

**BOARD OF ATHLETIC TRAINERS
MINUTES**

DATE: May 2, 2019

TIME: 9:00 a.m. C.D.T

LOCATION: 665 Mainstream Drive
Poplar Conference Room, 1st Floor
Nashville, TN 37243

MEMBERS PRESENT: Monroe Abram, AT, Chair
Helen Binkley, AT, PhD
Walter Fitzpatrick, J.D. Consumer Member

MEMBERS ABSENT: Craig Paul Moorehouse, AT, Vice-Chair
Alex B. Diamond, MD

STAFF PRESENT: Michael Sobowale, Unit Director
Mary Webb, Board Manager
Samuel Moore, Assistant General Counsel

I. Call to Order

A roll call of board members and administrative staff present was taken. With a quorum present, Mr. Abram called the meeting to order at 9:01 a.m.

II. Election of Officers

There was not an election of officers. The election was deferred until the November board meeting.

III. Approval of Minutes

Dr. Binkley made a motion, seconded by Mr. Fitzpatrick, to approve the minutes from the November 1, 2018 board meeting. The motion carried.

IV. Office of General Counsel

A. Conflict of Interest

Mr. Moore, Advisory Attorney with the Office of General Counsel, reminded Board members of the conflict of interest policy. If a member has any personal or financial interest which might appear to be a conflict of interest, whether it relates to a contested case, a rulemaking issue, or any other Board decision, that fact should be shared with the Board so that a decision may be made regarding the need for recusal.

B. Contested Case(s)

None

C. Agreed Order(s)

There was one agreed order for Chad W. Breedlove, AT #463. Mr. Fitzpatrick made a motion, seconded by Dr. Binkley, to approve the agreed order as written. The motion carried.

D. Litigation

Mr. Moore reported that there are currently five open cases with the OGC, all of which are in the early stages of litigation. There are currently no pending appeals or civil suits against the Board at this time.

E. Rules

There is nothing to report at this time.

F. Consent Orders

Mr. Moore presented three (3) Consent Orders to the Board at this meeting. The first was Darrell M. Turner AT #1687, who knowingly employed five (5) unlicensed individuals to act as athletic trainers. Dr. Binkley made a motion, seconded by Mr. Fitzpatrick, to approve the Consent Order as written. The motion carried. The second was Nathan Benjamin Barger AT #1687, who practiced as an Athletic Trainer on a lapsed license. Dr. Binkley made a motion, seconded by Mr. Moorhouse, to approve the Consent Order as

written. The motion carried. The last was for Seth Daniel Billings AT #1187, who practiced as an Athletic Trainer on a lapsed license.

G. Agreed Citations

Mr. Sobowale presented four (4) Agreed Citations for

1. **Daniel Fairchild, AT #1506** - Practiced on a lapsed license for approximately six (6) months. Dr. Binkley made a motion, seconded by Mr. Fitzpatrick, to approve the Agreed Citation as written. The motion carried.
2. **Kate Perkins, AT #919**- Practiced on a lapsed for two (2) months. Mrs. Perkins understands that this incident will be reported to the National Practitioners Data Bank. A motion was made by Mr. Fitzpatrick, to approve the Agreed Citation, seconded by Dr. Binkley. The motion carried.
3. **Timothy McIntosh, AT #190** - Practiced on a lapsed license for three (3) months. Mr. McIntosh understands that this incident will be reported to the National Practitioners Data Bank. Dr. Binkley made a motion to approve the Agreed Citation, seconded by Mr. Fitzpatrick. The motion carried.
4. **Holly Grady AT, #1568**- Practiced on a lapsed license for three (3) months. Dr. Binkley made a motion, to approve the Agreed Citation, seconded by Mr. Fitzpatrick. The motion carried.

V. Office of Investigations Report

Lori Leonard, disciplinary coordinator in the Office of Investigations presented the Office of Investigations report, beginning with the investigator's report. There have been four (4) under a reprimand, one (1) under probation and two (2) under revocation. There have been four (4) new complaints filed against athletic trainers this year. Two (2) of those complaints were regarding unlicensed practice and two (2) of those complaints due to unprofessional conduct. Twelve (12) complaints have been closed with eight (8) of them sent to the OGC for formal discipline, two (2) complaints closed with no action and two (2) closed with a letter of warning.

