



Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board

Physical Therapy Section
July 18, 2013
10:00 a.m.

Members Present

Raymond Bilecky
Lynn Busdeker
Thomas Caldwell, Chair (left @ 5:30 pm)
Matthew Creed
Mary Kay Eastman
Karen Holtgreffe, Secretary
Ronald Kleinman (left @ 4:40 pm)
James Lee
Chad Miller (left @ 1:30 pm)

Legal Counsel

Yvonne Tertel, Assistant Attorney General
Lyndsay Nash, Assistant Attorney General

Staff Present

H. Jeffery Barker, Investigator
Diane Moore, Executive Assistant
Adam Pennell, Investigator Assistant
Lisa Ratinaud, Enforcement Division Supervisor
Jeffrey Rosa, Executive Director

Guests

Victoria Gresh, OPTA
Teresa Mantz, Court Reporter
Olivia Posladek
Jill Brownfield
Malgorzata Frelek
Paul Stehura
Lajuana Brooks
Douglas Graff
John Woolwine

Call to Order

The meeting was called to order by the Chair, Thomas Caldwell, at 10:03 a.m.

Approval of Minutes

Action: Lynn Busdeker moved that the minutes from the May 9, 2013, meeting be approved as submitted. Karen Holtgreffe seconded the motion. The motion carried.

Executive Director's Report

- The Executive Director informed that Section that the Board filled the clerk position.
- The Executive Director informed the Section that the FSBPT posted the dates for the 2014-2015 National Physical Therapy Examination.

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

Discussion of Laws and Rules Changes

The Executive Director asked the Section to forward him any recommendations for changes to rules.

Administrative Reports

Licensure Applications

Action: James Lee 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 May 9, 2013 through, July 18, 2013, taking into account those individuals subject to discipline, surrender, or non-renewal. Mr. Lee 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. Lynn Busdeker seconded the motion. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Physical Therapist – Examination

Allen, Kelsey
Barnhart, Katherine

Amendolara, Taylor
Becker, Joshua

Ballard, Aaron
Bedford, William

Bier, Amanda
blasé, Lauren
Breznicki, Helen
Brown, Clifton
Campana, Nora
Carr, Lauren
Columber, Anna
Coonce, Todd
Darron, Jenna
Dickey, Travis
Dressler, Anne
Ely, Matthew
Faller, Brian
Fogle, Kristen
Furey, Amanda
Goergy, Monica
Grimm, Ashley
Haas, Daniele
Haney, Casey
Haulman, Zachary
Hill, Andrea
Hudgins, Kelsea
Huls, Mary
Jadwisiak, Alicia
Jones, Molly
Kelley, Whitney
Kirk, Kelsey
Klein, Rachel
Kowitz, Mary
Krause, Jodi
Kurzahls, Aschli
Lemke, Christine
Loar, Ryan
Ludwig, Abby
Mace, Sonya
Maresh, Katharine
Matthews, Clay
Mergy, David
Moore, Jennifer
Mrozinska, Elzbieta
Nash, Adam
O'Neill, Meghan
Paras, Leslie
Peters, Erika
Quinn, Keri
Raschke, Andrew
Rhodes, Nicole
Rolenz, Elyse
Routch, Heidi
Salcedo, Nickolas
Schigel, Jessica
Schwab, Darla
Sells, Jeffrey
Shady, Jeffrey
Shaub, Lauren
Silberhorn, Abby

Biondo, Joseph
Boone, James
Brickner, Shannon
Buch, Gabrielle
Cardwell, Elizabeth
Caserta, Brittany
Columber, Kirby
Crary, Ryan
Davis, Chelseana
Dietz, Sara
Drudy, Diana
Eschmeyer, Kimberly
Farber, Brittany
Foley, Sarah
Gates, Erin
Goodwin, Sarah
Grinnan, Kristen
Hadley, Erika
Haralambopoulos, Nicole
Hennen, Ashley
Horstman, Amber
Hudzik, Nathan
Hutson, Daniel
Johnson, Andrea
Joseph, Tyler
Keusch, Jenna
Kirkpatrick, Krista
Knupp, Darren
Kozlowski, Kirk
Kretchek, Charles
Lacivita, Kristie
Li-Conrad, Anna
Long, Katherine
Luegering, Mark
Macleod, Jaclyn
Martien, David
Matthews, Joshua
Mink, Joshua
Moore, Margaret
Myers, Alyse
Noyes, Jordan
Orr, Whitney
Patrick, David
Poletta, Esther
Rampulla, Anthony
Reed, Dustin
Richter, Jessica
Rose, Whitney
Ruedrich, Austin
Schairbaum, Michael
Schulze, Leah
Schwieterman, Braun
Sewell, Ryan
Shah, Richa
Sheehan, Kevin
Sims, Meghann

Blackston, Jeremy
Bordewick, Melissa
Brinkman, Jessica
Buehrer, Kara
Carlson, Kristin
Celarek, Abaigael
Cook, Jolee
Cummerlander, Raymond
Derck, Amy
DiNinno, Andrea
Dumm, Caroline
Fagan, Gabrielle
Fay, Jenna
Fortuna, Katherine
George, Kristin
Green, Anne
Guiden, Timothy
Hall, Jessica
Harpring, Caitlin
Herbst, Krista
Howenstine, Katelyn
Huebner, Jamie
Imbrogno, Anthony
Johnson, Tiffany
Kasvinsky, Claire
Kindig, Jeffrey
Kirsch, Carley
Kohout, Emily
Kraemer, Karen
Kuczynski, John
Langenkamp, Taylor
Litmer, Katie
Lonsway, Emily
Luna, Natalie
Mahon, Joseph
Martin, Jacqueline
McElroy, Elizabeth
Mohn, Kelley
Morgan, Vana
Napolitan, Nicholas
Oberst, Seth
Ossim, Megan
Pertner, Aaron
Price, Sametra
Rando, Michael
Reynolds, Kayla
Risher, Hannah
Ross, Evan
Ryan, Brendon
Schetter, Nicholas
Schumpp, Kevin
Schwind, Julie
Shadrach, Eric
Shah, Shivani
Shobel, Daniel
Slowik, Theodore

Smerglia, Dale
Snyder, Lindsay
Stahr, Kyle
Stewart, Kayla
Suttles, Ashley
Uscilowski, Kimberly
Wall, Christopher
Watt, Ashley
Westendorf, Jennifer
Williams, Jacquelyn
Wiseman, Sara
Zoulek, Samantha

Smith, Gregory
Soule, Abbey
Steele, Derek
Stidd, Bethany
Tarcy, Caitlin
VanFossen, Mckenzi
Warga, Brooke
Way, Julie
Widder, Samantha
Wilson, Kristofer
Wolf, Angela

