

Friday, October 21, 2017

The Maryland Board of Occupational Therapy Practice

Chairperson: Wanda R. Banks, MA, OTR/L

**Teleconference Meeting**

**Time: 9:00 a.m.**

**GENERAL SESSION MINUTES**

**Board Members Present**

Wanda R. Banks, MA, OTR/L, Chairperson  
Daniel Martin, OTR/L, FAAPM, FASSET, CMTPT/CDN, Vice Chairperson  
Kim Goodman, MS, OTR/L, Secretary/Treasurer  
Sarah Quirk, COTA/L  
Marylin Pierre, Esquire, Consumer Member  
Ed Quinn, Captain USN (Ret), Consumer Member  
Kim Sands, OTD, OTR/L

**Non-Board Members Present**

Donna Seidel, Director  
Carla Boyd, Board Counsel

**Guests Present**

Sonia Lawson, MOTA Representative  
Kristen Neville, MDH

1. Ms. Banks called the teleconference meeting to order at 9:00 a.m.
2. Ms. Banks reviewed instructions and etiquette for the participating in the meeting via conference call.
3. Approval or correction of the General Session Agenda – Ms. Goodman motioned to approve the 10/21/17 agenda. Ms. Quirk seconded the motion. All were in favor.
4. Approval or correction of the General Session Minutes – Ms. Goodman motioned to approve the 9/21/17 minutes with correction. Ms. Sands seconded the motion. All were in favor.
5. Ms. Sands motioned to ratify the license applications presented to the Board in September 2017. Ms. Goodman seconded the motion. All were in favor.

## REPORTS

### 1. Office of Attorney General (OAG) – Carla Boyd, Board Counsel

Ms. Boyd reported on the following items:

- a. The Board is subject to the Open Meetings Act, and at least 1 employee or member of the Board was required to have been designated to participate in an online training program offered by the Department of Health. The deadline to name a designee was September 30, 2017 and Donna Seidel was designated. The training must be completed within 90 days. Carla also indicated that the AG's Office has recommended that a Board member take the training in addition to the executive director. Carla stated that the training course is available online and she also provided a description of the program.
- b. Proposed regulations are being drafted in response to NC Dental and SB 517. The proposed regulations direct all Health Boards to forward actions that potentially are anti-competitive to the Office of Administrative Hearings for oversight. Ms. Boyd provided a summary of the proposed regulations and listed the types of issues that would not be required to be submitted to the OAH for review. She also described the types of actions that would be sent to OAH per the proposed regulations. Ms. Pierre asked that if the Board drafts regulations on Dry Needling, would they then have to be reviewed by OAH. Ms. Boyd explained that if the regulations were being developed to prevent others from using dry needling, then they would have to go to OAH. But, if in fact, the dry needling regulations are intended to enable OT practitioners to utilize treatment without preventing others from also doing so, then the proposed regulations would not have to be reviewed by OAH.
- c. Kristen Neville reported on the discussions related to the costs that will be associated with OAH review of cases. She stated that the costs are not known at this time because OAH hasn't done this before. The plan for charging the Boards for this new service is continuing to be developed.

### 2. Administrative Reports – FY'17

Staff: Donna Seidel

Ms. Seidel provided the following report:

- a. The audit of continuing competency requirements is continuing.
- b. The online initial application project and the mobile phone application project are progressing. Ms. Seidel stated that the vendor should be finished programming in November and the Board office intends to launch the online services in January 2018, or thereabouts, after informing the licensees of these changes via the Board's Facebook Page, website and Board Bulletins.
- c. Ms. Seidel reported that the updated roster of Board member contact information is available in Dropbox. She asked if the Board wanted to discuss Committee assignments at this time, or at the

meeting in November when the Board members would be meeting in person. The Board agreed to defer discussion until the meeting in November.

3. Legislation/Regulations Committee –

Marilyn Pierre, Esquire, Consumer Member  
Staff: Donna Seidel

- a. Ms. Seidel reported that the COMAR 10.46.01-07 amendments will become effective on 10/23/17. The Board was reminded that most of these changes were put in place to enable online initial applications.
- b. She also stated that the Board's proposed bill to "clean-up" some antiquated references in Title 10 was on track to be introduced in 2018.
- c. Ms. Seidel and Ms. Neville reported on news of a consortium in which the State of Maryland will participate to develop a playbook for telehealth and licensure portability. No details available as to whether this initiative will be focused on trade licenses only or also include health occupation licenses as well.

4. Continuing Competency Requirement (CCR) Committee –

Ms. Goodman reported that it's business as usual for the CCR committee with no issues for Board consideration at this time.

5. Executive Committee –

Wanda Banks, MA, OTR/L, Chairperson  
Daniel Martin, OTR/L, FAAPM, FASSET, CMTPT/CDN, Vice Chairperson  
Kimberly Goodman, MS, OTR/L, Secretary/Treasurer  
Staff: Donna Seidel

Ms. Seidel reported that there is no new correspondence for the Board to consider this month, and that all responses to inquiries from September had been issued.

6. Jurisprudence Exam Committee –

Wanda Banks, MA, OTR/L, Chairperson  
Marilyn Pierre, Esquire, Consumer Member  
Staff: Donna Seidel

Ms. Seidel reported that the updated jurisprudence exam has been included with the online application and that the project is progressing.

### **UNFINISHED BUSINESS**

There was no unfinished business for Board consideration.

### **NEW BUSINESS**

Ms. Banks reported that she attended a meeting of Board Chairpersons from all of the Maryland allied health occupation boards. She stated that Department of Health Secretary Schrader was present at the meeting and he shared hopes to conduct this type of meeting on a quarterly basis. Ms. Banks said that there was discussion about Board Counsel Performance and billing.

### **ANNOUNCEMENTS**

Ms. Seidel and Ms. Neville shared information about the New Board Member Orientation Program is scheduled for December and Ms. Banks encouraged Sarah and Ed to attend. Ms. Quirk indicated that she had already registered.

Ms. Seidel informed the Board that she would be making a presentation at the MOTA annual conference in November and asked for Board members to share any anecdotes related to service on the Board that the MOTA members might enjoy. She said that this information could be passed along to her via phone call.

### **ADJOURNMENT**

The meeting was adjourned at 10:10 a.m.