



KENTUCKY BOARD OF PHYSICAL THERAPY

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Andy Beshear
Governor

Stephen Curley
Executive Director

MINUTES OF MEETING January 8, 2026

Board Members: Janice Kuperstein, PT, PhD, Chair-elect
Stephanie Lutz, PTA
Brad Profitt, PT, DPT
Karen Ogle, PT, DPT
Karen Thompson, PT
Michael Kleinert, Public Member

Board Staff: Stephen Curley, Executive Director
Krista Barton, Executive Secretary
Keith Poynter, General Counsel

Board Member Absent: Ramona Carper, PT, DPT, Chair

A meeting of the Kentucky Board of Physical Therapy was called to order by the Board's Chair-elect, Janice Kuperstein, at 9:03 a.m. EST on Thursday, 01/08/26, at the Board Office and via video teleconference. A quorum was present.

Dr. Kuperstein began the meeting by reading into the record that the Board's mission is public protection as it pertains to the delivery of physical therapy services throughout the Commonwealth of Kentucky. Each decision and action taken by the Board shall be in the best interest of public protection without bias and personal conflicts of interest. Dr. Kuperstein asked the Board members to recuse themselves from both discussion and voting on any matter in which a conflict of interest exists.

Additionally, Dr. Kuperstein stated the Board would operate within the defined scope of authority set forth in the Kentucky Revised Statutes and Administrative Regulations. She requested the Board's General Counsel to guide and inform the Board on any contemplated or performed actions that fall outside the parameters of the Board's legal authority.

Minutes for Previous Board Meeting

The Board reviewed the draft minutes of the 11/20/25 Board meeting.

Action taken: Following review, discussion, Dr. Ogle made a motion to approve the amended minutes of the Board meeting of 11/20/25. The motion was seconded by Ms. Thompson, which carried.

Civil Matters and Investigations

Ms. Lutz made the motion for the Board to retire into Executive Session pursuant to KRS 61.810(1)(c), (f), and (j) to discuss deliberations of judicial or quasi-judicial bodies regarding individual adjudications that may lead to the discipline of credential holders. The motion was seconded by Dr. Ogle, which carried.

Subsequently, Dr. Ogle made the motion for the Board to come out of Executive Session. The motion was seconded by Ms. Thompson, which carried. The Board returned to open session and voted on the following cases:

2023 Complaint Committee

BIC2023-10: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

CE2023-35

CE2023-107

CE2023-125: The Complaint Committee reported that these cases were issued a Notice of Hearing because they did not accept either a settlement agreement or private admonishment that were issued in January 2024. Additionally, Board Counsel reported the cases are moving through the administrative hearing process.

Action taken: No action taken.

2024 Complaint Committee

C2024-12: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2024-13: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2024-25: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2024-26: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2024-27: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2024-28: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

2025 Complaint Committee

BIC2025-02: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-03: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2025-05: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2025-06: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-09: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-14: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2025-15: The Complaint Committee reported that this involves a credential holder who practiced on a lapsed credential. The Board previously voted to authorize Board Counsel to draft a proposed settlement with specified terms, and the credential holder submitted a signed copy of the proposed settlement agreement.

Action taken: After discussion, Dr. Ogle made a motion to accept the signed Settlement Agreement. The motion was seconded by Ms. Lutz, which carried.

C2025-16: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-17: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-18: The Complaint Committee reported that this case involves a credential holder who was named in a malpractice lawsuit. Additionally, Board Counsel reported that the credential holder was removed from the malpractice lawsuit.

Action taken: After discussion, the Complaint Committee recommended and moved to close this case due to insufficient evidence of a violation to KRS Chapter 327. The motion was seconded by Ms. Thompson, which carried.

BIC2025-19: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2025-20: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

BIC2025-21: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-22: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-24: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-25: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

C2025-26: The Complaint Committee reported that this case is ongoing.

Action taken: No action taken.

IPTPC Report

Mr. Fingerson presented the written IPTPC report dated 01/06/26. IPTPC cases that previously have come to the attention of the Board or were discussed at length during the Complaint Committees' reports were reviewed.

BIC2026-01: Mr. Fingerson reported that the credential holder has tested positive for the consumption of alcohol, and they have not responded to inquiries regarding their second positive test result.

Action taken: The Complaint Committee recommended and moved to issue an Immediate Temporary Suspension (ITS) with a path back to reinstatement including a demonstration of six months of sobriety and they must sign a five-year IPTPC contract. The motion was seconded by Mr. Kleinert, which carried.

C2023-26 & C2024-08: Mr. Fingerson reported that these two cases are on the same individual who has participated in IPTPC in the past, however, they had compliance issues. The Board placed the individual under an Immediate Temporary Suspension and filed a Notice of Hearing. Additionally, Mr. Fingerson reported that the individual has almost three months of sobriety.

