



*State of Louisiana*  
*Department of Health and Hospitals*  
***Louisiana Physical Therapy Board***

104 Fairlane Drive, Lafayette, LA 70507  
(337) 262-1043 FAX (337) 262-1054

**February 15, 2012**

- 5:00 Informal Conference Case #20111038
- 5:30 Informal Conference Case #20121002
- 6:30 Call Meeting to order
- 6:45 January Board Meeting Minutes
- 7:00 Reports
  - Chairman's Report
    - Property purchase
  - Treasurer's Report
    - ⇒ Jan 2012 actual vs. budget
    - ⇒ Securities
  - Executive Director's Report
- 8:30 Rules and Regulations Implementation Issues
- 8:45 New Business
  - ⇒ 2012 NCIT Program Announcement- Austin TX
  - ⇒ Comprehensive Rule Jurisprudence
- 9:00 Legal
  - ⇒ Ethics filing
- 9:15 Unfinished Business
  - Task Tracker
    - ⇒ CEUWorld.com
  - Correspondence
    - ⇒ Electrical stimulation
    - ⇒ CPR & CEU'S
    - ⇒ Selling wellness products
    - ⇒ Scope of practice question
- 9:45 Board Monthly Call Discussion
- Recess for evening

**February 16, 2012**

- 8:30 Monitoring Disciplined Therapists Report
- 9:00 Investigation Summary Reports (one-on-one meetings)
- 10:30 Adjournment

## LOUISIANA PHYSICAL THERAPY BOARD

February 15 & 16, 2012

Accepted

Proceedings for the Louisiana Physical Therapy Board, taken in regular session on Wednesday, February 15 & 16, 2012, at 104 Fairlane Drive, Lafayette, LA 70507. Jerry Jones, Jr., Chairman called the meeting to order at 6:30 p.m. on Wednesday. A quorum of members was present. Board members present were: Jerry Jones, Jr., Teresa Maize, Al Moreau, III, Donna "Dee" Cochran, Dan Wood, Gerald Leglue and Danny Landry. Cheryl Gaudin, Executive Director, Glenn Ducote, attorney, George Papale, attorney were present.

### ***ADOPTION OF MINUTES OF PREVIOUS MEETING***

Minutes of the January 2012 board meeting were accepted.

### ***CHAIRMAN'S REPORT***

Chairman Jones reported the acquisition of property at 100 Fairlane Drive to build a new board office.

### ***TREASURER'S REPORT***

Cash on hand for the month of January 2012 was \$1,164,393.17. Receipts for January 2012 totaled \$14,220.26 and expenses totaled \$120,316.45.

Motion was made by Teresa Maize, seconded by Al Moreau, III; "To acquire a new CD for \$200,000 using monies available in the board's commercial savings account." All in favor were Teresa Maize, Al Moreau, III, Jerry Jones, Jr., Gerald Leglue, Donna "Dee" Cochran, Dan Wood, and Danny Landry. No one opposed the motion.

### ***EXECUTIVE DIRECTOR REPORT***

### ***MONITORING DISCIPLINED THERAPISTS***

### ***RULES AND REGULATIONS IMPLEMENTATION***

The board completed the language for the Dry Needling Episodes Declaratory Statement. The statement was posted to the web.

### ***NEW BUSINESS***

Staff forward information to board and advisory committee members regarding the 2012 NCIT Basic Investigator Training course offered in Austin, TX on May 21<sup>st</sup>. Any board or advisory committee member who has not taken the course is encouraged to schedule to attend this course.

The meeting was recessed at 11:00 p.m.

The meeting reconvened on Thursday, February 16<sup>th</sup> at 8:30 a.m. A quorum of members was present. A quorum of members was present. Board members present were: Jerry Jones, Jr., Teresa Maize, Al Moreau, III, Donna "Dee" Cochran, Dan Wood, and Danny Landry. Cheryl Gaudin, Executive Director, Glenn Ducote, attorney, George Papale, attorney were present.

### ***CORRESPONDENCE***

Pam Janssen, PT asked a question about the use of a needle electrode to do electrical stimulation. Al Moreau, III to draft response.

