

# TBOTE news

The Texas Board of Occupational Therapy Examiners

September, 2010

New Website Coming Soon

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The 2010 Rules are posted on the Act/Rules page of the webpage.

<http://www.ecptote.state.tx.us/ot/rules.html>

Those who subscribe to Board e-news will receive notices of proposed rules, adopted rules, newsletters, etc.

Previous newsletters, Forms and Frequently Asked Questions are on the website.

## TBOTE Board

Stephanie Johnston, OTR, Chair  
Kathleen Hill, COTA, Secretary  
Katherine Benavidez, OT  
Judith Ann Chambers, public member  
De Lana Honaker, OTR, PhD  
Dely De Guia Cruz, public member  
Pamela Nelon, public member  
Todd Novosad, OTR  
Angela Sieffert, OTA

Telephone: (512) 305-6900

Email: [info@ecptote.state.tx.us](mailto:info@ecptote.state.tx.us)

Fax: (512) 305-6970

Board E-News: [www.ecptote.state.tx.us](http://www.ecptote.state.tx.us)

### Board meetings scheduled

November 5, 2010

February 18, 2011

June 9-10, 2011

## Governor Names DeLana Honaker to Board



DeLana Honaker, OTR, PhD was named to replace Bobby James Vasquez, who resigned from the Board in February. DeLana, a former academician, lives in Amarillo and is a researcher and writer. She is currently completing studies for two assessment tools

and has written two books for publication this fall. She travels and lectures around the country.

The Board welcomes DeLana and thanks Bobby for his services to the Board and the licensees.

## PROPOSED RULE TBOTE Proposes Approval to TOTA for Some Continued Education/Competency Activities

In the new proposed amendment to Chapter 367, The Board will enter into a Memorandum of Understanding (MOU) for TOTA to approve courses, conferences, online courses, in-services in Texas with some exceptions.

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## PROPOSED RULES

Under the proposed rule, TOTA will begin approving courses in Texas through their approval program. The providers will apply to TOTA, and TOTA will review in-services, workshops, conferences, on-line courses and give courses a designation of Type 1 or Type 2, plus an approval number.

There are some excepted categories which do not require TOTA approval. Please read the proposed amended Chapter 367 for more about the proposed changes.

The proposed rule will be discussed at the next Board meeting to be held **November 5th in Sugar Land at the Marriott Sugar Land Town Square Hotel, 10am**. All state meetings are open meetings and visitors may attend and address the board.

The Board proposed two other amendments: [§370.2](#), Late Renewal was amended to address late renewal, and a new section [§370.3, Restoration](#). The new section discusses methods for former licensees to return to licensure.

[§362.1](#), Definitions was amended to add the term: "Continued Competency, and to restore the definitions to alphabetical order."

[Read the proposed rules as published in the Texas Register, August 27 issue](#)

If you wish to give public comment you may attend a meeting, write, fax or email the board at [info@ecptote.state.tx.us](mailto:info@ecptote.state.tx.us) and write OT Public Comment in the subject line. Fax: 512/305-6970 or write to TBOTE Board, 333 Guadalupe St #2-510, Austin, TX 78701.

## Newly Adopted Rules

Effective August 13, 2010

Four rules were adopted at the July 23<sup>rd</sup> board meeting.

[§369.3, Use of Titles](#), When practicing occupational therapy practitioner, any letters designating other titles, academic degrees, or certifications must follow the initials OT or OTA (example John Doe, OT, CHT, Jane Doe, OTR, PhD or Mary Smith, OTA, AD).

[§373.2, Supervision of a Temporary Licensee](#) was adopted to make sure that an OTA with a temporary license has an OT or OTA with a regular license must provide onsite supervision. An OT with a temporary license must have an OT with a regular license onsite to provide supervision.

[§374.1, Disciplinary Actions](#) was amended to add language about reporting felony conviction(s).

