

The Florida  
**Board of Physical Therapy Practice**

**Minutes  
February 18-19, 2021  
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**Dr. Patrick Pabian, PT, DPT, PhD  
Chair**

**Mr. Steve Chenoweth, PT**

**DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE  
BOARD OF PHYSICAL THERAPY  
GENERAL BUSINESS MEETING  
GENERAL RULES REVIEW  
FEBRUARY 18, 2021  
MINUTES**

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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.

**February 18, 2021 – 1:00 P.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. Patrick Pabian, Chair, called the general business meeting to order at 1:00 p.m.

Those present for all or part of the meeting, included the following:

**MEMBERS PRESENT**

Dr. Patrick Pabian, PT, DPT, PhD.

Mr. Steve Chenoweth, PT

Dr. Ellen K. Donald, PT, PhD

Dr. Andy Koenig, PT, DPT, MHA, OCS

Dr. Paul Kleponis, BSEd, BSPT,DPT, LtCol (Retired)

**BOARD COUNSEL**

Lynette Norr, Board Counsel,

Assistant Attorney General

**STAFF PRESENT**

Allen Hall, Executive Board Director

Kayla Karpp, Program Operations

Program Operations Administrator

**OTHERS PRESENT**

Jaime Klapholz, Attorney for FPTA

Jamie Dyson, FPTA President

## **ADMINISTRATIVE PROCEEDINGS:**

### **RULE DISCUSSION AND/OR DEVELOPMENT**

#### **1. 64B17-6.008, F.A.C., Minimum Standards of Practice for the Performance of Dry Needling**

**The Board discussed and amended the rule language as follows:**

#### **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 treated by dry needling, and which resulted ~~in any of the following:~~

~~1. A limitation of neurological, pulmonary, vascular, integumentary, or musculoskeletal function; or~~

~~2. Any prolonged, unanticipated, and/or emergent neurological, pulmonary, vascular, or musculoskeletal condition that required the transfer of the patient to a hospital and/or referral to a physician for treatment of the resulting condition.~~

(b) “Supervision” means observation of the dry needling procedure by a ~~qualified~~ physical therapist licensed in any state or the District of Columbia who meets the qualifications for practicing dry needling in the state of Florida and who has a minimum of one year and 25 sessions of experience treating patients using dry needling. The observation may be in person or via synchronous telehealth as defined in s. 456.47, F.S.

(c) “Competency requirements” means proficiency in the subject areas listed in subsubparagraphs (2)(b)1.a.-e.

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

(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. General indications and contraindications for dry needling, as well as to include special complex anatomical and safety considerations of the cranio-facial and peripheral nervous systems for dry needling of the head, neck, and torso, to include specific anatomical application and safety considerations;

d. Psychomotor skills needed to perform dry needling, including tissue palpation, needle insertion, and needle extraction; 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 meeting the qualifications set forth in (1)(b) “Supervision,” ~~with a minimum of one year of dry needling experience,~~ that the physical therapist being

trained in dry needling demonstrates the requisite competency and psychomotor skills to safely perform dry needling; and

(c) After completing (2)(a) and (b), cCompletion 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. It is the responsibility of the supervised physical therapist to maintain all documents.

(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 DH5053-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-\\_\\_\\_\\_\\_](http://www.flrules.org/Gateway/reference.asp?No=Ref-_____), or [www.floridasphysicaltherapy.gov/resources](http://www.floridasphysicaltherapy.gov/resources).

(6) This rule is effective [date]. 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 DH5057-MQA, Physical Therapist 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-\\_\\_\\_\\_\\_](http://www.flrules.org/Gateway/reference.asp?No=Ref-_____), or [www.floridasphysicaltherapy.gov/resources](http://www.floridasphysicaltherapy.gov/resources).

*Rulemaking Authority 486.025, 486.117 FS. Law Implemented 486.117 FS. History–New \_\_\_\_\_.*

**MOTION:** Mr. Chenoweth made a motion to approve the rule language and application as amended and directed counsel to proceed with rule making procedures. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Dr. Pabian made a motion to find the proposed revisions do not have an adverse impact on small businesses and will not be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after the implementation of the rule. The motion was seconded by Mr. Chenoweth and carried 5/0.

**MOTION:** Dr. Donald made a motion to find that a violation of this rule or any part of this rule will not designate as a minor violation. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Dr. Pabian made a motion that this would not constitute a sunset provision. The motion was seconded by Mr. Chenoweth and carried 5/0.

**2. 64B17-7.001, F.A.C., Disciplinary Guidelines**

JAPC has submitted comments to the Board on the proposed rule amendment published 01/06/2021. The Board was requested to consider the comments and provide substantive guidance to your attorney for any changes and a response to JAPC.

The JAPC letter dated January 12, 2021 was provided in the materials.

Approved language is as followed:

**64B17-7.001 Disciplinary Guidelines.**

(1) When the Board finds that an applicant or licensee whom it regulates under Chapter 486 or Section 456.47, F.S., has violated the below-listed provisions, it shall issue a final order imposing appropriate penalties for each count or separate offense, as set forth in Section 456.072(2), F.S., within the ranges recommended in the following disciplinary guidelines. As part of a final order imposing appropriate penalties, the Board shall consider requiring an applicant or licensee to attend Board meetings, perform community service, take described continuing education courses, or take and pass the applicable jurisprudence examination. The identification of offenses is descriptive only; the full language of each statutory provision cited must be considered in order to determine the conduct included. For Florida licensees, probation may include specific compliance conditions, and conditions of probation may be required following any period of suspension of license. For out-of-state telehealth registrants, a suspension of practice may include a corrective action plan. A corrective action plan may include continuing education, passage of the Florida laws and rules exam, monitored practice, restricted practice, periodic reports to the Board, an appearance before the Board, restitution, or other corrective action deemed necessary by the Board for the health, safety, and welfare of the public. For Florida applicants, all offenses listed herein are sufficient for refusal to certify an application for licensure. If the Board makes a finding of pecuniary benefit or self-gain related to the violation, then the Board shall require refund of fees billed and collected from the patient or a third party on behalf of the patient. In addition to any other discipline imposed, the Board shall assess the actual costs related to the investigation and prosecution of a case. In addition to or in lieu of any guideline penalties provided herein, if the violation is for fraud or making a false or fraudulent representation, the Board shall impose a fine of \$10,000 per count or offense.

(a) Section 486.125(1)(a) or 456.072(1)(z), F.S.: Unable to practice with reasonable skill and safety.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine, three (3) years of probation, and referral for a PRN evaluation	\$5,000 fine, suspension for one (1) year followed by up to five (5) years of probation
Second and Subsequent Offenses	\$2,000 fine, five (5) years of probation, and referral for a PRN evaluation	\$10,000 fine and/or revocation
<u>Telehealth Registrants:</u>		
First Offense and Subsequent Offenses	Suspension for a minimum of one year; thereafter	Revocation

	continued suspension until the provider can demonstrate to the Board the ability to practice with reasonable skill and safety; a corrective action plan	
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(b) Section 486.125(1)(b): Obtain license or telehealth registration by deceit, or Section 456.072(1)(h): Obtain or renew license or telehealth registration by bribery, fraudulent misrepresentation, or an error of the department or the Board.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense (Deceit/Bribery)	\$500 fine and/or up to two (2) years of probation	\$5,000 fine and/or revocation
Second and Subsequent Offenses (Deceit/Bribery)	\$5,000 fine and/or up to two (2) years of probation	\$7,500 fine and/or revocation
First Offense (Fraudulent Misrepresentation)	\$10,000 fine and six (6) months of probation	\$10,000 fine and revocation
Second and Subsequent Offenses (Fraudulent Misrepresentation)	\$10,000 fine and revocation	\$10,000 fine and revocation
First Offense (Dep't or Board Error)	Letter of concern and/or \$500 fine	Revocation
Second and Subsequent Offenses (Dep't or Board Error)	\$5,000 fine	Revocation
<u>Telehealth Registrants:</u>		
First and Subsequent Offenses (Deceit/Bribery)	Two (2) years suspension with a corrective action plan	Revocation
Second and Subsequent Offenses (Deceit/Bribery)	Three (3) years suspension with a corrective action plan	Revocation
First Offense (Fraudulent Misrepresentation)	Five (5) years suspension with a corrective action plan	Revocation
Second Offense (Fraud Misrepresentation)	Revocation	Revocation
First Offense (Dep't or Board Error)	Letter of Concern	Revocation
Second and Subsequent Offenses (Dep't or Board Error)	Reprimand	Revocation

(c) Section 486.125(1)(c) or 456.072(1)(c), F.S.: Guilty or convicted of a crime that relates to the practice or the ability to practice.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Misdemeanor Offense	\$1,500 fine and six (6)	\$5,000 fine and a one (1)

	months of probation	year suspension with conditions
Second and Subsequent Misdemeanor Offenses	\$2,500 fine and one (1) year of probation	\$10,000 fine and/or revocation
First Felony Offense	\$5,000 fine and two (2) years of probation	\$10,000 fine and/or revocation
Second and Subsequent Felony Offenses	Revocation	Revocation
<b>Telehealth Registrants:</b>		
First Misdemeanor Offense	Six (6) months suspension	Two (2) years suspension with a corrective action plan
Second and Subsequent Misdemeanor Offenses	One (1) year suspension with a corrective action plan	Five (5) year suspension and a corrective action plan
First Felony Offense	Five (5) years suspension with a corrective action plan	Revocation
Second and Subsequent Felony Offenses	Revocation	Revocation

(d) Section 486.125(1)(d), F.S.: Treatment of ailments by means other than physical therapy.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$1,000 fine and one (1) year of probation	\$5,000 fine and one (1) year suspension followed by probation
Second and Subsequent Offenses	\$2,000 fine and one (1) year of probation	\$8,000 fine and/or revocation
<b>Telehealth Registrants:</b>		
First Offense	One (1) year suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second and Subsequent Offenses	Five (5) years suspension	Revocation

(e) Section 486.125(1)(e) or 456.072(1)(b), F.S.: Failure to maintain acceptable standards of practice as set forth in Board rules.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$1,000 fine and letter of concern	\$6,000 fine and/or two (2) years of suspension followed by two (2) years of probation
Second Offense	\$2,000 fine and six (6) months of probation	\$10,000 fine and/or revocation
<b>Telehealth Registrants:</b>		
First Offense	One (1) year suspension	Five (5) years suspension

	with a corrective action plan	with a corrective action plan
Second Offense	Five (5) years suspension with a corrective action plan	Revocation

