

## North Carolina Board of PT Examiners is Recognized for Regulation Excellence

by David Reed, PT, Board Chair

Annually, the Federation of State Boards of Physical Therapy (FSBPT) recognizes jurisdictions that have made significant accomplishments towards increasing public protection for consumers of physical therapy services. 2018 Nominees must be FSBPT members in good standing who made significant public protection accomplishments in areas such as legislation or consumer outreach.

In nominating NCBPTE, Pat Hodson, PT, DPT, academician, former Board member and Board chair noted:

- NCBPTE has a long history of excellence in regulation due in large part to hard-working and dedicated Executive Directors (past and present), staff, legal counsel, and Board Members.

- NCBPTE developed a user-friendly Continuing Competence reporting system that keeps all licensees compliant with current practice to ensure protection of the public.

- NCBPTE carefully researched the safety and efficacy of dry needling before permitting the intervention in the scope of practice for NC PT licensees. Requirements for proper training were stressed and the decision to allow dry needling in the scope of PT practice in NC has withstood legal challenges from acupuncturists.

- Kathy Arney, Executive Director of the NCBPTE is a leader in developing PT licensure compact requirements for adoption by jurisdictions around the country.

- NCBPTE staff is extremely helpful when academic programs and applicants have questions regarding completion of applications for the NPTE for new graduates and applications for licensure in NC for PTs who move to NC and PTs who move with military reassignments.

- Through the Investigative Committee, Rules Review, and Position Statement Reviews the NCBPTE remains current with regulation of practice in North Carolina.

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**North Carolina Board of Physical Therapy Examiners- (through October 19, 2018)**

Left to Right: John Silverstein, Attorney; Teresa Hale; Paul Garcia, MD; Pearl Rhone; David Edwards; Crystal Morris; Stuart MacRoberts;  
Left to Right: Stacia Britton, Sec-Treasurer; David Reed, Chair; Kathy Arney, ED



## Physical Therapy Compact - UPDATE

### *FBI Criminal Background Checks and Compact Privileges are coming!!*

*Kathy O. Arney, PT, MA, NCBPTE Executive Director*

As of June 8, 2017, North Carolina became a member of the national Physical Therapy Licensure Compact (Compact). This Compact authorizes qualifying PT/PTA licensees “privileges to practice” in other Compact member states. The North Carolina Board of Physical Therapy Examiners (NCBPTE) is now required to obtain and utilize fingerprints and FBI Criminal Background Check (CBC) information on all applicants for NC PT/PTA licensure, which is used when making licensure decisions.

In general, both in and out-of-state applicants will:

- Print/obtain and complete an Authorization for Information Form
- Submit payment to NCBPTE for costs of the CBC-\$38.00
- Go to local law enforcement to pay for and obtain fingerprints
- Law enforcement sends to SBI/FBI for the CBC
- After obtaining fingerprints- send the completed Authorization for Information Form to NCBPTE

The process may vary slightly depending on whether the applicant is in or outside North Carolina; directions will be on the Board’s website and the graphic that follows also illustrates the process.

Once NCBPTE begins accepting CBC results, we will be eligible to issue privileges if the Compact Commission approves. Looking for more information? Go to [www.ptcompact.org](http://www.ptcompact.org) or use their “Contact Us” links. North Carolina is one of twenty-one states who have enacted the PT Compact legislation, and six (6) states (Oregon, Utah, North Dakota, Missouri, Tennessee and Mississippi) currently issuing privileges. NCBPTE will announce when they are issuing privileges on the home page of the Board website at [www.ncptboard.org](http://www.ncptboard.org)  
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## North Carolina Board of PT Examiners is Recognized for Regulation Excellence

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- NCBPTE was the only jurisdiction to earn 5-Stars toward the Exam Licensure and Disciplinary Database at the inception of the program and has held that distinction each year since.

She states “I had the pleasure of serving on the NCBPTE for many terms, and I know first-hand the hard work and dedication that makes the NCBPTE one of the finest and most responsive jurisdictions in the Federation of State Boards of Physical Therapy.”

As demonstrated by receipt of this award, the NCBPTE has worked diligently to:

- increase efficiencies by leveraging technology to improve transparency of its actions to the public
- modernize licensing processes,
- improve portability by enacting the Physical Therapy Compact, and
- relocate the office to be closer to the General Assembly,

