

# **Minutes of the July 21, 2015 Board of Occupational Therapy Meeting**

## **CALL TO ORDER**

Mary Walsh-Sterup, Chairperson, called the meeting of the Board of Occupational Therapy to order at 9:00 a.m. on Tuesday, July 21, 2015, in the Nebraska State Office Building, Lower Level Conference Room B, 301 Centennial Mall South, Lincoln, Nebraska. The meeting was duly publicized by distribution of the Notice of Meeting Agenda at least 10 days prior to the meeting and posting the agenda at the entrance of the Department of Health and Human Services at least 24 hours prior to the meeting.

Ms. Walsh-Sterup announced that this is a public meeting and the Open Meetings Law was posted.

The following Board Members and Department Staff were present at the meeting: Lisa Andersen, Dr. R. McLaran Sawyer, Linda Storz, Mary Walsh-Sterup, Rene' Tiedt, Program Manager, and Jacye LaFayette-Dymacek, Health Licensing Coordinator.

Dr. Sawyer moved, seconded by Ms. Storz to adopt the agenda. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

Dr. Sawyer moved, seconded by Ms. Andersen to approve the minutes from the February 10, 2015 meeting with one correction. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

## **CLOSED SESSION**

Dr. Sawyer moved, seconded by Ms. Storz to go into closed session at 9:02 a.m. to hear discussions regarding confidential information and to protect the reputation of individuals named or referenced in such discussion. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

## **OPEN SESSION**

Ms. Storz moved, seconded by Dr. Sawyer to return to open session at 10:51 a.m. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

## **DECISIONS**

Ms. Storz moved, seconded by Dr. Sawyer to declare that Paige Dinslage, Megan Hauer, Bridget Rath, and Nicole Wragge all passed their oral jurisprudence examination regarding 172 NAC 114, the Rules and Regulations Relating to Occupational Therapy. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

Ms. Storz moved, seconded by Dr. Sawyer to offer Bruce Albrecht, Erin Brinegar, Mary Krause, and Rosalyn McDermott a one-year probationary certification to administer Physical Agent Modalities based on their admission of having administered Physical Agent Modalities without the required certification issued by the State of Nebraska. Voting aye: Andersen, Sawyer, and Storz. Voting nay: None. Abstaining: Walsh-Sterup. Motion carried.

Ms. Andersen moved, seconded by Dr. Sawyer to deny Brenda Louise Ellett Jackson's request to have her life experience be accepted in lieu of her 50 hours of continuing education for the purposes of meeting the

reinstatement requirements. Voting aye: Andersen, Sawyer, Storz, and Walsh-Sterup. Voting nay: None. Motion carried.

### **SCOPE OF PRACTICE**

After being advised by Suzanna Glover-Ettrich, our Department Legal Counsel, it was determined that an individual who holds a temporary license as an Occupational Therapist or an Occupational Therapy Assistant may obtain a certification to administer Physical Agent Modalities (PAMS) as long as they meet the requirements for that certification. This decision was based on Neb. Rev. Stat. §38-2530 which does not distinguish between temporary or non-temporary licenses for purposes of PAMS certification.

### **NEW BUSINESS**

Ms. Tiedt shared a proposed draft of a letter to send to all Occupational Therapists and Occupational Therapy Assistants who do not currently hold a certification to administer Physical Agent Modalities in the State of Nebraska. This letter is intended to remind these individuals that this State issued certification is above and beyond the certificate issued upon completion of the course. This letter will go out on August 4, 2015.

Ms. Storz moved, seconded by Ms. Anderson to take a brief recess at 11:15 a.m. Voting aye: Ms. Andersen, Dr. Sawyer, Ms. Storz, and Ms. Walsh-Sterup. Voting nay: None. Motion carried.

The meeting reconvened at 11:22 a.m.

Ms. LaFayette-Dymacek shared information regarding updates to the Citrix program.

Ms. Glover-Ettrich shared information regarding the recent Supreme Court ruling on the FTC vs. NC Board of Dentistry case and what impact it may have on them.

Ms. Tiedt provided the Board a copy of the application processing report. This was for informational purposes only.

The next Board of Occupational Therapy meeting was scheduled for October 6, 2015 at 9:00 a.m.

Ms. LaFayette-Dymacek provided a brief recap of the topics covered during the meeting.

### **ADJOURNMENT**

There being no further business, the meeting was adjourned at 11:36 a.m.

Respectfully submitted,

***\*\*signature available upon request\*\****

Linda Storz, Secretary

Prepared by: Jacye LaFayette-Dymacek, Health Licensing Coordinator