



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

*Athletic Trainers Section
May 5, 2011
10:00 a.m.*

Members Present

Rebekah Bower, AT, Chairperson
Brian Hartz, AT, PhD, Secretary
Aaron Galpert, AT
Vincent O'Brien, AT

Members Absent

Jason Dapore, DO

Public Member

Janenne Allen

Staff

Lisa Ratinaud, Enforcement Division Supervisor
Jeffrey Rosa, Executive Director
Andrew Snouffer, Investigator

Call to Order

Rebekah Bower, Chairperson called the meeting to order at 10:54 a.m.

Approval of Minutes

Action: Brian Hartz moved that the minutes from the March 10, 2011, meeting be approved as submitted. Vincent O'Brien seconded the motion. The motion carried.

Executive Director's Report

- The Executive Director reported that he gave the agency's budget testimony to the Senate Finance Committee on May 4, 2011.
- The Executive Director informed the Section he met with Senator Gillmor about sponsoring the Joint Board Restructuring bill.

The formal Executive Director's report is attached to the minutes for reference.

Action: Vincent O'Brien moved to go into executive session to discuss personnel matters. Aaron Galpert seconded the motion.

The Rebekah Bower called the roll:

Roll Call

Rebekah Bower	Yes
Jason Dapore	Absent
Aaron Galpert	Yes
Brian Hartz	Yes
Vincent O'Brien	Yes

The section went into executive session at 11:08 am and came out at 11:13 am. There was no action taken.

Administrative Reports

Licensure Applications

Action: Brian Hartz moved that the Athletic Trainers Section ratify, as submitted, the athletic training licenses issued by examination, endorsement, and reinstatement by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from March 10, 2011, through May 5, 2011, taking into account those licenses subject to discipline, surrender, or non-renewal. Vincent O'Brien seconded the motion. The motion carried.

Examination Applicants

Brinza, Lindsey	Jones, Janelle	Laser, Kimberly
McCaskey, David	McNeal, Robert	Miller, Elizabeth
Morrow, Jeremiah	Wilson, Lisa	Zablan, Kevin

Endorsement Applicants

Beauregard, Matthew	Faust, Tiffany	Hershberger, Laina
Hooks, Todd	Kron, Brandon	Lessard, Paul
Repka, Clarence	Simon-Wambach, Andrew	Walters, John

Assistant Attorney General Report

There was no formal report.

Case Review Liaison Report

The Enforcement Division opened one new case and closed three cases since the March 10, 2011 meeting. There are currently seven open cases. There is one consent agreement being monitored.

Aaron Galpert informed the Section that Michael Undercoffer complied with all terms and conditions and was released from his disciplinary consent agreement.

Enforcement Division Actions

Aaron Galpert recommended that the Section rescind the notice of opportunity for hearing for case number AT-FY11-013, as the individual provided proof of completion of the required number of continuing education hours for the 2010 licensure renewal. **Action:** Brian Hertz moved that the Section rescind the notice of opportunity for hearing for case number AT-FY11-013, as the licensee provided proof of completion of the required number of continuing education hours for the 2010 licensure renewal. Vincent O'Brien seconded the motion. Aaron Galpert abstained from voting. The motion carried.

Correspondence

1. **Hollie Kozak:** Ms. Kozak asked the Section questions regarding standing operating procedures for treating visiting team athletes. **Reply:** Athletic trainers may provide visiting teams, traveling without an athletic trainer or team physician, first aid/emergency care and routine care. They should not provide restorative treatments or return an injured athlete to participation. A Standard Operating Procedure (SOP) that the visiting team physician has with that school's athletic trainer would not "transfer" to the home team athletic trainer. It also does not allow for an athletic trainer to refer the athlete to another athletic trainer.