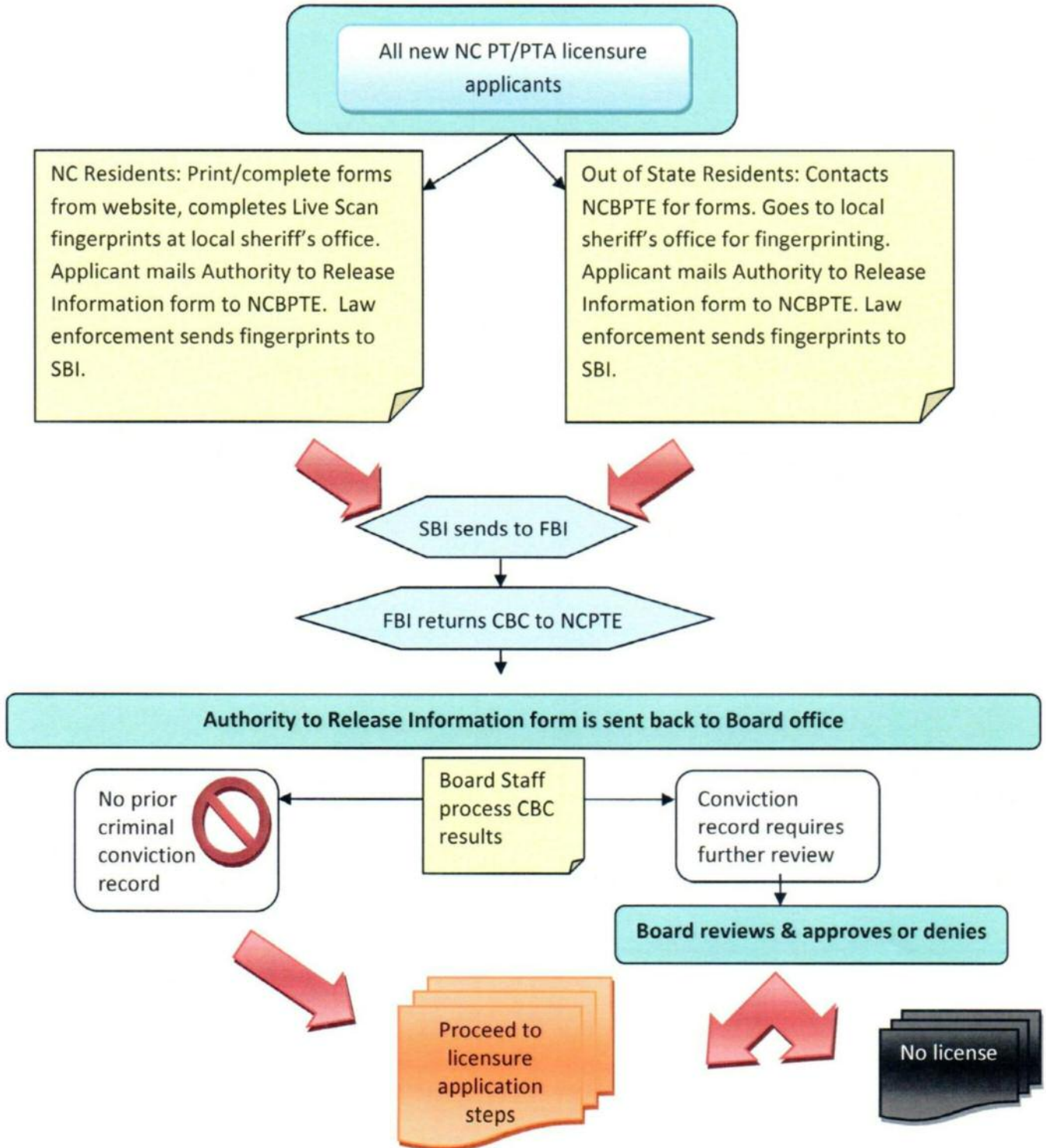
thereby continuing to be proactive in its mission to establish and maintain minimum standards for the practice of physical therapy to protect the safety and welfare of the citizens of North Carolina.

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## North Carolina Board of Physical Therapy Examiners (NCBPTE) Criminal Background Checks Process (Statutory Authority- NC GS #143B-964)

The Criminal Background Check fingerprinting process (CBC):

- Takes 90 days and is required of all new applications with cost at applicant's expense







# Transparency

*By John M. Silverstein, Board Attorney*

The practice of physical therapy in North Carolina is governed by the provisions of Article 18B of the General Statutes of North Carolina, more commonly referred to as the Physical Therapy Practice Act. The Act provides for a Board of 8 members to administer the Act's requirements. The Board is authorized to retain a staff to carry out the provisions of the Act.

The North Carolina Board of Physical Therapy Examiners is both an occupational licensing board and a state agency, which triggers additional requirements for all licensing boards. The primary purpose of these additional responsibilities is to make boards and commissions more accountable and responsive to the public.

## Open Meetings

Article 33C of Chapter 143 of the General Statutes declares that it is the public policy of the State that the people's business be conducted openly. All Board and Committee meetings are posted in advance and are open to the public. The Article does allow closed sessions to consult with an attorney about pending legal proceedings, leasing or purchasing property, or employment issues with individuals (not general personnel policies), but minutes of those proceedings must be kept, and are eventually subject to disclosure.

## Public Records

Chapter 132 of the General Statutes defines "public records" as "all documents, papers, letters, maps, books, photographs, films, sound recordings, magnetic or other tapes, electronic data-processing records, artifacts, or other documentary material," made or received by a state agency in connection with the transaction of public business. Public records are the property of the people, and they must be made available free or at minimal cost.

There are exceptions to the requirement that agency records be made available to the people, but they are limited and specific. The primary exception relates to the release of social security numbers, which are confidential, as are the scores an applicant receives on the licensure examination. Also, records created

and received in connection with legal proceedings are confidential if generated or received pursuant to the attorney-client privilege. Most other exceptions relate to public safety and security.

