

**TEXAS BOARD OF ORTHOTICS & PROSTHETICS**  
***ENFORCEMENT COMMITTEE MEETING***  
**Thursday, November 12, 2015, 2:00 p.m.**  
**William P. Hobby Jr. Building Room 100**  
**333 Guadalupe St, Austin, TX 78701**

**MINUTES**

**Board Members Present:**

Richard Neider, Professional Member  
Ray Smith, Professional Member  
Rebecca Brou, Public Member

**Staff Present:**

Yvonne Feinleib  
Amanda Stallings  
Don Jansky

**Guests Present:**

Eric George  
Mark Watsons  
Mike Allen  
Bill Messer  
Galyn Gafford  
Catherine Mize  
Sara Reinhard  
Michaline Haskins

**Agenda Item 1** was to call the meeting to order at 2:05 pm by Mr. Neider, chair, and the introduction of members, guests, and staff.

**Agenda Item 2** was the discussion concerning board members who are inexcusably absent from regularly scheduled board meetings, as defined under Texas Occupations Code Section 605.057(a) (5). No action taken.

**Agenda Item 3** was to review and approve the August 27, 2015 Committee Minutes. A motion was made by Mr. Smith to approve the minutes. The motion was seconded and passed.

**Agenda Item 4** was the discussion regarding complaint # 1070-14-0001. A motion was made by Mr. Smith to table this complaint. The motion was seconded and passed.

**Agenda Item 5** was the discussion regarding complaint #1070-15-0002. A motion was made by Mr. Smith to close this complaint as no violation. The motion was seconded and passed.

**Agenda Item 6** was the discussion regarding complaint #1070-15-0003. A motion was made by Mr. Smith to close this complaint as non-jurisdictional. The motion was seconded and passed.

**Agenda Item 7** was the discussion regarding complaint #1070-15-0010. A motion was made by Mr. Smith to close this complaint as no violation. The motion was seconded and passed.

**Agenda Item 8** was the discussion regarding complaint #1070-15-0011. A motion was made by Mr. Smith to close this complaint as no violation. The motion was seconded and passed.

**Agenda Item 9** was the staff report concerning the update on open cases, to include tabled cases. Ms. Feinleib gave the report.

**Agenda Item 10** was the discussion concerning closed cases. No action taken.

**Agenda Item 11** was to set the next meeting date. The next meeting dates will be February 18-19, 2016.

**Agenda Item 12** was to propose agenda items. There were none.

**Agenda Item 13** was public comment. There were none.

**Agenda Item 14** was adjournment. The meeting adjourned at 3:17 pm.

**TEXAS BOARD OF ORTHOTICS & PROSTHETICS**

***LICENSING AND ACCREDITATION COMMITTEE MEETING***

**Friday, November 13, 2015, 10:00 a.m.  
William P. Hobby Jr. Building Room 100  
333 Guadalupe St, Austin, TX 78701**

**MINUTES**

**Board Members Present:**

Miguel Mojica, Professional Member  
Ray Smith, Professional Member  
Richard Neider, Professional Member

**Staff Present:**

Yvonne Feinleib  
Amanda Stallings  
Don Jansky

**Guests Present:**

Patrick Frank  
Schuyler Nelson  
Lisa Guichet  
Mike Allen  
Sara Assi  
Ronald LeFore

**Agenda Item 1** was to call the meeting to order at 10:01 am by Mr. Mojica, chair and the introduction of members, guests, and staff.

**Agenda Item 2** was the discussion concerning board members who are inexcusably absent from regularly scheduled board meetings, as defined under Texas Occupations Code Section 605.057(a) (5). No action taken.

**Agenda Item 3** was to review and approve the August 28, 2015 committee minutes. A motion was made by Mr. Smith to approve the minutes. The motion was seconded and passed.

**Agenda Item 4** was to discuss the requirements of the Texas Legislature (84th Regular Session, 2015) in Senate Bill (SB) 807 and SB 1307 relating to the licensing and renewal requirements for active duty military, veterans, and spouses. No action taken.

**Agenda Item 5** was the discussion to approve or disapprove the following pending technician applications:

The application for JP was discussed. A motion was made by Mr. Neider to approve pending receipt of additional information. The motion was seconded and passed.

**Agenda Item 6** was the discussion to approve or disapprove the following pending student applications:

The application for RF was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for KL was discussed. A motion was made by Mr. Smith to approve. The motion was seconded and passed.

The application for JS was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 7** was the discussion to approve or disapprove the following pending assistant applications:

The application for ES was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 8** was the discussion to approve or disapprove the following pending practitioner applications:

The application for FA was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for PF was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for AP was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for JW was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 9** was the discussion to approve or disapprove the following pending unique qualifications applications:

The application for HC was discussed. A motion was made by Mr. Neider to table for additional information. The motion was seconded and passed.

The application for DP was discussed. A motion was made by Mr. Smith to approve. The motion was seconded and passed.

