



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Physical Therapy Section
May 7, 2015
10:00 a.m.

Members Present

Lynn Busdeker
Matthew Creed (arrived @ 10:36 am)
Erin Hofmeyer
Karen Holtgreffe
Ronald Kleinman, Chair
James Lee, Secretary
Timothy McIntire
Chad Miller
Trevor Vessels, Public Member (left @ 1:35 pm)
Jennifer Wissinger

Legal Counsel

Melissa Wilburn, AAG

Staff Present

Jason Bash, Investigator Assistant
Diane Moore, Executive Assistant
Lisa Ratinaud, Enforcement Division Supervisor
Jeffrey Rosa, Executive Director

Guests

Halle Runion, OPTA
Amanda Sines
Morgan Price

Call to Order

Ronald Kleinman, Chair, called the meeting to order at 10:00 a.m. Mr. Kleinman introduced the new board member, Timothy McIntire from Washington Township, Ohio.

Approval of Minutes

Action: Lynn Busdeker moved that the minutes from the March 5, 2015, meeting be approved as submitted. Jennifer Wissinger seconded the motion. Matthew Creed was absent for the vote. The motion carried.

Executive Director's Report

- The Executive Director informed the Section that the new clerk started and the two vacant positions have been posted.
- The Executive Director informed the Section that the new strategy for the new licensing project is to pilot three boards (one license type per board). The three boards are: Medical Board (massage therapist), Sanitarian Registration Board (registered sanitarian), and OTPTAT Board (physical therapist). The targeted go live date is August 3, 2015.
- The Executive Director and Executive Assistant will work on the new e-licensing setup and configuration.
- The Board is approaching the close of the fiscal year.

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

Action: Lynn Busdeker moved that the Section go into executive session pursuant to section 121.22 (G)(1) of the Ohio Revised Code to discuss personnel matters related to appointment, employment; dismissal; discipline, promotion; demotion; compensation of a public employee. Timothy McIntire seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Absent
Erin Hofmeyer	Yes
Karen Holtgreffe	Yes
Ronald Kleinman	Yes
James Lee	Yes
Timothy McIntire	Yes
Chad Miller	Yes

Jennifer Wissinger Yes

The motion carried.

The Section went into executive session at 10:15 am and came out at 10:31 am. There was no action taken.

Discussion of Law and Rule Changes

The Executive Director informed the Section that Board has identified potential sponsors for the joint board bill. The Executive Director gave brief overview of the joint board bill for new board members.

Timothy McIntire led the discussion on having a physical therapist assistant serve on the Board and how it would impact the Board composition.

Action: Timothy McIntire moved that the proposed joint board bill be amended to adjust the composition of the Physical Therapy Section to: 8 physical therapists, 1 physical therapist assistant, and one public member. Lynn Busdeker seconded the motion. James Lee voted no. The motion carried.

Administrative Reports

Licensure Applications

Action: Chad Miller moved that the Physical Therapy Section ratify, as submitted, the individuals approved by the Occupational Therapy, Physical Therapy, and Athletic Trainers Board to sit for the National Physical Therapy Examination for physical therapists and physical therapist assistants from March 5, 2015, through May 7, 2015, taking into account those individuals subject to discipline, surrender, or non-renewal. Mr. Miller further moved that the following persons be licensed as physical therapists/physical therapist assistants pending passage of the National Physical Therapy Examination and Ohio Jurisprudence Examination. Timothy McIntire seconded the motion. The motion carried.

Physical Therapist – Examination

Arcuri, Cristina
Barnum, Jessica
Binzel, Abigail
Brosky, Colby
Chelf, Frank
Comston, Rebecca
Cullen, Aaron
Dinan, Luke
Donohue, Lindsey
Eggleston, Jordan
Ford, Meghann
Gardner, Joshua
Gibbs, Hannah
Hamilton, Andrea
Hunt, Penelope
Karazsia, Derrick
Leahy, Kylie
McIntosh, Brooke
Mowery, Robert
Olsheski, Rachel
Rieman, Courtney
Salsbury, Joshua
Steppe, Marissa
Strizak, Sharon
Swinford, Ashton
Thomas, Kymberly
Winters, Katherine
Worsowicz, Nathan

Bachmayer, Amanda
Beck, Caitlin
Bond, Cody
Brown, Jennifer
Cole, Ellen
Congeni, Brenna
Darnell, Michael
Ditomas, Kelly
Drockton, Bridgette
Fletcher, Joseph
Fried, Aaron
Garth, Chanel
Goad, Amy
Hehr, Kelly
Jaymes, Christopher
Klosterman, Samuel
Lowry, Jessica
Melaragno, Tracee
Nienaber, Sara
Reid, Alexandra
Roberts, Michael
Scholl, Molly
Stone, Joshua
Suckow, Daniel
Swope, Jared
Tucker, Ashley
Wolosiansky, Cliff

