



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

*Occupational Therapy Section
January 20, 2011
9:00 a.m.*

Members Present

Rebecca Finni, OTR/L (arrived from OTERP @ 9:45 am)
Jean Halpin, OTR/L, Secretary
Kimberly Lawler, OTR/L
Mary Stover, OTR/L, Chairperson

Members Absent

Nanette Shoemaker, COTA/L

Legal Counsel

Yvonne Tertel, AAG

Call to Order

Mary Stover, Chairperson called the meeting to order at 9:12 a.m.

The Section began the meeting by reading the vision statement.

The Occupational Therapy Section is committed to proactively:

- Provide Education to the Consumers of Occupational Therapy Services;
- Enforce Practice Standards for the Protection of the Consumer of Occupational Therapy Services;
- Regulate the Profession of Occupational Therapy in an Ever-Changing Environment;
- Regulate Ethical and Multicultural Competency in the Practice of Occupational Therapy;
- Regulate the Practice of Occupational Therapy in all Current and Emerging Areas of Service Delivery.

Approval of Minutes

Action: Jean Halpin moved that the minutes from the November 16, 2010 meeting be approved as corrected. Kimberly Lawler seconded the motion. Rebecca Finni was absent for the vote. The motion carried.

Executive Director's Report

- The Executive Director informed the Section that Tracy Intihar is now serving as Governor Kasich's Cabinet Secretary.
- The Executive Director informed the Section that there may be potential changes to the disciplinary guidelines to comply with the spirit of Governor Kasich's Executive Order 2011-01K.
- The Executive Director reminded the Section that the deadline to submit the Financial Disclosure forms is April 15, 2011.
- The Executive Director discussed the License Review Metrics addition to the formal Executive Director's report. The Executive Director compiled raw data to monitor the Board office operations and efficiencies as it relates the length of time it takes for the Board to review and process license applications.
- The Executive Director gave an overview of the OAKS Self-Service module and provided clarification on how to edit the personal data in OAKS.
- The Executive Director informed the Section that Jan Allen was appointed as the Board's public member.

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

Action: Jean Halpin moved to go into executive session to discuss personnel matters. Rebecca Finni seconded the motion.

The Executive Director called the Roll:

Roll Call

Rebecca Finni	Yes
Jean Halpin	Yes
Kimberly Lawler	Yes
Nanette Shoemaker	Absent
Mary Stover	Yes

The section went into executive session at 12:06 pm and came out at 12:25 pm. There was no action taken.

Discussion of Law Changes

The Section did not receive any comments on the proposed rule changes.

Administrative Reports

Continuing Education Report

Mary Stover recommended that the Section approve 117 applications and deny 1 application for contact hour approval. **Action:** Jean Halpin moved that the Section approve 117 applications and deny 1 application for contact hour approval. Kimberly Lawler seconded the motion. Rebecca Finni was absent for the vote. The motion carried.

Licensure Report

Action: Kimberly Lawler moved that the Occupational Therapy Section ratify, as submitted, the occupational therapist and occupational therapy assistant limited permits and licenses issued by examination, endorsement, reinstatement, and restoration by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from November 16, 2010 through January 20, 2011, taking into account those licenses subject to discipline, surrender, or non-renewal. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting on the occupational therapy assistant examination applications for Stacey Hambel and Ashley Jungling-Gill. The motion carried.

Occupational Therapist – Examination

Corban, Ashley	Ford, Sarah	Holden, Elizabeth
Pap, Molly	Simacek, Lindsay	Strain-Riggs, Sara-Ruth

Occupational Therapy Assistant – Examination

Dodds, Courtney	Duong, Kimberly	Estrada, Monica
Gadelsayed, Barbara	Hambel, Stacey	Herber, Jennifer
Johnson, Rainbow	Jones, Chelsea	Jungling-Gill, Ashley
McClure, Cyndi	McCormack, Melissa	Perry, Stephanie
Pflug, Whitney	Pierson, Mattie	Rice, Aimee
Schweickart, Chandra	Shasteen, Debra	Smith, Angela
Whaley, Jameson		

