



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

*104 Fairlane Drive, Lafayette, LA 70507*  
*(337) 262-1043 FAX (337) 262-1054*

*AGENDA*

**July 21, 2010**

7:00 pm Executive Session – Board Members Only  
Position of the Board Chairman

**July 22, 2010**

8:30 Call Meeting to order  
8:35 Minutes of June 2010 meeting  
8:40 Reports  
Chairman's Report  
Treasurer's Report  
June 2010 actual vs budget  
Securities FY 09/10  
Executive Director's Report  
NPTE security issues  
FSBPT Suspends NPTE Examination  
NPTE concern  
9:00 Formal Hearing – James Hebert Norris  
10:00 Rules and Regulations Update  
Task Tracker  
10:30 Unfinished Business  
10:45 New Business  
11:00 Meeting with InfoTech Solutions – Toby and Scott  
11:15 Correspondence  
Continuing Education Guidelines  
PTA Supervision  
woundcare question  
Act 139  
12:00 Lunch  
1:00 Legal  
1:30 Monitoring Disciplined Therapists Report  
2:00 Board monthly call discussion  
2:15 Investigation Summary Reports (one-on-one meetings)  
3:30 Adjournment

## LOUISIANA PHYSICAL THERAPY BOARD

July 21 & 22, 2010

Staff was contacted by a board member and asked to allow for an executive session to be called on the Wednesday afternoon to discuss the chairman position. Glenn Ducote, board attorney forwarded a copy of the Open Meetings Law to all board members after contacting the Executive Director and speaking with the chairman indicating an executive session could not be called without first calling the meeting to order. Only board members were to attend the Wednesday evening meeting. The meeting was not called to order, therefore, an executive session was not called. An informal discussion was held.

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on Thursday, July 22, 2010, at 104 Fairlane Drive, Lafayette, LA 70507. Dan Wood, Chairman called the meeting to order on Thursday, July 22<sup>nd</sup> at 8:30 a.m. A quorum of members was present. Board members present were: Dan Wood, Jerry Jones, Jr., Teresa Maize, Dr Gerald Leglue, and Danny Landry. Cheryl Gaudin, Glenn Ducote, general counsel and George Papale, attorney were present. Advisory Committee Members Dionne Francois and Allison Roux were present.

### **ADOPTION OF MINUTES OF PREVIOUS MEETING**

Minutes of the June 2010 board meeting were accepted as written.

### **CHAIRMAN'S REPORT**

No report.

### **TREASURER'S REPORT**

Cash on hand for the month of June was \$994,253.70. Receipts for June totaled \$10,229 and expenses totaled \$54,914.72.

The CD at Union Bank ending in 9040 will mature on August 15<sup>th</sup> when the Executive Director is out on medical leave. All three of the board's certificates of deposit are invested with Union Bank in Marksville, LA. The board determined it prudent to invest a portion of its cash assets in a separate financial institution. The Executive Director will forward original documents to redeem the maturing CD to Secretary-Treasurer Jerry Jones, Jr. for execution. A letter will be drafted instructing Union Bank to wire the proceeds of the maturing CD into the board's existing checking account. Determination for investing a portion of the proceeds in a new CD will require contacting other financial institutions for interest rates, and the institution meets state requirements for cash fund investments.

Cheryl Gaudin met with John McKowen, CPA who was awarded the contract to conduct the annual audit for the board. McKowen provided a copy of the Government Accounting Standards Board Statement No. 54 which addressed *Fund Balance Reporting and Governmental Fund Type Definitions*. The statement addressed Fund Balance Categories such as Non-spendable, restricted, committed, and unassigned funds. Committed funds are those balances with constraints imposed by the government using the highest level of decision-making authority and can only be removed by the decision-making authority.

Motion was made by Teresa Maize, seconded by Jerry Jones, Jr.: "To place \$400,000 in a Capital Projects Fund as committed funds for the purchase of the space currently being leased by the board." All in favor were Dan Wood, Jerry Jones, Jr. Teresa Maize, Gerald J. Leglue, and Danny Landry. No one opposed the motion.

Motion was made by Teresa Maize, seconded by Jerry Jones, Jr.: "To place \$200,000 in a Capital Projects Fund as committed funds to be utilized for PSAs." All in favor were Dan Wood, Jerry Jones, Jr. Teresa Maize, Gerald J. Leglue, and Danny Landry. No one opposed the motion.

After review of the Louisiana Attestation Questionnaire required for the annual review, motion was made by Teresa Maize, seconded by Gerald J. Leglue: "To accept the Louisiana Attestation Questionnaire as presented." All in favor were Dan Wood, Jerry Jones, Jr. Teresa Maize, Gerald J. Leglue, and Danny Landry. No one opposed the motion.