Backstrom, Catherine
Berger, Adrienne
Breneman, Michael
Carlozzo, Alison
Collins, Amy
Courts, Alexandra
Dikeman, Chelsey
Dombart, Caitlin
Dundon, Nicole
Forbes, Ashley
Galleher, Mindy
Genco, Michael
Haines, Mitchell
Herrin, Nicholas
Johnson, Megan Ann
Laxton, Brittany
Malone, John
Miller, Natalie
Nordrum, Kyle
Reiter, Alyssa
Rusbacky, Kathleen
Slivka, Scott
Strayer, Priscilla
Sutton, Chelsea
Taricska, Emmalee
Welch, Christopher
Woodard, Malia

Physical Therapist Assistant – Examination

Bach, Laura	Baker, Hoyt	Biri, Mackenzie
Blair, James	Bohland, Hannah	Bovid, Jami
Brooks, Nycole	Brown, Katina	Brown, Tyler
Case, Brittany	Chukwulobe, Nathan	Collins, Erica
Conde, Mason	Cordell, Heather	Coyle, Kimberly
Dervisevic, Refija	Dunigan, Ryan	Elliott, Cean
Farrar, Samantha	Fielder, Reva	Finley, Daniel
Frankart, Jennifer	Gadd, Anne	Griggs, Schanelle
Hertzfeld-Shadday, Monica	Hester, Amanda	Hillman, Mary
Kelsey, Anthony	Kirsch, Chelsea	Kopczak, Stefania
Lahrmer-Clark, Natalie	Lesko, Eden	Meyer, Caroline
Miller, Moss	Miracle, Erin	Morris, Natalie
Mroz, Hannah	Mullins, Stephanie	Nelson, Hannah
Olson, Carrie	Ousley, Joshua	Park, Olivia
Pertz, Christina	Ratcliff, Shawn	Ray, Garrett
Reckart, Melinda	Reilly, Sarah	Reisinger, Bryce
Reynolds, Corey	Schroll, Abby	Seibert, Kristine
Sheriff, Hadi	Sidoti, Vincenzo	Smith, Elizabeth
Spader, Erin	Stein, Kelli	Stiles, Ira
Stoncheck, Tiffany	Thomas, Ashley	Urban, Elizabeth
Vitallo, Kirstie	Waggoner, Ashleigh	Walsh, Laura
Walter, Morgan	Warner, Macie	Westrick, Brianna
Woodward, Ian	Wyatt, Stevie	Yutzy, Taylor
Zimmer, Amy		

Action: Chad Miller moved that the Physical Therapy Section ratify, as submitted, the physical therapist and physical therapist assistant licenses issued by endorsement and reinstatement by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from March 5, 2015 through May 7, 2015, taking into account those licenses subject to discipline, surrender, or non-renewal. Karen Holtgreffe seconded the motion. The motion carried.

Physical Therapist – Endorsement

Anderson, Stefanie	Appling, Susan	Baker, Matthew
Barta, Ashley	Baumann, Robert	Bautista, Ma Aurora
Blair, Daniel	Blais, Richard	Brehmer, Lauren
Brown, John	Burns, Alicia	Chavez-Kline, Jessica
Contri, Kathleen	Countryman, Lindsey	Enders, Felicia
Fulton, Jessica	Griffin, Christopher	Kohls, Stephani
McClearn, Krystal	Mull, Sarah	Peifer, Danielle
Rodgers, Lisa	Romeo, Kyle	Ryan, Kristen
Schuka, Christina	Segura, Leanne	

Physical Therapist Assistant – Endorsement

Bagnell, Meghan	Davis, Jamie	Dorfi, Erika
Hayes, Alisha	Mecarova, Katarina	Pickering, Sandra
Plumb, Corey	Reiman, Kathryn	Turturice, Marisa

Physical Therapist Reinstatement

Arn, Karen	Feldbruegge, Elizabeth	Halada, Janice
------------	------------------------	----------------

Physical Therapist Assistant Reinstatement

Allen, Donna	Blythe, Lauren	Stoehr, Jennifer
Wilcox, Sherry		

Licensure Application Waiver Requests

Chad Miller recommended that the Section grant him authorization to approve or deny the TOEFL waiver request upon receipt of additional information from applicant for physical therapist examination file #5439955. **Action:** James Lee moved that the Section grant Chad Miller the authority to approve/deny the TOEFL waiver request for physical therapist examination file #5439955 based on the information provided. Lynn Busdeker seconded the motion. Chad Miller abstained from voting. The motion carried.

Testing Accommodations Requests

Chad Miller recommended that the Section grant the testing accommodation of additional time: double time, reader, scribe, and separate room for physical therapist assistant examination file #5456152 based on the documentation provided. **Action:** James Lee moved that the Section approve the testing accommodation of additional time: double time double time, reader, scribe, and separate room for physical therapist assistant examination file #5456152 based on the documentation provided. Karen Holtgreffe seconded the motion. Chad Miller abstained from voting. The motion carried. The Section granted the testing accommodation request for Amanda Williams.

Chad Miller recommended that the Section grant the testing accommodation of additional time: time and a half, reader, and separate room for physical therapist examination file #5452066 based on the documentation provided. **Action:** Karen Holtgreffe moved that the Section approve the testing accommodation of additional time: time and a half, reader, and separate room for physical therapist examination file #5452066 based on the documentation provided. Matthew Creed seconded the motion. Chad Miller abstained from voting. The motion carried. The Section granted the testing accommodation request for Kristen Asman.

