



Big Changes to CC Rules for 2014

The Board completed its revision of §341.2, Continuing Competence Requirements, and §341.3, Qualifying Continuing Competence Activities, at the September 6th meeting. The amendments are available at <http://www.ptot.texas.gov/physical-therapy/pt-board/act-and-rules>, and will be up for adoption at the January 17, 2014 meeting. Comments for or against the rule changes should be sent to nina.hurter@ptot.texas.gov.

Engagement Activities to be Granted CCUs

The major focus of the revision is to acknowledge that engagement in profession-related activities help practitioners stay competent in their field. Beginning with license renewals that are completed AFTER January 31, 2013, licensees will be given CC credit for a number of membership and service activities, such as membership in APTA/TPTA, serving on specific regulatory or professional boards, volunteering as an item writer for the national exam, and service as a Clinical Instructor. For a complete list of professional membership or service activities that will be recognized, and the documentation required as proof for each activity, please see the proposed rule.

More Activities Pre-approved

Additionally, the Board has decided to give certain activity categories pre-approved status, so that licensees will not have to submit them to TPTA for individual approval. Currently, only Residencies, Fellowships, Examinations, and Practice Review Tools have what is essentially automatic approval, but the following types of activities will be assigned a standard approval number by TPTA that can be used by all licensees starting with February 2014 renewals:

1. College or university courses that are part of a post-professional physical therapy degree program, or are part of a CAPTE-accredited program bridging from PTA to PT
2. Service as a clinical instructor (CI) for full-time, entry-level PT or PTA students enrolled in accredited education
3. First-time development or coordination of course(s) in a CAPTE-accredited PT or PTA program, or a post-professional physical therapy degree program, or a CAPTE-accredited program bridging from PTA to PT
4. Presentation or instruction as a guest lecturer in a CAPTE-accredited PT or PTA program, or a post-professional physical therapy degree program, or a CAPTE-accredited program bridging from PTA to PT
5. Supervision or mentorship of a resident or fellow in an APTA credentialed residency or fellowship program
6. APTA Certification for Advanced Proficiency for the PTA

Terminology Changes

The Board amended the names of several activity categories to reflect the inclusion of new types of activities. For example, "Self-directed Study" is now "Scholarship" and includes manuscript submissions, grant reviews, and other new scholarly activities. What was previously called "Home Study" is now "Self-Study" and is defined more clearly.

Other Changes

Some pre-existing activities have new credit calculations. For example, CCUs for Teaching and Presentation, as well as related activities, are now based on student contact hours. Other changes to pre-existing activities include

documentation required; licensees are advised to carefully check the amended rules to make sure they are collecting the correct information to use for renewal of their license.

Effective Date-February 1, 2014

The Board will take final action on this amendment at its January 2014 meeting; the adoption date and the full text of the amended rules will be posted at www.ptot.texas.gov once the Board has officially adopted the rules. The changes will go into effect for all renewals completed on February 1, 2014 or later. If you renew your license before these changes are adopted, your CC activities must reflect the current rules. Licensees may not start claiming CC credit for activities proposed for inclusion until the rules are adopted. //

ADDRESS OF RECORD

Option Allows Keeping Home Address, Phone Private

Many licensees over the years have asked the Board to keep their home address and phone number confidential, mostly because they wish their phone would quit ringing in the evening or that their pile of junk mail would shrink miraculously. The answer has always been "Sorry, not possible," since the Texas Public Information Act states that all licensee information (except Social Security Numbers and any medical information) is accessible to the public, available to whoever asks for it. But during the 2013 legislative session, the Board sought the help of TPTA to add new language to the PT Practice Act that would specifically exempt licensee home address and phone numbers from the Public Information Act. Thanks to House Bill 588, authored by Rep. Tom Craddick and sponsored by Sen. Carlos Uresti, the Board now has the authority to keep that information confidential – under certain conditions.

Section 453.151 of the PT Practice Act has had this language added:

"Information maintained by the executive council or the board under this chapter regarding the home address or personal telephone number of a person licensed under this chapter or a person who is an owner or manager of a physical therapy facility registered under this chapter is confidential and not subject to disclosure under Chapter 552, Government Code. A person licensed under this chapter or a person who is an owner or manager of a physical therapy facility registered under this chapter must provide the board with a business address or address of record that will be subject to disclosure under Chapter 552, Government Code."