(f) Section 486.125(1)(f) or 456.072(1)(dd) through a violation of 456.054, F.S.: Engage in unlawful fee splitting or solicitation.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and/or one (1) year of probation	\$8,000 fine and/or revocation
Second and Subsequent Offenses	\$5,000 fine and/or six (6) months suspension	\$10,000 fine and/or revocation
<u>Telehealth Registrants:</u>		
First Offense	Two (2) years suspension with a corrective action plan	Five (5) years suspension with a corrective action plan or revocation
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(g) Section 486.125(1)(g) or 456.072(1)(f), F.S.: License acted against in another jurisdiction.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First and Subsequent Offenses	Action consistent with the disciplinary guidelines for the offense that would have been imposed had the violation occurred in the State of Florida	Action consistent with the disciplinary guidelines for the offense that would have been imposed had the violation occurred in the State of Florida
<u>Telehealth Registrants:</u>		
First and Subsequent Offenses	Action consistent with the disciplinary guidelines for the offense that would have been imposed had the violation occurred in the State of Florida	Action consistent with the disciplinary guidelines for the offense that would have been imposed had the violation occurred in the State of Florida

(h) Section 486.125(1)(h) or 456.072(1)(q), F.S.: Violation of an order or subpoena.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and a letter of concern	<del>\$5,000</del> <del>10,000</del> fine and/or <del>suspension</del> <del>revocation</del>
Second and Subsequent Offenses	\$5,000 fine and/or two (2) years of probation	\$10,000 fine and/or revocation
<u>Telehealth Registrants:</u>		
First Offense	Six (6) months suspension with a corrective action	Two (2) years suspension with a corrective action



	plan; compliance within 30 days	plan; compliance within 30 days; and/or revocation
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan; compliance within 30 days	Revocation

(i) Section 486.125(1)(i) or 456.072(1)(l), F.S.: Negligent filing of false report; Willful filing of false report, impeding, or inducing another to file false report.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Negligent Offense	\$1,000 fine	\$5,000 fine and two (2) years of probation
Second Negligent Offense	<del>\$5,000</del> 2,500 fine and a reprimand	\$10,000 fine and/or two (2) years suspension followed by two years of probation
Third and Subsequent Negligent Offenses	\$5,000 fine and/or six (6) months suspension followed by two (2) years of probation	\$10,000 fine and/or revocation
First Willful Offense	\$5,000 fine and/or six (6) months suspension followed by six (6) months of probation	\$10,000 fine and/or Revocation
Second and Subsequent Willful Offenses	\$10,000 fine and/or suspension for two (2) years followed by two years of probation	\$10,000 fine and/or revocation
<b>Telehealth Registrants:</b>		
First Negligent Offense	One (1) month suspension with a corrective action plan	Six (6) months suspension with a corrective action plan
Second Negligent Offense	One (1) year suspension with a corrective action plan	Six (6) months suspension with a corrective action plan
Third and Subsequent Negligent Offenses	Five (5) years suspension with a corrective action plan	Revocation
First Willful Offense	Five (5) years suspension with a corrective action plan	Revocation
Second and Subsequent Willful Offenses	Revocation	Revocation

(j) Section 486.125(1)(j) or 456.072(1)(o), F.S.: Practice or offer to practice beyond the scope permitted or competent to perform.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$2,500 fine and/or one (1) year of probation	<del>\$5,000</del> 10,000 fine and/or two (2) year suspension

		followed by two (2) years of probation
Second and Subsequent Offenses	\$5,000 fine and/or six (6) months suspension followed by one year of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	One (1) year suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(k) Section 486.125(1)(k) or 456.072(1)(dd), F.S.: Violation of this chapter, Chapter 456, F.S., or any rules adopted pursuant thereto.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and/or a letter of concern	\$5,000 fine and/or two (2) year suspension followed by two (2) years of probation
Second Offense	\$5,000 fine and/or two (2) years of probation	\$10,000 fine and/or revocation
Subsequent Offenses	\$7,500 fine and/or six (6) months of suspension followed by probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	Six (6) months suspension with a corrective action plan	Revocation
Second Offense	Two (2) years suspension with a corrective action plan	Revocation
Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(l) Section 486.125(1)(b): Commit fraud in the practice of physical therapy, or Section 456.072(1)(a), F.S.: make misleading, deceptive, or fraudulent representations in or related to the practice.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense (Misleading or Deceptive Practice)	\$2,000 fine and six (6) months of probation	\$5,000 fine and/or revocation
Second and Subsequent Offenses (Misleading or Deceptive Practice)	\$5,000 fine and three (3) years probation	\$7,500 fine and revocation
First Offense (Fraudulent	\$10,000 fine and six (6)	\$10,000 fine and/or

Practice)	months of probation	revocation
Second and Subsequent Offenses (Fraudulent Practice)	\$10,000 fine and three (3) years probation	\$10,000 fine and revocation
Telehealth Registrants:		
First Offense (Misleading or Deceptive Practice)	One (1) year suspension with a corrective action plan	Revocation
Second and Subsequent Offenses (Misleading or Deceptive Practice)	Five (5) years suspension with a corrective action plan	Revocation
First Offense (Fraudulent Practice)	Ten (10) years suspension with a corrective action plan	Revocation
Second and Subsequent Offenses (Fraudulent Practice)	Revocation	Revocation

(m) Section 456.072(1)(d), F.S.: Improper use of laser device.

Florida Licensees:	MINIMUM	MAXIMUM
First Offense	\$2,000 fine and/or one (1) year of probation	<del>\$5,000</del> <del>10,000</del> fine and/or three (3) years suspension followed by two (2) years of probation
Second and Subsequent Offenses	\$5,000 fine and six (6) months suspension followed by two (2) years of probation	\$10,000 fine and/or revocation

(n) Section 456.072(1)(e), F.S.: Failure to comply with HIV/AIDS course requirement.

Florida Licensees:	MINIMUM	MAXIMUM
First Offenses	\$1,000 fine, a letter of concern, and completion of the course	\$3,000 fine and/or one (1) year suspension followed by two (2) years of probation, and completion of the course

(o) Section 456.072(1)(g), F.S.: Civil liability found for filing a false report against another licensee.

Florida Licensees:	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and a reprimand	\$3,000 fine and/or three (3) years of probation
Second and Subsequent Offenses	<del>\$5,000</del> <del>2,500</del> fine and one (1) year of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	One (1) year suspension with a corrective action	Three (3) years suspension with a corrective action

	plan	plan
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(p) Section 456.072(1)(i), F.S.: Failure to report health care violator.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$500 fine and letter of concern	\$2,500 fine and/or one (1) year of probation
Second and Subsequent Offenses	\$2,500 fine and six (6) months probation	<del>\$5,000</del> <del>10,000</del> fine and/or revocation
Telehealth Registrants:		
First Offense	Six (6) months suspension	One (1) year suspension with a corrective action plan
Second and Subsequent Offenses	Two (2) years suspension with a corrective action plan	Revocation

(q) Section 456.072(1)(j), F.S.: Aiding unlicensed practice.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$2,000 fine and/or one (1) year of suspension	\$5,000 fine and/or revocation
Second and Subsequent Offenses	\$7,500 fine and/or one (1) year suspension followed by two (2) years of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	Two (2) years suspension with a corrective action plan	Five (5) years suspension with a corrective action plan and/or Revocation
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(r) Section 456.072(1)(k), F.S.: Failure to perform statutory or legal obligation.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and a letter of concern	<del>\$5,000</del> <del>7,500</del> fine and/or one (1) year suspension followed by two (2) years of probation
Second Offense	<del>\$5,000</del> <del>2,500</del> fine and six (6) months of probation	\$10,000 fine and/or revocation
Subsequent Offenses	\$7,500 and/or one (1) year suspension followed by two (2) years of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		

First Offense	Six (6) months suspension and fulfillment of statutory or legal obligation within 30 days; corrective action plan	Two (2) years suspension and fulfillment of legal obligation within 30 days; corrective action plan
Second Offense	Three (3) years suspension and fulfillment of statutory or legal obligation within 30 days; corrective action plan	Revocation
Subsequent Offenses	Five (5) years suspension and fulfillment of legal obligation within 30 days; corrective action plan	Revocation

(s) Section 456.072(1)(m), F.S.: Making deceptive, untrue, or fraudulent representations or employing a trick or scheme in any profession.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense (Deceptive, Untrue)	\$2,000 fine and six (6) months of probation	\$5,000 fine and one (1) year suspension followed by two (2) years of probation
Second and Subsequent Offenses (Deceptive, Untrue)	\$5,000 fine and two (2) years probation	\$7,500 fine and revocation
First Offense (Fraudulent Representation)	\$10,000 fine and six (6) months of probation	\$10,000 fine and one (1) year suspension followed by two (2) years of probation
Second and Subsequent Offenses (Fraudulent Representation)	\$10,000 fine and two (2) years of probation	\$10,000 fine and revocation
<u>Telehealth Registrants:</u>		
First Offense (Deceptive, Untrue)	One (1) year suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second and Subsequent Offenses (Deceptive, Untrue)	Five (5) years suspension with a corrective action plan	Revocation
First Offense (Fraudulent Representation)	Five (5) years suspension with a corrective action plan	Revocation
Second and Subsequent Offenses (Fraudulent Representation)	Revocation	Revocation

(t) Section 456.072(1)(n), F.S.: Exploit patient for financial gain.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
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First Offense	\$1,000 fine, six (6) months of probation, and restitution to the patient or patient's family	<del>\$5,000</del> <del>10,000</del> fine and/or revocation
Second and Subsequent Offenses	<del>\$5,000</del> <del>2,500</del> fine, two (6) years of probation, and restitution to the patient or patient's family	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	Five (5) years suspension with a corrective action plan that includes restitution to the patient or patient's family	Revocation and restitution to the patient or patient's family
Second Offense	Revocation and restitution to the patient or patient's family	Revocation and restitution to the patient or patient's family

(u) Section 456.072(1)(p), F.S.: Improper delegation of professional responsibilities.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and/or six (6) months of probation	\$5,000 fine and three (3) years suspension followed by three (3) years of probation
Second and Subsequent Offenses	\$5,000 fine and/or one (1) year suspension followed by two (2) years of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	One (1) year suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(v) Section 456.072(1)(r), F.S.: Improper interference with investigation, inspection, or discipline.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and/or one (1) year of probation	<del>\$5,000</del> <del>10,000</del> fine and/or revocation
Second and Subsequent Offenses	<del>\$5,000</del> <del>2,500</del> fine and three (3) months suspension followed by two (2) years of probation	\$10,000 fine and/or revocation
Telehealth Registrants:		
First Offense	Two (2) years suspension with a corrective action	Revocation

	plan	
Second and Subsequent Offenses	Five (5) years suspension with a corrective action plan	Revocation

(w) Section 456.072(1)(v), F.S.: Sexual misconduct.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$5,000 fine, six (6) months of probation, and/or a PRN referral for evaluation	\$10,000 fine and/or revocation
Second and Subsequent Offenses	\$7,500 fine, three (3) years of probation, and a PRN referral for evaluation	\$10,000 fine and/or revocation
<u>Telehealth Registrants:</u>		
First and Subsequent Offenses	Suspension until the provider can demonstrate to the Board the ability to practice with reasonable skill and safety; a corrective action plan	Revocation