Continuing Education Liaison Report

Erin Hofmeyer had no formal report for the Section.

Assistant Attorney General's Report

Melissa Wilburn, AAG, gave a brief report to the Section.

Case Review Liaison Report

Chad Miller reported that the Enforcement Division closed sixteen and opened eleven new cases since the March 5, 2015, meeting. There are twenty-two cases currently open. There are sixteen disciplinary consent agreements and one adjudication order being monitored.

Karen Holtgreffe informed the Section that Todd Tscherne, PT, and Amanda Lang, PTA, complied with all terms and conditions and were released from their disciplinary consent agreements.

Enforcement Actions

Chad Miller recommended that a notice of opportunity for a hearing be issued for case PT-FY15-053 for violation of consent agreement. **Action:** Ronald Kleinman moved that a notice of opportunity for a hearing be issued for case PT-FY15-053 for violation of consent agreement. Lynn Busdeker seconded the motion. Chad Miller and Karen Holtgreffe abstained from voting. The motion carried.

Chad Miller recommended that a notice of opportunity for a hearing be issued for case PT-FY15-045 for conviction of a misdemeanor in the course of practice and failure to notify the Board of conviction. **Action:** Lynn Busdeker moved that a notice of opportunity for a hearing be issued for case PT-FY15-045 for conviction of a misdemeanor in the course of practice and failure to notify the Board of conviction. Timothy McIntire seconded the motion. Chad Miller and Karen Holtgreffe abstained from voting. The motion carried.

Chad Miller recommended that a notice of opportunity for a hearing be issued for case PT-LD 15-001 for felony conviction and prior Ohio discipline. **Action:** James Lee moved that a notice of opportunity for a hearing be issued for case PT-LD 15-001 for felony conviction and prior Ohio discipline. Matthew Creed seconded the motion. Chad Miller and Karen Holtgreffe abstained from voting. The motion carried.

Affidavit Hearing

Good afternoon. My name is Ronald Kleinman, Chairperson of the Occupational Therapy Section of the Ohio Occupational Therapy, Physical Therapy and Athletic Trainers Board. Let the record show that these proceedings

were called to order at 10:45 am on May 7, 2015, at the Vern Riffe Center, 77 South High Street, Columbus, Ohio, 43215. Members of the Board present for the proceedings are:

The Executive Director called roll:

Lynn Busdeker	Present
Matthew Creed	Present
Erin Hofmeyer	Present
Karen Holtgreffe	Present
Ronald Kleinman	Present
James Lee	Present
Timothy McIntire	Present
Chad Miller	Present
Jennifer Wissinger	Present

It will be noted for the record that a majority of the members of the Board are present. There will be one adjudication proceeding today. The proceeding is in the matter of case number PT-15-022, Jane E. Hogencamp.

This proceeding shall be an affidavit-based adjudication relative to a Notice of Opportunity for Hearing mailed to the respondent in the aforementioned cases and believed to have been properly serviced according to the Administrative Procedures Act (Chapter 119. of the Ohio Revised Code).

As the respondent did not properly request a hearing in the case, this proceeding will be held before the board pursuant to *Goldman v. State Medical Board of Ohio*. The individual named does not have the ability to present written or oral testimony today, but may be present to hear the proceedings and outcome.

You have already received sworn affidavit from the Board's Enforcement Division Supervisor and accompanying exhibits for the Goldman Proceeding in your board packet. The affidavit contains the evidence and testimony upon which you will deliberate. Please take a few moments to review the evidence and testimony.

In lieu of a stenographic record being made, let the minutes reflect the original sworn affidavit and exhibits shall be kept as the official record of the proceedings in the aforementioned matter in the Board office.

I will now recognize Assistant Attorney General, Melissa Wilburn, for the purpose of providing a brief synopsis of the case.

Ms. Wilburn reviewed the case for the Board.

Melissa Wilburn moved to admit the facts and exhibits outlined in the sworn affidavit for case number PT-15-022, Jane E. Hogencamp into evidence.

Ronald Kleinman stated that the exhibits were admitted.

There being no further evidence to come before the board, this proceeding is now closed at 10:55 am.

The procedural and jurisdictional matters having being satisfied, we will now continue with the proceeding by deliberation on the sworn affidavit and exhibits.

At this time, is there a motion to recess the meeting in order to go into private session for the purpose of quasi-judicial deliberation on case number PT-15-022, Jane E. Hogencamp, and to reconvene the meeting after deliberations are complete?

Action: Lynn Busdeker moved to recess the meeting to go into private session for the purpose of quasi-judicial deliberation on these matters. Karen Holtgreffe seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Karen Holtgreffe	Yes
Ronald Kleinman	Yes
James Lee	Yes
Timothy McIntire	Yes
Chad Miller	Yes
Jennifer Wissinger	Yes

The Section went into private session at 10:55 a.m. and came out at 11:15 a.m. Chad Miller and Karen Holtgreffe left the room during private session and did not participate in the deliberations.