Smolinski, Jillian
Spotts, Benjamin
Stefanov, Gina
Sturgiss, Rebekah
Ucchino, Morgan
Verrilli, Lauren
Watkins, Curtis
Weible, Stacy
Wilhelm, Amanda
Wimberly, Chantee
Workman, Jessica

Physical Therapist Assistant – Examination

Allen, Matthew
Armour, Jo Ann
Aston, Tyler
Bach, Laura
Barclay, Megan
Bartholow, Brock
Beachler, Dawn
Beck, Tracie
Breeds, Deann
Burke, Holly
Cangealose, Sara
Christman, Zachary
Clay, Amy
Colburn, Shena
Copeland, Brenda
Courtright, Elizabeth
Cramer, Erin
Dahlinghaus, Kelly
Darnell, Ryan
Delgado, Carmelo
Dewald, Don
Doseck, Bethany
Dunn, Crystal
Eby, Kristilyn
Evans, Rebecca
Feeney, Laura
Ferguson, Lelonna
Fisher, Andrea
Foxhoven, Erin
Gambill, Kevin
Gariety, Jaime
George, Erika
Goodwin, Diana
Gregory, Holly
Gross, Astrid
Hardwick, Samuel
Harris, Brittany
Heidenreich, Ruth
Herman, Sara
Hill, Adam
Hoeflinger, Kyla

Angel, Alyssa
Armstrong, Lindsey
Au, Denyse
Baldwin, Elana
Barclay, Michael
Baum, Brinden
Bechtler, Stu
Bowser, Ashton
Bromley, Caitlyn
Caldwell, Harry
Chamblin, Carolyn
Clapp, William
Clemens, Cara
Colpaert, Derek
Cornett, Amanda
Cox, Melissa
Crawford, Kristin
Daney, Abbie
Daum, Tiffany
Demkowicz, Courtney
Dimasso, Amber
Drew, Rory
Earick, Shad
Eck, Pamela
Everhart, Linda
Feltner, Douglas
Fetzer, Katherine
Florence, Deandre
Friend, Mary
Gansel, Heather
Garrett, Jonathan
Glover, Brian
Gossard, Casandra
Griffith, Brittany
Handley, Jonda
Harlan, Rachel
Harris, Nicole
Heimrich, Nicholas
Hess, Chanthima
Hilty, Darek
Hojnacki, Sandra

Appleby, Jordon
Arquette, Ashlie
Azzarello, Samantha
Ballard, Jennifer
Barry, Colleen
Bay, Juliet
Beck, Lindsey
Boyd, Natalie
Bruner, Jordan
Campbell, Rebecca
Chevalier, Kayla
Clark, Jessica
Colbert, Naomi
Conrad, Brent
Courant, William
Crabtree, Holly
Craze, Ian
Dantzler, Jennifer
DeFranco, Stephanie
Dew, Justin
Dooley, Stacey
Duch, Amber
Ebner, Jeffery
Ellis, Devohnne
Faeth, Jolene
Fenton, Kristen
Finefrock Kelly
Foster, Joseph
Fries, Amanda
Gariety, Brooke
Gedeon, William
Goodrich, Adam
Green, Joan
Grogg, Brandi
Haner, Laura
Harner, Andrea
Hayes, Jenna
Hemp, Matthew
Hesson, Jerica
Hindson, Gretchen
Holbrook, Keisha

Hoogenboom, Brittany
Howard, Amy
Hupman, Jessica
Jackson, Cindy
Johnson, Carl
Kaiser, Cassandra
Khachatryan, Valeriy
Kinney, Renee
Kluding, Ida
Kortis, Jason
Krupke, Kristi
Leach, Rachel
Lett, Dawn
Light, Kaitlyn
Lozier, Shandi
Manz, April
Marunich, Frank
McClure, Courtney
McGlothlin, Ryan
Meginness, David
Middleton, Danielle
Miller, Kristin
Mills, Kristin
Monticue, Michele
Morrett, Olivia
Murphy, Molly
Myers, Cara
Newlin, Yvette
Nightingale, Darla
Ott, Aimee
Pedersen, Dana
Petrella, Shelby
Pielech, Jon
Plas, April
Potter, Tabitha
Ragan, Kalah
Rhodes, Allison
Riggans, Joshua
Rocheleau, Rebekah
Rudd, Caitlin
Sanderson, Samuel
Saunders, Amie
Schmidlin, Lee
Shea, Brooke
Showalter, Andrew
Sifuentes, Amanda
Sims, Shannon
Skrinyer, Kelly
Smith, Larry
Starcher, Valerie
Stohlman, Jillian
Strunk, Brandie
Suppa, Gabrielle
Taylor, Rachelle
Thompson, Ashley
Titus-Poston, Shanoa

Hook, Tiffany
Hughett, Christopher
Imber, Stacy
Janson, Tara
Johnson, Charles
Keim, Darin
Kim, Gina
Kirk, Kelsi
Knallay, Jessica
Kosier, Allynne
Kuh, Nicole
Lemaster, Melanie
Leuenberger, Stacy
Lightle, Robin
Malenchek, Maura
Marcotte, Trenten
Matey, Chalsa
McCoy, Michelle
McKinney, John
Merrill, Natalie
Milkovich, Sarah
Miller, Lauren
Mirich, George
Morehouse, Kristin
Morrison, Amber
Murray, Steven
Naudascher, Steven
Newman, Elizabeth
Norris, Naomi
Owens, Jeffrey
Perkins, Robert
Philipps, John
Pinkie, Rebecca
Portentosio, Marie
Pottkotter, Carla
Ratcliff, Shawn
Richardson, Lonnie
Rittenhouse, Taylor
Rosich, Allyson
Russell, Cheryl
Santus, Olivia
Schaefer, Kaylee
Schuler, Joshua
Shepherd, Andrea
Shriver, Shayna
Simcox, Jason
Sims, Yolanda
Smith, Ashley
Snyder, Jennifer
Steele, Matthew
Stout, Sherry
Stutzman, Jay
Sutter, Carri
Them, Elizabeth
Thrush, Mary
Tobias, Heather

Hooper, Libby
Hunt, Kaylene
Jackson, Brooke
Jenkins, Brittany
Kabay, Amanda
Keller, Andrea
King, Jaclyn
Klein, Debra
Komara, Kerry
Kottenbrook, Matthew
Lacourse, Ashlea
Lenser, Doug
Lewis, Nathaniel
Locke, Katie
Maniaci, Laura
Martinez, Henry
Mautz, Courtney
McFarland, Jeremy
McNeish, Megan
Miclea, Jeffrey
Miller, Emily
Milleville, Mark
Mitchell, Angie
Moreton, Kristianna
Morrow, Jeremiah
Murray, Tori
Nelson, Melissa
Newman, Melissa
O'Neill, Ann
Parise, Mary
Peterson, Alex
Phillips, Jeffrey
Pitts, Jacob
Portik, Nathan
Prejsnar, Matthew
Recker, Anthony
Richey, Charles
Robinson, Tammy
Rucker, Danielle
Ruthrauff, Lisa
Sarbaugh, Paul
Schlachter, James
Scoville, Kimberly
Shortridge, Amber
Shuman, Ashley
Simon, Tiffanie
Skaggs, Amy
Smith, Joshua
St. John, Lyndsey
Stinner, Jennifer
Stringfield, Michael
Suber, Teresa
Taylor, Erica
Thomas, Lloyd
Thurin, Susan
Tolbert, Kayla

