

Communique

333 Guadalupe, Suite 2-510 Austin, Texas 78701 <http://www.ecptote.state.tx.us> Fall 2002

The New, the Amended, & the Repealed

PT Rule Changes , April 2001 - November 2002

The Board has made a number of changes to the rules since the April 2001 issue. All of those changes, summarized below, are included in the new November 2002 issue of the rules. Please throw away (or archive) your salmon-colored April 2001 PT rules. Don't forget – if you lose your rules or they are not handy, you can always download a copy of the latest issue from the Board's website, www.ecptote.state.tx.us.

Most of the rule amendments in the past year deal with licensure processes, such as initial licensure or renewal requirements. Several reflect revisions to the way the Board conducts business, while two amendments and one new rule directly affect the practice of physical therapy. Also, the Executive Council has adopted changes to renewal fees. All fees are printed at the back of the rules.

Practice-related Changes

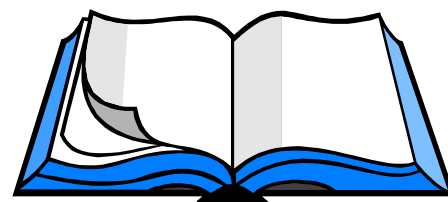
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§321.1, Definitions

The Board amended the definition of "asymptomatic".

§322.1, Provision of Services

The Board removed the language which barred PTs from accepting referrals from foreign practitioners. As the rule now reads, a PT may accept referrals from a practitioner who is licensed



in another state OR one who is licensed in another country. In either instance, the PT is responsible for determining

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Board Members Pass the Baton to New Appointees

After many months of anticipation, new appointments to the PT Board became official in time for the April 2002 quarterly board meeting. The Board operating without one of its public members (Holly Hall, who resigned for personal reasons) from the summer of 2000 until all new members were appointed, while two other board members, Mary Daulong, PT, and Susan Tripplehorn, public member from Pampa, graciously continued to serve on the Board for more than a year past the expiration of their terms in January 2001. Board and staff miss the expertise and contributions of both Ms.

Daulong and Ms. Tripplehorn, but were glad to welcome their replacements.

We should also note that Charles P. Turco, PhD, public member of the OT Board and the first Presiding Officer of the Executive Council, has been replaced on the OT Board and the Executive Council. Although Dr. Turco never served on the PT Board, he played a major role in the Council's development from its inception in September 1993. Dr. Turco also continued to serve on the OT Board and the Executive

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whether the referral comes from a “qualified healthcare practitioner” authorized to practice in his or her state or country. If a PT is not willing to take that responsibility, he/

§329.5, Licensing Procedures for Foreign-trained Applicants

The Board amended this rule several times during the course of the year. Amendments to this rule

§347.1, Definitions (Registration of PT Facilities)

The Board has amended the definition of facility by defining a “portable” facility. The term is used to describe not only a mobile PT unit, but also the practice of physical therapy which takes place in non-exempt, non-registered facilities and meets certain other conditions. This change is primarily to address issues arising from the delivery of “worksite healthcare”.

As the rule now reads, a PT may accept referrals from a practitioner who is licensed in another state OR one who is licensed another country.

she can choose not to accept a referral.

§346.3, Early Childhood (ECI) Setting

The Board has added a section dealing specifically with the early childhood setting, primarily to address concerns with developmental rehabilitation services (DRS), a new service developed by the Texas Interagency Council on Early Childhood Intervention (ECI). This new rule clearly states that when a PT provides DRS, or supervises the provision of DRS, those activities are not physical therapy.

Licensure-related Changes

§329.2, License by Examination

The changes to this rule concern reexamination requirements for licensure applicants who have failed the national PT or PTA exam more than twice. The Board expanded the list of those who can tutor a PTA reexamination candidate, and changed the reexamination application process.

§329.1, General Licensure Requirements and Procedures

The Board changed the education requirements to match the CAPTE accreditation standards. These requirements do not affect those who have already received a PT degree from an accredited program.

added exemptions to English language proficiency requirements for certain applicants; changed licensure by endorsement requirements

for foreign-trained applicants; corrected several incorrect references; and clarified that applicants must have received a passing grade on all coursework required for licensure.

Also, The Board changed the education requirements to match the CAPTE accreditation standards. The new education requirement does not affect those who have already received a PT degree from a program equivalent to a CAPTE accredited program.

§341.1, Requirements for Renewal & §341.2, Continuing Education Requirements

The Board added statements to both of these rules to make it clear that licensees who renew more than 90 days late must submit proof of CE with the renewal.

§341.8, Inactive Status

The Board amended this rule several times. As it now stands, licensees going inactive, renewing the inactive status and reactivating a license must do the same amount of approved continuing education as an active licensee, and renewing the inactive status requires a fee. Also, fees have been increased for the inactive status.

Board Governance Changes

§323.4, Applications Review Committee

This rule was broadened to allow the Committee to address all licensure application issues, not just foreign-trained issues.

§325.1, Elections

Board elections will not be held until new board members are appointed by the Governor to replace members whose terms have expired.

§325.2, Quorum

This rule, which set a quorum at two-thirds of the Board (six members), has been repealed. The Board’s quorum will now be the standard simple majority, i.e. five members.

The Board amends adopts and repeals rules at each quarterly meeting. All proposed rulemaking



We’re putting
rEnewal
at your
fingertips!

See page 11 for details.