In the matter of case number PT-15-022, Jane E. Hogencamp, after review of the evidence the Board makes the following findings of fact:

1. Hogencamp received the audit notice letter via ordinary mail with a certificate of mailing.
2. Hogencamp submitted proof of 30 hours of continuing education; however, zero (0) of the hours were earned during the audit period (February 1, 2012 to January 31, 2014). In addition, Ms. Hogencamp submitted a letter indicating that she understood that her continuing education hours were earned after the January 31, 2014 deadline.
4. The Notice informed Hogencamp of the Board's intent to take disciplinary action against her license as a physical therapist in the state of Ohio for violating Ohio Revised Code sections 4755.47 (A)(6) & (22) and 4755.51, and Ohio Administrative Code rule 4755-23-08 (A)(1) and (E)(1)&(2).
5. Hogencamp did not request a hearing on the aforementioned charge.

In the matter of case number PT-15-022, Jane E. Hogencamp, after review of the evidence, the Board makes the following conclusions of law:

1. Hogencamp was properly served with the notice of opportunity for hearing pursuant to Revised Code 119.07.
2. Hogencamp failed to complete the required 30 hours of continuing education during the audit period (February 1, 2014 to January 31, 2014).
3. Hogencamp violated Ohio Revised Code sections 4755.47 (A)(6) & (22) and 4755.51, and Ohio Administrative Code rule 4755-23-08 (A)(1) and (E)(1)&(2).

Action: Lynn Busdeker moved to revoke the physical therapist license of Jane E. Hogencamp effective July 17, 2015. James Lee seconded the motion.

The Executive Director called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Karen Holtgreffe	Abstained
Ronald Kleinman	Yes
James Lee	Yes
Timothy McIntire	Yes
Chad Miller	Abstained
Jennifer Wissinger	Yes

The motion carried.

The physical therapist license of Jane E. Hogencamp, is hereby revoked, effective July 17, 2015.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandates of this Board and serve the order on PT-15-022, Jane E. Hogencamp, in the manner prescribed by law.

This concludes the Matter of PT-15-022, Jane E. Hogencamp.

Hearing Officer Report and Recommendations for Case Number PT FY12-034

The Section reviewed the hearing officer's report and recommendation from Paul Stehura, Hearing Officer in the matter of Suellen M. Backus, Case Number PT-LD-FY14-002. The hearing was held before Hearing Officer Paul Stehura on January 29, 2015.

In accordance with Board procedures, the member(s) who were involved in the investigation and made recommendations to the Board regarding this case shall not participate in further adjudication of the case and must abstain from further participation in the adjudication of these matters. Karen Holtgreffe and Chad Miller recommended this disciplinary action and identified themselves.

Hearing Officer Paul Stehura served the Report and Recommendation to the Board office on March 31, 2015. Suellen M. Backus received a copy of the Hearing Officer's Report and Recommendation via certified mail on April 6, 2015. Ms. Suellen M. Backus' attorney did not file written objections to the Report and Recommendations, nor requested to orally address the board today.

Action: James Lee moved to recess the meeting to go into private session for the purpose of quasi-judicial deliberation on the matters. Lynn Busdeker seconded the motion.

Jeffrey Rosa called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Karen Holtgreffe	Abstained
Ronald Kleinman	Yes
James Lee	Yes
Timothy McIntire	Yes
Chad Miller	Abstained
Jennifer Wissinger	Yes

The motion carried.

The Section went into private session at 11:42 am and reconvened the meeting at 11:46 am. Karen Holtgreffe and Chad Miller left the room during private session. The Section asked the Executive Director to stay in the room.

Ronald Kleinman asked each of the Board members if they received, read, and considered the entire record in this matter, including the transcript of proceedings, exhibits, oral testimony, the Hearing Officer's Report, and Hearing Officer's Recommendation, and testimony given today in the Matter of Suellen M. Backus, Case Number PT-LD-FY14-002, and asked each member if they were prepared to adjudicate in this matter.

Jeffrey Rosa called roll:

Lynn Busdeker	Yes
Matthew Creed	Yes
Erin Hofmeyer	Yes
Karen Holtgreffe	Abstained
Ronald Kleinman	Yes
James Lee	Yes
Timothy McIntire	Yes

Chad Miller Abstained
Jennifer Wissinger Yes

Action: James Lee moved to accept the Hearing Officer's findings of fact in the matter of Suellen M. Backus, Case Number PT-LD-FY14-002. Matthew Creed seconded the motion. Karen Holtgreffe and Chad Miller abstained from voting. The motion carried.

Action: James Lee moved to accept the Hearing Officer's conclusions of law in the matter of Suellen M. Backus, Case Number PT-LD-FY14-002. Lynn Busdeker seconded the motion. Karen Holtgreffe and Chad Miller abstained from voting. The motion carried.

Action: James Lee moved to accept the Hearing Officer's recommendations to deny the physical therapist assistant examination application of Suellen M. Backus, Case Number PT-LD-FY14-002. Timothy McIntire seconded the motion. Karen Holtgreffe and Chad Miller abstained from voting.

Jeffrey Rosa called roll:

Lynn Busdeker Yes
Matthew Creed Yes
Erin Hofmeyer Yes
Karen Holtgreffe Abstained
Ronald Kleinman Yes
James Lee Yes
Timothy McIntire Yes
Chad Miller Abstained
Jennifer Wissinger Yes

The motion carried.

The application of Suellen M. Backus to be licensed as a physical therapist assistant by examination, is hereby denied.

