# Conference Call Meeting Minutes IOWA BOARD OF Physical & Occupational Therapy

December 21, 2012

Lucas State Office Building, 5<sup>th</sup> Floor Conference Room # 526 Des Moines, Iowa

# Hearing was continued

### Call to Order:

The meeting was called to order by Denise Behrends, Chair at 9:00am.

### **Roll Call:**

Members Present:

Denise Behrends, OT (In the office); Morris Blankenspoor, Public Member; Bradley Earp, PT; Jackie Fleming, Public Member; Jennifer Furness, OT; Erin Hytrek, PT; and Todd Bradley, PT (joined at 9:20am)

#### **Staff Present:**

Judy Manning, Board Executive; Barb Christiansen, Administrative Assistant; Barb Huey, Bureau Chief; and September Lau, AAG

# **Review Agenda:**

## **Approval of Minutes:**

Motion to approve the minutes of September 19, 2012 meeting, Motion made by Fleming, second by Blankenspoor. Motion carried.

### Reports:

Judy – Denise, Todd and Erin should be receiving information from the Governor's Office regarding serving another term on the Board. Denise has already served two 3-year terms and Todd and Erin have both served one 3-year term. All are eligible to serve another 3-year term. New terms begin on May 1<sup>st</sup>. The Hawkeye Community College Physical Therapy Assistant Program received CAPTE accreditation in November. Twenty-four applicants took the National Physical Therapy Assistant Exam on October 30<sup>th</sup>; 12 passed and 12 failed. Only 25% of the PTA applicants passed the exam on their first attempt which is alarming. Judy provided information on the pass/fail rate for each Iowa PTA program. Of the 12 applicants that passed the exam, 6 passed on the first attempt, 5 on the second attempt and 1 on the fourth attempt. Of the 12 applicants that failed the exam; 1 failed on the first attempt, 9 failed on the second attempt, and 2 failed on the third attempt. Beginning 1/1/2013 the licensure wall certificate will

no longer have the embossed gold seal. The new certificates will be on watermark security paper with the seal printed on the certificate.

Barb Huey: Will provide a report on board expenditures for all 19 licensure boards at the next face to face meeting. An analysis has been completed to determine if it would be feasible to merge several licensure boards with similar professions such as the Athletic Training Board with the Physical & Occupational Therapy Board. This information will be presented at the March meeting.

#### **New Business:**

Christopher Garcia: CEU issue regarding advanced level of clinical residency program for students. Discussion followed regarding allowing CEU hours for this activity. Denise suggested that a small committee should be formed to define very specific rules regarding this issue. National associations should be used as a resource for definitions as well as other states that already use this for CEU credit. Board agrees to research this issue further.

Marvin Firch sent a letter to the Board indicating that Mark Peters, PTA, was offered a contract with IPRC pursuant to a Settlement Agreement he entered into with the PT/OT Board. Mr. Peters has not completed the contract at this time so he is being referred back to the Board. As part of the settlement agreement he cannot work until he complies with IPRC so the Board will not take any action at this time.

Kevin Rippey: Oxygen adjustment by PT/OT issue during exercise. Oxygen is considered a medication. Must have a script for changing oxygen levels. Some Physicians do offer a small window of leeway (from 2 to 4 liters) should be sufficient. Board does agree that a doctor should be contacted or in the hospital setting a nurse can be contacted immediately. Board members suggested conservative action on this issue. PT's and OT's need to work within the parameters of the physician's prescription.

Brian Gauer: Signed a settlement agreement in August 2012, but has not been compliant with the agreement. Has sent e-mails to Judy Manning regarding his dissatisfaction with his treatment of the settlement agreement. September has had several conversations with him. Licensee is now discussing surrendering his license. September has now sent two letters to him regarding the surrender of his license. Board would like for the licensee to be put on inactive status to ensure he cannot practice in Iowa. Motion: Today the Board would approve modification to the stipulation with changes and give Judy permission to sign off on the modified version. Flemming/Brad.

Closed Session: Behrends made a motion to go into closed session at 9:39 am in accordance with IC Chapter 21.5(1)"d" to address discipline. Hytrek seconded. Roll call vote was taken:

Behrends, aye; Hytrek, aye; Furness, aye; Bradley, aye; Earp, aye; Fleming, aye; and Blankenspoor, aye.

A motion was made by Earp and seconded by Hytrek to return to open session at 9:59am.

Follow-up of closed session:

Case #12-017 motion to close. Denise/Todd

Case #12-005 motion to approve the settlement agreement. Jen/Morris

Case #12-010 motion to close. Brad/Todd

Case #12-011 motion to close. Denise/Erin

Case #12-012 motion to close. Jen/Brad

Case #12-013 motion to approve combined Statement of Charges, Settlement Agreement and Final Order. Denise/Todd

Case #10-010 motion to approve the Stipulated Order Suspending Probation after suggested modification has been made. Jen/Jackie

# Reports:

September: Gave board members a review of the disciplinary process as it relates to hearings.

Motion to adjourn this meeting at 10:07am Jen/Morris