

**OHIO BOARD OF DIETETICS  
MINUTES OF THE BOARD MEETING  
APRIL 15, 2016  
Vern Riffe Center, 18<sup>th</sup> floor, Ohio Board of Dietetics office  
Columbus, Ohio 9:00 A.M.**

**AGENDA ITEM #1 – CALL TO ORDER**

**BOARD MEMBERS PRESENT:** John Ridgway, Judith Nagy, Joseph Nigh, Susan Finn and Christopher Taylor

**OTHERS PRESENT:** Patricia McKnight, Ohio Academy of Nutrition and Dietetics liaison (Consumer Protection Coordinator); Donald Davis, Compliance Specialist; Karen Morrison, Executive Secretary; and Melissa Wilburn, Assistant Attorney General.

Chairman Ridgway called the meeting to order at 9:10 a.m., noting that a quorum was in attendance. Mr. Ridgway welcomed the group.

**AGENDA ITEM #2 – APPROVAL OF MINUTES OF FEBRUARY 5, 2016**

The minutes of the February 5, 2016 regular Board meeting were presented to the Board by the Executive Secretary and they were reviewed and approved as submitted. The following motion was made:

**RESOLUTION #1**

**Susan Finn moved and Judith Nagy seconded a motion to approve the minutes of the February 5, 2016 regular Board meeting as submitted by the Executive Secretary.**

**The motion was approved with vote as follows:**

<b>John Ridgway</b>	<b>yes</b>
<b>Judith Nagy</b>	<b>yes</b>
<b>Joseph Nigh</b>	<b>yes</b>
<b>Susan Finn</b>	<b>yes</b>
<b>Christopher Taylor</b>	<b>yes</b>

**AGENDA ITEM #3 – APPROVAL OF LICENSES**

Ms. Morrison reported to the Board that no Limited Permits were issued between February 3, 2016 and April 12, 2016 during Fiscal Year 2016. Ms. Morrison presented to the Board, the names of 43 individuals who were issued a license for the period between February 3, 2016 and April 12, 2016 for Fiscal Year 2016. The list included 30 initial licenses, 1 reactivation and 12 reinstatements. The following motion was made:

**RESOLUTION #2**

Christopher Taylor moved and Susan Finn seconded a motion to place upon the minutes of the April 15, 2016 meeting the names of 43 individuals who were issued a license for Fiscal Year 2016 between February 3, 2016 and April 12, 2016. There were 30 initial licenses, 1 reactivation and 12 reinstatements. The names appear on the list presented to the Board by the Executive Secretary. (See attached list labeled Resolution #2)

The motion was approved with vote as follows:

John Ridgway	yes
Judith Nagy	yes
Joseph Nigh	yes
Susan Finn	yes
Christopher Taylor	yes

**AGENDA ITEM #4 – ENFORCEMENT REPORT FY16 – DON DAVIS**

Mr. Davis presented the Enforcement Report for the period of February 6, 2016 to April 15, 2016. The enforcement statistics indicate that the period started with 4 open cases and 2 cases were closed at the February 5, 2016 Board meeting. Two cases were opened resulting in a pending caseload of 4.

A summary of completed and pending cases was provided.

A copy of the Enforcement Report is attached to the minutes of this meeting.

**AGENDA ITEM # 5 – FINANCIAL DISCLOSURE REMINDER**

Ms. Morrison reminded the Board that the Ohio Ethic's Commission Financial Disclosure Statement is due by May 16, 2016. Ms. Morrison will email the link to the Board members if they do not have it.

**AGENDA ITEM #6 – EXECUTIVE SESSION – ENFORCEMENT**

The Board moved into Executive Session at 9:30 a.m. with the following motion:

**RESOLUTION #3**

Joseph Nigh moved and Susan Finn seconded a motion for the Board to move into Executive Session pursuant to Revised Code Section 121.22(G) purposes of deliberation on matters pertaining to enforcement.

The motion was approved with roll call vote as follows:

John Ridgway	yes
Judith Nagy	yes
Joseph Nigh	yes
Susan Finn	yes
Christopher Taylor	yes

The Board came out of Executive Session at 9:55 a.m.

**AGENDA ITEM #7– FINDINGS, ORDERS, AND ACTIONS**

Following Executive Session, the following findings, orders and actions were made:

**RESOLUTION #4**

Joseph Nigh moved and Susan Finn seconded a motion to close the following cases for the reasons cited:

16OBD106	Came into compliance	License Reinstated
16OBD109	Moral Character	Unfounded

The motion was approved with vote as follows:

John Ridgway	yes
Judith Nagy	recused
Joseph Nigh	yes
Susan Finn	yes
Christopher Taylor	yes

**STATUS OF BOARD ACTIONS**

Melissa Marie Waite L.D. 6479 came into compliance with jurisprudence requirements and her license was reinstated.