Jeffrey Rosa reported that the costs required under section 4755.031 of the Ohio Revised Code covered a total of two invoices: (1) hearing officer (\$1,767.00), and (2) court reporter, which included one transcript (\$460.00). The total cost for the three vendors is \$2,229.00.

Action: James Lee moved that, pursuant to section 4755.031 of the Ohio Revised Code, fees be assessed against Suellen M. Backus in the amount of \$2,229.00. Erin Hofmeyer seconded the motion. Karen Holtgreffe and Chad Miller abstained from voting.

Jeffrey Rosa called roll:

Lynn Busdeker Yes
Matthew Creed Yes
Erin Hofmeyer Yes
Karen Holtgreffe Abstained
Ronald Kleinman Yes
James Lee Yes
Timothy McIntire Yes
Chad Miller Abstained
Jennifer Wissinger Yes

The motion carried.

The Executive Director is hereby instructed to prepare an adjudication order to carry out the mandate of this Section of the Board and serve the order to Suellen M. Backus in the manner prescribed by law.

This concludes the Matter of Suellen M. Backus, Case Number PT-LD-FY14-002.

Correspondence

1. **Steven Wentz, PT, DPT:** Dr. Wentz asked the Section how to start up a physical therapy practice with a concentration of dry needling. **Reply:** The Ohio Revised Code empowers the Physical Therapy Section to regulate and license the profession of physical therapy. The Section is not statutorily authorized to provide specific legal advice regarding the establishment of a private practice and suggests that you consult your legal counsel. On another topic, the Physical Therapy Section is working to educate physical therapists and physical therapist assistants in the correct credentials to use in professional signatures. Since PT or PTA is the regulatory designation allowing practice, rule 4755-27-07 of the Administrative Code requires that only those letters should immediately follow the person's name. Academic degrees may then follow the regulatory credential. For example, a nametag or signature might read Pat Doe, PT, DPT, OCS.
2. **Victoria Strickland, PT, DPT:** Dr. Strickland asked the Section questions regarding requirements for starting a physical therapy practice. **Reply:** In response to your many questions, the Ohio Revised Code empowers the Physical Therapy Section to regulate and license the profession of physical therapy. The Section is not statutorily authorized to provide specific legal advice regarding the establishment of a private practice and suggests that you consult your legal counsel.
3. **Tandra Adams, PT:** Ms. Adams asked the Section questions regarding physical therapist co-signing notes. **Reply:** All information completed by the physical therapist assistant must be co-signed by the physical therapist. The countersignature must indicate that the supervising physical therapist reviewed the written note. If your facility's electronic program for co-signing treatment notes uses other terminology, you should seek clarification from your facility or the software developers.
4. **Michelle Arbesman, PT:** Ms. Arbesman asked the Section questions regarding the requirements for physical therapists working in private practice. **Reply:** The Ohio Revised Code empowers the Physical Therapy Section to regulate and license the profession of physical therapy. The Section is not statutorily authorized to provide specific legal advice regarding the establishment of a private practice and suggests that you consult your legal counsel.
5. **Susan Clunk, PT:** Ms. Clunk asked the Section questions regarding physical therapist assistant role regarding goals and documentation. **Reply:** It is the position of the Physical Therapy Section that physical therapist assistants may gather and summarize objective information; however, they may not interpret this data. A physical therapist assistant may not determine/document goal status. It is the responsibility of the physical therapist to interpret, determine and document goal status.
6. **Mentor Physical Therapy:** Mentor Physical Therapy asked the Section questions regarding how long a doctor's prescription for physical therapy evaluation valid. **Reply:** There is nothing in the Ohio Physical Therapy Practice Act that dictates for how long a physical therapy prescription is valid or how frequently a referral for physical therapy should be renewed. However, best practice does suggest that a minimum of an annual renewal of the prescription or physician notification should be performed. The patient's insurance provider or your employer may be more or less restrictive in this matter, in which case you should follow the more restrictive requirements. The Physical Therapy Section also recommends that you contact the appropriate insurance company or the Ohio Chapter or Reimbursement Department of the American Physical Therapy Association.
7. **Nicole Haralambopoulos, PT, DPT:** Dr. Haralambopoulos asked the Section questions regarding whether physical therapist assistant can upgrade goals. **Reply:** It is the position of the Physical Therapy Section that physical therapist assistants may gather and summarize objective information; however, they may not interpret this data. Physical therapist assistants cannot upgrade/modify goals. A physical therapist assistant may not determine/document goal status. It is the responsibility of the physical therapist to interpret, determine, and document goal status.
8. **Laura Wolfrum, PT:** Ms. Wolfrum asked the Section requesting additional information regarding why pelvic muscle treatments are deemed exclusively evaluative/assessment related. **Reply:** Ohio law does not specifically refer to whether or not a physical therapist assistant may perform internal pelvic floor treatment techniques. Rule 4755-27-02 (E) of the Administrative Code allows the physical therapist to delegate

