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OHIO BOARD OF DIETETICS
MINUTES OF THE BOARD MEETING
January 20, 2012
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, and Christopher Taylor.

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

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

AGENDA ITEM #2 – ELECTION OF OFFICERS FOR CALENDAR YEAR 2012

Chairman Astrom indicated that the informal procedure for the election of officers for calendar 2012 is for the Board Chairman to request nominations from the floor for the leadership positions of Board Chairman and Vice Chairman. Ms. Astrom called for nominations.

The following motions resulted:

RESOLUTION # 1

Leah Reibel moved and Christopher Taylor seconded a motion to nominate Marsha Dumm for Chairman of the Ohio Board of Dietetics for calendar year 2012 effective January 1, 2011. Ms. Dumm indicated that she would accept the nomination.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Christopher Taylor	yes
Leah Reibel	yes		

RESOLUTION # 2

Christopher Taylor moved and Marsha Dumm seconded a motion to elect Leah Reibel as Vice-Chairman of the Ohio Board of Dietetics for calendar year 2012, effective January 1, 2011. Ms. Reibel accepted the nomination.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Christopher Taylor	yes
Marsha Dumm	yes		

Chairman Astrom thanked the Board members for agreeing to serve in the leadership positions during calendar year 2012. She indicated that it is traditional for the incoming Chairman to make committee appointments at this time, and asked Ms. Dion to describe the current committees and their make-up.

Appointment of Board Committees for Calendar Year 2012

Ms. Dion described the current make-up of Board committees. The 2011 committees included the following:

Probable Review Panel: Board Vice-chairman, AAG, Compliance Specialist,
Director
Application Review: Dietitian member, Compliance Specialist, AAG, Director
Continuing Education / Professional Development: Educator member, Director,
Dietitian member
Rules Committee: Public member, Dietitian member, ODA liaison, Compliance
Specialist, Director

The consensus of the Board was to continue the same committees and member make-up for 2012. The Board members were polled for their individual interest in service on particular committees.

The following Board member committee assignments were made:

Ms. Astrom	Rules Committee
Ms. Dumm	Rules Committee
Ms. Reibel	Probable Review and Education Committees
Mr. Taylor	Education
Vacant	Application and Rules Committee
Ms. McKnight	Rules Committee

Ms. Dion agreed to coordinate committee meetings and agendas as required for the work of the committees.

AGENDA ITEM #3 – APPROVAL OF MINUTES OF THE OCTOBER 14, 2011 MEETING

The minutes of the October 14, 2011 regular Board meeting were presented to the Board by the Executive Secretary and they were reviewed and approved as submitted. The following motion resulted:

RESOLUTION #3

Christopher Taylor moved and Marsha Dumm seconded a motion to approve the minutes of the October 14, 2011 regular Board meeting as submitted by the Executive Secretary.

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Leah Reibel	yes
Marsha Dumm	yes	Christopher Taylor	yes

AGENDA ITEM #4 – APPROVAL OF LICENSES

Ms. Dion presented the names of 10 individuals to the Board who were issued a Limited Permit license between October 14, 2011 and January 13, 2012 during Fiscal Year 2012. The limited permits expire on April 30, 2012. The following motion was made:

RESOLUTION #4

Christopher Taylor moved and Marsha Dumm seconded a motion to place upon the minutes of the January 20, 2012 meeting the names of 10 individuals who were issued a Limited Permit during Fiscal Year 2012 since the October 14, 2011 meeting of the Board. The names appear on the list presented to the Board by the Executive Secretary. (See attached list labeled Resolution #4)

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Leah Reibel	yes
Marsha Dumm	yes	Christopher Taylor	yes

Ms. Dion presented the names of 57 individuals who were issued a license for the period between October 14, 2011 and December 2, 2011 for Fiscal Year 2012. The list included 50 initial licenses, 3 reactivations and 4 reinstatements. The following motion was made:

RESOLUTION #5

Marsha Dumm moved and Christopher Taylor seconded a motion to place upon the minutes of the January 20, 2012 meeting the names of 57 individuals who were issued a license for Fiscal Year 2012 since the October 14, 2011 meeting of the Board. There were 50 initial licenses, 3 reactivations and 4 reinstatements. The names appear on the list presented to the Board by the Executive Secretary. (See attached list labeled Resolution #5)

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Leah Reibel	yes
Marsha Dumm	yes	Christopher Taylor	yes

Ms. Dion presented the names of 18 individuals who were issued a license for the period between December 9, 2011 and January 13, 2012 for Fiscal Year 2012. The list included 11

initial licenses, 3 reactivations, 3 reinstatements and 1 duplicate license. The following motion was made:

RESOLUTION #6

Marsha Dumm moved and Christopher Taylor seconded a motion to place upon the minutes of the January 20, 2012 meeting the names of 18 individuals who were issued a license for Fiscal Year 2012 since the October 14, 2011 meeting of the Board. There were 11 initial licenses, 3 reactivations, 3 reinstatements and 1 duplicate license. The names appear on the list presented to the Board by the Executive Secretary. (See attached list labeled Resolution #6)

