

**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**

MINUTES

Board Members Present:

Richard Neider, Professional Member
Rebecca Brou, Public Member

Staff Present:

Yvonne Feinleib
Don Jansky
Georgia Norman

Guests Present:

Mike Allen
James McCoy
Catherine Mize
Bill Messer

Agenda Item 1 was to call the meeting to order at 2:23 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). Mr. Smith's absence was excused.

Agenda Item 3 was to review and approve the May 14, 2015 committee minutes. A motion was made by Ms. Brou to approve the minutes. The motion was seconded and passed.

Agenda Item 4 was the review and discussion regarding Complaint #1070-15-0002. A motion was made by Ms. Brou to table this complaint until the next meeting. The motion was seconded and passed.

Agenda Item 5 was the review and discussion regarding Complaint #1070-15-0006. A motion was made by Ms. Brou to close this complaint. The motion was seconded and passed.

Agenda Item 6 was the staff report concerning the update on open cases, including tabled cases. Ms. Feinleib gave the report.

Agenda Item 7 was the discussion concerning closed cases. Ms. Feinleib gave the report.

Agenda Item 8 was to set the next meeting date. The next meeting date will be November 12-13, 2015.

Agenda Item 9 was to propose agenda items.

Agenda Item 10 was public comment. There was none.

Agenda Item 11 was adjournment. The meeting adjourned at 2:51 pm.



Chair



Date

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

MINUTES

Board Members Present:

Miguel Mojica, Professional Member
Roy McCoy, Public Member

Staff Present:

Yvonne Feinleib
Don Jansky
Georgia Norman

Guests Present:

Mike Allen
Aaron Foreman
Daniel Roll
Jennie Rhodes
Jeff Neu
Ben George
Curtis Bachelor
Tamala Fletcher

Agenda Item 1 was to call the meeting to order at 10:00 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). Mr. Smith's absence was excused.

Agenda Item 3 was to review the May 15, 2015 committee minutes. A motion was made by Mr. McCoy to approve the minutes. The motion was seconded and passed.

Agenda Item 4 was the review and discussion regarding the following pending technician applications:

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

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

Agenda Item 5 was the review and discussion regarding the following pending student applications:

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

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

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

The application for CK was tabled and not discussed.

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

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

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

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

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

Agenda Item 6 was the review and discussion regarding the following pending assistant applications:

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

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

Agenda Item 7 was the review and discussion regarding the following pending practitioner applications:

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

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

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

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

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

Agenda Item 8 was the review and discussion regarding the following pending unique qualifications applications:

The application for CB was discussed. A motion was made by Mr. Mojica to approve upon receipt of additional information. The motion was seconded and passed.

The application for MD was discussed. A motion was made by Mr. McCoy to deny. The motion was seconded and passed.

The application for HS was discussed. A motion was made by Mr. Mojica to approve upon receipt of additional information. The motion was seconded and passed.

Agenda Item 9 was the review and discussion regarding the following facility accreditation applications:

The application for BSOP-B was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

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

The application for DDOP-I was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

The application for HCM-S was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

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

The application for OI-SA was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

The application for O-SA was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

The application for SP-SA was discussed. A motion was made by Mr. McCoy to approve. The motion was seconded and passed.

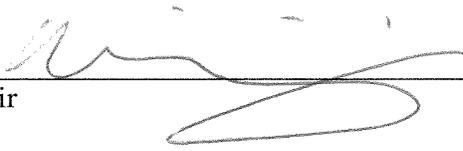
Agenda Item 10 was the discussion regarding recommendations to the board on authorizing the Executive Director to issue certain license, registration and accreditation approvals. This item was tabled.

Agenda Item 11 was to set the next meeting date. The next meeting date will be November 12-13, 2015.

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

Agenda Item 13 was public comment. One person addressed the committee.

Agenda Item 14 was adjournment. The meeting adjourned at 11:25 am.



Chair

11/13/15
Date

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

MINUTES

Board Members Present:

Miguel Mojica, Professional Member
Roy McCoy, Public Member
Richard Neider, Professional Member

Staff Present:

Yvonne Feinleib
Don Jansky
Georgia Norman

Guests Present:

Mike Allen
James McCoy
Catherine Mize

Agenda Item 1 was to call the meeting to order at 1:00 pm by Mr. McCoy, 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. Smith's absence was excused.

Agenda Item 3 was to review and approve the May 15, 2015 committee minutes. A motion was made by Mr. Mojica to approve the minutes. The motion was seconded and passed.

