

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50
51

**DEPARTMENT OF HEALTH
MEDICAL QUALITY ASSURANCE
BOARD OF ORTHOTISTS & PROSTHETISTS**

**MINUTES
GENERAL BUSINESS MEETING**

**Orlando Airport Marriott
7499 Augusta National Drive
Orlando, FL 32819**

July 15, 2011

CALL TO ORDER:

Mr. Ronald Gingras, Chairman, called the meeting to order at 9:00 a.m. Those present for all or part of the meeting included the following:

MEMBERS PRESENT:

Ronald Gingras, Chair
Hugh Panton, Vice-Chair
Erik Nilssen, M.D.
Tommy Chmielewski

MEMBER NOT PRESENT:

Steven Mersch (Excused)

STAFF PRESENT:

Bruce Deterding, Board Executive Director
Sharon Guilford, Program Operations Administrator

BOARD COUNSEL:

Diane L. Guillemette, Senior Assistant Attorney General
Office of Attorney General

PROSECUTING ATTORNEY:

Jeff G. Peters, Assistant General Counsel

COURT REPORTER:

American Court Reporting
(850) 421-0058

FINAL ORDER ACTIONS:

Motion for Hearing Not Involving Disputed Issues of Material Fact and Final Order:

**James M. Clary – Case Number 10-11477
PCP: Fredrick/Mersch**

1 Mr. Clary was present, sworn but was not represented by counsel.

2
3 Mr. Peters informed the board that the respondent had violated:

- 4 • Section 468.811(1)(j), F.S.

5
6 Mr. Gingras addressed the respondent. Due to the respondent's situation and
7 circumstances, he provided information on filing a Petition for Variance or Waiver of the
8 continuing education rule.

9
10 Discussion ensued.

11
12 **Mr. Gingras moved for a continuance until the next scheduled board meeting to**
13 **allow the respondent to file a Petition for Variance or Waiver of the continuing**
14 **education rule. The motion was seconded and carried 4/0.**

15
16 **Motions for Board's Final Order by Acceptance of Settlement Agreement:**

17
18 **Kathryn V. Browning – Case Number 10-11461**
19 **PCP: Fredrick/Mersch**

20
21 Ms. Browning was present, sworn but was not represented by counsel.

22
23 Mr. Peters indicated that the respondent's last name was misspelled and was being
24 corrected on page 76.

25
26 Mr. Peters informed the board that the respondent had violated:

- 27 • Section 468.811(1)(j), F.S.

28
29 Mr. Peters advised the board that the settlement agreement contained the following
30 provisions:

- 31 • Required appearance
- 32 • Administrative fine of \$500.00, payable within one year from the filing of the Final
33 Order
- 34 • Administrative costs of \$805.95, payable within one year from the filing of the
35 Final Order
- 36 • Successful completion of the 5 hours in General CE; 2 hours in Prevention of
37 Medical Errors; 2 hours in Florida Laws and Rules; and 1 hour CPR course
- 38 • Suspended until completion/provision of documentation for deficient CE hours

39
40 Discussion ensued.

41
42 **Mr. Panton moved to reject the settlement agreement. The motion was seconded**
43 **and carried 4/0.**

44
45 **Mr. Panton moved to issue a counter-settlement agreement by accepting all**
46 **requirements in the department's recommendation with the exception of removing**
47 **paragraph 5; issuing a suspension, with suspension stayed to allow the**
48 **respondent to comply within one year. The motion was seconded and carried 4/0.**

49
50 Ms. Browning accepted the counter-settlement agreement.

1
2 Mr. Peters accepted the agreement on behalf of the department.