**AGENDA ITEM #8 – FINANCIAL REPORT - FY16**

The financial report was presented by Ms. Morrison for the months of February 2016 and March 2016 including Allotments, Expenditures and Revenues to date. Ms. Morrison provided the Board with detailed financial information on allotments, expenditures, revenues and encumbrances. The detailed breakdowns of the fiscal reports are attached to the minutes of this meeting.

She reported that the available budget is \$154,222.42.

Routine expenditures occurred during the period including \$26,040.33 in February and \$23,452.32 in March 2016. Revenues were reported in OAKS as follows: \$3,580.00 in February and \$1,165.00 in March. Total revenue for FY 2016 is \$92,940.00.

A copy of the financial report is attached to the minutes of the meeting. The following motion was made:

**RESOLUTION # 5**

**John Ridgway moved and Christopher Taylor seconded a motion to approve expenditures as presented for February 2016 – March 2016 (FY16) and to accept the Financial Report as submitted to the Board by the Executive Secretary.**

**The motion was approved with vote as follows:**

<b>John Ridgway</b>	<b>yes</b>
<b>Judith Nagy</b>	<b>yes</b>
<b>Joseph Nigh</b>	<b>yes</b>
<b>Susan Finn</b>	<b>yes</b>
<b>Christopher Taylor</b>	<b>yes</b>

**AGENDA ITEM #9– PURCHASE REQUEST FOR OFFICE EQUIPMENT**

Ms. Morrison sought the Board's approval for possibly purchasing standing workstations. She also reminded them of the possibility of purchasing new computers in the near future to be migrated to the new network.

**RESOLUTION # 6**

John Ridgway moved and Christopher Taylor seconded a motion to approve any required IT equipment expenditures to align with the state network and increased security measures, as well as standing workstations and anti-fatigue pads if the budget allows.

The motion was approved with vote as follows:

John Ridgway	yes
Judith Nagy	yes
Joseph Nigh	yes
Susan Finn	yes
Christopher Taylor	yes

**AGENDA ITEM #10 – TRAVEL DISCUSSIONS FOR PUBLIC POLICY DAY, OAND ANNUAL CONFERENCE AND CLEAR**

Ms. Morrison sought the Board's guidance on sending representatives from the Board to the Public Policy Workshop in DC, the Ohio Academy of Nutrition and Dietetics annual conference, the Council for Licensure and Regulation annual conference, and the annual Food and Nutrition Conference and Exhibition. The Board believes very strongly that there needs to be Board representation at these conferences. It was discussed that the representation will be as follows: PPW – Christopher Taylor, Karen Morrison and Judith Nagy; FNCE – Karen Morrison and Judith Nagy; OAND – Christopher Taylor, Judith Nagy and Karen Morrison; and CLEAR – Karen Morrison or Donald Davis, Judith Nagy and Melissa Wilburn. FNCE and CLEAR are Scheduled in FY 2017 and PPW and OAND are scheduled in late FY 2016.

**RESOLUTION # 7**

John Ridgway moved and Joseph Nigh seconded a motion to approve all necessary expenditures for travel to PPW, OAND, FNCE and CLEAR in FY 2016 and FY 2017 for staff and Board members assigned to attend, provided that the budget allows.

The motion was approved with vote as follows:

John Ridgway	yes
Judith Nagy	yes
Joseph Nigh	yes
Susan Finn	yes
Christopher Taylor	yes

## **AGENDA ITEM #11 – DISCUSSION OF PERTINENT LEGISLATIVE ISSUES**

Ms. McKnight provided updates on a number of bills and issues. Ms. McKnight discussed Senate Bill 245 (Malnutrition Prevention Commission-study older adult malnutrition). It has been referred to committee and is scheduled to receive sponsor testimony from Senator Manning next week. This bill will be monitored for further activity.

Ms. McKnight reported that SB 194 (Alternative Practitioners) is being monitored for any activity. Representatives from the Ohio Academy of Nutrition and Dietetics have met with Senator Jones, Chair of the Health and Human Services Committee. There are no updates at this time.

Ms. McKnight reported that House Bill 276 (Chiropractic scope of practice revision) is being monitored for any activity. Representatives from the Ohio Academy of Nutrition and Dietetics have met with Representative Schuring's aide and submitted proposed changes in the bill's language. There are no further updates.

Ms. McKnight updated the Board that she met with Senator Gardner's aide again about the confidentiality and scope of practice issues. Language has been drafted for each issue.

Ms. McKnight reported on the possibility that legislation will be introduced to restructure boards and their decision making processes. This is a result of the U.S. Supreme Court Ruling in N.C. State Bd. of Dental Exam'rs v. FTC, 135 S.Ct. 1101 (2015) and the First Amendment. Concerns about the impact on Ohio boards and professionals are being expressed by Senator Seitz. A group has been created to discuss possible solutions. The group includes Professional Board Directors, Professional Association contact persons and legislative agents. Senator Seitz expressed his receptiveness to receiving guidance from this group. The suggestions will be compiled and presented to Senator Seitz.

