

DRAFT

AR State Board of Physical Therapy MINUTES September 18, 2003

Tuesday, September 18, 2003

9 Shackelford Plaza, Suite 1, Little Rock, AR

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

Representative from Attorney General's Office: Warren Readnour

Staff Attending: Alice Ryan and Nancy Worthen.

CALL TO ORDER

Chairman Seth Coulter called the meeting to order at 1:00 p.m.

MINUTES

- The minutes of the August 12, 2003 regular meeting were approved as amended.

FINANCIAL REPORT

• Financials

As of 09/16/03 the regular checking account balance with Metropolitan Bank was reported as \$43,695.18.

As of 09/16/03 Bank of the Ozarks certificate of deposit has a balance of \$30,690.91.

As of 09/16/03 Money Market Funds total \$225,378.69

Total Assets - \$299,764.78

The financial report was approved as presented.

ADMINISTRATIVE

• New Board Member

Todd Burton, PT was welcomed to the Board. He was appointed to the Board by Governor Huckabee September 2, 2003.

• Licensure Information

Individuals licensed since the 08/12/03 meeting:

Total 27 PT's - By exam: 16 By reciprocity: 4

Total 9 PTA's - By exam: 8 By reciprocity: 4

Total PTs - 1389

Total PTAs - 618

INQUIRIES & COMPLAINT

• Complaint: Radonna Needles, PT

The Board was notified by FSBPT of an adverse action by the Board of Physical Therapy Examiners, MD. The Maryland Board was contacted and a response was received. While practicing in Maryland, Ms. Needles allowed aides to perform ultrasound and electric stimulation on patients, activities which are outside the scope of practice for aides. She then documented the treatment provided by the aides in the patients' charts and filled out the billing form for that treatment. Ms. Needles knew that other physical therapists at other clinics also allowed aides to perform prohibited activities. She failed to notify the Board of these illegal activities, as required by the Maryland Practice Act. Radonna Needles was placed on probation for four years for violating the Maryland Practice Act. A letter will be sent to Ms. Needles asking for a response.

• **Complaint: Janice Brown, PT**

A facility report was received from Regina Joyner, Beverly Healthcare Administrator, stating Janice Brown, PT physically abused a resident. A letter requesting a response was sent to Janice Brown and a letter was also sent to Regina Joyner. A letter was received from Michael Swedenburg RPT, District Manager, AEGIS Therapies. He stated the paperwork received from Regina Joyner, the former administrator of the Beverly HealthCare facility in North Little Rock was in error. The facility, the Office of Long Term Care, the State Police and Mr. Swedenburg were called to investigate the matter. There was no abuse substantiated by any of the parties. The therapists have been cleared on all accounts by everyone and have been asked to assist further in the care and contracture management of the resident by the doctor and daughter. The Board found no violation of the Practice Act. The motion was made, seconded and passed to dismiss the complaint.

• **Complaint: Maumelle Physical Therapy**

A complaint was received by an anonymous citizen of Maumelle. The citizen complained of an ad received by Maumelle residents from Maumelle Physical Therapy for a free consultation. The Board found no violation of the Practice Act. The motion was made, seconded and passed to dismiss the complaint.

• **Report: Supervision of Idumange Idumange, PT**

Alice Ryan visited the Chenal Rehabilitation Center on September 16, 2003 to check on the supervision of Mr. Idumange during treatment of patients. His supervisor, Blandine Williams, PTA and the Rehab Coordinator was in the room with Mr. Idumange while he was treating a patient. Ms. Williams will have a supervision schedule available on the next visit.

• **Complaint: Jimmie Hooten, PTA**

A letter was received from Tammy Walker September 16, 2003 stating Mr. Jimmie Hooten, PTA molested her daughter, a minor, Venessa Pickett. A letter will be sent to Jimmie Hooten requesting a response. The police report will also be obtained.

• **Licensure Request – Christian Pacheco**

Christian Pacheco, PT applied for licensure by reciprocity. Mr. Pacheco's Florida license verification lists the status as "Active/Probation". Further information was requested and received from the Florida Board. On August 28, 2000, Mr. Pacheco was found guilty in the Escambia County Court of Indecent Exposure in Public, and Unnatural and Lascivious Acts. He was sentenced to thirty days in the county jail, twelve months probation, a fine and costs. The

Florida Board determined Mr. Pacheco violated Florida Statutes, for being convicted of a crime which directly relates to the practice of physical therapy and for failing to maintain his current address on file with the Board office. Mr. Pacheco's Florida license was placed on probation for a one-year period under indirect supervision by a monitor approved by the Chair of the Board. The Florida Board will be contacted to determine if Mr. Pacheco's probation has been completed. If he is no longer on probation, an Arkansas license will be issued with no restrictions. If he is still on probation, another meeting, possibly by conference call, will be scheduled to expedite the matter.

• **Inquiry – Anne Rinaldo**

An e-mail was received by Anne Rinaldo, PT September 17, 2003. She is considering a position where she can work one day per week in the office of a chiropractor. There would also be a physical therapist assistant working part-time or full-time and she would be responsible for the supervision. She understands she must be readily available for consultation, evaluations and establishment of each program. She wants to make sure she is not violating any rules by accepting this position. The Board agreed she would not be violating the Practice Act by accepting this position.

The meeting adjourned at 2:00 to finish the Liz Atkinson Hearing and resumed at 3:45 p.m.

OLD BUSINESS

None presented.

NEW BUSINESS

• **Election of Officers**

The motion was made, seconded and passed to reelect Seth Coulter as Chairman and Jennie Gregory as Secretary/Treasurer.

• **FSBPT Annual Meeting**

Seth Coulter suggested new Board member, Todd Burton, attend the FSBPT meeting if his schedule allows. The motion was made, seconded and passed for Todd to attend.

• **Budge Request – Computer System Upgrade**

Alice Ryan requested new computers for the Board office. An estimate of \$7,282.19 from Complete Computing was presented. An Internet provider change was also requested from AOL dial up to a DSL system through DIS at a cost of \$340.00 upfront installation then \$176.00 per month. The motion was made, seconded and passed to allow an upgrade for the Board office. Alice Ryan will take the necessary steps to have the budget adjusted to allow for the upgrade.

• **The Redleaf Institute**

The Redleaf Institute offers a 12-hour program for Offenders of Gender, Sensitivity and Boundary Issues. They are requesting the Board to require offender of gender, sensitivity and

boundary issues to take the course. The Board agreed the course could be used as continuing education but the Board will not make the course a requirement.

- The meeting adjourned at 4:30 p.m.

Respectfully submitted,

Nancy Worthen
Assistant Director