

**Board of Athletic Trainers  
Minutes**

**Date:** November 18, 2010

**Time:** 9:00 a.m., C.D.T.

**Location:** 227 French Landing  
Heritage Place, Metro Center  
Ground Floor, Poplar Conference Room  
Nashville, TN 37243

**Member(s) Present:** Joseph T. Erdeljac, A.T., Chair,  
Kurt P. Spindler, M.D.  
Janet Rasmussen-Wilbert, A.T

**Member(s) Absent:** Walter Fitzpatrick, III, Consumer Member  
Monroe Abram, A.T., Vice Chair

**Staff Present:** Marva Swann, Board Director  
Tomica Walker, Board Administrator  
Marc Guilford, Assistant General Counsel  
Libby Miller, Director, Health Related Boards

With a quorum being present, Mr. Erdeljac, Chair, called the meeting to order at 9:05 a.m.

**Rulemaking Hearing**

Marc Guilford conducted a rulemaking hearing for the purpose of amending Rule 0150-01-.06 (1) (2) regarding fees. There were no comments from the public. The proposed rule increases the renewal fee.

Ms. Wilbert made a motion seconded by Dr. Spindler to approve the rule as amended. The motion carried by a roll call vote with all members present voting in the affirmative.

Dr. Spindler made a motion seconded by Ms. Wilbert to approve the Statement of Economic Impact to Small Businesses. The motion carried.

Ms. Wilbert made a motion seconded by Dr. Spindler to approve the Regulatory Flexibility Analysis. The motion carried.

**Office of General Counsel Report**

The Board agreed that the Commission on Accreditation of Athletic Training Education's (CAATE) approved schools satisfies the requirement of Rule 0150-01-.05 (2) (d). Ms. Wilbert

made a motion seconded by Dr. Spindler to approve the addition of the link to CAATE approved schools to the Board's website. The motion carried.

Dr. Spindler made a motion seconded by Ms. Wilbert that certification from the NATABOC is sufficient proof that an individual has gone through a qualified athletic training educational program. The motion carried.

There are four (4) open cases at the Office of General Counsel. Two (2) Consent Orders will be presented to the Board for ratification at this meeting.

### **Consent Order**

- A. Mark Edward McIntosh, AT license #1170—Mr. McIntosh practiced on an expired license from September 1, 2008 through July 22, 2010, a violation of T.C.A. §63-24-107(b) (1) (2) (6) and Rule 0150-1-.15. Mr. McIntosh has paid all fees relative to reinstatement and has agreed to pay a civil penalty in the amount of two thousand dollars (\$2,000.00). After review and discussion, Ms. Wilbert made a motion seconded by Dr. Spindler to approve the Consent Order as presented. The motion carried. The Board directed Mr. Guilford to send a Letter of Concern to Mr. McIntosh's employer.
  
- B. Serian J. Frahm, AT, license #1169—Mr. Frahm practiced on an expired license from January 1, 2010 through September 20, 2010, a violation of T.C.A. §63-24-107(b) (1) (2) (6) and Rule 0150-1-.15. Mr. Frahm subsequently on or before July 9, 2010, altered his certificate of renewal to state that his license was valid through December 31, 2011 when it was lapsed. Ms. Frahm has paid all fees relative to reinstatement and has agreed to pay a civil penalty in the amount of one thousand three hundred dollars (\$1,300.00). Mr. Frahm has also agreed to have his license placed on Probation for a period of six (6) months. After review and discussion, Dr. Spindler made a motion seconded by Ms. Wilbert to approve the Consent Order as presented. The motion carried. The Board directed Mr. Guilford to send a Letter of Concern to Mr. Frahm's employer.

### **Agreed Order**

- A. Andrea Marie Adams, AT, license# 1147—Ms. Adams failed to timely renew her license and continued to practice in violation TCA §63-24-103 and Rule 0150-01-.09. She agrees to a civil penalty of six hundred dollars (\$600.00). After review and discussion, Dr. Spindler made a motion seconded by Ms. Wilbert to approve the Agreed Citation as presented. The motion carried.

### **Minutes**

Ms. Wilbert made a motion seconded by Dr. Spindler to approve the minutes of May 27, 2010 as presented. The motion carried.

### **Investigative/Disciplinary Report**

There are five (5) open complaints in the Office of Investigations as of October 31, 2010. There is one practitioner is being monitored following Board disciplinary action.

### **Applicant Interviews**

- A. **Benjamin Conaway**—Mr. Conaway appeared before the Board due to a finding on his criminal background check. After interview and discussion, Ms. Wilbert made a motion seconded by Dr. Spindler to approve Mr. Conaway for licensure. The motion carried.
- B. **William Miles**—Mr. Miles appeared before the Board due to a finding on his criminal background check. After interview and discussion, Ms. Wilbert made a motion seconded by Dr. Spindler to approve Mr. Miles for licensure. The motion carried.