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Leah Reibel	yes
Marsha Dumm	yes	Christopher Taylor	yes

AGENDA ITEM # 5 – ENFORCEMENT REPORT- DON DAVIS

Mr. Davis presented the Enforcement Report with statistics for the period of October 15, 2011 through January 20, 2012. The enforcement statistics indicate that the period started with 65 open cases, 61 were closed at the October 14, 2011 Board meeting. Five cases were opened resulting in a pending caseload of nine 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 # 6 – SCOPE OF PRACTICE DISCUSSION

Ms. McKnight discussed an issue raised by the Mount Carmel Support Dietitians (Certified Nutrition Support Clinicians – CNSC). Registered, Licensed Dietitians with certain credentials would like to be able to perform certain duties that are currently not listed in the Dietetic Practice Act's scope of practice. Currently in Ohio, the scope of practice remains the same for all dietitians, regardless of advanced credentialing. The group of dietitians would like to present their challenges to the Board. The Board will determine how to proceed after taking into consideration, the group's presentation and ensuing discussion.

AGENDA ITEM #7 – EXECUTIVE SESSION - ENFORCEMENT

The Board moved into Executive Session at 11:21 a.m. with the following motion:

RESOLUTION #7

Leah Reibel moved and Francie Astrom 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	Leah Reibel	yes
Marsha Dumm	recused	Christopher Taylor	yes

The Board came out of executive session at 11:40 a.m.

AGENDA ITEM # 8 – FINDINGS, ORDERS, AND ACTIONS

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

RESOLUTION #8

Leah Reibel moved and Francie Astrom seconded a motion to close the following cases for the reasons cited:

12OBD67	Moral character, unfounded
12OBD68	Unlicensed practice
12OBD69	LP expired without reason
12OBD70	LP expired without reason
12OBD71	LP expired without reason
12OBD72	LP expired without reason
12OBD73	LP expired without reason

The motion was approved with vote as follows:

Mary Frances Astrom	yes	Leah Reibel	yes
Marsha Dumm	recused	Christopher Taylor	yes

STATUS OF BOARD ACTIONS

There were no board actions to report.

The Board broke briefly for lunch.

AGENDA ITEM # 9 – FINANCIAL REPORT

The financial report was presented by Ms. Dion for the months of October, November and December 2011 including Allotments, Expenditures and Revenues to date. She reported that the available budget is \$202,502.47 after encumbrances.

Routine expenditures occurred during the period including \$34,790.75 in October, \$19,849.76 in November and \$21,882.83 in December 2011.

Revenues of \$4,955.00 for October, \$3,790.00 for November and \$1,385.00 for December 2011 were reported in OAKS. Total revenue for FY 2012 is \$80,880.00.

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

RESOLUTION # 9

Leah Reibel moved and Christopher Taylor seconded a motion to approve expenditures as presented for October, November and December 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	Leah Reibel	yes
Marsha Dumm	yes	Christopher Taylor	yes

AGENDA ITEM # 10 -- BOARD REPORTS

CHAIRMAN – Marsha Dumm

Chairman Dumm had no report at this time.

ODA LIAISON – Pat McKnight

Ms. McKnight discussed vacancy of the Dietitian member position. There was a meeting on September 14, 2011 to review the applications and five were selected and submitted to the Governor's Office. The position has not been filled to date.

Ms. McKnight reminded everyone that in 2012 the Board will celebrate the 25th anniversary of dietetic licensure in Ohio. Activities to celebrate the event were discussed and included posting it on our website, contacting FNCE for the Oct/Sept 2012 conference, publicizing it at Policy Day and including information in the Communique newsletter.

Ms. McKnight discussed the Policy Day in March for Registered Dietitians and Dietetic Technicians Registered. She also reminded the group that the annual meeting for the Ohio Dietetic Association is May 17, 2012 and May 18, 2012 in Cincinnati.

DIRECTORS REPORT – Karen Dion

Ms. Dion briefed the group about the Common Sense Initiative training that she attended in December. New questions that were added to the Joint Commission on Rule Review were discussed.

Ms. Dion presented each Board member with a hard copy financial disclosure form. All Board members will bring the completed forms to the March 30, 2012 meeting of the Board. Ms. Dion will submit all forms to the Ethics Commission.

Ms. Dion shared a memo from the Governor's Office regarding Board meeting attendance.

Ms. Dion shared that the West Virginia Board of Dietetics director contacted her and requested that she or someone from OBD present licensure information at the West Virginia Dietetics Association annual meeting. After brief discussion, it was decided that Donald Davis would present at the May 16, 2012 meeting. This will be at no cost to the Ohio Board of Dietetics.

Ms. Dion sought the Board's input on which Board members will represent the Board at the Ohio Dietetic Association's annual meeting. It was decided that Ms. Dion and Mr. Taylor will represent the Board.

Ms. Dion sought the Board's input on a previously approved jurisprudence presentation, to be viewed as a webinar as a member benefit on the Ohio Dietetic Association's website. The Board was in favor of this. However, it needs to be very clear on the website that the webinar is for OBD jurisprudence and not for Commission on Dietetic Registration portfolios. Ms. Dion inquired if the Board of Dietetics should provide similar presentations for the online renewal application information and instructions. The Board suggested a webinar, powerpoint or teleconference, and licensees would receive 1 jurisprudence credit for participating.

