



PT UPDATE

Oregon Physical Therapist Licensing Board

WE'VE GOT NEWS!

October 1999

Vol 4 No 2

INSIDE

Hearing Date Scheduled for:

- Amendment of Exam Rule
- Amendment of Exam Fee
- Adoption of Board 1999-01 Budget

Board Meeting Date

Jurisprudence Examination

Confidentiality Bill Amended

Mandatory Reporting to Board

National Exam Score Transfers

BOARD MEMBERS:

Linda Barbee, PT, Chair
Dorthea Petersen, Public Member
Thomas Lorish, MD
Arlene Harris, PT
Cathy Zarosinski, PT
Katie Isaac, PTA
Jerry Nickell, PT

BOARD STAFF:

Georgia Spence, Executive Officer
Dot Danovich, Administrative Assistant

800 NE Oregon Street, Suite 407
Portland, OR 97232
Phone: 503-731-4047
E-Mail: Georgia.A.SPENCE@state.or.us
Web: www.ptboard.state.or.us



BOARD



SEMI-INDEPENDENT!

Senate Bill 1127 was passed by the Legislature and signed by the Governor. This law converts the PT Board to a semi-independent State agency. The legislation was supported by Board members and the OPTA.

WHAT WILL STAY THE SAME?

- The Board must be audited by the Secretary of State.
- The Board must use legal services of the Department of Justice.
- The Board must operate within the parameters of statute and rules.
- The Board office staff will continue to be State employees.
- The Board will continue to be covered by State Tort Insurance.

WHAT WILL CHANGE?

- All Board monies must be withdrawn from the State Treasury and deposited with a financial institution.
- All Board budgets must be approved biennially through the administrative hearings process.
- The Board must file an annual report with the Dept of Administrative Services and make a copy available to the public.
- The Board must file a biennial financial report with the Legislature and the Governor regarding operations of the Board.
- The Board must formulate and adopt personnel policies, contracting and purchasing procedures, and any other procedures affecting Board operations.
- The Board may set the per diem rate for Board members and salary for staff.
- The Board may set fees (not to exceed the amounts necessary to carry out Board functions) through the administrative hearings process.

NEXT BOARD MEETING

The Board will meet on Tuesday, November 16, 1999, at 8:00 am in Room 445 of the Portland State Office Building, 800 NE Oregon Street, Portland, OR 97232. Portions of the meeting will be conducted in Executive Session and will not be open to the public.

SENATE BILL 236

During the 1997-99 session, Senate Bill 235 was passed by the Legislature. This bill prohibited the Board from disclosing information regarding investigation of complaints to the public, other state agencies, regulatory agencies or any law enforcement agencies. Only formal disciplinary actions (such as notices and orders) could be shared with other entities.

Because SB 235 was too restrictive, the Legislature amended it with SB 236. This bill allows the Board to share information with other state agencies, regulatory agencies and law enforcement. This will assist the Board with its investigations. The bill continues to require the Board to share only formal disciplinary actions with the licensees and the public.

If you have any questions, please give Georgia a call at 503-731-4047.

BOARD JURISPRUDENCE EXAM

In an effort to educate new licensees regarding Oregon statute and rules, the Board has determined that all new applicants must pass a jurisprudence exam. The test is "open book", and its purpose is to acquaint new licensees with Oregon regulations. A copy of the exam is enclosed for your review. Try it - see how well you do!

If you have any questions or comments, please give Georgia a call at 503-731-4047.

MANDATORY REPORTING

Just a reminder that, by statute, you must report any changes in your mailing or home addresses, or changes in employment to the Board office **when they occur**. This is especially important during the renewal period and if you wish to receive copies of various Board publications.

Additionally, the Board office will be experiencing many changes during that next few months that affect licensees, and it is imperative that staff have current information on file in order for everyone to be kept current regarding these changes.

To report changes call the Board office at 503-731-4047.

NOTICES

PROPOSED RULE AMENDMENTS

OAR 848-010-0015 Examinations

Old: PT or PTA students may take the national licensing exam following completion of all academic requirements.