The Board

Harvey D. Aikman, PT
Chair, Mission

Sylvia A. Dávila, PT
Vice-Chair, San Antonio

Michael G. Hines, PT
Secretary, Tyler

Mark G. Cowart, CPA
Public Member, Odessa

Cynthia Fisher, PT
El Paso

Karen Gordon, PT
Port O'Connor

Dora Ochoa-Rutledge
Public Member, San Antonio

George Scott, Jr.
Public Member, Lubbock

Mary Thompson, PT, PhD
Celina

Executive Council of PT & OT Examiners v Staff

John P. Maline, Exec. Director
Nina Hurter, PT Coordinator
Augusta Gelfand, OT Coordinator
Jennifer Jones, Exec. Assistant
Juanita Tijerina, Receptionist

Licensing Department

Cynthia Machado, Manager
John Monk, Assistant
Minerva Martinez, Initial Licensing
Rita Rodriguez, Initial Licensing
Don Meshell, Renewals
Carol Elder, Renewals
Rosie Gutierrez, Facilities
Laverne Steen, Facilities

Accounting

Nell McMillin, Accountant
Sally DeVore
Susie Schroeder

Investigations

Mark Turek, Chief Investigator
Tracy Winston



Board's Eye View Non-standard Practice Settings

Cynthia Fisher, PT, MS

Generally, a good rule is one that is broad enough to be useful to most therapists in most situations. This is especially true of rules that address aspects of physical therapy treatment, e.g. referral, evaluation, treatment, documentation and supervision. So when we write a rule about the practice of physical therapy, we try to keep several criteria in our collective mind. For one thing, the rule has to take into account a range of professional competencies, from the new therapist fresh out of school to the one who has been working for 20+ years. It has to be applicable in many different situations, from home health to hospitals. The rule should be appropriate regardless of the patient's age – whether it's six months or sixty years. And in Texas more than in some other states, a rule has to work in big cities AND rural counties.

However, the practice of physical therapy sometimes takes place in a setting that calls for special attention by the Board. Several of these settings, specifically school and early childhood, are addressed in Chapter 346, Practice Settings for Physical Therapy. PTs and PTAs in home health also deal with many of the same issues. These three settings have several things in common: They often involve several professions (PT, OT, Speech, etc.) and patients in these settings frequently require services for an indefinite length of time. Treatment goals may be limited by the setting itself, as happens in the school setting, where goals reflect only what a child needs to function successfully in school. Also, PTs are often asked to provide services other than direct physical therapy, such as consulting with other professionals or supervising people who are not working under a PT Plan of Care.

In these settings, the line between physical therapy treatment and other types of training or treatment can be confusing. Many therapists are least confident about drawing that line when the question involves supervision and/or delegation of some aspect of treatment. (And the problem is often made worse by reimbursement requirements – which should not be confused with rules, though they can sound like rules because they also deal with supervision and delegation.) The 2001 adoption by the Texas Council on Early Childhood Intervention (ECI) of a new type of service, Developmental Rehabilitation Services (DRS), raised many issues for PTs working in the early childhood setting, and provides a good example of supervision/delegation issues that can arise in this setting and others.

A brief intro to developmental rehabilitation services: DRS is medically necessary special instruction, separate from any other treatment. It is provided by a trained Early Intervention Specialist, (teacher, parent, other non-professional) or a medical professional. It can be the only service a child gets through ECI, or it can be provided along with PT, OT, speech, etc. DRS requires that one of the professionals on the child's "team" supervise the provision of those services. DRS does not replace any other medically necessary service, so a PT can find herself playing one or more of several roles: she could be only providing physical therapy, she could be only providing DRS, she could be only monitoring the provision of DRS by a non-professional, OR she could be providing physical therapy and either providing or monitoring DRS. To make it more complex, the PT may provide training and support to the non-professional (aide, teacher, parent)

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DISCIPLINARY ACTIONS

September 2000 – September 2002

This issue of the *Communiqué* includes disciplinary actions for the two previous fiscal years. The following licensees were formally disciplined by the Board in the past two fiscal years.



FORMAL DISCIPLINARY ACTIONS YEAR
ENDING AUGUST 31, 2001

- (1) **Carolyn Lewis, PT #1006310 (Wichita Falls)** – failed to properly supervise subordinate - allowed the practice of physical therapy by a person not licensed to practice. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**
- (2) **Jeanne Rappsilber, PTA #2033827 (Tyler)** – abandoned patients. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**
- (3) **Christie Fryatt, PT #1129450 (San Antonio)** – abandoned patients. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for sixty (60) days; required sixteen (16) hour tutorial; completion of ethics course.**
- (4) **Stephen Ernst, PT #1023380 (Waxahachie)** – convicted of felony DWI; used alcohol to an extent that affected his professional competence. Violation of Section 453.351 of the Act. **Board Order suspended his license for sixty (60) days; required compliance with 10-year Court probation.**
- (5) **Julie Shalen, PT #1124170 (Dallas)** – practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required sixty (60) hours of community service.**
- (6) **Nancy Doyle, PT #1047215 (San Antonio)** - inaccurately recorded treatment notes, signing another licensee's name as supervisor. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for forty-five (45) days.**
- (7) **Carol Ernst, PT #1035368 (Waxahachie)** – practiced in an unregistered facility; allowed aides to treat unsupervised. Violation of §453.351 of the Act

and Chapter 322 of the Board Rules.

Board Order suspended her license for forty-five (45) days.

(8) **Herminia Lumley, PT #1066249 (Victoria)** - failed to follow physician's order, resulting in injury to the patient. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for sixty (60) days.**

(9) **Frank Medina, PTA #2010757 (Missouri City)** - entered into deferred adjudication agreement with Court. Violation of §453.351 of the Act. **Board Order required compliance with Court probation.**

(10) **Joel King, PT #1056117 (Austin)** - convicted of felony forgery of a prescription. Violation of §453.351 of the Act. **Board Order suspended his license for sixty (60) days; required compliance with Court probation.**

(11) **Lou Losanes, PT #1076248 (Mesquite)** - practiced with an expired license. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license fifteen (15) days.**

(12) **Kelli Duncan, PT #1128718 (Garland)** - practiced in an unregistered facility. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

(13) **John Nelson, PT #1048007 (Denison)** - practiced in an unregistered facility. Violation of §19 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

(14) **Daniel Martinez, PTA #2000493 (San Antonio)** - practiced without PT supervision. Violation of §435.351 of the Act. **Board Order suspended his license for thirty (30) days.**

(15) **Martha Houghton, PT #1070076 (McAllen)** - practiced in an unregistered facility. Violation of §19 of the Act and Chapter 322 of the Board Rules. **Board Order required sixty (60) hours of community service.**

(16) **Cynthia Clemente, PT #1041275 (Missouri**

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Council long past the expiration of his last term, standing in as Presiding Officer of the Council for several years.

