

AGENDA ITEM 5

REVIEW AND VOTE ON APPROVAL OF THE APRIL 7, 2017, SPECIAL TELECONFERENCE BOARD MEETING MINUTES.

The meeting minutes are attached for review.



SPECIAL TELECONFERENCE BOARD MEETING MINUTES

Friday, April 7, 2017

Board Member(s) Present

Denise Miller, OT – President
Sharon Pavlovich, OTA - Secretary
Laura Hayth, OT
Teresa Davies
Jeff Ferro
Beata Morcos

Board Staff Present

Heather Martin, Executive Officer
Jeff Hanson, Program Analyst
Ileana Butu, Legal Counsel

1. Call to order, roll call, and establishment of a quorum.

At 11:06 a.m. President Denise Miller called the meeting to order. Contact was established at each teleconference site. Roll was called; and a quorum was established.

2. Finding of Necessity for Special Meeting (Gov. Code Section 11125.4)

- ❖ Sharon Pavlovich moved that the necessity for a special meeting is supported by the fact that providing the usual 10 day notice for a meeting of the Board would pose a hardship on the Board, in that the Board would be deprived of the ability to submit responses to the Sunset Review Committee timely since its next regularly scheduled meeting was not until June 1 and 2, 2017.
- ❖ Jeff Ferro seconded the motion.

Roll Call Vote

Denise Miller	Aye
Jeff Ferro	Aye
Sharon Pavlovich	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Beata Morcos	Aye

3. Public comment session for items not on the agenda.

Heather Javaherian, Program Director, Loma Linda University's MOT Program, asked if the Board was aware of a proposal that discussed at the American Occupational Therapy Association national conference changing fieldwork requirements and replace an internship with a proposed new residency.

President Miller responded the Board is aware of the issue, that she served on the Ad Hoc Committee that discussed the future of fieldwork and the matter will be discussed at the June meeting.

4. Review and discussion of Proposed Responses to Sunset Issues Report and resulting proposed legislation necessary to respond to the legislative Background Paper for the California Board of Occupational Therapy; possible action.

Executive Officer Heather Martin referred Board Members to the meeting materials and explained that Board staff drafted responses to fifteen questions that the Joint Oversight Committee posed regarding the Board's Sunset Report.

President Miller indicated she had a question about Issue #3 and asked Ms. Martin if the Board was pursuing an attestation requirement that practitioners acknowledge that they have read the laws and regulations related to their practice. Ms. Martin responded "yes."

Laura Hayth identified a typographical error. Ms. Hayth indicated the rest of the report looked good. The Board members concurred.

Heather Martin asked Board members to look at Issue #14 and asked if they would like to identify several of the legislative proposals as being significant or a priority for the Board. Following discussion on the matter, President Miller indicated she would prefer all legislative proposals in the Board's Sunset report be equally considered by the Sunset Review Committee. Board members concurred.

- ❖ Jeff Ferro motioned for staff to make the identified edits (typographical error and include all legislative proposals in Issue #14) and submit the responses to the Joint Legislative Sunset Review Committee.
- ❖ Laura Hayth seconded the motion.

Roll Call Vote

Denise Miller	Aye
Jeff Ferro	Aye
Sharon Pavlovich	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Beata Morcos	Aye

5. Adjournment.

At 11:44 a.m. the meeting adjourned.

AGENDA ITEM 6

REVIEW AND VOTE ON APPROVAL OF THE JUNE 1-2, 2017, BOARD MEETING MINUTES.

The meeting minutes are attached for review.



**BOARD MEETING MINUTES
West Coast University**

Thursday, June 1, 2017

Friday, June 2, 2017

Board Member(s) Present

Denise Miller – President
Richard Bookwalter – Vice President
Sharon Pavlovich – Secretary *(June 1, 2017 only)*
Teresa Davies
Jeff Ferro
Laura Hayth
Beata Morcos

Board Staff Present

Heather Martin, Executive Officer
Jeff Hanson, Enforcement Coordinator
Jody Quesada, Enforcement Analyst
Ileana Butu, Legal Counsel

Thursday, June 1, 2017

9:30 am - Board Meeting

1. Call to order, roll call, establishment of a quorum.

The meeting was called to order at 9:44 am, roll was called, every Board member was in attendance. A quorum was established.

