

**BOARD OF OCCUPATIONAL THERAPY  
MINUTES**

DATE: November 7, 2022

TIME: 9:00 AM CST

LOCATION: Poplar Conference Room  
665 Mainstream Dr, 1<sup>st</sup> Floor  
Nashville TN 37243

MEMBERS PRESENT: Amanda Newbern, Board Chair  
Anita Tisdale, Board Member  
Allan Adriaanse, Board Secretary  
Hollie Simpson, Board Member

MEMBERS ABSENT: Dr. Larry Goings

STAFF PRESENT: Noranda French, Unit Director  
Mary V. Bennett, Board Manager  
Sabrina Craig-Boyd, Board Administrator 2  
Lara Gill, Senior Associate General Counsel, OGC  
Roger Knowlton, Intake Coordinator Office of Investigation  
Alicia Grice, Fiscal Manager  
Courtney Lily, Office of Investigations

GUESTS: Honorable Judge, Claudia Padfield  
Ashley Meeks, LCR  
Justin Harleman, Office of General Counsel  
Teresa Phillips, Executive Director, TNPAP

**Call to Order**

A roll call of Board Members was initiated, by Noranda French, Board Director. With a quorum present, the meeting started at 9:08 a.m.

**Rule Making Hearing**

Regarding Dry Needling of the Upper Limb. Lara Gill served as Moderator for the Rule Making Process.

These rules establish minimum competency requirements for Occupational Therapist to practice Dry Needling to the Upper Limb as required by TN CODE § 63-13-216 (l) (4). Rules do not become effective until they have sat with the Secretary of State for (90) days.

**Department of State  
Division of Publications**

312 Rosa L. Parks Ave., 8th Floor, Snodgrass/TN Tower  
Nashville, TN 37243  
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**For Department of State Use Only**

Sequence Number: 09-03-22  
Notice ID(s): 3554  
File Date: 9/7/2022

## Notice of Rulemaking Hearing

Hearings will be conducted in the manner prescribed by the Uniform Administrative Procedures Act, T.C.A. § 4-5-204. For questions and copies of the notice, contact the person listed below.

<b>Agency/Board/Commission:</b>	Tennessee Board of Occupational Therapy
<b>Division:</b>	
<b>Contact Person:</b>	Lara E. Gill, Senior Associate Counsel
<b>Address:</b>	665 Mainstream Drive, Nashville, TN 37228
<b>Phone:</b>	615-741-1611
<b>Email:</b>	<a href="mailto:Lara.Gill@tn.gov">Lara.Gill@tn.gov</a>

Any Individuals with disabilities who wish to participate in these proceedings (to review these filings) and may require aid to facilitate such participation should contact the following at least 10 days prior to the hearing:

<b>ADA Contact:</b>	ADA Coordinator
<b>Address:</b>	710 James Robertson Parkway Andrew Johnson Building, 5 <sup>th</sup> Floor, Nashville, TN 37243
<b>Phone:</b>	615-741-6354
<b>Email:</b>	<a href="mailto:Marci.Martinez@tn.gov">Marci.Martinez@tn.gov</a>

**Hearing Location(s)** (for additional locations, copy and paste table)

Address 1:	Metro Center
Address 2:	665 Mainstream Drive, Poplar Conference Room
City:	Nashville
Zip:	37228
Hearing Date:	11/07/2022
Hearing Time:	9:00 A.M. <input type="checkbox"/> X CST/CDT <input type="checkbox"/> EST/EDT

**Additional Hearing Information:**

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**Revision Type (check all that apply):**

- Amendment  
 New  
 Repeal

**Rule(s)** (ALL chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that ALL new rule and repealed rule numbers are listed in the chart below. Please enter only ONE Rule Number/Rule Title per row)

Chapter Number	Chapter Title
1150-02	General Rules Governing the Practice of Occupational Therapy
Rule Number	Rule Title
1150-02-.21	Dry Needling to the Upper Limb

Substance of the Proposed Rules:

RULES  
 OF  
 THE TENNESSEE BOARD OF OCCUPATIONAL THERAPY  
 CHAPTER 1150-02  
 GENERAL RULES GOVERNING THE PRACTICE OF OCCUPATIONAL THERAPY

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**RULE 1150-02-.21 DRY NEEDLING TO THE UPPER LIMB**

(1) In order to perform dry needling to the upper limb, an occupational therapist must obtain all of the educational instruction described in paragraphs (2)(a) and (2)(b) herein. All such educational instruction must be obtained in person and may not be obtained online or through video conferencing.

(2) Mandatory Training - Before performing dry needling to the upper limb, a practitioner must complete educational requirements in each of the following areas:

(a) Fifty (50) hours of instruction, to include instruction in each of the four (4) areas listed herein, which are generally satisfied during the normal course of study in occupational therapy school or continuing education from a Board approved continuing education provider

1. Musculoskeletal and Neuromuscular systems;
2. Anatomical basis of pain mechanisms, chronic pain, and referred pain;
3. Trigger Points, and

#### 4. Universal Precautions

(b) Twenty-four (24) hours of dry needling that includes specific instruction to the upper limb defined as hand, wrist, elbow, and shoulder girdle.