New: PT or PTA students may take the national licensing exam following completion of all didactic requirements.

This change expedites licensure for new graduates.

The director of the PT or PTA program must furnish the Board written documentation that the student has completed the didactic portions of their program. The student may then sit for the national examination. The exam scores will be held in the Board office until the Board is furnished written proof of completion of the program, at which time the license will be issued.

OAR 848-010-0110 Board Fees

Old: The exam application fee is currently \$220. Of this, \$185 is paid to the exam service, and the Board keeps \$35 for administrative expenses.

New: The cost of the exam is increasing to \$285, so the Board proposes to increase the application fee to \$320.

This increase is a "pass through", and the Board will not be realizing any increase for administrative expenses. The additional \$100 is paid directly to the exam service.

PROPOSED NEW RULE

OAR 848-010-0100 Board Budget

Old: The Board's biennial budget was approved and adopted through the legislative process.

New: The Board's budget will be approved and adopted through the administrative hearings process.

SB 1127 grants the Board semi-independent status. One of the requirements of this legislation is that the Board hold administrative hearings to amend and adopt new rules, and to adopt its operating budget. **Please refer to the Notice of Hearings and proposed rules that are enclosed.**

Oregon PT Licensing Board

800 NE Oregon St #407
Portland, OR 97232

The
Mailing
Address
Goes
Here

**Secondary Article
Heading**

DIVISION 10

LICENSED PHYSICAL THERAPISTS AND LICENSED PHYSICAL THERAPIST ASSISTANTS

Board Fees

848-010-0110 The following fees shall be paid to the Board:

- (1) Delinquent License Renewal: \$20
- (2) Duplicate License: \$20
- (3) Miscellaneous Requests:
 - (a) PT or PTA Lists: \$100
 - (b) PT or PTA Labels: \$110
 - (c) PT and PTA Lists: \$115
 - (d) PT and PTA Labels: \$125
 - (e) Microdisk of Licensees: \$240
 - (f) Photocopying: 10 cents per copy
- (4) Annual License Renewal: \$45
- (5) Examination Application: [~~\$220~~] \$320
- (6) Endorsement Application: \$150

Stat. Auth: ORS 688.160

Stats. Implemented: ORS 688.050, 688.055, 688.080, 688.090, 688.100, 688.110, 688.235

[Bracketed] material to be deleted

Underlined material to be added

DIVISION 10

LICENSED PHYSICAL THERAPISTS AND LICENSED PHYSICAL THERAPIST ASSISTANTS

Examinations

848-010-0015(1) Examinations for licensing of physical therapists and of physical therapist assistants shall be provided by an examination service approved by the Board. The overall passing score shall be based on a formula using the criterion-referenced scoring system. An applicant may sit for the examination a maximum of four times within a 12-month period. Prior to the fourth attempt, the applicant must take and complete a refresher course approved by the Board. Applicant may test two times following completion of the refresher course. If applicant fails to pass the examination within two attempts following completion of the refresher course, applicant may not be licensed in Oregon.

(2) All completed applications for examination, the non-refundable examination fee and other necessary forms must be approved by the Board prior to the scheduling of each examination in Oregon. For applicants taking the examination in another state or territory of the United States and applying to Oregon for licensure by examination, all completed applications, the non-refundable fee and other necessary forms must be approved by the Board prior to licensure.

(3) All foreign educated physical therapists must submit directly to the Board prior to obtaining an application:

(a) A notarized document which indicates:

(A) The applicant has a license to practice physical therapy in the country where the applicant attended and graduated from physical therapy school; or

(B) The applicant has authority to practice physical therapy in the country where the applicant attended and graduated from physical therapy school.

