On behalf of the SDAPTA, I want to thank all the members who contacted their legislators and were instrumental in getting continuing education and dry needling as part of our practice act. As it stands right now, continuing education is mandatory for PT and PTA licensure. However, due to a decision by the Interim Rules Committee, only two thirds of the statute were enacted. The last third of the bill was rejected due to language that stated noncompliance would be deemed unprofessional behavior. This paragraph also established the minimum hours required for compliance. As a result, right now we have no minimum hourly requirement. However, we are working with the SDBMOE to get the problem resolved and re-submit the change back to the IRC for their approval. Anticipate that the requirement will be 15 hours per year.

In regards to HB 1079, which would allow PT’s to perform dry needling with advanced certification. The bill passed with overwhelming support from the legislature in large part due to membership contacting their representatives and/or senator. Governor Daugaard signed the bill on February 28th. We are now in the process of working with the SDBMOE to establish regulations associated with the advanced training component of dry needling by a PT. Proposed regulations have been submitted to the SDBMOE and we will continue to work with them to get the details finalized. We would like the regulations to be adopted as soon as possible so everything is hopefully in place by July 1st.

Our next hurdle will be to tackle the idea of an independent physical therapy licensure board under the Department of Health. The present make-up of our licensure board (SDBMOE) consists of seven physicians and two lay persons who are appointed by the governor. The present system allows for one doctoring health care profession (MD/DO) to regulate another doctoring health care profession (PT). We feel this is wrong and change is needed. Due to the fact, we have no voting rights on the SDBMOE licensure board we subsequently have no voting rights with the Federation of State Boards of Physical Therapy (FSBPT). We have already had discussions with the Department of Health (DOH) regarding this matter. They have provided us insight into the steps to take, and we are in the process of establishing a proposal to be presented to the DOH. This will need to be completed and presented prior to their mid-year budget meeting so our plan could be included in their budget so they could financially support a new licensure board until such time it becomes financially solid. We would then go before the legislature in 2019 to get legislation passed authorizing a Physical Therapy Licensure Board. We will definitely need membership support and engagement with legislators to get this accomplished.

Patrick Hauer, PT, EdD, MHS
Professor & Assistant Program Director Briar Cliff University DPT Program
President SDAPTA
Treasurer’s Report by Wade Fligge PT, DPT, OCS – Big Stone Therapies

The SDAPTA assets consist of:

1. Wells Fargo Checking account: $23,300.
2. Vanguard: $300,500.

Total Assets: $323,800.

Legislative Report by Phil Moe, PT – Avera McKennan

As you all know (hopefully) by now – HB1089 – our SDATPA Dry Needling bill passed through both chambers this past legislative session and was signed by the Governor. This legislation was put into play this year to clarify an earlier procedural opinion from the SDMOEs indicating that Dry Needling was not part of PT practice in SD. Obviously the SDAPT did not agree with that position and therefore submitted legislation to specifically add the practice of Dry Needling to the SD PT practice act. The recently signed bill will take effect on July 1st of this year. What remains at this point is for the board to clarify what baseline education is required to put this procedure into practice.

Many thanks go out to many people but we need to specifically thank Pat Hauer, Matt DeWald, and Jason Tjeerdsma for putting together the background information, the FAQs, and being physically present to testify in both committee hearings in Pierre. A big thank you also to John Rounds who once again arranged for a spectacular noon meal for our legislative luncheon. John was also present with the governor during the signing of our bill.

At this point legislatively, the SDAPTA needs to decide if it is ready to consider moving forward to try and obtain legislative approval for form an independent board of Physical Therapy. I am confident this topic will be discussed more in depth at the Spring and Fall meetings.
Delegate Report by Joy R. Karges, PT, EdD, MS, CLT ~ Professor & Director of Clinical Education at the University of South Dakota

Patti Berg-Poppe and I will attend the 2018 APTA House of Delegates (HOD) in Orlando, FL from June 24-27, 2018. Michelle Grant will be meeting with the PTA Caucus in Orlando during that time as well. The Packet I Preview and House Reports will be available on April 9, 2018, while the final version of Packet I with Background Papers will be available May 18, 2018.

