

The following slides are for the Board's August 29, 2011 CE presentation. Please note that only individuals who pre-registered for this session are permitted to attend.

Due to space limitations, no walk-ins will be accommodated.

Welcome to the Physical Therapy Section

Breakout Session



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Introduction

Jeff Barker

Enforcement Division Investigator

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Agenda

- Recent Law & Rule Changes
- Frequently Asked Questions (FAQs)
- CEU Requirements & Audit Procedures
- Complaints & Enforcement
- Q & A

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Recent Rule Changes

- ❑ The full text of all updated rules are available on the Board's website (otptat.ohio.gov)
- ❑ Remember that YOU are responsible for ensuring that your practice is in compliance with the new regulations.
- ❑ Remember May 1st!

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Notable 2010 Rules Changes

4755-23-04 – License by Endorsement

- Specifies what it means to be “out of practice for five or more years”
- Actively engaged in PT practice for fewer than 500 hours over the 5 year period

❑ 4755-23-10 – Reinstatement of License

- Specifies what it means to be “out of practice for five or more years
- Actively engaged in PT practice for <500 hours over the 5 year period

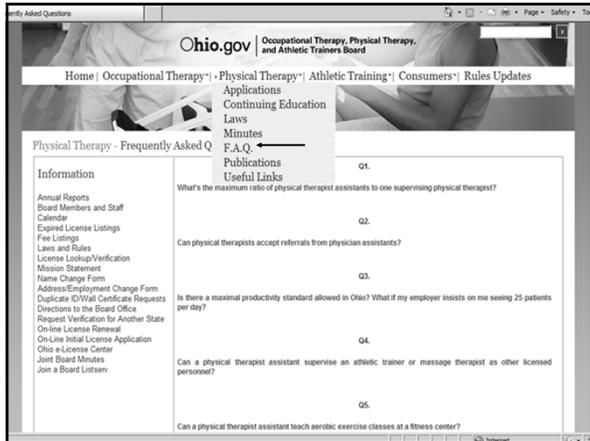
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2010 & 2011 CE rule changes

❑ 4755-23-08 – Continuing Education

- Changes allow CE to be claimed for more activities
 - ❑ Passing specialty exams & HTCC
 - ❑ Completing APTA credentialed residency/fellowship
 - ❑ FSBPT Practice Review Tool
 - ❑ Clinical Instructor: 1 CE for every 80 hours
 - ❑ Mentor: APTA accredited residency/fellowship

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Billing & Payers

- ❑ Board has no jurisdiction over billing or Medicare/Medicaid matters...unless fraud or similar fault is suspected
- ❑ Board does not render billing advice
- ❑ For billing purposes, there are only 2 physical therapy CPT codes (PT eval & PT re-eval)
 - All other codes are physical medicine codes

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Productivity Standards

- ❑ My employer insists that I see 25 patients every day.
 - Does this violate the practice act?

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What would you do?

- Patient reaches maximum potential, but client/client surrogates want to continue therapy.
 - Treat or not to treat?
 - Is this a violation?

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Transfer of Care

- Are PRN therapists required to transfer care?
 - What if PT only does initial evaluation?
 - Does transfer have to be documented?
 - Do you know who to transfer care to?
 - If no transfer what are your responsibilities?
 - What is employer/facility's responsibility?

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Submitting Correspondence/ Practice Questions

- Specific practice related questions are directed to the PT Section.
- Addressed by PT Board members during the meeting.
- Email, fax, or mail your questions to the Board identifying PT CORRESPONDANCE in subject line.
- Must be received 1 week prior to Board meeting.
- Receive response after Board meeting.
- Remaining 2011 meeting dates: September 8th & November 10th

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Correspondence – Stay Informed

- ❑ After each meeting, questions & answers are posted to the Board's website in the PT Section Meeting Minutes.
- ❑ Allows you to stay current on topics from around the state.