Ms. Dion informed the Board that rent for their office space has decreased, due to a reassessment of the occupied building space in the Vern Riffe Center.

Ms. Dion brought to the Board's attention that Mr. Davis' and Ms. Spencer's titles have officially changed to Program Administrator 2 and Administrative Professional 1, respectively. This was due to a class plan change and job description and duties have not changed.

Ms. Dion reported that the Fall Communique newsletter received very positive comments and also generated some questions about the online renewal process. Ms. Dion clarified that if a licensee does not have a credit card they can access the renewal application through the Board's website, download, and print and submit to the Board with a check or money order. If a licensee does not have computer access, they need to request that an application be mailed to them.

Ms. Dion discussed recent and upcoming presentations as follows:

11/30/2011	University of Dayton --	Licensure	25 Undergrad.
12/02/2011	Ohio Dietetic Educator Practitioners	1) Order Writing	40 Dietitians
		2) Supervision of Exempt Practitioners	
02/01/2012	OSU Medical Dietetics	Licensure	28 Interns/Grad.
03/02/2012	University of Akron	Licensure	13 Coord Prog. 17 Undergrad.

A topic was raised related to educating undergraduate students and interns about licensure. The Board suggested that OBD reach out to others that have obtained a 4-year degree but not related to a dietetic internship. Such individuals might have a Master's degree in Nutrition but have not completed the necessary coursework to be eligible for a dietetic internship and to take the national Registration exam. This would limit their practice related to dietetics.

On December 14, 2011, Ms. Dion and Mr. Davis participated in a free webinar sponsored by CLEAR on the issue of "voluntary licensure". The webinar discussed this recent trend. One area of concern if licensure is voluntary, how would the Board know how much the budget would be from year to year and how many licensees would participate.

Ms. Dion informed the Board that in the case of a Weather Emergency, there is no staff at the Board designated as Essential Employees. If the office had to be temporarily closed for 2-4 days there would be no imminent risk to the public.

Ms. Dion was contacted by the Ohio Department of Health (ODH) regarding a law for Medication Administration Training that is in effect. It allows any licensed health professional to train any school employee to administer medication to a student including but not limited to: inhalers, insulin, etc. The question from ODH was if a dietitian was employed at a school, could that person train an unlicensed person to administer the medication? The Board was not in favor of placing this responsibility and liability on the dietitian.

Ms. Dion reported that she received a return call from BCII after numerous attempts over the past several months. BCII informed her that OBD was part of a group of other agencies slated to have capabilities to receive background check results through a link sent electronically. Ms. Dion was told that the project should be completed in two weeks and OBD would be notified. No communication about the project completion has been received to date.

AGENDA ITEM # 11 -- DISCUSSION OF PERTINENT LEGISLATIVE ISSUES

Ms. Dion stated that there was opponent testimony on December 7, 2011 on HB 259 (Alternative Health Services). Ms. Dion and Ms. McKnight testified in opposition of the bill. This bill will be monitored for any activity and the Board will respond as appropriate.

Ms. Dion discussed House Bill 251 (Acupuncturists Practicing with Herbs). The Legislative Chair from the Ohio Association of Acupuncture and Oriental Medicine contacted the Board to request a meeting to answer any questions. A meeting was held on October 24, 2011 and included representatives from the medical board, legislative agents and members of the Ohio Dietetic Association. The concern with HB 251 is the vagueness in which herbs will be "used" as well as some of the language that infringes on the dietetic scope of practice. Specific changes were discussed during the meeting and a revision of the bill to be proposed. To date we have not been made aware of any proposed changes. This bill will be monitored for any further activity and the Board will respond as appropriate.

AGENDA ITEM #12 and #13- 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 Professional Development Learning Plan and one Learning Log. One Professional Development Learning Plan and one Learning Log were approved by the committee.

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

Each committee provided a brief report.

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

AGENDA ITEM # 14 – UPCOMING MEETINGS

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

March 30, 2012
May 11, 2012
July 20, 2012
September 21, 2012
November 16, 2012

AGENDA ITEM #15 – ON-LINE RENEWAL PROCESS AND APPLICATION DEMONSTRATION

Norman Heading from IT services provided a demonstration of the on-line renewal application. Each screen was reviewed and critiqued for content, language, any spacing limitations, etc. All

changes were emailed to Mr. Heading and he incorporated all of the changes into the renewal application. The application continues to be tested to ensure that it meets the needs of the Board.

AGENDA ITEM #16 - ADJOURNMENT

A motion was made to adjourn the meeting. There was consensus by the Board to adjourn the January 20, 2012 meeting of the Ohio Board of Dietetics at 3:30 p.m.

Respectfully submitted,

Karen Dion

Date 3/30/12

Karen Dion, Executive Secretary

Ohio Board of Dietetics

Marsha Dumm

Date 3/30/12

Marsha Dumm, Chairman

Ohio Board of Dietetics

[Signature]

Date 3/30/12

Witness