

## Minutes

The Physical Therapy Committee of the Board of Medical Licensure and Supervision met on October 8, 2009. The meeting was held at the office of the Board, 5104 North Francis, Suite C, Oklahoma City, Oklahoma in accordance with the Open Meetings Act and the Administrative Procedures Act. Members present were:

Staci Freudiger, PT, Chair  
Mary Staley, PT, Vice Chair  
Suzanne Reese, PT  
Nancy Davis, PTA  
Craig Gavras, Public Member

Others present included:

Robyn Hall, Director Licensing  
Kathy Plant, Executive Secretary  
Gay Tudor, Assistant Attorney General  
Elizabeth Scott, Assistant Attorney General

The meeting was called to order at 9:00 a.m. The minutes from the July 9, 2009, Committee meeting were reviewed. Mr. Gavras moved to approve the minutes. Ms. Staley seconded the motion and the vote was unanimous in the affirmative.

**DEREK MICHAEL, PT** appeared at staff's request to discuss a complaint that he failed to show up for work and left patients without proper care. Mr. Michael gave a chronology of the events regarding the complaint. He stated he signed a contingent offer to begin working for Oklahoma Physical Therapy after passing his licensing exam. He attended the company's orientation. He passed the licensing exam the end of June but by that time he had decided that he did not want to work for Oklahoma Physical Therapy. He stated he called and left a message for Ms. Lee saying he declined the position. He acknowledged that he was sent a check for his time spent in orientation but offered to the Committee to return it. He said Martha Ferretti, PT would have been present as a character witness but she had teaching obligations in Tulsa. Mr. Michael said he had done a lot of reading on patient abandonment and communication. He said he had taken a conflict resolution class. He presented copies of his CPIs showing his professionalism. \*Nancy Davis joined the meeting. The Committee did not find a violation of the law but recommended to Mr. Michael that the next time he declines a position or resigns a position, he do so in writing. They advised him to not leave a message with the secretary.

**AARON SCOTT BAGGETT, PT** appeared at staff's request to discuss information that he failed to give physical therapy to a patient which resulted in decline of patient, failed to follow the frequency of the physician's order, failed to notify employer so a replacement could be provided, back dated documentation, signed alteration of delivery forms and back dated them, and signed forms stating the patient declined/cancelled treatments but that was not the case. Mr. Baggett said the allegations were true for about a week's worth of treatments. He stated he was trying to help his older brother, who had been in a vehicle accident. He said he tried to do too much. After discussion, Mr. Gavras moved to direct staff to proceed with investigating the case on falsification of documentation and failure to transfer care of patients in writing. Ms. Staley seconded the motion and the vote was unanimous in the affirmative.

**PATRICIA ANA ROJAS** appeared in support of her application for Physical Therapist Assistant licensure. Ms. Rojas testified regarding her arrest history. She had obtained an assessment for substance abuse at staff's request. The assessment found no addiction or abuse problems. Mr. Gavras moved to recommend approval of the application. Ms. Davis seconded the motion and the vote was unanimous in the affirmative.

**MARY B. DEATON-PICKETT** appeared in support of her application for Physical Therapist licensure. Ms. Deaton-Pickett's licensed had expired in January 2009 but she had not practiced physical therapy since November 2007. Ms. Deaton-Pickett testified regarding her volunteer work with the school system until January 2009. Mr. Gavras moved to recommend approval of the application. Ms. Staley seconded the motion and the vote was unanimous in the affirmative.

**MATTHEW KEVIN MILLER** appeared in support of his application for the Physical Therapist exam and licensure. The Committee reviewed information regarding his arrest for transportation of an open container and public intoxication. Mr. Miller stated he received a deferred sentence and his record was expunged after successful completion of probation. Mr. Gavras moved to recommend approval of the application. Ms. Staley seconded the motion and the vote was unanimous in the affirmative.

**SHEILA ANN BULLOCK** appeared in support of her application for Physical Therapist licensure. Ms. Bullock's last practice was in 2000. Ms. Bullock stated she had not really kept up with continuing education during her absence from practice. Ms. Reese moved to recommend approval of the application pending satisfactory

completion of 120 hours of continuing education and six months of supervised practice or passage of the NPTE. She further moved to recommend waiver of all or part of the continuing education hours if Ms. Bullock takes the PRT. Ms. Bullock would have to submit her results to the Committee to have the continuing education hours recalculated. Mr. Gavras seconded the motion and the vote was unanimous in the affirmative.

**JULIE LYNN SAUTER** appeared in support of her application to retake the Physical Therapist Assistant exam and for licensure. Ms. Sauters' study plan was reviewed. After review, the Committee recommended practicing taking the exam and expanding her clinical exposure. Ms. Staley moved to recommend approval to sit for the exam. She further moved to recommend approval for licensure pending passing the exam. Ms. Davis seconded the motion and the vote was unanimous in the affirmative.