In 2016 and 2017 the House adopted motions to review existing Board Policies and HOD Policies respectively. Several of the motions for the 2018 HOD will address the policy “clean-up” by rescinding and amending various policies. The Board of Directors and various Chapters have proposed motions that will be formalized by the time the Packet I Preview is posted.

The Slate of Candidates to be elected during the APTA HOD is as follows:

- President (1 to be elected): Sharon L. Dunn, PT, PhD (LA)
- Vice President (1 to be elected): Matthew Hyland, PT, PhD, MPA (NY); Dan Mills, PT, MPT (UT)
- Director (3 to be elected: Susan A. Appling, PT, DPT, PhD (OH); Cindy Johnson Armstrong, PT, DPT (CO); Deirdre “Dee” Daley, PT, DPT (NH); Deb Larsen, PT, PhD, FAPTA (OH); Robert H. Rowe, PT, DPT, DMT, MHS (FL); William “Bill” Staples, PT, DPT, DHS (IN)
- Nominating Committee (1 to be elected): Carrie Cunningham, PT (GA); Derek Fenwick, PT, MBA (OR)

Additional information regarding the 2018 House of Delegates: [http://www.apta.org/HOD/](http://www.apta.org/HOD/)

Please email Joy.Karges@usd.edu, Patti.Berg@usd.edu, and michelle.grant@bigstonetherapies.com with any questions, concerns, or opinions regarding the Slate of Candidates and drafted motions as they become available.

PTA Caucus by Michelle Grant, PTA, MT ~ Big Stone Therapies

PTA caucus has nothing to report at this time.

Ethics Committee by Brad Thuringer, PTA ~ Lake Area Tech

No formal ethical complaints have been submitted to the President of the SDAPTA and given a formal case number. Over the last 6 months the Ethics Committee has responded to two (2) episodic ethical dilemmas, including concerns with patient referral, and the appropriateness in using “Physical Therapy” in advertisement.

Keeping in mind that the SD APTA can only administrator rulings upon its members, if a person of questions is not a SD APTA member, they themselves are not held to the rules set forth regardless of the dilemma. The Ethics Committee did reach out to the parties under question. At the time of this report, no responses have been received.
APTA Community Awareness Grant!
Great news, SDPTA has been awarded a $3,000 grant by APTA for our community awareness campaigns, specifically for #ChoosePT awareness. We will be placing #ChoosePT ads in the Argus Leader and Rapid City Journal newspapers and online this fall during National PT Month 2018. We are thankful for the continued support from the APTA.

Join the #ChoosePT campaign....

I would like to encourage all members to educate yourselves on the #ChoosePT campaign by the APTA.

There has been a lot of media surrounding the opioid epidemic in our nation. A recent article on CNN featured news that the US Surgeon General will be sending letters to physicians urging them to take part in the battle against the opioid epidemic, accompanied by a card that specifically mentions physical therapy as one of the preferred first-line approaches for treatment of chronic pain. The CDC has also included physical therapy in treatment guidelines for chronic pain.

This is a great opportunity for our profession to step it up and show the public, physicians, legislators, insurers how valuable physical therapy is in the treatment of musculoskeletal conditions, including chronic pain. #ChoosePT #GetPT1st

How you can help!

APTA has great resources of information. Below is a link to a toolkit with many ideas from sharing info on Facebook to writing position letters to local newspapers.

http://www.moveforwardpt.com/ChoosePT/Toolkit

Like and Share info posted on SDPTA Facebook page.

www.facebook.com/SDPTA

SDPTA Legislative Day in Pierre....
Thank you to all who participated in this year’s Legislative Day on February 6th! We had a successful event and delivered Legislators a one-year gift subscription to SD Magazine with handout about physical therapy and the cost-effective treatment we provide to South Dakota.
HB 1079 Bill Signing Ceremony...
Thank you to all members who advocated for Legislation to be passed to permit PTs to practice therapeutic dry needling in South Dakota.

Left to Right: John Rounds, SDAPTA President-Elect, Governor Dennis Daugaard, Representative Wayne Steinhauer (Bill Sponsor)

South Dakota Magazine Ad Campaign 2018.....
We have continued our SDPTA ad campaign in South Dakota Magazine for 2018 to promote public knowledge of physical therapy and our association. SD Magazine has a readership of over 180,000 which includes all ages. Be looking for our next ads in the March/April, Sept/Oct and Nov/Dec issues.