How it Works

- i Licensees may now select their business, mailing or home address as their Address of Record at time of application and renewal, or through the website and email at any time.
- i The Address of Record will be made available to the public when that information is requested by outside organizations.
- i If you select your business or mailing address as your Address of Record, your home address will not be made available to the public.
- i Until licensees select an Address of Record, the business address will be used as the default. If no business address is available, the mailing address will be used. If no alternate address is available, the home address will be used.

- i Additionally, any phone number listed in our records as a "personal" phone number (i.e. home number) will be automatically be kept confidential and will not be given to outside organizations. Email addresses are not considered confidential. (Cont'd on page 5)



Disciplinary Action Taken by the Board on September 6 and October 11, 2013

Detrimental Practice – Various

Misty Luce, PTA #2060960 (Cypress) – practiced in a detrimental manner by accepting money from a patient for personal use. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for fifteen (15) days.**

Nora Contreras, PTA #2013231 (Spring) – practiced in a detrimental manner by failing to accurately record treatment notes. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

Adam Blumberg, PT #1154838 (Frisco) – practiced in a detrimental manner by treating a patient without a referral for treatment from a qualified healthcare practitioner. Violation of 453.351 of the Act. **Board Order suspended his license for thirty (30) days.**

Rachelle Murphy, PT #1226168 (Crowley) – practiced in a detrimental manner by abandoning her position and/or patients without providing sufficient prior notice. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for twenty-one (21) days.**

Kristal Gade, PTA #2088600 (Scottsbluff, NE) – practiced in a detrimental manner by accepting money and drugs from a patient for personal use. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for forty-five (45) days.**

Andrew Shippey, PT #1162321 (Humble) – practiced in a detrimental manner by failing to timely and accurately document treatments and re-evaluate patients; and failing to properly supervise an aide. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for forty-five (45) days.**

Delia Santana, PTA #2067647 (Conroe) – practiced in a detrimental manner by practicing outside the scope of her license. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

Andrea Leal, PT #1166268 (Austin) – practiced in a detrimental manner by failing to accurately record treatment notes – failing to submit documentation in a timely manner. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended her license for thirty (30) days.**

Oscar Rene Sanchez, PTA #2022903 (Laredo) – practiced in a detrimental manner by failing to accurately record treatment notes and document

services rendered. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for thirty (30) days.**

Raul De Los Reyes, PT #1173782 (Huntsville) – allegedly had inappropriate sexual contact with a patient under his care. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order to suspend his license to practice immediately, as an imminent threat to the public.**

Practiced with an Expired License

Ma'Corius Harris, PT #1205706 (Houston) – practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Kelli Hughs, PTA #2056329 (Amarillo) – practiced with an expired license. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order to Cease and Desist from practice and representing herself as a licensee until such time as she regains licensure.**

Practiced in an Unregistered Facility

Anne Campbell, PT #1038511 (Shenandoah) – practiced in an unregistered facility. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Thomas Abaray, PT #1020576 (Rainbow) – practiced in an unregistered facility. Violation of §453.351 of the Act and Chapter 322 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Peter Wayne, PT #1160150 (Houston) – 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.**

Ballah Burch, PT #1180079 (Fort Worth) – practiced in a facility not properly registered with the board. Violation of 453.351 of the Act and Chapter 322 of the Board Rules. **Board Order suspended his license for fifteen (15) days.**

Failed the Continuing Competence Audit

Shonette Byers, PTA #2067983 (Portland) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Julie Grimes, PT #1185097 (Montgomery) – failed the CC audit; unable to provide proof of completion of

the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service and completion of the lacking course.**

Leslie Anna Marsh, PT #1147376 (Longview) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Jamie Lynn Brokaw, PT #1183760 (Wylie) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Beverly Stanley, PT #1126696 (Joaquin) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Terri Benepe, PT #1030229 (Fort Worth) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Eric Mozeleski, PT #1126183 (Fort Worth) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Christie Barnes, PTA #2005641 (Garland) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Michele Johnson, PTA #2008769 (Cheyenne, WY) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Jennie Logan, PT #1199548 (Dallas) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Cheri Maraffa, PTA #2067388 (Temple) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the

renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Nicholas Shields, PT #1199440 (Frisco) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Sean Suttles, PT #1181980 (Adams, TN) – failed the CC audit; unable to provide proof of completion of the required board approved ethics course taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service.**

