

**TEXAS BOARD OF ORTHOTICS & PROSTHETICS**

***ENFORCEMENT COMMITTEE MEETING***

**Thursday, August 27, 2015, 2:00 p.m.  
Austin HHSC-CO2 Building, Room #164  
909 W. 45th St.  
Austin, Texas 78751**

**AGENDA  
(Neider, Smith, Brou)**

1. Call to Order – Introduction of Members, Guests, and Staff
2. Discussion and Possible Action Concerning Board Members who are Inexcusably Absent from Regularly Scheduled Board Meetings, as defined under Texas Occupations Code Section 605.057(a)(5)
3. Review and Approve May 14, 2015, Committee Minutes
4. Review, Discussion and Possible Action Regarding Complaint #1070-15-0002
5. Review, Discussion and Possible Action Regarding Complaint #1070-15-0006
6. Staff Report Concerning Update on Open Cases, to include Tabled Cases
7. Discussion and Possible Action Concerning Closed Cases
8. Set Next Meeting Date
9. Propose Agenda Items
10. Public Comment
11. Adjournment

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Action may be taken on any of the above items. The Board reserves the right to go into executive session as authorized by the Government Code. Agenda items may be taken in any order at the discretion of the chair. An individual who wishes to speak on an issue that falls under the Board/committee's jurisdiction shall be heard during the Public Comment agenda item if it exists. The Chair may establish and announce limitations on speakers, including time limits and when speakers may address the Board/Committee. The limitations, if any, may vary from meeting to meeting.

CONTACT: Yvonne Feinleib, Executive Director  
Texas Board of Orthotics and Prosthetics  
512/834-4521

Persons with disabilities who plan to attend this meeting and require auxiliary aids or services are asked to call Anne Mosher, Center for Consumer and External Affairs, Department of State Health Services, (512) 776-2780, 72 hours prior to the meeting so that appropriate arrangements may be made.

# TEXAS BOARD OF ORTHOTICS & PROSTHETICS

## *LICENSING AND ACCREDITATION COMMITTEE MEETING*

**Friday, August 28, 2015, 10:00 a.m.**  
**Austin HHSC-CO2 Building, Room #164**  
**909 W. 45th St.**  
**Austin, Texas 78751**

### **AGENDA**

**(Mojica, McCoy, Smith substituting for Kercheval)**

1. Call to Order – Introduction of Members, Guests, and Staff
2. Discussion and Possible Action Concerning Board Members who are Inexcusably Absent from Regularly Scheduled Board Meetings, as defined under Texas Occupations Code Section 605.057(a)(5)
3. Review and Approve May 15, 2015, Committee Minutes
4. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Technician Applications
  - DG (Orthotics)
  - MT (Orthotics and Prosthetics)
5. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Student Applications
  - CD (Orthotics)
  - EG (Orthotics)
  - NJ (Orthotics and Prosthetics)
  - CK (Orthotics and Prosthetics)
  - MM (Orthotics and Prosthetics)
  - RM (Prosthetics)
  - TM (Orthotics and Prosthetics)
  - TP (Prosthetics)
  - JR (Orthotics and Prosthetics)
6. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Assistant Applications
  - BH (Orthotics and Prosthetics)
  - DR (Orthotics)
7. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Practitioner Applications
  - MA (Orthotics)
  - GGB (Prosthetics)
  - BG (Orthotics and Prosthetics)
  - RP (Orthotics and Prosthetics)

- SW (Prosthetics)
8. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Unique Qualifications Applications
    - CB (Orthotics)
    - MD (Orthotics)
    - HS (Orthotics and Prosthetics)
  
  9. Review, Discussion, and Possible Action to Approve or Disapprove the Following Facility Accreditation Applications
    - BSOP-B (Orthotics and Prosthetics)
    - CTI (Orthotics)
    - DDOP-I (Orthotics and Prosthetics)
    - HCM-S (Orthotics and Prosthetics)
    - OI-A (Orthotics)
    - OI-SA (Orthotics)
    - O-SA (Orthotics and Prosthetics)
    - SP-SA (Prosthetics)
  
  10. Review, Discussion, and Possible Action regarding Recommendations to the Board on Authorizing Executive Director to Issue Certain License, Registration and Accreditation Approvals
  11. Set Next Meeting Date
  12. Propose Agenda Items
  13. Public Comment
  14. Adjournment

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CONTACT: Yvonne Feinleib, Executive Director  
 Texas Board of Orthotics and Prosthetics  
 512/834-4521

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# TEXAS BOARD OF ORTHOTICS & PROSTHETICS

## *RULES COMMITTEE MEETING*

**Friday, August 28, 2015, 1:00 pm**  
**Austin HHSC-CO2 Building, Room #164**  
**909 W. 45th St.**  
**Austin, Texas 78751**

### **AGENDA**

**(McCoy, Mojica, Smith)**

1. Call to Order – Introduction of Members, Guests, and Staff
2. Discussion and Possible Action Concerning Board Members who are Inexcusably Absent from Regularly Scheduled Board Meetings, as defined under Texas Occupations Code Section 605.057(a)(5)
3. Review and Approve May 15, 2015 Committee Minutes
4. Review, Discussion, and Possible Action by the Rules Committee Regarding Amendments to the Rules Concerning the Licensure and Regulation of Orthotics and Prosthetics, 22 Texas Administrative Code, Chapter 821, including possible amendments to:
  - a. Rule §821.15 Accreditation of Prosthetic and Orthotic Facilities regarding a new posting requirement for hours of operation
5. Discussion and Possible Action regarding a New Rule establishing Two Different Levels Orthotic Assistant licensure, with Different Educational Requirements and Different Scopes of Practice
6. Discussion and Possible Action Regarding the Application Process for Assistants
7. Discussion and Possible Action Regarding Examinations
8. Review, Discussion and Possible Action Regarding Recommendations from the Rules Workgroup, including Proposed Recommendations to the Texas Board of Orthotics and Prosthetics regarding possible amendments, repeal, and new rules 22 Texas Administrative Code Chapter 821, including recommendations on rule review as required by Texas Government Code 2001.039
9. Set Next Meeting Date
10. Propose Agenda Items
11. Public Comment
12. Adjournment