VI. Division of Health Licensure and Regulation Report

Noranda French, finance officer in the Division of Health Licensure and Regulation presented the board's financial report, beginning with the Year End report for fiscal year 2018. She discussed the direct expenditure report, which showed that current expenditures are right on track

in comparison to the previous fiscal year. She also presented the mid-year reports year projections report for both direct expenditures and allocated expenditures. The Board's midyear expenditure amount was \$14,644.00. The total revenue generated for the Board for mid-year came to \$67,532.00. Mrs. French projected totals for FY2019 year as \$135,065.00 of revenue and net projections of \$88,633.00.

VII. Applicant Interviews/Reviews

- A. **Robert Duvall, PT** - Applicant appeared before the board to be grandfathered in as an AT on his experience as a PT. Applicant passed his NATA exam and has practiced in other states successfully. After interviewing Mr. Duvall and followed by a brief discussion among the Board, a motion was made by Mr. Fitzpatrick, seconded by Dr. Binkley, to approve Mr. Duvall for a full licensure contingent upon receiving his EMT certification verification from the state of Virginia. The motion carried.

- B. **Casey Carter, AT-** Applicant appeared before the board to reinstate his AT license Due to having indications on his Criminal Background Report for a DUI he was asked to appear. After interviewing Mr. Carter, a motion was made by Mr. Fitzpatrick, seconded by Dr. Binkley, to grant a full license. The motion carried.

- C. **Gregory Raimondo, AT-** Applicant appeared before the board due to an indication on his criminal background report for disorderly conduct. The applicant was interviewed. A motion was made by Mr. Fitzpatrick, seconded by Dr. Binkley, to grant Mr. Raimondo a full license. The motion carried.

VIII. Ratification of Initial Determinations

A motion was made by Dr. Binkley, and seconded by Mr. Fitzpatrick, to approve the ratification lists of newly licensed, reinstatements, and closed files from October 29, 2018 through April 25, 2019

Prof Rank	License Name	Rank Effective Date
3527 AT	2475 Boyette Dalis	2/20/2019
3527 AT	2462 Burdette Rachel	12/19/2018
3527 AT	2465 Burton Logan	1/30/2019
3527 AT	2477 Byker Mekaela Shimone	2/15/2019
3527 AT	2466 Cohen Maryah	11/14/2018
3527 AT	2489 Dierks Meredith	4/17/2019
3527 AT	1506 Fairchild Daniel Grant	8/3/2011 Reinstatement
3527 AT	1568 Grady Holly Lynn	8/20/2012 Reinstatement

3527 AT	2393 Green Malik Mr.	2/28/2019
3527 AT	2493 Hall Holly	4/3/2019
3527 AT	2470 Henschel Kelly Lynn	1/9/2019
3527 AT	2306 Hogg Jennifer	11/26/2018
3527 AT	1757 Holsinger David Matthew	11/21/2013
3527 AT	2469 Ingram Matthew Kyle	11/20/2018
3527 AT	2473 Jones Stephen	1/17/2019
3527 AT	2345 Kruse Taylor Marie	2/4/2019
3527 AT	2478 Lazalde Richard Joshuwa	3/6/2019
3527 AT	2481 Maddux Carah-Beth	3/27/2019
3527 AT	2467 Mclear Gina Elizabeth	12/6/2018
3527 AT	190 Mcintosh Timothy Allen	4/24/1995 Reinstatement
3527 AT	2483 Mooney Stephanie Nicole	3/13/2019
3527 AT	2482 Moos Tyler Scott	4/3/2019
3527 AT	2474 Nutsch Joshua	1/30/2019
3527 AT	919 Perkins Kate Elizabeth	3/9/2005 Reinstatement
3527 AT	2454 Perrine Christopher	11/5/2018
3527 AT	1780 Pierce Natalie Beth	2/3/2014 Reinstatement
3527 AT	1843 Potter Brock Evan	9/4/2014 Reinstatement
3527 AT	2433 Robinson Melissa Adams	1/30/2019
3527 AT	2343 RosauerJoseph Mr	4/22/2019
3527 AT	2476 Stevens Austin	2/14/2019
3527 AT	2472 Stevens Heather Lee	1/25/2019
3527 AT	2463 Stupecki Victoria	10/30/2018
3527 AT	897 Taylor Kimberly Lynn	10/6/2004 Reinstatement
352.7 AT	1561 Turner Darrell Matthew	10/4/2012 Reinstatement
3527 AT	2480 Wisley Madison Tear	3/22/2019
3527 AT	2460 Wolfe Christy Ladawn Ms	11/8/2018
3527 AT	1901 Ziolkowski Angela Marie	1/15/2015 Reinstatement
AT	2494 Stapleford Hannah	4/25/2019