(x) Section 456.072(1)(x), F.S.: Failure to comply with 30-day notification to the Board of convictions and nolo pleas.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and/or a letter of concern	\$3,000 and/or one (1) month suspension followed by two (2) years of probation
Second and Subsequent Offenses	\$3,000 fine and two (2) years of probation	<del>\$7,500</del> <del>10,000</del> and/or revocation
<u>Telehealth Registrants:</u>		
First Offense	Six (6) months suspension with a corrective action plan	Two (2) years suspension with a corrective action plan
Second Offense	Five (5) years suspension with a corrective action plan	Revocation

(y) Section 456.072(1)(aa): Positive results on a pre-employment or employer ordered drug screening.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	<del>\$1,000</del> <del>500</del> fine and two (2) years of probation and/or referral for a PRN evaluation	<del>\$3,000</del> <del>10,000</del> fine and one (1) year suspension followed by five (5) years probation
Second and Subsequent Offenses	<del>\$3,000</del> <del>1,500</del> fine and two (2) years of probation	<del>\$7,500</del> <del>10,000</del> fine and/or revocation

	and/or referral for a PRN evaluation	
<b>Telehealth Registrants:</b>		
First and Subsequent Offenses	Suspension until the provider can demonstrate to the Board the ability to practice with reasonable skill and safety; a corrective action plan	Revocation

(z) Section 456.072(1)(bb), F.S.: Wrong patient, site, or unnecessary treatment.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$1,000 fine and/or a reprimand	<del>\$3,000</del> <del>10,000</del> fine and/or three (3) months suspension followed by three (3) years of probation
Second and Subsequent Offenses	\$3,000 fine and/or one (1) year of probation	<del>\$7,500</del> <del>10,000</del> fine and/or revocation
<b>Telehealth Registrants:</b>		
First Offense	Two (2) years suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second Offense	Five (5) years suspension with a corrective action plan	Revocation

(aa) Section 456.072(1)(hh), F.S.: Being terminated from or failing to successfully complete an impaired practitioners treatment program.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
Any Offense	Suspension until able to demonstrate before the Board compliance with PRN	Revocation
<b>Telehealth Registrants:</b>		
Any Offense	Suspension until able to demonstrate to the Board compliance with a Board approved professional's assistance program	Revocation

(bb) Section 486.125(1)(k) or Section 456.072(1)(dd) through a violation of 456.036(1), F.S.: Practicing on a delinquent, inactive, or retired status license or registration.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$1,000 fine and/or a letter of concern	\$5,000 fine and/or two (2) years suspension followed by two (2) years of probation



Second Offense	\$5,000 fine and/or two (2) years of probation	\$10,000 fine and/or revocation
Subsequent Offenses	\$7,500 fine and/or six (6) months suspension followed by probation	\$10,000 fine and/or revocation
<b>Telehealth Registrants:</b>		
First Offense	Suspension until home state license is clear and active; a corrective action plan	Five (5) additional years suspension with a corrective action plan
Second and Subsequent Offenses	Suspension until home state license is clear and active; a corrective action plan; Five (5) additional years suspension with a corrective action plan	Revocation

(cc) Section 456.072(1)(t), F.S.: Failing to identify through written notice or orally to a patient the type of license under which the practitioner is practicing.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$1,000 fine and a letter of concern	\$5,000 fine and/or one (1) year of probation
Second and Subsequent Offenses	\$5,000 fine and two (2) years of probation	\$10,000 fine and/or revocation
<b>Telehealth Registrants:</b>		
First Offense	One (1) year suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second Offense	Two (2) years suspension with a corrective action plan	Revocation

(dd) Section 456.072(1)(ii), F.S.: Being convicted of, or entering a plea of guilty or nolo contendere to, a crime under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 U.S.C. ss. 1320a-7b, relating to the Medicaid program.

<b>Florida Licensees:</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
First Offense	\$5,000 fine, reprimand, and six (6) months of probation	\$10,000 fine and revocation
Second and Subsequent Offenses	\$10,000 fine and revocation	\$10,000 fine and revocation
<b>Telehealth Registrants:</b>		
First Offense	Five (5) years suspension and a corrective action plan	Revocation
Second Offense	Revocation	Revocation

(ee) Section 456.072(1)(jj), F.S.: Failing to return an overpayment from the Medicaid program.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	\$1,000 fine, reprimand and/or suspension until the Medicaid program is reimbursed in full	<del>\$5,000</del> <u>\$5,000</u> fine and/or revocation
Second and Subsequent Offenses	\$5,000 fine and suspension until the Medicaid program is reimbursed in full	\$10,000 fine and revocation
Telehealth Registrants:		
First Offense	Suspension until the Medicaid program is reimbursed in full plus an additional five (5) years suspension with a corrective action plan	Revocation
Second and Subsequent Offenses	Revocation	Revocation

(ff) Section 456.072(1)(kk), F.S.: Being terminated from the state Medicaid program pursuant to Section 409.913, F.S.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Offense	<del>\$5,000</del> <u>\$5,000</u> fine and reprimand and/or six (6) months of probation	\$10,000 fine and revocation
Second Offense or Terminated for cause	\$10,000 fine and revocation	\$10,000 fine and revocation
Telehealth Registrants:		
First Offense	Five (5) years suspension with a corrective action plan	Revocation
Second Offense or Terminated for cause	Revocation	Revocation

(gg) Section 456.072(1)(ll), F.S.: Being convicted of, or entering a plea of guilty or nolo contendere to a crime related to health care fraud.

<u>Florida Licensees:</u>	MINIMUM	MAXIMUM
First Misdemeanor Offense	\$10,000 fine and/or revocation	\$10,000 fine and revocation
Second Misdemeanor Offense or Felony Offense under Chapters 409 and 817, F.S., 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396	\$10,000 fine and revocation	\$10,000 fine and revocation
Telehealth Registrants:		

First Misdemeanor Offense	Five (5) years suspension with a corrective action plan	Revocation
Second Misdemeanor Offense or Felony Offense under Chapters 409 and 817, F.S., 21 U.S.C. ss. 801-970, or 42 U.S.C. ss. 1395-1396	Ten (10) years suspension with a corrective action plan	Revocation

(hh) Section 456.072(1)(oo), F.S.: Willfully failing to comply with Section 627.6419 or 641.513, F.S., with such frequency as to indicate a general business practice.

Florida Licensees:	MINIMUM	MAXIMUM
First Offense	\$1,000 fine and a reprimand	\$2,500 <del>40,000</del> fine and/or revocation
Second and Subsequent Offenses	\$2,500 fine and/or revocation	\$7,500 <del>40,000</del> fine and/or revocation
Telehealth Registrants:		
First Offense	Two (2) years suspension with a corrective action plan	Five (5) years suspension with a corrective action plan
Second Offense	Five (5) years suspension with a corrective action plan	Revocation

(2) In determining what action is appropriate, the Board shall first consider what sanctions are necessary to protect the public or to compensate the patient. The Board shall then consider mitigating or aggravating circumstances in applying a penalty that is outside of the range provided for in the disciplinary guidelines including:

- (a) The danger to the public;
- (b) The number of distinct charges;
- (c) The actual damage, physical or otherwise, to the patient(s);
- (d) The length of time since the date of the last violation(s);
- (e) The length of time that the licensee has held a license in any jurisdiction;
- (f) The deterrent effect of the penalty imposed;
- (g) Rehabilitation efforts of the licensee including remorse, restitution, and corrective action(s);
- (h) The effect of the penalty on the licensee's livelihood;
- (i) Efforts of the licensee to report or stop violations or the failure of the licensee to correct or stop violations;
- (j) The willfulness and/or negligence of the licensee pertaining to any violation;
- ~~(k) Any other mitigating or aggravating circumstances.~~

*Rulemaking Authority 456.036, 456.072, 456.079, 456.47(7), 486.025 FS. Law Implemented 456.072, 456.073, 456.079, 456.47, 486.125 FS. History—New 2-10-87, Formerly 21M-9.023, Amended 8-2-90, 10-14-91, 12-6-92, 3-24-93, Formerly 21MM-7.002, 61F11-7.002, 59Y-7.002, Amended 1-8-98, 8-3-00, 1-2-03, 4-9-06, 2-5-07, 4-5-07, 6-27-07, 6-30-10, 6-18-12, 2-6-17,*

**MOTION:** Dr. Kleponis made a motion to approve the proposed rule language as verbally amended and directed counsel and to proceed with rule making procedures. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** Dr. Pabian made a motion to find the proposed revisions do not have an adverse impact on small businesses and will not be likely to directly or indirectly increase regulatory costs to any entity (including government) in excess of \$200,000 in the aggregate in Florida within 1 year after the implementation of the rule. The motion was seconded by Mr. Chenoweth and carried 5/0.

**MOTION:** Mr.Chenoweth made a motion to find that a violation of this rule or any part of this rule will not designate as a minor violation. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Mr. Chenoweth made a motion that this would not constitute a sunset provision. The motion was seconded by Dr. Pabian and carried 5/0.

### **RULE STATUS REPORT**

#### **3. Lynette Norr, Assistant Attorney General**

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B17-3.001	Licensure.	05/15/20	07/17/20 (RD) 9/23/20 (RN)	07/30/20	10/1/20 (JAPC letter rec'd. 10/9/20; Response letter sent 10/26/20; Rule tolled 10/26/20) (JAPC letter rec'd 10/26/20; Response letter sent 12/15/20) NOC 12/29/20; 01/05/21	02/04/21	02/24/21
64B17-3.002	Licensure Examination and Passing Score; Laws and Rules Examination; Additional Requirements After Third Failure.	05/15/20	08/06/2020 (RD) 9/23/2020 (RN)	07/30/20	10/1/20 (JAPC letter rec'd. 10/9/20; Response letter sent 10/26/20; Rule tolled 10/26/20) (JAPC letter rec'd 10/26/20; Response letter sent 12/15/20) NOC 12/29/20; 01/05/21	02/04/21	02/24/21
64B17-5.001	Requirements for Reactivation of an Inactive or Retired License	8/28/20	10/1/20 11/3/20 (Notice of Withdrawal )	10/9/20	10/27/20 12/11/20 – Notice of Withdrawal		
64B17-5.001	Requirements for Reactivation of an Inactive or Retired License	12/11/20	12/17/20	01/06/21	7-Day Letter 01/27/21	02/05/21	02/25/21
64B17-6.001	Minimum Standards of Physical Therapy Practice	8/28/20	9/30/20	10/8/20	10/26/20 (JAPC letter rec'd 10/27/20; Response letter sent 10/28/20; JAPC letter rec'd 10/29/20; Response letter sent 10/30/20; Rule tolled 10/28/20) (JAPC letter rec'd 10/12/20; Response letter sent 10/26/20; JAPC letter rec'd 9/22/20; Response letter sent 12/15/20) NOC 12/29/20	01/27/21	02/16/21

64B17-6.008	Minimum Standards for Practice for the Performance of Dry Needling.	05/15/20	07/21/20	07/30/20	9/17/20 (JAPC letter rec'd 9/22/20; Response letter sent 10/5/20; JAPC letter rec'd 10/12/20; Response letter sent 10/26/20; Rule tolled 10/12/20.) (JAPC letter rec'd 9/22/20; Response letter sent 12/14/20; JAPC letter rec'd 01/08/21; Response letter sent 01/22/21) NOC 12/29/20		
64B17-7.001	Disciplinary Guidelines.	12/11/20	12/22/20	12/29/20	01/06/2021 (JAPC letter rec'd 01/12/21; Response letter sent 01/22/21)		
64B17-7.0027	Procedure for Compliance with Board Ordered Laws and Rules Exam	8/28/20	10/1/20	10/9/20	10/27/20 (JAPC letter rec'd 10/27/20; Response letter sent 10/28/20; JAPC letter rec'd 10/29/20; Response letter sent 10/30/20; Rule tolled 10/28/20) (JAPC letter rec'd 10/27/20; Response letter sent 12/15/20) NOC 12/29/20; 01/05/21	02/04/21	02/24/21
64B17-9.001	Continuing Education.	8/28/20	9/30/20	10/8/20	10/26/20 (JAPC letter rec'd 10/27/20; Response letter sent 10/28/20; JAPC letter rec'd 10/29/20; Response letter sent 10/30/20; Rule tolled 10/28/20) (JAPC letter rec'd 10/27/20; JAPC Response letter sent 12/14/20) NOC 12/29/20; 01/05/21	02/04/21	02/24/21

#### 4. Non-Rule Policy Petition

Board Counsel, Ms. Norr, received a petition to determine the invalidity of existing "Non-Rule" agency policy on January 8, 2021.

