

**BOARD OF OCCUPATIONAL THERAPY
MINUTES**

DATE: November 30, 2007

TIME: 1:00 p.m. C.S.T

LOCATION: 227 French Landing Drive
Heritage Place, Metro Center
Ground Floor, Iris Conference Room
Nashville, TN 37243

MEMBERS PRESENT: M. Sloan Lake, OT
Manoj M. Tendolkar, OT
Lisa R. Short, Citizen

MEMBERS ABSENT: Jeff E. Snodgrass, Chair
Susan Pech, Secretary

STAFF PRESENT: Marva Swann, Unit Director
Mary V. Webb, Board Administrator
Christopher Larkin, Board Attorney
Nichole Armstrong, Board Attorney
Karen Robinson, Board Administrator
Juanita Stone, Disciplinary Coordinator

GUESTS Mike Harkreader, TNPAP Representative
John Williams, TOTA

COURT REPORTER: Amanda Plunkett, Court Reporter from Denise Harwood-Stacy

With a quorum being present, Ms. Lake called the meeting to order at 1:15 p. m.

Conflict Of Interest

Mr. Larkin discussed the Conflict of Interest Policy and reminded the Board members of their responsibilities under the policy.

Ms. Armstrong introduced the new board attorney Mr. Christopher Larkin to the Board.

Office of General Counsel Reports and or Discussions

Mr. Larkin presented the OGC report and discussed the following rules; Practice act revisions, supervision, titles, conditions (07-0468) (Tenn.Comp. R. & Regs. 1150-2-.01, .03, .05, .10, 15. These amendments went to rulemaking hearing on October 17, 2007.

Litigation:

The Office of General Counsel currently has two (2) open cases pertaining to the Board of Occupational Therapy.

Order of Compliance

Mr. Larkin submitted an order of compliance for Tangent Johnson, OT License # 3048. Mr. Larkin explained to the Board that Ms. Johnson's supervisor would not grant her time off from work to attend the Board meeting. Mr. Larkin explained that Ms. Johnson has complied with the conditions of TNPAP and the Board. A motion was made by Mr. Tendolkar and seconded by Ms. Short to accept the Order of Compliance. The motion carried with a unanimous vote.

Tennessee Professional Assistance Program (TNPAP)

Mr. Mike Harkreader, TNPAP Representative presented the report dated July 1, 2007 thru September 30, 2007 which indicated that one (1) OT and one (1) OTA is being monitored. There was one (1) OT and one (1) OTA referral. Referral source was the Board, which referred one (1) OTA for substance abuse/dependence and on OT for a history of arrest-DUI. One (1) OTA signed monitoring agreement, one (1) OT successfully completed and one (1) monitoring unnecessary.

Investigative and Disciplinary Reports for the Occupational Therapist

Ms. Stone presented the investigative report which indicated there have been two (2) year to date new complaints received. A total of two (2) complaints closed; one (1) was closed no action and one (1) was closed with a letter of warning. One (1) complaint was for unprofessional conduct and one (1) for another reason not listed in report. One (1) from the west region and one (1) is unknown.

Investigative and Disciplinary Reports for the Occupational Therapist Assistants

Ms. Stone presented the investigative report which indicates five (5) new complaints were received year to date with one (1) carryover from 2006 for a total of six (6). Two (2) complaints were closed; one (1) with a letter of concern and one (1) with a letter of warning leaving a total of four (4) complaints still open. Complaints ranged from unprofessional behavior, unlicensed practice, care of service, other reasons not otherwise listed. Two (2) complaints were received from the west region, two (2) from the east region.

Applicant Interviews/File Reviews

Timothy Martin – Mr. Martin was requested to appear before the Board to give explanation of his criminal charges. After much discussion, a motion was made by Mr. Tendolkar and seconded Ms. Short to approve him for licensure. The motion carried.

Grace Ojumu - Ms. Ojumu submitted an application for reinstatement of her licensure and was requested to appear before the Board to give explanation of license being in a failed to renew status for over eight (8) years and to request approval of continuing education. Ms. Ojumu was not present at the Board meeting due to an illness. After much discussion, a motion was made by Mr. Tendolkar and seconded by Ms. Short to approve her for licensure. The motion carried.

Amy Williams - Ms. Williams submitted an application for reinstatement of her licensure and was requested to appear before the Board to give explanation of her license being in a failed to renew status for over three (3) years and request approval of continuing education. The State of Georgia submitted a copy of a Consent Agreement that was issued and approved by the Georgia State Board for Ms. Williams on June 19, 1997. Ms. Williams explained that she didn't think she would ever use her license in Georgia as well as Tennessee which led to the Consent Agreement. Ms. Williams met the conditions of the Consent Agreement and is currently licensed in Georgia with an expiration date of March 31, 2008. After much discussion, a motion was made by Mr. Tendolkar and seconded by Ms. Short to approve her licensure. The motion carried.

Margaret Ruhl - Ms. Ruhl appeared before the Board to ask for approval of her reinstatement application that was submitted to the Board office on October 16, 2007. After much discussion, a motion was made by Mr. Tendolkar and seconded by Ms. Short to approve her reinstatement application pending that she submits twenty (22) hours of continuing education within seven (7) days. The motion carried.

Rules

Ms. Lake stated the Board and the OGC Attorney Mr. Larkin recommended to defer the rules until the next meeting of March 14, 2008 Board meeting.