3
4 **Carla L. Crawford – Case Number 10-12010**
5 **PCP: Fredrick/Mersch**
6

7 Ms. Crawford was present, sworn but was not represented by counsel.

8
9 Mr. Peters informed the board that the respondent had violated:

- 10 • Section 468.811(1)(j), F.S.
11

12 Mr. Peters advised the board that the settlement agreement contained the following
13 provisions:

- 14 • Required appearance
15 • Administrative fine of \$500.00, payable within one year from the filing of the Final
16 Order
17 • Administrative costs of \$313.47, payable within one year from the filing of the
18 Final Order
19 • Successful completion of 10 hours in General CE; and 1 hour CPR course
20 • Suspended until completion/provision of documentation for the deficient CE
21 hours
22

23 Discussion ensued.

24
25 **Mr. Panton moved to reject the settlement agreement. The motion was seconded**
26 **and carried 4/0.**
27

28 **Mr. Panton moved to issue a counter-settlement agreement by accepting all**
29 **requirements in the department's recommendation with the exception of removing**
30 **paragraph 5; and issuing a suspension, with suspension stayed to allow the**
31 **respondent to comply within one year. The motion was seconded and carried 4/0.**
32

33 Ms. Crawford accepted the counter-settlement agreement.

34
35 Mr. Peters accepted the agreement on behalf of the department.
36

37 **Dwayne J. Helm – Case Number 09-11989**
38 **PCP: Fredrick/Mersch**
39

40 Mr. Helm was neither present nor represented by counsel.

41
42 Mr. Peters informed the board that the respondent had violated:

- 43 • Section 468.811(1)(f), F.S.
44

45 Mr. Peters advised the board that the settlement agreement contained the following
46 provisions:

- 47 • Required appearance
48 • Administrative fine of \$750.00, payable within 6 months from the filing of the Final
49 Order

- 1 • Administrative costs of \$1,147.74, payable within 6 months from the filing of the
2 Final Order
3 • Shall comply with all remaining outstanding requirements of Final Order DOH-09-
4 0357-S-MQA filed March 25, 2009, in DOH case number 2006-25679
5 • Suspension until compliance with prior Final Order DOH-09-0357-S-MQA
6

7 Discussion ensued.

8
9 **Mr. Gingras moved to accept the settlement agreement. The motion was**
10 **seconded and carried 4/0.**

11
12 **Dwayne J. Helm – Case Number 09-12087**

13 **PCP: Fredrick/Mersch**
14

15 Mr. Helm was neither present, nor represented by counsel.
16

17 Mr. Peters informed the board that the respondent had violated:

- 18 • Section 468.811(1)(f), F.S.
19

20 Mr. Peters advised the board that the settlement agreement contained the following
21 provisions:

- 22 • Required appearance
23 • Administrative fine of \$750.00, payable within 6 months from the filing of the Final
24 Order
25 • Administrative costs of \$1,171.39, payable within 6 months from the filing of the
26 Final Order
27 • Required compliance with all remaining outstanding requirements of Final Order
28 DOH-09-0356-S-MQA filed March 25, 2009, in DOH case number 2006-25680
29 • Suspension until compliance with prior Final Order DOH-09-0356-S-MQA
30

31 Discussion ensued.
32

33 **Mr. Panton moved to accept the settlement agreement. The motion was seconded**
34 **and carried 4/0.**
35

36 Ms. Guillemette stated that she will inform Ms. Gustafson of the board's request to allow
37 licensees 30 days to review counter-settlement agreements issued at board meetings
38 when the licensee is not present.
39

40 **Albert A. Noriega – Case Number 10-11991**

41 **PCP: Fredrick/Mersch**
42

43 Mr. Noriega was neither present nor represented by counsel.
44

45 Mr. Peters informed the board that the respondent had violated:

- 46 • Section 468.811(1)(j), F.S.
47

48 Mr. Peters advised the board that the settlement agreement contained the following
49 provisions:

- 50 • Required appearance

- 1 • Administrative fine of \$500.00, payable within one year from the filing of the Final
2 Order
3 • Administrative costs of \$297.27, payable within one year from the filing of the
4 Final Order
5 • Successful completion of the 24 hours in General CE; and 1 hour CPR course
6 • Suspension until completion/provision of documentation for deficient CE hours
7

8 Discussion ensued.

9
10 **Mr. Gingras moved to accept the settlement agreement. The motion was**
11 **seconded and carried 4/0.**

12
13 **Haydee Quirantes – Case Number 07-07753**
14 **PCP: Fredrick/Mersch 00953**

15
16 Ms. Quirantes was present and Mr. Albert Quirantes, (respondent's son) were sworn and
17 represented by Mr. Alan Grossman, Esq.