From time to time, the Board receives requests from licensees to limit the disclosure of personal information on file with the Board. However, GS §90-270.27 requires the Board to keep a record of the name and last known place of business and residence of every living licensee. In addition to this information being classified as public records under Chapter 132, §90-270.27 also provides that any interested person in the State is entitled to obtain a copy of the record. Therefore, absent a court order to the contrary, the Board must provide copies of the information it maintains (except social security numbers and licensure exam scores) to anyone who makes a request.

## Occupational Licensing Boards

Chapter 93B of the General Statutes specifies responsibilities for all occupational licensing boards in North Carolina, which includes submitting annual statistical reports on their operations, limits on compensation and reimbursement of Board members, a prohibition against lobbying, and special exceptions for military personnel. There is also a requirement that Board members must complete ethics training before serving, and every 2 years thereafter while serving on a Board.

## Conclusion

North Carolina law expresses the clear public policy that occupational licensing boards must operate as transparently as possible. The people must be able to observe and analyze Board policies and procedures designed to protect them. The North Carolina Board of Physical Therapy Examiners is committed to perform its duties openly, promptly and efficiently while serving the best interests of the people of North Carolina.



# The NCBPTE Self-Reflective Practice Exercise

by Deborah J. Ragan, PT, DPT, NCBPTE Deputy Director

The purpose of the self-reflective practice exercise is to help licensees assess their level of competence and to develop goals and plans of action for improvement. It is designed to help licensees develop a professional roadmap on an ongoing basis. Whether a licensee has been out of practice for a while, or is changing clinical settings, or just needs to look at career objectives, this exercise can give valuable insight with regard to level of professionalism in physical therapy, current practice and clinical practice abilities. Once the self assessment has been completed, the licensee can then develop objectives, goals and a plan of action to meet those goals.



Additional details about this exercise can be found on the Board website at [www.ncptboard.org](http://www.ncptboard.org). (click on Continuing Competence, then Continuing Competence Self Assessment). Once all portions have been completed, it is worth 5 continuing competence points.

Helpful guidance can be found on the College of Physical Therapists of British Columbia website. They have developed a quality assurance program to more effectively “monitor and support safe ethical and effective practice” (2018- CPTBC <https://cptbc.org/quality-assurance-program/>), which encompasses multiple components to assist physical therapy professionals in monitoring and assessing their ongoing competence, knowledge and professional skills. One of the components is an Annual Self Report that “provides an opportunity to support continuing competence by expanding a physical therapist’s knowledge and understanding of professional, legal, and ethical obligations” (2018- CPTBC <https://cptbc.org/quality-assurance-program/>).

The Federation of State Boards of Physical Therapy is currently exploring the development of a Continuing Professional Development Model that also will include a self-reflection component. The FSBPT defines continuing competence as “the lifelong process of maintaining and documenting competence through ONGOING self-assessment, development and implementation of a person learning plan, and subsequent reassessment”

(<http://www.fsbpt.org/FreeResources/ContinuingCompetence/ContinuingCompetenceModel.aspx>).

This model delves into the concepts of risks and supports a “healthy practice”.

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# PTAs in Managerial and Supervisory Roles

It is becoming increasingly more commonplace to see Physical Therapist Assistants in leadership roles in practice settings, such as skilled nursing facilities and hospitals.

Nothing in the NC PT Practice Act or Board's Rules prohibit a Physical Therapist Assistant (PTA) from performing in leadership or managerial roles with regard to administrative and business operations functionality. Care must be taken if the leadership encompasses supervision responsibilities, especially if physical therapists are involved. It is not in the purview of the PTA to give physical therapists directives concerning how evaluations are performed, treatment planning, or clinical decisions involving treatment interventions directly related to the care of a patient or client. According to Board Rule 21 NCAC 48C .0202 PROHIBITED PRACTICE:

- (a) A physical therapist assistant shall not engage in practices requiring the knowledge and skill of a physical therapist.*
- (b) A physical therapist assistant shall not engage in acts beyond the scope of practice delegated by the supervising physical therapist.*

In the NC PT Practice Act, a physical therapist assistant is defined as:

*...any person who assists in the practice of physical therapy in accordance with the provisions of this Article, and who works under the supervision of a physical therapist by performing such patient-related activities assigned by a physical therapist which are commensurate with the physical therapist assistant's education and training, but an assistant's work shall not include the interpretation and implementation of referrals from licensed medical doctors or dentists, the performance of evaluations, or the determination or major modification of treatment programs.*

What if the physical therapist assistant functions both as a clinical supervisor and a clinician? In this instance, the physical therapist is the person responsible for the decisions made regarding patient care and intervention. According to Board Rule 21 NCAC 48C .0102 RESPONSIBILITIES:

- (a) A physical therapist shall determine the patient care plan and the elements of that plan appropriate for delegation.*
- (b) A physical therapist shall determine that those persons acting under his or her supervision possess the competence to perform the delegated activities.*
- (c) A physical therapist may delegate responsibilities to physical therapist assistants, including supervising physical therapist or physical therapist assistant students.*
- (d) A physical therapist shall enter and review chart documentation, reexamine and reassess the patient, and revise the patient care plan if necessary, based on the needs of the patient.*
- (e) A physical therapist shall establish a discharge plan that includes a discharge summary or episode of care for each patient.*
- (f) The physical therapist shall provide all therapeutic interventions that require the physical therapist's expertise, and may delegate to a physical therapist assistant or physical therapy aide the delivery of service to the patient when it is safe and effective for the patient.*
- (g) A physical therapist's responsibility for patient care management includes first-hand knowledge of the health status of each patient and oversight of all documentation for services rendered to each patient, including awareness of fees and reimbursement structures. ...*

Hence, the PTA in a managerial role needs to be aware of not only the facility and reimbursement rules and regulations, but also must abide by the NC PT Practice Act and Board Rules regarding scope of practice limitations on clinical practice decisions related to patient care.