Occupational Therapist – Endorsement

Florence, Kristi	France, Christine	Meehan, Lisa
Morton, Amanda	Royer, Kimberly	

Occupational Therapy Assistant – Endorsement

Graves, Avvie	Yoder, Jennifer
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Occupational Therapist – Reinstatement

Gremling, Noelle

Occupational Therapist – Escrow Restoration

Liner, Sally

Occupational Therapist – Limited Permit

Adkins, Ashton	Beebe, Debra	Chafins, Sarah
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Chapin, Mark
McCroskey, Ann
Powell, Lydia

Johnson, Rhonda
McGraw, Sarah
Sadowski, Amanda

Laichas, Samantha
O'Rourke, Sara
Souter, Lydia

Occupational Therapy Assistant – Limited Permit

Bradny, Christine
Pagett, Julie

Faubion, Mckaelyn
Sutton, Lisa

McFarland, Brooke

Kimberly Lawler recommended that, the Section accept the education as equivalent for occupational therapist endorsement applicant #4930324. **Action:** Rebecca Finni moved that the Section accept the education as equivalent for occupational therapist endorsement applicant #4930324. Mary Stover seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section accepted the education for Rae Maree Kroger.

Limited License Agreements

Kimberly Lawler recommended that the Section grant an extension for occupational therapy assistant limited license agreement for restoration application file #4193220. **Action:** Jean Halpin moved that the Section grant an extension to complete the terms of the limited licensure agreement restoration application file #4193220 based on the documentation provided. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section granted an extension of the occupational therapy assistant limited license agreement to nine months for Renee L. Delventhal.

Kimberly Lawler recommended that the Section grant an extension for occupational therapist limited license agreement for endorsement application file #5015347. **Action:** Jean Halpin moved that the Section grant an extension to complete the terms of the limited licensure agreement restoration application file #5015347 based on the documentation provided. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section granted an extension of the occupational therapist limited license agreement to twelve months for Traci L. Raiff.

Mary Stover recommended that the Section grant an extension for occupational therapy assistant limited license agreement for reinstatement application file #4926228. **Action:** Kimberly Lawler moved that the Section grant an extension to complete the terms of the limited licensure agreement reinstatement application file #4926228 based on the documentation provided. Rebecca Finni seconded the motion. Mary Stover abstained from voting. The motion carried. The Section granted a three month extension for Jill Katherine Bostian.

Kimberly Lawler recommended that, pursuant to rule 4755-3-05 (D) of the Administrative Code, the Section offer a limited license agreement to occupational therapy assistant escrow restoration applicant #5025224. **Action:** Jean Halpin moved that the Section grant a limited occupational therapy assistant license agreement to escrow restoration applicant #5025224. Mary Stover seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section granted a limited license agreement to Cheryl A. Kovesdy.

Kimberly Lawler recommended that, pursuant to rule 4755-3-12 (D)(2) of the Administrative Code, the Section offer a limited license agreement to occupational therapy assistant reinstatement applicant #5024983. **Action:** Jean Halpin moved that the Section grant a limited occupational therapy assistant license agreement to reinstatement applicant #5027483. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section granted a limited license agreement to Heather L. Guyton.

Kimberly Lawler recommended that, pursuant to rule 4755-3-12 (D)(2) of the Administrative Code, the Section offer a limited license agreement to occupational therapy assistant reinstatement applicant #5031988. **Action:** Jean Halpin moved that the Section grant a limited occupational therapy assistant license agreement to reinstatement applicant #5031988. Rebecca Finni seconded the motion. Kimberly Lawler abstained from voting. The motion carried. The Section granted a limited license agreement to Kelly M. Patrick.

Assistant Attorney General's Report

Yvonne Tertel, AAG, had no formal report for the Section.

Case Review Liaison Report

The Enforcement Division opened six new cases and closed eight cases since the November 16, 2010 meeting. There are currently twenty-eight cases open. There are four disciplinary consent agreements and one adjudication order being monitored.

Rebecca Finni informed the Section that Andrea Schneider complied with all terms and conditions and was released from her disciplinary consent agreement. The Section noted that Ms. Schneider's occupational therapy assistant license is limited, as she cannot provide occupational therapy services to any persons under the age of eighteen (18) years old for as long as she holds an occupational therapy assistant license in the state of Ohio.