1. The twenty-four (24) hours must include instruction in each of the following six (6) areas:

(i) Dry needling technique;

(ii) Dry needling indications and contraindications

(iii) Documentation of dry needling;

(iv) Management of adverse effects;

(v) Practical psychomotor competency; and

(vi) Occupational Safety and Health Administration's Bloodborne Pathogens Protocol.

2. Each instructional course shall specify what anatomical regions are included in the instruction and describe whether the course offers introductory or advanced instruction in dry needling.

3. Each course must be pre-approved or approved by the Board or its consultant, or the Board may delegate the approval process to recognized health-related organizations or accredited occupational therapy educational institutions.

(c) A newly licensed occupation therapist shall not practice dry needling to the upper limb for at least one (1) year from the date of initial licensure unless the practitioner can demonstrate compliance with paragraph (2) through his or her pre-licensure educational coursework.

(3) Any occupational therapist who obtained the requisite twenty-four (24) hours of instruction as described in paragraph (2)(b) in another state or country must provide the same documentation to the Board, as described in paragraph (2)(b), that is required of a course provider. The Board or its consultant must approve the practitioner's dry needling coursework before the therapist can practice dry needling in this state.

(4) Dry needling to the upper limb may only be performed by a licensed occupational therapist and may not be delegated to an occupational therapy assistant or support personnel.

(5) An occupational therapist practicing dry needling to the upper limb must supply written documentation, upon request by the Board, that substantiates appropriate training as required by this rule.

(6) All occupational therapy patients receiving dry needling to the upper limb shall be provided with information from the patient's occupational therapist that includes a definition and description of the practice of dry needling and a description of the risks, benefits, and potential side effects of dry needling.

Authority T.C.A. §§ 4-5-202, 4-5-203, 4-5-204, 63-13-103(10)(B)(vi), and 63-13-216(l)(4).

NO PUBLIC COMMENTS on the proposed rule.

## **Contested Case(s)**

### ***Cara English OTA1495***

This matter came to be heard before the TN Board of Occupational Therapy (“Board”) on November 7, 2022, pursuant to Notice of Hearing and Charges and Memorandum for Assessment of Civil Penalties (“NOC”) file against Respondent. Presiding at the hearing was Honorable Claudia Padfield, Administrative Law Judge. The Dept. of Health (“State”) was represented by Lara E. Gill, Senior Association General Counsel. The Respondent was not present and not represented by counsel. Courtney Lily with the Office of Investigations showed that a Notice of Charges had been served upon the Respondent at the address of record via the USPS certified mail as well as the USPS, and electronic mail.

Having considered the evidence in this matter, the Administrative Law Judge advised the Board that service on the Respondent was legally sufficient. Mr. Adriaanse made motion to move forward with the DEFAULT hearing. Ms. Tisdale seconded the motion. The motion carried.

### **FINDINGS OF FACT**

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1. Respondent has been at all pertinent times licensed by the Board as an occupational therapy assistant in the State of Tennessee, license number 1495, granted on August 16, 2005. Respondent’s OTA license expired on August 31, 2019.
  2. Respondent’s OTA license is encumbered by Final Order, Case No.201505116, Docket No. 17.19-147731A. The February 20, 2018 Final Order placed Respondent’s license on probation for a period of not less than one (1) year. Respondent was assessed civil penalties and ordered to submit to a TnPap evaluation.
  3. Respondent failed to pay penalties and costs as ordered.
  4. Respondent failed to submit to a TnPap evaluation
  5. By failing to pay penalties and costs and failing to submit to a TnPap evaluation as ordered, Respondent has violated this Board’s February 20, 2018 Order.
  6. Respondent has admitted the foregoing facts as contained in the NOC.

### **CONCLUSIONS OF LAW**

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7. The findings of fact contained in paragraphs one (1) through six (6) constitute sufficient grounds to discipline Respondents occupational therapy assistant license for violations of TN Occupational and Physical Therapy Practice Act, (Tenn. Code Ann. §63-13-101, *et seq.*) and Tenn. Comp. R & Regs. 1150-02, *et seq.*, for which disciplinary action before and by the Board is authorized:
  8. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of Tenn. Code Ann. § 63-13-209 (a) (1): Unprofessional, dishonorable or unethical conduct.
  9. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of 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 thereto or any criminal statute of the state of Tennessee.

10. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of Tenn. Code Ann. § 63-13-209 (a) (15): Violating the code of ethics adopted by the board.

### REASONS FOR THE DECISION

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The TN Board of Occupational Therapy takes this action to protect the health, safety, and welfare of the people in the State of Tennessee. The Board recognized that ensuring that occupational therapists and occupational therapy assistants comply with all lawful board order is crucial to ensuring the safety and welfare of the people in the State of Tennessee.

### ORDER

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**THEREFORE**, in consideration of the above Findings of Fact and Conclusion of Law, it is **ORDERED, ADJUDGED, and DECREED** as follows:

11. The TN occupational therapy assistant license of Cara English, OTA license number 1495, is hereby **REVOKED**.

12. The Respondent is here by **ORDERED** to pay the actual and reasonable costs of prosecuting this case to the extent allowed by law. Tenn. Code Ann. § 63-1-144. These costs will be established by an Assessment of Costs prepared and filed by counsel for the State. Pursuant to Tenn. Code Ann. § 63-1-144 (b), the maximum amount of costs to be assess shall not exceed Five Thousand and No/100 Dollars (\$5,000).

