



## TELECONFERENCE BOARD MEETING NOTICE & AGENDA

CSU, Dominguez Hills  
Occupational Therapy Dept.  
Welch Hall, Room C 303  
1000 E. Victoria Street  
Carson, CA 90747  
(310) 243-2726 *Directions only*

Department of Consumer Affairs  
Donner Lake Room, 2<sup>nd</sup> Floor  
2005 Evergreen Street  
Sacramento, CA 95815

(916) 263-2294 *Directions only*

**Thursday, March 22, 2012**

### 9:30 am - Board Meeting

*The public may provide comment on any issue before the committee at the time the matter is discussed.*

1. Call to order, roll call, establishment of a quorum.
2. President's remarks. *(B. Tanberg)*
3. Board member updates/activities. *(All Board members)*
4. Approval of the December 1, 2011, Board meeting minutes.
5. Disaster Preparedness/Disaster Response Committee Report *(M. Evert)*
  - A. Acceptance of the October 25, 2011, meeting minutes.
  - B. Review and discussion of the Committee's Roles and Responsibilities and consideration of recommending changes to the Board.
  - C. Highlights from January 24, 2012, meeting.
6. Education and Outreach Committee Report *(B. Tanberg)*
  - A. Highlights from January 19, 2012, meeting.
  - B. Acceptance of the August 25, 2011 meeting minutes.
7. Legislative and Regulatory Affairs Committee Report *(L. Grangaard)*
  - A. Highlights from March 8, 2012, meeting.
  - B. Acceptance of the August 16, 2011, Committee Meeting Minutes
  - C. Acceptance of the November 2, 2011, Committee Meeting Minutes
  - D. Acceptance of the January 24, 2012, Committee Meeting Minutes
  - E. Recommended prioritization of previously approved legislative proposals, for the upcoming legislative session, including:
    - Amend Business and Professions Code (BPC) Section 146, Violations of specified authorization statutes as infractions; Punishment.

- Amend BPC Section 149, Notice to cease advertising in telephone directory; Contest and hearing; Disconnection of service.
- Amend BPC Section 2570.2, Definitions.
- Amend BPC Section 2570.3, Licensing requirement.
- Amend BPC Section 2570.16, Fees.
- Amend BPC Section 2570.18, Representation.
- Amend BPC 2570.27, Discipline; Initial license issued on probation.
- Add new BPC Section requiring mandatory reporting of employees who are terminated or suspended for cause, as specified, and consequences for failure to report.
- Add new BPC Section regarding limiting liability of occupational therapists providing services in an emergency, disaster, or state of war.
- Add new BPC Section establishing new language which would allow the Board to inspect records.
- Add new BPC Section establishing standards of practice for telehealth by occupational therapists.
- Add new BPC Section requiring the Board to perform a workforce study and authorize an appropriate expenditure for the study.

F. Recommended positions on pending bills.

- Assembly Bill (AB) 171(Beall), Autism.
- AB 374 (Hayashi), Provides for licensure of Athletic Trainers.
- AB 386 (Galgiani), Prisons: telehealth systems.
- AB 439 (Skinner), Health care information.
- AB 518 (Wagner), Elder and dependent adult abuse: mandated reporters.
- AB 608 (Pan), Telemedicine.
- AB 783 (Hayashi), Professional Corporations.
- AB 800 (Huber), Boards and Commissions: Time Reporting.
- AB 958 (Berryhill) – Statute of limitations for disciplinary actions.
- AB 1003 (Smyth) Professional and vocational licenses.
- Senate Bill (SB) 399 (Huff), Healing Arts: Advertising.
- SB 462 (Blakeslee), Provides for certification of special education advocates.
- SB 544 (Price), Professions and Vocations: Amendments to the Business and Professions Code; general provisions and the Occupational Therapy Practice Act.
- SB 924 (Price), Physical therapists: direct access to services: professional corporations.

G. Report on bills previously reviewed by the Committee and signed into law, including AB 415 (Telehealth), SB 24 (Personal Information: Privacy), SB 541 (Exemptions for boards from Public Contract Code requirements), SB 850 (Medical records: confidential information), and SB 946 (Telemedicine). *(Copies of bills not provided.)*

8. Consideration and adoption of proposed regulatory language to amend Title 16, CCR Section 4180, Definitions, Section 4184, Delegations of Tasks to Aides, and establish section 4187, Supervision Plan for an Occupational Therapist.
9. Review of proposed Board Member Disciplinary Resource Manual.

10. Executive Officer's report. (*H. Martin*)
  - A. Budget information.
  - B. Personnel update.
  - C. Performance measurements.
  - D. Other informational items.
11. Regulations Update Report. (*H. Martin*)
  - A. Title 16, Division 39, CCR Sections 4100, 4101, 4146, 4148 4149, 4149.1, Definitions, Delegation of Certain of Functions, Definitions, Mental or Physical Examination of Fitness for Licensure, Other Actions Constituting Unprofessional Conduct, and Revocation for Sexual Contact.
  - B. Title 16, Division 39, CCR Sections 4116, 4117, 4118, 4119, for Sponsored Free Health Care Events, including Definitions, Sponsoring Entity Registration, Out-of-State Authorization to Participate, and Termination of Authorization and Appeal.
  - C. Title 16, Division 39, CCR Section 4155, Advanced Practice Application to Provide Physical Agent Modalities.
  - D. Title 16, Division 39, CCR Sections 4180, 4184, 4187, regarding supervision, including Definitions, Delegation of Tasks to Aides, and Occupational Therapy Assistants Serving in Administrative Positions.
12. Enforcement data and reports for the period 10/1 – 12/31/2011. (*J. Hanson*)
13. Public comment session for items not on the agenda.
14. Agenda Items for Next Meeting.

The Board may convene in CLOSED SESSION pursuant to Government Code Section 11126(c)(3) to deliberate on Disciplinary Decisions.

**Return to Open Session.**

**Adjournment.**

**ACTION MAY BE TAKEN ON ANY ITEM ON THE AGENDA.**

Public comments will be taken on agenda items at the time the item is heard. Action may be taken on any item listed on the agenda. Agenda items may be taken out of order for convenience, to accommodate speakers or to maintain a quorum. For further information on this meeting and agenda, contact Tabatha Montoya at (916) 263-2294 or submit a written request to her at 2005 Evergreen Street, Suite 2050, Sacramento, California, 95815.

The meeting is accessible to the physically disabled. A person who needs disability related Accommodations or modifications in order to participate in the meeting shall make a request to Tabatha Montoya at (916) 263-2294 or by mailing a written request to 2005 Evergreen Street, Suite 2050, Sacramento, California, 95815. Providing at least five working days notice before the meeting will help ensure the availability of accommodations or modifications. This agenda as well as Board meeting minutes can be found at the Board's website at [www.bot.ca.gov](http://www.bot.ca.gov).

Teleconference Board Meeting Notice  
and Agenda  
March 22, 2012  
Page 4