Jerry Paine I do home health part time and have to take a CPR certification class every other year. It is a 4 hour class with testing afterwards. Could this count toward my CEU requirements for that year? Staff will respond to Paine that CPR certification courses do not count toward CEU requirements for license renewal.

Blake Walker, PT reported having a small company to sell items that patients and wellness clients may like to purchase. The main item is a posture shirt made by Evidence Based Apparel, and in

order to get these shirts at a lower cost than the MSRP, he must become a reseller, which will allow me to get them to patients at a lower cost than the MSRP. If I do so, I will have to get an LLC with appropriate insurance to cover this new company. Doing what I have explained above, would there be anything that would make having this small business unethical, so long that I do not charge more than the suggested price and I do not try to convince people to purchase an item that I as a physical therapist do not feel would be beneficial to the patient? I do not feel this would be a conflict of interest, but I want to have the board review this prior to going forth. Staff will respond to Walker indicating there is no problem with the scenario described.

David Bock, PT asked if there is any scope of practice issues concerning PT's performing Manual Lymphatic Drainage. Staff will respond to Bock that it is within the scope of practice for a PT to perform Manual Lymphatic Drainage.

### ***UNFINISHED BUSINESS TASK TRACKER***

Staff contacted CEU World to determine interest in developing an Ethics course for the board to be offered free of charge to La physical therapy licensees. The course would be available from the board's website. A response has not yet been received.

Rene LeBlanc inquired what the current rules are regarding dry needling in Louisiana and if there are any changes being planned in the future. LeBlanc is considering taking Kinetacore's Level 1 course which appears to be a 27 hour class. Is this enough to perform needling techniques in clinic immediately after the course? Staff responded including a copy of the Declaratory Statement regarding dry needling.

Khaled T. Kholy, PT wrote to the board indicating numerous attempts to renew his license unsuccessfully. Kholy requested a refund based on the fact his electronic device was not compatible with the board's webpage. The board agreed to refund the reinstatement fee of \$75. Staff responded to Kholy.

Danny P. Landry, PTA Board Member requested clarification regarding a PTA continuing to treat a patient delegated to him for gait training. The question was if after the patient received a prosthetic leg, should the PT see the patient prior to the PTA continuing to treat the patient? Mr. Landry drafted a response referencing Rule 333.

Beth Bueche requested clarification if a PTA can treat patients with a copy of the goals and interventions alone. Staff responded indicating applicable rules for review.

Mysti Moore, PT reported two physical therapists will be conducting reviews for insurance pre-authorization requests in the state of Louisiana. The contract with the state requires PTs to be licensed in Louisiana. The question was do the therapists have to attend a personal interview or can a telephone interview be conducted instead. The board determined all applicants must follow the current rules which require an in person interview. Staff responded to Moore.

Amanda Burson requested clarification of private pay by the patient. Can physical therapy services continue after a patient has either met all goals or reached a plateau of progress? Is that to say that a PTA cannot supervise patients in these programs? Staff will respond to Burson.

Cheryl Jeane, PT indicated she is planning on beginning a PT practice with shared space in a chiropractic office. The chiropractor plans on taking care of the billing, etc. however, Jeane wants to be proactive, and know what things legally, and financially to watch for. The PT practice will be its own separate entity and Jeane will be credentialed with the insurance companies. Jeane also asked if physical therapists are able to do massage under wellness and if the massage is called a wellness massage since it would only be for stress relief and relaxation. Staff responded to Jeane suggesting she consult legal counsel.

Rachael Feirman, PT requested clarification regarding discharge summaries in the acute care setting. Frequently the last visit is done by a PTA as actual discharge time since discharge is not

usually predictable or known to the PT staff. What are the requirements for discharge summaries and goal reassessment in this setting? Staff will respond to Feirman.

***LEGAL***

Discussion was held regarding board member requirement to file with the Ethics Board prior to May. Glenn Ducote provided information and forms for board members to complete.

Glenn Ducote reported he received an email from Cecelia Cangelosi, attorney for the Louisiana Board of Wholesale Drug Distributors regarding the newly adopted rule addressing legend drugs. Ducote will contact Cangelosi and ask her to forward a formal letter.

***OTHER BUSINESS***

***BOARD MEMBER MONTHLY CALLS***

The meeting was adjourned at 3:30 pm.

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