2. President's Remarks – Informational only; no Board Action to be taken.

President Denise Miller commented that 2016 was a busy and productive year for the Board. Ms. Miller reported she attended the American Occupational Therapy Association (AOTA) conference and also expressed her gratitude to West Coast University for hosting the Board meeting and welcomed all in attendance.

3. Board Member Remarks – Informational only; no Board Action to be taken.

Jeff Ferro stated that he had a conversation with the Department of Apprenticeship Standards that would be addressed during Agenda item 10.

Vice President Richard Bookwalter reported that he attended the AOTA conference and he and Denise Miller worked on the Sunset Process with Agency and Board staff.

Secretary Sharon Pavlovich reported that she attended the AOTA conference and presented at the conference with Loma Linda Occupational Therapy Department Staff. Ms. Pavlovich stated that The Pavlovich Sexuality Questionnaire made its debut at the AOTA conference as well.

The remaining Board members had nothing further to report.

Special Order of Business

10:00 a.m. PEREZ, THOMAS - Petition for Early Termination of Probation

CLOSED SESSION

The Board entered in to closed session at 10:36 a.m.

RECONVENE IN OPEN SESSION

The Board reconvened in to open session at 11:16 a.m.

- 4. Public Comment session for items not on the agenda.

Chuck Wilmarth, Director, Health Policy and State Affairs, AOTA, commented that AOTA released a document regarding occupational therapists (OTs) administering medication; he added that a sentence was deleted because it was not necessary to state what an OT 'can't do.' Mr. Wilmarth stated that the finalized document is on the AOTA website.

- 5. Review and vote on approval of the March 8-9, 2017, Board meeting minutes.

The Board members pointed out grammatical and other non-substantive errors.

- ❖ Richard Bookwalter moved to adopt the minutes as amended and to allow the Executive Officer to make any technical, non-substantive changes.
- ❖ Laura Hayth seconded the motion.

Public Comment

There was no public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

- 6. Review and vote on approval of the April 7, 2017, Special Board meeting minutes.

Vice President Richard Bookwalter questioned whether or not he was in attendance.

- ❖ Jeff Ferro moved to accept the minutes as presented.
- ❖ Laura Hayth seconded the motion.

Public Comment

There was no public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

7. Review and vote on approval of the April 13, 2017, Special Board meeting minutes.

Board staff was alerted that Denise Miller's name was listed twice in the votes and one of those entries should have been Jeff Ferro.

- ❖ Richard Bookwalter moved to accept the minutes as amended.
- ❖ Beata Morcos seconded the motion.

Public Comment

There was no public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Abstain
Teresa Davies	Abstain
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

8. President's Report on Sunset Review process and review of Assembly Bill 1706 (Committee on Business and Professions), extending Board's Sunset date.

President Denise Miller gave an overview of the Sunset Review process that included the AdHoc committee initiated so that Board members could collaborate with Board staff on the project, and the subsequent participation by herself, Richard Bookwalter and Heather Martin at the Sunset Review Oversight Hearings before the Assembly Business and Professions and Senate Business Professions and Economic Committees.

Executive Officer Heather Martin said that she is scheduled to meet with legislative staff regarding legislative proposals and will report back at the August meeting.

9. Discussion and consideration of proposed "Initial Experiential Learning Requirement" being considered by the American Occupational Therapy Association for occupational therapist education programs, (to replace the current fieldwork requirement), including potential impact and costs of implementing the proposed model, the legislative and policy considerations, and potential impact to students and consumers.

Chuck Wilmarth, Director, Health Policy and State Affairs, AOTA gave a brief overview of the included documents.

President Denise Miller commented that she participated in robust discussions at the AdHoc committee meeting on occupational therapy education and fieldwork, led by AOTA President Amy Lamb.

Secretary Sharon Pavlovich asked why occupational therapy assistants (OTAs) were excluded from the 'Initial Experiential Learning Requirement' recommended by the AdHoc Committee.

President Miller stated that the decision not to include the OTAs was made at the AOTA Board of Directors level.

Public Comment

Chuck Wilmarth, Director, Health Policy and State Affairs, AOTA stated that the existing fieldwork model is not sustainable and AOTA is looking to the future. Mr. Wilmarth added that under the "Initial Experiential Learning Requirement", Level 1 and Level 2 fieldwork requirements would be reduced thus alleviating the burden of finding fieldwork locations.

President Miller asked Executive Officer Heather Martin to keep this item as a placeholder for future meetings and asked Mr. Wilmarth to report any new developments.

