

## **AGENDA ITEM 20**

### **REVIEW AND CONSIDERATION OF REQUEST FROM THE HAND THERAPY CERTIFICATION COMMISSION TO DEEM LICENSEES WHO ARE CERTIFIED HAND THERAPISTS AS MEETING CALIFORNIA'S ADVANCED PRACTICE REQUIREMENTS FOR HAND THERAPY AND THE USE OF PHYSICAL AGENT MODALITIES.**

A letter from the Hand Therapy Certification Commission is attached for review.



Heather Martin  
California Board of Occupational Therapy  
2005 Evergreen Street  
Suite 2050  
Sacramento, CA 95815

January 9, 2013

Dear Heather,

We receive frequent inquiries and some complaints from Certified Hand Therapists (CHTs) who are planning to move or have moved to California from another state. Many of these CHTs have years of experience treating upper extremity conditions and have met the Hand Therapy Certification Commission's (HTCC) rigorous standards for certification and recertification and wonder why they are required to go through CBOT's application process for Advanced Practice Approval in hands.

In order for a therapist to be eligible to sit for the CHT examination, they must be a physical or occupational therapist for 5 years and they must have 4,000 hours or more in direct practice experience in hand therapy. The CHT examination is difficult with an average pass rate of about 56%.

A CHT must recertify every 5 years and in order to be eligible they must have accrued a minimum of 2,000 hours of direct practice experience in hand therapy and have accrued 80 contact hours of professional development.

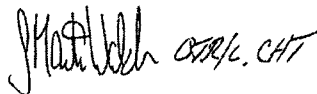
Because of HTCC's rigorous certification and recertification requirements, our CHTs possess current hand therapy experience and continuing education. Since CBOT does not require renewal of the advanced practice designation, the CHT credential demonstrates stronger proof of current continued competence in hand therapy.

HTCC requests that CBOT consider waiving your requirement of having to apply for the Advanced Practice designation in hands (HTC) for CHTs who move to California from another state and automatically grant these therapists the HTC designation when they apply for a California state occupational therapy license.

I would be more than happy to answer any of your questions regarding this issue.

Thank you for your time and consideration.

Sincerely,



Martin Walsh OTR/L, CHT  
Executive Director  
Hand Therapy Certification Commission

**The Recognized Specialist in Hand Therapy**

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## **AGENDA ITEM 21**

### **ENFORCEMENT DATA AND REPORTS FOR THE PERIOD 10/1– 12/31/2012.**

The following are attached for review:

- Enforcement Statistical Report
- Citations Issued Report
- List of Licensees Currently on Probation

**BOT ENFORCEMENT STATISTICAL REPORT**  
*October 1, 2012 – December 31, 2012*

**Total Complaints-Received:** 111      **DOI Investigations Initiated:** 7

**Complaints-Closed:** 150      **DOI Investigation Reports Received:** 9

**Total Complaints-Pending:** 82 (Oldest: 1/31/11)      **Formal DOI Investigations Pending:** 6 (Oldest: 9/7/12)

**Record of Arrests and Prosecutions [RAP] Received:** 16      **Subsequent Arrest Reports Received:** 8

**Applications Denied pursuant to Business and Professions Code 480/485:** 0

**Cases Pending with the Attorney General (AG):** 20

<u>Transmitted</u>	<u>Complaint No</u>	<u>Type</u>	<u>Current Status</u>
10/12/11	OT 2009-246	Accusation	Accusation Filed 7/18/12; NOD recd; Hearing scheduled for July 2013
02/08/12	OT 2011-283	Accusation	License Revoked effective 1/9/2013
04/19/12	OT 2010-644	Accusation	Accusation Filed 12/27/12; NOD recd; Hearing to be scheduled
05/24/12	OA 2010-385	Accusation	Accusation Filed 11/20/12; NOD recd; Hearing scheduled 7/31/13
05/24/12	OT 2010-318	Accusation	Accusation Filed 11/28/12; NOD recd; Hearing to be scheduled
05/30/12	D1 2009-278	Pet to Rev Prob	PTR filed 11/30/12; NOD recd; Hearing to be scheduled
05/31/12	D1 2009-134	Pet to Rev Prob	PTR filed 8/3/12; NOD recd; Hearing scheduled 2/7/13
08/03/12	OT 2011-96	Accusation	Accusation Filed 12/6/12; NOD recd; Hearing to be scheduled
09/24/12	AR 2011-309	SOI	DAG to prepare Statement of Issues
09/24/12	AR 2011-376	SOI	DAG to prepare Statement of Issues
09/24/12	OT 2010-621	Accusation	DAG to prepare Accusation
11/06/12	OA 2010-604	Accusation	Accusation Filed 1/16/13
11/21/12	OT 2010-333	Accusation	DAG to prepare Accusation
11/27/12	OT 2011-117	Accusation	DAG to prepare Accusation
11/29/12	PT 2012-141	Pet for Reinstate	Petition for Reinstatement filed 10/1/12; Board to hear 5/8/13
12/11/12	OT 2011-49	Accusation	DAG to prepare Accusation
12/11/12	OT 2011-416	Accusation	DAG to prepare Accusation
12/13/12	OT 2010-616	Accusation	DAG to prepare Accusation
12/17/12	OT 2011-468	Accusation	Accusation Filed 1/17/13
12/20/12	PA 2012-232	Pet for Early Term	Petition for Early Term of Probation filed 12/19/12; Board to hear 5/8/13

