

Greenbook

LBO Analysis of Enacted Budget

Occupational Therapy, Physical Therapy, and Athletic Trainers Board

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July 2021

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LBO Greenbook

Occupational Therapy, Physical Therapy, and Athletic Trainers Board

Quick look...

- The Occupational Therapy, Physical Therapy, and Athletic Trainers Board licenses about 35,000 professionals and currently has a staff of nine employees, including the Executive Director.
- The Board is governed by 20 members appointed by the Governor with daily operations overseen by an executive director.
- The Board is fully supported by fees and receives no GRF funding.

FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Appropriation	FY 2023 Appropriation
Fund 4K90 ALI 890609, Operating Expenses					
\$812,339	\$945,705	\$975,762	\$1,003,606	\$1,168,045	\$1,168,045
% change	16.4%	3.2%	2.9%	16.4%	0.0%

Agency overview

The Occupational Therapy, Physical Therapy, and Athletic Trainers (OTPTAT) Board regulates the practices of occupational and physical therapy and athletic training. In addition, since 2018 the Board regulates licenses previously administered by the Board of Orthotics, Prosthetics, and Pedorthics (OPP).¹ As part of these duties, it sets the standards of practice, investigates complaints, holds administrative hearings, determines appropriate disciplinary actions, and monitors continuing education compliance among licensees.

The Board's governing authority consists of 20 members appointed by the Governor. The Board is divided into three sections representing occupational therapy, physical therapy, and athletic trainers. In addition, there is also an Orthotics, Prosthetics, and Pedorthics Advisory Council. The Board's daily operations are the responsibility of an executive director. Including the Executive Director, the Board currently has nine full-time staff members.

Analysis of FY 2022-FY 2023 budget

The Board's operations are funded by a single non-GRF (Fund 4K90) appropriation item 890609, Operating Expenses. The budget appropriates funding of about \$1.2 million for

¹ Orthotists design, fabricate, and fit braces or other orthopedic appliances prescribed by physicians. Prosthetists fabricate and fit artificial limbs (prosthetics) and similar devices prescribed by physicians. Pedorthists fit appliances as prescribed for relief of painful or disabling conditions of the foot.

FY 2022 and FY 2023. All of the Board's revenue comes from fees that are deposited into the Occupational Licensing Regulatory Fund (Fund 4K90).

H.B. 110, As Enacted, makes several changes to continuing law provisions, including the following that will affect current practices of the Board:

- Adds reasons the Board may take disciplinary action related to sexual interactions with a patient, other than the professional's spouse;
- Eliminates the requirement that a physical therapist or physical therapist assistant applying for a license submit a physical description and photograph;
- Extends from 60 days to 90 days the maximum transition period that may occur between an expired term of office and the Governor's appointment of a person to fill a vacancy on the Board; and
- Regarding investigations, hearings, and discipline for orthotist, prosthetist, or pedorthist licensees:
 - Permits the Board to impose a fine or require corrective action courses as a form of discipline;
 - Permits the Board to impose discipline due to the individual's denial, revocation, suspension, or restriction of authority to practice any health care occupation (other than for failure to renew) in Ohio, another state, or other jurisdiction;
 - Requires a sanctioned licensee to pay a fee for the actual cost of the administrative hearing;
 - Transfers the duty to investigate violations from the Board's Secretary to the full Board; and
 - Permits the Board to share confidential investigatory information, with any federal, state, or local law enforcement, prosecutorial, or regulatory agency, but requires the entity receiving the information to comply with the same confidentiality requirements as the Board; allows the shared information to be admitted as evidence at a criminal trial or administrative hearing, but requires measures be taken to maintain the confidentiality of identifying information.

Licenses and fees

All of the Board's revenue comes from fees that are deposited into the Occupational Licensing Regulatory Fund (Fund 4K90). Many occupational licensing and regulatory boards and commissions, including OTPTAT, use Fund 4K90 as an operating account. Each licensing board or commission is generally expected to be self-sufficient, generating enough revenue to cover its expenses. The fees for the Board's licenses are included in the table below. All licenses are renewed biennially.

OTPTAT License Fees by Type		
License Type	Initial	Renewal
Occupational Therapist	\$100	\$70
Occupational Therapy Assistant	\$100	\$70
Physical Therapist	\$100	\$70
Physical Therapist Assistant	\$100	\$70
Athletic Trainer	\$100	\$70
Orthotist	\$100	\$70
Prosthetist	\$100	\$70
Pedorthist	\$100	\$70
Orthotist-Prosthetist	\$100	\$70
3-D Printing Authority	\$25	\$25