

**BOARD OF OCCUPATIONAL THERAPY
MINUTES**

DATE: April 30, 2020
TIME: 9:00 AM CST
LOCATION: Iris Conference Room
665 Mainstream Dr, 1st Floor
Nashville TN 37243

MEMBERS PRESENT: Amanda Newbern, President
Drew Daniel, Secretary
Anita Tisdale, Board Member
Allen Adriaanse, Board Member
Hollie Simpson, Board Member

STAFF PRESENT: Noranda French, Unit Director
Mary V. Bennett, Board Manager
Sabrina Craig-Boyd, Board Administrator
Lara Gill, Senior Associate General Counsel
Lori Leonard, Disciplinary Coordinator
Maria McCormick, Division of Health Licensure and
Regulation

**DUE TO COVID-19, THIS MEETING WAS CONDUCTED VIRTUALLY THROUGH
WEBEX MEETINGS.**

Call to Order

With a quorum present, Ms. Newbern called the meeting to order at 9:02AM. A roll call was taken by Sabrina Craig-Boyd with all members present.

Minutes

After a review of the minutes of the January 9, 2020 meeting, Ms. Simpson made motion to accept the board meeting minutes as presented, Mr. Daniel seconded the motion. Roll call - Adriaanse, aye, Tisdale, aye, Newbern, aye, Simpson, aye, and Daniel, aye. The motion passed.

No public discussion.

Office of General Counsel Report

Senior Associate General Counsel, Lara Gill presented the Office of General Counsel report:

Appeals

At this time there are no pending appeals from the Board disciplinary action.

Civil Suits

At this time there are no pending civil suits.

Pending Complaints in OGC

As of April 8, 2020, there are seven (7) outstanding disciplinary complaints against three (3) respondents who are occupational therapy assistants and four (4) who are occupational therapist. Two (2) complaints are currently set to be heard as contested cases at the October 22, 2020 meeting.

Rules

The rule changes have been submitted to your advisory attorney to OGC for internal review at OGC. Once internal review is complete the rules can be set for rulemaking hearing.

Legislation

The COVID 19 pandemic and recent executive orders by Governor Lee are allowing OT's to practice via telehealth.

Discussion

OCS would like to discuss with the Board the issue involving PAMCA credentialing forms. OGC has requested that PAMCA ceases using certain forms because it is confusing licensees and causing delays in some certifications. After discussion among the Board regarding the forms, the Board requested that Dr. McPhee attend the next scheduled board meeting on July 23, 2020. Mr. Daniel made motion to table this discussion until the next meeting. Ms. Tisdale seconded the motion. Roll call - Simpson, aye, Newman, aye, Adriaanse, aye, Daniel, aye, Tisdale, aye. The motion passed.

Ms. Gill presented the Board with three (3) Consent Orders as follows:

1. Farber, Jill OT 160- Ms. Farber was found to be practicing on an expired license for approximately four (4) years. Ms. Farber has agreed to have her license number 160 Reprimanded. Additionally, Ms. Farber must pay forty (40) Type "C" Civil Penalties in the amount of one hundred and ten dollars (\$110.00) each, for a total Civil Penalty of Four Thousand Four Hundred Dollars (\$4,400.00). Costs will be established by an Assessment of Costs prepared and filed by counsel for the Department. The maximum amount for the assessment of costs shall not exceed five thousand dollars (\$5,000.00). Ms. Farber understands this is a formal disciplinary action that will be reported to the National Practitioner Data Bank (N.P.D.B.) and/or similar agency.

Ms. Tisdale made a motion to accept the consent order as presented, Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