Motion was made by Teresa Maize, seconded by Gerald J. Leglue to accept the Treasurers Report.

### **EXECUTIVE DIRECTOR REPORT**

The board received a Federation Newsflash on July 12, 2010 indicating suspension of the NPTE Examination for all graduates of Egypt, India, Pakistan, and Philippine physical therapy programs. The suspension became effective 11:59 pm, Sunday, July 11, 2010 for graduates of those programs. The suspension is in response to pervasive, ongoing security breaches by significant numbers of graduates of physical therapy programs from these countries. The NPTE suspension for graduates of programs in those countries is pending the development of a separate, secure exam for those graduates.

Catherine Orozco, a Philippine physical therapy graduate who met all requirements for to sit for the NPTE and has scheduled a test date of July 29<sup>th</sup> with Prometric in Alexandria, wrote to the board requesting assistance for a decision as to whether she should go ahead with sitting for the NPTE or withdraw her registration. She received information from FSBPT regarding recent changes with the NPTE, that she could either withdraw her registration for a refund, or sit for the NPTE with the risk for a higher percentage of invalidity even if she received passing scores. The board discussed the situation and is of the opinion that Orozco must make her decision independent of a suggestion by the board.

9:00 a.m. A Formal Hearing was held in absentia regarding James Herbert Norris as Norris did not appear for the hearing. After George Papale, prosecuting attorney presented his case to the presiding board members, the panel was secluded to deliberate and render their decision. Gerald J. Leglue was the investigating board member and therefore was recused from sitting on the panel.

## **PROPOSED RULES AND REGULATIONS/LEGISLATION**

### **NEW BUSINESS**

Toby Leger, Operations Coordinator and Sales Manager and Scott Greer, Information Technology Specialist from InfoTech Solutions presented the board with information about InfoTech Solutions, services available for hire, and issues the Executive Director indicated as needing attention. The Executive Director interviewed and/or contacted ITT companies to identify companies who could meet the needs of the La Physical Therapy Board. InfoTech Solutions was selected to meet with the board and make a presentation as to how their company could address the technical needs of the board.

Motion was made by Gerald J. Leglue, seconded by Jerry Jones, Jr. "To enter into a contract with InfoTech Solutions FY 10/11 with a cap of \$15,000." All in favor were Dan Wood, Jerry Jones, Jr. Teresa Maize, Gerald J. Leglue, and Danny Landry. No one opposed the motion.

### **REVIEW CORRESPONDENCE**

Lela Lemoine, Director, Business Development at Minden Medical Center is reviewing the possibility of offering continuing education hours for physical therapists and requested information referenced in §169. *Requirements*. The rule states that a copy of The CEU, Criteria and Guidelines may be obtained by writing the board. Staff will respond to Ms Lemoine.

Erica Kinler, PT, DPT wrote to the board requesting clarification of several questions regarding supervision of the PTA, the PTA student, and the PTA acting as a clinical instructor. Teresa Maize will respond to Ms. Kinler.

Robin Brookter, LOTR/MHA Rehabilitation Director indicated a physician is requesting a staff physical therapist use an electrocauterized device (i.e. Bovie knife); however, we are uncertain if this falls under our scope of practice. Can you clarify this for us? Staff will forward to Joe McCulloch, PT, DPT and request a draft response.

Joseph Tidwell, PT, MHA requested the board's position regarding Act 139 and how it will actually effect PT practices throughout the state. Specifically, does the requirement to be onsite weekly for one half of the PTA's treatment time no longer apply? How will this affect the PT roles in settings other than the nursing facilities? Does this mean that hospitals and OP clinics can now be mainly staffed with PTA's with less emphasis on PT's? Glenn Ducote will respond to Mr. Tidwell.

## **OTHER BUSINESS**

### **LEGAL**

Jerry Jones, Jr., Cheryl Gaudin, and Glenn Ducote met with Craig Martin for an informal conference. Martin contacted the board and asked for the conference to determine if the board would consider reinstatement of his license. The outcome of the informal conference was not favorable for Martin and he demonstrated an ongoing chemical dependency.

Cheryl Gaudin reported receiving a call from Greg Belcher requesting an opportunity to meet with the board regarding obtaining a license in Louisiana. Belcher's Louisiana physical therapy license was revoked on November 21, 2002.

The Board recessed to conduct one-on-one review of complaints with individual board members.

**CONTINUING EDUCATION REVIEW**

Continuing Education courses submitted for prior approval were reviewed. Staff to mail correspondence with decision on whether the course was approved and number of contact hours awarded if approved.

Meeting was adjourned at 3:00 p.m.

Respectively submitted,  
Cheryl Gaudin