treatment procedures or services beyond the entry level scope of physical therapist assistant practice, provided that the physical therapist assistant has documented training and demonstrated competency in delivery of the procedure. The supervising physical therapist must also be able to demonstrate competency in any procedure or services that has been delegated to the physical therapist assistant. The supervising physical therapist may not delegate treatments, procedures, or services to a physical therapist assistant if the supervising physical therapist cannot demonstrate knowledge and competency in the procedure, even if the physical therapist assistant can demonstrate knowledge and competency in the procedure. Since the need for re-examination prior to treatment requires the clinical judgment of the physical therapist, and since re-examination cannot be delegated, it is the responsibility of the physical therapist to determine if treatments can be delegated within the parameters of the Ohio Physical Therapy Practice Act. The Physical Therapy Section would expect a physical therapist delegating any intervention to a physical therapist assistant or other licensed personnel to be able to provide the rationale for such delegation. However, it is the position of the Physical Therapy Section, at this time, that pelvic floor internal treatments and examinations are the responsibility of the physical therapist.

9. **Cristina Taylor, PT:** Ms. Taylor asked the Section questions regarding whether physical therapy practitioners can place a client on a portable cardiac monitor for the purpose of functional activities/gait training without supervision from a registered nurse. **Reply:** Although the Ohio Physical Therapy Practice Act does not directly address this topic, there is nothing in the laws and rules that prohibits a physical therapist from placing a patient on a portable cardiac monitor, as long as the patient has had the cardiac monitor initially placed by an RN. However, no procedure should be performed by a physical therapist or physical therapist assistant unless the practitioner demonstrates competence in that procedure.
10. **Sean Murphy, PT:** Mr. Murphy asked the Section regarding chiropractors referring patients to physical therapy. **Reply:** A physical therapist may accept a referral from a person who is licensed in Ohio or another state to practice medicine and surgery, chiropractic, dentistry, osteopathic medicine and surgery, podiatric medicine and surgery, or to practice nursing as a certified registered nurse anesthetist, clinical nurse specialist, certified nurse-midwife, or certified nurse practitioner, or a physician assistant within the scope of such practices, and whose license is in good standing. Please keep in mind that accrediting bodies, third party payers, or facilities may have different requirements. In response to your second question regarding chiropractors signing Medicare certification and recertification, this is outside of the scope of the Physical Therapy Practice Act as your question relates to clarification/interpretation of payer policies and not to the Ohio Physical Therapy Practice Act. The Physical Therapy Section recommends that you contact the appropriate insurance company or the Ohio Chapter or Reimbursement Department of the American Physical Therapy Association.
11. **Sarah Brown, OTR/L:** Ms. Brown asked the Section if physical therapists can modify short term goals without seeing a client provided that the physical therapist assistant and therapist have already collaborated on the case. **Reply:** A physical therapist can interpret the data from daily progress/treatment notes, as well as through collaboration with the physical therapist assistant or verbal contact with the patient, and modify a goal or goals. However the physical therapist would need appropriate justification for goal modification without performing a face to face assessment/re-evaluation. Best practice would include formal face to face re-evaluation of the patient, however, the Physical Therapy Section understands that there may be circumstances that may be appropriate for goal modification without the physical therapist performing a face to face encounter with the patient for re-evaluation.
12. **Anonda Ringger, PT:** Ms. Ringger asked the Section questions regarding billing for physical therapy services. **Reply:** Your questions relate to clarification/interpretation of payer policies and not to the Ohio Physical Therapy Practice Act. The Physical Therapy Section recommends that you contact the appropriate insurance company or the Ohio Chapter or Reimbursement Department of the American Physical Therapy Association.
13. **Tina Serbin, PTA:** Ms. Serbin asked the Section if physical therapist assistants can continue to treat a client if the plan of care has expired. **Reply:** Since the original plan of care has expired, the patient is no longer under the care of the physical therapist. In accordance with section 4755.40 (C) of the Ohio Revised Code, physical therapist assistants may not initiate treatment without an evaluation and plan of care established by the supervising physical therapist. In accordance with rule 4755-27-02 (B) of the Ohio Administrative Code, physical therapist assistants are not qualified to: (1) interpret physician referrals, (2)

conduct initial patient evaluations, (3) write initial or ongoing patient treatment plans, (4) conduct re-evaluations of the patient or adjust patient treatment plans or (5) perform the discharge evaluation and complete the final discharge summary. In response to your last question on your April 8 email, that is an employment issue that falls outside the scope of the Ohio Physical Therapy Practice Act. The Board recommends you seek legal counsel for any legal questions and/or the Ohio Physical Therapy Association regarding any insurance issues.