# NCALB versus NCBPTE Lawsuit Update

**Status of NC Acupuncture Board Lawsuit:** In September 2015, the North Carolina Acupuncture Licensing Board filed a lawsuit against NCBPTE. NCBPTE has retained the law firm of Ellis Winters LLP to defend the Board in this case. The case was assigned to the North Carolina Business Court.

In April 2016, Judge Louis Bledsoe III dismissed the Acupuncture Board's complaint based on principles of sovereign immunity and failure to exhaust administrative remedies.

The Acupuncture Board then sought a declaratory ruling from NCBPTE related to dry needling. NCBPTE issued a declaratory ruling on June 27, 2016. The Acupuncture Board then filed a petition for review of the declaratory ruling in Wake County Superior Court.

On August 2, 2017, Judge Bledsoe affirmed the declaratory ruling. The Acupuncture Board appealed Judge Bledsoe's affirmance to the North Carolina Supreme Court, which heard oral argument on April 18, 2018. NCBPTE is awaiting a decision from the Supreme Court.

## Online Application

A special thank you to Wingate and Methodist students and professors for being our Beta testers for the online application process early this year! Each school was early in the accreditation process with students and professors with limited preconceived ideas about the application processes. The school departments and professors were very supportive of both the process and their students during this Beta. The students themselves found a number of small and large bugs and were very helpful working with us to identify the issues and very patient as they were fixed. Other schools such as Campbell and ECU had students who also participated and contributed very helpful feedback. Again a thank you to everyone involved for making this possible!

The Board will continue to make process improvements to the online application and has a number of changes pending. Overall the desire is to make the process more easily available, give ease of access to online services and

limit initial mail delays and errors. Beginning the process electronically as an online application gives quicker access for the applicant to the online status letter and Jurisprudence online exercise, allows us to work with the applicant via email, as well as newly adding the option to pay the application fee by credit card. Military applicants are also able to check a payment option for military waiver which allows them to be processed without payment requirements (application fees for military and veteran applicants and spouses are waived with documentation). A visual flow chart and written steps to guide the applicant are also now included at the bottom of the initial page of the online application. To see these steps toward application, or to refer these to a new applicant, go to our website at [www.ncptboard.org](http://www.ncptboard.org) and click the big green "apply online" button on the main page. The documents are hyperlinked at the bottom of the first page in Adobe .pdf format.

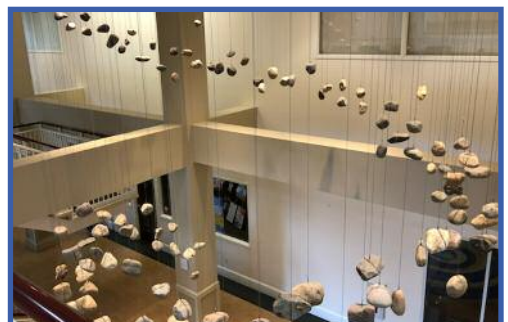
## The NCBPTE office has moved to 8300 Health Park, Suite 233, Raleigh, NC 27615



*Meeting Room*



*Front Entrance*



*The ambiance outside the Board Room*



# Telehealth

The NC Board of PT Examiners has determined the following general principles will apply with regard to telehealth questions from licensees:

- Telehealth is a delivery model for physical therapy services and as such it is not a question of scope of physical therapy practice.
- PT licensees must comply with the NC PT Practice Act and Board rules when performing physical therapy services using telecommunications.
- In order to provide physical therapy services to a patient geographically located in NC, the provider of telehealth services must possess an active NC PT license.
- To address questions whether a PT licensee or other healthcare provider or non-healthcare individual must be with the patient in the remote location and the level of expertise that person needs, the answer depends on various factors, including the status and safety of the patient, whether it is an initial evaluation or ongoing treatment, and the complexity of the services being provided.
- For questions related to the use of telehealth in physical therapy practice in North Carolina that are not answered by these general principles, the Board will continue to respond to questions on a case-by-case basis.

As the use of telehealth in healthcare practice continues to evolve, the Board must keep the protection of North Carolina citizens in mind. To respond to questions from licensees, the Board will utilize current information based on the following Rule:

*21 NCAC 48C .0101 (a) Permitted Practice- "Physical therapy is presumed to include any acts, test, procedures, modalities, treatments, or interventions that are **routinely** taught in educational programs, or in continuing education programs for physical therapists and are **routinely** performed in practice settings."*

The Board is considering reconstituting the Telehealth Task Force to continue its work on telehealth related topics.



