



KENTUCKY BOARD OF PHYSICAL THERAPY

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Andy Beshear
Governor

Stephen Curley
Executive Director

MINUTES OF MEETING May 29, 2026

Board Members: Ramona Carper, PT, DPT, Chair
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
Lisa Turner, Licensure Coordinator
Keith Poynter, General Counsel

A meeting of the Kentucky Board of Physical Therapy was called to order by the Board's Chair, Ramona Carper, at 9:06 a.m. EST on Friday, 05/29/26, at the Board Office and via video teleconference. A quorum was present.

Dr. Carper 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. Carper asked the Board members to recuse themselves from both discussion and voting on any matter in which a conflict of interest exists.

Additionally, Dr. Carper 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 03/19/26 Board meeting.

Action taken: Following review and discussion, Mr. Kleinert made a motion to approve the amended minutes of the Board meeting of 03/19/26. The motion was seconded by Dr. Ogle, which carried.

The Board reviewed the draft minutes of the 04/10/26 Special Board meeting.

Action taken: Following review and discussion, Dr. Ogle made a motion to approve the minutes as drafted of the Special Board meeting of 04/10/26. The motion was seconded by Mr. Kleinert, which carried.

Civil Matters and Investigations

Mr. Kleinert 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 Ms. Thompson, which carried.

Subsequently, Dr. Proffit made the motion for the Board to come out of Executive Session. The motion was seconded by Dr. Ogle, 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.

CE2023-107

The Complaint Committee reported that these three cases had a Notice of Hearing filed in 2023 and the cases are ongoing.

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 involves an individual who was reinstated on 04/21/26, with a Conditional Reinstatement Settlement Agreement with specified terms. The individual was previously under an Immediate Temporary Suspension for multiple violations of their IPTPC contract. The individual has violated one of the terms of their Conditional Reinstatement Settlement Agreement by not complying with their IPTPC contract.

Action taken: After discussion, the Complaint Committee recommended and moved to issue an Immediate Temporary Suspension and a Notice of Hearing. The motion was seconded by Ms. Thompson, which carried.

BIC2024-25: 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 with a pre-hearing conference scheduled for 07/06/26.

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.

Dr. Carper recused from any discussion pertaining to C2025-03.

BIC2025-05: The Complaint Committee reported that this case involves a credential holder who has substance use issues. The credential holder is in complying with the previous Board Order, and the credential holder has been monitored under IPTPC and has been compliant.

Action taken: After discussion, the Complaint Committee recommended and moved to close the case and continue to monitor the credential holder under IPTPC. The motion was seconded by Mr. Kleinert, which carried.

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 involves a credential holder who allegedly failed to properly communicate to their supervisor changes in the plan of care of a patient.

Action taken: After reviewing the facts and circumstances of this case, the Complaint Committee recommended and moved to issue a Private Admonishment with specific language regarding guidance on adequate notification. The motion was seconded by Mr. Kleinert, which carried.

C2025-12: The Complaint Committee reported that this case involves a credential holder who has substance use issues. The Board previously accepted a signed Settlement Agreement; the credential holder is currently suspended and is being monitored under IPTPC.

Action taken: After discussion, the Complaint Committee recommended and moved to close the case and continue to monitor the individual under IPTPC. The motion was seconded by Dr. Ogle, which carried.

C2025-14: The Complaint Committee reported that this case involves an individual who allegedly sexually harassed patients. The individual no longer has an active credential; however, the alleged violations took place when they had an active credential.

Action taken: After discussion, the Complaint Committee recommended and moved to file formal charges and issue a Notice of Hearing. The motion was seconded by Ms. Thompson, which carried.

C2025-16: The Complaint Committee reported that this case involves a credential holder who has a recent DUI. The credential holder has a previous history of multiple DUIs. The Board previously offered a draft Settlement Agreement with specified terms. The credential holder has signed the proposed Settlement Agreement and is currently complying with said terms.

Action taken: After discussion, the Complaint Committee recommended and moved to accept the signed proposed Settlement Agreement and close the case. The motion was seconded by Mr. Kleinert, which carried.

C2025-17: The Complaint Committee reported that this case involves an individual who practiced 3 days on a lapsed credential. The Board previously voted to offer a draft Settlement Agreement at the March Board meeting. The individual requested an amendment to draft proposed Settlement Agreement.

Action taken: After discussion, the Board denied the request and the proposed Settlement Agreement shall maintain the original terms.