10. Discussion and possible action regarding lack of available fieldwork sites, potential workforce shortage, and impact to students and consumers.

Executive Officer Heather Martin gave an overview of the included documents.

Jeff Ferro stated that he had conversations with Diane Ravnik, Chief, Division of Apprenticeship Standards. Mr. Ferro reported that being able to establish an apprenticeship program would potentially increase fieldwork placement slots and avoid fieldwork costs for schools which could ultimately be passed on to students. Mr. Ferro said that there would be more information to come.

Ms. Martin stated that some schools would not be able to pay for fieldwork, so if Jeff Ferro's idea of establishing an apprenticeship program was implemented it would alleviate schools' concerns with having to possibly pay for fieldwork placements in the future.

President Miller asked about any updates with Genesis and their implementation of charging for student fieldwork placement. Ms. Martin stated that there had not yet been any contact with Genesis.

Legal Counsel Ileana Butu updated the Board on the definition of distance education. Ms. Butu reported that per Education Code, Section 94834 "Distance education" is the "transmission of instruction to students at a location separate from the institution." Additionally, Ms. Butu reported that per Education Code, Section 94850.5, an out-of-state private school for the purposes of the Bureau of Private Postsecondary Education is a private school that does not have a physical presence in California that offers "distance education" to California students for a fee.

Public Comment

Heather Kitching President, OTAC stated that the occupational therapy profession should be mindful of sustainability and she encouraged "broad thinking". Ms. Kitching also rhetorically asked "How far will we allow profit based entities to drive rigor and process of the occupational therapy profession?"

President Miller asked if OTAC had sent a position letter to Genesis. Ms. Kitching stated that OTAC had not.

Ms. Miller stated that she did not believe it was the Board's charge to lead.

- ❖ Teresa Davies moved to have Executive Officer Heather Martin construct and send a formal letter of inquiry to Genesis.
- ❖ Richard Bookwalter seconded the motion.

Public Comment

There was no additional public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

11. Update and possible action, on pending Rulemaking files, California Code of Regulations (CCR), Title 16, Division 39:
 - Section 4130, Fees
Executive Officer Heather Martin stated that the language goes in to effect July 1, 2017. Ms. Martin informed the Board that the California Office of Administrative Law (OAL) intervened on the language regarding delinquent fees and informed Board staff that they are required to set the delinquent fee rate to half of the respective renewal fee.
 - Sections 4161, 4162, and 4163, relating to Continuing Competence
Ms. Martin stated that she anticipated this language going in to effect October 1, 2017.
 - Section 4149.5, Petition for Reinstatement or Modification of Penalty
Ms. Martin reported that the deadline to get the package over to OAL is August 25, 2017.
 - Section 4176, Notice to Consumers
Ms. Martin stated that she anticipated this language going in to effect October 1, 2017.

Public Comment

There was no public comment.

12. Consideration and possible action of establishing CCR Title 16, Division 39, Section 4147.2, Probation Monitoring Costs.

Executive Officer Heather Martin gave an overview of the included handout that included two new changes that staff was recommending be added to draft language previously approved by the Board. Ms. Martin stated that the changes were designed to further coordinate and administer the proposed action.

- ❖ Richard Bookwalter moved to approve the language as presented.
- ❖ Laura Hayth seconded the motion.

Public Comment

There was no public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

13. Consideration and possible action of amending CCR Title 16, Division 39, Section 4161, Continuing Competency; to eliminate waiver for completing professional development units for first-time license renewals.

Executive Officer Heather Martin gave an overview of the included handout that outlined the changes to CCR Section 4161 outlined by the Board members at a previous meeting.

- ❖ Richard Bookwalter moved to approve the language as presented and to allow the Executive Officer to make any technical, non-substantive changes.
- ❖ Beata Morcos seconded the motion.

Public Comment

There was no public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Aye
Denise Miller	Aye
Beata Morcos	Aye
Sharon Pavlovich	Aye

14. Discussion and possible action on bills of interest to the Board:
- a. Assembly Bill (AB) 703 (Flora), Professions and vocations: licenses: fee waivers
Executive Officer Heather Martin reported to the Board that this bill addresses fee waivers for spouses of an active duty member of the armed forces.