The appointment of new members to the PT Board and the Executive Council became official on March 27th. New PT Board members, and the Executive Council's new presiding officer, are named below. All appointments are subject to approval by the Texas Senate. Confirmation generally takes place in the following legislative session, which will begin in January 2003.

George Scott of Lubbock, public member, is a retired Texas Tech University administrator. He is a member of the Texas Association of Colleges and University Personnel Administrators and past member of the Lubbock International Airport Board. He is also a past member of the Lubbock Black Chamber of Commerce and the Lubbock Public Schools Advisory Board. He earned his bachelor's degree at Langston University in Langston Oklahoma, and his master's degree at Prairie View A&M University. His term will expire January 31, 2005.

Antonio, public member, is a counselor at Mann Middle School. She has worked for 28 years in the education field, primarily with emotionally impaired students. Ms. Ochoa-Rutledge was part of the first wave of bilingual education in South Texas, and is currently pursuing certification in deaf education. She earned her bachelor's and master's degrees at the University of Texas at Pan American in Edinburg. Her term will expire January 31, 2007.

Karen Gordon of Port O'Connor, PT, is self-employed, focusing on compliance audits, peer reviews, and special projects in a variety of settings. Ms. Gordon also spent a number of years working in a clinical setting in East Texas. She is an active member of APTA and TPTA. She was honored as the recipient of TPTA's Ruby Decker Award, Outstanding Physical Therapist of 1994. Ms. Gordon also serves on the Calhoun County Senior Citizens Association Board and volunteers as a tax counselor for the elderly at the senior center. Ms. Gordon graduated with a bachelor's degree in physical therapy from UTMB in Galveston. Her term will expire January 31, 2007.

Council Appointments

L. Suzan Kedron-Lyn of Dallas has been appointed to the Executive Council as its Presiding Officer. The five-member Executive Council also includes two PT Board members and two OT Board members appointed by the respective boards.

Ms. Kedron-Lyn is an associate attorney with Jenkins and Gilchrist, P.C. She is a member of the State Bar of Texas, New York State Bar, Bar of the District of Columbia, National Bar Association and the Texas Bar Association. Ms. Kedron-Lyn is also a member of the Real Estate Council and the American Planning Association. She also serves on the board of directors and is the former vice chair of the Alliance for the West End, Inc. She received a bachelor's degree from Columbia University and a law degree from South Texas College of Law. Her term will expire February 1, 2003.

The other Council members are: Cynthia Fisher, PT; George Scott, Jr., (public member, PT board); Jean Polichino, OTR, and David Cavazos (public member, OT

Dora Ochoa-Rutledge of San

CE AUDIT REPORT – Recent Actions

In the last six months, the Investigation Committee has reviewed 97 cases, 34 of which involved licensees who had not complied with the Continuing Education requirements for renewal.

WHAT CAN HAPPEN IF YOU FALSELY CLAIM TO HAVE THE REQUIRED CE

I License revocation or suspension I Community service I Additional CE hours I Warning letter

MOST COMMON REASONS THE AUDIT LEADS TO AN INVESTIGATION

- ☒ Not all CE claimed was approved
- ☒ Not enough total approved hours
- ☒ No approved ethics course
- ☒ CE was taken outside of the renewal period

HOW TO AVOID THE CONSEQUENCES OF A BAD AUDIT

- ☑ ALWAYS check the Approved CE list at www.tpta.org
- ☑ Count your CE hours only after you checked that your courses are approved
- ☑ Don't forget an approved ethics course
- ☑ Pay attention to dates and details



EXPIRED FACILITIES

The following PT facilities no longer hold a current registration with the Board. Some of these facilities have quit providing PT services, but have not notified the Board. Others may be providing services in violation of the law. If you know that a facility on this list is providing PT services, please contact the Board at 512/305-6900, or info@www.ecptote.state.tx.us, and ask to speak to the Investigation Department.