## Don't forget!! It is license RENEWAL time again!

**\*\* IMPORTANT REMINDER: Have you updated your email address with the Board? If not, you could miss important time sensitive communications and you may not be able to update your password.**

Renewals for 2019 can be entered online at [www.ncptboard.org](http://www.ncptboard.org), starting November 1, 2018. Except for licensees who have been disciplined in the last two years, there will be **no** paper renewals. Although the deadline to renew is January 31, 2019, licensees are highly encouraged to renew by **January 15, 2019** to ensure that there are no problems with the online process. It is the licensee's responsibility to furnish the Board with a correct e-mail address. Inability to log-in will not be considered a valid reason to extend the deadline for renewal. *Licensees who do not plan to renew, please notify the Board (call, email, fax, or letter).*

**Continuing Competence Reporting Requirement** – Information is available on the Board's website. *For licensees in the reporting period ending January 31, 2019, continuing competence activities must be reported before renewing the license for 2019.*

For further information, contact the Board office. (email: [dragan@ncptboard.org](mailto:dragan@ncptboard.org); phone: 919-490-6393 or 800-800-8982; fax: 919-490-5106)





**Q:** *Can a PTA document whether a goal is met?*

**A:** According to the NC PT Practice Act and Board's rules, it is the responsibility of the physical therapist to evaluate a patient and formulate the physical therapy plan of care. The PT is also responsible for supervision and delegation of any portion of the plan of care to a PTA if the PTA is appropriately trained and clinically competent to perform the delegated activity, and it is safe for the patient based on the patient's condition.

With regard to goals that are established as part of the PT Plan of Care, the Board determined that a PTA may make a determination that a PT goal has been met only in the circumstances where the goal in question is stated in clearly objective, measurable terms and that the PTA has communicated the status to the PT and the PT has the ability to "uncheck" the box on the goal accomplishment if the PT determines that to be the appropriate course of action.

Goals that require an assessment of patient status or ability may not be checked as "met" by a PTA as that would be outside the scope of PTA practice, nor may a PTA establish a new goal for a patient.

*\*\*Editor's Note: The NC Board of PT Examiner's rules do not address reimbursement or specific employer requirements. The answer to this question was answered based upon the NC PT Practice Act and Board rules only.*

**Q:** *Is there any reason a PTA cannot complete a Braden Scale?*

**A:** In making determinations about activities within the scope of practice the Board evaluates whether an activity is routinely taught in academic educational programs or continuing education programs and routinely performed in clinical practice. In addition, the Braden scale was evaluated by the Board to be an objective, measurable data collection tool used with patients at risk of developing wounds.

Several PTA academic programs indicated this test is taught in their programs and practiced to gain competence to varying degrees. Wound care techniques are routinely taught in continuing education programs and performed in practice by PTA's. Thus, the Board determined that the supervising PT is responsible for verifying that the PTA to whom the activity is delegated is properly trained and supervised by the PT, and it is safe for the patient. Under those conditions the Board believes it would not be a violation of either the NC PT Practice Act or Board's rules for a PTA to perform and document the results of a Braden Scale with a patient.

**Q:** *Can a PT/PTA perform drug screens in a clinic setting?*

**A:** It is outside the scope of PT practice to perform drug screens and therefore, it is not considered physical therapy. A PTA may assist in performing them, but they should not be represented or billed as physical therapy and the PTA would not be working in a physical therapist assistant capacity while performing any portion of those duties. Any issue related to training to performing drug screens is an employment issue over which the Board has no jurisdiction. Performing of drug screens by PT licensees is not a violation but it is not physical therapy.



**Q:** *Is there a specific timeframe for completion of physical therapy documentation?*

**A:** Neither the NC PT Practice Act or Board's Rules address a specific timeframe for completion of documentation. Board rules do state that every evaluation and treatment will be documented "based on the needs of the patient." Thus, timely manner is a judgment that must be made in context of patient care and safety.

**Q:** *Can a PTA can treat a new PT patient by verbal order from the supervising PT?*

**A:** Neither the NC PT Practice Act nor the Board's Rules address how delegation of physical therapy services to a PTA should be handled. Delegation of PT services is only appropriate when the PT has determined it is safe for the patient and the PTA possesses the competence to perform the skills delegated. Communication of delegated services may be accomplished as determined by the PT and PTA team and all PT services must be documented, but the timing of that documentation is not prescribed.

**Q:** *Can PA's write prescriptions for grade V mobilization?*

**A:** The order for spinal manipulation can only come from a physician.

**Q:** *Can a PT/PTA do animal rehab?*

**A:** The Board has determined that the practice of physical therapy is restricted to persons based on the current NC Practice Act definition of physical therapy. A PT or PTA who assists with the treatment of animals would NOT be practicing physical therapy and should not imply to the pet's owner that he/she is providing physical therapy, should not refer to himself/herself as a PT or PTA, and should not wear a name badge that identifies himself/herself as a PT or PTA. Educational courses dedicated to training of animal rehabilitation would not count toward the continuing competence requirements for license renewal in NC. The treatment of animals is within the jurisdiction of the NC Veterinary Medical Board.