- b. AB 710 (Wood) Department of Consumer Affairs: boards: meetings.
Executive Officer Heather Martin reported that this bill would require the Board to meet once every other calendar year in a rural location.
- c. AB 1005 (Calderon), Professions and vocations: fines: relief.
Executive Officer Heather Martin reported that this bill states that when there is a confirmed violation and it is corrected within thirty (30) days, the licensee will not have to pay the citation and fine amount.
- d. AB 1510 (Dababneh), Athletic Trainers.
Executive Officer Heather Martin reported that this is now a two (2) year bill.
- e. Senate Bill (SB) 762 (Hernandez), Healing arts licensees: license activation fee: waiver.
Executive Officer Heather Martin reported that this bill states that a renewal fee will be waived for a healing arts practitioner that certifies they are restoring their license for the sole purpose of providing voluntary, unpaid service to medically underserved or critical-need population.
- f. SB 1217 (Stone), Healing arts: reporting requirements: professional liability resulting in death or personal injury.
Executive Officer Heather Martin stated that the included bill was not the appropriate attachment and should be disregarded.

Public Comment

Teresa Davies asked if AB 703 language included the active duty member as well.

Legal Counsel Ileana Butu stated that an active duty member of the armed forces was covered under Business and Professions Code – BPC 114.

Chuck Wilmarth, Director, Health Policy and State Affairs, AOTA stated that with regard to SB 762, the Board would still incur costs and that he felt that volunteer services being less scrutinized is a problem and should still be subject to oversight.

Additionally, Mr. Wilmarth referred to AB 387 that called for interns to receive minimum wage. Mr. Wilmarth reported that this bill received a lot of support from the labor community in addition to a long list of opponents. Mr. Wilmarth stated that he felt the bill would cause problems for fieldwork sites.

Heather Kitching President, OTAC stated that the implementation of this bill would have a catastrophic domino effect, starting with the closure of fieldwork sites, the closure of schools and the subsequent loss of jobs. Ms. Kitching indicated that OTAC sent a formal letter of opposition.

CLOSED SESSION

The Board entered in to closed session at 2:56 p.m.

RECONVENE IN OPEN SESSION

The Board reconvened in to open session at 3:16 p.m.

15. Recess for the day.

The meeting adjourned at 3:17 p.m.

Friday, June 2, 2107 2017

9:00 am - Board Meeting

16. Call to order, roll call, establishment of a quorum.

The meeting was called to order at 9:18 am, roll was called, Sharon Pavlovich was absent. A quorum was established.

17. Public Comment session for items not on the agenda.

Public Comment

There was no public comment.

18. Consideration and possible action on the National Board for Certification in Occupational Therapy (NBCOT) conducting a California-specific practice analysis for occupational therapists (OT) and occupational therapy assistants (OTA) as part of NBCOT's practice analysis to validate the national OT and OTA examinations.

Executive Officer Heather Martin gave an overview of events that had happened to date regarding a practice analysis: DCA's Office of Professional Examination Services (OPES) provided information regarding conducting a practice analysis at the March meeting, including a project schedule and budget projections, and NBCOT's offer to carve out California-specific data from their on-going national practice analysis and examination validation at no cost to the Board.

Discussion ensued between the Board members and Sean Conway, Senior Director, Credentialing Services, regarding timelines, the carve out of California-specific data, and what data NBCOT would make available to the Board.

Legal Counsel Ileana Butu clarified that the Board is not required to use OPES for the practice analysis. Ms. Butu stated that in the event that the Board chose to pick another option, the Board would be required to obtain bids.

Mr. Conway advised, if the Board wished for NBCOT to provide the Board with the California-specific data, that NBCOT would need a formal written request from the Board.

Public Comment

Chuck Wilmarth, Director, Health Policy and State Affairs, AOTA, stated that AOTA is opposed to the idea due to the "no cost to the Board" aspect and also expressed concern with the survey size. Mr. Wilmarth mentioned that AOTA may be interested in assisting the Board with the practice analysis, but the cost would be passed on to the Board.

President Miller stated the Board has discussed this matter several times and this was the first time the Board had heard AOTA express interest in assisting with the practice analysis; she advised AOTA the Board would be open to reviewing their outline.

Vice President Richard Bookwalter reminded the Board that all applicants for licensure are required in regulation to take and pass the NBCOT; as such, "Who better to provide data than the only entity offering the exam," he asked. Mr. Bookwalter said that he was prepared to ask NBCOT to share their California practice analysis data, if they were so willing.

Teresa Davies expressed her concern about how it would look for the Board to accept NBCOT's help free of charge and any other legalities.

