

Oregon Physical Therapist Licensing Board
NEWSLETTER
SUMMER 2009

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BOARD WEBSITE

www.ptboard.state.or.us

OFFICE HOURS

Monday through Friday
8:00 AM to 4:30 PM
(Closed Holidays)

**NEWLY PASSED LEGISLATION WILL
IMPACT PT BOARD & LICENSEES**

***** see page 2 for detailed information**

**ARE YOU INTERESTED IN SERVING ON
A RULES ADVISORY COMMITTEE?**

The Board is assembling a 15-20 member Rules Advisory Committee to meet and help the Board draft proposed rule language following legislative changes to the practice act (statutes) effective January 1, 2010. The Board desires for the committee to include licensees from various settings, with varied skills and experience levels. New graduates are encouraged to participate. This is your chance to get your voice heard and contribute valuable input to the Board to impact future practice. It is also a great way to learn how the rulemaking process works and fully familiarize yourself with all Board statutes and rules. Time commitment is 2-3 evening meetings lasting approximately 3 hours each. Licensees from outside of the Portland metropolitan area can participate via teleconference if desired. The first meeting will be scheduled during the week of September 21, 2009. If you are interested in serving on the committee, please contact Sherri Paru, PT at 971-673-0204 or at sherri.paru@state.or.us by September 10, 2009.

**BOARD OFFICE
SCHEDULED CLOSURES**

The State of Oregon is instituting mandatory fixed office closure days during the next two years. On these days, the entire state office building, including the Physical Therapist Licensing Board will be closed to the public and all employees will be required to take a mandatory unpaid day off.

The specific closure dates have yet to be determined by the state. Once set, the dates will be posted on the Board website and also on the main voicemail. If you have a need to come to the Board office, please call ahead to make sure the office is open.

**ON LINE LICENSE
RENEWALS FOR
2010-2011**

The Board in the final stages of developing an online system for license renewals beginning next year. This will include the ability to accept payment via credit cards, electronic checks or debit cards.

Keep your eyes and ears open for future information on how online renewals will be available.

NEWLY PASSED LEGISLATION IMPACTING THE PHYSICAL THERAPY BOARD AND PROFESSION

Based on the following changes passed by the 2009 Legislature, the PT Board is preparing to update its rules to incorporate these changes. Proposed Changes will be communicated with licensees throughout the rulemaking process and prior to adoption of new rules, there will be a hearing allowing public comment:

- **Physical therapists have been added to the list of mandatory reporters of child abuse. (SB 670)**
- **Licensees must report any arrest for a felony, or conviction of a misdemeanor or felony to the Board within 10 days of the arrest or conviction. (HB 2059)**
- **Licensees must report another licensed medical provider, to the Board that licenses that provider, if you have “reasonable cause to believe that the person has engaged in prohibited or unprofessional conduct”.** You must report the suspected licensee “without undue delay” but no later than 10 working days after you learn of the conduct. Prohibited conduct is defined as a criminal act against a patient of a criminal act that creates a risk of harm to a patient. Unprofessional conduct means “conduct unbecoming of a licensee or detrimental to the best interest of the public, including conduct contrary to recognized standards of ethics of the licensee’s profession or conduct that endangers the health, safety or welfare of a patient”. (HB 2059)
- **Physical therapists with a DPT degree will be allowed to use the title “doctor”.** Persons who have earned a doctoral degree in their field of medical practice and who are licensed by the health licensing board for that practice area will be allowed to use the title “doctor”. Specifics will be written into rule. (HB 2610)
- **All health licensing Boards have new authority and discretion to release or withhold the personal email address, home address and personal telephone number of licensees.** Boards may refuse to disclose this information, with the exception being that a Board must disclose it if requested for a public health or state health planning purpose (HB2118).
- **Licensing Boards will continue to have jurisdiction over a person who is the subject of an investigation or disciplinary proceeding relating to acts or omissions that occurred while the person was licensed by the Board regardless of whether the person has relinquished or not renewed their license to practice. (HB 2118)**
- **All licensing board must use a standardized definition of “impaired “ licensee (HB 2118) and as of July 2010, no health related licensing board will be permitted to have its own “impaired practitioner program”.** The Department of Human Services will establish or contract with an impaired professional program and contract with an independent third party to monitor a professional’s participation (HB 2345).
- **Two conflicting bills were passed both dealing with the number of members of the Board.** The Board is awaiting an opinion from the Attorney General’s office regarding this matter (HB 2058 & HB 2118)

BOARD DETERMINES THAT DRY NEEDLING IS WITHIN PT SCOPE OF PRACTICE

After extensive research based on numerous inquiries from licensees, at its July 17, 2009 meeting, the Board determined that the performance of dry needling is within the scope of practice of a physical therapist or physical therapist assistant. Statutes and Rules governing other health care professions do not prohibit qualified physical therapists or physical therapist assistants from performing dry needling. As with any other treatment technique or modality, as per OAR 848-040-0145(2), a physical therapist or physical therapist assistant shall perform, or attempt to perform physical therapy interventions only with qualified education and experience in that intervention.

DISCIPLINARY ACTIONS

NAME & LICENSE NO.	DATE OF ACTION TAKEN	ACTION TAKEN	REASON FOR DISCIPLINARY ACTION
Carin Rittyby-Kane, PT License # 1562	08/05/09	STIPULATED AGREEMENT AND FINAL ORDER: \$250 Civil Penalty	Practicing 1-3 months with a lapsed license
Thomas Watson, PT License # 4941	08/04/09	FINAL ORDER: \$1000 Civil Penalty	Improper use of the title “doctor”
Michael Friedenber, PTA License # 8050	07/23/09	AMENDED STIPULATED AGREEMENT AND FINAL ORDER	Order removed supervision restrictions on licensee’s practice
Israel Sostrin, PT License # 4725	06/12/09	STIPULATED AGREEMENT AND FINAL ORDER: \$100 Civil Penalty	Practicing less than 1 month with a lapsed license
Richard Shortall, PT License # 4990	06/10/09	STIPULATED AGREEMENT AND FINAL ORDER: \$100 Civil Penalty	Practicing less than 1 month with a lapsed license
William Burns, PT License # 2712	06/09/09	STIPULATED AGREEMENT AND FINAL ORDER: \$100 Civil Penalty	Practicing less than 1 month with a lapsed license
Donald Reordan, PT License # 2649	05/26/09	STIPULATED AGREEMENT AND FINAL ORDER: \$100 Civil Penalty	Practicing less than 1 month with a lapsed license
Kevin Mohning, PTA License # 8568	05/21/09	STIPULATED AGREEMENT AND FINAL ORDER: \$75 Civil Penalty	Practicing less than 1 month with a lapsed license
Victoria Pilcher, PT License # 0818	05/19/09	FINAL ORDER BY DEFAULT: Suspension of license with conditions	Allegedly providing substandard care; competency issues
Judy Hill, PTA License # 7311	04/01/09	STIPULATED AGREEMENT AND FINAL ORDER: \$100 Civil Penalty; requires supervised practice and completion of a refresher course	Scope of Practice Violations



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AVAILABLE ON THE BOARD WEBSITE: www.ptboard.state.or.us

- *THIS NEWSLETTER AND PREVIOUS NEWSLETTERS*
- *COMPLAINT, ADDRESS, NAME CHANGE & WRITTEN VERIFICATION FORMS*
- *ON-LINE LICENSE VERIFICATION*
- *COPIES OF THE PHYSICAL THERAPY STATUTES AND RULES*
- *FUTURE BOARD MEETING DATES*
- *RECENTLY ADOPTED RULE CHANGES AND PENDING RULE CHANGES*