This petition was provided as an FYI to the Board members, no action was needed.

Board Counsel was available for any questions.

#### REPORTS, IF ANY

#### 5. Board Member Reports, if any

- Dr. Patrick Pabian, Chair

In December the Board discussed the pass rates for the schools in Florida.

Dr. Pabian agreed to chart all the Florida schools on plot charts dating from 2010 until 2020.

Provided for Board review were Dr. Paiban's charts for discussion.

Mr. Hall stated it was DOH position that no ADHOC surveys are to be requested unless mandated by statute.

- Other Board Members

None to report.

## **6. Executive Director, Allen Hall**

- Expenditures by Function Report
- Cash Balance Report

The above reports were presented as informational only.

## **7. FSBPT Updates, if any**

In December Dr. Ellen Donald, Kayla Karpp and Collen Lettvin spoke regarding the updates as discussed during the December 10, 2020, meeting.

It was agreed by the Board in December that:

*“Having a small range of items for each area of the content outline would be reasonable and would still fit the language (%) in our rules. It is suggested an outline that uses a small range of items instead of a specific number for each section of the content outline.”*

The revised content outline developed by FSBPT for the FLLAW exam are requested by FSBPT for the Board to review and approve.

Dr. Donald and Kayla Karpp asked for a discussion to edit the Final Order/ Continuing Education credit FLLAW application (DH-MQA114) This form will need to be edited to remove the content outline to avoid reopening of rules when any future edits to the outline are made.

This will need to occur once the new rule language for 64B17- 7.0027 and 64B17-9.001, F.A.C. are effective.

Dr. Donald reported that the Federation has formulated the following task force groups to focus attention on:

- Re-entry to Practice
- Artificial Intelligence
- Boundary Violation
- Impaired Practitioner

Dr. Donald also informed the Board of the webinar series that is available on the FSBPT website.

The Board requested both 64B17-7.0027 and 64B17-9.001, F.A.C. to be added to the May 2021 agenda for rule review and development.

**8. FPTA Updates, if any**

Mr. Dyson spoke to the Board regarding the Human Trafficking course that was required by statute and due by January 1, 2021, and the effective date of 64B17-9.001, F.A.C. to allow all CE's to be completed by home study for the November 2021 renewal.

**APPLICANT RATIFICATION LISTS**

**9. Ratification Lists for Approved Applicants**

- Physical Therapist Applicants

**MOTION:** Dr. Pabian made a motion to ratify the list of physical therapists for licensure by examination/endorsement (Exhibit A), 249 in number starting with PT 36509 and ending with PT 36763. Upon successful completion of the National Physical Therapy Exam and/or the Florida Laws and Rules Exam, shall be licensed. The motion was seconded by Dr. Kleponis and carried 5/0.

- Physical Therapist Assistant Applicants

**MOTION:** Dr. Pabian made a motion to ratify the list of physical therapist assistants for licensure by examination/endorsement (Exhibit B), 130 in number starting with PTA 30674 and ending with PTA 30804. Upon successful completion of the National Physical Therapy Exam and/or the Florida Laws and Rules Exam, shall be licensed. The motion was seconded by Dr. Kleponis and carried 5/0.

**10. Ratification List for Exemption from Employment Disqualification**

**MOTION:** Dr. Pabian made a motion to ratify the list of physical therapist assistants who administratively approved exemptions, Nathan Shane Greiner, PTA 30176. The motion was seconded by Dr. Donald and carried 5/0.

**NEW BUSINESS**

**11. 2021 Election of Board Officers and Assignment of Liaisons**

2020 Election of Officers and Assignment of Liaisons

Position	Current Assignments	New Assignments
<b>Board Chair</b>	Acting- Dr. Patrick Pabian	Dr. Pabian
<b>Vice Chair</b>	VACANT	Mr. Chenoweth
<b>Education Liaison</b>	Dr. Patrick Pabian	Dr. Donald



<b>Budget Liaison</b>	Mr. Steve Chenoweth	Dr. Koenig
<b>Unlicensed Activity Liaison</b>	Mr. Steve Chenoweth	Mr. Chenoweth
<b>Enforcement Liaison</b>	VACANT	Dr. Kleponis
<b>Healthiest Weight Liaison</b>	Dr. Ellen Donald	Dr. Kleponis

**MOTION:** Dr. Donald made a motion to accept the positions as presented. The motion was seconded by Dr. Pabian and carried 5/0.

#### **12. 2021 Delegation of Authority**

The Delegation of Authority, reviewed and approved annually, facilitates administrative efficiency and documents when individuals or entities have been delegated to act on behalf of a Board/Council.

Each Board/Council was invited to review, make changes if necessary, and approve the 2021 delegation.

**MOTION:** Dr. Donald made a motion to approve the delegation of authority as presented. The motion was seconded by Dr. Pabian and carried 5/0.

#### **13. 2021 Conviction Record Guidelines**

The Conviction Record Guidelines, reviewed and approved by the Boards/Councils, are used by staff to assist in determining which licensure applications require individual consideration at the quarterly meetings. Board/Council review of every applicant who reports a conviction of any kind, regardless of when the issue occurred, would be an inefficient process. Each Board/Council was invited to review, make changes if needed, and approve the 2021 Conviction Record Guidelines.

**MOTION:** Dr. Pabian made a motion to approve the 2021 Conviction Record Guidelines as presented. The motion was seconded by Dr. Donald and carried 5/0.

#### **14. 2022 Proposed Meeting Dates**

The following dates were presented for Board consideration. These selections have been made in coordination with the other professions in the Medical Therapies/Psychology Board Office to avoid meeting conflicts. The following cities are common meeting locations where most Boards meet: Orlando, Tampa, Jacksonville, Ft. Lauderdale. The Board can request other cities.

##### **General Business Meetings:**

February 10-11, 2022  
 Primary Location – Jacksonville  
 Secondary Location – St. Augustine

May 19- 20, 2022  
Primary Location – Tampa  
Secondary Location – Board staff to choose

August 25 – 26, 2022  
Primary Location – Orlando  
Secondary Location – Board staff to choose

December 8-9, 2022  
Primary Location - Stuart  
Secondary Location – Board staff to choose

### **Probable Cause Panel Meetings:**

February 2 – Panel Chair	
April 13 - Panel Chair	
June 15 - Panel Chair	Board authorized Ms. Karpp to
August 12 - Panel Chair	give 2021 Probable Cause
October 12 – Panel Chair	Panel Meeting assignments.
December 14 – Panel Chair	

Board spoke to Ms. Karpp regarding availability for PCP chairs for reference in planning.

**MOTION:** After discussion, Dr. Pabian made a motion to accept the dates and cities for the 2022 General Business meetings and the Probable Cause Panel meetings. The motion was seconded by Mr. Chenoweth and carried 5/0.

### **15. CE Credit for Residency Programs**

Dr. Pabian discussed postgraduate residency hours to fulfill 22 hours of continuing education credit.

A history of this matter was provided in the materials.

It appears that the Board affirmed of the use of 22 CE credits to be approved by the Board as long as it was accredited by the APTA.

The APTA does not directly accredit residencies, the ABPTRFE does.

Rule discussion/development was needed in this matter if the Board wishes to allow the use of 22 Continuing Education hours for Postgraduate Residency Education.

Board agreed that the appropriate agency is the educational institution and that should someone want CE Credit they must go through the FPTA for approval of the CE.

## **OLD BUSINESS**

### **16. Board of Physical Therapy Minutes**

- December 10, 2020, General Business Meeting
- December 11, 2020, General Business Meeting

**MOTION:** Mr. Chenoweth made a motion to approve the December 10, 2020 and December 11, 2020 General Business Meeting minutes as amended. The motion was seconded by Dr. Donald and carried 5/0.

## **OTHER BUSINESS AND INFORMATION**

### **17. Exam Statistics**

The above reports were presented as informational only.

### **18. Staff Recognition**

This was provided for information purposes only.

With no further discussion, the meeting was adjourned at 4:08 p.m.

**DEPARTMENT OF HEALTH  
MEDICAL QUALITY ASSURANCE  
BOARD OF PHYSICAL THERAPY  
GENERAL BUSINESS MEETING  
GENERAL RULES REVIEW  
FEBRUARY 19, 2021  
MINUTES**

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**February 19, 2021 – 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. Patrick Pabian, Chair, called the general business meeting to order at 8:05 a.m. Those present for all or part of the meeting, included the following:

**MEMBERS PRESENT**

Dr. Patrick Pabian, PT, DPT, PhD.  
Dr. Ellen K. Donald, PT, PhD  
Mr. Steve Chenoweth, PT  
Dr. Andy Koenig, PT, DPT, MHA, OCS  
Dr. Paul Kleponis, BSEd, BSPT,DPT, LtCol (Retired)

**BOARD COUNSEL**

Lynette Norr, Board Counsel,  
Assistant Attorney General

**PROSECUTING ATTORNEY**

Christina Shideler, Prosecuting Attorney,  
DOH Prosecution Services  
Catlin Harden, DOH Prosecution Services

**STAFF PRESENT**

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

**Court Reporter:**

For the Record Reporting  
850-222-5491

## **ADMINISTRATIVE PROCEEDINGS:**

### **PERSONAL APPEARANCE PURSUANT TO §456.013(3)(c), F.S.**

#### **9. Irene Villegas, PT by Exam**

Ms. Villegas was not present.

The Board agreed to table this until later in the meeting due to the agenda order.

#### **10. Vivek Patel, PT by Exam**

Mr. Patel was not present.

The Board agreed to table this until later in the meeting due to the agenda order.

#### **11. Jenee Michele Jones, PTA by Examination**

Ms. Jones was present.

Ms. Jones did not disclose on her application her Florida Massage Therapy and Chiropractic Assistant license on her initial application as well as a criminal charge for worthless checks.