Tomasek, Randolph
Tyler, Eleanor
Verboski, Staci
Wade, Lindsay
Walker, Jill
Ward, Benjamin
Weiskittel, Timothy
Williams, Jeffrey
Wismar, Denise
Yarnell, Lindsey

Toth, Benjamin
Untch, Lisa
Villiard, Coy
Wagner, Ashley
Wallace, Sara
Warmatsang, Rangrigkyi
Welker, Amanda
Williams, Mikyla
Woodgerd, Carri
Zaerr, Lon

Turner, Nathaniel
Van Over, Christopher
Vorhees, Amanda
Wagner, Michelle
Walters, Thomas
Weaver, Beth
Williams, Gary
Wingrove, Nicole
Yankey, Amie

Action: James Lee 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 May 9, 2013 through, July 18, 2013, taking into account those licenses subject to discipline, surrender, or non-renewal. Matthew Creed seconded the motion. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Physical Therapist – Endorsement

Anderson, Jennifer
DiSalvo, Leslie
Earley, Katelyn
Fitton, Shanna
Gagne, Paul
Hujber, Stacy
Karr, Sean
Kurilko, Robyn
McNicholl, Megan
Myers, Jacob
Riner, Jameson
Stokes, Heather
Thompson, Heather
Woods, Clayton
Ziegler, Julie

Berlin, Chelsey
Dorsa, Peter
Evangelista, Welah
Floyd, Heidi
Hess, George
Jones, Rickard
Kipp, Alison
Lodge, Justin
Michaels, Juliana
Nightingale, Stephanie
Robes, Denice Jasper
Sugalski, Haley
Vanderwall, Kristina
Wright, Jennifer

Dean, Jody
Dogan, Loretta
Ferry, Keith
Fortener, Elizabeth
Houser, Jeffrey
Jordre, Becca
Kuncl, Kimberly
Machan, Timothy
Muscarella, Farren
Peterman, Stephanie
Roseman, Alexis
Sullivan, Katherine
White, Brian
Young, Teresa

Physical Therapist Assistant – Endorsement

Foster, Jason
McGraner, Christopher
Slagle, Angela

Gadd, Edmond
Sandor, Christine
Sumerak, Jennifer

Kumar, Bindi
Shepherd, Rex
VanDyke, Heather

Physical Therapist Reinstatement

Goddard, Stephen

Keathley, Teresa

Physical Therapist Assistant Reinstatement

Smith, Cynthia

Westfall, Michael

Request for Waiver of Licensure Requirements

James Lee recommended that the Section deny the request to waive the NPTE retake requirement outlined in rule 4755-23-10 (E) of the Ohio Administrative Code for reinstatement file # 4206330 based on the documentation provided. Mary Kay Eastman moved that the Section deny the request to waive the NPTE retake requirement outlined in rule 4755-23-10 (E) of the Ohio Administrative Code for reinstatement file # 4206330 based on the documentation provided. Lynn Busdeker seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section denied the waiver of the NPTE retake requirement for Jeffrey Bonaventure.

James Lee recommended that the Section deny the waiver of the verification of foreign licensure for physical therapist endorsement file #5294016 based on the documentation provided. **Action:** Mary Kay Eastman moved to

deny the waiver of the verification of foreign licensure for physical therapist endorsement file #5294016 based on the documentation provided. Lynn Busdeker seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section denied the waiver of the verification of foreign licensure requirement for Baltazar Molas IV.

James Lee recommended that the Section deny the waiver of the credential evaluation for physical therapist endorsement file #5294016 based on the documentation provided. **Action:** Mary Kay Eastman moved to deny the waiver of the credential evaluation for physical therapist endorsement file #5294016 based on the documentation provided. Lynn Busdeker seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section denied the waiver of the credential evaluation requirement for Baltazar Molas IV.

Request for Waiver of English Equivalency Examinations for Licensure

James Lee recommended that the Section grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5233681 based on the documentation provided. **Action:** Mary Kay Eastman moved to grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5233681 based on the documentation provided. Lynn Busdeker seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section granted the waiver of the TOEFL requirement for Shanthi Venkat.

James Lee recommended that the Section grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5260760 based on the documentation provided. **Action:** Mary Kay Eastman moved to grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5260760 based on the documentation provided. Lynn Busdeker seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section granted the waiver of the TOEFL requirement for Geetadevi Bujula.

James Lee recommended that the Section grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5294016 based on the documentation provided. **Action:** Karen Holtgreffe moved to grant the waiver of the TOEFL requirement for the physical therapist endorsement file #5294016 based on the documentation provided. Mary Kay Eastman seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section granted the waiver of the TOEFL requirement for Baltazar Molas IV.

Testing Accommodations Requests

James Lee recommended that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5276657 based on the documentation provided. Lynn Busdeker moved that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5276657 based on the documentation provided. Mary Kay Eastman seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section ratified the testing accommodation request for Kara Konrad.

James Lee recommended that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5282496 based on the documentation provided. Lynn Busdeker moved that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5282496 based on the documentation provided. Mary Kay Eastman seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section ratified the testing accommodation request for Brian Glover.

James Lee recommended that the Section ratify the testing accommodation of additional time: double time, a reader, and a separate testing room that was granted to physical therapist examination file #5281316 based on the documentation provided. Lynn Busdeker moved that the Section ratify the testing accommodation of additional time: double time, a reader, and a separate testing room that was granted to physical therapist examination file #5281316 based on the documentation provided. Mary Kay Eastman seconded the motion. James Lee abstained

from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section ratified the testing accommodation request for Eleanor Tyler.

James Lee recommended that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5284318 based on the documentation provided. Lynn Busdeker moved that the Section ratify the testing accommodation of additional time: double time and a separate testing room that was granted to physical therapist examination file #5284318 based on the documentation provided. Mary Kay Eastman seconded the motion. James Lee abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section ratified the testing accommodation request for Kimberly Bartley.

Continuing Education Liaison Report

On behalf of Ronald Kleinman, Jeffrey Rosa recommended that the Section grant an extension until June 1, 2014, to complete the continuing education requirements for the 2014 physical therapist license renewal for file #4201212 based on the documentation provided. **Action:** Mary Kay Eastman moved that the Section grant an extension until June 1, 2014, to complete the continuing education requirements for the 2014 physical therapist license renewal for file #4201212 based on the documentation provided. Lynn Busdeker seconded the motion. Mary Kay Eastman and Lynn Busdeker opposed the motion. Ron Kleinman and Chad Miller were not present for the vote. The motion carried. The Section granted Chad Frank, PT, an extension until June 1, 2014, to complete 24 hours of continuing education required for the 2014 licensure renewal. In addition, any continuing education activities completed between February 1, 2014, and June 1, 2014, that are used for the 2014 renewal may not be used towards the 2016 license renewal period.