Action taken: After discussion, Mr. Kleinert made a motion to authorize Board Counsel to offer a conditional reinstatement settlement agreement with specified terms and further authorized Board staff to administratively reinstate the applicant and accept the signed Conditional Reinstatement Settlement Agreement once the applicant has completed all terms. The motion was seconded by Dr. Ogle, which carried.

BIC2024-18: Mr. Fingerson reported that the credential holder had a compliance issue with their IPTPC contract regarding testing.

Action taken: After discussion, the Board requested staff to monitor the credential holder's compliance regarding upcoming testing after previous communication with the credential holder over potential circumvention of testing and test procedures.

Dr. Profitt recused himself from any discussion or voting pertaining to BIC2024-18.

Update on Monitoring Probations

The Board noted the following credential holders who are presently being monitored: Andrea Brown, PT; Donald Bruce Taylor, PT; William Barabas, PT; and John Brian Belcher, PTA. No monitoring reports were submitted.

Board Discussions, Committees and Opinion Requests

Practice Act Review Committee

Mr. Curley provided an update to the Board regarding the draft amendments to the Practice Act.

Action taken: No action taken.

TOEFL Task Force

Mr. Curley provided an update to the Board's TOEFL Task Force regarding a draft amendment to the regulation.

Action taken: No action taken.

Informed Consent Task Force

Mr. Curley provided an update to the Board's Informed Consent Task Force.

Action taken: No action taken.

Executive Director's Report**Financial Report**

Mr. Curley offered a report that addressed the Board's finances for the Second Quarter of the 2026 Fiscal Year.

Action taken: No action taken.

Administrative Regulations

Mr. Curley reported that 201 KAR 22:020 and 201 KAR 22:045 became active in December. Additionally, the Board discussed amendments to 201 KAR 22:010 to update language to coincide with other language updates in 201 KAR 22.

Action taken: After discussion, Ms. Lutz made a motion to begin the legislative process to amend 201 KAR 22:010. The motion was seconded by Ms. Thompson, which carried.

Ethics Update

During the November 2025 Board meeting, the Board discussed potentially creating a task force to review the APTA's update on the Code of Ethics to determine if KBPT should update 201 KAR 22:053. Additionally, Mr. Curley reported that FSBPT has created a task force to potentially create a Code of Ethics.

Action taken: After discussion, Ms. Thompson made a motion for the Board to create an Ethics Taskforce to include Dr. Kuperstein, Ms. Lutz, and Mr. Kleinert to review potential resources and updates to 201 KAR 22:053. The motion was seconded by Mr. Kleinert which carried.

Additional Education and Training

Mr. Curley reported that there is no new information on this topic.

Action taken: No action taken.

PT Compact State Status Report

Mr. Curley provided and discussed with the Board the quarterly report regarding the Physical Therapy Compact from the Compact Commission.

Action taken: No action taken.

Staff Reports and Discussions

The Board reviewed the following staff reports:

- (a) Mr. Curley reported that the 2025 Audit began on 05/05/2025 and provided a brief update on the Audit process.

Action taken: No action taken.

- (b) Office Updates: Mr. Curley provided a brief report on status of the furniture and signage for the Board office.

Action taken: No action taken.

- (c) Application Questions: Mr. Curley provided a brief update on the ongoing review of changing questions on applications and the expansion of advertising of the IPTPC program.

Action taken: No action taken.

- (d) Inside Higher Education Article: The Board discussed the Inside Higher Education article regarding the ramifications of changes in PT education.

Action taken: No action taken.

APTA KY Report

Dr. Kuperstein briefly reported on a decrease to APTA KY membership, changes to the PT education classification, and reimbursement issues facing PTs and PTAs.

KBPT General Counsel's Legal Report

Mr. Poynter discussed with the Board various topics and articles salient to their role on the Board.

Action taken: No action taken.

Conferences and Meetings Relating to Physical Therapy

The Board reviewed the following schedule of upcoming conferences:

- a. CAPTASA
(1/30-31, 2026 Louisville, KY)
Ms. Thompson, Mr. Poynter and Ms. Turner shall represent KBPT at CAPTASA.

New Licensee/Reinstatement/Renewal Applications

Action taken: Dr. Ogle made the motion to review, approve, and ratify the list of persons issued licenses and certificates since the last meeting, as well as a list of examination and reinstatement applicants. This motion was seconded by Mr. Kleinert, which carried.

New Business

No new business was discussed.

Future Topics

No future topics were discussed.

Board Member Per Diems and Expenses

Mr. Kleinert made a motion to approve per diems for Board members. The motion was seconded by Dr. Ogle, which carried.

Adjournment

Ms. Lutz made the motion to adjourn the meeting at 10:53 a.m. EST, seconded by Dr. Ogle, which carried.

Respectfully submitted,



Stephen Curley
Executive Director