Enforcement Actions

Rebecca Finni recommended that the Section rescind the notice of opportunity for hearing for case number OT-FY11-013, as the licensee demonstrated evidence of completion of the required number of continuing education hours for the 2010 licensure renewal. **Action:** Kimberly Lawler moved that the Section rescind the notice of opportunity for hearing for case number OT-FY11-013 as the licensee demonstrated evidence of completion of the required number of continuing education hours for the 2010 licensure renewal. Jean Halpin seconded the motion. Rebecca Finni abstained from voting. The motion carried.

Rebecca Finni recommended that the Section rescind the notice of opportunity for hearing for case number OT-FY11-015, as the licensee demonstrated evidence of completion of the required number of continuing education hours for the 2010 licensure renewal. **Action:** Kimberly Lawler moved that the Section rescind the notice of opportunity for hearing for case number OT-FY11-015 as the licensee demonstrated evidence of completion of the required number of continuing education hours for the 2010 licensure renewal. Jean Halpin seconded the motion. Rebecca Finni abstained from voting. The motion carried.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-005 in lieu of going to a hearing. **Action:** Jean Halpin moved that the Section accept the surrender consent agreement for case OT-FY11-005 in lieu of going to a hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Gail Schwake, OTA, in which Ms. Schwake agrees to voluntarily surrender her license and the Section hereby simultaneously revokes her license to practice as an occupational therapy assistant.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-006 in lieu of going to hearing. **Action:** Mary Stover moved that the consent agreement for case OT-FY11-006 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Vivian Fields, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-009 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-009 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Linda Troquille, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-010 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-010 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Jan Stefango, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-011 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-011 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Melissa Miller, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-012 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-012 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Victoria Dasent-Beane, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-016 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-016 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Jacqueline Guy, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-017 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-017 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Allison McCarthy, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-018 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-018 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Sally Swartzmiller, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-019 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-019 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Eric Hansel, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-020 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-020 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Patricia Root, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-021 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-021 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Eric Driver, OTA.

Rebecca Finni recommended that the Section accept the consent agreement for case OT-FY11-022 in lieu of going to hearing. **Action:** Jean Halpin moved that the consent agreement for case OT-FY11-022 be accepted in lieu of going to hearing. Kimberly Lawler seconded the motion. Rebecca Finni abstained from voting. The motion carried. The Section accepted the consent agreement for Robert Laughner, OTA.

Correspondence

1. **Nicole Harden:** Ms. Harden asked the Section questions regarding whether there is a certain amount of time PRN occupational therapy practitioners need to work before it would begin to impact the supervisory ratio. **Reply:** Pursuant to rule 4755-7-01 of the Administrative Code, when maintaining a separate caseload, a full-time equivalent occupational therapist may supervise no more than four full-time equivalent limited permit holders and/or occupational therapy assistants. If there are occupational therapy assistants working part-time or PRN, their hours need to be accounted for as part of this four full-time equivalent maximum. If the occupational therapist is only providing client evaluations and supervision and does not have a separate caseload, the occupational therapist may supervise six full-time equivalent limited permit holders and/or occupational therapy assistants. The number of limited permit holders and/or occupational therapy assistants that a part-time occupational therapist may supervise is proportionate to the number of hours worked by the part-time occupational therapist. However, this ratio may not be acceptable in the school setting. Under the Ohio Occupational Therapy Practice Act, the occupational therapist is ultimately responsible for all clients/students served by an occupational therapy assistant. The occupational therapy assistant does not maintain a caseload that is separate from the occupational therapist. The occupational therapist must provide appropriate supervision and assure that treatments are rendered according to safe and ethical standards and in compliance with rule 4755-7-08 of the Administrative Code, which states that "occupational therapy practitioners shall provide adequate supervision to individuals for whom the practitioners have supervisory responsibility." In accordance with rule 4755-7-03 of the Administrative Code, the occupational therapist assumes professional responsibility for, any may not wholly delegate, any

of the following: (1) interpretation of referrals for occupational therapy service; (2) interpretation and analysis for evaluation purposes; (3) and development, interpretation, and modification of the treatment/intervention plan and discharge plan. The occupational therapy assistant may contribute to and collaborate in the following: (1) the evaluation process by gathering data, administering standardized tests, and reporting observations; (2) establishing and documenting the intervention and discharge plan; and (3) choosing treatment interventions. The occupational therapy assistant may independently select treatment activities according to the intervention plan and document progress and outcomes.