Heather Kitching President, OTAC stated that OTAC agreed with AOTA and also opposed the Board accepting NBCOT's offer to provide California-specific data to the Board.

- ❖ Richard Bookwalter moved to request the California specific carve out analysis compared to national data, from NBCOT, and to provide the Board with access to the data as needed for further analysis subject to any Public Records Act requirements.
- ❖ Beata Morcos seconded the motion.

Public Comment

There was no additional public comment.

Roll Call Vote

Richard Bookwalter	Aye
Jeff Ferro	Aye
Laura Hayth	Aye
Teresa Davies	Nay
Denise Miller	Aye
Beata Morcos	Aye

19. Update and possible action on the Board's Strategic Plan Action Plan

Executive Officer Heather Martin informed the Board that the Strategic Plan Action Plan will be a standing item at future Board meetings.

President Denise Miller asked that the applicant checklist be brought to the Board members prior to posting on the website. (Action Plan Item 1.1)

Ms. Martin stated that assigning Board staff as the responsible party for Action Plan Item 4.2, may not be the best option. Ms. Martin asked if the Board felt it was a better idea to wait for the results of the Practice Analysis. The Board members agreed.

Public Comment

There was no public comment.

20. Presentation of licensing and enforcement data and reports for the quarter ending March 31, 2017.

Executive Officer Heather Martin and Board staff member Jeff Hanson gave an overview of the licensing and enforcement data and reports. The Board members had no questions.

Public Comment

There was no public comment.

21. Executive Officer's Report.

a. Operational Report.

Ms. Martin reported that the advertisement to fill two part-time positions closed and the application review process would begin the following week.

Ms. Martin stated that the budget/revenue handout included information through April 30, 2017. Ms. Martin informed the Board that she purchased a card printer with the intention of printing hard cards in office to replace the current paper cards and that a post card would be printed and sent to every licensee as a courtesy reminder of the fee increase. Ms. Martin also reported that the Board set aside money for an office expansion and still had an estimated reversion of \$208,000.

b. Future Agenda Items

Ms. Martin reported the future agenda items as:

- Board staff to research what other states are doing and report to the Board on and differentiation/limitation on earning of PDUs in-person vs online/technological means.
- Make appointments to the Education and Outreach Committee.
- Make appointments to Practice Committee.
- Practice Committee's recommendation on the records retention requirement for an occupational therapy business that closes or is sold or if the practitioner is no longer in private practice.
- Review/update of Board Member Administrative Manual.
- Review/update of Board Member Disciplinary Resource Manual.
- Review/update of Board's Disciplinary Guidelines (requires regulatory amendments).
- Discussion of the lack of fieldwork sites.
- Report the Board's number of Facebook/Twitter followers.
- Information on whether other states limit the amount of online professional development units (PDUs) that can be used toward a renewal.

c. Other Informational Items – No Board discussion or action

22. Suggested agenda items for a future meeting.

Ms. Martin recapped the agreed upon future items contained in her report, keeping the lack of field work sites on the agenda, and added her reporting back to the Board on the number of Facebook and Twitter followers. The Board members agreed.

Adjournment.

The meeting adjourned at 11:34 a.m.

PRESENTATION OF LICENSING AND ENFORCEMENT DATA.

The following is attached for review:

- Licensing data for Q4: April 1 – June 30, 2017
- Licensing data for the period July 1, 2016 – June 30, 2017
- Complaint and discipline information for Q4: April 1 – June 30, 2017
- Complaint and discipline information for the period July 1, 2016 – June 30, 2017
- Citation data for Q4: April 1 – June 30, 2017
- Citation data for the period July 1, 2016 – June 30, 2017
- List of current probationers