South Dakota Medicine Magazine Ad Campaign 2018.....
We are continuing our #ChoosePT ad campaign in SD Medicine Magazine that is sent to all SD physicians. We have a 1/2page ad featured in 3 monthly magazines this fall. This campaign is aimed at educating physicians on choosing PT as a safe alternative to prescribing opioids.

Volunteer Opportunities for 2018.....

This spring and fall there are more opportunities for members to get involved!!

Special Olympic State Summer Games – Spearfish, SD May 17-19th, 2018
*VOLUNTEER OPPORTUNITY* Assist in providing FUNfitness Screens to Athletes

Senior Olympic State Games – Sioux Falls, SD September 6-9th, 2018
*VOLUNTEER OPPORTUNITY* Assist USD PT Dept in providing SAFE, Senior Athlete Fitness Exam.
SDPTA is a proud sponsor of event

USD Medical Student Presentation – Vermillion, SD October 2017
*PRESENTATION OPPORTUNITY* PR Committee hosts a presentation luncheon for USD medical students to education them on the physical therapy profession during National Physical Therapy Month.

If you are interested in volunteering or presenting, contact me at brandie.rainboth@gmail.com.
Reimbursement Committee Report by Julie Wingen PT, DPT ~ *Pain & Movement Solutions*

With our ever-changing health care system, we currently have many different payment issues that have been building over the past year that need to be addressed. In response, we have begun holding monthly phone meetings to collaborate with PTs across the state to improve the valuation of physical therapy in our state. I would like to thank everyone that has been involved in our past meetings, and I strongly encourage others to listen in and get involved to help make some positive changes in our state. Our meetings are conducted on the first Wednesday of every month at 12 pm CST/11 am MST, and a meeting invite is sent to all members through the association’s e-mail list serve.

The committee’s current primary objective has been to address the significantly reduced work comp evaluation reimbursement rates. The new Worker’s Compensation Fee Schedule became codified law in South Dakota on July 7, 2017. The new rates were determined by the Optum 360 Pricing Guideline which provides tiered rates based on evaluation complexity. Currently, a low complexity evaluation is reimbursed at the same value of a unit of therapeutic exercise. We have learned that this issue is likely much larger widespread than just South Dakota as Optum 360 is the exclusive publisher of the official Workers’ Compensation Fee Schedule for several states. We are working diligently to address this issue with the assistance of the APTA, the South Dakota Occupational Therapy Association as their rates have also been affected, and the SD Department of Labor.

Other goals that have been established for the reimbursement committee include: 1) improving healthcare coverage for physical therapy services through insurance companies such as Sanford Health, Humana, etc., 2) developing relationships with key contacts at each insurance company in the state, 3) increasing payers’ understanding of the value of physical therapy, 4) increasing Medicaid reimbursement for services provided by PTAs, and 4) increasing the understanding of when to bill various CPT codes. If you feel you can assist in progressing our profession forward by achieving these goals or have others you would like to see addressed, please contact me.

On a federal note, Congress enacted a permanent solution for the therapy cap on outpatient physical therapy services under Medicare Part B in February 2018. The bad news is that Congress chose to offset the cost of the permanent fix (estimated at $6.47 billion) with a last-minute addition of a payment differential for services provided by physical therapy assistants (PTAs). The current rule states that services provided by PTAs will be paid at 85% of the Medicare physician fee schedule beginning in 2022. Provisions included in the new policy: 1) “Claims that go above $2,010 (adjusted annually) will still require the use of the KX modifier for attestation that services are medically necessary. 2) The threshold for target medical review will be lowered from the current $3,700 to $3,000 through 2027; however, CMS will not receive any increased funding to pursue expanded medical review, and the overall number of targeted medical reviews is not expected to increase. 3) Claims that go above $3,000 will not automatically be subject to targeted medical review. Instead, only a percentage of providers who meet certain criteria will be targeted, such as those who have had a high claims denial percentage or have aberrant billing patterns compared with their peers.”

I would like to thank Trisha Rieffenberger for her work over the past years as Payment Chair. I became the chair at the beginning of the year and have quickly learned that this is a very large and crucial role for our profession that takes the assistance of many to accomplish results. I would also like to thank James Whitcher, a physical therapy student from USD, who is serving as our Work Comp Liaison and doing a wonderful job. Our committee needs representation from the home health and skilled nursing sectors as well; please contact me if you are interested in serving in these roles. It will take the voices and hands of many to see improved reimbursement and recognition of the value of physical therapy services in our state. I look forward to working with and for you all.