Assistant Attorney General's Report

Yvonne Tertel, AAG, had no formal report.

Case Review Liaison Report

Raymond Bilecky reported that the Enforcement Division closed ten and opened ten new cases since the May 9, 2013 meeting. There are sixteen cases currently open. There are seven disciplinary consent agreements and one adjudication order being monitored.

Raymond Bilecky informed the Section that Shelly Fleming, PTA, complied with all terms and conditions and was released from her disciplinary consent agreement.

Enforcement Actions

Raymond Bilecky recommended that a notice of opportunity for a hearing be issued for case PT-FY14-003 for failure to respond to the continuing education audit. **Action:** Lynn Busdeker moved that a notice of opportunity for PT-FY14-003 for failure to respond to the continuing education audit. Matthew Creed seconded the motion. Raymond Bilecky and Mary Kay Eastman abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Raymond Bilecky recommended that a notice of opportunity for a hearing be issued for case PT-FY14-004 for failure to respond to the continuing education audit. **Action:** Lynn Busdeker moved that a notice of opportunity for PT-FY14-004 for failure to respond to the continuing education audit. Matthew Creed seconded the motion. Raymond Bilecky and Mary Kay Eastman abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Raymond Bilecky recommended that a notice of opportunity for a hearing be issued for case PT-FY14-005 for failure to obtain the continuing education required for the 2013 license renewal. **Action:** James Lee moved that a notice of opportunity for PT-FY14-005 for failure to obtain the continuing education required for the 2013 license renewal. Thomas Caldwell seconded the motion. Raymond Bilecky and Mary Kay Eastman abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Raymond Bilecky recommended that a notice of opportunity for a hearing be issued for case PT-FY14-006 for failure to obtain the continuing education required for the 2013 license renewal. **Action:** James Lee moved that a notice of opportunity for PT-FY14-006 for failure to obtain the continuing education required for the 2013 license

renewal. Thomas Caldwell seconded the motion. Raymond Bilecky and Mary Kay Eastman abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Raymond Bilecky recommended that a notice of opportunity for a hearing be issued for case PT-FY14-007 for failure to obtain the continuing education required for the 2013 license renewal. **Action:** James Lee moved that a notice of opportunity for PT-FY14-007 for failure to obtain the continuing education required for the 2013 license renewal. Thomas Caldwell seconded the motion. Raymond Bilecky and Mary Kay Eastman abstained from voting. Ron Kleinman and Chad Miller were not present for the vote. The motion carried.

Hearing

The Section held a Hearing in the matter of case number PT-FY13-001, Malgorzata M. Frelek. The hearing began at 10:13 am and concluded at 2:32 pm.

Action: **Action:** Lynn Busdeker moved to recess the meeting to go into private session for the purpose of quasi-judicial deliberation on case number PT-FY13-001. Ronald Kleinman seconded the motion.

The Executive Director called roll:

Raymond Bilecky	Yes
Lynn Busdeker	Yes
Thomas Caldwell	Yes
Matthew Creed	Yes
Mary Kay Eastman	Yes
Karen Holtgreffe	Yes
Ronald Kleinman	Yes
James Lee	Yes
Chad Miller	Absent

The motion carried.

The Section went into private session at 3:01 pm and reconvened the meeting at 4:34 pm. Raymond Bilecky and Thomas Caldwell left the room during private session.

In the matter of case number PT-FY13-001, Malgorzata M. Frelek, after review of the evidence, the Board makes the following findings of fact:

1. The Board received information in July of 2012 that Ms. Frelek practiced physical therapy without a license at Lakota Medical, LLC.
2. According to the Board's records, Ms. Frelek has never been licensed as a physical therapist in the state of Ohio.
3. On December 10, 2012, Ms. Frelek submitted an application to sit for the National Physical Therapy Examination and be licensed as a Physical Therapist by Examination in the State of Ohio.
4. On February 6, 2013, the Board sent a Notice of Opportunity for Hearing (hereinafter "Notice") to Ms. Frelek via certified mail, pursuant to Ohio Revised Code section 119.07. The certified mailing was signed for on February 9, 2013. The Notice informed Ms. Frelek of the Board's intent to deny her application to sit for the National Physical Therapy Examination and be licensed as a Physical Therapist by Examination in the State of Ohio based upon Ohio Revised Code section 4755.47(A)(6) and 4755.48(B) & (C).
5. On February 11, 2013, Ms. Frelek's counsel timely requested a hearing on her behalf.
6. The hearing was held before the Board on July 18, 2013. Ms. Frelek appeared at the hearing and was represented by counsel. Ms. Frelek provided testimony and presented evidence.
7. Ms. Frelek worked for Dr. William Miles, D.O., at Lakota Medical, LLC from 2007-2012.

8. Based upon Ms. Frelek's testimony, exhibits 7, and 9 through 20, Ms. Frelek practiced as a physical therapist without a license in the state of Ohio at Lakota Medical, LLC.
9. The Board finds Ms. Frelek to be a credible witness based upon her testimony, and her cooperation during the investigative process of Lakota Medical, LLC. The Board further finds that Ms. Frelek was misled by Dr. William Miles.
10. Ms. Frelek's education is now substantially equivalent to the first professional degree in physical therapy in the United States, and will be made eligible to sit for the National Physical Therapy Examination and the Ohio Jurisprudence Examination once her application is complete.

Action: Karen Holtgreffe moved to accept the Section's findings of fact in the matter of Malgorzata M. Frelek, Case Number PT-FY13-001, as written above. Lynn Busdeker seconded the motion. Raymond Bilecky and Thomas Caldwell abstained from voting. Chad Miller was absent for the vote. The motion carried.

In the matter of case number PT-FY13-001, Malgorzata M. Frelek, after review of the evidence, the Board makes the following conclusions of law:

1. Ms. Frelek was properly served with the Notice of Opportunity for Hearing pursuant to Revised Code 119.07.
2. From on or about May 2008 to on or about April 2012, Frelek engaged in the practice of physical therapy and treated patients, as that term is defined in section 4755.40 (A) of the Ohio Revised Code, as an employee of Lakota Medical, LLC, located at 1755 South Erie Highway, Hamilton, Ohio 45011, without a physical therapist license. Said conduct is grounds for application denial pursuant to Ohio Revised Code sections 4755.47 (A)(6) and 4755.48 (B) & (C). These violations are grounds to deny an application based on Ohio Revised Code section 4755.47.