Staff was made aware after of her other Florida Licenses and Criminal History until after she was submitted for the NPTE exam.

Board directed Ms. Jones to send staff a corrected initial application.

**MOTION:** After discussion, Dr. Pabian made a motion to approve Ms. Jones' application for licensure and to certify her to sit for the Florida Laws and Rules Exam and upon a passing score on the exam she shall be licensed. The motion was seconded by Mr. Chenoweth and carried 5/0.

## **DISCIPLINARY PROCEEDINGS**

### **MOTION FOR BOARD'S FINAL ORDER BY HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT**

#### **1. David Deane, PT (Case No. 2018-05838) (PCP- Tasso and Candela)**

Respondent was present and represented by counsel.

Ms. Harden summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 486.125 (1)(e) Florida Statutes (2017), failing to maintain acceptable standards of physical therapy practice as det forth by the board in rules adopted pursuant to this chapter. **Count II:** 486.072 (1)(m) Florida Statutes (2017), making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession.

**MOTION:** Dr. Donald made a motion to accept the investigative report into evidence. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Dr. Donald made a motion to find that the Respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Dr. Pabian made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Mr. Chenoweth and carried 5/0.

**MOTION:** Dr. Pabian made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Chapters 486 and 456, Florida Statutes. The motion was seconded by Mr. Chenoweth and carried 5/0.

**MOTION:** After discussion, Dr. Pabian made a motion to impose the following penalties:

- \$6,000 fine in one year
- One (1) year suspension
- Two (2) years' probation of supervision of PTA's
- Passing of the Florida Laws and Rules exam in one (1) Year

The motion was seconded by Dr. Kleponis and carried 5/0.

**MOTION:** Dr. Donald made a motion to assess and accept costs of \$1,589.06 made payable within one (1) year. The motion was seconded by Dr. Koenig and carried 5/0.

**2. David Deane, PT  
(Case No. 2018-05839)  
(PCP- Tasso and Candela)**

Respondent was present and represented by counsel.

Ms. Harden summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 486.125 (1)(e) Florida Statutes (2017), failing to maintain acceptable standards of physical therapy practice as set forth by the board in rules adopted pursuant to this chapter. **Count II:** 486.072 (1)(m) Florida Statutes (2017), making deceptive, untrue, or fraudulent representations in or related to the practice of a profession or employing a trick or scheme in or related to the practice of a profession.

**MOTION:** Mr. Chenoweth made a motion to accept the investigative report into evidence. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Mr. Chenoweth made a motion to find that the Respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Pabian and carried 5/0.

**MOTION:** Mr. Chenoweth made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** Mr. Chenoweth made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Chapters 486 and 456, Florida Statutes. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** After discussion, Dr. Pabian made a motion to impose the following penalties:

- \$6,000 fine payable in two (2) years
- One (1) year suspension to run concurrent with case number 2018-05838
- Two (2) year probation of supervision of PTA's to run concurrent with case number 2018-05838

The motion was seconded by Dr. Koenig and carried 5/0.

**MOTION:** Dr. Donald made a motion to assess and accept costs of \$1,844.50 made payable within one (1) year. The motion was seconded by Dr. Pabian and carried 5/0.

**3. Sharon Denise Gadson  
(Case No. 2019-11676)  
(PCP- Pabian and Petraglia)**

Respondent was not present.

Dr. Pabian was recused due to participation in the Probable Cause Panel.

Ms. Shideler summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 486.125 (1)(b) Florida Statutes (2018), committing fraud in the practice of physical therapy or deceit in obtaining a license as a physical therapist or physical therapy assistant. **Count II:** 486.125 (1)(i) Florida Statutes (2018), making or filing a report or record which the licensee knows to be false.

**MOTION:** Dr. Donald made a motion to accept the investigative report into evidence. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** Dr. Donald made a motion to find that the Respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** Dr. Donald made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Mr. Chenoweth and carried 4/0.

**MOTION:** Dr. Donald made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Chapters 486 and 456, Florida Statutes. The motion was seconded by Mr. Chenoweth and carried 4/0.

**MOTION:** After discussion, Dr. Donald made a motion to impose the following penalties:

- Revocation

The motion was seconded by Dr. Kleponis and carried 4/0.

**MOTION:** Dr. Kleponis made a motion to assess and accept costs of \$1,361.27 made payable in two (2) years. The motion was seconded by Dr. Koenig and carried 4/0.

After further review it was determined an address of recorded was missed in the meeting notice- Staff asked if the Board would consider a tabling of the actions above to allow the license holder in question to appear.

**MOTION:** Dr. Donald made a motion to vacate the previous actions on the license and table action until the May 14, 2021 meeting. The motion was seconded by Dr. Kleponis and carried 4/0.

#### **MOTION FOR BOARD'S FINAL ORDER BY DETERMINATION OF WAIVER**

**4. Greesy Gabriela Misuraca  
(Case No. 2017-12599)  
(PCP- Tasso, Petraglia, Candela)**

Respondent was not present nor represented by counsel.

Ms. Shidler summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 456.072 (1)(II), Florida Statutes (2018) crime relating to healthcare fraud.

**MOTION:** Dr. Pabian made a motion to accept the investigative report into evidence. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** Dr. Pabian made a motion to find that the Respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** Dr. Pabian made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** Dr. Pabian made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Chapters 486 and 456, Florida Statutes. The motion was seconded by Dr. Donald and carried 5/0.

**MOTION:** After discussion, Dr. Pabian made a motion to impose the following penalties:

- Revocation
- Fine of \$10,000 made payable in one (1) year

The motion was seconded by Mr. Chenoweth and carried 5/0.

**MOTION:** Dr. Pabian made a motion to assess and accept costs of \$929.26 made payable in one (1) year. The motion was seconded by Dr. Donald and carried 5/0.

**5. Kacey Leigh Kolek  
(Case No. 2017-15342)  
(PCP- Chenoweth, Kuhns, Watson)**



Respondent was not present nor represented by counsel.

Ms. Shidler summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 456.072 (1)(c), Florida Statutes (2017) Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession. **Count II:** 456.072 (1)(x), Florida Statutes (2017) Failing to report to the board, or the department if there is no board, in writing within 30 days after the licensee has been convicted or found guilty of, or entered a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction. Convictions, findings, adjudications, and pleas entered into prior to the enactment of this paragraph must be reported in writing to the board, or department if there is no board, on or before October 1, 1999.

**MOTION:** Dr. Pabian made a motion to accept the investigative report into evidence. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** Dr. Pabian made a motion to find that the Respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** Dr. Pabian made a motion to adopt the findings of fact as set forth in the Administrative Complaint. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** Dr. Pabian made a motion to adopt the conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the Chapters 486 and 456, Florida Statutes. The motion was seconded by Dr. Koenig and carried 4/0.

**MOTION:** After discussion, Dr. Pabian made a motion to impose the following penalties:

- Revocation
- Fine of \$10,000 made payable in one (1) year

The motion was seconded by Dr. Donald and carried 4/0.

**MOTION:** Dr. Pabian made a motion to assess and accept costs of \$172.31 made payable in one (1) year. The motion was seconded by Dr. Kleponis and carried 4/0.

## **MOTION FOR SETTLEMENT AGREEMENT**

### **5. Bryan James Kodium (Case No. 2017-10971) (PCP- Chenoweth, Kuhns, Bumgarner)**

Respondent was present and represented by counsel Mr. Ricky Strong, ESQ.

Mr. Chenoweth was recused due to participation in the Probable Cause Panel.

Ms. Shideler summarized the case for the Board. Respondent was charged with the following violation: **Count I:** 456.072 (1)(c) Florida Statutes (2017), Being convicted or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime

in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession.

The case was presented as a Settlement Agreement that would impose the following:

- PRN evaluation
- Probation for 2 years with a restriction from practice in a home health and pediatric setting

**MOTION:** After discussion, Dr. Donald made a motion to accept the Settlement Agreement. The motion was seconded by Dr. Pabian and carried 4/0.

## **PETITION TO TERMINATE PROBATION**

### **7. Lori B. Weiser, PTA**

Respondent was present.

**MOTION:** After discussion, Mr. Chenoweth made a motion end probation upon receipt of the final quarterly report on 03/07/2021. The motion was seconded by Dr. Donald and carried 5/0.

## **PROSECUTOR'S REPORT**

### **8. Christina Shideler, Prosecuting Attorney**

- **PSU Inventory Reports**

**DOH PROSECUTOR'S REPORT:**  
**BOARD OF PHYSICAL THERAPY PRACTICE**  
**Meeting Date: February 19, 2021**

TO: Allen Hall, Executive Director  
FROM: Christina Arzillo Shideler, Assistant General Counsel  
DATE: January 28, 2021  
RE: Current Open / Pending Physical Therapy cases

<u>Legal Case Status</u>	<u>Report Date</u> 1/15/20	<u>Report Date</u> 3/30/20	<u>Report Date</u> 7/16/20	<u>Report Date</u> 11/10/20	<u>Report Date</u> 1/28/20
Total Cases open/active:	<b>87</b>	<b>80</b>	<b>58</b>	<b>53</b>	<b>41</b>
Cases in holding status:	0	0	0	1	0
Cases in EAU:	4	4	2	1	2
Cases under legal review:	46	36	22	6	14
Cases where PC Recom made:	17	19	6	17	5
Total cases where PC has been found:	18	17	22	15	14
Cases pending before DOAH:	0	0	0	0	2
Cases agendaed for Board	5	8	7	12	6
Cases on appeal:	0	0	0	0	0
Year Old Cases:	61	55	40	36	25

**Change in Total Cases Open/Active since January 2020: -53%**

**Change in Total Cases that are Over One Year Old since January 2020: -59%**

**MOTION:** Dr. Pabian made a motion to allow prosecution to continue processing any cases over one year old. The motion was seconded by Dr. Donald and carried 5/0.

**ADMINISTRATIVE PROCEEDINGS:**

**PERSONAL APPEARANCE PURSUANT TO §456.013(3)(c), F.S.**

**9. Irene Villegas, PT by Exam**

Ms. Villegas was not present.

Ms. Villegas was noticed for the Board meeting for Educational Issues.

Board staff received an FCCPT evaluation for Mrs. Villegas. According to FCCPT, her education lacks required courses in general and professional education.

General Education

**Physical Sciences -two courses in Chemistry with lab and two courses Physics with lab**

Professional Education  
**Medical Science -Pharmacology**

Supervised Clinical Internship  
**260.00 Hours**

Ms. Villegas was noticed for the August meeting but was missed in an administrative error, she did not attend the December 2020 meeting. The Board tabled Ms. Villegas's file for the February 2021 meeting

Ms. Villegas was not present and was nor represented by legal counsel at the December 11, 2020 Board Meeting and was sent a Notice to appear order on December 22, 2020.

**MOTION:** After discussion, Dr. Pabian made a motion to deny Ms. Villegas' application due to failure to appear per 456.013 (3)(c), F.A.C. The motion was seconded by Dr. Donald and carried 5/0.