2. Hagaman, Kathleen OTA 2780- Ms. Hagaman was found in violation of TENN.CODE. ANN. §63-13-209(a)(1): Unprofessional, dishonorable or unethical conduct; TENN. CODE.ANN. §63-13-209 (a) (2): Violation or attempted violation, directly or indirectly, or assisting in or abetting the violation of, or conspiring to violate, any provision of this part or any lawful order of the board issued pursuant hereto or any criminal statute of the state of Tennessee.
TENN. CODE. ANN. §63-13-209(a)(15): Violating the code of ethics adopted by the board; TENN. CODE. ANN. § 63-13-209(a)(16):Any other unprofessional or unethical conduct that may be specified by the rules duly published and promulgated by the board or the violation of any provision of this part; TENN. COMP.R. & REGS. 1150-02.02(2): The Board adopts for licensed therapist and occupational therapy assistants, as if fully set out herein, and as it may from time to time be amended, the current “Occupational Therapy Code of Ethics” issued by the American Occupational Therapy Association and the “Candidate/Certificant Coder of Conduct” approved by the National Board for Certification in Occupational Therapy, except to the extent that it conflicts with the laws of the State of Tennessee or the rules of the Board. Ms. Hagaman has agreed to have her OTA license number 2780 Suspended for a period of one (1) year. After the one year period, Ms. Hagaman’s OTA license will be placed on Probation for a period of no less than one (1) year. Ms. Hagaman must enroll and successfully complete within six (6) months from the date of entry of this Consent Order, ten (10) hours of live Ethics and Jurisprudence course(s) pre-approved by the Board’s Consultant. Ms. Hagaman was assessed five (5) Type “A” Civil Penalties in the amount of five hundred dollars (\$500.00) each for a total of two thousand five hundred dollars (\$2500.00). Ms. Hagaman understands this is a formal disciplinary action and we be reported to the National Practitioners Data Bank (N.P.D.B) and/or similar agency.

Ms. Simpson made a motion to accept the consent order as presented, Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

3. Wright, Tanya OTA 1218-Ms. Wright was found to be practicing on an expired license for approximately ten (10) months. Ms. Wright has agreed to have her license number 1218 Reprimanded. Additionally, Ms. Wright must pay ten (10) Type “C” Civil Penalties in the amount of one hundred and ten dollars (\$110.00) each for a total of one thousand one hundred dollars (\$1,100.00). Costs will be established by an Assessment of Costs prepared and filed by counsel for the Department. The maximum amount for the assessment of costs shall not exceed one thousand dollars (\$1,000.00). Ms. Wright understands this is a formal disciplinary action that will be reported to the National Practitioner Data Bank (N.P.D.B.) and/or similar agency.

Mr. Daniel made a motion to accept the consent order as presented, Mr. Adriaanse seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

Investigative and Disciplinary Reports

Lori Leonard, Disciplinary Coordinator in the Office of Investigations began her report with the summary of currently monitored practitioner. A breakdown is as follows: Occupational Therapist there were five (5) under reprimand, two (2) on probation, and one (1) under revoked or surrendered license. For Occupational Therapy Assistants there were two (2) under reprimand, four (4) under probation, and two (2) under revoked or surrendered license.

For Occupational Therapist-The investigative report breakdown is as follows: the Office of Investigations has **opened** a total of three (3) complaints for 2020. Those allegations included one (1) for falsification of records and two (2) for practice beyond the scope.

Investigations **closed** a total of three (3) complaints; one (1) with insufficient evidence, one (1) closed and sent to office of general counsel, and one (1) closed with a letter of concern.

For Occupational Therapy Assistants-The investigative report breakdown is as follows: The office of Investigations has **opened** a total of two (2) complaint; one (1) for abuse/neglect and one (1) for unprofessional conduct.

There have been no complaints closed for Occupational Therapy Assistants so far in 2020.

Division of Health Licensure and Regulations

Ms. Maria McCormick was available to present the financial report.

Actual July-March 2020; total payroll expenditures \$58,438.71; total other expenditures \$24,749.35; the total direct expenditures to \$83,188.06. Projections for close of fiscal year June 2020, payroll expenditures \$77,918.28. There was an increase in computer related items bringing the projected total to \$2,136.30. This brings the projected total of other expenditures to \$35,474.05. The projected total of direct expenditures for June 2020 is \$113,392.33.

Total allocated expenditures July –March 2020 is \$ \$91, 513.09, estimated total allocated expenditures June 2020 is \$122,017.45. Current board fee revenue, \$162,434.68. Estimated total of board fee revenue through June 2020, \$215,395.00.

This board is currently projected to close in the red at (\$19,014.71) with cumulative carryover totaling \$447,309.61.

