Meet Board Member, Hollie Kozak

Hollie is a member of the Ohio OTPTAT Board and is on the enforcement review panel for the Athletic Trainers Section. She is a Division Director for Summa Health Medical Group in Akron for surgical, oncology and sub-specialty practices. She is a Past President of the Ohio Athletic Trainers Association and served 10+ years on the OATA Executive Committee and committees. She also serves on Summa Health’s Diversity Advisory Council, Summa’s APLUS (LGBTQ+ Employee Resource Group) co-chair and Summa Pride Leadership Council.

What led you to apply for the Board?

While at Summa, we talk a lot about servant leadership and I feel this is a way for me to serve my profession. Serving the profession from committee work to the executive committee, increased my passion. I had the opportunity to testify in front of the House and Senate Committees related to the youth concussion legislation. It was near the end of my OATA Presidency and I was beginning to think about “what next” after my term as Immediate Past President. It was then that I became interested in governmental affairs, advocacy, legislation, etc., and I felt that the AT Section was a logical next step to stay involved, give back and now make sure I was advocating for the public versus the profession.

What is your favorite part of Board service?

My favorite part of board service are the people and relationships that are built. Working with my colleagues in the AT Section and the OT and PT Sections, as well as the public members. It is a diverse group of people with a common goal, and we challenge each other to look at things from multiple views on a situation to reach the best outcome.

Do you have any advice for Board license holders?

I have had the opportunity to work with enforcement over the last few years. The common themes we continue to see are:

◊ Not notifying the board of a change of address and/or change of email – this is critical to receive reminders, inquiries, etc.
◊ Not completing your CEU requirements on-time, including the ethics requirement
◊ Inappropriate relationships with patients and minors

My recommendation is that you are aware of what you responsibilities are as a license holder as well as being aware of your code of ethics.

Schedule of July 2022 OTPTAT Board Meetings:

Occupational Therapy Section
Thursday, July 14, 2022 - 9:00 AM

Athletic Trainers Section
Tuesday, July 19, 2022 - 9:00 AM

Physical Therapy Section
Thursday, July 21, 2022 - 9:00 AM

Please visit http://otptat.ohio.gov for more information about the upcoming meetings.
Getting your license was likely a proud moment, but all of that paperwork is never a favorite task. That said, your license only allows you to practice in Ohio. What if you want to work in another state? That’s where the PT Compact comes in!

There are many reasons a PT or PTA may want to retain licensure in their home state while gaining eligibility to practice in other jurisdictions.

Do you have itchy feet? Indulge your dream to be a travel PT. Is a nearby border cutting you off from local facilities? Expand your reach and work at multiple health care facilities. Are you looking to expand your homecare practice? Visit patients across nearby borders. Are you constantly moving due to being a military spouse? The PT Compact offers a less expensive and easier way to work in new states.

The PT Compact provides a more streamlined process that is usually less expensive. Learn how other practitioners have used their privileges, follow the PT Compact on Twitter for more stories, and learn more about how you can get your privileges today!

The OTPTAT Board is excited to announce the passage of the PT Compact – Senate Bill 5 (Roegner, Blessing). You can read more about the PT Compact at http://ptcompact.org/. Senate Bill 5 was signed into law by Governor Mike DeWine and will be effective on June 30, 2021. The PT Section is working hard on implementation of the Compact and will be sure to announce a date to start issuing privileges as soon as it has been decided. In the meantime, please make sure you are subscribed to the OTPTAT Board list serve for the latest news on rule development for the Compact.

Additionally, the OT Compact - Senate Bill 7 (Roegner) was signed into law and will also be effective on June 30, 2021. Ohio was the second state to enact the OT Compact. There must be a total of ten states to pass the OT Compact in order for it to become operational, so the timeline for issuing OT Compact privileges is expected to be much longer. You can read more about the progress of the OT Compact at https://otcompact.org/.

---

### RULES INPUT:

The OTPTAT Board seeks your comments and feedback on the following proposed rules which are being submitted for early stakeholder outreach. These new rules are being proposed as part of an effort to implement a "safe haven" program for licensees and applicants. A safe haven program will:

- Provide confidential services to OTPTAT Board practitioners who are seeking help with burnout, mental health, or substance use disorders.
- Be a safe space that is intended to be an early intervention before patient safety becomes a concern.
- Serve as a therapeutic alternative to Board involvement in a problematic situation while still meeting the Board’s mandate of public protection.

Participants of a safe haven program will, in most circumstances, be unknown to the Board as long as they remain in compliance with their treatment program.

In addition to the safe haven program, some of these rules make additional adjustments to the professional code of ethics, as noted in the description and language of the rule.