18
19 Mr. Peters informed the board that the respondent had violated:

- 20 • Section 468.811(1)(j), F.S.
21

22 Mr. Peters advised the board that the settlement agreement contained the following
23 provisions:

- 24 • Required appearance
25 • Administrative fine of \$1,500.00, payable within one year from the filing of the
26 Final Order
27 • Administrative costs of \$3,668.67, payable within one year from the filing of the
28 Final Order
29 • Successful completion of the 3 hours in record-keeping CE
30 • Probation for a period of 1 year by a board approved monitor and submission of
31 reports as defined in the Final Order
32

33 Discussion ensued.

34
35 Mr. Grossman addressed the board on behalf of his client.

36
37 The board indicated that the respondent would need to provide the name of a Florida
38 licensed orthotist, curriculum vita, and a letter accepting monitoring duties for the
39 respondent for the one year during her probationary period.

40
41 **Mr. Pantan moved to accept the settlement agreement. The motion was seconded**
42 **and carried 4/0.**

43
44 **Prosecution Report**

45
46 Mr. Peters provided an overview of the Prosecution Report.

47
48 **Mr. Gingras moved to accept the Prosecution Report. The motion was seconded**
49 **and carried 4/0.**

1 **APPROVAL OF MINUTES – March 11, 2011 – Full Board Meeting**

2
3 **Mr. Panton moved to approve the minutes as presented. The motion was**
4 **seconded and carried 4/0.**

5
6 **PETITION FOR VARIANCE/WAIVER and APPLICANT PRESENTED FOR BOARD**
7 **REVIEW – Rule 64B14-4.110, F.A.C. - Requirements for Orthotic Fitter, Orthotic**
8 **Fitter Assistant and Pedorthist – Gerald E. Manning**

9
10 Mr. Manning was neither present nor represented by counsel.

11
12 Mr. Deterding stated that Mr. Manning emailed him indicating that he would be unable to
13 attend the meeting.

14
15 Mr. Gingras provided an overview of Mr. Manning's Petition for Variance/Waiver of Rule
16 64B14-4.110, F.A.C.

17
18 Ms. Guillemette stated that the board is required to complete two actions. Mr. Manning
19 had submitted a Petition for Variance/Waiver of Rule 64B14-4.110, F.A.C., and an
20 application for an orthotic fitter's license.

21
22 Dr. Nilssen informed the board that he works with Mr. Manning in his practice.

23
24 Ms. Guillemette requested whether Dr. Nilssen could be fair and unbiased or impartial in
25 considering Mr. Manning's request for action.

26
27 Dr. Nilssen stated that he would prefer to recuse himself from the proceedings.

28
29 **Mr. Panton moved to deny the Petition for Variance/Waiver of Rule 64B14-4.110,**
30 **F.A.C., for failure to prove a hardship in meeting the rule requirements. The**
31 **motion was seconded and carried 3/0.**

32
33 **Mr. Panton moved to deny Mr. Manning's application for an Orthotic Fitter's**
34 **license, for failure to meet the experience requirements in Rule 64B14-14.110,**
35 **F.A.C. The motion was seconded and carried 3/0.**

36
37 The board directed staff to file a complaint against Joshua G. Hackel, M.D., for aiding
38 and abetting in the commission of unlicensed activity.

39
40 **APPLICANT PRESENTED FOR BOARD REVIEW:**

41
42 **Magnus A. Baptiste – Orthotist Resident**

43
44 Mr. Baptiste was neither present nor represented by counsel.