[§374.2, Detrimental Practice](#) was a Amended to add Abandonment to the list of examples of detrimental practice: failing to give sufficient prior written notice of resignation of employment (or termination of contract) resulting in loss or delay of patient treatment for those patients/clients under the licensee's care.

### Tell Others...

to sign up for board e-news on the home page of the website:  
[www.ecptote.state.tx.us](http://www.ecptote.state.tx.us)

**OT Board Formal  
Disciplinary Actions  
July 23, 2010**



**File a complaint  
or notify authorities  
if you see violations or patient abuse.  
The Code of Ethics requires that you  
report violations**

- (1) Jeanine Brandau, OTR #110163 (Houston)** – practiced occupational therapy in a facility that was not properly registered with the Board. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order required thirty (30) hours of community service.***
- (2) Kathryn Heerman, OTR #112153 (Brownsville)** – practiced occupational therapy in a facility that was not properly registered with the Board. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order required thirty (30) hours of community service.***
- (3) Kerry Frazier, COTA #209446 (Lindale)** – practiced with an expired license. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order suspended her license for sixty (60) days.***
- (4) Mary Elizabeth Sinner Blum, OTR #111662 (Lubbock)** – practiced without a valid Texas license. Violation of Section 454.201 of the Act. ***Board Order suspended her license for one hundred and twenty (120) days.***
- (5) Subrenna Samuels, COTA #208444 (Corsicana)** – practiced in a detrimental manner by resigning her position without sufficient prior notice. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order issued a Letter of Reprimand.***
- (6) Lisa Bland, COTA #210623 (Austin)** – practiced in a detrimental manner by resigning her position without sufficient prior notice. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order suspended her license for fifteen (15) days.***
- (7) Michael Todd Boyce, OTR #111969 (Terrell)** – practiced in a detrimental manner by resigning his position without sufficient prior notice. Violation of Section 454.301 of the Act and chapter 374 of the Board rules. ***Board Order suspended his license for thirty (30) days.***

*The board is attempting to locate Angela La Manna, OTR. Her last known home address was in San Antonio and her last known work address was in Uvalde, Texas. If you have any information regarding Ms. La Manna's whereabouts, please call the board office and ask to speak to an investigator. All calls will be confidential. Thank you. 512/305-6900.*

**Report Violations by OT, OTA, PT, PTA to: 800-821-3205 or 512/305-6900 [www.ecptote.state.tx.us](http://www.ecptote.state.tx.us)**

- x To report violation by other health professionals: Call the Health Professional Council at 800-821-3205 or visit their website at [www.hpc.state.tx.us](http://www.hpc.state.tx.us).
- x To report violations by a nursing home, home health agency, or assisted living facility: call the Department of Aging and Disability Services (DADS) or call 800-458-9858.
- x To report Medicaid provider fraud: call the Attorney General's Medicaid Fraud control Unit at 512/463-2011 or email [mfcu@oag.state.tx.us](mailto:mfcu@oag.state.tx.us).
- x To report that an elderly or disabled person being abused, neglected, or exploited and in immediate danger: call 911, local law enforcement or the Department of Family and Protective Service's hot line at 800/252-5400.

## **WEBSITE AND EMAIL ADDRESS CHANGES UNDERWAY**

The Agency is in the process of changing its website and email addresses. Announcements will be sent to those signed up for [Board e-news](#). For some time the old website address and addresses will be forwarded to the new addresses. Please encourage all occupational therapy practitioners to sign up to receive announcements through board e-news.  
[www.ecptote.state.tx.us](http://www.ecptote.state.tx.us)

The change of email address is expected to happen in September. The website is under construction and expected to be completed by the end of the year. Announcements will appear on the website and sent through board e-news.

### **Monthly Update on Web**

There is a monthly update of those former licensees who are eligible to restore their license and the list is posted to our website, and updated each month.