**10. Vivek Patel, PT by Exam**

Mr. Patel was present.

Mr. Patel waived his 90 days to stop Board Action at the December 2020 meeting.

The Board spoke to Mr. Patel regarding his PRN evaluation process and tabled action on his file until the May 14, 2021 meeting.

**12. Sandip Bhavsar, PTA by Examination**

Mr. Bhavsar was present.

Board staff instructed Mr. Bhavsar that education as a PT cannot be used for a PTA license. Mr. Bhavsar did not reply to the option letter and therefore was noticed for the December 11, 2020 meeting.

Educated as a PT with a degree from Rajiv Gandhi University of Health Sciences on November 4, 2003

Credential evaluation shows deficient in:

**General Education:**

Physical Sciences- One course in Physics with lab

Mr. Bhavsar did not appear at the December 11, 2020 meeting and therefore was issued an order to appear.

Mr. Bhavsar requested a withdraw of his application.

**MOTION:** After discussion, Dr. Pabian allowed Mr. Bhavsar to withdraw his application. The motion was seconded by Dr. Koenig and carried 5/0.

**13. Maggie Hunter, PTA by Examination**

Ms. Hunter was present.

Respondent did not submit to the background screening requirements of Section 456.0135 (1) (2014), Florida Statutes by January 31, 2015 as required by Section 480.041 96), Florida Statutes (2014)

On July 26, 2018 the Board of Massage Therapy imposed the following:

- Reprimand
- Administrative Fine of \$1,000.00 to be paid within 90 days
- Investigative cost of \$15.14 to be paid within 90 days
- Suspension until in compliance with Final Order

Ms. Hunter did not disclose on her application her other name history and her suspended Florida Massage License.

Board staff has not received notification that she has complied with her Final Order in Massage Therapy.

Staff was made aware after of her other name history and Massage Therapy license after she was submitted for the NPTE exam.

The Board instructed Ms. Hunter to provide staff with an updated initial application and verification that her Massage Therapy license obligations have been completed.

**MOTION:** After discussion, Dr. Pabian made a motion to approve Ms. Hunter application for licensure and to certify her to sit for the Florida Laws and Rules Exam and upon a passing score on the exam she shall be licensed contingent upon Board staff receiving an updated initial application and information regarding her Massage Therapy license. The motion was seconded by Mr. Chenoweth and carried 5/0.

#### **14. CariJane Gladys Lucas, PT by Endorsement**

Ms. Lucas was present.

Ms. Lucas answered “yes” to the following question on the application.

Ms. Lucas was required to appear by the Board Chair.

**MOTION:** After discussion, Dr. Pabian made a motion to approve Ms. Lucas’ application for licensure and to certify her to sit for the Florida Laws and Rules Exam and upon a passing score on the exam she shall be licensed. The motion was seconded by Dr. Donald and carried 5/0.

#### **15. Ashley Sharice Jenkins Crawley, PT by Endorsement**

Ms. Crawley was present.

Ms. Crawley has requested to speak to the board regarding Florida’s NPTE 5-Time Failure Limit Law (486.051). She passed the NPTE on her sixth attempt (VA) on 10-28-2015.

Board Counsel spoke to the applicant and the Board regarding the “more stringent” statement of the law.

Mr. Chenoweth asked the Board and Board counsel to discuss military provisions at the May meeting.

Ms. Crawley requested a withdraw of his application.

**MOTION:** After discussion, Dr. Pabian allowed Ms. Crawley to withdraw her application. The motion was seconded by Dr. Koenig and carried 5/0.

**16. Coral Gubler, PT by Endorsement**

Ms. Gubler was present.

Ms. Gubler is appearing for disciplinary history in Alabama.

Ms. Gubler provided all documents to staff for the Board to review.

**MOTION:** After discussion, Dr. Pabian made a motion to approve Ms. Gubler's application for licensure and to certify her to sit for the Florida Laws and Rules Exam and upon a passing score on the exam she shall be licensed. The motion was seconded by Dr. Donald and carried 5/0.

**17. David Zwiieg, PT by Endorsement**

Mr. Zwiieg was present.

Mr. Zwiieg is appearing for disciplinary history in North Carolina and Wisconsin.

Mr. Zwiieg has been denied licensure in Florida in 2013 and 2014.

Board staff received confirmation of payment in North Carolina on 02/02/2021.

**MOTION:** After discussion, Dr. Pabian made a motion to approve Mr. Zwiieg application for licensure and to certify him to sit for the Florida Laws and Rules Exam and upon a passing score on the exam he shall be licensed. The motion was seconded by Dr. Donald and carried 5/0.

**18. Michael Dempsey, PTA by Endorsement**

Mr. Dempsey was present.

Mr. Dempsey is appearing for disciplinary history in West Virginia.

Board staff does not have confirmation that terms have been satisfied.

**MOTION:** After discussion, Mr. Chenoweth made a motion to approve Mr. Dempsey's application for licensure and to certify him to sit for the Florida Laws and Rules Exam and upon a passing score on the exam he shall be licensed contingent upon receiving compliance with West Virginia's Orders and Board Chair approval. The motion was seconded by Dr. Donald and carried 5/0.

**PETITION FOR WAIVER OF RULE & CONSIDERATION OF APPLICATION FOR LICENSURE BY ENDORSEMENT AS A PHYSICAL THERAPIST**

**19. Marlene Gearing, PT by Endorsement**

Ms. Gearing was present.

Ms. Gearing has petitioned the Board for variance and waiver of Rule 64B17-3.007, F.A.C.

Mr. Gearing is requesting a waiver from the education requirement(s) and to use her original copy of the ICD evaluation that is completed on the evaluation checklist.

Board staff received documents in her petition on January 13, 2021

Ms. Gearing requested to waive her 90 days to stop Board action on her application during the meeting.

**MOTION:** After discussion, Mr. Chenoweth made a motion to deny Ms. Gearing' s petition for waiver of rule 64B17-3.007, F.A.C. The motion was seconded by Dr. Donald and carried 5/0.

**20. Cynthia Potter, PT by Endorsement**

Ms. Potter was present.

Ms. Potter has petitioned the Board for variance and waiver of Rule 64B17-3.001, F.A.C.

Mr. Potter is requesting a waiver for the Pennsylvania letter of her scores to be accepted in lieu of the FSBPT score transfer.

Pennsylvania has provided a letter indicating records were destroyed in a fire and provided the Florida Board with her passing score information.

**MOTION:** After discussion, Dr. Donald made a motion to approve Ms. Potter' s petition for waiver of rule 64B17-3.001, F.A.C. and application for licensure and to certify her to sit for the Florida Laws and Rules Exam and upon a passing score on the exam she shall be licensed. The motion was seconded Dr. Pabian and carried 5/0.

**21. Ana Carolina Assumpcao Sheridan, PT by Endorsement**

Ms. Sheridan was present.

Ms. Sheridan has petitioned the Board for variance and waiver of Rule 64B17-3.001, F.A.C.

Ms. Sheridan is requesting a waiver to use her IERF evaluation that is completed on the checklist as provided in the attachments (Page 8 of the submitted petition, Exhibit B).

Board staff received the ICD evaluation by certified mail from Michigan as indicated in 64B17-3.001(2)(a), F.A.C.

Ms. Sheridan requested to waive her 90 days to stop Board action on her application during the meeting.

**MOTION:** After discussion, Mr. Chenoweth made a motion to deny Ms. Sheridan's petition for waiver of rule 64B17-3.001, F.A.C. The motion was seconded Dr. Kleponis and carried 5/0.

## **22. Rico Kintanar Sabulao PT by Endorsement**

Mr. Sabulao was present.

Mr. Sabulao is requesting a waiver regarding his IERF evaluation deficiency for Community Health.

Mr. Sabulao initially petitioned rule 64B17-3.003, F.A.C which is repealed. Board counsel contacted him regarding a need to update the petitioned rule from 64B17-3.003, F.A.C. to 64B17-3.001, F.A.C

Board staff received the correction on February 14, 2021 and correspondence is provided for the Board to review.

Mr. Sabulao requested to waive her 90 days to stop Board action on his application during the meeting.

Mr. Sabulao requested to withdraw his petition.

## **REQUEST FOR CONSIDERATION OF EXEMPTION FROM EMPLOYMENT DISQUALIFICATION**

### **22. Ana Cuervo, PTA 23125**

Ms. Cuervo was present.

Ms. Cuervo submitted an initial application for Physical Therapist Assistant licensure. Her application was approved, and the initial license was issued on **January 20, 2012**.

Ms. Cuervo license is Clear/Active with an expiration date of November 30, 2021.

Board appearance was required per board chair.

**MOTION:** After discussion, Mr. Chenoweth made a motion to grant Ms. Cuervo's exemption for disqualification from employment. The motion was seconded Dr. Pabian and carried 5/0.

With there being no further business meeting adjourned at 2:25 p.m.



**(Exhibit A)**

<b>Rank</b>	<b>Lic Nbr</b>	<b>Org / Last</b>	<b>Frst Nme</b>	<b>EDU Provider</b>
PT	36509	Bates	Ty	University of St. Augustine
PT	36510	Tartaglia	Kalie	University of South Florida - Tampa
PT	36511	Haddock	Skye	University of South Florida - Tampa
PT	36512	Kent	Catherine	Gannon University
PT	36513	Valdes	Mario	University of St. Augustine
PT	36514	Hussey	Jennifer	University of South Florida - Tampa
PT	36515	Rusher	Amber	Florida International University
PT	36516	Carr	Elizabeth	University of South Florida - Tampa
PT	36517	Prugh	Jennifer	University of Florida
PT	36518	Placeres	Kaylee	Florida International University
PT	36519	Millare	Janice	Emilio Aguinaldo College
PT	36520	Leibowitz	Zackary	University Of South Florida - Tampa
PT	36521	Keenan	Charles	Gannon University
PT	36522	Rodriguez	Gabriela	Florida International University
PT	36523	George	Raji	INDIA - UNIDENTIFIED SCHOOLS
PT	36524	Rauf	Mohammad	University Of South Florida - Tampa
PT	36525	Kwiatkowski	Jason	South College
PT	36526	Hwee	Jennifer	Florida International University
PT	36527	Dorion	Timothy	University Of St. Augustine
PT	36528	Henderson	Allison	Stockton State College
PT	36529	Kiral	Gokalp	Florida International University
PT	36530	Boddie	Betty	University Of St. Augustine
PT	36531	Montero	Kevin	Florida International University
PT	36532	Gonzalez	Javier	University of St. Augustine
PT	36533	Rhodes	Rachelle	University of Southern California
PT	36534	Owsowitz	Lauren	Duquesne University
PT	36535	Foganholi	Kellen	Universidade Norte Do Parana
PT	36536	Ramkalawan	Nirveeta	Florida International University
PT	36537	Garcia	Milena	Florida International University
PT	36538	Gonzalez	Adriana	Florida International University
PT	36539	Salivar	Michael	University of St. Augustine
PT	36540	Stickl	Gabriella	Florida International University
PT	36541	Spiegelman	Zoey	Florida International University
PT	36543	Strudgeon	Brandi	Florida International University
PT	36544	Davis	Haley	University of St. Augustine
PT	36545	Talbot	Kristy	University of St. Augustine
PT	36546	Shevitz	Carly	University of St. Augustine
PT	36547	Church	Lucy	Florida International University
PT	36548	Stombaugh	Thomas	University of South Florida - Tampa
PT	36549	Russo	Nicholas	University of St. Augustine
PT	36550	Chorman	Christopher	University of St. Augustine
PT	36551	Montalvo	Alex	Florida International University
PT	36552	Repetti	Eva	Florida International University
PT	36553	Diaz	Claudia	Florida International University
PT	36554	Ortiz	Cristina	Florida International University
PT	36555	Shawver	Shelby	University of St. Augustine