Ms. Tisdale made motion, to accept items listed in Findings of Facts, section 1-6. Mr. Adriaanse seconded the motion. The motion carried.

Ms. Simpson made motion, to accept items listed in Conclusions of Law, section 7-10. Ms. Tisdale seconded the motion. The motion carried.

Mr. Adriaanse made motion, to accept items Reason for Decision. Ms. Simpson seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept the final order including Revocation of Licensure and assessment of fees. Ms. Simpson seconded the motion. The motion carried.

**Vanessa Hanson OTA1851**

This matter came to be heard before the TN Board of Occupational Therapy (“Board”) on November 7, 2022, pursuant to Notice of Hearing and Charges and Memorandum for Assessment of Civil Penalties (“NOC”) file against Respondent. Presiding at the hearing was Honorable Claudia Padfield, Administrative Law Judge. The Dept. of Health (“State”) was represented by Lara E. Gill, Senior Association General Counsel. The Respondent was not present and not represented by counsel. Courtney Lily with the Office of Investigations showed that a Notice of Charges had been served upon the Respondent at the address of record via the USPS certified mail as well as the USPS, and electronic mail.

Having considered the evidence in this matter, the Administrative Law Judge advised the Board that service on the Respondent was legally sufficient. Ms. Tisdale made motion to move forward with the DEFAULT hearing. Ms. Simpson seconded the motion. The motion carried.

**FINDINGS OF FACT**

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1. Respondent has been at all pertinent times licensed by the Board as an occupational therapy assistant in the State of Tennessee, license number 1851, granted on July 30, 2009. Respondent’s OTA license expired on September 30, 2021.
  2. Respondent’s OTA license is encumbered by a Consent Order, Cast No. 201701640. Respondent signed the Consent Order on April 20, 2019. The Board ratified the Consent Order on July 25, 2019.
  3. The July 25, 2019 Consent Order reprimanded Respondent’s license and ordered Respondent to pay penalties and costs.
  4. Respondent was required to pay all penalties and costs in full within six (6) months from the issuance of the Assessment of Costs.
  5. Respondent failed to pay all penalties and costs within the time frame provided.
  6. Respondent has admitted toe foregoing fact as contained in the NOC.

**CONCLUSION OF LAW**

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7. The findings of fact contained in paragraphs one (1) through six (6) constitute sufficient grounds to discipline Respondents occupational therapy assistant license for violations of TN Occupational and Physical Therapy Practice Act, (Tenn. Code Ann. §63-13-101, *et seq.*) and Tenn. Comp. R & Regs. 1150-02, *et seq.*, for which disciplinary action before and by the Board is authorized:
  8. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of Tenn. Code Ann. § 63-13-209 (a) (1): Unprofessional, dishonorable or unethical conduct.
  9. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of 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 thereto or any criminal statute of the state of Tennessee.

10. The findings of fact contained in paragraphs two (2) through six (6) constitute a violation of Tenn. Code Ann. § 63-13-209 (a) (15): Violating the code of ethics adopted by the board.

### REASONS FOR DECISION

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The TN Board of Occupational Therapy takes this action to protect the health, safety, and welfare of the people in the State of Tennessee. The Board recognized that ensuring that occupational therapists and occupational therapy assistants comply with all lawful board order is crucial to ensuring the safety and welfare of the people in the State of Tennessee.

### ORDER

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**THEREFORE**, in consideration of the above Findings of Fact and Conclusion of Law, it is **ORDERED, ADJUDGED, and DECREED** as follows:

11. The TN occupational therapy assistant license of Vanessa Hanson license number 1851, is hereby **REVOKED**.
12. The Respondent is here by **ORDERED** to pay the actual and reasonable costs of prosecuting this case to the extent allowed by law. Tenn. Code Ann. § 63-1-144. These costs will be established by an Assessment of Costs prepared and filed by counsel for the State. Pursuant to Tenn. Code Ann. § 63-1-144 (b), the maximum amount of costs to be assess shall not exceed Five Thousand and No/100 Dollars (\$5,000).

Mr. Adriaanse made motion, to accept items listed in Findings of Facts, section 1-6. Ms. Simpson seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept items listed in Conclusions of Law, section 7-10. Ms. Simpson seconded the motion. The motion carried.

Mr. Adriaanse made motion, to accept items Reason for Decision. Ms. Tisdale seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept the final order including Revocation of Licensure and assessment of fees. Mr. Adriaanse seconded the motion. The motion carried.



## **Office of General Counsel Report**

### **CONFLICT OF INTEREST**

If you have a personal or financial interest in the outcome of any issue or matter before this committee which may suggest a bias on your part, you are asked to state that interest on the record so that a determination can be made as to whether there exists a need for recusal. This is true whether the matter relates to a contested case, a rulemaking decision, an application or any other matter before the Committee. You are reminded that it is the duty of this board to protect the health, safety and welfare of the citizens of Tennessee and that the administration of this solemn responsibility is dependent upon avoiding even the appearance of impropriety.

### **LITIGATION**

#### **APPEALS**

There are no pending appeals from Board disciplinary action. There is an interlocutory appeal on the case that was previously set for hearing before the Board on July 29-30, 2021, Patrick Greene, OT. The Attorney General argued on behalf of the Department in October of this year and the Department is waiting for the Chancellor's ruling.

#### **CIVIL SUITS**

None.