AT/PT Correspondence

- JB1. **Eric Devecchis:** Mr. Devecchis asked whether athletic trainers can treat patients under a physical therapy plan of care and bill for services. **Reply:** Rule 4755-27-01 (C) of the Ohio Administrative Code defines "other licensed personnel" as "any person holding an Ohio license to practice as a health care practitioner in a profession other than physical therapy . . . who is working under the direct supervision of a physical therapist or physical therapist assistant, as delegated by the physical therapist, and is performing tasks and duties related to the delivery of physical therapy." When acting under the direction of a physical therapist, licensed athletic trainers are considered other licensed personnel. In accordance with rule 4755-27-04 of the Administrative Code, the supervising physical therapist or physical therapist assistant is accountable and responsible at all times for the direction of the actions of the persons supervised, including other licensed personnel. A physical therapist assistant can provide direct supervision of other licensed personnel even if the physical therapist is not on-site but is available by telecommunication at all times and able to respond appropriately to the needs of the patient. However, only a physical therapist can determine that a patient may be delegated to other licensed personnel. Other licensed personnel cannot be assigned their own physical therapy caseload without the supervising physical therapist or physical therapist assistant having direct contact with each patient during each visit. It is the responsibility of the physical therapist to determine and document the extent of contact necessary to assure safe patient care. Pursuant to rule 4755-27-03 (F) of the Ohio Administrative Code, "Delegation of tasks related to the operation and delivery of physical therapy to other licensed personnel must be done in accordance with the scope of practice of the other licensed personnel's professional license, education and training, the level of competence as

determined by the supervising physical therapist, and in consideration of the patient's overall needs and medical status." The patient contact by the delegating physical therapist or supervising physical therapist assistant may be to provide portions of treatment or to assess the patient's progress within the existing plan of care. When needed, only the physical therapist may make adjustments to the plan of care. Please refer to Medicare rules or other payer policies about reimbursement for treatment by other licensed personnel since some insurers do not cover services other than those provided by a physical therapist or physical therapist assistant. You may also get information from the Reimbursement Department or Ohio chapter of the APTA. It is the position of the Physical Therapy Section that when a patient presents with a prescription or referral for both physical therapy and athletic training, each professional shall complete their own evaluation. In addition, each professional should make every reasonable attempt to consult with the other and thereby coordinate the treatment program for the benefit of the patient. In accordance with rule 4755-27-03 (D) of the Ohio Administrative Code, a physical therapist may choose to refer a patient to another discipline, including physicians, for services. This referral shall be documented by the physical therapist in the medical record to clearly demonstrate a referral for that service. Such referral will not be a delegation of tasks or duties of physical therapy.

JB2. **Erin Fening:** Ms. Fening asked for clarification on the utilization of athletic trainers in a physical therapy plan of care and supervision requirements. **Reply:** Rule 4755-27-01 (C) of the Ohio Administrative Code defines "other licensed personnel" as "any person holding an Ohio license to practice as a health care practitioner in a profession other than physical therapy . . . who is working under the direct supervision of a physical therapist or physical therapist assistant, as delegated by the physical therapist, and is performing tasks and duties related to the delivery of physical therapy." When acting under the direction of a physical therapist, licensed athletic trainers are considered other licensed personnel. In accordance with rule 4755-27-04 of the Administrative Code, the supervising physical therapist or physical therapist assistant is accountable and responsible at all times for the direction of the actions of the persons supervised, including other licensed personnel. A physical therapist assistant can provide direct supervision of other licensed personnel even if the physical therapist is not on-site but is available by telecommunication at all times and able to respond appropriately to the needs of the patient. However, only a physical therapist can determine that a patient may be delegated to other licensed personnel. Other licensed personnel cannot be assigned their own physical therapy caseload without the supervising physical therapist or physical therapist assistant having direct contact with each patient during each visit. It is the responsibility of the physical therapist to determine and document the extent of contact necessary to assure safe patient care. Pursuant to rule 4755-27-03 (F) of the Ohio Administrative Code, "Delegation of tasks related to the operation and delivery of physical therapy to other licensed personnel must be done in accordance with the scope of practice of the other licensed personnel's professional license, education and training, the level of competence as determined by the supervising physical therapist, and in consideration of the patient's overall needs and medical status." The patient contact by the delegating physical therapist or supervising physical therapist assistant may be to provide portions of treatment or to assess the patient's progress within the existing plan of care. When needed, only the physical therapist may make adjustments to the plan of care. Please refer to Medicare rules or other payer policies about reimbursement for treatment by other licensed personnel since some insurers do not cover services other than those provided by a physical therapist or physical therapist assistant. You may also get information from the Reimbursement Department or Ohio chapter of the APTA. It is the position of the Physical Therapy Section that when a patient presents with a prescription or referral for both physical therapy and athletic training, each professional shall complete their own evaluation. In addition, each professional should make every reasonable attempt to consult with the other and thereby coordinate the treatment program for the benefit of the patient. In accordance with rule 4755-27-03 (D) of the Ohio Administrative Code, a physical therapist may choose to refer a patient to another discipline, including physicians, for services. This referral shall be documented by the physical therapist in the medical record to clearly demonstrate a referral for that service. Such referral will not be a delegation of tasks or duties of physical therapy.