BIC2025-19: The Complaint Committee reported that this case involves a credential holder who reported a DUI on their renewal application.

Action taken: The Complaint Committee recommended and moved to close this case and continue to monitor the credential holder under IPTPC. The motion was seconded by Dr. Ogle, which carried.

BIC2025-20: The Complaint Committee reported that this case involves a credential holder who allegedly practiced without an active plan of care. A proposed settlement agreement has been issued with specified terms. The credential holder submitted additional information for the Complaint Committee to review.

Action taken: After reviewing the facts and circumstances of the case, the Complaint Committee recommended and moved to authorize Board Counsel to amend the proposed Settlement Agreement with specified terms. Additionally, if the credential holder accepts the amended Settlement Agreement the Board shall administratively accept said agreement. The motion was seconded by Mr. Kleinert, which carried.

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 involves a credential holder who allegedly provided substandard care. During the March meeting the Board voted to issue the credential holder a Private Admonishment

Action taken: After reviewing the facts and circumstances of this case, the Complaint Committee recommended and moved to close the case. The motion was seconded by Dr. Ogle, which carried.

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.

CE2025-36

CE2025-41

CE2025-46

CE2025-53: The Complaint Committee reported that these cases involve credential holders who failed to take the Jurisprudence Exam during the 2023-2025 biennium and were issued Private Admonishments with associated fines.

Action taken: The Complaint Committee recommended and moved to close the cases in which the credential holder has accepted and paid their associated fines and come into compliance with their continued competency hours. Additionally, the Complaint Committee authorized staff to administratively close the remaining cases once terms are completed. The motion was seconded by Ms. Thompson, which carried.

CE2025-63

CE2025-64

CE2025-67

CE2025-68

CE2025-70: The Complaint Committee reported that these cases involve credential holders who failed to take the Jurisprudence Exam during the 2023-2025 biennium, who were deficient with their continued competency hours, and issued a proposed settlement agreement with associated fines.

Action taken: The Complaint Committee recommended and moved to close the cases in which the credential holder has accepted and signed the proposed settlement agreement and to allow staff to administratively close any remaining cases once terms are completed. The motion was seconded by Mr. Kleinert, which carried.

CE2025-69: The Complaint Committee reported that the credential holder was issued a settlement agreement for failing to take the Jurisprudence Exam during the 2023-2025 biennium and who was deficient with their continued competency hours. The credential holder requested to voluntarily surrender their credential and has submitted a signed draft voluntary surrender of credential.

Action taken: The Complaint Committee recommended and moved to accept the Voluntary Surrender of credential to practice and Settlement Agreement and close the case. The motion was seconded by Ms. Thompson, which carried.

CE2025-71

CE2025-73

CE2025-75

CE2025-77

CE2025-81

CE2025-85

CE2025-86

CE2025-87

CE2025-91: The Complaint Committee reported that these cases involve credential holders who were deficient with their continued competency hours in the random audit and were issued Private Admonishments and associated fines.

Action taken: The Complaint Committee recommended and moved to close the cases in which the credential holder has accepted the Private Admonishment and paid their associated fine and come into compliance with their continued competency hours. Additionally, the Complaint Committee authorized staff to administratively close any remaining cases once terms are completed. The motion was seconded by Dr. Ogle, which carried.

CE2025-84: The Complaint Committee reported that this case involves a credential holder who did not send all the requested continued competency documentation in the timeframe established in the audit. The credential holder was issued a Private Admonishment and the associated fine.

Action taken: The Complaint Committee recommended and moved to close the case after the credential holder accepted the Private Admonishment and paid the fine. The motion was seconded by Ms. Thompson, which carried.

CE2025-88: The Complaint Committee reported that this case involves a credential holder who did not send all the requested continued competency documentation in the timeframe established in the audit. The credential holder was issued a Private Admonishment and the associated fine.

Action taken: The Complaint Committee recommended and moved to close the case after the credential holder accepted the Private Admonishment and paid the fine. The motion was seconded by Mr. Kleinert, which carried.

CE2025-96: The Complaint Committee reported that the credential holder was issued a Private Admonishment for being deficient with their continued competency hours. The credential holder requested to voluntarily surrender their credential and has submitted a signed draft voluntary surrender of credential.

Action taken: The Complaint Committee recommended and moved to accept the signed Voluntary Surrender and Settlement Agreement. The motion was seconded by Ms. Thompson, which carried.