The Committee considered applications for examination, licensure and reactivation of licensure. Mr. Gavras moved to recommend approval of the following applications for licensure as Physical Therapists:

**SABRINA NICOLE CUTRIGHT  
CANDI LEA JONES  
JESSICA DAWN METTERS  
ERIN SCOTT WILFONG**

**BRANDY NICOLE HUDSON  
REBEKAH LYNN LAWRENCE  
MISTY STAR VAIRMA**

He further moved to recommend approval of the following applications for Physical Therapist licensure pending satisfactory completion of the files:

**TONYA ROCHELLE BAUTISTA  
HILARIE GRACE GILLIAN**

**MIGNON DAWN CHIDESTER  
MAYA JOY**

He moved to recommend approval of the following applications to sit for the Physical Therapist licensure examination and for licensure pending passing the exam:

**FARNUSH EMAMJOMEH  
JOELY MELISSA O'NEAL**

**AMY MICHELLE LEGGETT  
CHRISTI LYNN TREADWAY**

He further moved to recommend approval of the following applications for reactivation of their Physical Therapist licenses:

**KENNETH JAMES HANCOCK  
DOUG PAUL SOELL**

**RYAN MATTHEW SMITH**

Ms. Staley seconded the motion and the vote was unanimous in the affirmative.

Mr. Gavras moved to recommend approval of the following applications for Physical Therapist Assistant licensure:

**NATASHIA PAIGE BREWER  
CHRISTY LEA GRAY  
TRENA IRENE JARRETT  
ANDREA JANE NEUFELDT  
SHENAN MARIE WILLIAMS**

**GREGORY L. DOCKERY  
ASHLEY NICOLE HOLZWARTH  
SUMMER RAYE MEDLIN  
SUNNY MARIE WHITEHURST**

He further moved to recommend approval of the application of **DEBORAH ANNE RESINGER** for Physical Therapist Assistant licensure pending satisfactory completion of her file. He moved to recommend approval of the following applications to sit for the Physical Therapist licensure examination and for licensure pending passing the exam:

**BONNIE JEAN BURNS**

**TRACY ALAN MILLER**

Mr. Gavras further moved to recommend approval of the following applications for reactivation of Physical Therapist Assistant licensure:

**REBECCA DELENE ADAMS**

**CARISSA DARLENE WILLIAMS**

Ms. Davis seconded the motion and the vote was unanimous in the affirmative.

Requests for approval of continuing education courses were considered. Ms. Reese moved to accept the courses as listed in attachment #1. Ms. Staley seconded the motion and the vote was unanimous in the affirmative. (See attachment #1)

Continuing education audit notices will be sent to selected licensees November 1<sup>st</sup>. The Committee directed staff to audit 5% of licensees in addition to those who were required to obtain double hours from the last audit.

A request from Ellen R. Lee, PT for reconsideration of requirement for double hours of continuing education was reviewed. Ms. Davis recused from the matter. Mr. Gavras moved to deny the request. Ms. Reese seconded the motion and the vote was unanimous in the affirmative.

A request for a rule change from Patricia Taylor (Mullins), PT regarding the double-hours penalty for failure to complete required continuing education and regarding acceptable continuing education activities was reviewed. Mr. Gavras moved to deny the request. Ms. Reese seconded the motion and the vote was unanimous in the affirmative.

The Committee discussed trends in Group Supervision. A list of all groups was presented. Staff was directed to advise licensees that a new Form #5, Verification of Supervision, is not needed when adding a PT to group. A letter signed by the new PT and the group director would be sufficient. However, when adding a new PTA to the group, a new Form #5 would have to be submitted. Staff was directed to notify PT and PTAs to check supervisees/supervisors at the time of renewal.

Staff asked for a clarification on co-treatments in cases where one PT-PTA team works for multiple companies. The question was asked if a co-treatment had to be done for each company. The Committee determined that, although it might be wise to do co-treatments for each company with the appropriate documentation, it was not strictly required.

The Committee discussed updates to the Physical Therapy Practice Act. Ms. Staley and Ms. Davis had attended the Federation of State Boards of Physical Therapy annual meeting where the subject was discussed. The advice from the FSBPT and states that had been through the process was to not revamp the entire practice act at one time, since it could be an overwhelming task. The Committee discussed looking at the continuing education language to incorporate continuing competency. Ms. Staley reported that the FSBPT offers a program to quantify how much credit specific activities would get. The Committee discussed forming a task force to look at Practice Act. Ms. Reese and Ms. Staley were directed to get with representatives of the Oklahoma Physical Therapy Association and form the task force.

Ms. Staley and Ms. Davis reported on the other classes they had attended at the FSBPT's annual meeting. Ms. Davis said one topic of discussion related to states allowing physical therapist who are unable to pass the exam, or otherwise don't qualify for a PT license, to sit for the Physical Therapist Assistant licensure exam. The FSBPT had studied the issue and found that overall, PTs practicing as PTAs were able to stay within the PTA scope of practice.

Ms. Staley reported on a valuable video shown to conference attendees regarding boundary and practice violations. The video was done in conjunction with Simmons in Boston and discussed some of issues surrounding the use of technologies like the Internet and cell phones. The FSBPT has plans to develop an instructor manual for

distribution with the video. Mr. Gavras suggested that the topic would make a good newsletter article. Ms. Staley offered to write the article for the next newsletter.

Other topics at the annual meeting included the role of the public member in regulation and the future of regulation

The following were set as meeting dates for 2010:

January 28th

April 22

August 5<sup>th</sup>

October 29<sup>th</sup> (Friday)

There being no further business, the meeting was adjourned. The time was 11:31 a.m.