PT	36556	Garcia	Victor	Florida International University
PT	36557	Delgado	Amanda	Florida International University
PT	36558	Marino	Christine	Florida International University
PT	36559	Karrer	Joshua	University of South Florida - Tampa
PT	36560	Soule	Danielle	West Coast University
PT	36561	Carney	Wayne	University of St. Augustine
PT	36562	Winslow	Tyler	Ithaca College
PT	36563	Freitag	Rebecca	Florida International University
PT	36564	Eldridge	Karica	Famu/Fsu College of Engineering
PT	36565	Reetz	Michael	University of St. Augustine
PT	36566	Wieder	Amanda	Florida International University
PT	36567	Radigan	Christopher	Wingate University
PT	36568	Laidley	Crystal	University of St. Augustine
PT	36569	Reuther	Samantha	Beaver College
PT	36570	Finger	Jeremy	Florida International University
PT	36571	Nour	Nora	University of South Florida - Tampa
PT	36572	Aguirre	Jacob	University of St. Augustine
PT	36573	Moretti	Hannah	University of St. Augustine
PT	36574	Francesconi	Jocelyn	University of St. Augustine
PT	36575	Manzo	Jose	University of St. Augustine
PT	36576	Lepere	Blaine	University of South Florida - Tampa
PT	36577	Baumez	Kathryn	Florida International University
PT	36578	Mariquit	Chelsea	AdventHealth University
PT	36579	Gach	Samantha	Maryville University Of Saint Louis
PT	36580	Caballero	John	University of Miami
PT	36581	Licon	Sergio	University of St. Augustine
PT	36582	Bloemker	Olivia	University of Kentucky
PT	36583	Paul	Dominique	Florida A & M University
PT	36584	Meeks	Lindsey	Florida International University
PT	36585	Jurist	Kelsey	George Washington University
PT	36586	Powell-Romero	Candace	University of St. Augustine
PT	36587	Swartz	Samuel	University of St. Augustine
PT	36588	Pydych	Monique	University of South Florida - Tampa
PT	36589	Nicely	Hannah	University of St. Augustine
PT	36590	Machado	Ronald	Nova Southeastern
PT	36591	Smith	Colleen	University of Scranton
PT	36592	Boscan	Vanessa	University of St. Augustine
PT	36593	Scholpp	Samantha	Florida International University
PT	36594	Kim	Hyunjong	Dominican College of Blauvelt
PT	36595	Matthews	Erolina	Suny Health Science Center At Brooklyn
PT	36596	Frampton	Catherine	Florida International University
PT	36597	Kadar	Enike	D'Youville College
PT	36598	Weiss	Diane	Northwestern University
PT	36599	Avena	Carlo	University of St. Augustine
PT	36600	Tadros	Eriny	Cairo University
PT	36601	Edmunds	Joni	Gannon University
PT	36602	Wilson	Judd	Western Carolina University
PT	36603	Concepcion	Arlene	Florida International University
PT	36604	Houle	Jonathan	University of St. Augustine
PT	36605	Shea	Hailey	University of Missouri

PT	36606	Pilkington	Clay	University of Central Florida
PT	36607	Santos	Mario	University of St. Augustine
PT	36608	Ryan	Cole	University of Findlay
PT	36609	Aman	Haris	Florida International University
PT	36610	Gray	Molly	South College
PT	36611	Dimaano	Earl Norbert	Saint Jude College
PT	36612	Engel	Zachary	University of St. Augustine
PT	36613	Boylan	Sarah	University of St. Augustine
PT	36614	Dubato	Joseph	State University of New York At Stony Brook
PT	36615	Rider	Randy	Cuny Hunter College
PT	36616	Bruner	Hazel Anne	University of The East Ramon Magsaysay Memorial Medical Center
PT	36617	Vo	Marie	University of St. Augustine
PT	36618	Martucci	Michele	University of St. Augustine
PT	36619	Amador	Emilio	University of St. Augustine
PT	36620	Wood	Richard	Quinnipiac University
PT	36621	Breen	Susan	University of Lowell
PT	36622	Balik	Peter	University of Iowa
PT	36623	Ledman	Jase	University of St. Augustine
PT	36624	Guillen	Alexandria	Florida International University
PT	36625	Curbelo	Yoana	University of St. Augustine
PT	36626	Mccarty	Kathleen	University of Findlay
PT	36627	Bramblet	Gwen	California State University, Sacramento
PT	36628	Myers	Michele	Ithaca College
PT	36629	Downing	Tate	Western Kentucky University
PT	36630	Bernard	Jessica	Mgh Institute of Health Professions - Boston
PT	36631	Picado	Felipe	University of St. Augustine
PT	36632	Gray	Sarah	University of South Florida - Tampa
PT	36633	Henderson	Alexandra	University of St. Augustine
PT	36634	Biswas	Habibul Haq	Florida International University
PT	36635	Coates	Darren	Emory and Henry College
PT	36636	Shah	Palak	Manipal College of Allied Health Sciences
PT	36637	Cole	Sharon	University of St Augustine for Health Sciences
PT	36638	Schoeppler	Ashley	Touro College
PT	36639	Dorion	Sandra	Florida International University
PT	36640	Terry	Matthew	Touro College
PT	36641	Ricchiuti	Erica	South College
PT	36642	Sellaroli	Katherine	Youngstown State University
PT	36643	Kleto	Charles	University of St. Augustine
PT	36644	Hutchins	Cory	Nova Southeastern
PT	36645	Darling	Michael	Nova Southeastern
PT	36646	Van Den Heuvel	Katherine	University of Maryland - Baltimore
PT	36647	Carlsen	Jeanette	University of St. Augustine
PT	36648	Rathgeb	Olivia	University of St. Augustine
PT	36649	Nicado	Carlos	University of St. Augustine
PT	36650	Braten	Maxine	Boston University
PT	36651	Cohen	Valerie	Northeastern University
PT	36652	Seepersad	Darryl	New York Institute of Technology
PT	36653	Doan	Sean	University of St. Augustine
PT	36655	Brennan	Melissa	Old Dominion University

PT	36656	Tremblay	Lauren	University of St. Augustine
PT	36657	Hatlelid	Brian	At Still University Of Health Sciences
PT	36658	Rossi	Cydne	University of St. Augustine
PT	36659	Lakhani	Anas	University of Missouri-Columbia
PT	36660	Harder	Nicole	University of South Florida - Tampa
PT	36661	Traina	Kristen	University of Southern California
PT	36662	Dibenedetto	Annemarie	Temple University
PT	36663	Bevilacqua	Amanda	University of Miami
PT	36664	Gonzalez	Dustin	University of St. Augustine
PT	36665	Pence	Ashley	University of Colorado At Denver
PT	36666	Johnson	Randy	Southwest Baptist University
PT	36667	Tan	John Jordan	Silliman University
PT	36668	Henson	Chandy	Brenau University
PT	36669	Nieva	Lynwil	Tanchuling College
PT	36670	Metzger	Maryann	University of Toledo
PT	36671	Volansky	Kerry	University of Toledo
PT	36672	Volansky	Matthew	Northeastern University
PT	36673	Hall	Derwin	University of St. Augustine
PT	36674	Lane	Carissa	Northern Arizona University
PT	36675	Fronk	Heather	College Of Mount Saint Joseph
PT	36676	Pili	Mary Grace	De La Salle Health Sciences Institute
PT	36677	Pham	Patrick	University Of The Sciences
PT	36678	Sachse	Trish	University of the Sciences
PT	36679	Lipiec	Marcelo	Pontificia Universidade Catolica Do Parana
PT	36680	Meldrum	Michael	University of St. Augustine
PT	36681	Laney	Annalyssa	Florida International University
PT	36682	Smith	Beth	Ithaca College
PT	36683	Van	Tan	University of St. Augustine
PT	36684	Narvaez Arcos	Jorge	Rutgers University Camden Campus
PT	36685	Bergman	Elizabeth	University of Wisconsin-Madison
PT	36686	Coniglio	Kristine	Thomas Jefferson University
PT	36687	Hill	Alexandra	University of Florida
PT	36688	Paxton	Kyle	Nazareth College of Rochester
PT	36689	Barshay	Eugene	Suny Health Science Center At Brooklyn
PT	36690	Dolar	Marie	University of Santo Tomas
PT	36691	Weiss	Andrew	Touro College
PT	36692	Sova	Richard	Elon University
PT	36693	Bautista	Jackielyn	Pamantasan Ng Lungsod Ng Maynila
PT	36694	Kelly	Karla	University of British Columbia-Vancouver
PT	36695	Albig	Kimberly	Mary Baldwin University
PT	36696	Jordan	Michael	University of Indianapolis
PT	36697	Arnott	Meredyth	Georgia State University
PT	36698	Washburn	Jessica	Florida International University
PT	36699	Giffune	Mary	Columbia University
PT	36700	Swiderski	Sadie	University of Minnesota Twin Cities
PT	36701	Patel	Vaman	University of The Sciences
PT	36702	Kurtz	Allison	Northwestern University
PT	36703	Fischer	Diana	Boston University
PT	36704	Whitman	Melanie	Hardin-Simmons University
PT	36705	Laughlin	Thomas	University of Kansas Medical Center

