

TEXAS BOARD OF ORTHOTICS & PROSTHETICS

RULES COMMITTEE MEETING

**Thursday, May 1, 2014, 8:30 am
1 Baylor Plaza, Room M321/323
Houston, TX 77030**

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 February 20, 2014 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:
 - Rule §821.20(a)(5) Complaints
 - Rules to include legislatively-mandated rule changes pursuant to House Bill 963 of the 81st Legislature, Regular Session, 2009; House Bill 2703 and Senate Bill 1733 of the 82nd Legislature, Regular Session, 2011; and House Bill 2254 and Senate Bill 162 of the 83rd Legislature, Regular Session, 2013, including amendments to §§821.1, 821.9, 821.16, 821.17, 821.20 and new §821.31
 - Rules as proposed from the November 2013 meeting of the Texas Board of Orthotics and Prosthetics, including amendments to §§821.2, 821.4, 821.5, 821.8, 821.10, 821.13, and 821.15, and new §821.30
5. Discussion and Possible Action Regarding Enforcement of Rules.
6. Set Next Meeting Date and Propose Agenda Items
7. Public Comment
8. Adjournment

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, Interim Executive Director
Texas Board of Orthotics and Prosthetics
512/834-4521

TEXAS BOARD OF ORTHOTICS & PROSTHETICS

ENFORCEMENT COMMITTEE MEETING

**Thursday, May 1, 2014, 2:00 p.m.
1 Baylor Plaza, Room M321/323
Houston, TX 77030**

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 February 21, 2014, Committee Minutes
4. Review, Discussion and Possible Action Regarding Complaint # 1070-12-0012
5. Review, Discussion and Possible Action Regarding Complaint # 1070-12-0017
6. Review, Discussion and Possible Action Regarding Complaint # 1070-12-0025
7. Review, Discussion and Possible Action Regarding Complaint # 1070-12-0026
8. Staff Report Concerning Update on Open Cases, to include Tabled Cases
9. Discussion and Possible Action Concerning Closed Cases
10. Set Next Meeting Date and Propose Agenda Items
11. Public Comment
12. Adjournment

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Texas Board of Orthotics and Prosthetics
512/834-4521

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TEXAS BOARD OF ORTHOTICS & PROSTHETICS

LICENSING AND ACCREDITATION COMMITTEE MEETING

Friday, May 2, 2014, 8:30 a.m.
1 Baylor Plaza, Room M423
Houston, TX 77030

AGENDA

(Mojica, Kercheval, McCoy)

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 February 19, 2014, Committee Minutes
4. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Assistant Applications
 - RC (Orthotics and Prosthetics)
 - WH (Orthotics and Prosthetics)
5. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Student Applications
 - AA (Orthotics)
 - WB (Orthotics and Prosthetics)
 - RB (Orthotics and Prosthetics)
 - RC (Orthotics and Prosthetics)
 - MF (Orthotics and Prosthetics)
 - DG (Orthotics and Prosthetics)
 - GH (Orthotics and Prosthetics)
 - BJ (Orthotics)
 - SK (Prosthetics)
 - WK (Orthotics and Prosthetics)
 - KK (Orthotics and Prosthetics)
 - CL (Orthotics and Prosthetics)
 - BM (Orthotics and Prosthetics)
 - RM (Orthotics and Prosthetics)
 - CP (Orthotics and Prosthetics)
 - MP (Orthotics and Prosthetics)
 - DP (Orthotics and Prosthetics)
 - JR (Orthotics and Prosthetics)
 - FS (Orthotics and Prosthetics)
 - JS (Orthotics and Prosthetics)
 - AS (Orthotics and Prosthetics)
 - AW (Orthotics and Prosthetics)

6. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Practitioner Applications
 - CD (Orthotics and Prosthetics)
 - BG (Orthotics and Prosthetics)
 - MK (Prosthetics)
 - CS (Orthotics and Prosthetics)

7. Review, Discussion, and Possible Action to Approve or Disapprove the Following Facility Accreditation Applications
 - APC (Orthotics and Prosthetics)
 - HC-EP (Orthotics and Prosthetics)
 - HC-SM (Orthotics and Prosthetics)
 - MOP (Orthotics and Prosthetics)
 - RGV (Prosthetics)
 - SC (Orthotics and Prosthetics)
 - SA (Orthotics and Prosthetics)
 - TPCI (Prosthetics)

