



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

February 27, 2013

- 6:30 Call Meeting to order
- 6:35 January Board Meeting Minutes
- 6:45 Reports
 - Chairman's Report
 - July 17 & 18 meeting date
 - Architect contract
 - Legend drugs and dry needling issue
 - Treasurer's Report
 - January 2013 actual vs. budget
 - Securities – January 2013
 - Option to Renew Audit Contract for Three Additional Years
 - Executive Director's Report
- 7:45 Legal
 - OPINION ON LOBBYING
- 8:30 Monitoring Disciplined Therapists Report
Confidential RPTP Program
- 9:00 Recess for the evening

February 28, 2013

- 8:30 Rules and Regulations Issues
 - PROPOSED RULES MILITARY APPLICANTS
- 9:00 Unfinished Business
 - Task Tracker for January 2013
- 9:30 Correspondence
 - Christopher Giveans
 - PTA inpatient rehab hospital question
- 10:30 New Business
 - Increasing Patient Access
- 11:00 Board Monthly Call Discussion

- 12:00 Adjournment

LOUISIANA PHYSICAL THERAPY BOARD

February 27 & 28, 2013

ACCEPTED

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on Wednesday and Thursday, February 27 & 28, 2013, at 104 Fairlane Drive, Lafayette, LA 70507. Donna "Dee" Cochran, Chairman called the meeting to order at 6:30 p.m. on Wednesday, February 27th. A quorum of members was present. Board members present were: Donna "Dee" Cochran, Jerry Jones, Jr., Teresa Maize, Kristina Lounsberry, Al Moreau, III, Danny P. Landry, and Gerald Leglue. Cheryl Gaudin, Executive Director and George Papale, general counsel and Courtney P. Newman, attorneys were also present. New Advisory Committee Member Eugene Noel, PT was also present.

ADOPTION OF MINUTES OF PREVIOUS MEETING

Minutes of the January 2013 board meeting were accepted with edits.

CHAIRMAN'S REPORT

Donna "Dee" Cochran reported a conference call between herself, Kirby Pecot, Cheryl Gaudin, Danny Landry, and George Papale to request edits to the proposed contract for architect project. Mr. Pecot was in agreement with the suggested edits and provided a revised document. Motion was made by Jerry Jones, Jr., seconded by Al Moreau, III, "To accept the architect revised contract." All in favor were Donna "Dee" Cochran, Danny P. Landry, Teresa Maize, Gerald Leglue, Al Moreau, III, Kristina Lounsberry, and Jerry Jones, Jr. No one opposed the motion.

Donna "Dee" Cochran reported she would be unable to be present for the July meeting and asked fellow members if the date of the meeting could be changed to July 17 & 18. After discussion, the date of the July meeting will remain July 24 & 25th.

The board received an email from Dr. Robert Marier, Executive Director of the Louisiana State Board of Medical Examiners advising that he was unable to attend the February meeting as planned. Dr. Marier reported the Medical Board asked him to convey they will support an amendment to the PT Practice Act to permit PTs to purchase legend drugs for topical administration as this is presently outside the scope of practice of physical therapy as set forth in the PT Practice Act. The Medical Board encouraged the PT Board to seek legislation along these lines this year and would assist with the drafting if requested. In the same email, was the statement, "An amendment to the PT practice act would also be required for PTs to provide dry needling for the same reason. The Medical Board would not support an amendment to the PT Practice Act along these lines due to concern about patient safety especially when used along the vertebral axis and limited evidence of effectiveness."

TREASURER'S REPORT

Cash on hand for the month of January was \$710,631.93. Receipts for January totaled \$8,204.66 and expenses totaled \$45,583.64.

Nancy Clement, Senior Analyst, Louisiana Legislative Auditors office emailed the board reporting the contract with John McKowen, CPA who conducted audits for the board had expired. After expressing the board did wish to enter into a contract for an additional three years with Mr. McKowen, Ms. Clement asked what type of engagement (audit or agreed-upon procedures) did the board want to contract for the service. The agreed-upon procedure is very similar to the recent contract with Mr. McKowen but is less than a full audit. Motion was made by Teresa Maize, seconded by Danny P. Landry, "To contract with John McKowen, CPA to perform the abbreviated audit and to also complete the AFR form for submission." All in favor were Donna "Dee" Cochran, Danny P. Landry, Teresa Maize, Gerald Leglue, Al Moreau, III, Kristina Lounsberry, and Jerry Jones, Jr. No one opposed the motion.

