

FLORIDA | Board of Orthotists and Prosthetists

Draft Meeting Minutes

October 25, 2018

Embassy Suites by Hilton
1100 SE 17th Street Causeway
Ft. Lauderdale, Florida 33316
Contact Hotel: 954-315-1326



Brett Saunders, CPO, FAAOP
Chair

Wayne R. Rosen, CPO, CPED, FAAOP
Vice-Chair

C. Erica White, MBA, JD
Executive Director

Thursday October 25, 2018 1:00 p.m.

AGENDA

TAB 1. CALL TO ORDER - The meeting was called to order by the Chair, Mr. Saunders, at 1:14 p.m. those present during the meeting included the following:

Board Members:

Brett Saunders, CPA, FAAOP – Chair (Lady Lake)
Wayne Rosen, CPO, CPED, FAAOP – Vice-Chair (Davie)
Lance A. Benson (Miami)
Paul Weott, CPO (Bradenton)

Board Counsel:

Robert Milne, Assistant Attorney General

Board Staff:

C. Erica White, MBA, JD, Executive Director
Shay Marcelus, JD, Program Operations Administrator

TAB 2. REVIEW AND APPROVAL OF MINUTES –

A Motion to approve the minutes was made by Mr. Rosen. Motion was seconded by Mr. Benson. Motion passed unanimously.

TAB 3. CONTINUING EDUCATION –

1. Orthotic and Prosthetic Center, Inc.

A Motion made by Mr. Rosen to accept the application for Orthotic and Prosthetic Center, Inc. Motion was seconded by Mr. Benson. Motion passed unanimously.

2. Florida Association of Orthotists and Prosthetists

A Motion made by Mr. Weott to accept the application for Florida Association of Orthotists and Prosthetists. Motion was seconded by Mr. Benson. Motion passed unanimously.

TAB 4. DISCIPLINARY

The board, as appropriate, accepted unanimously the following motions: 1). The Department asks that you accept the investigative report into evidence for the purpose of imposing a penalty. 2). The Department asks that you find that the Respondent was properly served and waived the right to a formal hearing (either by failing to respond at all or timely). 3). The Department asks that you adopt the findings of fact and conclusions of law as set forth in the Administrative Complaint and find that this constitutes a violation of the practice act.

Recused Board Members: Wayne Rosen

1. Julio Ruiz, O.R.F., Case# 2016-13355

Respondent was present, sworn in and was not represented by counsel. A Motion made by Mr. Saunders to impose a 500 fine plus fees of \$125.75. Motion was seconded by Mr. Benson. Motion passed unanimously.

Recused Board Members: Wayne Rosen

2. Frank Edward Denton, P.E.D., Case #2016-08932

Respondent was present, sworn in and was not represented by counsel. The Department recommendation is a

reprimand, 6-month probation, and a fine of \$1,000.00 dollars. A Motion made by Mr. Weott for a fine of \$1,000 and court cost of \$204.95 to be paid within thirty (30) days. Motion was seconded by Mr. Benson. Motion passed unanimously. A Motion made by Mr. Weott to extend the time for the fine to be paid with 90 days. Motion was seconded by Mr. Benson. Motion passed unanimously.

TAB 5. REPORTS

A. Chair's Report - *Brett Saunders, Chair* -

No Discussion:

B. Vice-Chair's Report - *Wayne Rosen, Vice-Chair* -

No discussion.

C. Executive Director's Report - *C. Erica White, MBA, JD, Executive Director*

Discussion:

Ms. White gave an overview of the upcoming meeting. She discussed adding additional telephonic meetings with the Board. The Board added an additional telephonic meeting in April 2019. Ms. White will set up the meeting and forward the information to the Board members for approval. Ms. White gave an overview of the Department of Health plan to use a universal application for all profession. The Board discussed what impact this may have on the profession.

D. Attorney General's Report – *Robert Milne, Assistant Attorney General*

1. Rules Report for September 2018

Discussion:

Mr. Milne gave an overview of the of the rules current listed in the Rules Report. Mr. Milne recommended the Board notify him if the Board would like to make any changes to a rule that is not currently listed on the Rules Report.

E. Committee Reports

1. Budget- No discussion.
2. Continuing Education- No discussion.
3. Credentials - *Brett Saunders*- No discussion.
4. Disciplinary Compliance- No discussion.
5. Legislation - *Wayne Rosen*- No discussion.
6. Rules - *Brett Saunders*- No discussion.
7. Probable Cause - *Wayne Rosen*- No discussion.
8. Unlicensed Activity- No discussion.

F. Prosecutor's Report

Mr. Milne gave a brief update on the current caseload for the Prosecution Services Unit (PSU). There are currently a total five (5) cases in PSU for this profession. A motion was made by Mr. Weott to allow PSU to continue to prosecute cases older than 1 year. Motion seconded by Mr. Benson. Motion passed unanimously.

TAB 6. Ratification 6-10-2018 TO 8-29-2018

	License/ Certificate	Number
1	Orthotist/ Prosthetists	5
2	Prosthetists	2
3	Orthotists	3
4	Orthotic Fitter	0
5	Orthotic Fitter Assistant	2
6	Pedorthists	1
7	Orthotic Resident	8
8	Prosthetic Resident	8

- Motion to accept Ratification numbers for Orthotist/ Prosthetists made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers for Prosthetists made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers for Orthotists made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers Orthotic Fitter Assistant made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers for Pedorthists made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers for Orthotic Resident made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.
- Motion to accept Ratification numbers for Prosthetic Resident made by Mr. Rosen. Motion seconded by Mr. Weott. Motion passes unanimously.

TAB 7. OLD BUSINESS / NEW BUSINESS

No discussion.

TAB 8. NEXT MEETING DATE

The next Board meeting will be held on July 31, 2019 at Holiday Inn Fort Myers Airport-Fort Myers, FL.

TAB 9. PUBLIC COMMENT

No discussion.

ADJOURNMENT:

Meeting adjourned at 2:20.