Action: Karen Holtgreffe moved to accept the Section's conclusions of law in the matter of Malgorzata M. Frelek, Case Number PT-FY13-001, as written above. Mary Kay Eastman seconded the motion. Raymond Bilecky and Thomas Caldwell abstained from voting. Chad Miller was absent for the vote. The motion carried.

The Board makes the following disposition of the case:

In consideration of the mitigating circumstances and testimony presented at hearing, and outlined in the findings of fact above, the Board will allow Ms. Frelek to sit for the National Physical Therapy Examination and the Ohio Jurisprudence Examination.

Action: Karen Holtgreffe moved that the Section allow Malgorzata M. Frelek to sit for the National Physical Therapy Examination (hereinafter "NPTE") and the Ohio Jurisprudence examination. Upon successful completion of both examinations, Ms. Frelek must satisfy all requirements for licensure as established in the Ohio Administrative Code rule 4755-23-12.

Should Ms. Frelek satisfy all requirements for licensure as established in the Ohio Administrative Code rule 4755-23-12, the Board shall grant her a Physical Therapist license once the following condition has been met:

1. Prior to being issued a Physical Therapist license, Ms. Frelek shall successfully complete courses, as approved by the Board, in the following topic areas: Billing and Coding, Documentation, and Ethics.

Upon being issued a Physical Therapist license in the State of Ohio, Ms. Frelek's license shall be placed in a probationary status with monitoring during her first six (6) months of employment as a physical therapist. Ms. Frelek shall be monitored by a Board approved mentor. The Board approved mentor shall be licensed in the State of Ohio for period not less than five (5) years, and have a license in good standing. The mentor must submit Board approved reports to the Enforcement Division of the Board at 3 and 6 months.

The decision of the Physical Therapy Section of the Board shall take effect immediately.

Ronald Kleinman seconded the motion.

The Executive Director called roll:

Raymond Bilecky	Abstained
Lynn Busdeker	Yes
Thomas Caldwell	Abstained
Matthew Creed	Yes
Mary Kay Eastman	Yes
Karen Holtgreffe	Yes
Ronald Kleinman	Yes
James Lee	Yes
Chad Miller	Absent

The motion carried.

Action: Karen Holtgreffe moved that the Section adopt the motion of the Hearing Examiner to seal exhibits 7 and 9 through 20 in the matter of case number PT-FY13-001, Malgorzata M. Frelek. Mary Kay Eastman seconded the motion. Raymond Bilecky and Thomas Caldwell abstained from voting. Chad Miller was absent for the vote. The motion carried.

The Executive Director is hereby instructed to carry out the mandate of this Board regarding case number PT-FY13-001, Malgorzata M. Frelek, in the manner prescribed by law.

This concludes the matter of case number PT-FY13-001, Malgorzata M. Frelek.

Correspondence

- Lindsay Kaneas, PTA:** Ms. Kaneas asked the Section questions regarding physical therapist assistants administering Tinnetti, Berg and Tug tests and documentation. **Reply:** In response to your questions regarding the use of functional testing, yes a physical therapist (PT) should first administer the test during the initial evaluation to determine any functional limitations of the patient. A physical therapist assistant (PTA) may utilize these functional tests as a means of treatment, however, the data gathered from these tests when performed by the PTA must be interpreted by the PT. A physical therapist assistant may not interpret the data gathered as a means of assessment. The results of the functional exercise may be documented in the daily progress note by the PTA. This information may be used by the PT to determine if re-evaluation or modification to the patients POC may be needed.
- Erica Zifzal:** Ms. Zifzal asked the Section whether newly licensed physical therapists can practice in a home health setting. **Reply:** There is nothing in the Ohio Physical Therapy Practice Act that limits a physical therapist from performing physical therapy in the home care setting based on years of experience. Employers, however, may reserve the right to hire based on experience.
- Nicki Fletcher Ewers, PTA:** Ms. Fletcher asked the Section whether physical therapist assistant can conduct a home safety screen. **Reply:** According to rule 4755-27-03 (E)(5) of the Ohio Administrative Code, *when practicing within the scope of physical therapy*, a physical therapist assistant may gather data about a patient to perform a screening that is non-evaluative in nature. Screens include a review of the patient's medical information and/or verbal contact with other health care practitioners, family, or the patient to review the patient's medical history and past functional ability but do not include physical contact with the patient. Interpretation of this information, including the need for a physical therapy evaluation, is the responsibility of the 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. A home assessment is the sole responsibility of the physical therapist. However, prior to the completion of a home assessment, the physical therapist assistant may go into the home, without patient involvement, to perform an environmental survey (architectural barriers, floor plan, etc.). If the patient is going into his/her home environment and his/her function in the home is being assessed, this assessment must be performed by a physical therapist. A physical therapist assistant

may continue an established treatment plan of functional activities in the home or other non-clinical environment or may complete an environmental checklist once the patient assessment has been completed.

4. **Debbie Link, PT:** Ms. Link asked the Section questions regarding physical therapist assistant's role in the new CMS policy on functional reporting using the new G-Codes and severity modifiers. **Reply:** In response to your first question, yes physical therapist assistants may collect objective data. However, 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. G codes/modifiers are evaluative in nature and are only used as part of the evaluation, re-evaluation, and discharge documentation, which can only be performed by a physical therapist. A physical therapist assistant is not qualified to interpret evaluative testing; therefore, the physical therapist assistant cannot score/assign severity modifiers as these are evaluative in nature. 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.
5. **Jacqueline Williams, PT, DPT:** Dr. Williams asked the Section whether physical therapist are required to have their own National Provider Identifier number to treat any Medicare patients. **Reply:** Your question relates to 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. A physical therapist is required to comply with governmental and payer policies in billing procedures. Your question regarding the use of NPI numbers relates to payer policies rather than to the Ohio Physical Therapy Practice Act. The Physical Therapy Section recommends that you consult with the payer. According to section 4755.56 (C) of the Ohio Revised Code; Each physical therapist licensed under this chapter who renders or supervises physical therapy, and each health care professional licensed in this state who renders services in accordance with section 4755.50 of the Revised Code designated as physical therapy, shall provide a patient, when the patient is responsible for submitting a claim to a governmental health care program or third-party payer, with the physical therapist's or health care professional's national provider identifier and a written explanation of the provisions of divisions (B)(1) and (D) of this section.
6. **Mariann Sparks, PTA:** Ms. Sparks asked the Section if physical therapists can treat and type discharge notice. **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.