CE2025-100

CE2025-103: The Complaint Committee reported that these cases involve credential holders who were issued settlement agreements because they were deficient with their continued competency during the 2025 Continued Competency audit and they were deficient with their continued competency in a previous audit cycle. The credential holders were issued proposed settlement agreements with associated fines.

Action taken: The Complaint Committee recommended and moved to accept the proposed signed settlement agreements and close the cases. The motion was seconded by Dr. Profitt, which carried.

CE2025-101

CE2025-102: The Complaint Committee reported that these cases involve credential holders who were issued settlement agreements because they were deficient with their continued competency during the 2025 Continued Competency audit and they were deficient with their continued competency in a previous audit cycle. The credential holders were issued a proposed settlement agreement with associated fines. The Board has not received the signed Settlement Agreements from these credential holders.

Action taken: The Complaint Committee recommended and moved to issue a Notice of Hearing and Formal charges. The motion was seconded by Dr. Profitt, which carried.

2026 Complaint Committee

BIC2026-01: The Complaint Committee reports that this case is ongoing.

Action taken: No action taken.

C2026-02: The Complaint Committee reports that this case is ongoing.

Action taken: No action taken.

C2026-04: The Complaint Committee reports that this case is ongoing.

Action taken: No action taken.

C2026-06: The Complaint Committee reports that this case is ongoing.

Action taken: No action taken.

C2026-07: The Complaint Committee reported that this case involves a credential holder who allegedly continued care beyond the point of reasonable benefit.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Dr. Profitt, which carried.

C2026-08: The Complaint Committee reported that this case involves a credential holder who allegedly committed a boundary violation.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Mr. Kleinert, which carried.

C2026-09: The Complaint Committee reported that this case involves a credential holder who allegedly committed fraud and material deception.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Dr. Ogle, which carried.

C2026-10: The Complaint Committee reports that this case is ongoing.

Action taken: No action taken.

C2026-11: The Complaint Committee reported that this case involves a credential holder who had an allegedly boundary violation.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Dr. Profitt, which carried.

C2026-12: The Complaint Committee reported that this case involves a credential holder who had an allegedly patient abandonment.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Mr. Kleinert, which carried.

C2026-13: The Complaint Committee reported that this case involves a credential holder who had an allegedly fraud and material deception.

Action taken: After discussion, the Complaint Committee recommended and moved to open an investigation. The motion was seconded by Dr. Ogle, which carried.

C2026-14: The Complaint Committee reported that this complaint did not reference a credential holder or violation.

Action taken: After discussion, the Complaint Committee recommended and moved to take no action due to the lack of violation alleged. The motion was seconded by Ms. Thompson, which carried.

IPTPC Report

Mr. Fingerson presented the written IPTPC report dated 05/28/26. IPTPC cases that previously have come to the attention of the Board or were discussed at length during the Complaint Committees' reports were reviewed.

Update on Monitoring Probations

The Board noted the following credential holders who are presently being monitored: Andrea Brown, PT (NCP); Donald Bruce Taylor, PT (NCP); William Barabas, PT; and John Brian Belcher, PTA; Shelley Newcom, PTA. The Board reviewed a monitoring report for William Barabas, PT.

(NCP – indicates individuals that are not being actively monitored because they are Not Currently Practicing in the profession.)

Board Discussions, Committees and Opinion Requests

HB48

Mr. Curley provided an update to the Board on the implementation of HB48. He explained that there are various regulation changes and policies and procedures that need to be put in place to comply with the new statutes in HB48. Mr. Curley suggested that the Board schedule a meeting to discuss said changes in the near future.

Additionally, the Board specifically discussed an amendment to 201 KAR 22:130 with respect to increasing the per diem cap to \$225, and once HB48 goes into effect to increase the current per diem rate from \$120 to \$200 per day.

Action taken: Mr. Kleinert made a motion for the Board to begin the regulation amendment process to reflect the above changes to 201 KAR 22:130. The motion was seconded by Dr. Profitt, which carried.

Finally, the Board discussed an amendment to 201 KAR 22:135 regarding an update to include the amount of the impaired practitioner's assessment fee that is included in all renewals and reinstatement applications.

Action taken: Mr. Kleinert made a motion to begin the regulation amendment process to 201 KAR 22:135 to reflect the proposed change. The motion was seconded by Dr. Kuperstein, which carried.

