

**NORTH CAROLINA BOARD OF OCCUPATIONAL THERAPY
November 12, 2018
MINUTES**

REGULAR SESSION

Time and Place

The North Carolina Board of Occupational Therapy met in Regular Session in the offices of the Board November 12, 2018 at 9:00 a.m.

Members Present

Denise Donica, Bill Walsh, Dr. Stephen Lang, Lynn Losada, Danielle Ward and Laura Echols.

Others Present

Charles P. Wilkins, Legal Counsel to the Board and Elizabeth Kirk, Board Administrator.

Members Absent

Ron Taylor

Chairperson

Ms. Donica, Chair, called the meeting to order at 9:05 a.m.

Conflict of Interest

Ms. Donica called for any conflicts of interest with the meeting agenda. There were no additional conflicts or potential conflicts.

Approval of Minutes

The September 24, 2018 minutes were approved.

To-Do List

The September 24, 2018 to do-list was approved as submitted and reviewed.

Approval of Treasurer's Report

The treasurer's report for September 1, 2018 through October 31, 2018 was discussed and approved as submitted.

2017-18 Financial Audit

The 2017-18 Financial Audit was reviewed and approved as submitted.

Administrator's Report

The administrator's report was reviewed and approved as submitted.

Legal Services Committee

Ms. Losada reported the Committee reviewed a bill from Broughton Wilkins Sugg & Thompson, PLLC for the months of September and October 2018 for fourteen (14) disciplinary proceedings. The total hours worked was 26.20 and the total fees are \$6,550. The Board closed 9 disciplinary files following the September 2018 Board meeting and currently has 5 disciplinary files pending. Upon motion made and seconded, the bill was approved for payment.

OLD BUSINESS

The Board reviewed correspondence and general information received following the last Board meeting.

Strategic Planning Retreat

The Board held a retreat on July 28-30, 2017 at the Rizzo Conference Center in Chapel Hill, NC. The Board reviewed the retreat to-do list developed by Board staff and agreed to continue working on the to-do list.

NC Legislature

Mr. Wilkins reported on proposed bills pending in the North Carolina General Assembly.

CLEAR Annual Conference

a. 2018 Annual Meeting

Board members were advised the 2018 Annual Meeting met in Philadelphia, Pennsylvania on September 26-29, 2018. Ms. Echols attended and reported on the conference.

b. 2019 Winter Symposium

Board members were advised the 2019 Winter Symposium is meeting in Charleston, South Carolina on January 9, 2019.

c. 2019 Annual Meeting

Board members were advised the 2019 Annual Meeting is meeting in Minneapolis, Minnesota on September 18-21, 2019.

d. 2019 International Congress

Board members were advised the 2019 International Congress is meeting in Vancouver, British Columbia on June 27-28, 2019.

AOTA

a. Annual Conference

Board members were advised the AOTA Annual Conference is meeting in New Orleans, Louisiana on April 4-7, 2019. Ms. Losada agreed to attend.

b. Email regarding AOTA and ACOTE Entry Level Education

Board members reviewed an email regarding the AOTA and ACOTE update on entry level education.

CAC Annual Conference

Board members were advised the CAC Annual Conference met in Washington, DC on October 16-17, 2018. Ms. Ward attended and reported on the conference.

NCOTA Fall Conference

Board members were advised the NCOTA fall conference met at Lake Junaluska, North Carolina on November 9-11, 2018. Ms. Donica, Mr. Walsh, Mr. Taylor and Ms. Losada attended and reported on the conference.

Response from Helen Kovacs regarding the appeals process and Notification of Medicare Non-Coverage

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Helen Kovacs regarding the appeals process and Notification of Medicare Non-Coverage.

Response from Amy Mahle regarding supervision changes

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Amy Mahle regarding supervision changes.

Response from Sharlene Childs regarding hand therapy

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Sharlene Childs regarding hand therapy.

Response from Randy Harper regarding short term goals

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Randy Harper regarding short term goals.

