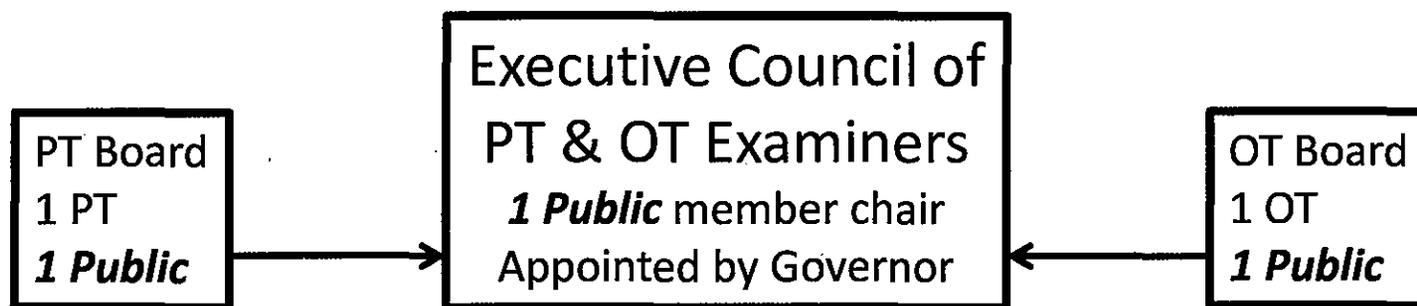


Executive Council of Physical Therapy
and Occupational Therapy Examiners

Written Testimony

Sunset Advisory Commission Hearing
8 December 2016



Persons testifying:

Mr. John **Maline** – Executive Director

Mr. Roger **Matson** – Presiding Officer of the Executive Council

Ms. Stephanie **Johnston** – Presiding Officer, OT Board

Mr. Philip **Vickers** – Public Member, PT Board

Sunset Commission Staff Report, Page 1

“The executive council... has been a stable, well-run, agency, with an experienced, capable staff. The oversight structure, with separate boards for physical therapy and occupational therapy and an executive council made up of members of the two boards and chaired by a member of the public, may be a bit unwieldy, but provides a synergy that benefits the regulations.”

Consolidated Staff Report Claims

- 1. Limited or no fingerprint background checks
(John Maline)**
- 2. Turnover poses high risk to agency functions
(John Maline)**
- 3. Cost due to lack of economies of scale
(Roger Matson)**
- 4. Efficiencies - statistics & performance measures
(Stephanie Johnston)**
- 5. Lacking consistency in penalties
(Stephanie Johnston)**
- 6. Lawsuits - anti-trust and general litigation
(Philip Vickers)**

Testimony Focus: Claims on chart,

1. “Limited or no fingerprint background checks”
2. “Turnover poses high risk to agency functions.”

Sunset Commission Decision, 22 August:

Rec. 3.3, Adopted

Require the boards to conduct fingerprint-based criminal background checks of licensure applicants and licensees.

Consolidation Report, Page 8 sidebar:

Almost 30 percent of the Executive Council of Physical Therapy and Occupational Therapy Examiners’ Staff qualify for retirement.

Testimony Focus: 3. “Cost due to lack of economies of scale”**Agency Licensing History**

<u>Key Statistics:</u>	<u>8/31/94</u>	<u>8/31/16</u>
Physical Therapists and Assistants (active)	7,566	26,038
Occupational Therapists and Assistants (active)	3,459	14,904
Facilities registered	0	4,395
FTEs	18	20
Actual Funds Available for Expenses	\$731,018	\$1,188,819
Deposited to General Revenue	\$1,369,492	\$5,869,374

Testimony Focus: 3. “Cost due to lack of economies of scale”

Average Licensing Cost for Individual License – FY2015

New York	\$106.49
California	\$96.95
Florida	\$50.65
TDLR	\$44.00
Executive Council	\$30.16

Sunset Commission Staff Report, Page 28

“The executive council and PT and OT boards operate cost-effectively and appropriately and meet their mission. The agency has maintained an experienced, professional leadership core and has been able to meet most of their legislative performances measures while generating more than three times in revenue than what the agency requires to operate.”

Testimony Focus: 4. Agency Efficiencies & Discipline
5. Claim on chart: “Lacking consistency in penalties”

License Issuance:

	<i>Executive Council</i> <u>FY 2016 actual</u>	<i>TDLR</i> <u>Est. 2016 from LAR</u>
Average Time to Issue a License (Individuals)	2.44 days	5 days

Investigations:

	<i>Executive Council</i> <u>FY 2015</u>	<i>TDLR</i> <u>FY 2015</u>
Average Complaint Resolution Time	PT Board - 127 days OT Board - 114 days	217 days

Sunset Commission Decision, 22 August:

Rec. 3.3, Adopted

Require the boards to develop a disciplinary matrix.