Applicant Interview/File Review

- A. **Kaci Exum**- Ms.Exum was present at the meeting. Ms. Exum was required to appear before the board at January 2020 meeting, due to adverse actions taken by the TN Board of Nursing. Ms. Exum was issued a consent order and did voluntarily surrender her license to the TN Board of Nursing. At the January 2020 meeting, the Board of Occupational Therapy ordered Ms. Exum to have a TNPAP evaluation. Ms. Exum appeared before to the board today to request that her evaluation be performed by Buffalo Valley due to costs of the TNPAP service. Mr. Adriaanse made motion to deny her request to change evaluators and to move Ms. Exum’s case to the July or October meeting, to give her time to do the evaluation through TNPAP. Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Daniel, aye, Adriaanse, aye. The motion passed.
- B. **Paul Gonsoulin**- Mr. Gonsoulin appeared before to the board to request the board accept his PAMCA certification retroactively. Mr. Gonsoulin took the PAMS course through the board approved provider, PAMCA in 2013. Mr. Gonsoulin failed to submit the proper application to the board in the time allotted per rule regarding physical agent modalities. Ms. Newbern made motion to deny Mr. Gonsoulin’s request to retroactively issue his PAMS certification. Mr. Daniel seconded the motion. Roll call - Simpson, aye, Tisdale, aye, Adriaanse, aye, Newbern, aye, Daniel, aye. The motion passed.

TNPAP

Mr. Mike Harkreader was available to present the TNPAP report. At this time there were licensees or applicant’s being monitored by TNPAP. No referrals, no agreements activated, no discharges made.

Ratification List

January 1, 2020 – April 20, 2020

Newly Licensed Occupational Therapist

January 1, 2020 – April 20, 2020

Aliah, Lyndsey	Elliott, Allison	Lovelady, Claire	Sowell, Mary
Anderson, Haley	Fentress, Clare	Lowe, Brittany	Stafford, Olivia
Bay, Autumn	Gillespie, Roni	Lupton, Kristin	Stanage, Carrie
Beckham, Irna	Gonder, Julia	Markum, Heather	Streiker, Brianna
Bell, Kara	Gorman, Brenna	Mason, Emilee	Sweet, Alyssa
Boyd, Angela	Gurskins, Louise	Maynes, Kenny	Tary, Tiffany
Branche, Harley	Hall, Erik	McCoy, Meagan	Taylor, Brittany

Brinck, Teresa	Harris, Jill	Metzinger, Courtney	Thomasson, Dacy
Burkhart, Stephanie	Hastings, Kristen	Mills, Heather	Tillery, Meredith
Burrei, Tara	Herbaugh, Alyssa	Mitchell, Bailey	Triandafillou, Laura
Calderon, Kahlie	Herrick, Emily	Morgan, Tailor	Trimble, Autumn
Clifford, Sarah	Holt, Meagan	Mueller, Melissa	Trow, Kathryn
Cobbs, Kelsey	Jackson, Anna	Pack, Jordan	Tucker, Ariel
Cockrell, Robert	Jones, Maria	Parker, Allison	Viola, Jessica
Collins, Ashli	Kelley, Robert	Pollard, Richard	Walker, Aisha
Collins, Krisiten	Kelly, Keira	Pope, Lauren	Ward, Rachel
Conley, Erika	Koplan, Giovanna	Powers, Brittany	Weaver, Lauren
Cowie, Samantha	Krolow, Amy	Reich, Caitlin	
Cox, Kelley	Laforme, Michelle	Riddick, Erica	
Debiak, Paige	Lampe, Kelsey	Rinks, Alicia	
Deters, Lyn	Lamay, Alyssa	Rittler, Margaret	
Doherty, Lora	Levin, Samantha	Robinson, Celia	
Doss, Porcha	Lloyd, Halle	Schumacher, Allyson	