**Statement of Issues filed:** 0  
**Petition to Revoke Probation filed:** 1  
**ISO Issued:** 0

**Accusations filed:** 4  
**Accusation & Petition to Revoke Probation filed:** 0  
**PC23 Issued:** 0

**Final Decisions:** 1

November 17, 2012 Kevin Yoshino

Voluntary Surrender

**Cease Practice Orders Issued:** 1

**Cease Practice Orders Lifted:** 1

December 5, 2012 Terry Mc Gowin

December 6, 2012 Terry Mc Gowin

**CITATIONS ISSUED**  
**09/01/12 - 12/31/12**

LICENSING CLASS	No Lic	FDG	URC	CC	ULP	PDU	AD	VIOLATION	CIT #	FINE (OT)	OT Fine Modified	GRAND TOTAL FINE/DUE (OT)	FINE (OTA)	OTA Fine Modified	GRAND TOTAL FINE/DUE (OTA)	DATE ISSUED	DUE DATES		Approved Party	PAYMENT			
																	Req For Conf.	Fine		ICR	Pymnt Date	Pymnt Amount	Bal (OT)
1	1								OT 2012-34	\$450		\$450				10/16/12	11/15/12		ADMIN	11/01/12	\$450	\$0	
1	1						1		OT 2012-102	\$50		\$50				10/24/12	11/23/12			12/04/12	\$50	\$50	\$0
1	1						1		OA 2011-434				\$50			10/24/12	11/23/12	1		11/19/12	\$50	\$0	
1	1						1		OT 2011-499	\$50		\$50				10/24/12	11/23/12			11/19/12	\$50	\$50	
1	1						1		OT 2011-509	\$50		\$50				10/24/12	11/23/12			11/19/12	\$50	\$0	
1	1						1		OT 2011-513	\$50		\$50				10/24/12	11/23/12			11/19/12	\$50	\$0	
1	1						1		OT 2011-514	\$50		\$50				10/24/12	11/23/12			01/14/13	\$50	\$0	
1	1						1		OT 2012-8	\$50		\$50				10/24/12	11/23/12			11/19/12	\$50	\$0	
1	1						1		OT 2012-92	\$50		\$50				10/24/12	11/23/12			11/19/12	\$50	\$0	
1	1						1		OT 2012-93	\$50		\$50				10/24/12	11/23/12			11/21/12	\$50	\$0	
1	1						1		OT 2012-94	\$50		\$50				10/24/12	11/23/12			12/20/12	\$50	\$0	
1	1						1		AR 2012-18				\$250			10/25/12	11/24/12			11/07/12	\$50	\$0	\$0
1	1						1		OT 2012-62	\$250		\$250				10/25/12	11/24/12			11/26/12	\$250	\$0	\$0
1	1						1		OA 2012-71	\$50		\$50				10/25/12	11/24/12			11/21/12	\$50	\$0	\$0
1	1						1		OT 2012-80	\$50		\$50				10/25/12	11/24/12			11/15/12	\$50	\$0	\$0
1	1						1		OT 2012-81	\$50		\$50				10/25/12	11/24/12			11/15/12	\$50	\$0	\$0
1	1						1		OT 2012-103	\$50		\$50				10/25/12	11/24/12			11/15/12	\$50	\$0	\$0
1	1						1		OA 2012-123				\$250			10/26/12	11/25/12			11/15/12	\$250	\$0	\$0
1	1						1		OT 2011-416	\$2,500		\$2,500				10/26/12	11/25/12	1		11/15/12	\$2,500	\$2,500	\$0
1	1						1		OT 2011-321	\$450		\$450				10/26/12	11/25/12			11/13/12	\$50	\$450	\$0
1	1						1		OT 2011-532	\$50		\$50				10/26/12	11/25/12			11/13/12	\$50	\$0	\$0
1	1						1		OT 2012-26	\$50		\$50				10/26/12	11/25/12			11/09/12	\$50	\$0	\$0
1	1						1		OT 2012-27	\$50		\$50				10/26/12	11/25/12			11/09/12	\$50	\$0	\$0
1	1						1		OA 2012-29				\$50			10/26/12	11/25/12			11/09/12	\$50	\$50	\$0
1	1						1		OT 2012-30	\$50		\$50				10/26/12	11/25/12			11/13/12	\$50	\$0	\$0
1	1						1		OT 2012-31	\$50		\$50				10/26/12	11/25/12			11/13/12	\$50	\$0	\$0
1	1						1		OT 2011-520	\$450		\$450				10/30/12	11/29/12			11/16/12	\$450	\$0	\$0
1	1						1		OT 2012-50	\$300		\$300				10/30/12	11/29/12	1		12/20/12	\$300	\$0	\$0
1	1						1		OT 2011-49	\$4,000		\$4,000				10/31/12	11/30/12	1		11/30/12	\$500	\$4,000	\$0
1	1						1		OT 2012-107	\$500		\$500				11/09/12	12/09/12			11/30/12	\$500	\$0	\$0
1	1						1		OT 2012-56	\$50		\$50				11/13/12	12/13/12			11/30/12	\$50	\$0	\$0
1	1						1		OA 2012-58				\$50			11/13/12	12/13/12			11/30/12	\$50	\$0	\$0
1	1						1		OA 2012-59				\$50			11/13/12	12/13/12			11/30/12	\$50	\$0	\$0
1	1						1		OT 2012-164	\$250		\$250				11/13/12	12/13/12	1		11/30/12	\$50	\$250	\$0
1	1						1		OT 2012-170	\$250	\$250	\$0				11/13/12	12/13/12	1		DISMISSED		\$0	\$0
1	1						1		OT 2012-172	\$250		\$250				11/13/12	12/13/12			01/07/13	\$250	\$0	\$0
1	1						1		OT 2011-38	\$750		\$750				11/19/12	12/19/12			12/14/12	\$750	\$0	\$0