45
46 Mr. Panton stated that Mr. Baptiste was licensed as an Orthotic Resident, ORTR 39,
47 beginning his residency on July 10, 2009, with an expiration of July 9, 2011. He had
48 taken the ABC examination but failed. Mr. Baptiste has requested an extension of his
49 registration to allow him to retake the required examination.

50
51 Discussion ensued.

1
2 **Mr. Gingras moved to approve Mr. Baptiste's request for a one year extension**
3 **expiring July 15, 2012. The motion was seconded and carried 4/0.**

4
5 **Rachel K. Schroder – Orthotist Resident**

6
7 Ms. Schroder was present, sworn but was not represented by counsel.

8
9 Mr. Panton stated that Mr. Schroder had applied for licensure as an Orthotic Resident on
10 August 17, 2010. The documentation submitted indicated that she began her residency
11 program on June 28, 2010. She is no longer working at ABC Orthotics and Prosthetics
12 in Orlando, Florida, since completing her residency.

13
14 Ms. Schroder stated that she had submitted three applications to the board office but did
15 not understand why the board office failed to indicate the missing information.

16
17 Ms. Guilford provided a response.

18
19 Discussion ensued.

20
21 **Mr. Gingras moved to approve Ms. Schroder's application for licensure as an**
22 **Orthotic Resident contingent upon receiving an administrative fine of \$100, for**
23 **practicing without a license, payable within 30 days from the filing of the Final**
24 **Order. Failure to comply will result in denial of her application. The motion was**
25 **seconded and carried 4/0.**

26
27 **Luis A. Capestany – Prosthetist Resident**

28
29 Mr. Capestany was present, sworn but was not represented by counsel.

30
31 Mr. Panton stated that Mr. Capestany had applied for licensure as a Prosthetic Resident
32 on June 22, 2010. He received his bachelor's degree on May 7, 2010; therefore, he did
33 not qualify for licensure as a resident until June 6, 2011. Also, NCOPE confirmed that
34 he had completed his residency program on May 28, 2011, at Tampa Bay Artificial
35 Limbs, Inc. of Tampa, Florida under Waldo O. Esparza, CP.

36
37 Discussion ensued.

38
39 **Mr. Gingras moved to approve Mr. Capestany's application for licensure as a**
40 **Prosthetist Resident contingent upon the department's receiving an**
41 **administrative fine of \$100 from him, for practicing without a license, within 30**
42 **days from the filing of the Final Order. Failure to comply will result in denial of his**
43 **application. The motion was seconded and carried 4/0.**

44
45 **Silvio A. Martinez – Prosthetist Resident**

46
47 Mr. Martinez was present, sworn but was not represented by counsel.

48
49 Mr. Panton stated that Mr. Martinez had applied for licensure as a Prosthetic Resident
50 on May 17, 2011, after he was informed that his Orthotist licensure application (received
51 March 18, 2011) would be presented to the board for review. The Verification of Clinical

1 Experience form for his Orthotist licensure application indicates that he has been
2 working both orthotics and prosthetics in Florida since August 9, 2010, without licensure.
3 He also responded by email indicating that he has been working as a prosthetic resident
4 and support staff since August 2010 under the direct supervision of Frank Vero, LPO
5 and Victor Bustamante, LPO.

6
7 Discussion ensued.

8
9 Mr. Frank Vero, POR 89, was present, sworn and addressed the board.

10
11 Further discussion ensued.

12
13 **Mr. Gingras moved to approve Mr. Martinez's application for licensure as a**
14 **Prosthetist-Orthotist contingent upon receiving an administrative fine of \$100, for**
15 **practicing without a license, within 30 days from the filing of the Final Order.**
16 **Failure to comply will result in denial of his application. The motion was**
17 **seconded and carried 4/0.**

18
19 **Silvio A. Martinez - Orthotist**

20
21 Mr. Panton provided an overview of Mr. Martinez's application.

22
23 A brief discussion ensued.