**Q:** *How does the Board evaluate scope of practice questions?*

**A:** According to Board Rule 21 NCAC 48C .0101 (a) Permitted Practice- "Physical therapy is presumed to include any acts, test, procedures, modalities, treatments, or interventions that are routinely taught in educational programs, or in continuing education programs for physical therapists and are routinely performed in practice settings."

## The NCBPTE Self-Reflective Practice Exercise *(continued from page 5)*

Some of the potential risk factors discussed are:

- Transitions
- International Education
- Lack of Experience
- Age and Gender
- Practice Features (size, isolation, etc.)
- Wellness and Resources

Some of the supports discussed are:

- Continuing Education
- Mentorship/Coaching
- Educational Information
- Personal Supports & Feedback
- QA Participation
- Supportive Employer
- Clinical Experience
- Professional Organization Participation
- Technology
- Self-Reflection
- Assessment & Feedback through Tools
- Performance Review



*(reprinted with permission from presentation by Michele Thorman at the FSBPT LIF meeting 2018)*

Please watch for more on the development of the FSBPT Continuous Professional Development Model by going to the FSBPT website at [www.fsbpt.org](http://www.fsbpt.org) !

## The NCBPTE is here to help you!

***Do you or a PT colleague you know struggle with a substance use or mental health disorder?*** –The NC Board of PT Examiners encourages you to seek help!

***Substance Use Disorders:*** The Board contracts with the NC Board of Nursing (NCBON) to allow qualified PT licensees to participate in the Nursing Board's Substance Use Disorder Programs (Alternative - to - discipline program) Each program has objectives which may include the following:

- Ensure the health and safety of the public by closely monitoring licensees impaired by drugs and/or alcohol.
- Achieve earlier intervention with intent to decrease the time between the licensee's acknowledgement of chemical dependency and entry into the recovery process.
- Return the licensee to safe and effective practice in a more efficient manner while minimizing financial impact.
- Provide an opportunity for licensees to recover from impairment in a therapeutic, non-punitive and non-published process.
- To ensure the health, safety and welfare of the public through a program that closely monitors licensees impaired by drugs and/or alcohol.
- Provide a process for licensees to recover from impairment and become safe practitioners.

Contact: NC Board of Nursing: [www.ncbon.com](http://www.ncbon.com)

***Or contact your primary care provider for treatment or appropriate referral.***

### ***Mental Health Disorders:***

If you struggle with a mental health issue, please contact your health care provider for treatment or who can refer you to appropriate resources in your area.

Want more information? Contact Kathy Arney, Executive Director, NCBPTE – [karney@ncptboard.org](mailto:karney@ncptboard.org) or call 919-490-6393 or 800-800-8982.

# License and Renewal Fees

## 21 NCAC 48F .0102 FEES

(a) The following fees are charged by the Board:

- (1) application for physical therapist licensure, one hundred fifty dollars (\$150.00);
- (2) application for physical therapist assistant licensure, one hundred fifty dollars (\$150.00);
- (3) renewal for all persons, one hundred twenty dollars (\$120.00);
- (4) revival of license lapsed less than five years, thirty dollars (\$30.00) plus renewal fee;
- (5) transfer of licensure information fee, including either the examination scores or licensure verification or both, thirty dollars (\$30.00);
- (6) retake examination, sixty dollars (\$60.00);
- (7) certificate replacement or duplicate, thirty dollars (\$30.00);
- (8) licensee list or labels or any portion thereof for physical therapists, sixty dollars (\$60.00);
- (9) licensee list or labels or any portion thereof for physical therapist assistants, sixty dollars (\$60.00); and
- (10) processing fee for returned checks, maximum allowed by G.S. 25-3-506.

(b) The application fee is not refundable.

(c) Payment of application fees listed in Subparagraphs (a)(1) and (2) of this Rule may be made by certified check, cash, credit card, or debit card.

*History Note: Authority G.S. 90-270.26; 90-270.29; 90-270.33; Eff. February 1, 1976; Readopted Eff. September 30, 1977; Amended Eff. August 1, 1998; October 1, 1995; October 1, 1994; November 1, 1991; August 1, 1991; Temporary Amendment Eff. October 1, 1999; Amended Eff. August 1, 2017; July 1, 2013; December 1, 2006; August 1, 2002; August 1, 2000.*

## North Carolina Board of Physical Therapy Examiners

### Board Orders / Consent Orders / Other Board Actions Nov 2017 – Oct 2018

#### Taylor, Clinton R., PTA (Suspension)

**Location:** Hendersonville, NC, Henderson County

**License #:** A5494

**Conduct:** Billing or charging for treatments not performed.

**Discipline:** Three (3) year suspension, one (1) year active and the remaining 2 years stayed with conditions. In addition, he must reimburse the Board for the cost of the investigation. (Executed – December 14, 2017)

#### Hurley, Brandy M., PTA (Suspension)

**Location:** Star, NC, Montgomery County

**License #:** A2956

**Conduct:** Prescription medications missing following patient visit.

**Discipline:** Two (2) year suspension, six months active and the remaining 18 months stayed with conditions. In addition, she must reimburse the Board for the cost of the investigation. (Executed – December 14, 2017)

#### Suter, Laura C., PT (Warning)

**Location:** Cary, NC, Wake County

**License #:** P5933

**Conduct:** Failure to renew license by the deadline; second occurrence

**Discipline:** Warning and reimburse the Board for the costs of the investigation. (Effective – May 3, 2018)

#### Wynne, Kathy D., PTA (Warning)

**Location:** Washington, NC, Beaufort County

**License #:** A1474

**Conduct:** Billing or charging for services or treatment not performed

**Discipline:** Warning and reimburse the Board for the costs of the investigation. (Effective – May 3, 2018)

### Discipline Related to Continuing Competence

#### Matuskey, Joel R., PT (Warning)

**Location:** Lincolnton, NC, Lincoln County

**License #:** P13317

**Conduct:** Failure to complete a continuing competence documentation audit demonstrating renewal requirements were completed.