CA Board of Occupational Therapy

Applications Data: April 1, 2017 – June 30, 2017

Trans #	Transaction Type	April		May		June		Total Rec'd 4Q	Total App'd 4Q	Avg Rec'd per Mo.	Avg App'd per Mo.
		Received	Approved	Received	Approved	Received	Approved				
1020-7101	Initial OT License Apps	115	109	73	73	111	93	299	275	100	92
1020-7103	Initial OTA License Apps	40	37	39	39	47	35	126	111	42	37
1020-7102	OT-LP License Apps	4	2	4	4	3	1	11	7	4	2
1020-7104	OTA-LP License Apps	0	0	0	0	4	2	4	2	1	1
1021-7101	OT License Issued	118	117	82	81	80	79	280	277	93	92
1021-7103	OTA License Issued	36	36	46	45	27	26	109	107	36	36
1021-7102	OT Limited Permit Issued	1	1	3	3	1	2	5	6	2	2
1021-7104	OTA Limited Permit Issued	0	0	1	1	2	1	3	2	1	1
8005	Set Inactive to Active	4	4	5	5	5	5	14	14	5	5
8010	Name Changes	24	24	35	29	26	22	85	75	28	25
8020	Address Changes	249	244	238	235	242	239	729	718	243	239
8030	Verifications	64	55	70	61	87	62	221	178	74	59
8051	Set to Retired	3	3	7	7	7	9	17	19	6	6
8052	Set Retired to Active	0	0	1	1	0	0	1	1	0	0
5001	A/P – Hand Therapy	1	0	11	4	8	2	20	6	7	2
5002	A/P – PAMs	5	3	17	5	12	5	34	13	11	4
5003	A/P - Swallowing	7	6	1	1	5	7	13	14	4	5
Monthly Trans Total		671	641	633	594	667	590	1,971	1,825	657	608

		April		May		June		Total Rec'd	Total App'd	Avg Rec'd per Mo.	Avg App'd per Mo.
		Renewals Rec'd	Licenses Updated	Renewals Rec'd	Licenses Updated	Renewals Rec'd	Licenses Updated				
2020	Renewals (OT & OTA)	549	545	633	620	670	661	1,852	1,826	617	609

Renewal notices print mid-month and are due in approx 75 days. e.g. Renewals printed 8/15 are due 10/31

Rec'd = License Renewals Received and/or Renewal Applications Printed

App'd = Licenses Updated

BOT ENFORCEMENT STATISTICAL REPORT

April 1, 2017 – June 30, 2017

Complaints Received:	68	DOI Investigations Initiated:	2
Conviction/Arrest Investigations:	39	DOI Investigation Reports Received:	0
Total Complaints:	107	Formal DOI Investigations Pending:	3 (oldest 7/8/14)
Complaints-Closed:	166	Apps Denied per BPC 480/485:	0
Total Complaints-Pending:	243 (Oldest: 10/09/13)		

Cases Pending with the Attorney General (AG): 14

<u>Transmitted</u>	<u>Complaint No</u>	<u>Type</u>	<u>Current Status</u>
11/29/16	1002143836	SOI	DAG to draft SOI
02/08/17	1002045601	PTR	Pet to Revoke Probation filed 06/06/17; No NOD; DAG to draft Default Decision
02/24/17	17-000253	Accusation	DAG to draft Accusation
02/28/17	17-000257	Accusation	DAG to draft Accusation
03/07/17	16-000073	Accusation	DAG to draft Accusation
03/09/17	17-000226	Accusation	DAG to draft Accusation
03/09/17	17-000256	Accusation	DAG to draft Accusation; to be withdrawn
03/17/17	1002163988	Accusation	DAG to draft Accusation
04/12/17	1002045490	Pet Early Term	Hearing held 06/01/17; Written Decision Received, staff requested edits
04/26/17	OT2015-107	Accusation	DAG to draft Accusation
06/07/17	17-000378	Accusation	DAG to draft Accusation
06/08/17	17-000336	Accusation	DAG to draft Accusation
06/08/17	17-000279	Accusation	DAG to draft Accusation
06/08/17	17-000259	Accusation	DAG to draft Accusation

Statement of Issues filed:	1	Accusations filed:	1
Petition to Revoke Probation filed:	1	Accusation & Petition to Revoke Probation filed:	0
ISO Issued:	0	PC23 Issued:	0

Final Decisions: 6

<u>Effective</u>	<u>Name</u>	<u>Type</u>	<u>Complaint Received</u>
04/14/17	Gamotin, Bayani	License Denied (Proposed Decision)	08/05/15
05/28/17	Nichols, Zendra	License placed on Probation (Proposed Decision)	04/07/15
06/05/17	Moss, Shawn	Revocation (Default)	03/15/16
06/07/17	Brown, Charles	Surrender License (Stipulated Settlement)	08/30/16
06/21/17	Hidalgo, Julio	Granted License with Probation	09/27/16
06/26/17	Balloue, Carrie	Revocation (Default)	05/04/15

