

**Board of Athletic Trainers
Minutes**

Date: December 6, 2007

Time: 10:00 a.m., C.S.T.

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

Members Present: Joseph T. Erdeljac, Chair
Walter Fitzpatrick
Janet Rasmussen-Wilbert
Dr. Kurt Spindler

Members Absent: Monroe Abram, Vice Chair

Staff Present: Marva Swann, Unit Director
Karen Robinson, Board Administrator
Christopher Larkin, Advisory Attorney
Juanita Presley, Advisory Attorney

Court Reporter: Denise Stacy, Cannon & Stacy Court reporter

With a quorum being present, Mr. Erdeljac, Board Chair, called the meeting to order at 10:06 a.m.

Mr. Erdeljac, introduced the new Board Attorney, Christopher Larkin.

Office of General Counsel

Mr. Larkin, presented and explained the Conflict of Interest Policy.

Rules

Mr. Larkin explained rule 0150-1 change from the Board of Medical Examiners to Board of Athletic Trainers was sent to the Attorney General's Office for review on August 3, 2007 It has been approved and sent to the Secretary of State's Office for approval.

Mr. Larkin presented to the Board a rulemaking hearing that was held 09/26/07 for the promulgation of amendments to rules regarding, 0150-1-.09(2)(c) & 11(3)(c), Licensure renewal, 0150-1-.12(1)(a), Continuing Education. A motion was made by Dr. Spindler and seconded by

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Mr. Fitzpatrick to approve the amended rules. A roll call vote was taken with Mr. Erdeljac, Mr. Fitzpatrick, Ms. Wilbert, and Dr. Spindler all voting yes. The motion carried. Mr. Abram was noted absent.

Letter of Reprimand

Mr. Larkin presented the Board a Letter of Reprimand on Brandy Gibbs for unlicensed practice. A motion was made by Mr. Fitzpatrick and seconded by Dr. Spindler to accept the letter of reprimand. The motion carried with a unanimous vote.

The Board discussed and requested for the facility that employed Ms. Gibbs as an Athletic Trainer, “Medical Center of Manchester” to be investigated as to whether it knowingly violated the statute in hiring Ms. Gibbs cited under Chapter 63-24-110, (c) & 63-1-134.

Litigation

Mr. Larkin explained to the Board that the Office of General Counsel has one (1) pending case pertaining to a reprimand which is before the Board today.

Applicant Interview

Richard Fennell – Mr. Fennell was requested to appear before the Board to give an explanation of drug related charges. Mr. Fennell stated that he does not use drugs when asked by Mr. Fitzpatrick and further stated that he had been assessed by a drug and alcohol counselor. Dr. Spindler reminded Mr. Fennell that he would be a role model for students if he were hired by a high school. After continued discussion, a motion was made by Mr. Fitzpatrick and seconded by Ms. Wilbert to approve Mr. Fennell for licensure. The motion carried.

Approval of Minutes

A motion was made by Ms. Wilbert and seconded by Mr. Fitzpatrick to approve the minutes of the June 20, 2007 Board meeting. The motion carried.

Investigations and Disciplinary Report

Ms. Swann presented the investigative and disciplinary report. One (1) new complaint received year to date from the East region for an unlicensed practice. One (1) complaint was referred to screening panel and one (1) was closed with a letter of warning.

Administrator’s Report

Statistical Report, The following are the total active licenses, retired licenses, and the failed to renew licenses.

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Active Licensees - 768

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Retired Licensees – 813
Failed to Renew - 668

Status totals since Athletic Trainers became a Board for the months of June, July, August, September, and October of 2007.

Athletic Trainers
Newly Licensed - 55
Reinstates - 05
Retired - 08
Failed to Renew - 26
Active Licensed - 60

The Board requested at the June 20, 2007 meeting for the number of licensees in failed to renew status for the 2006 calendar year which is a total of fifty-two (52) and for January 1, 2007 until October 31, 2007 with the total of forty-six (46).

The online web renewal status for the 2006 calendar year is a total of eighty-two (82) and for January 1, 2007 until October 31, 2007 the total is eighty-two (82).