**Discipline:** Warning and reimburse the Board for the costs of the investigation. Ineligible for PT license renewal until continuing competence audit deficiencies are completed and a completed renewal application and payment are filed. (Effective – October 28, 2018)

#### Edwards, John O., PT (Warning)

**Location:** Fuquay-Varina, NC, Wake County

**License #:** P10129

**Conduct:** Failure to complete a continuing competence documentation audit in a timely manner.

**Discipline:** Warning and reimburse the Board for the costs of the investigation. (Effective – October 28, 2018)



# FSBPT Outstanding Service Award- 2018 (and 2017!) Goes to David Reed NCBPTE Board Chair AGAIN!

The Outstanding Service Award recognizes and honors individuals who have made a significant contribution to the Federation through their volunteer work during the past year.

David Reed has been instrumental in developing the “Model Action Guidelines”, a method for consistently applying disciplinary actions and requirements for remediation for licensees found in violation of state law and Board Rules.



- Troy Costales, *Oregon*
- Rebecca Porter, *Indiana*
- Adrienne Price, *Georgia*
- Alicia Rabena-Amen, *California*
- David Reed, *North Carolina*
- Susan Roehrig, *Texas*
- Thomas Ryan, *Wisconsin*
- Jennifer Zdobylak, *Indiana*
- Traci Zeh, *Florida*



North Carolina received the Excellence in Regulation award at the FSBPT annual meeting on October 27, 2018.

## Nancy Schneider Smith, PT, DPT, from NC becomes a member of the FSBPT Academy of Advanced Item Writers

The Academy of Advanced Item Writers consists of those National Physical Therapy Examination (NPTE®) item writers who develop both quality and quantity items as defined in the criteria below.

- Developed 60 items which were approved by the Examination Development Committee and entered into the item bank.
- Attended at least one FSBPT beginning item writing workshop. Fulfilled content area assignments during beginning item writing workshops.
- Recommended by an Item Writer Coordinator.
- Provide additional service on an NPTE committee or taskforce.



### 2018 NCBPTE Holiday Schedule

Board Office will be closed	Day(s) of Week	Date(s)
Veteran’s Day (observed)	Monday	November 12, 2018
Thanksgiving Day	Thurs & Fri	November 22 & 23, 2018
Christmas	Mon, Tues, and Wed	December 24, 25, & 26, 2018

### 2019 NCBPTE Holiday Schedule

Board Office will be closed	Day(s) of Week	Date(s)
New Year’s Day	Tuesday	January 1, 2019
Martin Luther King’s Day	Monday	January 21, 2019
Good Friday	Friday	April 19, 2019
Memorial Day	Monday	May 27, 2019
Independence Day	Thursday	July 4, 2019
Labor Day	Monday	September 2, 2019
Veteran’s Day (observed)	Monday	November 11, 2019
Thanksgiving Day	Thurs & Fri	November 28 & 29, 2019
Christmas	Mon, Tues & Wed	December 23-25, 2019



## DID YOU KNOW...

**The NCBPTE is very active and involved on task forces and committees at the Federation of State Boards of Physical Therapy (FSBPT). North Carolina is well represented at the national level!**

- David Reed, PT, Board Chair, is currently on the Ethics and Legislation Committee
- Kathy Arney, PT NCBPTE Executive Director is currently the Vice-Chair of the Compact Commission which was formed June 8, 2017. She is currently serving on the Minimum Data Set Task Force and the Board Assessment Task Force.
- Cindy Kiely, Director of Administration is currently on the FSBPT License Verification Task Force.
- Debbie Ragan, PT NCBPTE Deputy Director is currently on the FSBPT Return to Practice Task Force.
- Leslie Kesler, PT, Former Board Chair and member is currently on the Foreign Educated Standards Committee

### **Business Entities/Corporate Information**

The types of business entities physical therapists can utilize in providing physical therapy services, and the initials that can be used to describe these entities are, according to NC General Statutes §55B-5, §55B-(6), §55B-2(6), §57C-2-01(c), and §59-45(b):

- An "Inc." or "Co." can be formed, but not a "P.A." or "P.C."
- A "L.L.C." or a "L.L.P." would be permitted, but a "P.L.L.C." or a "P.L.L.P." would not be permitted.

Please [click here](#) for additional details.



