



Jeff Landry
Governor

State of Louisiana
Department of Health and Hospitals

Charlotte F. Martin, M.P.A.
Executive Director

Louisiana Physical Therapy Board

AGENDA Regular Board Meeting August 15, 2024

Location:
One America Place
301 Main St, Suite 2300
Baton Rouge, LA 70801

Time: 9:00am

- 1. Call to Order**
- 2. Approve Agenda**
- 3. Approve Minutes**
July 2024 Minutes
- 4. Officer Reports**
- 5. Special Programs**
Board Member Training, Jim Raines
RPTP Report, Kathie Pohlman
Internship Report: Timeframes for Completing Investigations
- 6. Committee Reports**
- 7. New Business**
- 8. Public Comment**
- 9. Adjourn**

Louisiana Physical Therapy Board

MINUTES Regular Scheduled Board Meeting July 24, 2024

APPROVED

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on July 24, 2024 at Board office, 2110 W Pinhook Rd, Ste 202, Lafayette, LA 70508. A quorum of Board Members was present.

Present

Chairman Danny Lewy
Secretary/Treasurer Kathryn “Katie” Brittain
Phil Page
Deandra “DeeDee” Narcisse
Lee Rielly
Adam York
Oday Lavergne

Absent with Regrets

Meredith Warner

The following Advisory Committee members were present either in person or via Zoom.

Present

Chris Franks

Absent with Regrets

Lindsey Robinson
Jeremy Dye
Michael Hildebrand
Naikia Woodrich
Merritt Hebert
Michael Laudadio
John Rocco DeLara

From staff and contracted entities, Charlotte Martin, Executive Director, Assistant Executive Director, Jessica Alwell, and Compliance Officer, Stephanie Boudreaux were present. Board attorneys Jim Raines and Alyse Latiolais were present. Student Interns Yarianna Sarduy and Jacilyn Rabb were present. Members of the public present were Christina Fauchaux, Edward Reynolds, Judith Halverson, Hubert Ashley, Lauren, Luke, and Amanda Brewer.

Chairman Lewy called the meeting to order at 9:00am.

Lee Rielly moved to amend the agenda to add consent orders for cases 2024-I-019 and 2024-I-012. Phil Page seconded the motion. The board voted and unanimously approved.

Oday Lavergne moved to approve the July 2024 minutes as amended. Phil Page seconded the motion. The board voted and unanimously approved.

The board reviewed four consent orders for consideration.

Secretary/Treasurer Brittain moved to approve the Consent Order in the matter of Jamie Floyd, license# 01920 Administrative Case 2024-I-005. Phil Page seconded the motion. The board voted and unanimously approved.

Secretary/Treasurer Brittain moved to approve the Consent Order in the matter of Steven Gosselin, license# 08890R Administrative Case 2024-I-018. Phil Page seconded the motion. The board voted and unanimously approved.

Secretary/Treasurer Brittain moved to approve the Consent Order in the matter of Edward Reynolds, license# 11541 Administrative Case 2024-I-017. Phil Page seconded the motion. The board voted and unanimously approved.

Secretary/Treasurer Brittain moved to approve the Consent Order in the matter of Hubert Ashley, license# 07961 Administrative Case 2024-I-016. Phil Page seconded the motion. The board voted and unanimously approved.

Oday Lavergne moved to approve the Consent Order in the matter of Mary Shanks, license# 00183 Administrative Case 2024-I-019. Lee Rielly seconded the motion. The board voted and unanimously approved.

Secretary/Treasurer Brittain moved to approve the Consent Order in the matter of Lauren Luke, license# 07854 Administrative Case 2024-I-012. Phil Page seconded the motion. The board voted and all voted aye except Oday Lavergne who voted nay. The motion was approved with majority vote.

OFFICER REPORTS

Chairman

Chairman Lewy addressed the board regarding his role as the new chairman and provided the board with an update from Leadership Issues Forum (LIF).

Treasurer

None

Executive Director

Licenses Issued from June 7, 2024 through July 18, 2024

Total: 28

PTs: 12

- Initial: 1
- Reciprocity: 4
- Provisional: 7
- Reinstatement: 0

PTAs: 16

- Initial: 13
- Reciprocity: 1
- Provisional: 2
- Reinstatement: 0

Physical Therapy Compact Privileges to Practice issued from June 7, 2024 – July 18, 2024

Initial: 11

Renewal: 5

Total: 16

YTD: 105

Complaints Summary

Currently open on licensees: 23

- Boundaries: 3
- Fraud/Billing/Documentation: 4
- Substance Abuse: 0
- Malpractice: 0
- Unprofessional Conduct: 0
- Arrest/Criminal Conviction: 8
- Previous Disciplinary Action: 0
- CEU Non-Compliance: 0
- Practice-Related Issues: 8

Currently open on non-licensees: 1

Complaints Received: 5

Informal Conferences: 13

Hearings scheduled/notices sent: 0

Appeals: 0

Proposed Consent Order/Voluntary Surrender: 3

Letter of Concern: 0

Closed Cases: 4

COMMITTEE REPORTS

Real Estate

The committee provided the board with an update regarding the search for a new office space which meets Goal 1.5 of the current strategic plan

Practice Act

Committee assignments were discussed for 2024-2025. The committee recommended adding Advisory Committee member Merritt Hebert to the Practice Act committee. The committee reviewed which strategic plan action items had been met and which were in progress for the second half of the year.