Cease Practice Orders (BPC 315.2) Issued: 0

Cease Practice Orders Lifted: 0

BOT ENFORCEMENT STATISTICAL REPORT
Fiscal Year July 1, 2016 – June 30, 2017

Complaints-Received:	241	DOI Investigations Initiated:	2
Conviction/Arrest Investigations:	156	DOI Investigation Reports Received:	3
Total Complaints:	397	Formal DOI Investigations Pending:	3 (Oldest: 7/08/14)
Complaints-Closed:	661	Apps Denied per BPC 480/485:	1
Total Complaints-Pending:	244 (oldest 10/9/13)		

Cases Transmitted to Attorney General:	19	Cases Pending at Attorney General:	14
---	-----------	---	-----------

CHARGES FILED

Statement of Issues filed:	1	Accusations filed:	7
Petition to Revoke Probation filed:	0	Accusation & Petition to Revoke Probation filed:	1

ATTORNEY GENERAL CASES CLOSED

Disciplinary Decisions-Total	17
Denied Licensure (Hearing):	2
Granted License with Probation:	2
Licensees Placed on Probation:	6
Voluntary Surrender:	2
Revocation:	5

PROBATION

Cease Practice Orders Issued (BPC 315.2):	1	Cease Practice Orders Lifted:	1
--	----------	--------------------------------------	----------

**OT Citations Issued
4/1/2017 - 6/30/2017**

#	VIOLATION							CIT.#	FINE (OT)	OT Fine Modified	GRAND TOTAL FINE DUE (OT)	DATE ISSUED	Appeal Rec'd		PAYMENT			
	No Lic	FDC	UPC	CC	ULF	PDU	AD						ICK	ADMIN	Paymt Date	Pd in Full	Paymt Amnt	Bal (OT)
1						1		17-000269	\$600	\$600	\$0	04/07/17			Withdrawn			\$0
1						1		17-000272	\$600		\$600	04/14/17						\$600
1						1		2015-159	\$250		\$250	04/19/17			04/28/17		\$250	\$0
1					1			2015-158	\$900		\$900	04/19/17			05/03/17	1	\$900	\$0
1					1			17-000177	\$400		\$400	04/20/17			06/12/17	1	\$400	\$0
1					1			2015-142	\$600	\$600	\$0	04/20/17			Withdrawn			\$0
1						1		17-294	\$250		\$250	04/18/17						\$250
1						1		17-301	\$600		\$600	04/18/17			05/01/17	1	\$600	\$0
1					1			2015-166	\$2,400	\$400	\$2,000	04/20/17	1					\$2,000
1					1			2015-26	\$600		\$600	04/20/17						\$600
1						1		17-000277	\$600		\$600	04/21/17			05/18/17	1	\$600	\$0
1						1		17-000295	\$600		\$600	04/21/17						\$600
1						1		17-000299	\$600	\$600	\$0	04/21/17			Withdrawn			\$0
1					1			2015-152	\$200		\$200	04/21/17			05/01/17		\$200	\$0
1					1			17-000016	\$450		\$450	04/21/17					\$450	\$0
1					1			17-000283	\$300		\$300	04/24/17			05/04/17	1	\$300	\$0
1					1			17-000204	\$550		\$550	04/24/17			05/18/17	1	\$550	\$0
1					1			17-000275	\$250		\$250	04/26/17			05/01/17	1	\$250	\$0
1					1			2015-123	\$600	\$600	\$0	04/26/17			Dismissed			\$0
1					1			2017-134	\$600		\$600	04/26/17	1					\$600
1						1		16-121	\$250		\$250	05/08/17			05/15/17	1	\$250	\$0
1						1		16-125	\$600		\$600	05/08/17						\$600
1						1		16-124	\$250		\$250	05/08/17			06/09/17	1	\$250	\$0
1	1				1			17-120	\$400		\$400	05/08/17			05/15/17	1	\$400	\$0
1						1		17-000302	\$600		\$600	05/10/17						\$600
1					1			17-000081	\$300		\$300	05/10/17			06/02/17	1	\$300	\$0
1						1		17-000030	\$600		\$600	05/10/17						\$600
1						1		17-000231	\$350		\$350	05/12/17	1					\$350
1					1			16-000035	\$75		\$75	05/10/17			06/07/17	1	\$75	\$0