Heather Finn, PTA #2079220 (Killeen) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required fifteen (15) hours of community service.**

Heather Wisnieski, PTA #2059536 (Dickinson) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service and completion of the lacking hour.**

Melissa Rivera, PT #1199390 (Fort Worth) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service and completion of the lacking hours.**

Mahera Jeevanjee, PT #1190520 (San Antonio) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required sixty (60) hours of community service.**

Marcus Trejo, PT #1046449 (San Antonio) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required sixty (60) hours of community service.**

Craig Segree, PT #1095297 (McAllen) – failed the CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required sixty (60) hours of community service.**

Angelia Jacobe, PT #1071660 (Bedford) – failed CC audit; insufficient number of board-approved hours taken during the renewal period. Violation of §453.351 of the Act and Chapter 341 of the Board Rules. **Board Order required thirty (30) hours of community service and completion of the lacking hours.**

Felony Conviction

Kelly Moore Schiller, PT #1177478 (Blairsville, GA) – the licensee previously had her license to practice revoked due to a felony conviction. Violation of 453.351 of the Act and 53.021(b) of the Occupations Code. **Board Order reinstated license to practice with restrictions that apply for twelve (12) months.**

Leigh Friery, PTA #2007225 (League City) – the licensee was convicted of a felony and sentenced to TDCJ. Violation of 453.351 of the Act and 53.021(b) of the Occupations Code. **Board Order revoked the license to practice.**

Other

Sharon Sanders, PT #1235430 (Austin) – while applying for licensure, indicated history of medical treatment. **Violation of 453.351 of the Act. Board Order issued license to practice with restrictions that apply for twelve (12) months.**

Haley Green – not licensed, (Lufkin) – misrepresented herself as a physical therapist and physical therapist assistant while not properly licensed by the board. Violation of 453.201 of the Act. **Board Order to “Cease and Desist” from any future such misrepresentation.**



(Continued from page 2)

So if you are tired of dealing with those stacks of professional junk mail when you get home, make sure you select a business or mailing address as your Address of Record. Keep in mind that some organizations may already have your home address and phone number in their contact files. Until they obtain new licensee contact information from the Board, your home contact information is still in their files and so you may continue to get unwanted calls and mailings for awhile. Additionally, if there is no alternate address available, the Home Address will still be used as the Address of Record. //

PT RULE UPDATE

The Board took the following rulemaking actions at the September 6, 2013 meeting. The full text of all proposed and adopted rules is available at: <http://www.ptot.texas.gov/physical-therapy/pt-board/act-and-rules>. If you would like to comment on these proposed rules, please send your written comments to nina.hurter@ptot.texas.gov, or 333 Guadalupe, Suite 2-510, Austin, TX 78701.

Adopted

- i §346.1, Education Setting (see the article below for more information regarding these changes)
- i §346.3, Early Childhood (ECI) Setting

Proposed

- §329.1, General Licensure Requirements and Procedures
- §329.6, Licensure By Endorsement
- §337.1, License and Renewal Certificate
- §341.1, Requirements for Renewal
- §341.2, Continuing Competence Requirements
- §341.3, Qualifying Continuing Competence Activities
- §341.6, License Restoration

Changes Adopted for PT in the School Setting

In May, the Board reviewed the results of the statewide survey of special education districts carried out by Harris County Education District and proposed changes to the rule regarding reevaluation in the school setting. At its September meeting, the Board reviewed comments submitted regarding the proposed change; most of the comments were in favor of the change, but not all.

Effective September 29, 2014, in the school setting only, the Plan of Care (the physical therapy portion of the IEP) must be reviewed by the PT at least every 60 school days, or concurrent with every visit if the student is seen at intervals greater than 60 school days, to determine if revisions are necessary.

If you would like to see the Board's responses to the particular comments, the complete adoption document is posted on the [Act and Rules page](#) of the Board's website. //