

PUBLIC MEETING MINUTES
Occupational Therapy Licensing Board

The Oregon Occupational Therapy Licensing Board met Friday April 3, 2009, in Room UC 102, University Center, Pacific Campus, Forest Grove, Oregon. Board members present were: Genevieve deRenne, MA, OTR/L, FAOTA, Chair; Alan King, OTR, Vice Chair; Joyce Browne, OTA/L; and public member, Robert Bond. Mitch Schreiber was absent and excused. Felicia Holgate, Director was present. Also present for the public meeting was Mashelle Painter who will soon be appointed to the Board. With a quorum present, Genevieve deRenne called the meeting to order at 8:08 a.m.

1. Minutes: The Board reviewed the public meeting minutes, of Feb. 6, 2009 and a few amendments were approved. Robert Bond MOVED THAT THE PUBLIC MINUTES OF Feb. 6, 2009, MEETING AS AMENDED BE APPROVED. Joyce Browne SECONDED THE MOTION. IT PASSED WITH ALL PRESENT.

The Board reviewed confidential Feb. 6, 2009 meeting minutes. Genevieve deRenne MOVED THAT THE CONFIDENTIAL MINUTES OF Feb. 6, 2009, BOARD MEETING BE APPROVED. Alan King SECONDED THE MOTION AND IT PASSED WITH ALL PRESENT.

2. List of Licensees: Licenses issued since the last Board meeting were distributed. Joyce Browne MOVED TO RATIFY THE LIST OF LICENSEES ISSUED SINCE Feb. 6, 2008 BOARD MEETING. Robert Bond SECONDED THE MOTION AND IT PASSED WITH ALL PRESENT. As of April 2 there were 255 OT Assistants, and 1333 OTs (1 Limited permit holder who failed, passed second exam and got licensed) for a total of 1589 licensed therapists.

3. Closed Session: Disciplinary/Investigations/Complaints: In accordance with ORS 192.660(1)(k), which allows the Board to meet in Executive Session on matters to consider information obtained as part of investigations of licensees, the following cases were discussed.

- **OT 2007-04** Status report
- **OT 08-03** Status report
- **OT 08-04** No formal action taken.
- **OT 08-05** File closed.
- **OT 09-01** File closed.

OT working for VA, Federal Government: Even though the applicant has not been licensed for more than 3 years, her application was approved and ratified. This applicant has been working for the federal government and exempt from needing an Oregon license under ORS 675.220. The OT has been working at the VA for many years, has a lot of CE and good references from supervisors. The Board ratified her license even though she was unlicensed for more than three years because she had the exemption from needing to be licensed.

5. Report of the Director: Director, Felicia Holgate continues to send monthly office report summarizing the work in the office.

Budget Review: The Director gave a **fiscal summary**. Monthly revenue and expenditure statements with all payments are scanned and sent to the Board members. The Board reviewed the current accounts. The Legislatively Approved **2007-2009 Budget** of \$ **290,133** comes to an average **monthly** amount of \$ **12,088**.

Expenditures were: **Dec. \$ 9,807; Jan. \$ 10,026; Feb. \$ 9,918**. The Board continues to spend under the average \$12,000 a month allocated. **Revenues** were: **Dec. \$2,815; Jan. \$ 2,207; Feb. \$ 1,903**. Included in this were Interest Revenues: **Dec. \$865; Jan \$727; Feb. \$499**. The Board financial situation continues to be stable.

The budget hearings were held, public hearing Monday, Feb. 16, 2009 and work session March 23, 2009 for the Ways and Means, Education Subcommittee. The final budget limitation for 2009-2011 to be approved by the legislature is \$**361,756** which will be **\$15,073 per month** for the biennium.

Legislative/Governor issues: The Director continues to attend or watch legislative hearings and meet with the health related board directors on mutual issues of concern. The Governor's office has joined us in these meetings. The Governor's bill is HB 2118. The Director uses the LINUS system to track bills and gives periodic updates to the Board members. The Director followed up on behalf of the Board asking that any future bill on licensing for Orthotics and Prosthetics include an amendment to exempt OT and PT from the licensing requirement. Other bills hearings continue. Added to the list from last board meeting is a bill on mandatory duty to report child abuse. The Director and Board chair submitted a letter on SB 274 which would take away Board's authority to give final disciplinary order and give it to Hearing officer.

At 9 am the Board adjourned the morning meeting and attended Practitioner's Day presentation on Fieldwork Supervision with Sandra Pelham-Foster. Previously the board members had discussed the three cases to be discussed at Practitioner's Day with Sandra. Issues included were supervision, confidentiality, documentation, competency, etc.

Lunch was served at the Practitioner's day program. At 1 pm the board members came back into session to complete the rest of the board agenda.

5. New Business:

Health Care Consultant: Questions came up from a Washington facility about whether a Washington licensed OT could come to Bend to work with OTs as a "health care consultant". The board discussed many aspects of the issues that might come up including: (1) The board would not having jurisdiction over this person; (2) confidentiality issued of a non-licensed OT reviewing patient files and charts; (3) The perception and expectation by others that this is a licensed Oregon OT. The Board concluded that a person coming to Oregon to work as a "health care consultant" must be licensed as an OT in Oregon.

OT Assistants Supervision form on web site for 2010 renewal: The Director is working with Gayle Shriver and IT to include online filing of the Supervision form with 2010 renewals.

OT in Education questionnaire: If careful consideration is put into what is wanted out of the results of a questionnaire and how it is worded, the OT Licensing Board will agree to e-mail to licensees working in peds and education. The Director will be speaking at the TIES conference April 28th.

Question on Lymphedema: An OT asks an insurance billing question whether she could see a Nursing Home patient. The doctor of a patient discharged patient to a Nursing Home and asked that this OT see the patient there. The patient cannot come see the OT outpatient because she is morbidly obese without transportation. Insurance pays different amounts depending on the where the patient is located. The insurance agent told the OT she can see the patient but not to document the patient is in a nursing home.

This is an insurance issue not within the jurisdiction of the board. However, the board did note that the OT or the hospital can have a contract with the Nursing home to see patients there. Reimbursement may be denied or approved at a lower rate depending on the circumstances. Finally in this case the issue became moot as the patient did not follow through.

Governor's Commission on Autism: The Governor created a new Commission on Autism Spectrum Disorder. The Director will follow up to send information out to OTs to ask that an OT be appointed as a member of this important commission.

Upcoming meetings:

Friday, July 17, 2009 in Portland

Friday, Nov. 6 2009 in Portland.

Genevieve DeRenne adjourned the meeting at **2:00 p.m.**

Felicia Holgate, Director **April 8, 2009**