14. **Tandra Adams, PT:** Ms. Adams asked the Section if physical therapist assistants can make a change/update the discharge without prior evaluation by and/or approval of the supervising physical therapist. **Reply:** Rule 4755-27-03 (B)(5) of the Ohio Administrative Code states that physical therapist assistants are not qualified to perform the discharge evaluation and complete the final discharge summary. Discharge planning and the completion of the discharge evaluation are the responsibility of the supervising physical therapist and may be performed and documented by the physical therapist in a reasonable timeframe prior to discharge. The physical therapist assistant may provide care per that discharge assessment and plan and may document objective information about that care, but the physical therapist must then complete the final discharge summary. It is the position of the Physical Therapy Section that physical therapist assistants may gather and summarize objective information; however, they may not interpret this data. It is the responsibility of the physical therapist to interpret and make recommendations for the purpose of discharge development. If there is collaboration between the physical therapist and the physical therapist assistant, the collaboration must be reflected in the patient documentation, but only the physical therapist may document the discharge evaluation and recommendations in the discharge summary. Even if the discharge evaluation and recommendations for follow-up care are included in the initial evaluation, a discharge summary must still be completed to document final discharge date and disposition. The discharge summary may refer to the last treatment note for patient status. The ultimate responsibility for care of the patient lies with the evaluating physical therapist. Relying solely on information gathered by the physical therapist assistant during treatment does not constitute a reassessment, and may not fulfill the physical therapist's obligation to provide the appropriate standard of care. Likewise, the physical therapist assistant has a legal obligation, in the overall care of the patient, to make sure the review and assessment is performed by the physical therapist to meet the same standard of care.
15. **Matthew Mathias, PT:** Mr. Mathias asked the Section questions regarding discharge summaries for clients in an acute care setting. **Reply:** Yes, a discharge summary must be completed on all patients that are discharged from physical therapy in all settings.
16. **Sarah Kennedy, PTA:** Ms. Kennedy asked the Section if physical therapists assistants can administer prescription strength medicated cream/gel such as, voltaren, for use on client during manual work and/or massage treatments. **Reply:** There is nothing in the Physical Therapy Practice Act that prohibits a physical therapy practitioner from applying a prescription strength topical analgesic. It is the position of the Physical Therapy Section that specific written physical therapy orders for such medication application be provided by the prescribing clinician prior to engaging in this mode of treatment. Appropriate skin barrier must also be used to prevent the medicine from contacting the practitioner's skin. Use of any topical must be part of the plan of care established by the evaluating therapist. As with any therapy procedure the licensee must demonstrate competence in the procedure to be performed.
17. **Stephanie Mirizio, PTA:** Ms. Mirizio asked the Section if a physical therapist needs to be certified in vestibular rehabilitation to perform an examination and treatment for vestibular issues. **Reply:** No, a physical therapist is not required to be certified in vestibular rehabilitation to perform an evaluation and treatment for vestibular issues, however, no procedure should be performed by a physical therapist unless the practitioner demonstrates competence in that procedure.

Joint Correspondence

- JB1. Rob Garrett, PTA:** Mr. Garrett asked the Occupational and Physical Therapy Sections questions regarding occupational therapy assistant and physical therapists assistant documentation. **Reply:** It is the position of the Occupational Therapy Section that the occupational therapy assistant (OTA) can gather objective information and report observations, with or without the occupational therapist (OT) present. It is the responsibility of the OT to interpret the data gathered by the OTA and collaborate with the OTA to make recommendations for the plan of care. Any collaboration between the OT and OTA must be reflected in client documentation. It is the position of the Physical Therapy Section that physical therapist assistants

may gather and summarize objective information; however, they may not interpret this data. It is the responsibility of the physical therapist to interpret and make recommendations for the purpose of the plan of care. On another topic, the Physical Therapy Section is working to educate physical therapists and physical therapist assistants in the correct credentials to use in professional signatures. Since PT or PTA is the regulatory designation allowing practice, rule 4755-27-07 of the Administrative Code requires that only those letters should immediately follow the person's name. Academic degrees may then follow the regulatory credential. For example, a nametag or signature might read Pat Doe, PT, MS, OCS. "L" should not be used in front of "PT" or "PTA" since no one may use the "PT" or "PTA" credential in Ohio without a valid license.