Please review the language of the rules below by clicking on the link to open a pdf version of the rules. Submit your comments to rules@otptat.ohio.gov. Include contact information with your name, phone number, email address, and license type (if applicable). The Board will accept comments through July 13, 2022. https://otptat.ohio.gov/Rules-Updates

<table>
<thead>
<tr>
<th>Rule Number</th>
<th>Title</th>
<th>Summary of Changes</th>
</tr>
</thead>
<tbody>
<tr>
<td>4755:2-1-01</td>
<td>Impaired practitioner rules and safe haven program for license holders and applicants</td>
<td>This rule defines impaired practitioners and establishes a safe haven program for use by licensees and applicants to the OTPTAT Board. The rule establishes the parameters of confidentiality in the safe haven program and details the kinds of assistance the program can provide. The rule also spells out the consequences for violating the participation agreement of the program.</td>
</tr>
</tbody>
</table>
| 4755-27-05 | Code of ethical conduct for physical therapists and physical therapist assistants | Changes include:
Inclusion of reports of impairment issues to the safe haven program as fulfilling a practitioner’s "duty to report" a fellow practitioner instead of making a report to the Board.
Clarifies that the Board may take action against the license of an impaired practitioner unless they are a participant in the safe haven program. |

Continued next page
<table>
<thead>
<tr>
<th>Rule Number</th>
<th>Title</th>
<th>Summary of Changes</th>
</tr>
</thead>
</table>
| 4755-7-08   | Code of ethical conduct (OT)             | This rule sets forth the code of ethical conduct for occupational therapy. Changes include:  
- Inclusion of reports of impairment issues to the safe haven program as fulfilling a practitioner's "duty to report" a fellow practitioner instead of making a report to the Board.  
- Clarifies that the Board may take action against the license of an impaired practitioner unless they are a participant in the safe haven program.  
- Includes an option to participate in the safe haven program in lieu of self-reporting impairment to the Board.  
- Adds that a violation of the code of ethics may include a failure to protect and keep confidential personal health information and a failure to respect privacy rights of clients, other facility care recipients, employees, colleagues, and students. |
| 4755-27-06  | Reporting requirements (PT)              | This rule sets for the circumstances that a license holder must self-report to the Board within 30 days. It includes an option to participate in the safe haven program in lieu of self-reporting impairment to the Board.                                                                                                                                                              |
| 4755-41-03  | Reporting requirements (AT)              | This rule sets for the circumstances that a license holder must self-report to the Board within 30 days. It includes an option to participate in the safe haven program in lieu of self-reporting impairment to the Board.                                                                                                                                                              |
| 4755-41-01  | Code of ethical conduct (AT)             | This rule sets for the code of ethical conduct for athletic training. Changes include:  
- Inclusion of reports of impairment issues to the safe haven program as fulfilling a practitioner's "duty to report" a fellow practitioner instead of making a report to the Board.  
- Clarifies that the Board may take action against the license of an impaired practitioner unless they are a participant in the safe haven program.  
- States that athletic trainers shall not engage in harassment that creates a hostile work environment.  
- States that conversations with patients should not be sexually demeaning.  
- States that sexual activity includes sexual conduct and sexual contact as a prohibited activity with patients.  
- Corrects statutory references that changed with the passage of HB 176, Athletic Training Practice Act. |
| 4755-64-01  | Ethical and professional conduct (OPP)   | This rule sets for the code of ethical conduct for orthotics, prosthetics, and pedorthics. Changes include:  
- Inclusion of reports of impairment issues to the safe haven program as fulfilling a practitioner's "duty to report" a fellow practitioner instead of making a report to the Board.  
- Clarifies that the Board may take action against the license of an impaired practitioner unless they are a participant in the safe haven program.  
- Includes an option to participate in the safe haven program in lieu of self-reporting impairment to the Board. |
The Occupational Therapy and Physical Therapy Sections seek your comments and feedback on the following proposed rule which is being submitted to the Joint Committee on Agency Rule Review. Please review the language of the rules below by clicking on the link. These new rules are being proposed as a result of the passage of House Bill 122 (Fraizer, Holmes), which sets forth the provision of telehealth services effective March 23, 2022. In short, the bill will permit specified health care professionals to provide telehealth services and require telehealth services to be provided according to specified conditions and standards. The bill also sets forth insurance and Medicaid coverage of telehealth services.

Submit your comments to rules@otptat.ohio.gov. Include contact information with your name, phone number, email address, and license type (if applicable). The Board will accept comments through July 20, 2022 at 11:00 AM.

### Rule Number | Title | Summary of Changes
--- | --- | ---
4755-7-05 | Telehealth (OT) | This rule reiterates the conditions of standards for providing telehealth contained in House Bill 122. Aside from the provisions of HB 122, the OT Section has added the following requirements:
- The licensee must verify the identity and physical location of the patient or client at the beginning of the telehealth visit. This requirement will protect the public by ensuring that the OT or OTA know where to call emergency services should they be needed during the telehealth session. It will also assist OT and OTA personnel with abiding by licensure requirements should treatment occur across state lines.
- Reiterates that if a patient or client is located in Ohio, the OT or OTA must have an Ohio license or privilege to practice in Ohio via the OT Compact.