The application for RLF was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 10** was the discussion to approve or disapprove the following pending facility accreditation applications:

The application for IPO-LV was discussed. A motion was made by Mr. Smith to approve. The motion was seconded and passed.

The application for NL-A was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for NL-MA was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

The application for RMTS-H was discussed. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 11** was the discussion regarding recommendations to the board on authorizing the Executive Director to issue certain license, registration and accreditation approvals. A motion was made by Mr. Neider to allow the Executive Director to approve licensee applicants approved by the committee if the full board is unable to meet within 24 hours. The motion was seconded and passed.

**Agenda Item 12** was to set the next meeting date. The next meeting date will be February 18-19, 2016.

**Agenda Item 13** was to propose agenda items. Recommendations for TDLR.

**Agenda Item 14** was public comment. One person addressed the committee.

**Agenda Item 15** was adjournment. The meeting adjourned at 11:08 am.

**TEXAS BOARD OF ORTHOTICS & PROSTHETICS**

***BOARD MEETING***

**Friday, November 13, 2015, 2:00 pm**  
**William P. Hobby Jr. Building Room 100**  
**333 Guadalupe St, Austin, TX 78701**

**MINUTES**

**Board Members Present:**

Richard Neider, Professional Member  
Ray Smith, Professional Member  
Rebecca Brou, Public Member  
Miguel Mojica, Professional Member

**Staff Present:**

Yvonne Feinleib  
Amanda Stallings  
Don Jansky

**Guests Present:**

Mike Allen  
Matt Wall  
Lisa Guichet  
Catherine Mize

**Agenda Item 1** was to call the meeting to order at 2:00 pm by Ms. Brou, chair and the introduction of members, guests, and staff.

**Agenda Item 2** was the discussion concerning board members who are inexcusably absent from regularly scheduled board meetings, as defined under Texas Occupations Code Section 605.057(a)(5). Mr. McCoy was excused.

**Agenda Item 3** was to review and approve the August 28, 2015 board meeting minutes. A motion was made by Mr. Neider to approve the minutes. The motion was seconded and passed.

**Agenda Item 4** was the discussion regarding board committee appointments. No action taken.

**Agenda Item 5** was the discussion regarding reports from the following board committees:

Mr. Mojica gave the Licensing and Accreditation Committee report. The committee reviewed 17 cases, of which 16 cases were approved and 1 case was tabled. A motion was made by Mr. Neider to approve the report. The motion was seconded and passed.

Mr. Neider gave the Enforcement Committee report. The committee reviewed 5 cases, of which 4 cases were closed and 1 case was tabled. A motion was made by Ms. Brou to approve the report. The motion was seconded and passed.

Mr. Smith gave the Rules Committee report. The committee discussed comments received on proposed rules and adoption of amendments to 22 Texas Administrative Code Chapter 821, including recommendations on rule review as required by Texas Government Code 2001.039. A motion was made by Mr. Neider to approve the report. The motion was seconded and passed.

**Agenda Item 6** was the discussion regarding public comments received and the adoption of amendments to 22 Texas Administrative Code Chapter 821, Including Rule Review as Required by Texas Government Code 2001.039. A motion was made by Mr. Neider to approve the amendments. The motion was seconded and passed.

**Agenda Item 7** was the discussion regarding the process for approval of licensure applications by the Executive Director. A motion was made by Mr. Neider to allow the Executive Director to approve. The motion was seconded and passed.

**Agenda Item 8** was the discussion regarding changes to application for licensure/registration. A motion was made by Mr. Neider to approve. The motion was seconded and passed.

**Agenda Item 9** was the discussion regarding Agreed Orders for Case #s 1070-09-0027 and 1070-10-0074. A motion was made by Mr. Mojica to approve. The motion was seconded and passed.

**Agenda Item 10** was the discussion regarding the withdrawal of the proposed penalty and closure of #1070-10-0075. A motion was made by Mr. Neider to withdraw the proposed penalty. The motion was seconded and passed.

**Agenda Item 11** was Executive Session regarding the Staff Attorney's report regarding all pending hearings at the State Office of Administrative Hearings including: Case #s 1070-11-0034, 1070-11-0035, &1070-13-0027; and Case# # 1070-13-0029. There was no executive session. No action taken.

**Agenda Item 12** was the update on transition activities to the Texas Department of Licensing and Regulation (TDLR) with Respect to the Provisions of Senate Bill 202. Mr. Bomar gave the report.

**Agenda Item 13** was the 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. Mr. Smith gave the report.

**Agenda Item 14** was the 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. Ms. Feinleib gave the report.

**Agenda Item 15** was the 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. Mr. Speer gave the report.

**Agenda Item 16** was to set the next meeting dates. The next meeting dates will be February 18-19, 2016 and May 12-13, 2016.

**Agenda Item 17** was to propose agenda items. The election of chair and secretary.

**Agenda Item 18** was public comment. One person addressed the board.

**Agenda Item 19** was adjournment. The meeting adjourned at 3:24 pm.