

**AR State Board of Physical Therapy
MINUTES
August 23, 2007**

Thursday, August 23, 2007

9 Shackelford Plaza, Suite 3, Little Rock, AR

Physical Therapy Board Members Attending: Seth Coulter, Jennie Gregory, Rob Hill, Todd Burton and Jennifer Parks

Representative from Attorney General's Office: Warren Readnour

Staff Attending: Nancy Worthen

Others Present: Becky Sewell, Rehab Net, Attorney Marshall Ney by phone

CALL TO ORDER - REGULAR MEETING

Chairman Seth Coulter called the meeting to order at 10:10 a.m.

MINUTES

The minutes of the June 12, 2007 regular meeting were approved as amended.

FINANCIAL REPORT

• Financials

As of August 22, 2007 the regular checking account balance with Metropolitan Bank was reported as \$32,040.00.

As of August 22, 2007 the Money Market Funds total \$416,300.96

Total Assets - \$448,340.96

The financial report was approved as presented.

ADMINISTRATIVE

• Licensure Information

Individuals licensed since the June 12, 2007 meeting:

PTs -

- By exam: 7
- By reciprocity: 14

PTAs -

- By exam: 26
- By reciprocity: 5

Total PTs - 1480

Total PTAs - 776

Total - 2256

INQUIRIES & COMPLAINTS

• Paul Thomas Pendergrass, PTA

The Board reviewed an adverse action against Paul Thomas Pendergrass, PTA by the

Texas Board of Physical Therapy Examiners. The Texas Board ordered Mr. Pendergrass to complete 60 hours of community service and reimburse the Texas Board for legislative costs by December 31, 2007. The Arkansas Board will take no action against Mr. Pendergrass at this time. The Texas Board will be contacted after December 31, 2007 to verify that Mr. Pendergrass completed all requirements.

- **Kristi Rowe**

The Board office was notified by a company in Oklahoma that Kristi Rowe accepted a job as an alcohol and drug counselor in their office and claimed to have a Bachelors degree. She was terminated when the company discovered she did not have a Bachelors degree. The Board discussed options to locate Ms. Rowe to enforce the penalty ordered in the 2005 hearing. No further action will be taken at this time.

- **Lorri Minor, PTA**

The Board reviewed the letter received from Office of Long Term Care regarding the complaint against Lorri Minor, PTA. Office of Long Term Care determined the complaint to be unfounded. No further action will be taken.

- **Jim Keller, PT**

The Board reviewed the response from Jim Keller, PT regarding Angie Murphy's complaint. The Board determined there was no specific violation of the Practice Act. A letter will be sent to Ms. Murphy with a copy to Jim Keller.

- **Beth Stamp, PT**

Jeffrey Skrdlant requested that the board reconsider their decision concerning the complaint he filed against Beth Stamp, PT. The Board determined there is no probable cause to sanction Ms. Stamp's license. A letter will be sent to Jeffrey Skrdlant with a copy to Beth Stamp, PT.

- **Michael DuPriest, PT**

The Board reviewed the complaint against Michael DuPriest, PT and determined further information is needed. Mr. DuPriest will be asked for a copy of Alicia Rasburry's personnel files and a copy of the referral from Ms. Campbell's doctor. A draft Notice of Hearing will be completed and reviewed at the next meeting along with the requested information from Mr. DuPriest.

- **Edward Steadman, PT**

Edward Steadman, PT disclosed a lawsuit filed against him. The Board reviewed documents from Mr. Steadman and determined no action will be taken at this time. A letter will be sent to Mr. Steadman asking that he keep the Board informed and notify the Board of the final outcome.

- **Olie Rainwater, PTA**

The Board reviewed the response from Olie Rainwater, PTA concerning the complaint by Peggy Kleffner. The Board determined further information is needed from Ms. Kleffner. The complaint will be placed on the agenda for the next meeting.