2. **Julie Slaughter:** Ms. Slaughter asked whether an occupational therapy assistant can write updates for the short and long term goals and can an occupational therapy assistant attend a home assessment without the supervising occupational therapist being present. **Reply:** It is the position of the Occupational Therapy Section that the initial plan, long-term goals, and initial short-term goals must be written by the occupational therapist. The occupational therapist may collaborate with the occupational therapy assistant in the development of these items. Once the initial plan of care and goals are established, the occupational therapy assistant may update short-term goals in collaboration with the occupational therapist. Please review rule 4755-7-03 (B) of the Administrative Code for additional information on the roles and responsibilities of the occupational therapist and occupational therapy assistant. A home assessment is provided under an established occupational therapy plan of care. Pursuant to section 4755.04(C) of the Revised Code and rule 4755-7-03 of the Administrative Code, it is the position of the Occupational Therapy Section that for home assessments, occupational therapy assistants may gather objective information and report observations, with or without the patient and/or occupational therapist being present. However, they may not interpret this data. It is the responsibility of the occupational therapist to interpret the data gathered by the occupational therapy assistant and make recommendations.
3. **Robert Epling:** Mr. Epling asked the Section for clarification on occupational therapist supervision ratios while maintaining separate caseloads. **Reply:** Pursuant to rule 4755-7-01 of the Administrative Code, when maintaining a separate caseload, a full-time equivalent occupational therapist may supervise no more than four full-time equivalent limited permit holders and/or occupational therapy assistants. If the occupational therapist is only providing client evaluations and supervision and does not have a separate caseload, the occupational therapist may supervise six full-time equivalent limited permit holders and/or occupational therapy assistants. The number of limited permit holders and/or occupational therapy assistants that a part-time occupational therapist may supervise is proportionate to the number of hours worked by the part-time occupational therapist. The occupational therapist must provide appropriate supervision and assure that treatments are rendered according to safe and ethical standards and in compliance with rule 4755-7-08 of the Administrative Code, which states that “occupational therapy practitioners shall provide adequate supervision to individuals for whom the practitioners have supervisory responsibility.” In accordance with rule 4755-7-03 of the Administrative Code, the occupational therapist assumes professional responsibility for, any may not wholly delegate, any of the following: (1) interpretation of referrals for occupational therapy service; (2) interpretation and analysis for evaluation purposes; (3) and development, interpretation, and modification of the treatment/intervention plan and discharge plan. The occupational therapy assistant may contribute to and collaborate in the following: (1) the evaluation process by gathering data, administering standardized tests, and reporting observations; (2) establishing and documenting the intervention and discharge plan; and (3) choosing treatment interventions. The occupational therapy assistant may independently select treatment activities according to the intervention plan and document progress and outcomes.

OT/PT Joint Correspondence

- JB1. Jean Dykyj:** Ms. Dykyj asked if a teacher and/or another member of the IEP educational team can develop goals and objectives for occupational and physical therapy practitioners if the said practitioners did not participate in the evaluation process. **Reply:** Is it the position of the Occupational Therapy Section that it is the responsibility of the IEP team to develop the IEP goals and objectives and then determine how to meet those goals and objectives, including what related services (e.g.: occupational therapy and physical therapy) are needed for the child to benefit from his/her special education program. Ideally, the occupational therapist would contribute to the MFE process and assist in the development of the IEP goals. However, there are times when occupational therapy is included in the IEP services but there has been no assessment by an occupational therapist. According to 4755-7-02 (A) of the Administrative Code, occupational