7. **Kim Nartker, PTA:** Ms. Nartker asked the Section questions regarding the use of video testimonials in physical therapy practice. **Reply:** In response to your question, the Ohio Physical Therapy Practice Act is silent regarding using video testimonials. The Physical Therapy Section encourages you to promote the practice of physical therapy and to educate the public. According to rule 4755-27-05 (A)(9) of the Ohio Administrative Code, the physical therapist must provide an accurate portrayal and accurate and relevant information to patients about the patients' care and to the public about physical therapy services. It is also recommended that you obtain consent from the patient to utilize the patient for your testimonial.
8. **Robin Valencia, PTA:** Ms. Valencia asked the Section whether physical therapy students can treat Medicaid patient and /or write notes. **Reply:** Your question relates to 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. However, all information completed by a student must be co-signed by the clinical instructor. It is the position of the Physical Therapy Section that a physical therapist assistant may supervise a physical therapist assistant student and in that capacity may co-sign the student's notes. Since all physical therapist assistant documentation must be co-signed by the supervising physical therapist, that physical therapist must also cosign the student physical therapist assistant's notes.
9. **Ron Huffman:** Mr. Huffman asked the Section if physical therapist assistants can do functional limitation reporting. **Reply:** Your question relates to 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. Physical therapist assistants may collect objective data. However, 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. It is the position of the Section that G codes/modifiers are evaluative in nature and are only used as part of the evaluation, re-evaluation and discharge documentation which can only be performed by a physical therapist. A physical therapist assistant is not qualified to interpret evaluative testing; therefore, the physical therapist assistant cannot score/assign severity modifiers as these are evaluative in nature.
10. **Cynthia Doyle, PT, DPT:** Dr. Doyle asked the Section if a faculty member overseeing a physical therapist assistant at a clinical site in another state is required to be licensed in the state where the clinical supervision was performed and asked if physical therapist assistants can teach in physical therapist assistant programs. **Reply:** Your first question does not relate to the Ohio Physical Therapy Practice Act and the Physical Therapy Section cannot speak for requirements contained in another state's practice act. You may wish to contact each state in which your students will be completing their clinical education and to ask if you, as the ACCE, must be licensed in their state. ***In response to your second question,*** although the laws and rules governing teaching physical therapy theory and procedures courses appear to require a physical therapist license (ORC 4755.482), the Physical Therapy Section has interpreted this section of the Revised Code to allow an Ohio licensed physical therapist assistant to teach at a physical therapist assistant program.
11. **Jason Hollabaugh:** Mr. Hollabaugh asked the Section whether a chiropractor can deliver manipulation to a patient and bill under the licensed physical therapists number when working in a multidisciplinary clinic. **Reply:** Rule 4755-27-01 (C) of the Ohio Administrative Code defines "other licensed personnel" as "any person holding an Ohio license to practice as a health care practitioner in a profession other than physical therapy ... who is working under the **direct supervision** of a physical therapist or physical therapist assistant, as delegated by the physical therapist, and is performing tasks and duties related to the delivery of physical therapy." When acting under the direction of a physical therapist, licensed chiropractors are considered other licensed personnel. In accordance with rule 4755-27-04 of the Administrative Code, the supervising physical therapist or physical therapist assistant is accountable and responsible at all times for the direction of the actions of the persons supervised, including other licensed personnel. A physical therapist assistant can provide direct supervision of other licensed personnel even if the physical therapist is not on-site but is available by telecommunication at all times and able to respond appropriately to the needs of the patient. However, only a physical therapist can determine that a patient may be delegated to other licensed personnel. Other licensed personnel cannot be assigned their own physical therapy caseload.

without the supervising physical therapist or physical therapist assistant having direct contact with each patient during each visit. It is the responsibility of the physical therapist to determine and document the extent of contact necessary to assure safe patient care. Pursuant to rule 4755-27-03 (F) of the Ohio Administrative Code, "Delegation of tasks related to the operation and delivery of physical therapy to other licensed personnel must be done in accordance with the scope of practice of the other licensed personnel's professional license, education and training, the level of competence as determined by the supervising physical therapist, and in consideration of the patient's overall needs and medical status." The patient contact by the delegating physical therapist or supervising physical therapist assistant may be to provide portions of treatment or to assess the patient's progress within the existing plan of care. When needed, only the physical therapist may make adjustments to the plan of care. In accordance with rule 4755-27-03 (D) of the Ohio Administrative Code, a physical therapist may choose to refer a patient to another discipline, including physicians, for services. This referral shall be documented by the physical therapist in the medical record to clearly demonstrate a referral for that service. Such referral will not be a delegation of tasks or duties of physical therapy.

12. **Diana Batsch, PT:** Ms. Batsch asked the Section whether a physical therapist can write an extended plan of care which states the frequency, duration, and time frames for weekly and intensive therapy and asked if a physician required to sign every change to the physical therapist plan of care. **Reply:** The Ohio Physical Therapy Practice Act does not vary with practice setting. Rule 4755-27-03 (C) of the Administrative Code identifies writing the plan of care as a responsibility of the physical therapist that may not be delegated to other individuals. The physical therapist must write a plan of care for his/her records for each child/patient indicating specific physical therapy goals and intervention to achieve those goals, as well as precautions/contraindications. It is the position of the Physical Therapy Section that any change of the plan of care or re-evaluation that takes place must be documented and sent to the physician for notification. The frequency of re-evaluation/plan of care change of a patient must be individualized and based upon that patient's impairments and response to treatment, regardless of the setting in which the patient receives physical therapy services. Your questions also relate to payer policies. 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. Your question also may relate to payer policies. 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. to determine if specific payers allow a plan of care of this frequency and duration.
13. **Joseph Ashburn:** Mr. Ashburn asked the Section questions regarding guidelines for telehealth in physical therapy practice. **Reply:** *In response to your questions concerning telehealth*, it is the position of the Physical Therapy Section that the physical therapist or physical therapist assistant must be licensed in the state in which the patient resides. In addition, as with all practice settings, a physical therapy evaluation and the establishment of a physical therapy plan of care is a requirement, including when the physical therapy is provided via telehealth. *In response to question two*, it is the position of the Physical Therapy Section that the frequency of re-evaluation of a patient must be individualized and based upon that patient's impairments and response to treatment, regardless of the setting in which the patient receives physical therapy services. Please refer to the payer since payer policies may have specific rules on frequency of re-evaluation and the use of a re-evaluation code. *In response to question three*, the state of Ohio has direct access to patient care and does not require a referral for physical therapy services. However, the physical therapist must, with consent of the patient, inform the relevant person, according to Revised Code section 4755.481, within 5 business days of evaluation that said evaluation took place. If within 30 days there is not progress made, the physical therapist must consult with or refer the patient to the relevant person as described in section 4755.48 (H)(1) of the Revised Code. *In response to question four*, the practice of physical therapy is not affected by the setting in which the physical therapist provides services. The Section recommends that you review the code of ethical conduct for physical therapy practitioners, which is located in rule 4755-27-05 of the Ohio Administrative Code.
14. **Rob Thomas, PT:** Mr. Thomas asked the Section questions regarding providing education and/or recommendations about medication in a home health setting. **Reply:** There is nothing in the Physical Therapy Practice Act that prohibits a physical therapist from performing a medication reconciliation that includes interviewing a patient about current medications, comparing those to the list of prescribed medications, and implementing a computerized program or referring the lists to other practitioners to

identify suspected drug interactions. Even though not part of the physical therapy plan of care, the reconciliation may be performed as an administrative task of any health care professional. However, no procedure should be performed by a physical therapist or physical therapist assistant unless the practitioner demonstrates competence in that procedure.