| EXPIRED | REG. NO. | FACILITY NAME | CITY/STATE/ZIP |
|---------|-----------|---|--------------------------|
| 5/2002 | 604460003 | ABILENE PHYSICAL THERAPY NORTH | ABILENE, TX 79601 |
| 5/2002 | 601790030 | CLAIR PHYSICAL THERAPY | ADDISON, TX 75001 |
| 9/2002 | 630220000 | AABEL PHYSICAL THERAPY & SPORTS MEDICINE | ALICE, TX 78332 |
| 12/1999 | 607490000 | INTEGRATED HEALTH SERVICES OF AMARILLO | AMARILLO, TX 79124 |
| 1/2002 | 633260000 | PIONEER MEDICAL CENTER | ARLINGTON, TX 76010 |
| 12/2001 | 632560000 | SOLUTIONS IN THERAPY | ARLINGTON, TX 76017 |
| 7/2002 | 636620003 | MOTOROLA ACTIVITY CENTER | AUSTIN, TX 78729 |
| 12/2001 | 632590000 | VESTENT BALANCE CENTER OF AUSTIN | AUSTIN, TX 78731 |
| 10/2001 | 613050000 | BIO-SPORT THERAPY & FITNESS | AUSTIN, TX 78734 |
| 3/2002 | 640800000 | PILATES CENTER OF AUSTIN | AUSTIN, TX 78751 |
| 10/2001 | 630990000 | TEXAS BONE AND JOINT | AUSTIN, TX 78756 |
| 2/2002 | 633440000 | MARATHON THERAPY | AUSTIN, TX 78757 |
| 9/2002 | 644090000 | ANN KATZ PT | AUSTIN, TX 78758 |
| 12/2001 | 600930001 | BAYTOWN OCCUPATIONAL AND FAMILY MEDICINE | BAYTOWN, TX 77521 |
| 4/2002 | 641360000 | WORKFORCE REHABILITATION CENTER | BEAUMONT, TX 77702 |
| 8/2001 | 636530001 | PRIORITIES AT WORK/BEAUMONT WORKS | BEAUMONT, TX 77705 |
| 7/2002 | 643100000 | TREATING WORKERS CARE CENTER INC | BELLAIRE, TX 77401 |
| 11/2001 | 625790001 | TOTAL ENHANCEMENT THERAPY - BORGER | BORGER, TX 79007 |
| 4/2002 | 641180000 | VALLEY PAIN & REHAB CENTER | BROWNSVILLE, TX 78520 |
| 8/2002 | 629670000 | FIRST RIO VALLEY MEDICAL PA | BROWNSVILLE, TX 78521 |
| 11/2001 | 631960000 | WORKSMART REHABILITATION, INC | BROWNSVILLE, TX 78521 |
| 8/2002 | 629800000 | BRAZOS VALLEY CARING HARTZ, INC | BRYAN, TX 77801 |
| 5/2002 | 634890000 | THERAPEUTIC HORSEMANSHIP OF EL PASO | CANUTILLO, TX 79835 |
| 6/2002 | 635760000 | METROPLEX REHAB AND PAIN MEDICINE | CARROLLTON, TX 75006 |
| 9/2001 | 636920000 | WILKO MULTI-SPECIALTY CLINIC | COPPERAS COVE, TX 76522 |
| 3/2002 | 634310002 | YMCA OF CORPUS CHRISTI | CORPUS CHRISTI, TX 78401 |
| 4/2002 | 634780000 | BAYVIEW REHABILITATION | CORPUS CHRISTI, TX 78404 |
| 9/2002 | 604130000 | MCDOWELL PC, PAMELA A | CORPUS CHRISTI, TX 78404 |
| 4/2002 | 600860004 | HUMPAL PHYSICAL THERAPY AND SPORTS MEDICINE | CORPUS CHRISTI, TX 78408 |
| 3/2002 | 610130000 | BRUCE R. MCFARLAND, M.D., P.A./BAY AREA REHABILITAT | CORPUS CHRISTI, TX 78411 |
| 3/2002 | 634320000 | OSBORNE PHYSICAL THERAPY | CORPUS CHRISTI, TX 78412 |
| 7/2002 | 615350002 | INTEGRATIVE PEDIATRIC THERAPY @ THE SHELTON SCHOOL | DALLAS, 75248 |
| 8/2002 | 636530000 | PRIORITIES AT WORK | DALLAS, TX 75201 |
| 8/2001 | 612840001 | REHABILITATION SOLUTIONS, INC. (THE REHAB GROUP) | DALLAS, TX 75217 |
| 3/2002 | 627350000 | GRIEGO FAMILY MEDICAL PHYSICAL THERAPY | DALLAS, TX 75224 |
| 7/2002 | 615350003 | INTEGRATIVE PEDIATRIC THERAPY @ DALLAS THERAPY | DALLAS, TX 75230 |
| 1/2002 | 633110001 | JOHN CLAUDE KRUSZ, PHD, M.D., PA | DALLAS, TX 75231 |
| 9/2001 | 637010000 | TRINITY REHABILITATION SERVICES, LLC | DALLAS, TX 75234 |
| 5/2002 | 641940000 | PHYSICAL MEDICINE AND REHABILITATION CENTER | DALLAS, TX 75240 |
| 9/2001 | 609900001 | SUNNYLAND PHYSICAL THERAPY | DALLAS, TX 75243 |
| 10/2001 | 605710000 | CENTER MEDICAL CLINIC | DEER PARK, TX 77536 |
| 9/2001 | 614580006 | PHYSICAL THERAPY SERVICES OF DENISON/MATRIX | DENISON, TX 75020 |
| 5/2002 | 628350000 | NOR-TEX REHAB;PAIN CLINIC P.L.L.C. | DENTON, TX 76201 |
| 9/2002 | 601020001 | VICTORY GYM/PHYSICAL THERAPY SOURCE, P.C. | DESOTO, TX 75115 |
| 6/2001 | 635290000 | PROVIDENCE PHYSICAL THERAPY | DILLEY, TX 78017 |
| 6/2002 | 642320000 | AUTO AND WORK INJURY CLINIC (W C LAROCK DC PC) | EL PASO, TX 79901 |
| 8/2002 | 643640000 | DBC EL PASO | EL PASO, TX 79902 |
| 11/2001 | 639000000 | EL PASO INTEGRATED PHYSICIANS GROUP PA | EL PASO, TX 79902 |
| 6/2001 | 635390000 | CASKEY CHIROPRACTIC CENTER | EL PASO, TX 79904 |
| 9/2002 | 644070000 | MILLENNIUM CHIROPRACTIC AND REHAB | EL PASO, TX 79925 |
| 5/2002 | 625850001 | WEST TEXAS PHYSICAL THERAPY | EL PASO, TX 79932 |
| 4/2002 | 641510000 | DAYBREAK NEUROMUSCULAR PAIN RELIEF CLINIC | EL PASO, TX 79935 |
| 7/2002 | 643070000 | B & M REHABILITATION CLINIC | ENNIS, TX 75119 |
| 6/2001 | 635280000 | THE FINISH LINE THERAPY CENTER | FARMERS BRANCH, TX 75244 |
| 6/2002 | 642220000 | ALPHA ERGONOMICS & IMPAIRMENTS INC | FORT WORTH, TX 76106 |

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Texas Board of Physical Therapy Examiners