4755-27-09 | Telehealth (PT) | This rule reiterates the conditions of standards for providing telehealth contained in House Bill 122. Aside from the provisions of HB 122, the PT Section has added the following requirements:
- The licensee must verify the identity and physical location of the patient or client at the beginning of the telehealth visit. This requirement will protect the public by ensuring that the PT or PTA know where to call emergency services should they be needed during the telehealth session. It will also assist PT and PTA personnel with abiding by licensure requirements should treatment occur across state lines.
- Reiterates that if a patient or client is located in Ohio, the PT or PTA must have an Ohio license or privilege to practice in Ohio via the PT Compact.

### CLARIFICATION REGARDING MEDICAID - MEDICARE TERMINATION NOTIFICATIONS

Recently, some questions have arisen related to licensure violations after a number of occupational therapy and physical therapy practitioners (mostly in the school-based setting) had their Medicaid provider status terminated. The physical therapy practice act, ORC 4755.47 (A)(20), indicates that disciplinary actions for Medicaid or Medicare terminations are considered only based upon the act or acts causing termination that constitute a violation of sections 4755.40 to 4755.56 of the Revised Code.

Many of the recent Medicaid- Medicare terminations were based upon inactivity or non-renewal of Medicaid provider status. In these cases, the provider did not receive their renewal notification in a timely manner. Terminations based upon inactivity or failure to renew are not violations of ORC 4755. Medicaid is currently working to remedy this situation. In the realm of MSP, OT and PT service providers must be approved to be referring providers. This allows Medicaid certified referring OTs and PTs the ability to refer for their respective services after evaluation. Then ongoing therapy services can be documented and Medicaid payments rendered to the appropriate local education agency.

If termination from Medicaid provider status is due to administrative issues such as the ones described above, there is no cause for sanction. Only if the provider is guilty of a violation of sections 4755.40 to 4755.56 of the Revised Code, there is cause for sanction. If you have additional questions about terminations, you may contact Ohio Medicaid at 800-686-1516.
Ethics Corner: Duty to Report

Drug and Alcohol abuse is not new, but we are becoming more aware of how they develop and how we are able to recognize the signs. Health care professionals are at an increased risk of substance abuse due to having more access of drugs to misuse. There are several signs to look for including, paranoia, difficulty concentrating, absenteeism or tardiness, loss of interest in work, and periods of unemployment.

While it may be uncomfortable to report your colleague for substance abuse, it is important to remember that as a license holder and healthcare professional you are required to report suspicious behavior. Not only are you protecting your patients by mandatory reporting, but you are also protecting your license, and ultimately the well-being of your colleague. To read more on the signs of substance abuse, and your duty to report go to:


Orthotics, Prosthetics, and Pedorthics Advisory Council

The OTPTAT Board is seeking applications for new members of the OPP Council. Please submit a letter of interest and a resume to Board@otptat.ohio.gov addressed to Anissa Seifert, OT, OTPTAT Joint Board Chairperson, by August 1, 2022. The OPP Advisory Council meets four times a year, in-person, in downtown Columbus.

The OPP Advisory Council plays an important role in advising the OTPTAT Board on the governance of the orthotics, prosthetics, and pedorthics professions.

A description of the OPP Advisory Council can be found in Ohio Revised Code Section 4779.35.

Athletic Trainers Renewal

Athletic Trainers can renew their license starting on July 1, 2022. Licenses expire September 30, 2022. Please do not wait until the last minute to renew your AT license.

You must have completed 25 continuing education credit hours. At least one CE credit hour must be ethics. There is no minimum requirement for in-person hours. Please note that first year renewals are not required to obtain any continuing education units.

The renewal can be completed by logging into http://elicense.ohio.gov. You do not need to submit your CE as part of the renewal. Please use Google Chrome as your browser. Contact the help desk at 855-405-5514 for assistance logging in.