24
25 **Mr. Gingras moved to approve Mr. Martinez's application for licensure as an**
26 **Orthotist. The motion was seconded and carried 4/0.**

27
28 **Sean B. O'Donell – Prosthetist Resident**

29
30 Mr. O'Donell was neither present nor represented by counsel.

31
32 Mr. Panton stated that Mr. O'Donell was licensed as an Prosthetic Resident, PROR 36
33 beginning his residency on May 13, 2009 with an expiration of May 13, 2011. He has
34 taken and passed the ABC written and written simulation examination and has
35 scheduled to take the CPM portion in June of 2011.

36
37 **Mr. Panton moved to approve Mr. O'Donell's request for a one year extension**
38 **expiring July 27, 2012. The motion was seconded and carried 5/0.**

39
40 **Christopher J. Wells – Prosthetist-Orthotist**

41
42 Mr. Wells was present, sworn but was not represented by counsel.

43
44 Mr. Panton stated that Mr. Wells was licensed as a Prosthetist, PRO 103, since January
45 5, 2006. A letter from NCOPE was received stating that Mr. Wells completed an orthotic
46 residency program at Williams Orthotic-Prosthetic, Inc., on June 2, 2009, in Tallahassee,
47 Florida. However, he has not been approved for licensure as a resident. The
48 Verification of Clinical Experience form indicates that he has been working in orthotics
49 from January 3, 2008 to the present under the direct supervision, Rick Williams, POR
50 44.

1 **Mr. Panton moved to approve Mr. Wells' application for licensure as a Prosthetist-**
2 **Orthotist contingent upon the department's receiving an administrative fine of**
3 **\$100 from him, for practicing without a license, payable within 30 days from the**
4 **filing of the Final Order. Failure to comply will result in denial of his application.**
5 **The motion was seconded and carried 4/0.**

6
7 Mr. Panton stated that most applicants who have failed the CPM examination would be
8 scheduled by ABC for the next available examination.

9
10 The board stated their concerns with Mr. Rich Williams in allowing the unlicensed activity
11 and requested the board staff to file a complaint.

12
13 **Eric J. Bejarano – Prosthetist**

14
15 Mr. Bejarano was present, sworn but was not represented by counsel.

16
17 Mr. Panton stated that Mr. Bejarano had applied for a Prosthetist license. A letter from
18 NCOPE was received stating that Mr. Bejarano completed a prosthetist residency
19 program on August 8, 2006. He has continued to work in prosthetics and orthotics until
20 present without applying for a prosthetic residency license. He is licensed as an
21 Orthotist, ORT 151. The board requested his personal appearance at one of the
22 following two board meetings as was requested by the board members at the previous
23 board meeting on March 11, 2011.

24
25 **Mr. Gingras moved to approve Mr. Bejarano's application for licensure as a**
26 **Prosthetist contingent upon the department's receiving an administrative fine of**
27 **\$500 from him for practicing without a license, payable within 30 days from the**
28 **filing of the Final Order. Failure to comply will result in denial of his application.**
29 **The motion was seconded and carried 3/1 with Mr. Chmielewski opposed.**

30
31 **Charissa A. Doerger – Prosthetist**

32
33 Ms. Doerger was present, sworn and was represented by Mr. Allen Grossman, Esq.

34
35 Mr. Grossman addressed the board on behalf of his client.

36
37 Mr. Panton stated that Ms. Doerger had applied for a Prosthetist license. He indicated
38 that she had submitted a copy of her business card at Evolution Industries, where she
39 currently works as a Clinical and Technical Director overseeing the Cfab Business, the
40 liner products, etc. The board staff stated that she may be practicing without a license.

41
42 Discussion ensued.

43
44 **Mr. Panton moved to approve Ms. Doerger's application for licensure as a**
45 **Prosthetist. The motion was seconded and carried 4/0.**

46
47 The board directed staff to file a complaint against Mr. Scott Saunders for possibly aiding
48 and abetting in the commission of unlicensed activity.