Education Committee by Lynn Simon PT, DPT, ATC ~ Big Stone Therapies

We have a great line up of courses in the future!!

Spring 2018 in Deadwood, we have the following:

**SOUND ASSISTED SOFT TISSUE MOBILIZATION**

By Dr. Brian Wienk, PT, ScD, COMT, a one day course that can be taken on either Saturday April 7th or Sunday April 8th

And

**VESTIBULAR REHABILITATION: COMPREHENSIVE EVALUATION AND MANAGEMENT OF DIZZINESS AND BALANCE DISORDERS**

by Julie Knoll, PT, NCS

We return to Sioux Falls for the Fall conference September 28/29, 2019 and you do not want to miss these phenomenal speakers!!

We have the famous Jeff Moore PT, DPT, OCS, FAAOMPT, Institute of Clinical Excellence: Chief Executive Officer (CEO), Evidence In Motion: Faculty, South College: Faculty, Colorado In Motion: Physical Therapist, Fellowship Trained in Orthopedic Manual Physical Therapy, Certified in Manual Therapy and Certified in Spinal Manipulation

As one of America’s leading educators on dementia, Teepa Snow’s philosophy is reflective of her education, work experience, available medical research, and first hand caregiving interactions. Working as a Registered Occupational Therapist for over 30 years her wealth of experience has led her to develop Positive Approach® to Care techniques and training models that now are used by families and professionals working or living with dementia or other brain changes throughout the world. Learn more about Teepa at TeepaSnow.com Attend this conference and make an impact on your patients and families living with dementia.
SDPTA Membership  
Meeting Agenda  
November 4th, 2017  

Awards Ceremony: Congratulations to the following recipients:  

PT Hall of Fame Award-Lee Goetz, PT  
PT of the Year Award-Andy York, PT, GCS  
Hall of Fame Contributor Award-Corey Scholten, Dynatronics  

Adjournment of Awards Ceremony: 12:30  
Start of Membership Meeting: 12:32  

Quorum:  
1. Approval of Spring 2017 Meeting minutes Pat Hauer motions, John Rounds seconds  
2. Fall election ballots  
3. Treasurer's Report  
      Vanguard Accounts: $300,211.  
      Total: $320,749.  
      Asset allocation:  
      1. Cash – Wells Fargo - $20,538 – 6.4%  
      2. Cash – Vanguard - $81,783 – 25.4%  
      3. GNMA Mortgage bonds - $49,349 – 15.5%  
      4. Ishares – Preferred stock - $42,870 – 13.4%  
      5. Vanguard Total stock - $57,864 – 18.3%  
      6. Vanguard Small cap - $14,362 – 4.5%  
      7. Vanguard Mid cap - $13,711 – 4.4%  
      8. Vanguard REIT - $23,655 – 7.1%  
      9. Vanguard Wellington - $16,591 – 5%  
      Continuing Education income: $41,905 (Spring $20,930, Fall $20,853)  
      Dues: $27,753  
      Investment and Capital gains income: $5,415  
      Continuing education expenses: $15,433  
      Total expenses as of 11/3/2017: $74,255  
      Total income as of 11/3/2017: $69,241  
4. Committee Reports  
   a. Ethics-nothing to report  
   b. FAL: John Rounds, Committee Chair  
      i. Looking at Medicare CAP repeal – drop $1980 cap level, push to $3000 level with Manual Medical Review. PT still with SLP.  
      ii. Adding PT/PTA to tri-care program. Continue with opioid epidemic push for PT.
c. **Reimbursement**: Trisha Rieffenberger, Committee Chair
   i. PTA’s can see but at 50% of PT rate, Pat contacted rep for SD Medicaid continuing to work on
   ii. Workman’s comp issues as well, issues with low complexity evals
   iii. Seeking new reimbursement chair

d. **State Legislative Affairs**: Phil Moe, Committee Chair
   i. Info in fall newsletter
   ii. Dry needling, needs specific CPT code
   iii. Con ed, legislative finalization, effective Jan 1 2018
   iv. Seeking new chair for position