Newly Licensed Occupational Therapy Assistants

January 1, 2020 – April 20, 2020

Alexander, Octavious	Meyer, Thaddeus
Bell, Brittany	Morel, Brittany
Blair, Mandy	Murray, Kenneth
Cassedy, Colleen	Muse, Ryne
Cebada, Sherry	Parker, Jessica
Clements, Katie	Pickel, Lauren
Cole, Haley	Powell, Robert
Collins, Keighley	Quearry, Kenzy
Crozier, Hayley	Roberts, Daniel
Davis, Hannah	Stooksbury, Erin

Denney, Jared
Eavenson, Crystal
Eubank, Judith
Grum, Lydia
Haas, Emily
Hill, Skye
Horvath, Haixia
Jackson, Deanna
Lockley, Daniel
Lott, Carly
Mahler, Nicole
Marshall, Brittany
Marston, Cheyanne

Tamburo, Danielle
Tuttle, Gladys
Underwood, Macilyn
Vanover, Elizabeth
Wallace, Blake
White, Samuel

Reinstated Occupational Therapist

January 1, 2020 – April 20, 2020

Boyd, Brian
Bridges, Diane
Burns, Teresa
Dubois, Shanna
Hicks, Eric
Morgan, Roderick
Nash, Matthew
Sante, Richie
Seitz, Kristin
Veillon, Sarah
Wafula, Imelda

Limited Permit

January 1, 2020 – April 20, 2020

Reinstated Occupational Therapy Assistants

January 1, 2020 – April 20, 2020

Aguirre, Lisa
Bradley, Ashely
Choate, Christie
McCracken, Tina
Meyer, Sherry
Ray, Madison

Closed Application

January 1, 2020 – April 20, 2020

Sowell, Mary- upgraded

Floyd, Jeannine

Hood, Hiary

Lamon, Jennie

Sheahan, Jean

Bullock, Ernest

Hicks, Jessica

Modality Certification Issued

January 1, 2020 – April 20, 2020

OT Agnew, Sarah	OTA Bravo, Cleyde
OT Anderson, Jessica	OTA Brown, Molly
OT Bahr, Emily	OTA Green, Olivia
OT Bosse, Meghan	OTA Pagan, Taylor
OT Calderon, Kahlie	OTA Painter, Nancy
OT Caldwell, Carol	OTA Smith, Jodie
OT Cornwall, Courtney	OTA Swopes, Maresha
OT Debiak, Paige	OTA Usuary, Hali
OT Doherty, Lora	OTA White, Ginny
OT Harris, Jill	OTA Whitten, Stephen
OT Hubert, Katherine	OTA Wilson, Courtney
OT Mc Gee, Lauren	
OT Moody, Rachel	
OT Roberts, Pricilla	
OT Rodgers, Anna	
OT Schuler, Kathryn	
OT Suggs, Lauran	
OT Taylor, Elena	

Administrative Report

**BOARD OF OCCUPATIONAL THERAPY
ADMINISTRATOR REPORT
April 30, 2020**

This is an administrative report from Sabrina Craig-Boyd, Board Administrator. The information contained in this report will keep the Board aware of all essential activities pertaining to licensure for Occupational Therapy.

STATISTICAL DATA

As of April 20, 2020 the Board of Occupational has 3071 active Occupational Therapist and 1716 Occupational Therapy Assistants
**LICENSURE STATUS TOTALS FROM THE
MONTHS OF
January 1, 2020 through April 20, 2020**

OCCUPATIONAL THERAPIST	
New applications received – 584	
New licenses issued – 86	Renewal Total – 417
Reinstatements – 11	Online Renewals – 367
Limited Permit – 1	Paper Renewals – 50
Licenses Retired – 4	
Failed to Renew/Expired Licensees – 26	
OCCUPATIONAL THERAPY ASSISTANTS	
New applications received – 304	
New licenses issued – 39	Renewal Total – 211
Reinstatements –6 Limited Permit- 0	Online Renewals – 182 Paper Renewals- 29
Licenses Retired –6	
Failed to Renew/Expired Licensees – 19	

For this reporting period, the usage rate for utilizing the online renewal portal for

Occupational Therapist 88% and Occupational Therapy Assistants 86%

Upcoming Board Meeting Dates

July 23, 2020
October 22, 2020
January 14, 2021
April 29, 2021
July 29, 2021
October 7, 2021

INTERNET

The Board's internet website is an excellent location to find valuable board information for licensees and applicants. Please visit the site at <http://tn.gov/health/topic/Chiro-board>. Should you have any suggestions or comments, please feel free to contact the Board at 615.741.3807.