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| | | | |
|---------|-----------|---|----------------------------|
| 8/2001 | 636590000 | ADVANCED THERAPY SERVICES | FORT WORTH, TX 76133 |
| 7/2002 | 636440000 | EMERALD SPRINGS WELLNESS CLINIC | FRIENDSWOOD, TX 77546 |
| 8/2002 | 601320000 | WILSON, MD, PA, STEPHEN L | FT WORTH, TX 76104 |
| 9/2002 | 612630000 | CURNYN PHYSICAL THERAPY | FT WORTH, TX 76109 |
| 12/2001 | 639640000 | METROPLEX HEALTHCARE ASSOCIATES | FT WORTH, TX 76112 |
| 9/2002 | 604820000 | EASTER SEALS GREATER NORTHWEST TEXAS | FT WORTH, TX 76119 |
| 9/2002 | 637500000 | OCCUPATIONAL HEALTH SOLUTIONS | FT WORTH, TX 76134 |
| 8/2002 | 615060000 | HOPE THERAPY | GALVESTON, TX 77554 |
| 8/2002 | 601160000 | THERAPY ASSOCIATES OF GARLAND | GARLAND, TX 75042 |
| 10/2001 | 637680000 | ADVANTAGE REHABILITATIVE THERAPY | HARLINGEN, TX 78550 |
| 9/2002 | 629480001 | APEX THERAPY & REHABILITATION, L.L.P. | HARLINGEN, TX 78552 |
| 9/2002 | 644110000 | YOUR FIRST STEP TO REHABILITATION LLC | HEMPSTEAD, TX 77445 |
| 3/2002 | 626980000 | TRINITY WELLNESS CTR, P.C. | HIGHLAND VILLAGE, TX 75077 |
| 12/2001 | 608150000 | ST JOSEPH PHYSICAL THERAPY | HOUSTON, TX 77002 |
| 12/2001 | 639780000 | TEXAS THERAPY CENTER | HOUSTON, TX 77002 |
| 3/2002 | 627010000 | WORKERS EVALUATION REHABILITATION CENTER | HOUSTON, TX 77004 |
| 7/2002 | 629330003 | COSSABOOM YMCA | HOUSTON, TX 77012 |
| 7/2001 | 633960013 | COSSABOOM YMCA | HOUSTON, TX 77012 |
| 1/2001 | 632990000 | TRANS MEDICAL REHAB SERVICES | HOUSTON, TX 77021 |
| 11/2001 | 605710001 | NORTH FREEWAY MEDICAL & INDUSTRIAL CLINIC | HOUSTON, TX 77022 |
| 5/2001 | 614560000 | PROVIDENCE SYSTEMS | HOUSTON, TX 77027 |
| 6/2001 | 622530000 | NORTHSHORE ORTHOPEDICS PHYSICAL THERAPY | HOUSTON, TX 77029 |
| 3/2002 | 633950000 | MANUAL PHYSICAL THERAPY GROUP | HOUSTON, TX 77030 |
| 3/2002 | 633950001 | MANUAL PHYSICAL THERAPY GROUP | HOUSTON, TX 77030 |
| 10/2001 | 631060000 | EAGLE REHAB CENTER OF HOUSTON, INC. | HOUSTON, TX 77036 |
| 8/2002 | 629850001 | HOUSTON SWIM CLUB/PHILL HANSEL SWIMMING ACADEMY | HOUSTON, TX 77036 |
| 5/2002 | 642040000 | INTERNATIONAL PHYSICAL THERAPY & REHABILITATION | HOUSTON, TX 77036 |
| 12/2001 | 632670000 | SOUTHWEST THERAPY & REHAB CENTER | HOUSTON, TX 77036 |
| 3/2002 | 621600000 | ST JUDE PHYSICAL THERAPY CENTER | HOUSTON, TX 77036 |
| 6/2002 | 642090000 | UNIQUE REHAB & PHYSICAL THERAPY CENTER, INC. | HOUSTON, TX 77036 |
| 6/2001 | 635800000 | UNITED CARE PHYSICAL THERAPY & REHABILITATION SVC | HOUSTON, TX 77036 |
| 8/2002 | 643590000 | UNIVERSAL HEALTHCARE SERVICES | HOUSTON, TX 77036 |
| 3/2002 | 617550000 | MEMORIAL PHYSICAL THERAPY AND SPORTS CENTER, INC. | HOUSTON, TX 77043 |
| 6/2002 | 642180000 | MODERN MEDICINE HEALTHCARE INC | HOUSTON, TX 77054 |
| 6/2002 | 642160000 | OCCUPATIONAL THERAPY SERVICES OF HOUSTON | HOUSTON, TX 77054 |
| 3/2002 | 634250000 | PDF MEDICAL CLINIC & REHAB INC | HOUSTON, TX 77054 |
| 7/2002 | 633960012 | WESTSIDE YMCA | HOUSTON, TX 77055 |
| 9/2002 | 636980000 | WORK FITNESS, L.L.C. | HOUSTON, TX 77055 |
| 1/2002 | 633030000 | ACE MEDICAL PLACEMENT AND CARE CENTER, INC. | HOUSTON, TX 77057 |
| 7/2002 | 643470000 | COMMUNITY PODIATRY AND FAMILY HEALTH CENTER | HOUSTON, TX 77057 |
| 6/2002 | 642170000 | SPACE PARK REHABILITATION CENTER | HOUSTON, TX 77058 |
| 9/2002 | 604420000 | HOUSTON CENTER FOR PHYSICAL THERAPY | HOUSTON, TX 77070 |
| 8/2001 | 636510000 | CAPRICORN MEDICAL & THERAPEUTIC CLINIC | HOUSTON, TX 77072 |
| 8/2002 | 643580000 | MEDI CLINICS OF HOUSTON | HOUSTON, TX 77072 |
| 12/2001 | 632090000 | MISSION CARE REHABMED | HOUSTON, TX 77072 |
| 9/2002 | 604670000 | MEDICS PLUS INC/ISOMED REHAB CTR - SW | HOUSTON, TX 77074 |
| 6/2001 | 635700000 | THE BALANCE CENTER OF HOUSTON | HOUSTON, TX 77074 |
| 8/2002 | 603540000 | AMERICAN PAIN & THERAPY CENTER | HOUSTON, TX 77076 |
| 8/2002 | 618640000 | HOUSTON TOTAL BODY REHAB | HOUSTON, TX 77076 |
| 8/2001 | 601330000 | HYPERCARE INC | HOUSTON, TX 77076 |
| 9/2002 | 637160000 | SOUTH TEXAS REHABILITATION | HOUSTON, TX 77076 |
| 8/2002 | 643770000 | TEXAS PAIN SOLUTIONS INC | HOUSTON, TX 77076 |
| 12/2001 | 632650000 | SPRING BRANCH INJURY & REHABILITATION CTR | HOUSTON, TX 77080 |
| 11/2001 | 632010000 | DL&J PHYSICAL MEDICINE REHAB | HOUSTON, TX 77081 |
| 7/2001 | 629410000 | FIRST DOCTORS NIGHT HEALTH CLINIC | HOUSTON, TX 77087 |
| 7/2001 | 629420000 | SUNRISE REHABILITATION | HOUSTON, TX 77096 |
| 12/2001 | 632080000 | ERIKWA PHYSICAL MEDICINE | HOUSTON, TX 77099 |
| 4/2002 | 641540000 | TOTAL CARE CENTER | HOUSTON, TX 77099 |
| 1/2002 | 639980001 | JOINT & SPINE CENTER P.C. (DOWNTOWN) | HUNTSVILLE, TX 77340 |
| 9/2001 | 630240000 | CARDINAL REHAB CLINIC | HURST, TX 76053 |
| 7/2002 | 642960000 | THERASPORT PLLC | HURST, TX 76054 |
| 8/2001 | 618050002 | TEXAS BACK INSTITUTE | HURST, TX 76180 |
| 5/2002 | 641580000 | ALPHA REHAB ASSOCIATES INC | IRVING, TX 75062 |
| 1/2002 | 639870000 | HARRIS MEDICAL GROUP | IRVING, TX 75062 |
| 9/2001 | 637200000 | DICKERSON MEMORIAL HOSPITAL | JASPER, TX 75951 |

