

**Louisiana Physical Therapy Board
Minutes**

Tuesday, September 29, 2015

APPROVED

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on Tuesday September 29, 2015 at 104 Fairlane Drive, Lafayette, LA 70507. A quorum of members were present. Board members present were: Secretary/Treasurer Danny P. Landry, Don Cassano, Kristina Lounsberry, Elizabeth “Beth” Austin, and Patrick Cook. Advisory committee members present were Althea Jones and Nicholas Butler. Charlotte Martin, Executive Director; Amanda Lafleur, Assistant Executive Director; Stephanie Boudreaux, Program Specialist A; Courtney P. Newton, Attorney was also present.

Chairman Al Moreau, III and Board Member Dr. Gerald Leglue were not present at the meeting.

Secretary/Treasurer Danny P. Landry called the meeting to order at 6:00pm.

The board members reviewed the agenda. Secretary/Treasurer Danny P. Landry motioned to remove Formal Administrative Hearing #2015-I-001 from the agenda for September 30, 2015. The Board voted and all were in favor. Landry motioned to add Review Consent Order for Julie Alexander to the Legal Report of the agenda. The Board voted and all were in favor. Landry motioned to amend the agenda and move into Executive Session pursuant to La R.S. 42:16 for the purposes of discussing investigating proceedings regarding allegations of misconduct. The Board voted and all were in favor to move into Executive Session.

The Board exited Executive Session.

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

Chairman’s Report

Chairman Al Moreau was not present at the meeting, but asked Secretary/Treasurer Danny P. Landry to report on his behalf.

Landry recognized new Board Members, Patrick Cook and Kristina Lounsberry. Both were appointed by Governor Bobby Jindal on September 18, 2015. It is Cook’s first term as a Board Member and Lounsberry’s second term.

Landry reported that there was a Jurisprudence Seminar held in September at the Louisiana Physical Therapy Association’s Sports Symposium. On October 22, 2015, Jurisprudence Seminar will be held in New Orleans, La. Chairman Moreau asked if anyone would be willing and able to commit to present at the Seminar.

The Board discussed the recent Louisiana Physical Therapy Association Fall Meeting that was held in Baton Rouge, LA. Secretary/Treasurer Landry recommended that the Board be present at the Director’s Meeting, which was held in correlation with the LPTA Fall Meeting. Don Cassano

suggested that if the Board were to receive an invitation to speak at the Director's Meeting, it should accept. He recommended that unless the Board received an invitation from LPTA, we should not infringe on their meeting agenda.

Secretary/Treasurer's Report

Secretary/Treasurer Landry reported the finances for the end of the month of August. Cash in the bank totaled \$5,681.96. Income for August 2015 totaled \$21,042.93 and expenses totaled \$60,372.76. The two Certificates of Deposit at Lakeside Bank total \$717,072.60. One CD earned \$327.61 in interest between 08/01/2015-08/31/2015. The ending balance as of 8/31/2015 was \$515,766.53. The other CD earned \$102.35 in interest between 08/01/2015-08/31/2015. The ending balance as of 8/31/2015 was \$201,306.07. The Business Savings account at Chase Bank is \$202,585.64 and earned \$5.97 in interest.

The board members reviewed the Income Statement and Balance Sheet ending August 31, 2015. They also reviewed the Profit and Loss Budget Performance ending August 31, 2015. Don Cassano asked the Executive Director to report the Budget Performance at every Board Meeting.

Patrick Cook motioned to move \$100,000 from the Chase Bank Business Savings account to the Cash Checking account. The motion was seconded by Don Cassano. The Board voted and all approved.

Secretary/Treasurer Danny P. Landry and Executive Director, Charlotte Martin signed paperwork to move the checking account to Farmers Merchants Bank and Trust.

Executive Director's Report

Mrs. Martin requested clarification from the Board on Rule §147 in regard to how the staff should process applications that apply to this Rule. The Board determined that the application should be treated the same as license for reciprocity but that the staff is to specify that the expiration date is 60 days after the license is issued.

Mrs. Martin requested clarification from the Board on La R.S. 37:2410.A.5. Qualifications for license; foreign graduates. The question specifically was related to the period of supervised clinical practice. The Practice Act reads "The period of supervised clinical practice shall be for at least six months but not more than eighteen months..." An applicant requested to begin supervised clinical practice 3 years following receiving a provisional license. The Board unanimously agreed that the intention is that a licensee would begin supervised clinical practice very soon after obtaining a license and a delay of three years is not a reasonable amount of time to begin.

Mrs. Martin reported that there were 21 individuals licensed since the last board meeting. The board members ratified the list and signed the wall licenses for each licensee.

Physical Therapist (All Reciprocity)

Ashlen Bissell, Cierra Cambre, Joshua Grabert, Erin Rawson, Ashley Kinchen, Kelly Danielson, Rachel Atkins, Virginia Wilson, Joshua Schmitt, Aliza Rudavsky, Kelsey Stuart, Grace Cathrall, Colleen McBee, Alaina Cleland, Maisha Sims, Karen Juarez,

William LaHaye, Lindsey Copes, Katie Freeman, Matthew Klock, Hannah La Garde,
Total: 18 PT's

Physical Therapist Assistants (All Reciprocity)

Hannah Collier, Hannah Hurt, Lara White

Total: 3 PTA's

Mrs. Martin reported that Pamela Rice, Assistant Director of State Procurement has submitted a statement in writing that the Board is exempt from the Request for Proposals (RFP) process for the Public Service Announcement. Mrs. Martin will work with the Office of State Procurement to get approval of the contract with Peak Media and begin working on the PSA.