8. Review, Discussion, and Possible Action to Approve or Disapprove the Following Pending Uniquely Qualified Person Applications
 - RR (Orthotics and Prosthetics)

9. Review, Discussion, and Possible Action regarding the Evaluation of Orthotic- and Prosthetic-Related Degrees of Volunteers from Malaysia with current Texas Licensing Requirements

10. Set Next Meeting Date and Propose Agenda Items

11. Public Comment

12. Adjournment

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, Interim Executive Director
 Texas Board of Orthotics and Prosthetics
 512/834-4521

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TEXAS BOARD OF ORTHOTICS & PROSTHETICS

BOARD MEETING

Friday, May 2, 2014, 1:00 pm
1 Baylor Plaza, Room M423
Houston, TX 77030

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 November 8, 2013 and February 21, 2014, Board Meeting Minutes
4. Discussion and Possible Action Regarding Reports from the Board Committees
 - a. Licensing and Accreditation Committee
 - Number of Applications Reviewed
 - Number of Applications Approved
 - Number of Applications Denied
 - Number of Applications Tabled
 - Review, Discussion, and Possible Action regarding the Evaluation of Orthotic- and Prosthetic-Related Degrees of Volunteers from Malaysia with current Texas Licensing Requirements
 - b. Enforcement Committee
 - 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

Review, Discussion, and Possible Action by the Rules Committee Regarding Proposed New Rules Concerning Licenses and Registrations Issued by the Board, 22 Texas Administrative Code, Chapter 821:

 - Rule §821.20(a)(5) Complaints
 - Rules to include legislatively-mandated rule changes pursuant to House Bill 963 of the 81st Legislature, Regular Session, 2009; House Bill 2703 and Senate Bill 1733 of the 82nd Legislature, Regular Session, 2011; and House Bill 2254 and Senate Bill 162 of the 83rd Legislature, Regular Session, 2013, including amendments to §§821.1, 821.9, 821.16, 821.17, 821.20 and new §821.31

- Rules as proposed from the November 2013 meeting of the Texas Board of Orthotics and Prosthetics, including amendments to §§821.2, 821.4, 821.5, 821.8, 821.10, 821.13, and 821.15, and new §821.30
 - Discussion and Possible Action Regarding Enforcement of Rules
5. Review, Discussion, and Possible Action by the Texas Board of Orthotics and Prosthetics Regarding Proposed New and Amended Rules Concerning Licenses and Registrations Issued by the Board, 22 Texas Administrative Code, Chapter 821, after consideration of the Rules Committee Report and Recommendations, including:
 - Rule §821.20(a)(5) Complaints
 - Rules to include legislatively-mandated rule changes pursuant to House Bill 963 of the 81st Legislature, Regular Session, 2009; House Bill 2703 and Senate Bill 1733 of the 82nd Legislature, Regular Session, 2011; and House Bill 2254 and Senate Bill 162 of the 83rd Legislature, Regular Session, 2013, including amendments to §§821.1, 821.9, 821.16, 821.17, 821.20 and new §821.31
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 6. Review, Discussion, and Possible Action Regarding Final Disciplinary Action on 1070-14-0011
 7. Review, Discussion, and Possible Action Regarding Default Orders of 1070-10-0061 & 1070-11-0033
 8. Staff Attorney's Report Regarding the Pending Hearings at the State Office of Administrative Hearings including:

1070-09-0006, 1070-09-0010, 1070-09-0014, 1070-09-0027, 1070-09-0032, 1070-09-0040, 1070-10-0044, 1070-10-0057, 1070-10-0074, 1070-10-0075, 1070-11-0045, 1070-13-0023, 1070-13-0029
 9. Review, Discussion, and Possible Action Regarding New Enforcement Cases
 10. Report on the Annual Meeting of the Texas Association of Orthotics and Prosthetics.
 11. 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
 12. 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
 13. 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

14. Set Next Meeting Dates and Propose Agenda Items
 15. Public Comment
 16. Adjournment
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