PT	36706	Sabatose	Larissa	Nazareth College of Rochester
PT	36707	Gibson	Eva	South College
PT	36708	Byrkit	Katherine	Grand Valley State University
PT	36709	Kriebel	Jonathan	Old Dominion University
PT	36710	Waszczuk Junior	Silas	Universidade Guarulhos
PT	36711	Belott	Anne-Marie	Barry University
PT	36712	Houghton	Melissa	University of Michigan-Flint
PT	36713	Hill	Tyler	South College
PT	36714	Kurinets	Adelina	Suny Health Science Center At Brooklyn
PT	36715	Benton	Jared	University of Kentucky
PT	36716	Morgenstein	Ashley	Touro College
PT	36717	Elder	Lisa	Armstrong State University
PT	36718	Blythe	Stefanie	Grand Valley State University
PT	36719	Blanco	Diego	Universidad De Ciencias Medicas Cienfuegos
PT	36720	Yatsevich	Nataliya	Sacred Heart University
PT	36721	Viola	Kathleen	University of Connecticut
PT	36725	Yu	Amanda	Boston University
PT	36726	Garcia	Sheila	University of Miami
PT	36727	Habermann	Charles	College of St Scholastica
PT	36728	Drean	Amy	Cuny Hunter College
PT	36729	Cooper	Debra	New York University
PT	36730	Stec	Andrew	University of Michigan-Flint
PT	36731	Schulz	Kristen	Rocky Mountain University of Health Professions
PT	36732	Egizii	Maureen	Bradley University
PT	36733	Espinosa	Cheryl	University of New England
PT	36734	Roberson	Christin	University of Central Arkansas
PT	36735	Noguchi-Salazar	Kristian	Indiana State University
PT	36736	Tinker	Larissa	University of New England
PT	36737	Kensrue	Elisabeth	University of North Carolina At Chapel Hill
PT	36738	Nilsen	Ellyn	University of New England
PT	36739	Dushuttle	Dominique	Widener University
PT	36740	Villagran	Nancy	New York Institute of Technology
PT	36741	Cifelli	Matthew	Quinnipiac College
PT	36742	Pipkin	Michael	Lebanon Valley College
PT	36743	Furca	Casey	University of Maryland - Eastern Shore
PT	36744	Liess	Andrea	University of Alabama At Birmingham
PT	36745	Akers	April	University of Kentucky
PT	36746	Mason	Rebecca	Louisiana State University Medical Center
PT	36747	Armetta	Peter	Sacred Heart University
PT	36748	Schmidt	Andrew	University of St. Augustine
PT	36749	Amargo	Nicholas	University of North Florida
PT	36750	Gonzalez	Niurka	Long Island University Brooklyn Campus
PT	36751	Siao	Gold	Davao Doctors College
PT	36752	Merget	Andrew	University of Scranton
PT	36753	Liberty	Megan	Rutgers- The State University Of New Jersey
PT	36754	Moreno	Gabriele	Shenandoah University
PT	36755	Frank	Rachael	Georgia State University
PT	36756	Wiggers	Nicholas	Touro College
PT	36758	Lyutershteyn	Yelena	Gannon University

PT	36759	Stevenson	Marjorie	Northwestern University
PT	36760	Milagres	Marcelo Henrique	Universidade Federal De Minas Gerais
PT	36761	Turnbull	Dustin	Midwestern University
PT	36762	Stewart	Rhea	Iloilo Doctors College
PT	36763	Ricafrente	Jaina Mariella	University of Manila
Total Records:	249			

**(Exhibit B)**

Rank	Lic Nbr	Org / Last	Frst Nme	EDU Provider
PTA	30674	Belliard	Roxammi	Taylor College
PTA	30675	Hall	Lexi	Taylor College
PTA	30676	Santiago	Christian	Polk Community College
PTA	30677	Ghigliotty	Melissa	Taylor College
PTA	30678	Larkin	Courtney	South University -West Palm Beach
PTA	30679	Redfern	Ryan	Gulf Coast Community College
PTA	30680	Cameron	Jess	Lake City Community College
PTA	30681	Zamora	Nicole	Keiser College
PTA	30682	Matthew	Danielle	Delaware Tech and Community College
PTA	30683	Carr	Kyle	Broward Community College
PTA	30684	Williams	Vicktoria	Daytona State College
PTA	30685	Lopez	Avelino	Polk State College
PTA	30686	Moyano	Erika	Polk Community College
PTA	30687	Hotis	Jodi	Nassau Community College
PTA	30688	Maxwell	Daniel	Pima Medical Institute
PTA	30689	Handy	Dream	Daytona State College
PTA	30690	Vanderhoof	Nicole	Polk Community College
PTA	30691	Shanlian	Janice	Kellogg Community College
PTA	30692	Regueira	Christiani	Broward Community College
PTA	30693	Taylor	Edward	Polk Community College
PTA	30694	Tanga	Dina	Oklahoma City Community College
PTA	30695	Wallace	Mikayla	Mid Michigan College
PTA	30696	Bowman	Jessica	South University - Tampa
PTA	30697	Martin	Peter	Indian River Community College
PTA	30698	De Negreiros	Danielle	Daytona Beach Community College
PTA	30699	Penell	Joseph	Florida State College At Jacksonville
PTA	30700	Clutter	Amanda	Oklahoma City Community College
PTA	30701	Dubbaneh	Jami	Keiser College
PTA	30702	Piatt	Tiffany	Saint Petersburg Junior College
PTA	30703	Hart	Sakkara	Herzing University-Florida
PTA	30704	Halpin	Virginia	Florida State College At Jacksonville
PTA	30705	Vu	Tommy	Herzing University-Florida
PTA	30706	Hoiberg	Brady	South University - Tampa
PTA	30707	Fechas	Olivia	Saint Petersburg Junior College
PTA	30708	Caldwell	Danielle	Daytona Beach Community College
PTA	30709	Hydrick	Courtney	Montana University

PTA	30710	Chacin Leal	Mayerlin	Concorde Career Institute - Miramar
PTA	30711	Torres	Casilda	Kingsborough Community College
PTA	30712	Wostbrock	Nicole	Keiser College
PTA	30713	Ellis	James	Pearl River Junior College
PTA	30714	Wantuch	Alia	Daytona Beach Community College
PTA	30715	Carns	Alexander	Keiser College
PTA	30716	Anderson	Kyle	Keiser College
PTA	30717	Harris	Lauren	Sinclair Community College
PTA	30718	Jarukamon	Jarupong	Pensacola Junior College
PTA	30719	Irvin	Samantha	Lake City Community College
PTA	30720	Lenza	Adrian	Hodges University
PTA	30721	Thomas	Eddie	Taylor College
PTA	30722	Brown	Karen	Saint Petersburg Junior College
PTA	30723	Vazquez	Melissa	Miami Dade Community College
PTA	30724	Calfee	Vicky	South College - Knoxville
PTA	30725	Spreeman	Garth	Northeast Community College
PTA	30726	Patino	Ana	Miami-Dade Community College
PTA	30727	Revenge	Leventung	Miami-Dade Community College
PTA	30728	True	Mariah	Florida State College At Jacksonville
PTA	30729	Nance	Cynthia	Amarillo College
PTA	30730	Crow	Brittney	Del Mar College
PTA	30731	Pickard	Trevor	Keiser University - Ft Lauderdale
PTA	30732	Wurl	Melody	Keiser College
PTA	30733	Gromling	Nina	Suffolk County Community College Ammerma
PTA	30734	Mccauley	Kelli	Keiser College
PTA	30735	Schensted	Sarah	Pensacola State College
PTA	30736	Carlson	Sierra	Bradford School
PTA	30737	Voskresensky	Sergey	Kingsborough Community College
PTA	30738	Brennan	John	St Philips College
PTA	30739	Rodgers	Victor	Daytona Beach Community College
PTA	30740	Felty	Karen	Clark State Community College
PTA	30741	Varney	Derrick	Volunteer State Community College
PTA	30742	Pierre-Louis	Alexander	South University-West Palm Beach
PTA	30743	Fabian	Taryn	Kent State University East Liverpool Reg
PTA	30744	Ellis	Devohnne	Kent State University East Liverpool Reg
PTA	30745	Salinas Samayoa	Melissa	South University-West Palm Beach
PTA	30746	Powell	Sarah	Mercyhurst University
PTA	30747	Desvallons	Didier	Keiser College
PTA	30748	Moore	Jessie	Southern Illinois University-Carbondale
PTA	30749	Dyer	Paige	Sinclair Community College
PTA	30750	Baker	Nathan	University of Pittsburgh at Titusville
PTA	30751	Juarez	Antonio	Polk Community College
PTA	30752	Esplen	Ashlee	Community College of Allegheny County
PTA	30753	La Rosa Santana	Vladyslav	Keiser University - Ft Lauderdale
PTA	30754	O'Rourke	Leah	Harcum Junior College
PTA	30755	Beckford	Justin	Keiser University - Ft Lauderdale
PTA	30756	Le	Danielle	Gulf Coast Community College
PTA	30757	Rangel	Jaqueline	Keiser College
PTA	30758	Gallego	Sulma	Broward Community College

PTA	30759	Vega	Alan	Keiser College
PTA	30760	Sylvester	Kristin	Ivy Technical State College
PTA	30761	Johnson	Anthony	Keiser College
PTA	30762	Tomy	Tino	Fox College
PTA	30763	Nathan	Andrea	Keiser College
PTA	30764	Chandler	Robert	Shawnee State University
PTA	30765	Anderson	Bianca	George C. Wallace Community College
PTA	30766	Dorantes	Rodolfo	Jefferson Community College
PTA	30768	Mcconnell	Margaret	University of Alaska-Anchorage
PTA	30769	Snyder	John	Chattahoochee Technical College
PTA	30770	Burney	James	Mott Community College
PTA	30771	Snyder	Susan	Allegany College of Maryland
PTA	30772	Price	Jennifer	Indian River Community College
PTA	30773	Gutierrez	Luis	Hodges University
PTA	30774	Breedlove	Sara	Keiser University - Ft Lauderdale
PTA	30775	Zanzonico	Krysta	Keiser University - Ft Lauderdale
PTA	30776	Valentik	Morgan	Keiser University - Ft Lauderdale
PTA	30777	Cintra Martinez	Alfredo	South University- Tampa
PTA	30778	Zinsmeister	Hannah	Keiser University - Ft Lauderdale
PTA	30779	Slaughter	Ivan	Keiser University - Ft Lauderdale
PTA	30780	Dixon	Tyran	Concorde Career Institute
PTA	30781	Decker	Breanna	Keiser University - Ft Lauderdale
PTA	30782	Nelson	Ali	Keiser University - Ft Lauderdale
PTA	30783	Hayes	Samantha	Keiser University - Ft Lauderdale
PTA	30784	Hall	Nicholas	Concorde Career Institute
PTA	30785	Myhand	Terrianna	Concorde Career Institute
PTA	30786	Dos Santos	Aaron	Keiser University - Miami
PTA	30787	Jennings	Tyler	Keiser University - Ft Lauderdale
PTA	30788	Dowden	April	Florida State College At Jacksonville
PTA	30789	Carey	Mackenzie	Pennsylvania College of Technology
PTA	30790	Woodbury	Katina	Central Florida Community College
PTA	30791	Stanley	Kimberley	Santa Fe College
PTA	30792	Jeffers	Arielle	Santa Fe College
PTA	30793	Coyne	Monica	Harcum Junior College
PTA	30794	Csady	Austin	Keiser University - Melbourne
PTA	30795	Flack	Caleb	Daytona Bch Community College
PTA	30796	Grala	Eileen	Ivy Technical State College
PTA	30797	Napier	Toccara	South University-West Palm Beach
PTA	30798	Zdanewicz	Ewa	Morton College
PTA	30799	Harris	Travis	Santa Fe College
PTA	30801	Seidl	Amanda	Carroll College
PTA	30802	Young	Kristofor	Florida Gateway College
PTA	30803	Horlocker	Emily	Central Florida Community College
PTA	30804	Molliner	Alejandro	Santa Fe College
Total Records:	130			