



State of Louisiana  
Department of Health and Hospitals  
**Louisiana Physical Therapy Board**

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**Board Meeting Agenda**

Wednesday, February 17, 2016

4:00pm Informal Conference: 2015I014 (DD)

4:30pm Informal Conference: 2015I028 (BK)

Thursday, February 18, 2016

- 8:00am Call Meeting to Order  
Review and Approve Agenda
- 8:05am Review and Approve Minutes from January 2016 Board Meeting
- 8:15am Executive Session  
Discuss sensitive information related to disciplined licensees
- 9:00am Officer Reports  
Chairman's Report  
Secretary/Treasurer's Report  
Executive Director's Report
- 10:00am Legal Report  
Rules Review and Recommendations  
Other Legal Matters
- 12:00pm Open Meetings Presentation
- 12:30pm Committee Reports  
Legislative Task Force  
CEU Committee
- 1:00pm New Business  
Correspondences  
Policy Recommendation: Continuing Education Review (90 day Rule)  
Office of Debt Recovery Recommendations for Suspension Policy
- 2:00pm Old Business  
Medication Review Statement  
Foreign Trained Therapist Application
- 3:00pm Adjourned

**Louisiana Physical Therapy Board  
Minutes**

Thursday, February 18, 2016

APPROVED

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on Thursday, February 18, 2016 at 104 Fairlane Drive, Lafayette, LA 70507. A quorum of members were present. Board members present were: Chairman, Al Moreau, III, Secretary/Treasurer, Don Cassano, and board members Danny Landry, Kristina Lounsberry, Elizabeth "Beth" Austin, and Patrick Cook. Charlotte Martin, Executive Director; Board Attorneys, Courtney P. Newton and George Papale were also present.

4:00pm Informal Conference 2015-I-014 (DD)

4:30pm Informal Conference 2015-I-025 (BK)

Chairman Al Moreau, III called the meeting to order at 8:00a.m.

**Agenda**

The board members reviewed the agenda and accepted the agenda as written.

**Minutes**

The board members reviewed the minutes and unanimously approved the minutes as amended.

**Executive Session**

Chairman Al Moreau, III motioned to move into Executive Session pursuant to La R.S. 42:16 for the purposes of discussing the findings of fact and conclusions of law related to the disciplinary hearing held in January 2016, as well as investigating proceedings regarding allegations of misconduct. Kristina Lounsberry seconded the motion. The Board voted and all were in favor to move into Executive Session.

The Board exited Executive Session.

Al Moreau motioned to accept the findings of fact for Art Prado as amended. Kristina Lounsberry seconded the motion. The Board unanimously accepted the findings of fact as amended.

**Officer Reports**

Chairman's report

Chairman Moreau reminded the board of the policy on board meeting conduct for all who attend.

Secretary/Treasurer's Report

Secretary/Treasurer Cassano reported cash in the bank totaled \$494,333.94. Total Income for January 2016 totaled \$18,680.89 and ordinary expenses totaled \$34,701.41. CD #4726 earned \$102.36 in interest between 1/01/2016-1/31/2016. The ending balance as of 1/31/2016 was \$201,811.23. The CD matures on April 15, 2016. The other CD at Lakeside Bank earned \$158.53 in interest between 1/01/2016-1/31/2016 and matured on January 15, 2016 in the amount of \$517,214.34. The Board Office deposited the matured CD funds into the checking account at Farmer's Merchant Bank.

The board members requested a proposed balanced budget for fiscal year 2016-17 to be presented at the March 2016 meeting.

Executive Director's Report

Mrs. Martin presented the licensing report. Martin reported that there were 11 individuals licensed since the last board meeting. The board members ratified the list and signed the wall licenses for each licensee.

**Physical Therapist Assistants – Reciprocity**

1. Kelsey Anderson
2. Ashley Carrick

**Physical Therapist Assistants – New Graduate**

1. Amber Buckel

**Physical Therapists – Reciprocity**

1. Mysty Brady
2. Lacey Erwin
3. Samantha Lerulli

**Physical Therapists – New Graduate**

1. Alyssa Abel
2. Tyler Butler
3. Tyler Fontenot
4. Jason Schexnayder
5. Cole Thompson

**Total: 11**

Mrs. Martin reviewed the remediation plan for Summer Pate and Elizabeth Knight. The board members approved the plans submitted to the board for both Pate and Knight.

**Legal Report**

The board members reviewed the Physical Therapy Rules and Regulations at the board meeting in preparation for the next Rules Revision.

The board members reviewed Rules §§123 and 341 regarding the requirement for PT/PTA patient care conference to be face-to-face at the same place and same time. There is a need for physical therapists in rural areas and with the evolution of technology the Rule for face time is outdated and burdensome to accomplish what can be accomplished through telecommunication. The board asked Danny Landry to draft language that will be presented at the March board meeting for a vote to be submitted as an Emergency Rule.

The board members reviewed Subchapter J. Continuing Education of the Louisiana Physical Therapy Rules and Regulations. The board members agreed that Rule§ 193 needs to be reworded to better explain that individual course approval is only approved for the submitter and that APTA courses will be automatically approved without the need for review.

The board members voted and unanimously agreed to not provide recommended edits to Rule§ 194.

The board members reviewed Rule §195.A. Kristina Lounsberry recommended the following addition to the language: "program content must be easily recognizable as pertinent to the physical therapy profession and in the areas of ethics, professional responsibility, clinical application, clinical management, behavioral science, science, or risk management. It should contain evidence-based information related to

the practice of physical therapy and clinical outcomes." Mrs. Lounsberry provided the justification that this provides better boundaries for approval of courses and noted that right now the guidelines are very vague and make it difficult to quote rule when a course is denied. The board voted and unanimously agreed on the recommended change.