### **PENDING COMPLAINTS IN OGC**

As of November 2, 2022, there are four (4) outstanding disciplinary cases in OGC. One of these cases is on appeal, the Patrick Greene case and involves fraudulent billing and documentation. Out of the other disciplinary matters in OGC that remain, two of those (2) of those cases will be presented to the Board for resolution by a final hearing on the merits.

### **RULES**

There is a rulemaking hearing set for November 7, 2022 regarding dry needling to the upper limb.

The Board voted at the last meeting to convene a task force to draft rules for the occupational therapy compact and revise the rules as a whole. The TNOTA has submitted a proposed redline of the current rules for the Board to consider as well.

### **LEGISLATION**

1. The Occupation Therapy Licensure Compact became effective on April 19, 2022, codified at §§ 63-13-501; 63-13-502. Tenn. Code Ann. § 63-13-502 is attached for reference.

2. **63-13-103(10)(A)(i): (i) Screening, evaluation, assessment, planning, implementation, or discharge planning in order to determine an occupational therapy treatment diagnosis, prognosis, plan of therapeutic intervention, or discharge plan, or to assess the ongoing effect of intervention;**

As a reminder, one of the duties of this Board is assessing discipline.

**ASSESSING DISCIPLINE** – The Board is empowered to assess discipline against its licensees (T.C.A. §§ 63-13-312) and against individuals who engage in unlicensed practice (T.C.A. § 63-13-212). To sit in judgment on disciplinary matters, Board members must have no prior knowledge of the case.

Discipline of a licensee may consist of revocation, suspension, probation, civil penalties, or some combination of same. There are several procedural avenues by which disciplinary matters may come before the Board:

a. *Agreed Orders*- Presents the Respondent an opportunity to avoid a hearing by voluntarily waiving rights and admitting to the allegations in the Agreed Order. By signing the Agreed Order, Respondent enables the Board to issue the order without further process. In the event that the Board rejects the Agreed Order for any reason, it will be of no force or effect for either party.

b. *Consent Orders* - Presents the Respondent an opportunity to resolve the matter by Consent Order, making formal proceedings unnecessary. By signing the Consent Order, Nov. 7, 2022 OGC Report Page 003 4 the Respondent waives the right to a contested case hearing and any and all rights to judicial review in the matter and agrees to the presentation and consideration of the Consent Order by the Board for ratification. Should the Board fail to ratify the Consent Order, formal disciplinary proceedings will be initiated the Respondent is notified of such. All matters, admissions and statements disclosed or exchanged during the attempted ratification process shall not be used against Respondent in any subsequent proceeding unless independently entered into evidence or introduced as admissions.

c. *Contested Cases* – Formal hearings in which Board sits as jury. An Administrative Law Judge presides and makes evidentiary rulings and instructs the Board as to procedure. Board members may question witnesses. The licensee, known as the “Respondent,” is prosecuted by a litigating attorney from OGC who represents the State, just as a prosecutor in a criminal court represents the State. A licensee always has the right to legal counsel. Contested cases may be settled by the two parties prior to formal hearing, which of course obviates the need for a formal hearing. In the event of settlement, the prosecuting attorney still must appear and present the proposed settlement to the Board for ratification. The Board must ratify any agreed order for it to be binding. Settlement can take two forms, the distinction of which is technical:

d. *Screening Panels* – Alternative dispute resolution. In cases where the facts are not disputed by the Respondent, a screening panel composed of at least three people can be convened to informally discuss the matter with the Respondent, whose participation is voluntary. The screening panel is confidential. The panel will recommend disciplinary action, which the Respondent may accept or reject. If she accepts, then a Consent Order is prepared and the advisory attorney presents it to the full Board for ratification. If a Board member has sat on the screening panel at issue, that Board member may not participate in the full Board’s discussion on the agreed order.

**OPEN MEETINGS ACT** – Requires that all Board actions must be conducted in an open meeting of which the public is properly notified. (T.C.A. §§ 8-44-101, et seq.) Board members should not discuss Board business with one another or with anyone else – including licensees – outside of an open board meeting. That prohibition applies to phone calls and e-mails. Board members often receive phone calls or e-mails from licensees asking for the Board’s opinion or position on a given practice. The Board member should immediately end such inquiries by saying that he cannot discuss Board business outside of a meeting, and then refer the licensee to Board staff so that staff can advise the licensee how to properly present his concerns to the full Board.

**ADVISORY ATTORNEY FUNCTIONS** – Protects the Board from liability and advises the Board on legal questions (i.e., extent and proper exercise of Board authority; assist in interpretation of statutes and rules; drafting, processing and defending of rules and Board policies, etc.). As appointees of the State, Board members enjoy what is known as “sovereign immunity,” which protects them from liability for any acts or omissions which they undertake in their official capacity as Board members (except for acts or omissions of intentional wrongdoing). An advisory attorney is present during Board business meetings to ensure that no Board action Nov. 7, 2022 OGC Report Page 004 5 removes the protection of sovereign immunity, and that no Board action is subject to being overturned by later legal challenge.

**The Board attorneys do not advise or represent individual Board members with respect to non-Board matters, and they may not provide legal advice to individual licensees**

**Review and Approve Minutes from July 7, 2022**

Ms. Tisdale made motion, to accept the board meeting minutes for the July 7, 2022 meeting as presented. Ms. Simpson seconded the motion. The motion carried.