CEU

The committee presented a continuing education course application to the board. Phil Page moved to deny the course title SERTIP: SomatoEmotional Release Technique: Mastering the Inner Physician because it does not contain evidence-led information related to the practice of physical therapy and clinical outcomes. Oday Lavergne seconded the motion. The board voted and unanimously approved the denial of the course.

Committee assignments were discussed for 2024-2025 and board member Lee Rielly was recommended to be added to the CEU committee. The committee reviewed which strategic plan action items had been met and which were in progress for the second half of the year.

Investigative

Committee assignments were discussed for 2024-2025 and board member Adam York was recommended to be added to the Investigative committee. The committee reviewed which strategic plan action items had been met and which were in progress for the second half of the year.

Oday Lavergne recommended to appoint Phil Page to remain as a public member of the investigative committee after his terms ends, pursuant to §2405.B(13). The board members agreed.

Applicant Review

Committee assignments were discussed for 2024-2025 and board member Deandra Johnson-Narcisse was recommended to be added to the Applicant Review Committee. The committee reviewed which strategic plan action items had been met and which were in progress for the second half of the year.

Education and Outreach

Committee assignments were discussed for 2024-2025 and Chairman Danny Lewy was recommended to be added to the Education and Outreach committee. The committee reviewed which strategic plan action items had been met and which were in progress for the second half of the year.

UNFINISHED BUSINESS

The board discussed attorney Celia Cangelosi's request to match the maximum hourly rate for attorneys set by the Louisiana Attorney General's office. Oday Lavergne moves to approve the hourly rate for Board attorney Celia Cangelosi to match the new maximum allowed by the Louisiana Attorney General. Lee Rielly seconded the motion. The board voted and unanimously approved.

Mrs. Martin presented to the board regarding the issue of the cost of monitoring visits. Secretary/Treasurer Brittain moved to request reimbursement of monitoring visits, but to not exceed a total of \$250 invoiced to any individual being monitored. Oday Lavergne seconded the motion. The board voted and unanimously approved.

At the June board meeting, the board received the reviewed multiple imaging questions and requested the board attorneys to draft a response. The original questions and responses are as follows:

1. The board received the following questions from APTA-LA regarding imaging:

- When a physical therapist has reasonable cause to believe that symptoms or conditions are present requiring services beyond their practice scope, does the therapist have a duty to refer the patient, in the most timely fashion, to an appropriate healthcare provider/ practitioner to assist in managing the case when warranted?
- In reference to the first query and the Statute cited above, does the Board consider a board-certified radiologist to be a qualified professional or appropriate healthcare provider?
- Does the Statute cited above, or any other part of the Louisiana Physical Therapy Board, explicitly prohibit physical therapists from referring patients directly to a radiologist for appropriate diagnostic imaging studies?

2. Second, the board received the following questions related to imaging from an imaging company:

1. Are there any prohibitions for a Physical Therapist (one with a doctorate or one without) from referring (writing the physical order) for medical imaging?
 - Can PTs refer patients for medical imaging that uses radiation?
 - Can PTs refer patients for medical imaging that does not use radiation, such as ultrasound and MRI?.
 - Can PTs refer patients for medical imaging that uses contrast or isotopes along with the imaging?

The imaging company also asked the board to please refer to the bottom of the practice act in reference to the scope of practice and mandates for the radiology technologists to apply the radiation to a human being. The question writer wrote, "This is a sticking point we will be reaching out to the LA board of RT. I would like your opinion from the State Association on this paragraph.:

In June 2024, the board determined that the answers to the APTA questions are yes, yes and no. The board determined that the answers to the question from the imaging company are yes, yes and yes. In response to the final statement from the imaging company, that question is being asked of the Association and will be referred to the APTA-LA. At the June 2024 board meeting, the board members voted for the attorneys to include supporting citations to the answers related to these imaging questions. At the July 2024 meeting, Secretary/Treasurer Brittain moved to approve attorney drafted responses to imaging questions. Lee Rielly seconded the motion. The board voted and unanimously approved.

NEW BUSINESS

The board received the following question from a licensee:

I was hoping to get some help in interpreting a portion of the practice act, which is as follows in the section Unprofessional Conduct:

"Performing or attempting to perform procedures for which the licensee is not qualified by education, experience, licensure, or training."

My clinic would like to train me in performing pelvic floor examinations via digital rectal exam. I know that people typically take a course for this training, but it wanted to see, in the board's eyes, if in house training by qualified individual's would be sufficient? This would involve consent training, practical training, and potentially supervised PT/patient interactions, covering all of the bases not covered in a standard DPT program.

The board discussed and agreed that it was appropriate to refer the licensee to §303.C of the Practice Act and Rules.

Mrs. Martin presented multiple dates of events to the board to save in their calendars, including the next FSBPT Annual meeting and the next Jurisprudence.

PUBLIC COMMENT

No public comment.

Phil Page moved to adjourn the meeting. Secretary/Treasurer Brittain seconded the motion. The board meeting was adjourned at 1:48pm.