

Physical Therapist Licensing Board

Board Meeting

March 21, 2003

MINUTES

Present: Board Members: Cathy Zarosinski, PT, MS, Chair; Linda Barbee, PT; Daiva Banaitis, PT, PhD; Jerry Nickell, PT, Vice Chair; Nancy Wilson, PTA; Cindy Cunningham, Public Member. Staff: Sherri Paru, PT, Clinical Advisor/Investigator. Contract Investigator: Frank Mussell. Legal Counsel: Carol Parks, AAG

OPEN SESSION

The meeting was convened by Board Chair, Cathy Zarosinski, PT, MS

Ms. Zarosinski took the Board into Executive Session.

EXECUTIVE SESSION

The Board reviewed investigatory information regarding pending cases and new complaints.

Case PT 122-1/03

The Board decided to invite the licensee to the next Board meeting on May 16, 2003. Beforehand, we will ask her to send three patient files and her appointment books from the time period in question. We will also have her send two current files for comparison.

Ms. Zarosinski took the Board out of Executive session and into Open Session.

OPEN SESSION

Case PT 119-1/03

Motion by Ms. Zarosinski to deny his application for licensure. If the applicant wishes to reapply, he must be evaluated by a Board designated psychologist or psychiatrist.

Seconded by Mr. Nickell.

Motion passed unanimously.

Topic- New Executive Director- The New Executive Director starts on March 31, 2003. His name is James Heider. He has a strong background in finance and human resources and comes highly recommended.

Topic- FSBPT Spring Meeting- Ms. Zarosinski and Ms. Paru gave an update on the meeting which was held March 14-16 in Salt Lake City, UT. The major thing that was learned was that we need to report all disciplinary actions to the HIPDP data base. Both attendees felt that it was a beneficial meeting and that it was good to learn how rules and views vary from state to state.

Topic- University of Oregon Aide Training Course – Ms. Paru reviewed the course syllabus and outline and presented it to the Board. The Board did not have any problem with the content of the course.

Case No. PT 77-11/01 Chris Whetstine, LMT- The Board decided to wait on a decision until they receive information from the Massage Therapy Board re: Consent Order on file.

Case No. PT 90-04/02 Dan Taylor, LMT- Investigation ongoing.

Case No. PT 111- 12/02 Fitness Creators Studio- Investigation ongoing.

Topic- Approval of Meeting Minutes- meeting minutes approved as written from Jan 24, 2003, February 21, 2003 and March 6, 2003

Topic- Ratification of PT/PTA Licenses- All licenses ratified.

Topic- Avon Walk for Breast Cancer- question was about what can in-state and out-of-state PT's do as volunteers during this walk. The Board decided that out-of-state PT's can only perform first aid. Oregon licensed PT's with direct access can see walkers/crew as appropriate and Oregon licensed PT's without direct access must have a referral from an approved referral source prior to evaluation or treatment. All Oregon PT's must keep records of any treatment that they provide beyond first aide.

Topic- Question from Washington County Early Intervention PT's- The question was about length of time between PT reassessments in the school setting. The Board would like this group to resubmit this letter for consideration when the Board files proposed new rules regarding reassessments.

Topic- Mary Ann Gard, PT Requesting Continuing Education Credits for Courses on Spiritual Pain- The Board voted not to accept any of these courses for Direct access based on OAR 848-030-0000 (4), which states that the content of the course must relate to the delivery of clinical physical therapy services.

Topic- Stuart Stark, PT Requesting Continuing Education Credits for Courses on Yoga- The Board voted not to accept any of these courses for Direct access based on OAR 848-030-0000 (4) (5)(c), which states that the content of the course must relate to the delivery of clinical physical therapy services and that entertainment or recreational meetings do not satisfy the continuing education requirements.

Topic- DMV Mandatory Reporting- The new reporting system is due to begin in May (in certain counties) and PT's are mandatory reporters. If the patient has a primary care

provider, the PT is only responsible for alerting the primary case provider and then the primary care provider must fill out the required forms.

Topic- Physical Therapy at Vet Clinics- There has been a number of phone calls from PT's asking about Veterinarians that provide PT services. The PT Licensing Board has no jurisdiction over the Vets and we have referred the PT's concerns to the Veterinary Licensing Board.

Topic- Question about PTA's doing Home Visits- A PTA in a SNF asked whether she could perform a home visit/assessment prior to a patient being discharged home for a SNF. The Board decided "NO" a PTA can not perform a home visit since it is an assessment/home evaluation.

Topic- Board Member Open Position- There was one applicant for Linda Barbee's Board position. This applicant is Joanna Freedman. The Board voted unanimously that Ms. Freedman is a good candidate and Board staff will be in touch with the Governors office to arrange for her to be appointed. In addition, Jerry Nicholl wished to be appointed for a second term and all Board members approved.

Topic- Proposed Senate Bills 373, 274 and 835- These are all bills that will have impact on the Board if passed. Carol Parks, AAG did not feel strongly that these bills will pass.

Topic- Board Policy Allowing a Licensee to Argue Their Case Before the Board Following a Hearing- Carol Parks, AAG explained this policy to the Board and discussed the fact that the Board may have other policies regarding hearing that the present Board members are not aware of Motion made by Ms. Zarosinski that the Board will rescind all policies that pertain to contested case hearings. The Board will follow the Attorney General's guide and any rules adopted regarding contested case hearings.
Seconded by Ms. Barbee.
Passed unanimously.

Topic- Next Board meeting- The next Board meeting is May 16, 2003.

Ms. Zarosinski adjourned the meeting.