Call for Board Member Applications

Interested in becoming an OTPTAT Board Member? The Board has open seats for both the physical therapy and occupational therapy sections. Serving on a state board is a great way to serve your community. Complete the application form here, and return it along with your resume to boards.commissions@governor.ohio.gov.
### Formal Board Actions Taken by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board

**May 2022**

<table>
<thead>
<tr>
<th>Name</th>
<th>License Number</th>
<th>Sanction</th>
<th>Basis for Action</th>
<th>Board Action Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cassie Maley</td>
<td>AT004261</td>
<td>Written reprimand; License on probation until all terms are completed; Fine of $200; Complete twenty-five (25) hours of continuing education, including one (1) hour of ethics; Selected for next continuing education audit for 2022 renewal; Provide a copy of the consent agreement to any current and future employers during the term of the agreement.</td>
<td>During the continuing education audit of athletic trainers license for 2018 to 2020, Maley submitted zero (0) hours of continuing education credit. Said conduct constitutes a violation of Ohio Revised Code section 4755.64 (A)(2) and Ohio Administrative Code rule 4755-45-01(A) &amp; (F)(2).</td>
<td>5/19/2022</td>
</tr>
<tr>
<td>Brian Lanzendorfer</td>
<td>PTA009619</td>
<td>Voluntary surrender/simultaneous revocation.</td>
<td>On or about August 27, 2021 in the Columbiana County, Ohio, Court of Common Pleas, case number 2020 CR 440, Lanzendorfer was convicted of voyeurism as a felony of the fifth degree in violation of section R.C. 2907.08 (C) of the Ohio Revised Code. Said conduct also constitutes a violation of Ohio Revised Code section 4755.47(A)(2).</td>
<td>5/19/2022</td>
</tr>
<tr>
<td>Brianne Rice</td>
<td>PT010621</td>
<td>Written reprimand; Probation for one (1) year; Complete the course “Medical Ethics and Professionalism” (ME-22) conducted by PBI Education; Attend Alcoholics Anonymous, psychological counseling and support from sponsor; Provide a copy of the consent agreement to any current and future employers during the term of the agreement.</td>
<td>On July 15, 2021 while employed as a physical therapist, Rice arrived at work and exhibited signs of impairment which prompted her employer to ask her to immediately submit to a blood alcohol test. The test revealed Rice’s blood alcohol content (“BAC”) was .207. Said conduct is a violation of Ohio Revised Code sections 4755.47(AS), &amp; (A28) and Administrative Code § 4755-27-05 B(10).</td>
<td>5/19/2022</td>
</tr>
<tr>
<td>Andrew Simmons</td>
<td>PTA006154</td>
<td>Written reprimand; Complete the course “Medical Ethics and Professionalism” (ME-15) conducted by PBI Education; Provide a copy of the consent agreement to any current and future employers during the term of the agreement.</td>
<td>On or about May 10, 2021, through May 18, 2021, while working as a physical therapist assistant, Simmons failed to maintain accurate billing records for several patients. Said conduct constitutes a violation of Ohio Revised Code sections 4755.47 (A)(5), (6), and Ohio Administrative Code rules 4755-27-05 B(9).</td>
<td>5/19/2022</td>
</tr>
<tr>
<td>Nathan Yates</td>
<td>PTA012532</td>
<td>Voluntary surrender/simultaneous revocation.</td>
<td>On or about September 18, 2019, Yates entered into a consent agreement with the Kentucky Board of Physical Therapy (“Kentucky Board”) based on Yates’ admission to billing for services that were not rendered while practicing in Kentucky (“September 2019 Kentucky Consent Agreement”). On or about November 21, 2019, Yates entered into a consent agreement with the Board predicated on the September 2019 Kentucky Consent Agreement (“November 2019 Ohio Consent Agreement”). Term 1 of that agreement required Yates to successfully complete all terms of the September 2019 Kentucky Consent Agreement. On or about August 9, 2021, the Kentucky Board issued Yates another Notice of Administrative Hearing based on practicing without adhering to Kentucky’s rules governing physical therapist assistant supervision. In response, Yates voluntarily surrendered his license to practice as a physical therapist assistant in the Commonwealth of Kentucky on or about January 21, 2022. Yates violated the terms of the November 2019 Ohio Consent Agreement when he agreed to the January 2022 Kentucky Voluntary Surrender based on a new violation of the laws and rules governing the practice of physical therapy in the State of Kentucky. Said conduct constitutes a violation of Ohio Revised Code section 4755.47(A)(15).</td>
<td>5/19/2022</td>
</tr>
<tr>
<td>Erin Rodgers</td>
<td>OTA003406</td>
<td>Written reprimand; Fine of $500; Complete twenty (20) hours of continuing education, which must include one (1) hour of ethics, jurisprudence, or cultural competence; Selected for the continuing education audit for the 2022 renewal; Provide a copy of the consent agreement to any current and future employers during the term of the agreement.</td>
<td>During the continuing education audit of occupational therapy assistant license for 2018 to 2020, Rodgers provided proof that she completed twenty (20) contact hours of continuing education after the continuing education reporting period of July 1, 2018, to June 30, 2020. Said conduct constitutes a violation of Ohio Revised Code section 4755.11 (A)(2), (3), and (24) and Ohio Administrative Code rule 4755-9-01(A).</td>
<td>5/19/2022</td>
</tr>
</tbody>
</table>