

FLORIDA BOARD OF ORTHOTISTS AND PROSTHETISTS GENERAL BOARD MEETING

DRAFT MINUTES

January 29, 2021, 9:00 A.M. EST



Brett Saunders, CPO, FAAOP, Chair

Janet E. Hartman, Executive Director



CALLED TO ORDER @ 9:00 a.m.

Roll Call conducted by Janet Hartman.

Members Present:

Brett Saunders, CPO, FAAOP, Chair
Paul C. Weott, CPO, Vice Chair
Wayne R. Rosen, CPO, CPED

Members Not Present:

Lance A. Benson

Staff Present:

Janet Hartman, Executive Director
Eric Pottschmidt, Program Operations Administrator
John B. Fricke, Jr., Assistant Attorney General
Kimberly Marshall, Assistant General Counsel

Court Reporter Present:

For The Record - 850-222-5491

REVIEW AND APPROVAL OF MINUTES – October 30, 2020

Motion: by Paul Weott to approve the October 30, 2020 minutes.
Second: by Wayne Rosen
Vote: Passed Unanimously

PROSECUTOR'S REPORT

Case Inventory:

Total Cases open/active in PSU:	1
Cases in Emergency Action Unit:	0
Cases under Legal Review:	0
Cases with probable cause recommendation:	1
Total Cases where PC has been found:	0
Cases in holding status:	0
Cases pending before DOAH:	0
Cases in intake status:	0
Cases agendaed for Board:	0
Cases on Appeal:	0

**Total Number of Cases Older than One Year
(Does not include cases on current Board agenda): 0**



PETITION FOR VARIANCE OR WAIVER

Brian V. Narin, ORTR 196 – 64B14-4.115 Requirements for Renewal of Residency

Mr. Narin was not present and was not represented by counsel.

Mr. Rosen, Vice-Chair, recused himself from voting, as Mr. Narin was a previous employee of Mr. Rosen. As a result of this, Mr. Narin's Petition for Variance and Waiver did not have a proper quorum to receive a vote. Mr. Narin's Petition for Variance or Waiver was tabled for the next available meeting.

REPORTS

Chair's Report – Nothing to report.

Executive Director's Report

Janet Hartman provided a legislative update and commented on a few bills focusing on telehealth services.

Mrs. Hartman provided information on a monthly Provider call for COVID-19 updates, and provided additional resource information.

Mrs. Hartman provided update on COVID-19 vaccinations, as well as confirmed a statement from Mr. Saunders that citizens of Florida may seek vaccinations in any county of Florida including those outside of the county they reside in. The only stipulation is that the citizen must be a resident of Florida.

Financial Reports – no discussion.

Board Counsel's Report (TS – 00:09:50 Minutes)

64B14-7.003 Disciplinary Guidelines

Discussion included 456.47, F.S. - Emotional Support Animals, and s.456.072, F.S. Telehealth

SERC

Will the proposed rule amendments have adverse impact on small business or will the proposed rule amendments be likely to directly or indirectly increase regulatory costs to any entity including government in excess of \$200,000 in the aggregate in Florida within one year after implementation?

Motion: by Brett Saunders votes "NO"

Second: by Paul Weott

Vote: Passed Unanimously

Should a violation of this rule or any part of this rule be designated as a minor violation?



Motion: by Brett Saunders votes "NO"
Second: by Wayne Rosen
Vote: Passed Unanimously

Would a Sunset provision be applicable to this Rule?

Motion: by Brett Saunders votes "NO"
Second: by Paul Weott
Vote: Passed Unanimously

Rules Report

Board Counsel reviewed recent JAPC letter received on 64B14-4.110 referencing the 32-hour course requirement and the 8-hour requirement.

COMMITTEE REPORTS

Continuing Education – Wayne Rosen – No Report
Credentials - Brett Saunders, Chair - No Report
Disciplinary Compliance - Brett Saunders, Chair - No Report
Legislation - Wayne Rosen - No Report
Rules - Brett Saunders, Chair - No Report
Probable Cause - Wayne Rosen - No Report
Unlicensed Activity – Paul Weott, Vice-Chair - No Report
Malpractice Committee – Brett Saunders, Chair - No Report

RATIFICATIONS

Licenses Issued

Motion: by Paul Weott to accept the ratification lists for all professions with new licenses issued.
Second: by Brett Saunders
Vote: Passed Unanimously

ELECTIONS

Motion: by Paul Weott to accept nomination of Brett Saunders as Chairperson of the Board.
Second: by Wayne Rosen
Vote: Passes Unanimously

Motion: by Paul Weott to accept nomination of Wayne Rosen as Vice-Chairperson of the Board.
Second: by Brett Saunders
Vote: Passes Unanimously



OLD BUSINESS/NEW BUSINESS – No old or new business.

NEXT MEETING DATE – April 23, 2021 at 9:00 a.m. - GoToMeeting

PUBLIC COMMENTS (TS – 00:29:45 Minutes)

Josh Ryder. Currently, license is in probation status and is looking for guidance to help resolve probationary status. Chair Saunders and Executive Director Janet Hartman informed Mr. Ryder that the Board of Orthotists and Prosthetists and the Board Office staff are not able to assist at this point and directed Mr. Ryder to contact the Compliance Department.

Laura Ryder. Inquired about how a monitor is approved. Mr. Saunders confirmed that when a licensee is on probation, the licensee must have a monitor, the monitor must be licensed in the proper discipline, their license must be current, clear and unencumbered, and they must be approved by the board.

ADJOURNMENT @ 9:37 a.m.