Within 60 days of the effective date of this rule, or within 60 days of the intent to perform dry needling in the state of Florida, the licensed and **qualified** physical therapist shall submit to the Board Form DH- -MQA, Physical Therapy Dry Needling Attestation, effective 08/2020, which is hereby incorporated by reference and is available through <http://www.flrules.org/Gateway/reference.asp?No=Ref-> , or www.floridasphysicaltherapy.gov/resources.

The Board then directed Board staff to adjust the adverse incident and attestation form and have the following rule language and updated forms to be presented to the Board at the August 28, 2020 meeting.

Dr. Pabian discussed with the Board a revision to 64B17-6.001 regarding telehealth provisions for students in a clinical setting,

Board directed staff to place on agenda for the August 28, 2020 meeting.

With there being no further business meeting adjourned at 12:02 p.m.