The board members reviewed Rule §195.A.4. Kristina Lounsberry recommended removing §195.A.4. and adding "interdisciplinary learning" to Rule §195.A.3. The board voted and unanimously agreed on the recommended change.

The board members reviewed Rule §195.B.3.d. Kristina Lounsberry recommended adding all university coursework. The board asked Mrs. Newton to draft a statement to be presented at the March board meeting and voted on at that time.

Al Moreau recommended that the board members review Rules §§199, 185 and 187 at the March board meeting as the next priority Rules to be reviewed and voted on by the Board in preparation for the next Rules Revision.

Board Attorney, Courtney Newton reported on the status of complaints since the last board meeting:

5 closed since the last board meeting

11 currently open – of the 11 open cases, one is currently being negotiated as a consent order, 5 hearings are scheduled, and 1 informal conference is scheduled.

George Papale provided guidance to the board members on exhibits in preparation for upcoming hearings. He recommended that the board members share copies of exhibits or review exhibits on board iPads during the hearing to save on the cost of the printing and the time it takes staff to prepare copies. He reminded the board members that a copy must be made for the court reporter, hearing officer, Respondent, and any additional copies that the hearing panel would need.

## **Reports of Committees**

### Legislative Task Force

Chairman Moreau reported on behalf of the Legislative Task Force updating the board members on the meetings that the board members and executive director have attended for educational purposes with legislators to inform them of the final report of the Patient Access Review Committee.

### Continuing Education Committee

Beth Austin reported on behalf of the Continuing Education Committee a monthly report of approved, denied, and pending course to the Board, as well as an average approval time of course. There were a total of 63 courses that were approved. Of those 63 courses, 59 were on-site courses and 4 were distance learning courses. Of the 63 total courses that were approved, all were clinical. Four courses were denied. It took an average of 9 days to approve a course.

## **New Business**

### Correspondences

*Dusty Dixon, PT asked the Board a question related to a patient with Medicaid insurance. The scenario that he provided involves the patient losing his Medicaid coverage. The question asked: is it fraudulent to continue seeing this patient until he has coverage and that he should be discharged. If I continue to see these patients for free am I committing something fraudulent in terms of the Physical Therapy practice act? Is this considered abandonment of care in accordance with the practice act if these kids are no longer allowed to receive physical therapy services? Are there any other ways that you would consider seeing a patient pro-bono fraudulent (especially when working for a non-profit 501 C3)?* The Board discussed the question and asked Mrs. Martin to respond according to the provisions in the Practice Act and Rules.

*Aubrey Rubia-Yamuta, PT asked who is supposed to do a discharge summary. She was on vacation for 2 weeks and a travelling PT cover for me for those 2 weeks who did the 6th visits, evaluations and discharges. While on vacation there were 2 unplanned discharges due to hospitalizations. Is it ok for me to do those discharge summaries or the travelling PT who was supervising should do it?* The Board discussed the question and asked Mrs. Martin to respond according to the provisions in the Practice Act and Rules.

*John Adams, PT asked a question in regards to patients wearing oxygen per nasal cannulas and masks. Is it legal for a physical therapist or a physical therapy assistant to remove oxygen, titrate oxygen or to wean patient off oxygen (e.g. re-administer oxygen, or to turn oxygen back up when O2 sat falls below therapeutic levels)?* The Board discussed the question and asked Mrs. Martin to respond according to the provisions in the Practice Act and Rules.

*Cynthia Simonds, PTA asked a question related to supervision of techs by PTAs.* The Board discussed the question and asked Mrs. Martin to respond according to the provisions in the Practice Act and Rules.

*Carol Baylock asked for clarification on Rule 333 B.2 e regarding patient care conferences held by PT with PTA? When should these conferences be held, how often and in what format?* The Board discussed the question and asked Mrs. Martin to respond according to the provisions in the Practice Act and Rules.

#### Continuing Education Policy Review

The Board reviewed the Continuing Education policy and recommended changes. The Board voted and unanimously approved the policy as amended.

#### Office of Debt Recovery

Danny Landry notified the board members of the recent article in The Advocate regarding the Office of Debt Recovery and information that they may recommend that professional licenses be suspended for individuals who are believed to not have automobile insurance. Mr. Landry recommended that the board create a policy so that the board office can handle these requests administratively. The board members discussed this and decided that when a recommendation is submitted it will be discussed by the board at the next board meeting.

#### **Old Business**

Dr. Suzanne Tinsely provided a recommended Medication Review Statement to the Board. The board members requested that legal review of the statement.

Mrs. Martin presented a proposed plan from license candidate Anna Stuivenberg. Ms. Stuivenberg reviewed the FCCPT PLAN to make up deficits in her physical therapy curriculum that would make her substantially equivalent to a CAPTE program and provided the actual coursework she would be taking with the Louisiana Physical Therapy Board to make up the deficit. The board members reviewed the plan and unanimously voted in favor of accepting the plan and upon completion of all coursework with a grade of a B or higher Ms. Stuivenberg will be made eligible to sit for the National Physical Therapy Examination.

Secretary/Treasurer Don Cassano motioned to adjourn the meeting. Danny Landry seconded the motion. The Board voted and unanimously approved. The board meeting was adjourned at 2:50pm.