Ms. Morrison discussed HB 213 (renewals changing to biennial cycle). After providing interested party testimony in November 17, 2015, Ms. Morrison sought input from the Board's Rules Committee in drafting proposed changes to the bill. Ms. Morrison submitted the proposed changes to the Chairman's and Sponsor's aides on January 22, 2016. There are no further updates.

Ms. McKnight provided an introduction to the Board for SB 243 in regards to step therapy and the possibility of insurance companies being able to request the state to set up guidelines for step therapy.

Ms. McKnight informed the board of SB 245 regarding the development of a commission to study malnutrition in older adults, is being monitored. Ms. McKnight stated that Ainsley Malone, a registered and licensed dietitian at Mount Carmel Health Systems recently testified, as she specializes in malnutrition.

All of the aforementioned bills are being monitored for any activity and the Board will respond accordingly.

**AGENDA ITEM #12 – PRESENTATIONS SINCE FEBRUARY 5, 2016 MEETING**

University of Akron*	March 4, 2016	15 interns
Ohio University*	March 8, 2016	25 undergraduates
Bluffton University*	March 14, 2016	4 undergrad
Columbus State	March 22, 2016	7 dietetic technician students
Ohio State University	April 1, 2016	18 interns
Medical Dietetics		
Case Western Reserve University*	April 11, 2016	11 interns

\*Skype or Zoom presentation on-line

**AGENDA ITEM #13 – INTERMITTENT CLERK APPLICATIONS REVIEW**

Ms. Morrison shared that there were 12 applicants for the intermittent position for this summer. The board was given the opportunity to review and determine the best candidate. After discussion it was determined that Nicole Hopsegcer would be offered the position, pending background checks from HR.

**RESOLUTION # 8**

**Joseph Nigh moved and John Ridgway seconded a motion to offer Nicole Hopsegcer, the summer intermittent position, pending background checks from HR.**

**The motion was approved with vote as follows:**

<b>John Ridgway</b>	<b>yes</b>
<b>Judith Nagy</b>	<b>yes</b>
<b>Joseph Nigh</b>	<b>yes</b>
<b>Susan Finn</b>	<b>yes</b>

Christopher Taylor                      yes

**AGENDA ITEM #14 – WORKING LUNCH**

**AGENDA ITEM #15 – BOARD REPORTS**

**CHAIRMAN'S REPORT** - Chairman Ridgway did not have any items to report at this time.

**OAND LIAISON/CONSUMER PROTECTION COORDINATOR – Pat McKnight**

Ms. McKnight reported that the Ohio Academy of Nutrition and Dietetics Annual Legislation & Public Policy Advocacy Day on April 13, 2016 at the Vern Riffe Center in Columbus was a success. Attendance increased from the previous years and positive evaluations were received.

Ms. McKnight reminded that the annual Ohio Academy of Nutrition and Dietetics conference will be held in Columbus on May 13, 2016.

**DIRECTORS REPORT – Karen Morrison**

Ms. Morrison informed the board that for Renewal 2017, the user ID and passwords for on-line renewal will be sent to licensees on April 27, 2016. Renewal begins May 1, 2016. The renewal communique was discussed about the information it will provide.

**AGENDA ITEM #16 – CE BROKER DISCUSSION**

Ms. Morrison is in the process of working with Melissa Wilburn to modify the contract as presented by CE Broker to meet our needs for the administration of jurisprudence education. Other boards using CE Broker were consulted but their needs are very different. CE Broker assured Ms. Morrison that the platform will address the Board's needs.

**AGENDA ITEM #17 and #18 – SUBCOMMITTEE MEETINGS AND REPORTS**

There was one learning plan and no activity logs submitted for review between February 6, 2016 and April 14, 2016.

The Education subcommittee reviewed one Continuing Education / Professional Development Learning Plan. The Rules committee did not have any items to discuss. The applications committee did not have any items to discuss.

Each committee provided a brief report.

EDUCATION COMMITTEE – The Education committee reviewed and approved one Continuing Education / Professional Development Learning Plan.

RULES COMMITTEE – The Rules committee did not have any items to discuss.

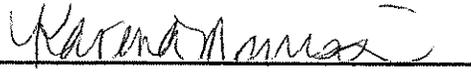
APPLICATIONS COMMITTEE - There were no items to discuss at this time.

NEW BUSINESS – There was no new business to report at this time.

**AGENDA ITEM #19 – ADJOURNMENT**

John Ridgway moved and Judith Nagy seconded a motion. There was consensus by the Board to adjourn the April 15, 2016 meeting of the Ohio Board of Dietetics at 12:11 p.m.

Respectfully submitted,

  
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Karen Morrison, Executive Secretary  
Ohio Board of Dietetics

Date 6/3/16

  
\_\_\_\_\_  
John Ridgway, Chairman  
Ohio Board of Dietetics

Date 6/3/16

  
\_\_\_\_\_  
Witness

Date 6/3/16