

**OHIO BOARD OF DIETETICS
MINUTES OF THE BOARD MEETING
April 15, 2011
Board Room 31st Floor, Vern Riffe Center
Columbus, Ohio 10:00 A.M.**

AGENDA ITEM #1 – CALL TO ORDER

BOARD MEMBERS PRESENT: Mary Frances (Francie) Astrom, Marsha Dumm, Leah Reibel, Dorothy Clarke and Kay Soltesz

OTHERS PRESENT: Pat McKnight, Ohio Dietetic Association liaison; Donald Davis, Compliance Specialist; Karen Dion, OBD Executive Secretary; and Yvonne Tertel, Principal Assistant Attorney General (AAG).

Chairman Astrom called the meeting to order at 10:05 a.m., noting that a quorum was in attendance. Ms. Astrom welcomed the group.

AGENDA ITEM #2 – APPROVAL OF MINUTES OF THE FEBRUARY 11, 2011 MEETING

The minutes of the February 11, 2011 regular Board meeting were presented to the Board by the Executive Secretary and they were reviewed and approved with one correction to Resolution #4. The following motion resulted:

RESOLUTION #1

Marsha Dumm moved and Dorothy Clarke seconded a motion to approve the minutes of the February 11, 2011 regular Board meeting as submitted by the Executive Secretary with a correction to Resolution #4.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

AGENDA ITEM #3 – APPROVAL OF LICENSES

Ms. Dion presented the names of 2 individuals to the Board who were issued a Limited Permit license between February 11, 2011 and April 14, 2011 during Fiscal Year 2011. One limited permit issued expires on April 30, 2011 and one limited permit expires on October 31, 2011. The following motion was made:

RESOLUTION #2

Leah Reibel moved and Dorothy Clarke seconded a motion to place upon the minutes of the April 15, 2011 meeting the names of 2 individuals who were issued a Limited Permit during Fiscal Year 2011 since the February 11, 2011 meeting of the Board. 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:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

Ms. Dion presented the names of 29 individuals who were issued a license for the period of February 11, 2011 to April 14, 2011 for Fiscal Year 2011. The list included 22 initial licenses, 4 reinstatements, 2 reactivations and 1 duplicate license ID card. The following motion was made:

RESOLUTION # 3

Leah Reibel moved and Dorothy Clarke seconded a motion to place upon the minutes of the April 15, 2011 meeting the names of 29 individuals who were issued an Initial License during Fiscal Year 2011 with the expiration date of June 30, 2011. There were 22 initial licenses, 4 reinstatements, 2 reactivations and 1 duplicate license ID cards, since the February 11, 2011 meeting of the Board. The names appear on the list presented to the Board by the Executive Secretary. (See attached list labeled Resolution #3)

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

AGENDA ITEM # 4 – ENFORCEMENT REPORT- DON DAVIS

Mr. Davis presented the Enforcement Report with statistics for the period of February 12, 2011 through April 15, 2011. The enforcement statistics indicate that the period started with 6 open cases, 3 were closed at the February 11, 2011 Board meeting. Five cases were opened resulting in a pending caseload of 8 cases.

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 REPORT

The financial report was presented by Ms. Dion for the months of February 2011 and March 2011 including Allotments, Expenditures and Revenues to date. She reported that the available budget is \$108,248.98.

Routine expenditures occurred during the period including \$21,383.23 in February 2011 and \$18,769.68 in March 2011.

Revenues of \$2,297.50 for February 2011 and \$1,555.00 for March 2011 were reported in OAKS. Total revenue for FY 2011 \$71,894.00.

A copy of the financial report is attached to the minutes of the meeting.

RESOLUTION # 4

Leah Reibel moved and Dorothy Clarke seconded a motion to approve expenditures as presented for February 2011 and March 2011 and to accept the Financial Report as submitted to the Board by the Executive Secretary.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

Ms. Dion sought the Board's input for her attendance at the Council on Licensure Enforcement and Regulation's (CLEAR) annual conference in September 2011. Also discussed was the Specialized Investigator Training which occurs prior to the conference. After brief discussion it was determined that Ms. Dion should attend the conference and the training.

RESOLUTION # 5

Kay Soltesz moved and Leah Reibel seconded a motion to approve Karen Dion's upcoming attendance at the CLEAR conference and investigator training and to reimburse for all routine and necessary expenditures related to the conference.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

AGENDA ITEM # 6 -- DISCUSSION OF PERTINENT LEGISLATIVE ISSUES

Ms. Dion briefly discussed House Bill 169 (sponsor Representative Williams) which is related to criminal offenses that are substantially related to the professional practices of the licensee. The section pertaining to dietetics was briefly discussed and there were no significant concerns with the Bill.

Ms. Dion briefly discussed Senate Bill 123 (sponsor Senator Bacon) which would require that the Ohio e-License Center web site include information submitted by certain health professional to their licensing boards regarding the characteristics of their professional practice. There were no significant concerns with the Bill.

Ms. McKnight discussed the School Nutrition Bill, Senate Bill 210 and the option for the schools to opt out of obtaining the Body Mass Index information, which many schools did. Ms. McKnight stated that Senate Bill 118 (sponsor Senator Cates) which is an amendment that gives the schools the option to obtain Body Mass Index information. The bill passed the Senate with no opposition. Ms. McKnight contacted Action For Healthy Kids regarding SB 118.

Ms. Dion discussed House Bill 153 regarding the State Budget. Ms. Dion testified on behalf of the Ohio Board of Dietetics on March 24, 2011.