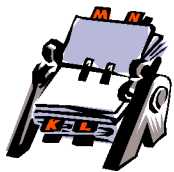
As of January 1, 2010 those licensees whose Texas license is expired more than one year, but less than two may restore their expired license by completing extra continuing education. Each month that list of eligible former licensees is updated to show which people are currently eligible.

## **OT/OTA Supervision**

Question: I am currently employed as a full-time OTA and understand that I need a minimum of 6 hours per month of frequent communication with my supervising OT. I also need a minimum of 2 hours, face-to-face, real time interaction with the OT (or OTs) who is observing me while I provide services with patients/clients. My question is this, what is face-to-face, real time supervision?

Answer: Face-to-face, real time supervision in the most ideal sense would be to have the OT/OTA sit together for this 2 hour face-to-face contact where they can collaborate, discuss, problem solve and observe any given treatment provided by the OTA. This should be a time to provide feedback, impart knowledge, explore new tools; bottom line: An opportunity for growth, collaboration and discussion/observation as it directly relates to the OTA's patient/clients. The two hour requirement is for the month. This time frame could be broken down into 30 minute increments, or however the OT/OTA decides what is best for their partnership.

In a home health setting, an ideal time for this face-to-face meeting to occur would be at the Medicare or Medicaid's 30 day reassessment period where both the OT and OTA meet together at the client's home.



## Frequently Requested Numbers

### **Texas Board of Occupational Therapy Examiners (TBOTE)**

Act & Rules, complaints, and practice of OT in Texas

512/305-6900 telephone

512/305-6970 fax

Website: [www.ecptote.state.tx.us](http://www.ecptote.state.tx.us)

Email: [info@ecptote.state.tx.us](mailto:info@ecptote.state.tx.us)

### **Texas Occupational Therapy Association (TOTA)**

512/454-8682 telephone

512/450-1777 fax

[www.tota.org](http://www.tota.org)

### **American Occupational Therapy Association (AOTA)**

Specialty certification, student fieldwork, national issues, etc.

301/652-2682 telephone

[www.aota.org](http://www.aota.org)

### **National Board for Certification in Occupational Therapy (NBCOT)**

National certification exam, and score reports

301/990-7979 telephone

301/869-8492 fax

[www.nbcot.org](http://www.nbcot.org)

### **Dept. of Assistive and Rehab. Services (DARS)**

Division of Early Childhood Intervention (ECI)

512/424-6790 telephone

512/424-6799 fax

[www.dars.state.tx.us/ecis/](http://www.dars.state.tx.us/ecis/)

### **Early Childhood Education DARS, ECI**

4900 N Lamar

Austin, TX 78751-2399

<http://www.dars.state.tx.us/ecis/index.shtml>

### **Medicare and Medicaid**

[www.medicare.gov](http://www.medicare.gov)

#### **Medicare Part A**

888/763-9836 (Rehab Dept, Hospital)

#### **Medicare Part B**

903/463-0720 (independent practitioners)

Medicaid provider fraud, or abuse of a Medicaid

recipient: 512/463-2011 or email

[mfcu@aog.state.tx.us](mailto:mfcu@aog.state.tx.us)

**Medicaid:** 800/252-8263

### **SHARS**

[www.tea.state.tx/interagency/shars.html](http://www.tea.state.tx/interagency/shars.html)

### **Texas Dept. Aging and Disability Services (DADS)**

800/458-9858 Long term care & complaints about nursing home, home health agency, or assisted living facility.

800/252-8016 Nursing homes

512/719-3521 Licensing Boards

800/228-1570 Home health agency

Elderly or disabled abuse, neglect call 911 or local law enforcement or Department of Family & Protective Services' hot line: 800/252-5400.

[www.dads.state.tx.us](http://www.dads.state.tx.us)

### **Texas Dept. of State Health Services (TDSH)**

512/834-6650 Hospital licensing

[www.tshs.state.tx.us](http://www.tshs.state.tx.us)

### **Texas Online Services**

License applications, renewals, profile

[www.texasonline.com](http://www.texasonline.com)

877-452-9060 Help desk