Ratification List of Closed Files 10/29/18 through 4/25/19

- 11/7/2018 Closed Application Abraham Andrew Craig
- 2/7/2019 Closed Application Carlson Wyatt David Mr
- 11/7/2018 Closed Application Dixon Alan
- 12/7/2018 Closed Application Nabors Jordan
- 11/7/2018 Closed Application Nyhan Darolyn Leah
- 4/7/2019 Closed Application Vaden Charli Alexandra
- 1/7/2019 Closed Application Webster Amanda FrescoIn

The motion carried.

IX. Administrative Report

Mary Webb gave the administrative report as follows:

Statistical Report

As of April 25, 2019 the statistics for the Board for this reporting period are as follows:

Total Active Licensees: 1,0191	Total Renewals: 173
Initial Licensees: 27	Online Renewals: 148
Reinstatements: 10	Cash Office Renewals: 161
Retired: 4	Revenue Renewals: 0*
Expired: 44	Closed files- 7

For Athletic Trainers, the number of online renewals during this reporting period constituted a usage rate of 86%.

Agreed Citation

Shellie Acocello, AT #1841 - Michael Sobowale presented an Agreed Citation on Shellie Acocello, AT #1841. Ms. Acocello practiced on an expired license for approximately six (6) months beginning January 1, 2018 to on or about June 19, 2018. After review, a motion was made by Dr. Binkley, seconded by Mr. Fitzpatrick, to approve the Agreed Citation as presented. The motion carried.

X. Correspondence

There was no correspondence to review at this board meeting.

XI. Legislation

There was no new legislation to discuss at this board meeting.

XII. Rulemaking Hearing, Rule Amendments, and Policies

Michael Sobowale discussed that the rules currently do not allow for incomplete applications to be closed after the sixty days (60) deadline listed in the rules for applicants to complete their applications. Mr. Fitzpatrick made a motion, seconded by Dr. Binkley, for the Board to consider a rulemaking hearing at the next board meeting to potentially extend the time period to complete license applications to one hundred and twenty (120) days. The motion carried.

XIII. Discuss New and Old Board Business

A. Discussion of Continuing Education Requirements

The Board discussed the possibility of adding the discussion of the board's CE requirements to the rulemaking hearing in relation to the categories of classes approved by the BOC. There has been a lot of discussion lately on CEs related to evidence-based practice in the profession. Dr. Binkley made a motion, seconded by Mr. Fitzpatrick to add this topic to the rulemaking hearing at the next board meeting. This motion was carried by the Board.

B. Recognition of Joseph Erdeljac, AT, Former Board Chair

Mr. Fitzpatrick made a suggestion to commemorate Mr. Joseph Erdeljac, former board chair at the next board meeting via a Proclamation for his hard work and many contributions in shaping the Athletic Trainers Board. The Board expressed general approval with this suggestion.

C. BOC Regulatory CARE Conference, July 11-13, 2019, Omaha, NE

A motion was made by Dr. Binkley, seconded by Mr. Fitzpatrick, to nominate Mr. Abram to attend the Care conference. The motion carried.

XIV. Board meeting dates for 2020

May 7th
November 5th

XV. Adjournment

There being no further business, Mr. Fitzpatrick moved to adjourn the meeting, seconded by Dr. Binkley. The meeting was adjourned at 10:12 a.m. CDT. The motion carried.

Board Chair

Date

These minutes were ratified by the board at the November 7, 2019 meeting.