49
50 **Vern M. Swanson – Prosthetist**

1 Mr. Swanson was present, sworn but was not represented by counsel.

2
3 Mr. Panton stated that Mr. Swanson had applied for a Prosthetist license. The
4 Verification of Clinical Experience form indicated that he began his residency program
5 during July 1977 and continued until March 2011. The form had been completed by his
6 supervisor, Mr. Greg Bauer, POR 158.

7
8 **Mr. Panton moved to approve Mr. Swanson's application for licensure as a**
9 **Prosthetist. The motion was seconded and carried 4/0.**

10
11 The board directed staff to file a complaint against Mr. Greg Bauer for possibly aiding
12 and abetting in the commission of unlicensed activity.

13
14 **Anna M. Jordan – Orthotic Fitter Assistant**

15
16 Mr. Gingras stated that Ms. Jordan's application was pulled from the agenda.

17
18 **RATIFICATION OF LICENSURE:**

- 19
20 • **Orthotist/Prosthetists**
21 • **Prosthetists**
22 • **Orthotists**
23 • **Orthotic Fitter**
24 • **Orthotic Fitter Assistants**
25 • **Pedorthists**
26 • **Orthotic Resident**
27 • **Prosthetic Residents**

28
29 **Mr. Gingras moved to approve the ratification lists as presented (see Attachment**
30 **A). The motion was seconded and carried 4/0.**

31
32 **RECONSIDERATION OF ORTHOTIC FITTER COURSE – Consultants PRN,**
33 **Incorporated**

34
35 Mr. James Hewlett, CO, BOCO, CII, Consultants PRN, Inc., was neither present nor
36 represented by counsel.

37
38 Ms. Guillemette stated that Mr. Hewlett had failed to request a hearing within the 21
39 days after the issuance of the Final Order filed on November 10, 2010.

40
41 Further discussion ensued.

42
43 **Mr. Panton moved to deny the request for reconsideration for failure to meet the**
44 **APA requirements and failure to respond within 21 days after the Notice of Intent**
45 **to Deny filed on November 10, 2010. The motion was seconded and carried 4/0.**

46
47 The board requested to add Rule 64B14-2, F.A.C., to the next board agenda to discuss
48 the licensure fee requirements for an orthotic fitter assistant.

49
50 **CHAIR/VICE CHAIR REPORT:**

1
2 **Future Agenda Items**

3
4 No items provided.

5
6 **EXECUTIVE DIRECTOR'S REPORT:**

- 7
8
 - **Professional Resource Network – March 2011**
 - **Long-Range Planning Survey Results 2011**

9
10 Informational only.

- 11
12
 - **HB 155 – Privacy of Firearm Owners**

13
14 Informational only.

- 15
16
 - **Discussion of “Jim King Keep Florida Working Act”**

17
18 Mr. Deterding requested the board to respond to each of the following questions:

- 19
20
 - Does the board have any rules or statutes that would disqualify persons with prior convictions from employment or licensure?

21
22 The board responded, “No”.

- 23
24
 - Determine whether the disqualifying statutes or rules are readily available to prospective employers and licensees.

25
26 The board responded, “N/A”.

- 27
28
 - Identify and evaluate alternatives to the disqualifying statutes or rules which protect the health, safety, and welfare of the general public without impeding the gainful employment of ex-offenders.

29
30 The board responded, “N/A”.

- 31
32
 - Section 456.025(1), Florida Statutes, states: "It is the intent of the Legislature that all costs of regulating health care professions and practitioners shall be borne solely by licensees and licensure applicants. It is also the intent of the Legislature that fees should be reasonable and not serve as a barrier to licensure. Moreover, it is the intent of the Legislature that the department operates as efficiently as possible and regularly report to the Legislature additional methods to streamline operational costs."

33
34 Do you believe that licensure fees are reasonable and do not serve as a barrier to licensure?

35
36 The board responded, “Yes”.

37
38
39
40
41
42
43
44
45
46
47
48 **BOARD COUNSEL'S REPORT:**

1 **Rules Status Report**

2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

Ms. Guillemette provided an overview of the Rules Status Report.

