



CALIFORNIA BOARD OF OCCUPATIONAL THERAPY
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BOARD MEETING NOTICE & AGENDA

**Thursday, February 18, 2016 and
Friday, February 19, 2016**

**University of St. Augustine
Occupational Therapy Department
700 Windy Point Drive, Building A
San Marcos, CA 92069**

For meeting/agenda information contact 916/263-2294

**Thursday, February 18, 2016
10:00 am - Board Meeting
(Presentation to USA students (9-10 am))**

The public may provide comment on any issue before the Board at the time the agenda item is discussed. If public comment is not specifically requested, members of the public should feel free to request an opportunity to comment.

1. Call to order, roll call, establishment of a quorum.
2. Introduction of new of Board Member.
3. President's remarks.
4. Board member updates/activities.
5. Public Comment session for items not on the agenda.
Please note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)]
6. Review and vote on approval of the November 19-20, 2015, Board meeting minutes.
7. Review and vote on approval of the January 5, 2016, Board meeting minutes.
8. Presentation by DCA and overview of BreEZe functionality and the ability of Board Members to vote on disciplinary actions through BreEZe.
9. Establishment of Ad-hoc Sunset Review Committee.

10. Discussion and possible action on Ad Hoc Committee's report and recommendation(s) regarding amending the definition of "occupational therapy" as set forth in Business and Professions Code Section 2570.2.
11. Discussion and possible action on Ad Hoc Committee's Report and recommendation(s) regarding occupational therapists performing the physically invasive components of an instrumental evaluation (e.g., fiberoptic endoscopy evaluation of swallowing).
12. Executive Officer's Report.
 - a) Operational Report
 - b) Budget Update
 - c) BreEZe Update
 - d) Future Agenda Items
 - e) Other Informational Items – No Board action
13. Consideration and possible action of approving proposed regulatory language to amend Title 16, CCR Section 4130, Fees.
14. Update and take action, if necessary, on pending rulemaking files - California Code of Regulations, Title 16, Division 39:
 - Section 4110, Application;
 - Section 4170, Ethical Standards of Practice.
 - Section 4172, Standards of Practice for Telehealth.
15. Prioritization of future rulemaking files: California Code of Regulations, Title 16, Division 39.
16. The Board will convene in Closed Session pursuant to Government Code Section 11126(c)(3) to deliberate and vote on disciplinary matters.

Reconvene in Open Session.
17. Meeting adjournment for the day.

Friday, February 19, 2016
9:00 am - Board Meeting

18. Call to order, roll call, establishment of a quorum.
19. Public Comment session for items not on the agenda.
Please note: The Board may not discuss or take action on any matter raised during this public comment section, except to decide whether to place the matter on the agenda of a future meeting [Government Code Sections 11125 and 11125.7(a)]
20. Presentation by Legal Counsel on the *North Carolina State Board of Dental Examiners vs. Federal Trade Commission Supreme Court Decision*, California Attorney General's Opinion Regarding 'Active State Supervision,' and Federal Trade Commission Guidance on 'Active State Supervision.'

21. Discussion and possible action on the *North Carolina State Board of Dental Examiners vs. Federal Trade Commission Supreme Court Decision*.
22. Discussion and possible action on research by Samuel Merritt University on occupational therapy educational programs providing superficial/mechanical modalities and deep thermal/electrotherapeutic modalities curricula.
23. Discussion and possible action on retention and public disclosure of discipline information.
24. Enforcement data and reports for the quarter ending December 31, 2015.
25. Enforcement performance measures reported to DCA for the quarter ending December 31, 2015.
26. Suggested agenda items for a future meeting.
27. The Board will convene in CLOSED SESSION pursuant to Government Code Section 11126(a)(1) to discuss the annual evaluation of the Executive Officer.

Reconvene in Open Session.

28. Adjournment.

Public comments will be taken on agenda items at the time the item is heard. Discussion and 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.

The Board may discuss agenda items in any order on each day, unless noticed as "time certain." Action may be taken on any item on the agenda. Items may be taken out of order, tabled or held over to a subsequent meeting, and items scheduled to be heard on Thursday may be held over to Friday, items scheduled to be heard on Friday may be moved up to Thursday, for convenience, to accommodate speakers, or to maintain a quorum. Any opportunity for public comment is provided for each open agenda item and at the end of each Committee's report. All items are approximate and subject to change. Members of the public will be provided appropriate opportunities to comment on any issue before the Board, but the Board President may, at his or her discretion, apportion available time among those who wish to speak.

For further information on this meeting and agenda, contact Jody Quesada at (916) 263-2294 or submit a written request to her at 2205 Evergreen Street, Suite 2250, 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 Jody Quesada at (916) 263-2294 or by mailing a written request to 2005 Evergreen Street, Suite 2250, 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.