**Office of Investigations Report**

Mr. Roger Knowlton with the Office of Investigations presented the board with the Board Statistical Complaint Report.

YTD for OT

License Type: 1594 - Occupational Therapist

Complaint Activity	Dec 2021	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
New Complaints Opened		0	0	2	0	0	0	0	0	0	0			2
Total Closed Complaints		0	0	0	0	0	0	4	1	0	0			5
62 - Closed - Insufficient		0	0	0	0	0	0	1	0	0	0			1
9 - Complaint Closed		0	0	0	0	0	0	3	1	0	0			4
Currently Open Complaints	6	6	6	8	8	8	8	4	3	3	3			

**ANALYSIS OF NEWLY OPENED COMPLAINTS**

By Allegation	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
42-Practice beyond the Scope	0	0	1	0	0	0	0	0	0	0			1
47-Outside INV Scope	0	0	1	0	0	0	0	0	0	0			1
Total:	0	0	2	0	0	0	0	0	0	0			2

## YTD for OTA

License Type: 1595 - Occupational Therapy Assistant

Complaint Activity	Dec 2021	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
New Complaints Opened		0	0	0	0	0	0	0	0	0	0			0
Total Closed Complaints		0	0	0	0	0	0	1	2	0	0			3
62 - Closed - Insufficient		0	0	0	0	0	0	0	1	0	0			1
9 - Complaint Closed		0	0	0	0	0	0	1	0	0	0			1
94 - Closed - Warning Ltr		0	0	0	0	0	0	0	1	0	0			1
Currently Open Complaints	6	6	6	6	6	6	6	5	3	3	3			

### ANALYSIS OF NEWLY OPENED COMPLAINTS

By Allegation	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	YTD
Total:	0	0	0	0	0	0	0	0	0	0			0

## Division of Health Licensure and Regulation Report

Ms. Alicia Grice presented the Board with the Fiscal Year End Report, Actual Revenue and Expenditures

Tennessee Board of Occupational Therapy				
Actual Revenue and Expenditures				
for Fiscal Year ending June 30, 2022				
Acct. Code	Description	FY2022	FY2021	FY2020
701	Salaries & Wages	\$ 63,300.80	\$ 54,861.10	\$ 72,203.70
702	Employee Benefits	\$ 24,606.18	\$ 11,052.42	\$ 22,458.34
Payroll Expenditures (701-702)		\$ 87,906.98	\$ 65,913.52	\$ 94,662.04
703	Travel	\$ 8,224.50	\$ 718.99	\$ 4,642.78
704	Printing & Duplicating	\$ -	\$ -	\$ -
705	Utilities & Fuel	\$ -	\$ -	\$ -
706	Communications	\$ 3,538.41	\$ 2,745.76	\$ 3,162.35
707	Maintenance & Repair	\$ -	\$ -	\$ -
708	Prof. Svc. & Dues	\$ 16,655.48	\$ 12,890.18	\$ 5,818.47
709	Supplies & Materials	\$ -	\$ 16.86	\$ 1,409.99
710	Rentals & Insurance	\$ -	\$ -	\$ 266.48
711	Motor Vehicle Ops.	\$ -	\$ -	\$ -
712	Awards & Indemnities	\$ -	\$ -	\$ -
713	Grants & Subsidies	\$ 17,536.60	\$ 16,040.38	\$ 14,724.82
714	Unclassified	\$ -	\$ -	\$ -
715	Stores for Resale	\$ -	\$ -	\$ -
716	Equipment	\$ -	\$ -	\$ -
717	Land	\$ -	\$ -	\$ -
718	Buildings	\$ -	\$ -	\$ -
721	Training of State Employees	\$ 880.00	\$ -	\$ -
722	Computer Related Items	\$ 142.43	\$ 89.60	\$ 23.05
725	State Prof. Svcs.	\$ 7,388.92	\$ 9,966.40	\$ 5,947.29
Total Other Expenditures (703-725)		\$ 54,366.34	\$ 42,468.17	\$ 35,995.23
Total Direct Expenditures		\$ 142,273.32	\$ 108,381.69	\$ 130,657.27
Allocated Expenditures				
	Administration	\$ 49,610.34	\$ 45,352.00	\$ 40,976.02
	Investigations	\$ 1,855.08	\$ 28,121.23	\$ 34,361.61
	Legal	\$ 71,527.46	\$ 72,819.36	\$ 47,021.40
	Cash Office	\$ 1,220.86	\$ 1,352.73	\$ 1,351.64
Total Allocated Expenditures		\$ 124,213.74	\$ 147,645.31	\$ 123,710.67
Total Expenditures		\$ 266,487.06	\$ 256,027.00	\$ 254,367.94
Board Fee Revenue		\$ 246,144.82	\$ 238,158.93	\$ 230,139.73
Current Year Net		\$ (20,342.24)	\$ (17,868.07)	\$ (24,228.21)
Technology Improvements				
	LARS Improvements	\$ 13,888.88	\$ 11,548.85	\$ 1,733.81
	Visual Investigator	\$ 280.94	\$ 1,003.19	\$ 40,140.31
Total Technology Improvements		\$ 14,169.82	\$ 12,552.04	\$ 41,874.13
Cumulative Carryover		\$ 335,289.88	\$ 369,801.94	\$ 400,222.06