(Continued on page 10)

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City) - practiced in an unregistered facility. Violation of §19 of the Act and Chapter 322 of the Board Rules.

Board Order required thirty (30) hours of community service.

(17) Maria Cabrera, PT #1121903 (Crockett) - practiced in an unregistered facility. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required forty-five (45) hours of community service.**

(18) Duane Wieding, PT #1046381 (New Braunfels) - failed to insure accurate documentation of services rendered by PTA. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required written policies on referrals and assignment/intervention; CE course on documentation.**

(19) Mary Flori, PTA #2002192 (San Marcos) - inaccurately recorded patients treatments rendered. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service; CE course on documentation.**

(20) Mary Hodgkinson, PT #1040434 (Inez) - practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirteen (13) days.**

(21) Bernice Lim, PT #1081453 (Orlando, FL) - failed to properly evaluate a patient prior to ordering treatment. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for fifteen (15) days.**

(22) Sonia Seal, PT #1084267 (Midland) - failed to properly assess and evaluate a patient's status prior to allowing an aide to treat her. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

(23) Casey Brown-Hutcherson, PTA #2015368 (Lubbock) - practiced in an unregistered facility. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for sixty (60) days.**

(24) Guy DeLuna, PT #1100030 (Leesburg) - failed to timely/properly document progress notes and discharge summaries on several patients. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

(25) Edith Milosevic, PT #1117398 (Trophy Club) - inaccurately records patient treatments rendered. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for ninety (90) days.**

(26) Traci Hamilton, PT #1049336 (Bells) - failed to follow physician's order, deleting one of the modalities ordered. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

(27) Frederick Sinclair Scott, PTA #2020012 (San Antonio) - practiced with an expired licensee. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

(28) Barbara Finch, PTA #2003661 (Buda) - practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

(29) Roberto Chua, PT #1038990 (Plano) - inaccurately recorded patient treatments rendered. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

FORMAL DISCIPLINARY ACTIONS
YEAR ENDING AUGUST 31, 2002

(1) Leslie Buchhorn, PTA #2009734 (Inez) - failed to properly renew her license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required sixty (60) hours of community service.**

(2) Pio Araneta, PT #1069813 (Arlington) - failed to properly renew his license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

(3) D'Anne Lynne Wilson, PTA #2025120 (Lockhart) - failed to properly renew her license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

(4) Keith Blasingame, PT #1092377 (Pearland) - allowed an aide to treat without licensed supervision. Violation of §453.351 of the Act and Chapter 322 of the Board rules. **Board Order suspended his license for fifteen (15) days.**

(5) Keith Blasingame, PT #1092377 (Pearland) - violated the terms of the above Order. Violation of §453.201 of the Act. **Board Order suspended his license for three (3) additional days.**

(6) Suzanne Goslin, PT #1023448 (Bay City) - practiced in a manner detrimental to the public health and welfare. Violation of §453.351 of the Act. **Board Order required quarterly notices from her primary care physician.**

(Continued on page 9)

Finally – no more checks in the mail, no more wondering whether your renewal application will make it on time!

Now Available... Online License Renewal!



Thanks to a broad initiative by the Texas Legislature, most Texas licensing boards, including this one, now offer online license renewal. PTs and PTAs can go to Board's home page (www.ecptote.state.tx.us), take the jurisprudence exam online, click on a link to Texas Online (the state's electronic payment portal) and pay for renewal with a credit card or electronic check. Your renewal certificate and wallet card will be mailed to you as usual after the State Comptroller's office verifies the payment to the Board.

There are some specific criteria you must meet to renew online. Most importantly, you must have an active license, and be renewing on time. The remaining criteria are listed online at the beginning of the process.