Agreed Citations

Ms. French presented to the Board the Agreed Citations as follows.

1. **A. Jasmine Cozine**, OT #2477-Ms. Cozine has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (12) live hours. Ms. Cozine has signed the agreed citation and has paid the \$100 fine. Since receiving the agreed citation, Ms. Cozine has submitted (6) of her deficient hours. Mr. Adriaanse made motion to accept the agreed citation as written. Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
2. **Kelsey Grosskopf**- OTA #2844-Ms. Grosskopf has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (12) hours including (1) hour of TN Ethics and (1) hour of TN Jurisprudence. Ms. Grosskopf has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation as written. Ms. Tisdale seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
3. **Shannon Hall**, OT #3693 - Ms. Hall has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (7) hours including (1) hour of TN Ethics and (1) hour of TN Jurisprudence. Ms. Hall has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made

motion to accept the agreed citation with the correction of the word therapist. Dr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

4. **Wesley Hess**, OTA #1893 - Mr. Hess has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. He was found to be deficient by (12) live hours. Mr. Hess has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation Mr. Adriaanse seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
5. **Tireka Hobson**, OT #2812 - Ms. Hobson has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (8) hours. Ms. Hobson has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation as written. Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
6. **Lauren McCormick**, OT 5078 - Ms. McCormick has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (24) hours including (1) hour of TN Ethics and (1) hour of TN Jurisprudence. Ms. McCormick has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation as written. Ms. Simpson seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
7. **Sunil Rambally**, OTA #3037- Mr. Rambally has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. He was found deficient by (12) live hours. Mr. Rambally has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation as written. Mr. Adriaanse seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
8. **Victoria Rutherford**, OTA #1057 - Ms. Rutherford has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (24) hours including (1) hour of TN Ethics and (1) hour of TN Jurisprudence. Ms. Rutherford has signed the agreed citation and has paid the fine of \$100. Ms. Newbern made motion to accept the agreed citation as written. Mr. Daniel seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

9. **Stephen Steen**, OT #5505 - Ms. Steen has been issued this agreed citation for failure to maintain a sufficient number of continuing competence credit hours. She was found to be deficient by (3) hours including (1) hour of TN Ethics and (1) hour of TN Jurisprudence. Ms. Newbern made motion to accept the agreed citation as written. Mr. Adriaanse seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.

Correspondence

No Correspondence to be presented at this time.

Legislation

Ms. Gill informed the board the current Executive Order allowing Occupational Therapy to treat patients via telehealth, will expire on May 18, 2020.

Rule Making

No discussion regarding rule making at this time.

Old and New Business

- A. Audit –Ms. Newbern made motion to amend a previous board decision in regards to auditing of OT and OTA continuing education. The new motion includes 100% participation of all licensed OT and OTA’s on the CE Broker website, to audit 100% of all “non-compliant” licensees, and 5% audit of all licensees showing compliant on CE Broker. Ms. Simpson seconded the motion. Roll call - Newbern, aye, Tisdale, aye, Simpson, aye, Adriaanse, aye, Daniel, aye. The motion passed.
- B. The board was asked an opinion on the scope of practice of Dry Needling by Mary Barnes in a correspondence. Ms. Gill advised the board that in order to state an official opinion of the board, Ms. Barnes would need to submit her specific question through legal process. At this time there are no specific rule planned in the near future.
- C. Reliant Rehabilitation- the board address an inquiry on the NBCOT Navigator Competency Assessment Platform, posed by Anna Rodgers of Reliant Rehabilitation. After a short discussion it was determined the specific question is covered in the current rule regarding Continuing Education. Rule 1150-02-.12 (11) Activity Table

Adjourn

Mr. Daniel made motion to adjourn at 1:46pm. Mr. Adriaanse seconded the motion. The motion passed.

THESE MINUTES WERE RATIFIED AT THE BOARD OF OCCUPATIONAL THERAPY MEETING ON APRIL 30, 2020.