<b>Tennessee Board of Occupational Therapy</b>	
<b>Analysis of Operating Expenditures and Carryover Balance</b>	
FY2019 Operating Expenditures	\$ 200,775.13
FY2020 Operating Expenditures	\$ 254,367.94
FY2021 Operating Expenditures	\$ 256,027.00
3 Year Average of the Annual Operating Expenditures	\$ 237,056.69
2 Times 3 Year Average of the Annual Operating Expenditures	\$ 474,113.38
2021 Cumulative Carryover Balance	\$ 369,801.94
FY2020 Operating Expenditures	\$ 254,367.94
FY2021 Operating Expenditures	\$ 256,027.00
FY2022 Operating Expenditures	\$ 266,487.06
3 Year Average of the Annual Operating Expenditures	\$ 258,960.67
2 Times 3 Year Average of the Annual Operating Expenditures	\$ 517,921.34
2022 Cumulative Carryover Balance	\$ 335,289.88
Cumulative carryover does not exceed two times the three-year average of operating expenditures.	

**Applicant Interview**

*Kinetria Riley-* Ms. Riley’s application was brought before the Board for approval due to adverse actions on her criminal background check. Mr. Adriaanse made motion, to approve Ms. Riley’s application for licensure. Ms. Simpson seconded the motion. The motion carried.

**TNPAP TN Professional Assistance Program**

Ms. Teresa Phillips presented the Board with the TNPAP report.



**Board of Occupational Therapy  
Activity Report  
July 1, 2022 – September 30, 2022**

	OT	OTA
<b>Monitoring</b>	0	1
<b>Monitoring Type</b>		
Regulatory	0	1
Non-Regulatory	0	0
<b>Referrals</b>	0	0
<b>Agreements Activated</b>	0	0
<b>Discharges</b>	0	1
<b>Discharge Reason</b>		
Monitoring Completed – regulatory	0	1

**Review, Approve/Deny and Ratify Initial Determinations**

**Newly Licensed Occupational Therapist**

**June 21, 2022- October 24, 2022**

Abrahamsen, Hannah	Gaverick, Kelsey	Murphy, Denise
Allison, Shelby	Gaston, Chantal	Nance, Allison
Amdent, Nicholas	Gilbert, Anna	Neal, Amy
Anthony, Kariann	Grant, Jenny	Newell, Tessa
Arnold, Stephanie	Gravalis, Nicole	Orlando, Jennifer
Ayers, Rachel	Gugert, Kristina	Ormond, Kerry
Barton, Elizabeth	Haga, Lauren	Owens, Allen
Bost, Brittany	Hill, Laura	Palmisano, Kaleigh
Bozik, Angela	Hopkins, Elizabeth	Parkinson, Sarah
Braun, Lydia	Hoppe, Laura	Pate, Abigail
Brelsford, Katie	Hosier, Hannah	Patel Krishna
Brewer, Allison	Hursh, Tiffany	Patel, Pooja
Brewer, Molly	Inman, Sydney	Payne, Madison

Brown, Hannah  
Bumbalough, Taylor  
Burns, Danielle  
Byers, William  
Carroll, Rya  
Carter, Faith  
Chant, Megan  
Cheatham, Anna  
Clevenger, Jacob  
Collins, Lauren  
Collins, Rachel  
Cook, Morgan  
Cooper, Tajda  
Croley, Ashley  
Darke, Anne  
Denhart, Sydney  
Diangelo, Lucy  
Dowe, Davonya  
Dummer, Mackenzie  
Dunshee, Julia  
Elion, Tedrin  
Easrove, Meghan  
Esteva, Erica  
Farren, Kristen  
Faulkner, Kristin  
Forrest, Wesley  
Frank, Megan  
Frank, Rebekah  
Freeman, Haleigh  
Froeschle, Ann  
Garcia-Ornoz, Ana  
Taylor, Katie  
Tenner, Kathryn  
Tindle, Melanie  
Uhrik, Melanie  
Vacchiano, Melanie  
VanderBloomen, Mackenzie  
Vargo-Reid, Alexis  
Vazquez, Elizabeth  
Viggano, Kristen  
Vyas, Chandi  
Walker, Whitney  
Walthour, Joshua  
Warrington, Hailey  
Watson, Kelsey  
Weiner, Sarah  
Wenzel, Nicole  
Whitman, Jenna

Johnson, Alexa  
Johnson, Aubrey  
Johnson, Julia  
Johnson, CayteLynn  
Juracich, Julie  
Kapnick, Amber  
Keathley, Aelxandria  
Key, Kyla  
King, Kelsey  
Knight, Carolyn  
Koch, Meagan  
Kostopoulos, Esther  
Krape, Stephanie  
Krause, Brittany  
Laham, Alissa  
Lyll, Rachel  
Mack, Eric  
MacLssac, Savannah  
Misenheimer, Madison  
LeBaron, Margo  
Littersky, Jonathon  
Maines, Meredith  
Malone, Brittany  
Martin, Hannah  
Mason, Chapel  
McGranahan, Natalie  
McGuire, Jaime  
Mickelson, Mitzie  
Middeker, Monica  
Miller, Lauren  
Moseley, Trista