Don't Renew it, E-new it!
at www.ecptote.state.tx.us

(Continued from page 8)

(7) **Zonia Velasco, PT #1027779 (Dallas)** – participated in a scheme and artifice to defraud health care benefit programs. Violation of §453.351 of the Act. **Board Order suspended her license for three (3) years.**

(8) **Kathleen Wilson, PT #1112662 (Frisco)** - failed to properly renew her license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for fifteen (15) days.**

(9) **Claudia Bullard, PT #1132348 (Beeville)** - practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board rules. **Board Order suspended her license for fifteen (15) days and required fifteen (15) hours of community service.**

(10) **Jerre Van Den Bent, PT #1084499 (Dallas)** - failed to properly renew his license. Violation of §453.351 of the Act and Chapter 322 of the Board rules. **Board Order required thirty (30) hours of community service.**

(11) **Jesse Balderas, PTA #2023208 (Rockport)** – failed to properly renew his license. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license fifteen (15) days.**

(12) **Brent Haley, PT #1014710 (Carrollton)** – removed patient records from a facility without authorization. Violation of §435.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

(13) **Cleveland Thompson, PTA #2011128 (Missouri City)** – misrepresented himself as a PT; practiced without PT supervision. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license.**

(14) **Marvin Alexander, PT #1113264 (Houston)** – practiced with an expired license. Violation of §435.351 of the Act and Chapter 322 of the Board rules. **Board Order suspended his license for two (2) days.**

(15) **Charles Thomas, PTA #2031912 (Stamford)** – inaccurately documented and charged for visits not made. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

(16) **Luis Samoro, PTA #2029734 (Sugar Land)** - failed to properly renew his license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

(17) **Toss Simon, PT #1143006 (Houston)** – practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board rules. **Board Order suspended his license for forty-five (45) days.**

(18) **Steven Nagle-Perkins, PT #1079317 (Dallas)** - practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for fifteen (15) days.**

(19) **Kim Mendoza, PTA #2039584 (Pearland)** -

(Continued on page 10)

Texas Board of Physical Therapy Examiners

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|---------|-----------|--|-------------------|------------|
| 6/2001 | 635890000 | HEALTH FOCUS REHABILITATION | SAN ANTONIO, TX | 78212 |
| 6/2001 | 628740000 | DIRECT PT INC. | SAN ANTONIO, TX | 78217 |
| 7/2001 | 626180004 | SAN ANTONIO NEUROMUSCULAR ASSOCIATES | SAN ANTONIO, TX | 78217 |
| 2/2002 | 633600000 | TEXAS REHAB CENTER | SAN ANTONIO, TX | 78221 |
| 5/2002 | 628270000 | TEXAS TRICARE PHYSICAL THERAPY AND REHABILITATION | SAN ANTONIO, TX | 78224 |
| 6/2001 | 635810001 | CROSSROAD REHABILITATION CENTER | SAN ANTONIO, TX | 78228 |
| 6/2002 | 635810000 | RIVERCITY THERAPY CENTER, INC. | SAN ANTONIO, TX | 78228 |
| 5/2002 | 632880001 | NEW DIRECTIONS THERAPY | SAN ANTONIO, TX | 78229 |
| 3/2002 | 640660000 | WURZBACH AVENUE REHAB SERVICES | SAN ANTONIO, TX | 78229 |
| 3/2002 | 627240000 | PARK NORTH PHYSICAL THERAPY | SAN ANTONIO, TX | 78230 |
| 11/2001 | 637720001 | EAGLE REHAB CENTER OF SAN ANTONIO INC. | SAN ANTONIO, TX | 78232 |
| 10/2001 | 619150000 | TBC PHYSICAL THERAPY & REHAB | SAN ANTONIO, TX | 78238 |
| 5/2002 | 628230000 | SAN ANTONIO EMPLOYMENT REHABILITATION CENTER | SAN ANTONIO, TX | 78240 |
| 9/2001 | 636920001 | WILKO MULTI SPECIALTY CLINIC | TEMPLE, TX | 76502 |
| 7/2001 | 629270000 | UNITED HEALTH & WELLNESS CLINIC, P.A. | TEXARKANA, TX | 75503 |
| 7/2001 | 629230000 | PARAMOUNT SENIOR CARE OF TEXAS, INC. | TEXARKANA, TX | 75503-2379 |
| 1/2002 | 633000000 | INNOVATIVE THERAPIES | THE WOODLANDS, TX | 77381 |
| 8/2002 | 636870000 | EXCEPTIONAL RESOURCE CENTERS OF TEXAS, INC. | THE WOODLANDS, TX | 77386 |
| 6/2001 | 635370000 | COR-TYLER | TYLER, TX | 75701 |
| 6/2001 | 635370001 | COR-TYLER/PHYSICAL MEDICINE ASSOCIATES | TYLER, TX | 75701 |
| 6/2001 | 635350000 | M. A. HEALTH FOR ALL INC. | TYLER, TX | 75701 |
| 11/2001 | 631940000 | OMEGA REHABILITATION SERVICES | TYLER, TX | 75701 |
| 8/2002 | 602160001 | PHYSICAL THERAPY SERVICES - MIT BRANCH | TYLER, TX | 75701 |
| 8/2002 | 623020000 | PENNY PATTERSON, MA, PT | TYLER, TX | 75702 |
| 5/2002 | 641810000 | OCCU-SAFE INC (TYLER OCCUPATIONAL HEALTH CLINIC) | TYLER, TX | 75707 |
| 9/2002 | 636910000 | SUPERIOR PEDIATRIC CARE | WEATHERFORD, TX | 76088 |
| 6/2001 | 628090002 | ONE SOURCE REHABILITATION, INC. - SOUTH TX FOOT SP | WEBSTER, TX | 77598 |
| 9/2002 | 604700001 | THE PLACE | WICHITA FALLS, TX | 76301 |
| 11/2001 | 625200000 | WIMBERLY HOME HEALTH | WIMBERLY, TX | 78676 |
| 11/2001 | 639370000 | ZAPATA REHABILITATION CENTER | ZAPATA, TX | 78076 |

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who is working with the patient or child when the PT is not there.

