BEFORE THE IOWA BOARD OF
PHYSICAL AND OCCUPATIONAL THERAPY EXAMINERS

IN THE MATTER OF:	)	CASE NO: 99- 012
	)	
SHARON MARTINEZ, OTA	)	**STATEMENT OF CHARGES**
	)	
Respondent.	)	

TO THE ABOVE NAMED RESPONDENT:

The Iowa Board of Physical and Occupational Therapy Examiners has jurisdiction of this matter pursuant to Iowa Code chapters 17A, 148A, 148B, and 272C (1999).

Licenses issued by the Board are subject to the laws of the state of Iowa and to the administrative rules of the Board.

Respondent Sharon Martinez was at all times during the following events a licensed occupational therapy assistant. Respondent was issued license number 196-00518 to practice as an occupational therapy assistant in the state of Iowa on October 15, 1998, as recorded in the permanent records in the office of the Board.

Respondent's license to practice as a occupational therapy assistant in Iowa lapsed on July 15, 2001. Respondent's current address as reported to the Board is 804 W. Broadway, Suite 1, Fairfield, Iowa, 52556.

COUNT I

Respondent is charged with knowingly making misleading, deceptive, untrue, or fraudulent representations in the practice of a profession and with engaging in unethical conduct pursuant to Iowa Code section 147.55(1) when she held herself out to the public as a licensed occupational therapist when she was not in fact so licensed.

CIRCUMSTANCES OF COUNT I

On numerous occasions from February of 1999 to June of 1999, Respondent identified herself as an occupational therapist when interacting with patients and residents and their families. Respondent is not licensed as an occupational therapist.

COUNT II

Respondent is charged pursuant to Iowa Code section 148B.7 and 645 Iowa Administrative Code 201.24(9)"c" with falsifying a patient record in the practice of occupational therapy.

CIRCUMSTANCES OF COUNT II

Respondent indicated in the chart of patient # 1 that she provided occupational therapy services to this patient which she did not in fact so provide.

COUNT III

Respondent is charged pursuant to 641 Iowa Administrative Code 201.24(7)"a" with practicing outside the scope of the license.

CIRCUMSTANCES OF COUNT III

On numerous occasions from February of 1999 to June of 1999, Respondent discharged patients without appropriate authorization from an occupational therapist.

FINDING OF PROBABLE CAUSE

On November 16, 2001, the Iowa Board of Physical and Occupational Therapy Examiners found probable cause to file this Statement of Charges and to order that a hearing be set in this case.

This Statement of Charges is approved by the board on November 16th, 2001.