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individual who wishes to speak on an issue that falls under the Board/committee's jurisdiction shall be heard during the Public Comment agenda item if it exists. The Chair may establish and announce limitations on speakers, including time limits and when speakers may address the Board/Committee. The limitations, if any, may vary from meeting to meeting.

CONTACT: Yvonne Feinleib, Executive Director  
Texas Board of Orthotics and Prosthetics  
512/834-4521

# TEXAS BOARD OF ORTHOTICS & PROSTHETICS

## *BOARD MEETING*

**Friday, August 28, 2015, 2:00 pm**  
**Austin HHSC-CO2 Building, Room #164**  
**909 W. 45th St.**  
**Austin, Texas 78751**

## **AGENDA**

1. Call to Order – Introduction of Members, Guests, and Staff
2. Discussion and Possible Action Concerning Board Members who are Inexcusably Absent from Regularly Scheduled Board Meetings, as defined under Texas Occupations Code Section 605.057(a)(5)
3. Review and Approve the May 15, 2015, Board Meeting Minutes
4. Discussion and Possible Action Regarding Board Committee Appointments
5. Discussion and Possible Action Regarding Reports from the Board Committees
  - a. Licensing and Accreditation Committee – report from August 28, 2015
    - Number of Applications Reviewed
    - Number of Applications Approved
    - Number of Applications Denied
    - Number of Applications Tabled
    - Review, Discussion, and Possible Action regarding Process for License, Registration and Accreditation Approval
  - b. Enforcement Committee – report from August 27, 2015
    - Number of Cases Reviewed
    - Disciplinary Action Recommended
    - Number of Cases Closed
    - Number of Cases Tabled
    - Staff Report Concerning Update on Open Cases, to include Tabled Cases
    - Discussion and Possible Action Concerning Closed Cases
  - c. Rules Committee – report from August 28, 2015
    - Review, Discussion, and Possible Action by the Rules Committee Regarding Amendments to the Rules Concerning the Licensure and Regulation of Orthotics and Prosthetics, 22 Texas Administrative Code, Chapter 821, including possible amendments to:
      - Rule §821.15 Accreditation of Prosthetic and Orthotic Facilities regarding a new posting requirement for hours of operation
    - Discussion and Possible Action regarding a New Rule establishing Two Different Levels Orthotic Assistant licensure, with Different Educational Requirements and Different Scopes of Practice

- Discussion and Possible Action Regarding the Application Process for Assistants
  - Discussion and Possible Action Regarding Examinations
  - Discussion and Possible Action Regarding Recommendations from the Rules Workgroup, including Proposed Recommendations to the Texas Board of Orthotics and Prosthetics regarding possible amendments, repeal, and new rules 22 Texas Administrative Code Chapter 821, including recommendations on rule review as required by Texas Government Code 2001.039
  
- 6. Discussion and Possible Action Regarding Possible Amendments, Repeal, and New Rules 22 Texas Administrative Code Chapter 821, Including Rule Review as Required by Texas Government Code 2001.039
  
- 7. Review, Discussion, and Possible Action Regarding Process for Approval of Licensure Applications by Executive Director
  
- 8. Review, Discussion, and Possible Action Regarding Changes to Application for Licensure/Registration
  
- 9. Review, Discussion, and Possible Action Regarding Agreed Orders for Case #s 1070-12-0013, 1070-12-0014 & 1070-12-0033; and 1070-13-0002
  
- 10. Executive Session, Discussion, and Possible Action on Staff Attorney's Report Regarding All Pending Hearings at the State Office of Administrative Hearings including: Case #s 1070-10-0074 & 1070-10-0075; and Case #s 1070-11-0034, 1070-11-0035, &1070-13-0027; and Case# # 1070-13-0029
  
- 11. Update on Transition Activities to the Texas Department of Licensing and Regulation (TDLR) with Respect to the Provisions of Senate Bill 202.
  
- 12. Presiding Officer's Report on Current Challenges and Accomplishments; Interaction with Stakeholders, State Officials, and Staff; Committee Appointments and Functions; Workload of Board Members; and General Information Regarding the Routine Functioning of the Board
  
- 13. Executive Director's Report on Program Operations; Customer Service Accomplishments, Inquiries, and Challenges; Current and/or Historical Licensee Statistics; Media, Legislative, and Stakeholder Contacts and Concerns; Workload Processing; Special Projects Assigned to Executive Director; General Information Regarding the Routine Functioning of the Licensure Program; and Executive Director's Report Concerning Update on Open, Tabled, and Closed Cases as well as Disciplinary Action Log and Tool
  
- 14. Professional Licensing and Certification Unit Management Report on Unit Organization and Staffing; Program Costs and Revenue; Current Operational Initiatives; Customer Service Accomplishments and Challenges; Workload Processing and Statistical Information; Status of Rulemaking within the Unit; Legislative and Media Contacts and Tracking; General Information on Functioning of the Unit
  
- 15. Set Next Meeting Dates
  
- 16. Propose Agenda Items

17. Public Comment

18. Adjournment

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