(b) A Credentials Evaluation Statement of professional training prepared by a Board-approved credentials evaluation agency. It is the applicant's responsibility to pay the expenses associated with the credentials evaluation. The minimum number of semester hour credits required is 120. The evaluation must include:

(A) General Education - A minimum of 50 semester credit hours. A minimum of one semester course must be successfully completed in: (1) Humanities (English, English Composition, Speech or Oral Communication, Foreign Language (other than native language), Literature, Art, Music); (2) Physical Science (Chemistry with Laboratory (organic/inorganic) and Physics with Laboratory are required, Geology, Astronomy); (3) Biological Science (Biology, Anatomy, Physiology, Zoology, Kinesiology, Neuroscience, Genetics); (4) Social Science (History, Geography, Sociology, Economics, Government, Religion); (5) Behavioral Science (Psychology, Anthropology, Philosophy, Ethics); (6) Mathematics (Statistics, Algebra, Pre-Calculus, Calculus, Trigonometry and Geometry).

(B) Professional Education - A minimum of 60 semester credit hours. A minimum of one semester course must be successfully completed in Human Anatomy (specific to physical therapy), Human Physiology (specific to physical therapy), Neurological Science, Kinesiology or

Functional Anatomy, Abnormal or Developmental Psychology, Pathology, Neurology, Orthopedics, Pediatrics, Geriatrics, Physical Agents, Musculoskeletal Assessment and Treatment, Neuromuscular Assessment and Treatment, and Cardiopulmonary Assessment and Treatment. A minimum of two clinical affiliations of no less than 800 hours total. A minimum of 3 semester courses from any combination of the following: Professional Ethics; Administration; Community Health; Research; Educational Techniques; or Medical Terminology.

(c)(A) Verification that English is the native language of the country of origin, and the physical therapy program employs English as the language of training; or

(B) Verification that the applicant has achieved a score of not less than 560 on the Test of English as a Foreign Language (TOEFL), a score of not less than 50 on the Test of Spoken English (TSE) and a score of not less than 4.5 on the Test of Written English (TWE).

(d) If applicant has taken a Board-approved national licensing examination prior to application for licensure in Oregon, a report of applicant=s examination scores must be submitted to the Board directly from the Board-approved examination service.

(4) The Examination will be given in the English language.

(5) No person shall be allowed to take the physical therapist examination or physical therapist assistant examination for licensure in Oregon until all **[academic] didactic** requirements are completed.

(6) The examination will be administered at a location approved by the Board. Applicants taking the examination in Oregon must sit for the examination within 60 days from the date of the letter of authorization from the Board-approved examination service.

(7) Any applicant who has graduated from an approved school of physical therapy and passed a Board-approved examination or a Board-approved equivalent examination more than five years prior to application for licensure in the State of Oregon and who has not been actively licensed in any other state or territory of the United States for a five year period shall be required to complete a refresher course approved by the Board and to pass an examination approved by the Board as provided in this rule.

Stat. Auth: ORS 688.160

Stats. Implemented: ORS 688.020, 688.040, 688.050, 688.055, 688.070, 688.090

[Bracketed] material to be deleted

Underlined material to be added

DIVISION 10

**LICENSED PHYSICAL THERAPISTS AND LICENSED
PHYSICAL THERAPIST ASSISTANTS**

Board Budget

848-010-0105 The Board's operating budget for the 1999-01 biennium is \$437,758.