**The fee for the National Physical Therapy Exam (NPTE) will increase to \$485 effective January 1, 2019.**

**North Carolina  
Board of Physical  
Therapy Examiners**

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John M. Silverstein, Esquire

**North Carolina  
Board of Physical  
Therapy Examiners**

8300 Health Park, Suite 233  
Raleigh, NC 27615  
919-490-6393 / 800-800-8982  
Fax: 919-490-5106  
E-mail: [karney@ncptboard.org](mailto:karney@ncptboard.org)  
Web page: [www.ncptboard.org](http://www.ncptboard.org)

**Calendar of Events**

*\* Dates are tentative / please confirm by contacting the Board office (800-800-8982) -*

*Updated – October 22, 2018*

Nov 29, 2018 (Thurs)	Investigative Committee Meeting *- (08:30 a.m. – 12:00 p.m., Satsky and Silverstein Law Firm, Raleigh, NC, <a href="http://www.satskysilverstein.com">www.satskysilverstein.com</a> ).
Dec 5, 2018 (Wed)	<b>Board Meeting</b> *- (8:30 a.m. - 4:30 p.m., Siena Hotel, 1505 E. Franklin Street, Chapel Hill, NC, <a href="http://www.sienahotel.com/">http://www.sienahotel.com/</a> ).
Dec 5, 2018 (Wed)	<b>Public Hearing</b> - Periodic Rule Readoption 2:00 pm Siena Hotel, 1505 E. Franklin Street, Chapel Hill, NC
Jan 10, 2019 (Thurs)	<b>Investigative Committee Meeting</b> *- (08:30 A.M. – 12:00 p.m., Satsky and Silverstein Law Firm, Raleigh, NC, <a href="http://www.satskysilverstein.com">www.satskysilverstein.com</a> ).
Feb 21, 2019 (Thurs)	<b>Investigative Committee Meeting</b> *- (08:30 A.M. – 12:00 p.m., Satsky and Silverstein Law Firm, Raleigh, NC, <a href="http://www.satskysilverstein.com">www.satskysilverstein.com</a> ).
Mar 13, 2019 (Wed)	<b>Board Meeting</b> *- (8:30 a.m. - 4:30 p.m., Siena Hotel, 1505 E. Franklin Street, Chapel Hill, NC, <a href="http://www.sienahotel.com/">http://www.sienahotel.com/</a> ).
June 5, 2019 (Wed)	<b>Board Meeting</b> *- (8:30 a.m. - 4:30 p.m., 8300 Health Park, Suite 233, Raleigh, NC, 27615).
Sept 11, 2019 (Wed)	<b>Board Meeting</b> *- (8:30 a.m. - 4:30 p.m., 8300 Health Park, Suite 233, Raleigh, NC, 27615).
Dec 11, 2019 (Wed)	<b>Board Meeting</b> *- (8:30 a.m. - 4:30 p.m., 8300 Health Park, Suite 233, Raleigh, NC, 27615).

**21 NCAC 48F .0105 CHANGE OF NAME AND ADDRESS REQUIRED**



Each licensee must notify the Board within 30 days of a change of name or work or home address. [History Note: Authority G.S. 90-270.27; Eff. August 1, 2002.]

Addresses can be changed by the licensee on the Licensure Board’s web page ([www.ncptboard.org](http://www.ncptboard.org)) or by letter, fax (919-490-5106), or call the Board’s office @ 919-490-6393 or 800-800-8982.

**21 NCAC 48G .0112 Costs for Approval of Continuing Competence Activities** (Effective January 1, 2009)

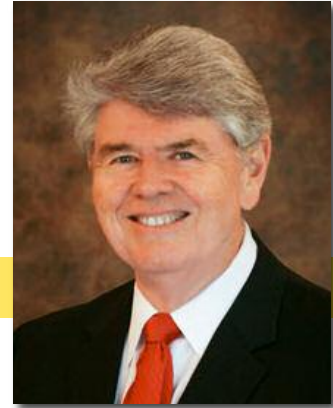
- (a) There is no cost for approval of continuing competence activities offered by approved sponsors.
- (b) For a non-Approved provider seeking approval of a continuing competence activity offered to licensees in this State, the cost is one hundred fifty dollars (\$150.00) per activity.
- (c) For a licensee seeking approval of a continuing competence activity that is not offered by an approved sponsor, the cost is twenty-five dollars (\$25.00).

**N.C. Licensure Statistics**

(As of October 4, 2018)

	Licensed	Reside	Work
PTs	9,025	7,551	7,419
PTAs	4,003	3,563	3,440

# The Ben F. Massey, Jr. Student Scholarship



**This scholarship was created by the NCBPTE, in collaboration with NCPTA Scholarship and Loan, to honor the years of service Ben F. Massey, Jr. devoted to the profession of physical therapy and to public protection. All proceeds will go directly and in full to support the educational needs of North Carolina PT and PTA students. Click [here](#) to read the Proclamation in honor of Ben Massey, Jr. on the Occasion of his Retirement from the North Carolina Board of Physical Therapy Examiners.**

To donate, [please click here](#)

**If donating by cash or check, please direct contributions to:**

Randall Lazicki, PT, DPT  
Board of Directors, Treasurer  
NCPTA Scholarship and Loan Fund, Inc.  
238 Joseph Alexander Drive  
Fuquay Varina, NC 27526