- **Alicia Wright, PT**
An adverse action report was received from FSBPT regarding an adverse action taken by the Colorado Division of Regulations against Alicia Wright, PT. Ms. Wright's Arkansas license is expired. The Board determined no action would be taken at this time. The adverse action will be reviewed again if Ms. Wright requests to reinstate her Arkansas license in the future.
- **Tonya Cook, PTA**
An adverse action report was received from FSBPT regarding an adverse action against Tonya cook, PTA by the Virginia Board of Physical Therapy. Ms. Cook's Arkansas license is expired. If Ms. Cook requests to reinstate her Arkansas license in the future, the Board will review the adverse action again.
- **Idumange Idumange, PT**
An adverse action report was received from FSBPT regarding adverse action taken by the Pennsylvania State Board of Physical Therapy against Idumange Idumange, PT. The Pennsylvania Board action against Mr. Idumange was for a misdemeanor conviction in Pennsylvania in 2002 and for failing to disclose the disciplinary action against him by the Arkansas Board in 2003. The Board determined no further action would be taken.
- **Total Recovery Physical Modality**
A complaint was received from Becky Sewell of Rehab Net against Total Recovery Physical Modality. The complaint stated that Total Recovery Physical Modality appeared to advertise physical therapy treatments but did not employ physical therapists. The Board determined further information is needed. A letter will be sent to Total Recovery Physical Modality with a copy to the Medical Board.
- **Inquiry from Becky Keith**
The Board reviewed an inquiry from Becky Keith concerning writing an order in the medical chart when a patient is declared independent. A response will be sent to Ms. Keith stating if the plan of care developed by the therapist includes the goals of independence and the criteria for measuring that is a part of the plan, then it is appropriate for a PTA to make that determination and document that the patient has met the goals/criteria and now has room or hall privileges.
- **Inquiry from Gerald Gold, PT**
An inquiry was received from Gerald Gold, PT concerning physical therapy on animals. A letter will be sent to Mr. Gold explaining that the Arkansas Veterinary Medical Examining Board Practice Act has restrictive language regarding this. A chiropractor can treat an animal only with direct supervision by a veterinarian but there is nothing in the Veterinary Medical Board Act that allows for treatment of animals by physical therapists.
- **California Board Verifications**
The California Board will no longer send licensure verifications to other states unless the state law mandates it. Licensure verification is available on the California Board's website. The Arkansas Physical Therapy Practice Act does not mandate that licensure verification is received direct from other state licensing boards; therefore online

verifications will be accepted from California.

- **Vanessa Esters Applicant**

The Board reviewed Vanessa Esters application and her request to sit for the NPTE the fifth time. Nancy will contact Vanessa Esters' mentor, Becky Keith. The Board approved Ms. Esters to sit for the exam if Ms. Keith's response is positive.

- **Rodiel Kirby Baloy II, Foreign Applicant**

The Board reviewed Rodiel Kirby Baloy's application and credentials and gave approval for Mr. Baloy to sit for the NPTE.

- **Maricel Bumanlag, Foreign Applicant**

The Board reviewed Maricel Bumanlag's application and credentials and gave approval for Mr. Bumanlag to sit for the NPTE.

- **Sombat Chit-Arkah, Foreign Applicant**

The Board reviewed Sombat Chit-Arkah's application and credentials and gave approval for Mr. Chit-Arkah to sit for the NPTE.

OLD BUSINESS

- **Michael Teston Lawsuit**

The Board reviewed the decision from Judge Moody regarding Michael Teston, PT. Judge Moody decided that the Chiropractor's Practice Act is not only constitutional, but prohibits spinal mobilizations by physical therapists. The case was discussed by phone with Attorney Marshall Ney. The Board requested that Marshall appeal the decision.

NEW BUSINESS

- **FSBPT - CMS**

An email was received from FSBPT concerning CMS proposed revisions to physical therapist qualification standards. FSBPT requested that each board send a letter to CMS with concerns regarding the proposed rules. The motion was made, seconded and passed to send a letter to CMS.

- **Personal Trainers**

A discussion was held regarding personal trainers.

- **Cornelius Lovelace**

Todd informed the Board that he was contacted in regards to Cornelius Lovelace and that Mr. Lovelace might be practicing without a license. Mr. Lovelace's license expired March 1, 2007. A letter will be sent to Mr. Lovelace informing him that practice without a license is illegal and subject to a fine.

- **PTA CEs Nursing School**

The Board discussed CEs for PTAs in nursing school and determined that nursing school classes would be approved for continuing education.

- **Election of Officers**

The motion was made, seconded and passed to re-elect Seth Coulter as chairman and Jennie Gregory as secretary/treasurer.

ADJOURNMENT

The meeting adjourned at 3:15.

The next meeting will be scheduled at a later date.

Respectfully submitted,

Nancy Worthen
Executive Director