Informed Consent Task Force

Mr. Curley reported that the Informed Consent Task Force is awaiting the completion of resources to be reviewed by the Task Force.

Action taken: No action taken.

Ethics Task Force

The Ethics Task Force was tabled until the July Board meeting, pending additional information anticipated from an extensive review of this topic.

Action taken: No action taken.

FSBPT – Regulatory Workshop

Dr. Kuperstein, Dr. Profitt, and Ms. Turner discussed with the Board the salient topics from the FSBPT 2026 Regulatory Workshop.

Action taken: No action taken.

KBPT Monitors Task Force

The KBPT Monitors Task Force was tabled until the July Board meeting, pending additional information.

Action taken: No action taken.

Alternate Approval Pathway

FSBPT presented information regarding the Alternate Approval Pathway (AAP) to the Board for discussion. The Board asked FSBPT for some additional information before making a decision on the AAP and tabled this discussion until the July meeting.

Action taken: No action taken.

Mental Health Expansion/IPTPC

Mr. Curley presented a draft of the IPTPC infographic. Proposed information will be dispersed via email and posted on the Board's webpage. The Board made some amendments to the language then directed Board staff to send the information out to credential holders.

Action taken: The Board authorized staff to disseminate the information to credential holders.

NPTE Appeal

Mr. Curley discussed with the Board the number of NPTE appeals for the 6-time limit to sit for the exam. After discussion, the Board agreed that the law was very specific and did not allow us to endorse an appeal of the 6-time limit per exam level.

Action taken: No action taken.

Medical Marijuana

Mr. Curley discussed with the Board the recent medical marijuana law changes and the beginning of medical marijuana usage.

Action taken: No action taken.

Board ID's & Board Apparel

Mr. Curley provided additional information on KBPT apparel.

Action taken: After discussion, Mr. Kleinert made a motion to purchase up to \$2,000 worth of KBPT apparel from an apparel company that has a Master Contract with the state. This motion was seconded by Ms. Thompson which carried.

Executive Director's Report

Financial Report

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

Action taken: No action taken.

Additional Education and Training

The Board tabled this discussion until the July Board meeting.

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.

201 KAR 22:010 and 201 KAR 22:070 Update

Mr. Curley provided a brief update on the timeline of the legislative process regarding 201 KAR22:010 and 201 KAR 22:070.

Action taken: No action taken.

Board Data

Mr. Curley discussed with the Board a report regarding complaint data.

Action taken: No action taken.

Staff Reports and Discussions

The Board reviewed the following staff reports:

- (a) Mr. Curley and Ms. Barton presented a report on the 2025 Continued Competency Audit.

Action taken: No action taken.

- (b) Staff Inquiry - KBPT staff brought before the Board a question from a licensee regarding a potential regulation change to 201 KAR 22:053. The request was to review the reassessment timeline for Long-Term Acute Care Hospitals.

Action taken: After discussion, the Board passed the review to the Ethics Task Force for the Board.

- (c) Application Questions: Mr. Curley provided a brief update on the ongoing review of changing questions on applications and will provide another update at the July Board meeting.

Action taken: No action taken.

Conferences and Meetings Relating to Physical Therapy

The Board reviewed the following schedule of upcoming conferences:

- a. Leadership Issues Forum (LIF)
(07/18-19/26 Arlington, VA)
(Dr. Carper & Stephen Curley shall represent KBPT at LIF).
- b. 2026 CLEAR Conference
(09/14-17/26 Portland, OR)
Ms. Lutz made a motion for the Board to pay for the registration fees and associated travel costs for up to two Board members to attend the 2026 CLEAR Conference in Portland, Oregon. The motion was seconded by Dr. Ogle, which carried.
- c. 2026 FSBPT Annual Education Conference
(10/22-24/26 Greenville, SC)
Ms. Thompson made a motion for the Board to pay for the registration fees and associated travel costs for up to four Board members to attend the 2026 FSBPT Annual Education Conference. The motion was seconded by Ms. Lutz, which carried.

New Licensee/Reinstatement/Renewal Applications

Action taken: Mr. Kleinert 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 Ms. Thompson, which carried.

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 Ms. Thompson, which carried.

Adjournment

Dr. Kuperstein made the motion to adjourn the meeting at 2:29 p.m. EST, seconded by Ms. Thompson, which carried.

Respectfully submitted,



Stephen Curley
Executive Director