

1 **Texas Board of Occupational Therapy Examiners**

2 BOARD MEETING

3 September 5, 2014

4 333 Guadalupe, Suite #2-510

5 Austin, TX 78701

6 9:00 AM

7  
8 Members Present: Stephanie Johnston, OTR, Chair  
9 Catherine Benavidez, OT  
10 Jennifer B. Clark, COTA  
11 Amanda Ellis, Public Member  
12 Will Hale, Public Member  
13 DeLana Honaker, OTR, PhD, FAOTA  
14 Pamela Nelon, Public Member

15  
16 Members Absent: Todd Novosad, OTR, Vice Chair

17  
18 Staff: Kara Holsinger, Assistant Attorney General  
19 John Maline, Executive Director  
20 Cynthia Machado, Licensing Manager  
21 Mark Turek, Chief Investigator  
22 Lea Weiss, OT Coordinator

23  
24 Guests: Mary Hennigan, OTR, MBA (Executive Director, TOTA)

25  
26  
27 **1. Call to Order**

28 The meeting was called to order at 9:07 AM by Stephanie Johnston, Presiding Officer. She called the  
29 roll and announced that a quorum existed. Stephanie Johnston welcomed TOTA's Executive Director,  
30 Mary Hennigan.

31  
32 **2. Public comment**

33 There was no public comment.

34  
35 **3. Approval of the Minutes of June 13, 2014**

36 **Motion: To adopt the minutes as written**

37 **Made by: DeLana Honaker**

38 **Second by: Jennifer B. Clark**

39 **Motion passed.**

40  
41 **4. Discussion and possible action on Executive Director's Report concerning fiscal and**  
42 **budgetary matters, performance measures, ongoing projects, agency personnel matters,**  
43 **upcoming legislative session, and other agency business**

44 John Maline briefed the Board on the fiscal standing of the agency and reviewed the biennial budgetary  
45 cycle. He discussed the current database and website and existing issues with both, in addition to  
46 agency personnel matters and the upcoming legislative session.

47  
48 **5. Investigation Committee Report**

49  
50 **A. Review and possible action on Agreed Orders for cases: #14-002; 14-069; 14-097;**  
51 **14-098; 14-103; 14-104; 14-105; 14-106; 14-115; 14-118; 14-122; 14-140; and 14-159**

52 The Board ratified cases: #14-069; 14-097; 14-105; 14-106; 14-115; 14-118; 14-122; 14-  
53 140; and 14-159.

1  
2 **B. Discussion and possible action on the Investigation Committee meetings of**  
3 **August 22, 2014**

4 Mark Turek reported that sixty-seven investigations were reviewed at the August 22, 2014 meeting,  
5 resulting in the committee's issuance of thirteen Agreed Orders. One informal conference was held.  
6

7 **C. Discussion and possible action on investigative activities to date**

8 Mark Turek reported on performance measures, school presentations, and on-site investigations since  
9 the last board meeting.

10  
11 **6. Discussion and possible action on adopting changes to proposed §367.2, Categories of**  
12 **Education, and §367.3, Continuing Education Audit**

13 DeLana Honaker reviewed the proposed, published rule amendment to §367.2, Categories of  
14 Education, which would allow licensees to earn a maximum of 10 hours of CE credit for the creation of  
15 a new course at or through an accredited college or university. Lea Weiss reported that there was no  
16 public comment on the proposed, published amendment.  
17

18 **Motion: To adopt and publish the amendment to §367.2, Categories of Education**

19 **Made by: Pamela Nelon**

20 **Second by: Amanda Ellis**

21 **Motion passed.**  
22

23 DeLana Honaker reviewed the proposed, published rule amendment to §367.3, Continuing Education  
24 Audit, regarding the deletion of "and has signed to that fact on the renewal form" from the rule. Lea  
25 Weiss reported that there was no public comment on the proposed, published amendment.  
26

27 **Motion: To adopt and publish the amendment to §367.3, Continuing Education Audit**

28 **Made by: DeLana Honaker**

29 **Second by: Jennifer B. Clark**

30 **Motion passed.**  
31

32 **7. Discussion and possible action on the OT Coordinator's Report. The Coordinator's**  
33 **Report may concern any items listed on the agenda and events that have occurred**  
34 **between this meeting and the Board's last meeting.**

35 Lea Weiss addressed the Board and expressed that it was her honor to serve as the Occupational  
36 Therapy Coordinator. In addition, she noted that she and DeLana Honaker will be attending the  
37 NBCOT's Annual Regulatory Conference October 24-25, 2014 in Alexandria, VA, during which time,  
38 Telehealth will be a topic addressed.  
39

40 **8. Election of Board Secretary**

41 Stephanie Johnston noted that as Angela Sieffert, COTA and former Board Secretary, had resigned  
42 from the Board, the Board would need to elect a new secretary and requested nominations. Stephanie  
43 Johnston nominated DeLana Honaker.  
44

45 **Motion: To elect DeLana Honaker to serve as Board Secretary**

46 **Made by: Catherine Benavidez**

47 **Second by: Pamela Nelon**

48 **Motion passed.**  
49

50 **9. Discussion and possible action on the Presiding Officer's Report. The Presiding**  
51 **Officer's report may concern any item listed on the agenda and events that have**  
52 **occurred between this meeting and the Board's last meeting.**

53 Stephanie Johnston noted a possible change in Medicaid billing and the Board discussed the topic.  
54

1 **10. Discussion and possible action on scheduling future Board meeting dates and agenda**  
2 **items for future consideration**

3 The Board scheduled future meetings for November 6-7, 2014 in Sugar Land, which will be held in  
4 conjunction with the TOTA Mountain Central Conference. There will be a Rules Committee meeting  
5 November 6, at 2:00 PM. There will be an Education Committee meeting November 7, at 9:00 AM; the  
6 TBOTE meeting will be November 7, at 10:00 AM. The Board, in addition, discussed scheduling future  
7 meeting dates in February, 2015 and June, 2015.  
8

9 **11. Adjournment**

10 The Chair called an adjournment at 10:52 AM.  
11

12 **Minutes adopted on: November 7, 2014**