Agenda Item 4 was the review and discussion regarding amendments to the rules concerning the licensure and regulation of Orthotics and Prosthetics, 22 Texas Administrative Code, Chapter 821, including possible amendments to §821.15 Accreditation of Prosthetic and Orthotic Facilities regarding a new posting requirement for hours of operation. This was discussed under item 8.

Agenda Item 5 was the discussion regarding a new rule establishing two different levels of Orthotic Assistant licensure, with different educational requirements and different scopes of practice. This was discussed under item 8.

Agenda Item 6 was the discussion regarding the application process for assistants. This was discussed under item 8.

Agenda Item 7 was the discussion regarding examinations. This was discussed under item 8.

Agenda Item 8 was the discussion 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. Mr. Neider gave the report. A motion was made by Mr. Neider to forward the recommendations to the full board. The motion was seconded and passed.

Agenda Item 9 was to set the next meeting date. The next meeting date will be November 12-13, 2015.

Agenda Item 10 was to propose agenda items. Military updates to rules.

Agenda Item 11 was public comment. One person addressed the committee.

Agenda Item 12 was adjournment. The meeting adjourned at 1:37 pm.


Chair


Date

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

MINUTES

Board Members Present:

Miguel Mojica, Professional Member
Roy McCoy, Public Member
Rebecca Brou, Public Member
Richard Neider, Professional Member

Staff Present:

Yvonne Feinleib
Don Jansky
Georgia Norman
Tim Speer

Guests Present:

Mike Allen
James McCoy
Catherine Mize
M. McCormick
George Bomar

Agenda Item 1 was to call the meeting to order at 2:03 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. Smith's absence was excused.

Agenda Item 3 was to review and approve the May 15, 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.

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

Mr. Mojica gave the Licensing and Accreditation Committee report from May 15, 2015. The committee reviewed 29 cases, of which 26 cases were approved, 1 case was denied, 1 case was tabled and 1 case was withdrawn. A motion was made by Mr. Neider to accept the report. The motion was seconded and passed.

Mr. Neider gave the Enforcement Committee report from May 14, 2015. The committee reviewed 2 cases, of which 1 case was closed and 1 case was tabled until the next meeting. A motion was made by Mr. McCoy to approve the report. The motion was seconded and passed.

Mr. McCoy gave the Rules Committee report from May 15, 2015. The committee discussed amendments to the Rules Concerning the Licensure and Regulation of Orthotics and Prosthetics, 22 Texas Administrative Code, Chapter 821, including possible amendments to §821.10(b)(4) regarding Assistants, §821.15 Accreditation of Prosthetic and Orthotic Facilities regarding a new posting requirement for hours of operation. The committee also discussed a new rule establishing two different levels orthotic assistant licensure, with different educational requirements and different scopes of practice, the application process for assistants, examinations and 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. A motion was made by Mr. Neider to approve the report. The motion was seconded and passed.

Agenda Item 6 was the discussion regarding possible amendments, repeal, and new rules 22 Texas Administrative Code Chapter 821, including rule review as required by Texas Government Code 2001.039. A motion was made by Mr. Mojica to approve for posting. 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. Mojica to table this discussion. The motion was seconded and passed.

Agenda Item 8 was the discussion regarding changes to the application for licensure/registration.

Agenda Item 9 was the discussion regarding Agreed Orders for the following cases:

A motion was made by Mr. Mojica to approve the order for Case # 1070-12-0013, # 1070-12-0014 and #1070-12-0033. The motion was seconded and passed.

A motion was made by Mr. Neider to approve the order for # 1070-13-0002. The motion was seconded and passed.

Agenda Item 10 was the Staff Attorney's report regarding all pending hearings at the State Office of Administrative Hearings including: Case #s 1070-10-0074 & 1070-10-0075; Case #s 1070-11-0034, 1070-11-0035, &1070-13-0027; and Case# # 1070-13-0029. Mr. Jansky gave the report.

Agenda Item 11 was the discussion regarding the transition to Texas Department of Licensing and Regulation (TDLR). Mr. Bomar gave the report.

Agenda Item 12 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. Ms. Brou gave the report.

Agenda Item 13 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 the Executive Director; general information regarding the routine functioning of the licensure program; and the Executive Director's report concerning the update on open, tabled, and closed cases as well as the disciplinary action log and tool. Ms. Feinleib gave the report.

Agenda Item 14 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 15 was to set the next meeting dates. The next meeting dates will be November 12-13, 2015 and February 18-19, 2016.

Agenda Item 16 was to propose agenda items. TDLR updates.

Agenda Item 17 was public comment. There was none.

Agenda Item 18 was adjournment. The meeting adjourned at 3:08 pm.

Rebecca Hill Brown
Chair

11/13/2015
Date