AGENDA ITEM # 7 -- BOARD REPORTS

CHAIRMAN – Francie Astrom

Chairman Astrom discussed that letters were sent to all directors of dietetic didactic programs in Ohio, in efforts to obtain a competitive list of applicants for the summer clerk position with the Board. Historically, this position is fulfilled by a student in the dietetics field.

ODA LIAISON – Pat McKnight

Ms. McKnight reported that the Ohio Dietetic Association meeting went well and there were many positive comments about the location, program, and facility. She also announced next year's dates for the Student/Intern Policy Day as October 4, 2011 and for the Public Policy Advocacy Day as March 21, 2012.

Ms. McKnight also discussed the upcoming Board Member vacancy as of July 1, 2011. Interested applicants have contacted Ms. McKnight or Ms. Dion and have been directed how to apply.

DIRECTORS REPORT – Karen Dion

DIRECTOR’S REPORT

Ms. Dion reported that she testified on Senate Bill 153, for the state budget. The testimony occurred on March 24, 2011 before House Finance Subcommittee on Agriculture and Natural Resources. The representatives were interested in the on-line renewal project that was unable to be funded based on the proposed budget. Given the economic situation of the State, the Board was pleased with the proposed budget for FY 2012 and FY 2013.

Ms. Dion reported that new Board members usually participate in a Board Member Training webinar, sponsored by the Council for Licensure Enforcement and Regulation (CLEAR). The current schedule does not include a webinar board member training. Ms. Dion will keep the Board updated on the status of the webinar.

Ms. Dion reported that there is not a new Ethics schedule to date. The Board will be updated as appropriate.

Ms. Dion reported that the biennial audit took place mid-February to mid-March and the final report is pending.

Ms. Dion reported on future jurisprudence presentations to be given by the Board.

April 29, 2011	Good Samaritan Hospital (interns)
May 10, 2011	National Kidney Foundation Symposium (dietitians)

Ms. Dion requested the Boards direction on the Jurisprudence activity that the director and compliance specialist should complete to satisfy the requirement for FY12 renewal. After a brief discussion it was determined that due to their positions, the jurisprudence requirement is waived.

RESOLUTION #6

Francie Astrom moved and Marsha Dumm seconded a motion to waive the jurisprudence requirement for the director and compliance specialist based on their daily activities of their positions.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

The Board broke briefly for lunch.

AGENDA ITEM #8 – EXECUTIVE SESSION - ENFORCEMENT

The Board moved into Executive Session at 12:45 p.m. with the following motion:

RESOLUTION #7

Marsha Dumm moved and Leah Reibel seconded a motion for the Board to move into Executive Session pursuant to Revised Code Section 121.22, for the purpose of considering the investigation of charges or complaints against licensees or regulated individuals under the Board's jurisdiction.

The motion was approved with roll call vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	yes	Leah Reibel	yes
Dorothy Clarke	yes		

The Board came out of executive session at 1:35 p.m.

AGENDA ITEM # 9 – FINDINGS, ORDERS, AND ACTIONS

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

RESOLUTION #8

Kay Soltesz moved and Leah Reibel seconded a motion to close the following case for the reasons cited:

11OBD73	Moral character, unfounded
11OBD74	Unlicensed practice, came into compliance
11OBD76	Moral character, unfounded
11OBD77	Unlicensed practice, came into compliance
06OBD82	Case remains with Board with jurisdiction
09OBD62	Unsubstantiated case of harm
11OBD70	Appears incident resolved

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Kay Soltesz	yes
Marsha Dumm	recused	Leah Reibel	yes
Dorothy Clarke	yes		

STATUS OF BOARD ACTIONS

There were no board actions to report.

AGENDA ITEM #10 – ADVANCED PRACTICE PRESENTATION

Alison Steiber PhD, RD, LD and Hope Barkoukis, RD of Case Western Reserve University presented information about the possibility of creating an advanced degree for dietitians. Dr. Steiber and Ms. Barkoukis questioned if this would impact our licensure law and are considering all aspects as they develop the track for the degree. After discussion, the Board members believed that the concept is worthwhile. It was agreed that this project resides with the American Dietetic Association. The licensure law identifies the minimum standards required for licensure. The advanced degree for dietitians will most likely take five years to develop.

AGENDA ITEM # 11 and #12 – SUBCOMMITTEE MEETINGS AND REPORTS

The Education subcommittee met to review Continuing Education / Professional Development Learning Plans and Learning Logs. The Rules committee did not have any items to discuss.

Each committee provided a brief report.

EDUCATION COMMITTEE – The Education committee reported that they reviewed two learning logs. One learning log was approved by the committee and one required corrections.

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

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

AGENDA ITEM # 13 – UPCOMING MEETINGS

Upcoming Regular Board meeting dates proposed for the upcoming calendar year include the following:

June 17, 2011
August 5, 2011
October 14, 2011
December 9, 2011

AGENDA ITEM #14 - ADJOURNMENT

A motion was made to adjourn the meeting. There was consensus by the Board to adjourn the April 15, 2011 meeting of the Ohio Board of Dietetics at 3:30 p.m.

Respectfully submitted,

Karen Dion Date 6/17/11

Karen Dion, Executive Secretary
Ohio Board of Dietetics

Mary Frances Astrom Date 6/17/11

Mary Frances Astrom, Chairman
Ohio Board of Dietetics

Maisha Dion Date 6/17/11

Witness