Stat. Auth: ORS 688.160

Stats. Implemented: SB1127

Underlined material to be added

EXPENDITURES				REVENUES			
	97-99	99-01			97-99	99-01	
SERVICES & SUPPLIES	Actuals	Proposed	Expenditure Comments		Actuals	Proposed	Revenue Comments
In State Travel	10,449	13,497	Bd member reimbursement for 15 meetings	Delinquent Fee	3,720	3,860	Overall, a 10% increase
Out of State Travel	860	4,678	Bd member travel to Fed annual meetings	Duplicate License	1,530	1,220	of 97-99 projection. The
Employee Training	85	1,000	Training for Bd staff	Misc (List/Labels)	12,566	11,581	PT Endorse increased by
Office Expenses	21,794	5,574	Paper and other office supplies	PT Renewal	207,320	222,750	10% over 97-99 actual.
Phone Charges	4,935	5,384	Bd office phones & Bd conference calls	PTA Renewal	69,205	69,300	The Exam App was
DP Services	697	-		Exam App	56,805	85,600	projected to decrease by
Education or Instruction	2,817	-		PT Endorse App	35,920	39,512	8.5% under the 97-99
DAS Charges	6,150	2,800	Salem chgs for accting prior to independ	PTA Endorse App	5,065	5,400	projection. Bank interest
Publications	6,343	7,000	Newsletters & pamphlets	Civil Penalty	2,821	-	is a new item resulting
Contracts	8,517	22,844	3 investigators & office computer support	Bank Acct Interest	-	5,000	from semi-independence
Attorney General	12,852	28,933	Legal fees	TOTAL	394,952	439,223	status.
Dues & Subscriptions	5,000	5,295	Federation dues				
Rent	12,552	16,817	Bd office				
National Exam Charges	43,617	82,338	Federation exam fees				
Health Division Charges	6,136	10,200	Acting prior to independ & mailroom chgs				
Postage	-	15,587	Newsletters, pamphlets, renewals & misc				
Other Services	-	-					
Audits	286	1,953	Mandatory auditing by Secty of State				
Expendable Property	5,676	2,000	Office furnishings				
Bank Charges	-	10,700	Lock box & other fees by US Bank				
Payroll Charges	-	1,800	ADP payroll service chgs				
TOTAL S & S	148,766	238,400					
PERSONAL SERVICES							
Salaries	115,907	144,011	Bd staff compensation				
Board Per Diem	2,460	3,150	Bd member meeting reimbursement				
Temporary Employees	3,238	-					
OPE	-	-					
Retirement Contributions	22,418	22,395	Bd staff benefit				
Social Security Taxes	9,735	10,711	Mandatory payment				
Unemployment Comp	892	-					
Workers Comp	111	174	Mandatory payment				
Mass Transit Tax	767	821	Mandatory payment				
Insurance Benefits	10,190	18,096	Bd staff benefit				
TOTAL PS	165,718	199,358					
CAPITAL OUTLAY							
	0	-					
TOTAL 1999-01 BUDGET	314,484	437,758					

NOTICES OF RULEMAKING HEARINGS

<u>Rule</u>	<u>Date</u>	<u>Time</u>	<u>Location</u>	<u>Hearing Officer</u>
OAR 848-010-0110 Board Fees	9/16/99	8:30am	800 NE Oregon St Room 445 Portland, OR 97232	PT Board
OAR 848-010-0015 Examinations	9/16/99	8:45am	800 NE Oregon St Room 445 Portland, OR 97232	PT Board
OAR 848-010-0105 Board Budget	9/16/99	9:00am	800 NE Oregon St Room 445 Portland, OR 97232	PT Board

STATE OF OREGON
PHYSICAL THERAPIST LICENSING BOARD
JURISPRUDENCE EXAM

Please circle the correct answer and submit with your application for licensure. Your application will be returned if it is not accompanied by this form. (Please note this exam is based on Oregon s and rules and may differ from Medicare or insurance regulations.)

1. The qualifications for licensure as a physical therapist include:

- a. Must be at least 18 years of age
- b. Must be of good moral character
- c. Must be a graduate of an accredited program
- d. All of the above

2. The grounds for discipline of a licensee include:

- a. Habitually under the influence of intoxicating liquors
- b. Conviction of a federal narcotic law
- c. Is guilty of unprofessional conduct
- d. All of the above

3. The Board has the authority to:

- a. Regulate the practice of physical therapy
- b. Regulate charges for physical therapy services
- c. License physical therapy clinics
- d. All of the above

4. Duties of the Board include:

- a. Establishing matters of policy
- b. Adopting administrative rules
- c. Establishing criteria relating to examination
- d. All of the above

5. Physical therapists may accept referrals from:

- a. Physicians
- b. Chiropractors
- c. Nurse Practitioners
- d. All of the above