15. **Joseph Doodan:** Mr. Doodan asked the Section for clarification rule 4755-27-01 regarding who can practice physical therapy or provide physical therapy services. **Reply:** In accordance with section 4755.48 of the Revised Code, only individuals licensed by the Physical Therapy Section of the board may imply or claim to be able to practice physical therapy or provide physical therapy services. According to section 4755.50 of the Ohio Revised Code, “Nothing in this chapter shall be construed to prevent or restrict the practice of any person who is a licensed health care professional in this state while practicing within the scope of the person’s license and according to the standards and ethics of the person’s profession.” It has been the interpretation of the Ohio Attorney General’s Office that it is within the scope of practice of a physician (MD and DO) and a chiropractor to provide physical therapy services. Although the physician and/or chiropractor may *personally* provide physical therapy services in accordance with their professional scope of practice, they *cannot* delegate physical therapy treatments to any individual or hold themselves out to be physical therapists or licensed to provide physical therapy.
16. **Sean Murphy, PT:** Mr. Murphy asked the Section if physical therapists can store prescription drugs (i.e. dexamethasone sodium phosphate) for iontophoresis treatments in the clinical setting. **Reply:** Please review the *Guidelines for the Use of Pharmaceuticals in Physical Therapy Practice* document that is posted on the Board’s website. The link to the document is listed below.
<http://otptat.ohio.gov/Portals/0/Pdfs/Guidelines%20For%20%20Pharmaceuticals%20January%202009.pdf>
17. **Amy Bretz:** Ms. Bretz asked the Section questions regarding whether physical therapist assistant’s signature required on the progress report. **Reply:** It is the position of the Physical Therapy Section that documentation must clearly reflect who performed the service and when the services were provided. The Ohio Physical Therapy Practice Act does not dictate the format of documentation. The Physical Therapy Section recommends that you consult payer policies, facility or agency policies, or the American Physical Therapy Association for information on documentation.
18. **Anne Trepanier, PT:** Ms. Trepanier asked the Section if it is legal for physical therapists to train a home care provider to perform deep tissue massage as a part of the individuals home care program. **Reply:** In response to your question, when providing services pursuant to a physical therapy plan of care, a home care provider without a license in the state of Ohio would be categorized as unlicensed personnel under the Ohio physical therapy rules. As part of the delivery of physical therapy services the physical therapist is able to educate caregivers in home care programs to assist the patient with improvement in overall function. However, deep tissue massage is considered a skilled modality of service that should be provided by a licensed physical therapy provider. The Physical Therapy Section recognizes that the appropriate role of unlicensed personnel may be difficult to determine in various situations. The Section encourages licensees to contact the Section with specific questions about the role of unlicensed personnel.
19. **Jeff Ropuff:** Mr. Ropuff asked the Section if physical therapist assistants allowed to transfer, ambulate etc patients not on caseload in a skilled nursing facility. **Reply:** As long as you are not calling the service physical therapy and you are not functioning as a physical therapist assistant, this is not under the Ohio physical therapy practice act. If you are calling this physical therapy, then a physical therapist must perform an evaluation and establish a plan of care for the physical therapist assistant to follow.
20. **Amy Wenz, OT:** Ms. Wenz asked the Section if there is a role for physical therapist assistants in data collection for research studies. **Reply:** 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. 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 research. 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 results and recommendations in the research. It is the position of the Physical Therapy Section that documentation

must clearly reflect who performed the service and when the services were provided. A physical therapist assistant or other licensed personnel must also produce evidence of appropriate training and demonstrate knowledge and competency in any procedure, treatment, or service that the supervising physical therapist delegates to that individual. The supervising physical therapist must be able to demonstrate competency in any procedure or service that has been delegated. That is, the supervising physical therapist may not delegate treatments, procedures, or services to a physical therapist assistant or other licensed personnel if the supervising physical therapist cannot demonstrate knowledge and competency in the procedure, even if the physical therapist assistant or other licensed personnel can demonstrate knowledge and competency in the procedure.

OT/PT Joint Correspondence

JB1. Britney Beatrice, OTA: Ms. Beatrice asked the Occupational and Physical Therapy Sections if an individual holding dual licensure can treat the same patient using two separate treatments for each license and asked if physical therapist assistants/occupational therapy assistants can perform home assessments.

Reply: In response to your first question; it is the position of the Physical Therapy Section that a physical therapist/physical therapist assistant who is also licensed as another healthcare professional would not be governed by the Ohio Physical Therapy Practice Act provided that the therapist was not holding himself out as a physical therapist/physical therapist assistant, and so long as the therapist was not billing or being reimbursed for physical therapy services. In providing services other than physical therapy, the physical therapist or physical therapist assistant must make it clear to the client or family that the therapist is acting only in this other capacity. That is, communication must be done in such a way that if the client or family is asked, he/she could clearly testify in a legal proceeding as to the role of the individual who was providing treatment. The facility must also not represent this role as being more skilled due to additional education/credentials than required for that job description. You may also wish to note that your professional liability policy (if you have one) would not cover you while acting in any capacity other than as a licensed physical therapist or physical therapist assistant. It is the position of the Occupational Therapy Section that services provided as occupational therapy would need to be clearly communicated and documented as separate and distinct from services rendered as physical therapy, as noted above by the Physical Therapy Section. **In response to your second question;** when performed as a part of physical therapy services, a home assessment is the sole responsibility of the physical therapist. However, prior to the completion of a home assessment, the physical therapist assistant may go into the home, without patient involvement, to perform an environmental survey (architectural barriers, floor plan, etc.). If the patient is going into his/her home environment and his/her function in the home is being assessed, this assessment must be performed by a physical therapist. A physical therapist assistant may continue an established treatment plan of functional activities in the home or other non-clinical environment or may complete an environmental checklist once the patient assessment has been completed. When performed as a part of occupational therapy services, a home assessment is an assessment typically performed prior to discharge home from an inpatient or skilled nursing rehabilitation setting. It is primarily performed to determine equipment and environmental needs for the client's safety at home. It is not an evaluation performed within home health services. A home assessment may be performed by an occupational therapy assistant (OTA) with a current client under an established occupational therapy treatment/intervention plan. The OTA can gather objective information and report observations, with or without the client and/or 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. Any collaboration between the OT and OTA must be reflected in client documentation.