Mr. Gingras stated that the rules acted upon during a board meeting should be submitted immediately following the meeting. He also stated that the board should review the modified rule language before submitting the changes.

JAPC Correspondence:

- **Rule 64B14-4.003, F.A.C. 00653**
- **Rule 64B14-4.005, F.A.C.**

Ms. Guillemette provided an overview of the JAPC correspondence.

- **Board of Orthotists & Prosthetists – Annual Regulatory Plan 2011-2012**

Ms. Guillemette requested the board to review and vote on the Annual Regulatory Plan 2011-2012 report.

Mr. Gingras moved to approve the Annual Regulatory Plan 2011-2012. The motion was seconded and carried 4/0.

- **Discussion of Rule 64B14-4.003, F.A.C. – Documentation of Eligibility for Licensure/Section 468.803, F.S. – License, registration, and examination requirements**

Mr. Gingras requested to table the discussion until the next scheduled meeting.

ST. PETERSBURG COLLEGE – New NCOPE Standards for Orthotic Fitters Course

Mr. Chmielewski provided an overview.

COMMITTEE REPORTS:

Budget – Mr. Gingras

- **Expenditures by Function for Period Ending 3/31/2011**
- **Cash Balance Report for 6 Months Ending 3/31/2011**
- **Total Expenditures (Direct and Allocated) by Board for 6 Months Ending 3/31/2011**
- **Allocations to Boards by Source Organization and Category for 6 Months Ending 3/31/2011**

Mr. Gingras provided an overview of the budget report.

Continuing Education – Mr. Chmielewski

- **CE Broker iPhone App**

1 Information only.

2
3 • **Report of CE Providers and Course Approved**

4
5 **Mr. Chmielewski moved to approve the ratification lists of CE Providers and**
6 **Courses. The motion was seconded and carried 4/0.**

7
8 **Credentials – Mr. Panton**

9
10 No report.

11
12 **Disciplinary Compliance – Mr. Gingras**

13
14 • **Delegation of Authority to DOH Compliance Unit**

15
16 **Mr. Gingras moved to delegate to the Compliance Unit the authority to grant**
17 **extensions for fines/costs for up-to one year before the request is to be addressed**
18 **by the board. The motion was seconded and carried 4/0.**

19
20 • **James Hoehne – Case Number 09-02041 and 09-03213 – Extension**
21 **Requested**

22
23 Mr. Hoehne was present and addressed the board.

24
25 Mr. Hoehne stated that he was concerned with the remaining amount he still owed and
26 requested an extension to pay the administrative fines and costs.

27
28 Discussion ensued.

29
30 **Mr. Gingras moved to grant the extension until March 17, 2012. The motion was**
31 **seconded and carried 4/0.**

32
33 Ms. Guilford stated that she would assist Mr. Hoehne in determining the remaining
34 amount owed to the department.

35
36 **Legislation – Mr. Panton**

37
38 No report.

39
40 Dr. Nilssen excused himself from further participation due to his flight schedule.

41
42 **Probable Cause – Mr. Mersch**

43 • **Stats**

44
45 Mr. Gingras provided a brief overview of the Probable Cause Panel's Status report on
46 behalf of Mr. Mersch.

47
48 **Mr. Panton moved to approve the Probable Cause Panel's Stats report as**
49 **presented. The motion was seconded and carried 3/0.**

50

- 1 **Rules – Mr. Gingras**
2
3 No report.
4
5 **Unlicensed Activity – Mr. Gingras**
6
7 No report.
8
9 **APPROVAL OF 2012 MEETING DATES**
10
11 March 29 - Tallahassee
12 July 20 – Ft. Lauderdale
13 October 26 – Tampa (Shriners Hospital)
14
15 **NEXT MEETING – October 28th – Tampa (Shriners Hospital)**
16
17 **ADJOURNMENT**
18
19 The meeting was adjourned at 3:15 p.m.