**Practitioners Currently on Probation**

<b>NAME</b>	<b>LICENSE #</b>			<b>LENGTH OF PROBATION</b>	<b>EFFECTIVE DATE</b>
Alvarado, Robert	OTA 603	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	04/06/12
Belasco, Jonathan	OTA 1063	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	06/16/10
Comingore, Rachel	OT 12585	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	04/10/12
Freeman, Kathryn E.	OT 2762	<u>Charging Document</u>	<u>Probation Order</u>	3 years	03/16/12
Galaviz, Jaime H.	OTA 1799	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	12/09/10
Giddings, Eric C.	OT 7143	<u>Charging Document</u>	<u>Probation Order</u>	2 years	03/16/12
Harrington, Shawna	OT 7878	<u>Charging Document</u>	<u>Probation Order</u>	1 year	05/25/12
Harris, Donald	OTA 1772	<u>Charging Document</u>	<u>Probation Order</u>	4 Years	04/23/10
		<u>Charging Document</u>	<u>Probation Order</u>	4 Years	10/23/15
Ingram-Watson, Sandra	OT 12312	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	11/07/11
McGowin, Terry D.	OTA 757	<u>Charging Document</u>	<u>Probation Order</u>	2 Years	10/25/11
Ngo, Lisa B.	OT 11572	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	11/19/10
Novegrod, Shana E.	OT 4624	<u>Charging Document</u>	<u>Probation Order</u>	3 years	07/21/11
Perez, Thomas J.	OTA 2470	<u>Charging Document</u>	<u>Probation Order</u>	5 years	01/09/13
Pitts, Andre	OTA 1829	<u>Charging Document</u>	<u>Probation Order</u>	5 Years	09/23/08
Posuniak, Kathleen	OT 12395	<u>Charging Document</u>	<u>Probation Order</u>	1 Year	12/15/11
Proctor, Mark	OTA 1739	<u>Charging Document</u>	<u>Probation Order</u>	3 years	06/06/12
Quinne, Mary-Kaye	OTA 555	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	11/11/11
Sandhu, Gurpreet	OT 7284	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	11/11/11
Schmidt, Rebecca	OT 8291	<u>Charging Document</u>	<u>Probation Order</u>	3 Years	11/27/09
Searcy, Mary	OT 6209	<u>Charging Document</u>	<u>Probation Order</u>	2 Years	09/01/10