JB2. Danielle Swejkowski, OTA: Ms. Swejkowski asked the Occupational and Physical Therapy Sections if an individual holding dual licensure can treat the same patient on the same day under both licenses. **Reply:** It is the position of the Physical Therapy Section that a physical therapist/physical therapist assistant who is also licensed as another healthcare professional would not be governed by the Ohio Physical Therapy Practice Act provided that the therapist was not holding himself out as a physical therapist, and so long as the therapist was not billing or being reimbursed for physical therapy services. In providing services other than physical therapy, the physical therapist or physical therapist assistant must make it clear to the client or family that the therapist is acting only in this other capacity. That is, communication must be done in such a way that if the client or family is asked, he/she could clearly testify in a legal proceeding as to the role of the individual who was providing treatment. The facility must also not represent this role as being more skilled due to additional education/credentials than required for that job description. You may also

wish to note that your professional liability policy (if you have one) would not cover you while acting in any capacity other than as a licensed physical therapist or physical therapist assistant. It is the position of the Occupational Therapy Section that services provided as occupational therapy would need to be clearly communicated and documented as separate and distinct from services rendered as physical therapy, as noted above by the Physical Therapy Section.

- JB3.** **Primo Betanio**: Mr. Betanio asked the Occupational and Physical Therapy Sections whether there is a time limit for an occupational/physical therapist to co-sign their assistant's notes and documentation. **Reply:** Rule 4755-27-03(E)(6) of the Ohio Administrative Code states that "All documentation shall be co-signed by the supervising physical therapist" but does not specify time requirements for co-signing the physical therapist assistant's notes. It is the position of the physical therapy section that the urgency of reviewing and co-signing notes may vary with the patient population and with the acuity of the patient's condition. The physical therapist should be able to demonstrate that effective supervision was provided for the particular patient care delegated to the physical therapist assistant. Rule 4755-7-04(H) of the Ohio Administrative Code states that "Any documentation written by an occupational therapy assistant, student occupational therapist, or student occupational therapy assistant for inclusion in the client's official record shall be co-signed by the supervising occupational therapist" but does not specify time requirements for co-signing the occupational therapy assistant's notes. Supervision is an interactive and collaborative process; simply co-signing client documentation does not meet the minimum level of supervision. Supervision must include a review of the client assessment, reassessment, treatment plan, intervention, and the discontinuation of the intervention. The occupational therapy assistant may not initiate or modify a client's treatment plan without first consulting with the evaluating and/or supervising occupational therapist of record. Evidence must be established, either in the client records or in a separate document (e.g.: collaboration log), that the supervision took place.
- JB4.** **Deb Graziani, PTA**: Ms. Graziani asked the Occupational and Physical Therapy Sections whether is it acceptable for physical therapist assistants/occupational therapy assistants to use Point Click Care (PCC) the MDS information and verify the minutes entered into the PCC are correct and accurate by signing off. **Reply:** It is the position of the Physical Therapy Section that when physical therapy personnel are involved in the gathering and documenting of MDS 2.0 data, the physical therapist has ultimate responsibility for the information submitted. The physical therapist must decide what MDS data requires the judgment or decision-making skills of the physical therapist. Other data, including the transfer of information already reported in the patient record, may be gathered by the physical therapist assistant. The physical therapist assistant must be able to identify from where in the patient record the data was transferred. It is the position of the occupational therapy section that data entry of treatment days and minutes into the MDS constitutes an administrative task that does not require interpretation by the occupational therapist. As such, it can be performed by an occupational therapy assistant without additional oversight by the occupational therapist.
- JB5.** **Megan Bouscher, OT**: Ms. Boucher asked the Section questions regarding billing insurance companies for services provided by an occupational therapy assistant and/or physical therapist assistant. **Reply:** Your questions relate to 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. A physical therapist is required to comply with governmental and payer policies in billing procedures. Your question regarding the use of NPI numbers relates to payer policies rather than to the Ohio Physical Therapy Practice Act. The Physical Therapy Section recommends that you consult with the payer. As long as it is clear that the physical therapist did not provide the direct patient care, there is nothing in the Physical Therapy Practice Act that prohibits the physical therapist or the therapist's company from using the company's NPI number to bill for services provided by the physical therapist assistant under the physical therapist's supervision. According to section 4755.56 (C) of the Ohio Revised Code; Each physical therapist licensed under this chapter who renders or supervises physical therapy, and each health care professional licensed in this state who renders services in accordance with section 4755.50 of the Revised Code designated as physical therapy, shall provide a patient, when the patient is responsible for submitting a claim to a governmental health care program or third-party payer, with the physical therapist's or health care professional's national provider identifier and a written explanation of the provisions of divisions (B)(1) and (D) of this section. In response to your question, billing is performed in a variety of ways under different practice settings. Therapy services may be coded under a specific therapist, or may be billed under an overarching provider,

such as a long term care facility. As mentioned previously, 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.

Old Business

Update on Incentive Stakeholder

There are no updates. This item can be removed from future meeting agendas.

New Business

Update on Jurisprudence Examination

The Executive Director informed the Section that he is in close communication with Susan Layton with the Federation of State Boards for Physical Therapy on the rules that may impact the jurisprudence examination. There are other questions in the item bank to select from when needed.

Revised Memorandum of Understanding between the PT Section and OPTA

The Section reviewed the revised MOU between the PT Section and OPTA. The Section authorized the Executive Director to sign off on the behalf of the Board.

“Shared” Ohio Approval Number for Continuing Education

The Section tabled this item until the September 2013 meeting.

Five Year Rule Review

The Section reviewed the 2014 Five Year Rules. The Section will review the rules and forward any recommendations to the Executive Director.

Ohio Physical Therapy Association (OPTA) Report

The Section tabled the OPTA Report until the next Section meeting. On behalf of Carolyn Towner, Victoria Gresh distributed the legislative report.

Federation of State Boards for Physical Therapy (FSBPT) Report

Karen Holtgreffe and Ronald Kleinman are the Board’s Delegate and Alternate Delegate for the 2013 FSBPT Delegate Assembly. Candidates can be viewed on the FSBPT website. The Section will discuss the FSBPT motions at the September 2013 meeting.

Items for Next Meeting

- OPTA Revenue and Expense Report
- FSBPT Delegate Assembly Motions
- Elections
- Discussion of FSBPT Annual Meeting Panel on Role of PTAs on Licensing Boards
- “Shared” Ohio Approval Numbers for Continuing Education

Next Meeting Date

The next regular meeting date of the Physical Therapy Section is scheduled for Thursday, September 12, 2013.

Adjournment

Raymond Bilecky moved that the meeting be adjourned. Mary Kay Eastman seconded the motion. Tom Caldwell, Ron Kleinman, and Chad Miller were not present for the vote. The motion carried. The meeting adjourned at 6:16 p.m.

Respectfully submitted,
Diane Moore

Thomas Caldwell, PT, Chair
Ohio Occupational Therapy, Physical Therapy,
and Athletic Trainers Board, PT Section

Karen Holtgreffe, PT, 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

KH:jmr:dm