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Continuing Education

- ❑ Deadline for CE completion = renewal deadline (January 31)
- ❑ CE tracking form on Board website
- ❑ Board views CE as essential part of practice
- ❑ Only measure for continued competence at this time

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Audit Facts

- ❑ How is it determined who gets audited?
- ❑ What to do if you receive an audit?
- ❑ Potential for disciplinary action: No response or if minimum requirements are not met.

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Double Check CE at renewal!

- ❑ A minimum of 24 hours (PT) or 12 hours (PTA) earned within the 2 year renewal period
- ❑ CE certificates, must include:
 - Name
 - Date of completion
 - Current Ohio Approval Number (OPTA)
 - # of CE awarded for activity



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Common audit problems

- ❑ "I did not receive an audit notice!"
- ❑ "My certificate(s) don't have any Ohio approval #s"
- ❑ "I can't find my certificates!"

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CE hints & reminders

- ❑ Ensure Board has your current contact information including work address
- ❑ Verify CE via OPTA website (it may vary!)
- ❑ Keep your certificates
- ❑ CE does not carry over from previous renewal period

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Reporting Requirements w/in 30 days

- ❑ Physical/mental impairment
- ❑ Any felony conviction
- ❑ Misdemeanor committed during the practice of PT
- ❑ Termination, revocation, or suspension of membership a state or national physical therapy professional association.
- ❑ Positive drug and/or alcohol screening.

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Obligated to report?

- ❑ Ethically
- ❑ Legally

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Enforcement Division

- ❑ Staff: Investigator & Supervisor
- ❑ Review complaints
- ❑ Conduct investigations
- ❑ Report findings to Physical Therapy Enforcement Review Panel (PTERP)
- ❑ Carry out & enforce recommendations of the Physical Therapy Section.

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Physical Therapy Enforcement Review Panel / PTERP

- Composed of two (2) PT Section Board members, Assistant Attorney General (Board's counsel), & the enforcement staff
- Function: Review evidence, apply the laws & rules, determine the existence of any violation(s), & make recommendation based on investigative findings

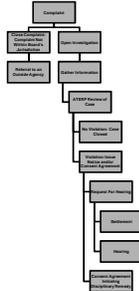
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Filing a Complaint

- Board only accepts formal written complaints only
- Complaint forms can be located on the Board's website
- Anyone can submit a complaint: consumers, other licensees, legal personnel, healthcare providers, & other regulatory agencies

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Typical Life of a Complaint: & Case Examples



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Post Disciplinary Action

- ❑ All disciplinary actions are reported to the Department of Health & Human Services' Healthcare Integrity Protection Data Bank (HIPDB).
- ❑ Disciplinary actions are permanent & are public record.
- ❑ Disciplinary documents are posted on the Board's website and are accessible to consumers & employers.

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Most Common Violations

- ❑ CE/Audit violations
- ❑ Unlicensed/expired practice
- ❑ Practice prior to licensure
- ❑ Supervision issues
- ❑ Delegation issues
 - Other & Unlicensed
- ❑ Drug/Alcohol
- ❑ Documenting services not actually provided
- ❑ Fraud
- ❑ Negligence/gross misconduct/patient injury
- ❑ Boundary issues

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Tips for a Discipline Free License

- ❑ Know the laws & rules
- ❑ Visit the website to stay abreast of changes (*remember May 1*)
- ❑ Notify the Board of address/name change (in writing) w/in 30 days of the change
- ❑ Do your CE
- ❑ Contact the Board with questions

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Bottom Line...

- ❑ It's your license
- ❑ You determine the environment you work in
- ❑ Don't let the company/facility/school you work for, compromise the standing of your license

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Q & A

- ❑ Thank You
- ❑ Additional slides will be posted to website
- ❑ You will receive an email verifying your attendance; please retain it for your CEU records.
- ❑ Visit the Board's website for future sessions, twitter feed, & other useful information.

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