e. **House of Delegates**: Joy Karges, Committee Chair
   i. Attended HOD in Boston summer 2017 along with Patty Berg Poppe, Michelle Grant
   ii. Developing models of innovation, adopted scope of practice, definition of SOP
   iii. Next HOD Jun 2018 Orlando

f. **PAC**: Leonard Suel, Committee Chair
   i. Continue to push face to face with legislators, letters, etc
   ii. Push for donations to support

g. **Public Relations**: Brandie Rainboth, Committee Chair
   i. Magazine ads, Newspaper, Online, Billboards east/west river
   1. #moveforward, #choosePT
   ii. USD med student presentation, Becca Jordre, Erin Vogel
   iii. Senior games fitness screening, Becca Jordre
   iv. Legislative day Feb 6 2018
   v. PT community awareness grant award

h. **Education**: Lynn Simon, Committee Chair
   i. Fall 2017 Con ed courses 40-50 attendance
   ii. April 7-8, 2018: Deadwood
   1. Vestibular/Concussion Disorders: Eval and Tx Program for Dizziness and Imbalance (Julie Knoll)
   2. SASTM Course
   iii. October 13-14, 2018: Sanford, SF
   1. Susan Blum, PT: TMR for Tots
   2. Jeff Schmidt/Scott Brown: Cervical or Lumbar course
   iv. Need more vendors to attend

i. **Membership**: Chris Barrett, Committee Chair
   i. Membership increase
   1. total 548 up 3%, PT 369 up 7%, PTA 36 up 11%, SPT 145

j. **Awards**: Kim Cockrum, Committee Chair
   i. No nominations for genesis award

k. **Technology**: Andy York, Committee Chair
   i. 1st year video conferencing
   ii. Change in by laws for voting and quorum for satellite sites
   iii. Website changes, looking into more interactive use

l. **Nominating**: Amber Jansen, Committee Chair
   i. Upcoming new committee chair
   ii. Ballots out and voting today
5. Elections of Officers:
   a. Treasurer: Wade Fligge
   b. Director: Pam Neugebauer
   c. PTA caucus: Michelle Grant
   d. Nominating: Trisha Rieffenberger

6. Old Business
   a. HB 1070 Practice Act 15 hrs/2 years
      i. No current criteria required
      ii. Private practice-contact SDBOE will discuss with PT sub-committee
   b. Technology/video conferencing-Andy Y, continue to work with more sites
   c. PT Board: submit proposal to DOH prior to their mid-2018 budget meeting, submit proposal to 2019 spring legislative session
      i. Pat meeting with ND board for ideas
      ii. No practicing PTs on current board

7. New Business
   a. Dry Needling statute: continuing to work on, spring 2018 legislative session, will require advanced training, significant opposition but continued push to contact legislators, MD’s, etc
      i. Suggestion to provide con ed prior to legislative process
      ii. No concrete knowledge on budget for process
   b. SDBMOE: Petition for Declaratory Ruling: Attending Physicians’ Delegation to Qualified Physical Therapists to Write Therapy Orders for Residents of Long-Term Care Facilities. The Department of Health and Human Services issued a final rule for Reforming of Requirements for Long-Term Care Facilities. The question addressed here is “can an attending physician in a long term care facility delegate the task of writing therapy orders, consistent with §483.60, to a physical therapist who(i) Is acting within the scope of practice as defined by State law; and(ii) Is under the supervision of the physician? The current practice is for the physician to write therapy orders, or instruct the physical therapists to draft the order for the physician’s signature. SDMOE hearing Dec. 14, 2017 *no real push for association to progress with this.
   c. Reimbursement: Medicaid & Works’ Compensation
      iii. Work comp-low complex paid less than procedure charges
         1. Solution: contact workman’s comp reps?, email Pat, Shelley to put info out on SDPTA website, PT action app
         2. 2-3 companies nationwide have interpreted reimbursement and work comp SD have implemented it
      iv. Medicaid-school systems not involved with 50% rate
   d. Committee Chairs: State Legislative Affairs, Reimbursement, Ethics
   e. GET INVOLVED & SUPPORT PT PAC
   d. Other new business-none

Adjourned: 1:43 Pat Hauer motions, Michelle Grant Pam Neugebauer seconds
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