Mrs. Martin recommended to update the Expense Reimbursement Policy and Procedure to change the mileage reimbursement to the state rate, which is currently \$0.51. The board members voted and unanimously approved.

Secretary/Treasurer Danny P. Landry moved to amend the agenda to review the Legal Report at the end of the meeting. The board members voted and unanimously approved.

Reports of Committees

Legislative Task Force

Patient Access Review Committee, SCR 19

Don Cassano reported on the Patient Access Review Committee meetings that were held in Baton Rouge on September 23 and 24. In attendance at the meeting were Chairman, Moreau; Executive Director, Charlotte Martin; Board Member, Don Cassano; Board Member Patrick Cook; and Board Attorney Courtney Newton. Moreau presented on behalf of Healthcare Providers Service Organization (HPSO) of their findings regarding other states that have direct care patient access.

Secretary/Treasurer Danny Landry announced that he is stepping down from the Task Force and Board Member, Patrick Cook will replace position. Landry agreed to a transition meeting with the LTF to provide information and guidance to the Task Force.

CEU Committee

The CEU Committee provided a monthly report of approved, denied and pending courses to the Board, as well as an average approval time.

54 courses approved

0 denied

0 courses pending

Average approval time is 6 days

New Business

Mrs. Martin presented the Board with a list of Board Meeting Calendar dates for 2016. The Board agreed that they would review the dates and requested to add it to the agenda of the next Board Meeting to be discussed in Old Business. The dates are as follows:

January 20-21, 2016

February 17-18, 2016
March 16-17, 2016
April 20-21, 2016
May 18-19 2016
June 15-16, 2016
July 20-21, 2016
August 17-18, 2016
September 21-22, 2016
October 19-20, 2016
December 7-8, 2016

Correspondences

Advisory Committee Member, Christopher Franks, PT if he was allowed to perform a licensing interview on behalf of the Louisiana Physical Therapy Board to someone who was planning to work at the same place of employment as Franks. He also asked if he was allowed to perform an interview on behalf of the Louisiana Physical Therapy Board on a relative. The Board unanimously agreed that Martin should inform Franks that he cannot perform interviews for future and/or current co-workers, nor can he perform interviews on relatives. This would be a conflict of interest.

Kelly Rodriguez, PT, MPT, NCS asked: I am a physical therapist in an outpatient neurologic facility. I have recently in the last few months taken on a new patient who is very involved neurologically, at the request of the family. This patient has been under the care of the Neurorehab center for ~ 2 years. His original treating therapist differed in opinion with the wife of the patient in question when it came to numbers of hours in therapy per week. The PT felt he only needed 3, the wife felt 4 was necessary. So she requested another therapist, to which our management complied, placing him on my schedule. I currently share him with another therapist. We are currently seeing him in a maintenance capacity, mainly because she has threatened to 'sue' Touro if we do not continue to see him. Management has not set boundaries for this family, although the therapy team was working towards reducing his hours further. Which brings me to the current situation. The patient was admitted to the hospital one week ago, for a syncopal episode, suspected pneumonia. From the get go, the wife demanded his hours and times be saved. We have a two week policy to hold patient appointments (even in the event they are admitted to the hospital) as well as the required new prescription to return to therapy. In a conversation with our office secretary, when the wife learned of this new prescription requirement, she stated 'Well, next time I won't tell your office he was admitted to the hospital, I'll just say that he is sick and bring him in to the clinic without one.' This was brought to the attention of our management team, however they have not addressed it with the family and do not appear to be willing to have this discussion. Again, missing an opportunity to set a boundary. I plan on explaining to the family the requirements set forth by our licensure for a new prescription after an admit to the hospital or a decline in status (or at least that what I understand it to be), but I just needed advice on any other legal piece of information I can convey to this family and our management team. If they violate this requirement in the future, what is my legal recourse? I am concerned for my license!

The Board will draft a response to be reviewed at the next board meeting.

Old Business

Jennifer Grey is a licensee who asked about the dry needling course that she took prior to having practiced for 2 years. She updated the Board that the course sponsor is allowing her to audit in the second time she is taking the course and asked if that would be acceptable by the Board. The Board determined that it would be acceptable to audit the course and use that for her continuing education requirements.

Legal Report

The Board moved into Executive Session pursuant to La R.S. 42:16 for the purposes of discussing investigating proceedings regarding allegations of misconduct.

The Board exited Executive Session.

Amending Consent Order: Adam Lafleur

Board Attorney Courtney Newton will revise the Amending Consent Order as agreed. The Board voted to accept the Amending Consent Order as amended. All voted and it was unanimously approved.

Consent Order: Julie Alexander

The Board voted to accept the Voluntary Surrender of Physical Therapist Assistant License and it was unanimously approved. The Board approved a cover letter to be sent with the Voluntary Surrender of Physical Therapist Assistant license, specifying conditions that the Board agreed upon for Mrs. Alexander to complete prior to returning to the practice.

Secretary/Treasurer motioned to adjourn the meeting. Kristina Lounsberry seconded the motion. The board voted and unanimously approved. The board meeting was adjourned at 11:40pm.