6. A physical therapy referral source must be:

- a. Licensed in a state that borders on Oregon
- b. Licensed in a state that allows direct access
- c. Licensed in the state where they practice

- d. None of the above
7. The maximum civil penalty that may be assessed by the Board for each violation is:
- a. \$500
 - b. \$5,000
 - c. \$1500
 - d. None of the above
8. A physical therapist aide may not:
- a. Transport patients
 - b. Conduct exercise programs with patients
 - c. Administer tilt table
 - d. All of the above
9. A treatment-related task performed by a PT Aide requires that the supervising PT or PTA must be:
- a. In the same building and in proximity to where the aide is giving the treatment
 - b. Available by phone
 - c. In the same building and available by phone
 - d. All of the above
10. According to the rules, practice without referral certification:
- a. Is included as part of the licensure process
 - b. Is an option that requires additional educational requirements
 - c. Is offered to PTs and PTAs
 - d. Is not available in Oregon
11. A PT shall perform, at a minimum, a reassessment of every patient:
- a. Each month
 - b. Every 2 weeks
 - c. Every week
 - d. Quarterly
12. All errors in a patient's chart must be:
- a. Erased
 - b. Crossed out and initialed by the author
 - c. Corrected with white-out liquid
 - d. None of the above
13. A PTA may only work under the supervision of a:
- a. PT
 - b. PT and OT
 - c. PT, OT and MD
 - d. All of the above

14. According to the rules, unethical or unprofessional conduct relating to licensure is:
- Practicing under the influence of alcohol or a controlled substance
 - Being issued a traffic ticket
 - Being convicted of a felony in another country
 - None of the above
15. A PT or PTA must protect the public and profession from unethical acts by:
- Attending continuing education courses
 - Doing volunteer work
 - Reporting to the Board any conduct that appears to be unethical
 - None of the above
16. The definition of over-utilization is:
- Being too aggressive with patients during treatments
 - Providing treatments that are not needed
 - Charging too much for treatments
 - All of the above
17. During an initial patient treatment, an aide may:
- Administer ultrasound
 - Administer iontophoresis
 - Do nothing
 - None of the above
18. After seeing a patient for 30 days, a PT that is certified for direct access must:
- Update the treatment plan
 - Refer the patient to an authorized referral source before continuing treatment
 - All of the above
 - None of the above
19. A physical therapist assistant shall:
- Function as a participating team member and contribute to total patient care
 - Assists the physical therapist with patient care
 - Administers care in accordance with planned programs written by a physical therapist
 - All of the above
20. Voluntary participation by a licensee in a substance abuse program:
- Is confidential between the licensee and substance abuse program
 - Is monitored by the Board
 - Is monitored by the Board and the licensee's employer
 - All of the above

21. If involved in an arrangement with a referring source in which the referring source derives income, the physical therapist or physical therapist assistant must:
- a. Disclose this to the patient
 - b. Notify the Board of the arrangement
 - c. Such arrangements are illegal and should not be entered into
 - d. None of the above
22. Physical therapists and physical therapist assistants licensed in another state may be licensed in Oregon by endorsement if they:
- a. File a completed application form and pay a non-refundable fee
 - b. Are in good standing in every state where they are currently licensed and were in good standing at the time of lapse
 - c. Are graduates of an approved program of physical therapy and national exam scores are passing by Oregon requirements
 - d. All of the above
23. A discharge summary may be prepared by a:
- a. PT
 - b. PT and PTA
 - c. PT, PTA and PT Aide
 - d. None of the above
24. The definition of “sexual impropriety” includes:
- a. Touching the sexual parts of a person
 - b. Consensual sex with a patient
 - c. Deliberately watching a patient dress or undress
 - d. All of the above
25. Applicants may sit for the examination:
- a. Upon graduation from an accredited program
 - b. Upon completion of the didactic requirements of an accredited program
 - c. Upon completion of all program requirements of an accredited program
 - d. Upon completion of an internship following graduation from an accredited program

Name: _____
(please print)

Signature: _____

Date: _____