Correspondence

Jeanne Sowers, Continuing Education, Chair of the TOTA sent an inquiry Re: Clarification of CE requirements for practitioners. After much discussion, a motion was made by Mr. Tendolkar and seconded by Ms. Short to research this and table it until the next meeting of March 14, 2008 and process a letter to Jeanne Sowers of explanation. The Board requested for Mr. Larkin to draft the letter of response to Ms. Sowers. The motion carried.

John Williams, TOTA, provided a brief discussion on the AOTA's new provisions to the Model Occupational Therapy Practice Act.

Public Chapter N0. 765

Mr. Larkin, OGC Attorney explained to the Board this public chapter which amends TCA 63-13 regarding definitions, limited permits, and supervision.

Policy

A motion was made by Mr. Tendolkar and seconded by Ms. Short to defer the policy for the next Board meeting of March 14, 2008 so Mr. Larkin can draft a policy regarding criminal convictions occurring five (5) to ten (10) years prior to application date. The motion carried.

Minutes

A motion was made by Mr. Tendolkar and seconded by Ms. Short to approve the Occupational Therapy and Physical Therapy November 30, 2006 and the Occupational Therapy August 17, 2007 minutes. The motion carried.

FARB

A motion was made by Mr. Tendolkar and seconded by Ms. Short to approve Mr. Jeff Snodgrass, Chair to attend the 32nd Annual Federation of Associations of Regulatory Boards (FARB) Forum in Santa Fe, New Mexico on January 25 thru 27, 2008. The motion carried.

Administrative Reports

Ms. Swann presented the statistical reports which indicate the following are the total active licensees, retired licensees, and failed to renew licensees for all professions as of October 2007 – these figures are historical:

Occupational Therapist	Occupational Therapy Assistants
Active Licensees – 1698	Active Licensees – 856
Retired Licensees – 423	Retired Licensees – 143
Failed to Renew - 1111	Failed to Renew - 362

Status totals since the last meeting for the months of August, September and October

Occupational Therapist	Occupational Therapy Assistant
Newly Licensed - 38	Newly Licensed - 31
Reinstates - 09	Reinstates - 04
Retired - 06	Retired - 05

In October 2007 out of 55 occupational therapist renewing, 24 renewed online. Also in October 2007 out of 36 Occupational Therapist Assistance renewing, 17 renewed online.

BUDGET/TRAVEL ISSUES

Ms. Swann, presented to the Board that a change has been made in the travel agency for the state which was effective Monday October 29, 2007, and that no one is to make any arrangements prior to receiving approval; and when making travel arrangements, such as purchasing airline tickets, you must go through Wright Travel Agency of Nashville at 1-800-643-5992. Each time you go through Wright Travel Agency of Nashville, you must identify that you are with the State of Tennessee and provide them with the Board's budget and allotment code which can be obtained from the Unit Director or the Administrator of the Board.

Financial Report

Ms. Swann, presented to the Board a financial report for the projected cumulative carryover at June 30, 2007. Ms. Swann stated the new financial report will not be presented until January 2008.

Internet

Ms. Swann, presented the copy of the internet website page for the Occupational Therapist and suggested for the Board to view the website and if they have any request or changes they can make that request in writing.

Ratifications

New Licensees for OT

A motion was made by Mr. Tendolkar and seconded by Ms. Short to approve the following New Licensees and Reinstatements for licensure. The motion carried.

Melinda L. Baker
Margaret W. Beasley
Jennifer R. Clark
Trisha M. Clark
Colleen M. Dougherty
Kristi R. Haldeman
Lena D. Hollis
Jennifer N. Horn
Christine A. Manville
Eric B. Michael
Ravyn S. Murden
Gary Robinson
Rachel P. Siegel
Julia A. Storrow
Christina R. White

Stephanie L. Barker
Tracy L. Bollinger
Kristen J. Clark
Thomas W. Dare
Donavan L. Duty
Taquila S. Hamer
Amy E. Hopkins
Anna C. Hudson
Georginia Melius
Margaret H. Miller
Beth A. Nowicki
Jenny K. Russell
Lauren B. Simpson
Rachel J. Taylor

Reinstatements

Marsha E. Cobb
Carol L. Johnson
Edward K. Muhammad
Angel Watts
Karan W. Wilson

Johanna M. Dreckmeyr
Tanuja A. Kulkarni
Nancy Tomanelli
Allison P. White

Newly Licensees for OTA's

A motion was made by Mr. Tendolkar and seconded by Ms. Short to approve the following Newly Licensees and Reinstatements for licensure. The motion carried.

Rachel B. Chipley
Lauren M. Davenport
Rebecca S. Erickson
Ashley E. Hankin
Emma D. Jackson
Vivian C. Johnson
Hyo-Jin Kim
Dorene A. Madrzykowski
Brenda S. McDaniel
James A. Reeves
Audrie N. Staples
Angela F. Sutton

Ashley E. Crandall
Allison A. Davidson
Amber L. Griswold
Kimberly L. Howard
Barbara N. Joffe
Leanne C. Jones
Nima G. Lama
Belinda K. Martin
Jennifer N. Nelson
Cynthia J. Stabile
Dawn M. Stover
Emily B. Tanner

Reinstatements for OTA's

Courtney L. Warden

Heather N. Yoakum

Election of Officers

A motion was made by Mr. Tendolkar and seconded by Ms. Short, with Mr. Snodgrass and Ms. Pech absent from the meeting to defer the election of officers until the next Board meeting of March 14, 2008. The motion carried with a unanimous vote.

Adjournment

A motion was made by Mr. Tendolkar and seconded by Ms. Short, with there being no further business, the meeting was adjourned at 3:35 pm.

Ratified by the Board of Occupational Therapy at the March 14, 2008 Board meeting.