**OT Citations Issued
4/1/2017 - 6/30/2017**

#	VIOLATION							CIT. #	FINE (OT)	OT Fine Modified	GRAND TOTAL FINE DUE (OT)	DATE ISSUED	Appeal/Cont		PAYMENT			
	No Lic	FDC	UPC	CC	ULP	PDU	AD						ICK	ADMI	Pymnt Date	Pd in Full	Pymnt Amnt	Bal (OT)
1					1			2015-192	\$600		\$600	05/22/17						\$600
1						1		17-000052	\$600	\$600	\$0			WITHDRAWN				\$0
1						1		17-000122	\$250		\$250	06/14/17			06/26/17	1	\$250	\$0
1								2015-029	\$600		\$600	06/14/17						\$600
TOTALS:																		
33	1	0	0	0	16	16	0		\$17,425	\$3,400	\$14,025		3	0		13	\$6,025	\$8,000

**OTA Citations Issued
4/1/2017 - 6/30/2017**

#	VIOLATION							CIT #	FINE (OTA)	OTA Fine Modified	GRAND TOTAL FINE DUE (OTA)	DATE ISSUE D	Appeal Rec'd		PAYMENT			
	No Lic	FDC	UPC	CC	ULP	FDU	AD						ICR	ADMIN	Pymnt Date	Pmts Fall	Pymnt Amnt	Bal (OTA)
1						1		17-000293	\$250		\$250	04/21/17			05/01/17	1	\$250	\$0
1						1		2015-156	\$250		\$250	05/12/17			05/17/17	1	\$250	\$0
1					1			17-000223	\$600		\$600	05/22/17						\$600
TOTALS																		
3	0	0	0	0	1	2	0		\$1,100	\$0	\$1,100		0	0		2	\$500	\$600

**OT Citations Issued
7/1/2016 - 6/30/2017**

#	VIOLATION							FINE (OT)	OT Fine Modified	GRAND TOTAL FINE DUE (OT)	Appeal Recd.		PAYMENT			
	No Lic	FDC	EPC	CC	ULP	PDU	AD				ICR	ADMIN	Pymnt Date	Pd in Full	Pymnt Amnt	Bal (OT)
TOTALS:																
70	0	0	0	0	23	44	0	\$34,250	\$9,790	\$24,460	15	1		33	\$15,910	\$8,550

**OTA Citations Issued
7/1/2016 - 6/30/2017**

#	VIOLATION							FINE (OTA)	OTA Fine Modified	GRAND TOTAL FINE DUE (OTA)	Appeal Recd.		PAYMENT			
	No Lic	FDC	EPC	CC	ULP	PDU	AD				ICR	ADMIN	Pymnt Date	Pd in Full	Pymnt Amnt	Bal (OTA)
TOTALS:																
24	0	1	0	0	2	21	0	\$8,700	\$2,400	\$6,300	5	0		16	\$5,350	\$950

Practitioners Currently on Probation or Other Court Orders

NAME	LICENSE #	LENGTH OF PROBATION	EFFECTIVE DATE
Abrams, Cindy	OT 17009	3 years	12/23/2016
Allen, Cornell Jr.	OT 9187	n/a	07/10/13
Alvarado, Francisco	OT 4563	2 years	09/02/16
Cristini, Farrah	OT 11509	3 Years	03/24/17*
Darrow, Colleen	OT 11844	4 Years	06/26/14
DeMena, Alan	OTA 466	3 Years	06/27/14*
Fanelli, Jay	OT 4071	4 years	12/07/16*
Gaeta, Adriana	OTA 1404	3 years	06/18/15*
Hidalgo, Julio	OTA 3981	3 years	06/21/17
Kelley, Anjuli	OT 11168	3 Years	01/16/14*
Knoeffler, Kolee	OT 8115	3 Years	06/03/16
Lombardo, Patricia	OT 2792	3 Years	06/23/16*
Martinez, Sharon	OTA 3067	3 Years	01/13/15*
Meyer, Lisa M	OT 14107	3 Years	02/13/14*
Necesito, Dennis B.	OT 7360	4 Years	08/30/13
Neff, Heather L.	OT 7629	3 Years	07/11/14
Ngo, Nicole U.	OT 14773	3 Years	10/27/14
Oliver, Patricia	OT 6986	3 Years	10/28/16*
Osberg, Nicholas	OT 13735	3 Years	09/02/16
Perez, Thomas J.	OTA 2470	5 years	01/09/13
Powell, Diana C.	OT 6367	3 years	06/03/16*
Schmidt, Rebecca	OT 8291	3 Years	11/27/09 *

* Probation "tolled" or extended beyond original expiration date.