therapist shall assume professional responsibility for the following activities, which shall not be wholly delegated, regardless of the setting in which the services are provided: (1) Interpretation of referrals or prescriptions for occupational therapy services; (2) Interpretation and analysis for evaluation purposes; (3) Development, interpretation, and modification of the treatment/intervention plan and the discharge plan. The IEP is written by the educational team and is not the occupational therapy intervention plan. In the situation described in the correspondence, where goals are written without input from the occupational therapist, the occupational therapist would still have the responsibility of completing an evaluation and determining an intervention plan for the student. The IEP goals and objectives could be part of the intervention plan. If, after assessment and plan are completed, the occupational therapist feels that amendments to the IEP are indicated, it is the responsibility of the occupational therapist to re-convene the IEP team and discuss the suggested IEP amendments. The Section recommends that you contact the Ohio Occupational Therapy Association's pediatrics member support group coordinator concerning questions regarding school based issues. You can contact the Ohio Occupational Therapy Association at www.oota.org. It is the position of the Physical Therapy Section that, in school-based practice the physical therapist is a related service provider and typically would support an education goal. A preschool student may qualify for preschool physical therapy services if a significant motor deficit is established on a standardized test or if the IEP team determines that physical therapy services are required for a student to meet the IEP goal(s) and to access to the general curriculum. Rule 4755-27-03(C) of the Ohio Administrative Code states, in part, that the physical therapist shall perform personally the initial patient evaluation and that this cannot be delegated regardless of the setting in which the services is provided. It is, therefore, position of the Physical Therapy Section that in the instance where the physical therapist has not participated in the preschool evaluation but physical therapy services are a part of the Individualized Education Plan, the physical therapist must complete an evaluation and the physical therapy plan of care prior to implementing services. If the physical therapist determines that the IEP goal is not appropriate for the student, they may request a new IEP team meeting to amend the IEP. For further information about who should be part of the evaluation and IEP teams, the Physical Therapy Section suggests you contact the Ohio Department of Education, Office for Exceptional Children.

JB2. Jason Shriver: Mr. Shriver asked if the standards for appropriate documentation of occupational and physical therapy services should be taken from the guidelines established by AOTA and APTA. **Reply:** It is the position of the Occupational Therapy Section that occupational therapy practitioners should follow the AOTA Guidelines for Documentation of Occupational Therapy (*AJOT November/December 2008*) when determining documentation of occupational therapy in any setting. As established in the occupational therapy code of ethical conduct in rule 4755-7-08 (A)(5)(c) of the Ohio Administrative Code, occupational therapy practitioners shall maintain accurate and timely documentation of occupational therapy services; and(d) occupational therapy practitioners shall not document or bill for services not actually provided. In addition, please refer to rule 4755-7-10 for guidance on the use of appropriate credentials when signing documentation. Please be aware that rule 4755-7-08 will be amended effective May 1, 2011. It is the position of the Physical Therapy Section that rule 4755-27-07 of the Administrative Code provides some guidance for documentation and states in part that physical therapists shall use the credential "PT" and physical therapist assistants shall use the credential "PTA" following their signature to indicate licensure as a physical therapist or physical therapist assistant. All documentation by student physical therapists and student physical therapist assistants shall be cosigned by the supervising physical therapist. Reports written by the physical therapist assistant for inclusion in the patient's record shall be cosigned by the supervising physical therapist. The cosignature shall indicate that the supervising physical therapist reviewed the written note and agrees with the patient information in the written note. A handwritten signature or electronic signature is acceptable whenever a physical therapist or physical therapist assistant signs his or her name. For further guidance on the appropriate standards for physical therapy documentation, the Physical Therapy Section suggests that you use resources from the American Physical Therapy Association, including information on Defensible Documentation.

JB3. Patricia Collins: Ms. Collins asked whether occupational and physical therapists can administer oxygen. **Reply:** There is nothing in the Ohio Occupational Therapy Practice Acts that prohibits occupational therapy practitioners from administering oxygen, changing oxygen tanks, or making the change between a tank and a concentrator provided that the occupational therapy practitioners received training and demonstrate competence in this activity. Please refer to your facility guidelines regarding administering oxygen as they may be more restrictive than the Ohio Occupational Therapy Practice Act. There is nothing

in the Ohio Physical Therapy Practice Act that prohibits physical therapy practitioners from administering oxygen. If there is a physician order for oxygen, then the physical therapy practitioner may administer the oxygen by changing from a wall unit to a portable tank, maintaining the oxygen level indicated on the order. A physical therapist cannot change the liters of oxygen to be administered unless there is a specific order that allows adjustment of the oxygen level in order to keep the patient at specific oxygen saturation.