Budget/Travel Issues:

There has been a change in the travel agency used by the State effective Monday October 29, 2007. If there is a conference or a seminar you would like to attend, please let the Board Administrative office know and we will request appropriate authorization. Please do not make any travel arrangements prior to receiving approval. When making travel arrangements, such as purchasing airline tickets you MUST go through Wright Travel Agency of Nashville. Wright Travel’s local phone number is 615-463-0720 and toll-free number is 1-800-643-5992. Each time you contact Wright Travel Agency you must identify that you are with the State of Tennessee and provide them with the Board’s budget allotment code (this code can be obtained from your Board Manager or Administrator). A copy of the Division’s policy on travel is attached to this report and is also located behind the Conflict of Interest Policy. Effective January 15, 2007, the mileage rate was increased to .46 a mile.

Internet

Ms. Wilbert requested for the Administrative office to make a change on the website of the word certified to licensing since the Board now licenses applicants.

Financial Report

Ms. Swann presented the financial report with a projected cumulative carryover as of June 30, 2007. The new report should be received from the Bureau office by January 2008.

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Consultants

The Board sent five (5) letters to perspective consultants and three (3) confirmations have been received. They are as follows.

1. Cliff Pawley
2. David Adams
3. Robert Nevil

Consultant Authorization

After discussion, a motion was made by Dr. Spindler and seconded by Mr. Fitzpatrick to authorize a Board consultant to review applicant files and make recommendations as to their approval for licensure. All recommendation will be brought before the Board for ratification. The motion carried.

Ms. Swann explained to the Board that the Administrative office will choose which consultant will review files, attend a screening panel and view files in investigations to ensure that the consultant reviewing files will not also be reviewing the same files for potential disciplinary matters.

Policies

The Board made a decision not to draft a policy on criminal convictions occurring 5 to 10 years prior to the receipt of an application. The Board would like all applicants with criminal convictions to appear before the Board in part to serve as a precautionary measure for other applicants and licensees.

Lapsed License

A motion was made by Dr. Spindler and seconded by Ms. Wilbert to approve the two (2) new polices as written; the enforcement of rules regarding licensees working on an expired license and unlicensed practice. The motion carried with a unanimous vote and noted that Mr. Abram was absent. Mr. Larkin will draft a finalized version for the Chair's signature.

Ratifications

A motion was made by Ms. Wilbert and seconded by Mr. Fitzpatrick to approve the following new licensees. The motion carried.

New Licenses

Alaina J. Abrahamson
Katie L. Arnold
Kelly L. Bachus
Erin a. Boger

Andrea M. Adams
Thaddeus O. Avery, II
Kate L. Bergeron
Erin M. Brock

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Naomi T. Clarkson
Johathan a. Demarie
Kelly B. Flanary
Serian J. Frahm
Andrew K. Graham
Kristopher K. Hartz
Gary S. Herman
Kelly R. Jacob
Dennis F. Krahe
Bradley A. Langley
Erica G. McCoy
Katie B. Mellen
Amanda L. Murray
Sara A. Peatross
Lindsay E. Reh
Daniel Roberts
James P. Starkey
Suzanne M. Strong
Kelli S. Trent
Danielle P. Voss
Christopher N. Watson
Jessica A. Wellington
Matthew R. Whitesell
Tiffany R. Wilkes

Greggory P. Cloutier
Mark T. Dutton
Kristen L. Foster
Heather Gallagher
Sarah J. Grice
Kelly C. Hawkins
Sarah C. Hulsey
Jennifer D. Jeffress
Shaina M. Lane
Brandy S. Leffler
Mark E. McIntosh
Kristin M. Midkiff
Ashley B. Oldham
Stephanie L. Reader
Sean M. Richard
Shannen D. Robinson
Christian M. Stipe
Deron L. Sturgeon
Claire M. Tyner
Christina D. Walker
Benjamin W. Welker
Brandy N. Whalen
Kerry L. Wilbar
Kenneth A. Woodard, Jr.

Reinstatements

A motion was made by Mr. Fitzpatrick and seconded by Ms. Wilbert to approve the reinstatements for licensure. The motion carried.

Matthew J. Barnes
Matthew T. Grubb
Kate E. Perkins

William J. Essary
Melissa T. Keith
Christopher A. Yarbrough

With there being no further business, a motion was made by Ms. Wilbert and seconded by Mr. Fitzpatrick to adjourn the meeting at 12:15 pm.

These minutes were ratified at the May 8, 2008 Board meeting.