What guidelines does the Board offer to PTs in any of these settings? Here are a few: If you are providing direct physical therapy services, make it clear in the PT Plan of Care what they are and when you carry them out. Make sure that when you delegate physical therapy activities to a PTA, your documentation reflects those delegated services, and tracks the provision of them. When you are responsible for providing services that are not PT (e.g., DRS), make sure the documentation reflects the difference. Document training you give any non-licensed persons who are working with the patient or child. And if you instruct those people to carry out any exercises, etc., it is your duty to make sure they know how to carry them out effectively and safely.

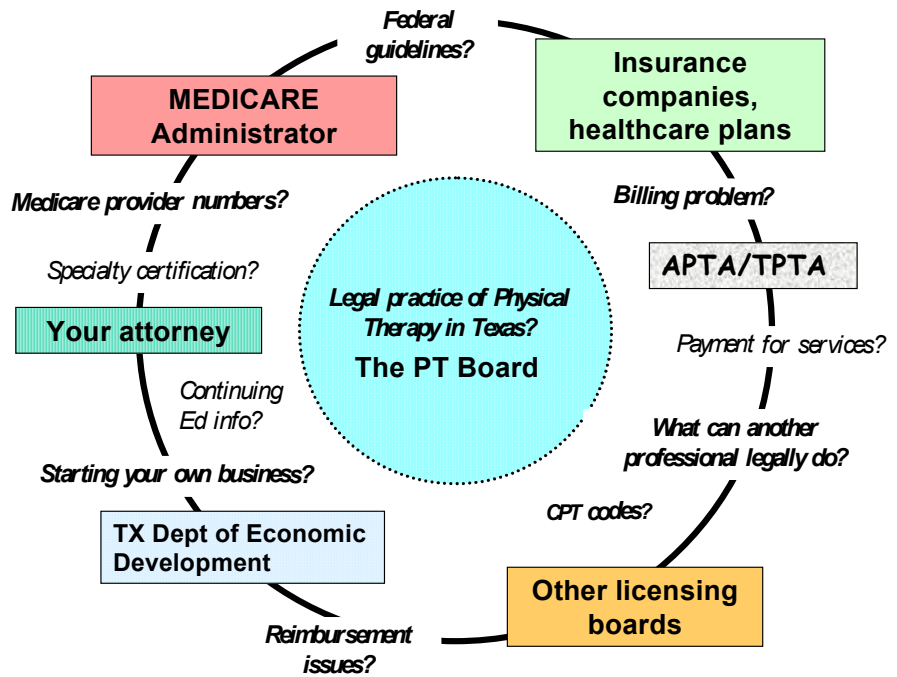
If you are given general responsibility for the patient's care while a home health aide or family member is working at home with the patient, or are responsible for what ECI calls "quarterly consults" i.e., monitoring a child's developmental progress when he or she is not receiving services from PT, OT or another medical professional, remember that this is considered oversight of the case or care being given, not direct supervision of the aides or family members working with the patient/child. If you are providing case oversight, and the patient or child is not progressing as expected, let the team, committee, or physician – whichever is correct for your setting – know, so that a new evaluation can be done and the correct services provided.

Licensees sometimes ask whether they are "liable" for services they are asked to provide, especially when they fall outside of direct physical therapy. The bottom line is that a PT is responsible, or "liable", for all of his or her actions. You are responsible for your license. If you think that what you are being asked to do is not within your scope of practice, you have the right and responsibility to say no. If you are in doubt, consult the rules, specifically Chapters 322 and 346. If your question is not answered in the rules, please call the Board. The Board expects therapists in all settings to use professional judgment to determine what is best for each patient or child in a particular situation. **b**

When You've Got a Question, Who Has the Answer?

Working as a licensed professional in the healthcare field means that you have to deal with many people, regulatory bodies and organizations that have the power to affect the way you work and do business. You may have an employer, supervisor, or administrator – maybe all three – or you may be self-employed. Whether you call yourself or someone else boss, you've also got the PT Board, insurance companies, Medicare, Worker's Comp, and many other state, federal and local government entities who make and enforce rules you must follow to keep your license, get paid, or run your business. When you have a question about your practice or profession, save yourself time and money by

calling the right place first. The PT Board can only answer questions about practice itself. All of the rest of your work-related questions should be directed to the appropriate entity. Below are phone numbers and



IMPORTANT CONTACT INFO

Executive Council of PT & OT Examiners
Texas Board of Physical Therapy Examiners
www.ecptote.state.tx.us
512/305-6900 (voice) **512/305-6951 (fax)**

Texas PT Association (TPTA)
 CE course approval, list of approved courses
www.tpta.org **512/477-1818**

American PT Association (APTA) - Specialty certification, general info on working as a PT/PTA
www.apta.org **800/999-2782**

Federation of State Boards of Physical Therapy
 Score transfer reports
www.fsbpt.org **703/739-9420**

State of Texas website, with links to all state info:
www.tx.state.us

TX Department of Human Services (DHS)
www.dhs.state.tx.us/programs/ltc/certification.html
 long term care **800/458-9858**
 nursing home **800/252-8016**

TX Department of Health (TDH)
www.tdh.state.tx.us/license.htm
 home health agency **800/228-1570**
 hospital licensing **512/834-6650**

TX Council on Early Childhood Intervention (ECI)
www.eci.state.tx.us **800/250-2246**

TX Education Agency (TEA)
www.tea.state.tx.us **512/463-9734**

TX Workers' Comp Commission
www.twcc.state.tx.us **512/804-4000**

MEDICARE & MEDICAID QUESTIONS
Trailblazer Health Enterprises (Medicare Program administrator) www.the-medicare.com
Medicare Part A **888/763-9836**
 (rehab depts, hospitals)
Medicare Part B **903/463-0720**
 (independent practitioners)
Medicaid **800/252-8263**