Pheifer, Julia  
Philips, Ashley  
Postoll, Rebecca  
Powers, Gabrielle  
Rabuck, Ashley  
Raby, Ashley  
Rector, Savannah  
Reese, Kayla  
Reynolds, Katelyn  
Ribolla, Heather  
Rivers, Alyssa  
Roberson, Jacob  
Rocha, Shauna  
Roman, Nicole  
Ross, Jaelyn  
Ruediger, Deborah  
Salmon, Samantha  
Sausser, Clare  
Schmieder, Christa  
Sheets, Sarah  
Sircy, Kayla  
Smith, Jana  
Smith, Olivia  
Speciale, Natalie  
Staton, Olivia  
Steen, Nicole  
Stehr, Jennifer  
Stevenson, Samantha  
Swiecki, Gabriela  
Tackett, Kristin  
Tanner, Sarah

#### **Reinstated Occupational Therapist**

Bozarth, Nathan  
Bunger, Kacey  
Duncan, Kristen  
Craigie, Mary  
Hesson, Anna  
Kiser, Jenny  
Rowles, Russell  
Sticker, Megan  
Walker, Kimberly  
Woods, Jessica

#### **Physical Agent Modalities OT**

Ballinger, Rachel  
Beckham, Irna  
Brannan, Amber



Wilkes, Zoie  
Williams, Erin  
Williams, Hannah  
Williams, Madison  
Williamson, Alexis  
Wilson, Megan  
Wittersheim, Rose  
Woods, Alexandria  
Woods, Sara  
Wright, James  
Wysocki, Karen

Brown, Rebecca  
Bumbalough, Taylor  
Clement, Lydia  
Elion, Tedrin  
Flowers, Margaret  
Grace, Morgan  
Inman, Sydney  
Keathley, Alexandra  
Kennedy, Makayla  
Madewell, Nekia  
Malone, Brittney  
McLaughlin, Kimberly  
Pemaj, Arviola  
Sheehan, Morgan  
Vyas, Chandi

**Newly Licensed Occupational Therapy Asst.**

Abner, Kayla	Kristy, Judith
Acres, Hattie	Lafever, Lindsey
Allen, Ansley	Lambert, Krystyn
Anderson, Ashlee	Lucas, Amy
Anne, Cheryl	Malakhova, Natalya
Arendt, Carmen	Marable, Sarina
Baker, Carley	Marcum, Katlyn
Bartow, Sarah	Marr, Shakendra
Bell, Mahla	Matin, Alyson
Branham, Chastity	Matherly, Rachel
Buchanan, Julie	McCoy, Tessy
Butler, Abigail	Milton, Madison
Cagle, Lydia	Montgomery, Zoe
Chrisman, Zachary	Moor, Delaney
Clough, Catherine	Moreno, Cornejo
Cook, Karmyn	Morrison, Claire
Cooper, Jennifer	Nicholas, Rochelle
Crawley, Jessica	Norman, Kirbi
Crisp, Lauren	Ortiz, Amanda
Crook, Maggie	Oyler, Jacob
Darnell, Alexandria	Parrinello, Emma
Davis, Shelby	Payne, Andrew
Dean, Savannah	Perez, Kelly
Doggett, Lori	Perez, Najely
Douglas, Shaniya	Picka, Mariah
Eichelberger, Alicia	Rutzinski, Megan
Escolar, Isabella	Ryan, Valerie
Fisher, Nava	Sandoval, Danielle
Gilliam, Alussa	Sherrard, Jessica

**Reinstated Occupational Therapy Asst.**

Francescon, Mary  
Stanley, Shawn

**Physical Agent Modalities OTA**

Davidson, Amanda  
Gunn, Lorretta  
Hall, Gwindell  
Johnson, Madison  
Maxwell, Liberty  
McFarland, Destiny  
Taylor, Katie

**Closed Application**

Alfares, Ali  
Anderson, Ashlee  
Boutin, Kevin  
Dodson, Courtney  
Freeman, Philip  
Hutson, Cali  
Keathley, Emma  
Lafever, Lindsey  
Lyon, Kimberly  
Moreno, Cornejo  
Ray, Whitney  
Stafford, Kayce  
Barr, Ashley  
Beissel, Rachael

Gobert, Gabrielle  
Hall, Amy  
Haney, Jaime  
Haus, Emma  
Hayes, Jenna  
Hedge, Macy  
Hopko, Tara  
Horton, Leigh  
Hudson, Caitlin  
Hull, Emily  
Ingram, Emma  
Irwin, Whitney  
Johnson, Jessica  
Jones, Keyonna  
Joyner, Katie  
Karamanos, Lisa  
Keathley, Emma  
King, Carley

Smith, Nicholas  
Smith, Taryn  
Sparks, Megan  
Stafford, Kayce  
Teet, Kelsie  
Thompson, Courtney  
Tripp, Savannah  
Verstrat, Kadie  
Washington, Shaneka  
Webb, Kaylie  
Wegman, Alisanne  
Weisner, Michelle  
Williams, Symone  
York, Alora

Cobcobo, Eidelheide  
Comely, Christina  
Elliston, Katherine  
Pilkington Kaitlyn  
Smith, Linda

Ms. Tisdale made motion, to accept the list of Newly Licensed Occupational Therapist. Ms. Simpson seconded the motion. The motion carried.