### **Administrative Board Report**

There are 741 active licensees as of October 31, 2010.

Licensure activity since the last board meeting of October 31, 2010:

- New licenses—76
- Reinstated licenses—7
- Retired licenses—3
- Failed to Renew—25

### **Board Members**

All positions are currently filled.

### **Financial Report**

The Board had revenue collections of \$53,906.25 from July 1, 2009 through June 30, 2010 and direct expenditures of \$33,166.08 for the same period. The indirect expenditure totals have not been finalized.

### **Criminal Conviction Policy**

The Board discussed a policy regarding applicants with criminal convictions. An individual with a misdemeanor that occurred within five years or less is to appear before the Board before being approved for a license. An individual with multiple misdemeanors occurring over five years or more before application and not stemming from a single incident must appear before the Board before being issued a license. An individual with a misdemeanor that occurred over five years before application may be approved for a license without appearance before the Board after review by a Board member or Board consultant. No individual with a felony conviction will be approved for a license without appearance before the Board. Dr. Spindler made a motion seconded by Ms. Wilbert to approve this policy. The motion carried.

## Ratifications

Dr. Spindler made a motion seconded by Ms. Wilbert to approve the following list of new licensees. The motion carried.

### NEW LICENSES

MALLORY JOY AKIN	TROY DANIEL KOERNER
JACQUELYN THERESE ALVIS	MEGAN ELIZABETH KOONTZ
JACOB EDWARD ANDERSON	KAYLA MARIE KROESCHEN
DANIEL ALLEN BAKER	D'ANNA KAY KYLE
KATHLEEN MARIE BALDWIN	TANYA CHRISTA LIBBY
JOSEPH CHARLES BOWKER	LACI JO LINCOLN
ALDEA FAY BUSH	BROOKE ANN MAYVILLE
CARRIE LYSSA CALHOUN	JEREMY DENNIS MCMICHAEL
COURTNEY NICHOLE CARRINGTON	CHRISTOPHER REID MILLER
HEATHER NICOLE CASTEEL	JAMES EDWARD MOORE III
SALLI MAI CHILDERS	DEANNA NICOLE PALATUCCI
ADAM MICHAEL CHINERY	CARRIE ANNE PEARSON
DAVID GERARD COLVIN	KAYLA BETH PEARSON
CASSANDRA NICOLE COREY	BRANDI RENEE' PETTY
BRITTANY NICOLE DAHLER	COURTNEY ELIZABETH PHILLIPS
COUNTESS AYANA DAVIS	TARYN R PRICE
BRANDY K DODGE	JEROME JOSEPH REID
GRAYSON HUNTER ELMORE	EMILY RAE RIGNEY
JEREMY SCOTT EMMONS	MORIAH ANNE ROBINSON
MICHELLE RENEE EVANS	KRISTIN JANE SCHAEFER
JENNIFER CATHLEEN FARROLL	LEIGHANNE MARIE SCHLICHTE
MITCHELL DOUGLAS GILL	STEPHANIE LYNN SCHWERTNER
ANDREA NICOLE GOWAN	SUZANNE CLAIRE SEAT
ALICIA LEEANN GROVER	KIMBERLY NICOLE SHAW
JOSHUA TERRANCE HALEY	KENLYN MARIE SHEPHERD
MATTHEW ALLEN HATCHER	JUSTIN CHAD SHINKLE
JESSECA LEE HOLCOMB	TYLER CHRISTOPHER SNOW
KATHERINE MARY HOPKINS	JENNIFER LINDSAY STURM
MATTHEW ZACHARY HUMPHREY	ADAM ZACKERY SUMRALL
JENNIFER LEIGH JEFFERIS	ZACHARY SCOTT THIELE
DAVID LEE JENNINGS	ERIN ELIZABETH WEAVER
ASHLEY GRAY JONES	SHEENA WHITE
TAZ HUNTER KICKLIGHTER	AUSTIN DONALD WILLIAMS
TRACEY N KING	CATHERINE MARIE WILLIAMS

Ms. Wilbert made a motion seconded by Dr. Spindler to approve the following list of reinstatement licensees. The motion carried.

### REINSTATEMENTS

ANDREA MARIE ADAMS  
JOHN A ANGUS  
PATRICE CHARLENE ELDER

SERIAN JOSEPH FRAHM  
MARK EDWARD MCINTOSH  
TERESA LYNN MURRAY

**Adjournment**

There being no further business to discuss, the meeting was adjourned at 11:00 a.m.

**These minutes were ratified at the May 18, 2011 meeting.**