Old Business

Return to Practice Requirements for Athletic Trainers

Brian Hartz reported that that he spoke with the Board of Certification (BOC) and the BOC stated that they would be willing to work with Section to create an examination for the purpose of evaluating entry-level competence for individuals who have been out of practice. Mr. Hartz reported that the BOC informed him that most states have the

individual retake the BOC certification examination to demonstrate entry-level competence. Retaking the BOC certification examination would not be difficult as long as the individual has prior certification. The Section will review the occupational and physical therapy rules regarding return to practice requirements. The Section will continue discussions at the Section retreat in July 2011.

Foreign Educated Application Requirements

The Section discussed potential requirements for foreign educated applicants which include successful passage of Board of Certification examination, credential evaluation to determine the individual's educational equivalency to CAATE academic programs, and identify which credential agencies will be accepted by the Section. The Section discussed moving forward with drafting proposed language for requirements for foreign educated applicants. The Section will review the occupational and physical therapy rules regarding foreign educated applicants at the upcoming Section retreat in July 2011.

OATA Presentation Preparation

The Section finalized the OATA presentation slides.

Newsletter Update

The Section newsletter was posted to the Board website. The Executive Director sent out a tweet to followers and an email to the listserv to announce that the newsletter was posted to the Board website.

Jurisprudence Examination Update

The Executive Director will send the jurisprudence examination blueprints for the Occupational and Physical Therapy Sections for Rebekah Bower. Ms. Bower will submit the athletic trainers jurisprudence examination blueprint to the Section at the July Section meeting.

New Business

Retreat Planning

The Athletic Trainers Section retreat will be held at the Schottenstein Center on the campus of Ohio State University. The retreat is scheduled for July 13, 2011 from 1:00 pm to 4:00 pm. The Section identified the following topics for the retreat: return to practice requirements; foreign educated applicants; disciplinary guidelines; ethics scenarios; and review of the strategic plan.

Ohio Athletic Trainers Association (OATA)

There was no formal report.

Items for the Next Meeting

- Return to Practice Requirements for Athletic Trainers
- Foreign Educated Application Requirements

Next Meeting Date

The next meeting date of the Athletic Trainers Section will be Wednesday, July 13, 2011.

Adjournment

Action: Brian Hartz moved that the meeting be adjourned. Aaron Galpert seconded the motion. The motion carried. The meeting adjourned at 12:30 p.m.

Respectfully submitted,
Diane Moore

Rebekah Bower, AT, Chairperson
Ohio Occupational Therapy, Physical Therapy, and
Athletic Trainers Board, Athletic Trainers Section

Brian Hartz, AT, Secretary
Ohio Occupational Therapy, Physical Therapy, and
Athletic Trainers Board, Athletic Trainers Section

Jeffrey M. Rosa, Executive Director
Ohio Occupational Therapy, Physical Therapy, and
Athletic Trainers Board

BH:jmr:dm