- JB2.** **Angie Belden, PTA:** Ms. Russell asked the Occupational and Physical Therapy Sections questions regarding cosigning occupational therapy assistant and physical therapist assistant's notes using an electronic documentation system. **Reply:** In accordance with rule 4755-27-07 of the Administrative Code, a handwritten or electronic signature is acceptable by a physical therapist or physical therapist assistant. Should your computer system or program not permit counter-signature by the physical therapist for notes entered by a physical therapist assistant, then you need to make arrangements with your vendor for the computer system to be revised or improved to permit such counter-signature. Should you not electronically be capable of dual signatures, you may enter a separate note within the same documentation system, referencing the date of the note(s) being reviewed with documentation referencing the review, noting agreement, and/or changes needed in the treatment plan or you may produce a hard paper copy that is co-signed by the physical therapist. It is the position of the Occupational Therapy Section that for any electronic documentation, the supervising occupational therapist must co-sign and reference the dates of the entries into the client's medical record. As noted in the Physical Therapy Section's response above, the Occupational Therapy Section agrees that the occupational therapist may make a separate entry, referencing the date of the note(s) that are being reviewed with documentation referencing the review, noting agreement, and/or changes needed in the treatment plan. It would be provident to advocate for a revision to your documentation software to allow for co-signatures as they are required by the Occupational Therapy Practice Act.
- JB3.** **Sue Salamido:** Ms. Salamido asked the Occupational and Physical Therapy Sections whether physical therapists and/or occupational therapists are required to be on the school premises when the range of motion exercises are done by an unlicensed person. **Reply:** No. Just as a home program would be designed for parents to complete at home, when the therapist is not present, school personnel may perform a range of motion program when the therapist is not present, given that the therapist has determined that the unlicensed individual has demonstrated competency and the range of motion is appropriate for the unlicensed personnel to perform on the student/patient. There is nothing in the Occupational Therapy Practice Act that requires the occupational therapist to be present when tasks such as range of motion are performed after ensuring that the unlicensed personnel has been appropriately trained for the performance of the tasks.
- JB4.** **Keely Kent, PT, DPT:** Dr. Kent asked the Occupational and Physical Therapy Sections if occupational therapy assistants and/or physical therapist assistants can treat a Medicaid client in home health setting. **Reply:** Your questions relate to clarification/interpretation of payor policies and not to the Ohio Physical Therapy Practice Act. The Physical Therapy Section recommends that you contact Medicaid or the Ohio Chapter or Reimbursement Department of the American Physical Therapy Association. There is nothing in the Ohio Occupational Therapy Practice Act that prohibits an occupational therapy assistant from treating a Medicaid patient (Home Health Client). As long as the occupational therapy assistant is receiving supervision from an occupational therapist and following the provisions of the Ohio Occupational Therapy Practice Act outlining the roles and responsibilities of the occupational therapy assistant, occupational therapy assistants may provide services to Medicaid patients. Regarding the provision of services under various insurers, it is not within the jurisdiction of the Occupational Therapy Section to render billing and reimbursement advice. The Section recommends that you refer to payer policies for any specific billing and reimbursement requirements in your setting. You might also contact the Ohio Occupational Therapy Association, or the Reimbursement Department of the American Occupational Therapy Association.
- JB5.** **Tom Lopienski, PT:** Mr. Lopienski asked the Occupational and Physical Therapy Sections if occupational and physical therapist should have access to patient laboratory values. **Reply:** There is nothing in the Ohio Occupational Therapy Practice act that specifically addresses needing knowledge of lab values, however,

Rule 4755-7-08 (C)(8) of the Ohio Administrative Code states occupational therapy practitioners **should** consult with other service providers whenever such a consultation would be beneficial to the care of the client. For further specific guidelines regarding this concern, contact the Ohio Occupational Therapy Association (<http://www.oota.org>). You might also contact the American Occupational Therapy Association (<http://www.aota.org>). There is nothing in the Ohio Physical Therapy Practice Act that relates to therapists accessing lab values. The Physical Therapy Section thanks you for contacting us for education of the profession of physical therapy, however the Section recommends you contact the Ohio Chapter of the American Physical Therapy Association for educational information/courses or resources. On another topic, the Physical Therapy Section is working to educate physical therapists and physical therapist assistants in the correct credentials to use in professional signatures. Since PT or PTA is the regulatory designation allowing practice, rule 4755-27-07 of the Administrative Code requires that only those letters should immediately follow the person's name. Academic degrees may then follow the regulatory credential. For example, a nametag or signature might read Pat Doe, PT, MS, OCS.

Old Business

None

New Business

Public Rules Hearing

The Section held a public rules hearing from 11:20 am to 11:27 am.

Revisions to the Standard Responses

The Section reviewed the updated the Section's standard responses for (a) use of credentials when conducting health/wellness programs, (b) medication reconciliation, (c) signature for online documentation, and (d) telehealth in physical therapy practice.

Out of Practice Requirements

The Section provided clarification on the methods an individual can demonstrate entry level competence for examination, endorsement, and reinstatement applicants.

No. of Years Out of Practice	PT/PTA Out of Practice Requirements
5 to10 years	Submit proof of completion of FSBPT Practice Review Tool (PRT). Must be sufficiently qualified in all practice areas to demonstrate entry-level competence. Action plan required for all practice areas identified as "need improvement". Action plan must be approved by the Section.
More than 10 years	Retake and Pass FSBPT NPTE examination to demonstrate entry-level competence.

Open Forum

The Section discussed changes to the enforcement liaisons. James Lee and Chad Miller will serve as the Enforcement Liaisons.

Ohio Physical Therapy Association (OPTA) Report

Halle Runion reported that OPTA had a great turn out on advocacy day. Amanda Sines gave a brief legislative report.

Federation of State Boards for Physical Therapy (FSBPT) Report

The Section's FSBPT Delegate and Alternate Delegate, Lynn Busdeker and Matthew Creed, will attend the Annual Meeting and Delegate Assembly in October 2015. Chad Miller expressed interest in attending the annual meeting as well. The Executive Director informed the Section that Jennifer Wissinger, Erin Hofmeyer, and Timothy McIntire will attend the FSBPT new board member orientation in June 2015. The Executive Director informed the Section that the 2016 Annual Meeting will be hosted in Columbus, Ohio. The Executive Director informed the Board that FSBPT will give a presentation regarding continuing competence at the July 2015 Section meeting.

Items for Next Meeting

- Executive Director Evaluation

- FSBPT Presentation on Continuing Competence

Next Meeting Date

The next regular meeting date of the Physical Therapy Section is scheduled for Thursday, July 16, 2015.

Adjournment

There being no further business and no objections, Ronald Kleinman adjourned the meeting at 2:00 pm.

Respectfully submitted,
Diane Moore

Ronald Kleinman, PT, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section

James Lee, PT, DPT, Secretary
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section

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

JL:jmr:dm