Response from Janet Combs regarding discharge notes

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Janet Combs regarding discharge notes.

Response from Staci Mond regarding pain patches

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Staci Mond regarding pain patches.

Response from Rhonda Skinner regarding OTA scope of practice

Board members reviewed an email dated October 1, 2018 from Mr. Wilkins to Rhonda Skinner regarding OTA scope of practice.

NEW BUSINESS

NBCOT

a. Regulatory E-Newsletter Fall 2018

Board members reviewed an email dated October 9, 2018 regarding the OT Regulator E-Newsletter Fall 2018.

b. Email regarding ICE Innovator Award

Board members reviewed an email dated November 9, 2018 regarding NBCOT's Navigator product being presented the ICE Innovator Award.

Email from Valerie Fox regarding groups and OT plan of care

The Board reviewed an email dated November 2, 2018 from Valerie Fox regarding groups and OT plan of care. The Board agreed Mr. Wilkins will respond notifying Ms. Fox of the answers to her various questions.

January 2019 Board meeting date

The Board discussed changing the January 21, 2019 Board meeting date but agreed to keep the meeting on January 21, 2019.

Dena Brown hearing

The Board conducted a hearing on whether Ms. Brown had violated the Practice Act or Rules of the Board specifically NCGS 90-270.76(a)(4) and (6) and Rule .0302 for failure to renew her license by June 30, 2018 and complete continuing competence activities on-time for the third renewal period. Ms. Brown did not appear for the hearing.

Dionne Joseph hearing

The Board conducted a hearing on whether Ms. Joseph had violated the Practice Act or Rules of the Board specifically NCGS 90-270.76(a)(2), (4), (5) and (7) and Rule .0304(12) and (21) and Rule .0304(b) for failure to provide timely, accurate and complete documentation for her occupational therapy services. Ms. Joseph appeared for the hearing.

Closed Session

Upon motion duly made, seconded and passed, and pursuant to NCGS 143-318.11(a)(1) and (6) as well as NCGS 143-318.18(6), the Board went into Closed Session at 12:30 p.m.

Return to Open Session

The Board returned to Open Session at 3:30 p.m.

Closed Session Report

Disciplinary Matters

Mr. Wilkins reported the Board was advised in Closed Session that five cases are currently being investigated.

Dena Brown

The Board reported it had reviewed the evidence presented in Ms. Brown's hearing. The evidence presented showed Ms. Brown had violated the Practice Act or Rules of the Board specifically NCGS 90-270.76(a)(4) and (6) and Rule .0302 for failure to renew her license by June 30, 2018 and complete continuing competence activities on-time for the third renewal period. The Board entered an Order that: (1) Ms. Brown's license be reprimanded; (2) she complete the jurisprudence exam within thirty days;

and (3) she pay a civil penalty of \$100 and disciplinary costs of \$350.

Dionne Joseph

The Board reported it had reviewed the evidence presented in Ms. Joseph's hearing. The evidence presented showed Ms. Joseph had violated the Practice Act or Rules of the Board specifically NCGS 90-270.76(a)(2), (4), (5) and (7) and Rule .0304(12) and (21) and Rule .0304(b) for failure to provide timely, accurate and complete documentation for her occupational therapy services. The Board entered an Order that: (1) Ms. Joseph's license will be suspended for a period of one year. Following completion of suspension of her license she will be placed on probation for a period of three years; (2) she obtain an OT supervisor who shall provide supervision during her period of probation and provide monthly written reports to the Board; (3) she pay a civil penalty of \$1000 and disciplinary costs of \$500; and (4) she not violate the Practice Act or Rules of the Board during her term of probation.

Adjournment

The Open Session adjourned at 3:30 p.m.

Next Meeting

The next Regular Session meeting will be held at the office of the Board on January 21, 2019 at 9:00 a.m.

Denise Donica, Chair

Danielle Ward, Secretary/Treasurer