EXECUTIVE DIRECTOR REPORT

After working with Chad Marino of KillerWebsites to make necessary edits for renewals, the program had to be returned to its original code as the edits crashed the program. Returning to

the original code would allow licensees to process the online renewal with the exception of paying for the second year, having enough space to add all continuing education courses, and be accessible by the various online browsers. The website was written more than seven years ago and must be rewritten. Motion was made by Teresa Maize, seconded by Kristina Lounsberry; "to authorize Cheryl Gaudin to research available IT companies to expand/change the database and rewrite the board webpage." All in favor were Donna "Dee" Cochran, Danny P. Landry, Teresa Maize, Jerry Jones, Al Moreau, III, Gerald Leglue, and Kristina Lounsberry. No one opposed the motion.

RULES AND REGULATIONS

MONITORING DISCIPLINED THERAPISTS

Gene Noel reported he and Peggy Wilson conducted a monitor visit at the employment facility of Stacey Andrus'. Ms Andrus was not present that day. Her supervisory and employer reported Ms Andrus was doing well and following all requirements.

NEW BUSINESS

LEGAL

On April 8th, the 2013 Legislative Session will begin. George Papale presented his legal opinion regarding board member lobbying. There was a new appointment since the last session and this is an opportunity to remind us of our limitations as employees of the state.

George Papale, general counsel to the board, provided proposed amendments to board rules to implement requirements on Act 276 of the 2012 Legislative Session. The proposal is to amend Board Rule §129. Qualifications for License, Provisional License to add Subpart E. "Licensing of Qualified Military-trained applicants and Spouses of Military Personnel". Motion was made by Al Moreau, III, seconded by Danny P. Landry, to move forward with the promulgation process for the proposed rule. All in favor were Donna "Dee" Cochran, Danny P. Landry, Teresa Maize, Kristina Lounsberry, Al Moreau, III, Gerald Leglue, and Jerry Jones, Jr. No one opposed the motion.

It was brought to board attention that La. R.S. 37:2409. Qualifications for license; physical therapists and La. R.S. 37:2411. Qualifications for license; physical therapist assistant differ in requirements. The qualification for license by a physical therapist require "Be a citizen of the United States or have obtained legal authority to work in the United States, and have proper documentation evidencing this fact." This requirement does not exist in the physical therapist assistant requirements. Motion was made by Teresa Maize, seconded by Gerald Leglue; "To amend La. R.S. 37:2411 to include "be a citizen of the United States. (copy La. R.S. 37:2409.A.2) All in favor were Jerry Jones, Jr., Teresa Maize, Donna "Dee" Cochran, Al Moreau, III, Danny P. Landry, Gerald Leglue, and Kristina Lounsberry. No one opposed the motion.

CORRESPONDENCE

Christopher Giveans, PTA 2012 graduate wrote to the board requesting issuance of a provisional license after his second unsuccessful attempt. The purpose of the National Physical Therapist Assistant exam is to prove minimal competence. It is the board mandate to protect the public, so the request of Mr. Giveans was denied. Cheryl Gaudin will respond to Mr. Giveans.

Virginia Barrios, PTA reported working in free standing inpatient rehabilitation hospital. Patients are admitted to the rehab hospital and evaluated by the supervising P.T. and determined appropriate/inappropriate. The supervising P.T. has picked up patients on caseload that Ms. Barrios does not feel appropriate for this setting due to inability to tolerate 3 hours of therapy and/or unable to progress due to other factors. Ms. Barrios reports she is treating the patients except on sixth visits and discharge visits after evaluated and questions what actions may be taken against her license due to the supervising P.T. taking inappropriate patients onto the caseload. The administrator is pressuring the PT to eval/pick up patients, leaving the PTA to treat the patients without the authority to evaluate or discharge patients. Ms. Barrios is requesting

Board opinion of her situation. Danny Landry will draft a response.

OTHER BUSINESS

UNFINISHED BUSINESS

TASK TRACKER

Donna "Dee" Cochran contacted the program director at Bossier Parish Community College to report the student attending the program with an educational visa and will be graduating in the summer of 2014 will be eligible to take the NPTE even though she is not an American citizen.

Teresa Maize drafted a response to Kim Licausi, PT who posed several questions regarding discharge summaries in the acute care setting.

Danny P. Landry drafted a response to John Maggio, PTA who requested clarification of the PT/PTA face to face documentation requirements.

BOARD MEMBER MONTHLY CALLS

The meeting was recessed at 9:30 pm.

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