JB4. Nancy Nebenzahl: Ms. Nebenzahl asked whether occupational and physical therapists can provide iontophoresis patches with instruction for client to administer iontophoresis at home. **Reply:** There is nothing in the Ohio Occupational Therapy or Physical Therapy Practice Acts that would prohibit a physical therapist or an occupational therapist from providing a patient with iontophoresis treatment and instruction on their application and use as part of a home program. However, the patient will need to obtain any medication used in the treatment from a pharmacy and may have to obtain the unit from a durable medical equipment (DME) supplier.

New Business

Public Rules Hearing

The Section held a public rules hearing from 1:30 pm to 1:41 pm for rules 4755-1-01, 4755-1-03, 4755-3-01, 4755-3-05, 4755-3-10, 4755-3-12, 4755-5-02, 4755-7-05, 4755-7-06, 4755-7-07, 4755-7-08, 4755-7-11, and 4755-9-01.

Records Retention Schedule for Enforcement Files

The Section tabled this item until the March Section meeting.

Review Escrow Demographics

Currently there are 295 licensees in escrow status. The majority of licensees in escrow have been in escrow for at least six to seven years. The Section will survey the licensees in escrow to better understand their reasons for keeping their licenses in escrow status. The Section will continue to educate licensees on the process of restoring an escrowed license and inform them that the Section is studying whether the escrow status should be eliminated.

Review Problem Questions on Pilot Jurisprudence Examination Results

The Section reviewed the examination questions that were answered incorrectly by more than 25% of the pilot test takers. Rebecca Finni will make revisions to the examination and content outline. Ms. Finni will also categorize the questions based on the examination content outline. The Section will review the revisions at the March Section meeting.

Discussion on Newsletter Articles

The Section discussed the contents for the Section newsletter, which may include elimination of the pocket identification cards, highlights of the frequently asked questions, the consumer information document, the deadline for submitting the jurisprudence examination for ethics credit, new release of the jurisprudence examination, instructions for navigating the Board website to review disciplinary guidelines and continuing education information. The main article will focus on the changes to the code of ethical conduct.

Discussion on the Board Liaison's Authority

Action: Mary Stover moved that the Section grant the Section's Liaisons the authority to make decisions on behalf of Section between Section meetings. Jean Halpin seconded the motion. The motion carried.

Online Renewal Practice Settings

The Executive Director informed the Section that the Board was requested to add "Long Term Acute Care (LTAC)" as new practice setting to the online renewal practice settings. This setting is mostly used in occupational and physical therapy practice. The Physical Therapy Section recommended that LTAC be added under either of the existing categories: skill nursing facility or subacute care. The Occupational Therapy Section recommended that LTAC be added under the subacute category. The Executive Director will make revisions based on the recommendations from the Occupational and Physical Therapy Sections.

Update on School-Based practice Issues and Meetings

The Executive Director informed the Section that he, Mary Stover, and Mary Kay Eastman will be meeting with the two Education Service Center administrators on February 1, 2011 to address questions regarding school based

practice.

Open Forum

Rebecca Finni recommended that the Section modify the wording on the frequently asked question regarding occupational therapy assistants and home assessments. Rebecca Finni will work with the Executive Director on the revised language.

The Section identified potential retreat topics to include disciplinary guidelines, a review of the frequently asked questions, and active dual OT/OTA licensure.

Ohio Occupational Therapy Association (OOTA) Report

There was no formal report.

Items for Next Meeting

- Records Retention Schedule for Enforcement Files
- Escrow Survey
- Jurisprudence Examination Content Outline and Questions
- Review Disciplinary Guidelines
- Newsletter
- New Frequently Asked Question Based on Correspondence #2 from the January 2011 Section Meeting
- Revision to Home Assessment Frequently Asked Question

Next Meeting Date

The next regular meeting date of the Occupational Therapy Section is scheduled for Thursday, March 10, 2011.

Action: Mary Stover moved to adjourn the meeting. Kimberly Lawler seconded the motion. The motion carried. The meeting adjourned at 2:19 p.m.

Respectfully submitted,
Diane Moore

Mary Stover, OTR/L, Chairperson
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, OT Section

Jean Halpin, OTR/L, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, OT Section

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

JH:jmr:dm