Mr. Adriaanse made motion, to accept the list of Reinstated Occupational Therapist. Ms. Tisdale seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept the list of Occupational Therapist newly credentialed in Physical Agent Modalities. Ms. Simpson seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept the list of Newly Licensed Occupational Therapy Assistants. Ms. Simpson seconded the motion. The motion carried.

Mr. Adriaanse made motion, to accept the list of Reinstated Occupational Therapy Assistants. Ms. Simpson seconded the motion. The motion carried.

Ms. Tisdale made motion, to accept the list of Occupational Therapy Assistants newly credentialed in Physical Agent Modalities. Ms. Simpson seconded the motion. The motion carried.

Mr. Adriaanse made motion, to accept the list of Close Applications. Ms. Tisdale seconded the motion. The motion carried.

**Board Administrative Report**

**BOARD OF OCCUPATIONAL THERAPIST  
ADMINISTRATOR REPORT**

**November 7, 2022**

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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 Therapist.

**STATISTICAL DATA**

As of October 24, 2022, the Board of Occupational Therapy has **3559** active Occupational Therapist and **1844** Occupational Therapy Assistants

**LICENSURE STATUS TOTALS FROM THE MONTHS OF  
June 21, 2022 through October 24, 2022**

<b>OCCUPATIONAL THERAPIST</b>	
Total applications received – 871	
New licenses issued – 160	Renewal Total – 494
Reinstatements – 10	Online Renewals – 443
Limited Permit – 0	Paper Renewals – 51
Licenses Retired – 13	
Failed to Renew/Expired Licensees – 68	
<b>OCCUPATIONAL THERAPY ASSISTANT</b>	
Total applications received – 460	
New licenses issued – 90	Renewal Total – 259
Reinstatements – 2	Online Renewals – 232
Limited Permit –	Paper Renewals – 27
License Retired- 13	
Failed to Renew/Expired Licensees – 48	

**For this reporting period, the usage rate for utilizing the online renewal portal for Occupational Therapist is 90% ; Occupational Therapy Assistants, 90%**

**Upcoming Board Meeting Dates**

January 26, 2023

April 27, 2023

July 7, 2023

October 26, 2023

## **INTERNET**

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

## **Agreed Citations**

*Mary Francescon OTA3447*-Ms. Francescon was issued an agreed citation for practicing on a lapsed license. Mr. Adriaanse made motion, to accept the agreed citation as presented. Ms. Tisdale seconded the motion. The motion carried.

*Jami-Miranda Gagnon OTA5821*-Ms. Gagnon was issued an agreed citation for failing to maintain a sufficient amount of continuing education credits. Ms. Simpson made motion to accept the agreed citation as presented. Ms. Tisdale seconded the motion. The motion carried.

*Amy Davis OTA223*-Ms. Davis was issued an agreed citation for failing to maintain a sufficient amount of continuing education credits. Ms. Tisdale seconded the motion. The motion carried.

## **Correspondence**

### *Correspondence-Oril Weisser-Pike*

At the advice of the Board's legal counsel, the requestor was advised to seek their own legal counsel for interpretation of the rules.

### *Correspondence-Amy King*

Ms. Simpson recused herself from this discussion as she has personal knowledge of the requestor. Discussion of licensees who fall between the gap of the change over to new CEU due date. Mr. Adriaanse made motion, to add a "Q&A" section to the Board of OT website addressing the issue of CEU due date change. Ms. Tisdale seconded the motion. The motion carried. Ms. Tisdale made motion, for Board Chair to approve Q&A items presented by Ms. French. Mr. Adriaanse seconded the motion. The motion carried.

### *Correspondence-Hayley Davis*

Mr. Adriaanse recused himself from this discussion as he has personal knowledge of the requestor. At the advice of the Board's legal counsel, the board was not able to comment on the question regarding the use of ESWT by TN licensed OT's. The requestor is advised to seek their own legal counsel as ESWT is not outlined in statute. Ms. Tisdale made motion, for

administrative staff to draft response letter to Ms. Davis. Ms. Simpson seconded the motion. The motion carried.

### **Old and New Business**

*AOTA Specialty Conference- Mental Health, December 2-3, Columbus OH.* Mr. Adriaanse made motion, to approve Ms. Newbern to attend this conference. Ms. Simpson seconded the motion. The motion carried.

Synchronous vs Asynchronous CEU- Mr. Adriaanse made motion, to table this item until the February 23, 2023 Task Force meeting. Ms. Tisdale seconded the motion. The motion carried.

2023 Board Meeting Dates- Mr. Adriaanse made motion, to accept the proposed board meeting dates for 2023. Ms. Simpson seconded the motion. The motion carried.

Ratified Dates: February 9, 2023

April 27, 2023

August 10, 2023

October 26, 2023

Mr. Adriaanse made motion, to schedule an OT Task Force Meeting on February 23, 2023 to be live streamed via WebEx. Ms. Tisdale seconded the motion. The motion carried.

Mr. Adriaanse made motion, for Admin Staff to seek approval for five (5) people to attend the AOTA National Conference in April 2023. Three (3) Board members and two (2) Administrative Staff. Ms. Tisdale seconded the motion. The motion carried.

### **Adjourn**

With no further business to discuss, Mr. Adriaanse made motion, to adjourn at 12:20pm. Ms. Simpson seconded the motion. The motion carried.

**THESE MINUTES WERE RATIFIED AT THE FEBRUARY 9, 2023 BOARD MEETING.**