

Ohio Occupational Therapy, Physical Therapy  
and Athletic Trainers Board

**Athletic Trainers Section Meeting**  
**January 5, 2006**  
**10:45 A.M.**

Members Present

Jody Benda, AT  
Kurt McClurg, AT  
Paul Miller, AT  
Vincent O'Brien, AT

Members Absent

John Lombardo, M.D.

Staff Present

Lisa Foor, Enf. Division Supervisor  
Diane Moore, Licensure Coordinator  
Jeffrey Rosa, Executive Director

Legal Counsel

Todd Newkirk, Assistant Attorney General

Guests

Kimberly Payne  
Carrie Kuruc Ellsworth

**Call To Order**

The meeting was called to order by Section chairperson, Kurt McClurg, at 10:45 a.m.

**Approval Of Minutes**

**Action:** Vincent O'Brien moved that the November 16, 2005 meeting minutes be approved as submitted. Paul Miller seconded the motion. The motion carried.

**Special Orders**

Election of Officers

**Action:** Paul Miller nominated Kurt McClurg to be Section Chairperson for the period beginning January 6, 2006 and ending immediately following the January 2007 Section meeting. Vincent O'Brien seconded the nomination. All members present voted to elect Kurt McClurg Section Chairperson.

**Action:** Paul Miller nominated Jody Benda to be Section Secretary for the period beginning January 6, 2006 and ending immediately following the January 2007 Section meeting. Vincent O'Brien seconded the nomination. All members present voted to elect Jody Benda Section Secretary.

**Action:** Kurt McClurg nominated Vincent O'Brien to be Executive Committee representative for the period beginning January 6, 2006 and ending immediately following the January 2007 Section meeting. Paul Miller seconded the nomination. All members present voted to elect Vincent O'Brien Executive Committee representative.

Public Rules Hearing

The Section held a public rules hearing at 11:00 a.m. There were no witnesses or testimony given during the hearing regarding the proposed revisions.

**Licensure Applications**

**Action:** Jody Benda moved that the Athletic Trainers Section ratify, as submitted, the athletic training licenses issued by the Ohio Occupational Therapy, Physical Therapy, and Athletic Trainers Board from November 16, 2005 through January 4, 2006, taking into account those licenses subject to discipline, surrender, or non-renewal. Paul Miller seconded the motion. The motion carried.

Endorsement Applicants

Coates, Abigail

Guter, Richard

Jordan Danielle

### Examination Applicants

Beaverson, Natasha  
Bentley, Mariah  
Bozeka, Gregory  
Connolly, Danae  
Henderson, Kristy  
Hittle, Kalette

Iwanski, Megan  
Matics, Sarah  
Matty, Keri  
Palko, Andrew  
Reuss, Nicholas  
Royan, Sarah

Ruscin, Kelly  
Stanley, Jessica  
Van Meter, Ashley  
Wa-Tenza, Nia

### Investigative Report

The Enforcement Division opened five new cases and closed twelve cases since the November 16, 2005 meeting. There are currently eight cases open. There are eighteen individuals under consent agreement and one adjudication order being monitored. No inspections were conducted since the last meeting. The Enforcement Division conducted ten inspections in 2005.

**Action:** Vincent O'Brien moved to accept the consent agreement for case number AT-05-008 in lieu of hearing. Jody Benda seconded the motion. Paul Miller abstained from voting. The motion carried. The Section accepted the consent agreement for Thomas Swiergosz.

**Action:** Paul Miller moved to issue a notice of opportunity for hearing for case number AT-05-015 for unlicensed practice. Jody Benda seconded the motion. Paul Miller abstained from voting. The motion carried.

**Action:** Jody Benda moved to rescind the notice of opportunity for hearing for case number AT-05-021 for failure to comply with the 2005 athletic training audit and continuing education requirements issued at the November 16, 2005 Section meeting. Vincent O'Brien seconded the motion. Paul Miller abstained from voting. The motion carried.

**Action:** Jody Benda moved to issue a notice of opportunity for hearing for case number AT-05-021 for failure to comply with the continuing education requirements. Vincent O'Brien seconded the motion. Paul Miller abstained from voting. The motion carried.

**Action:** Jody Benda moved to issue a notice of opportunity for hearing for case number AT-06-001 for failure to comply with the 2005 athletic training audit and continuing education requirements. Vincent O'Brien seconded the motion. Paul Miller abstained from voting. The motion carried.

### Standard Consent Agreements

The Section discussed issues related to licensees who fail to complete at least 50% of the required number of hours of continuing education. The members discussed whether it made sense to add a requirement to the standard consent agreement issued to these licensees requiring them to hand deliver their renewal application and retake the Ohio jurisprudence exam while they are delivering their renewal application.

There was some discussion regarding the unintended consequences of that type of policy, which may cause some individuals to not renew their license because they do not want to hand deliver their renewal.

### Assistant Attorney Generals Report

Todd Newkirk, AAG had no report for the Section.

### New Business

#### House Bill 435

- Kurt McClurg asked the members of the Section if they had any opinions on H.B. 435, which would require school districts to employ athletic trainers in the same manner that districts employ physical and occupational therapy practitioners.
- Paul Miller stated that, while he did not agree with certain provisions of the bill, he felt that it would improve how athletic trainers are viewed. Mr. Miller does not think it will result in more athletic trainers being hired, but should help to advance the profession.
- Vincent O'Brien stated that this bill would also be helpful by increasing the awareness of athletic trainers with school district administrators.

**Old Business**

**Shane Wells**

Pursuant to the terms of his adjudication order, the Section asked the Lisa Foor, the Enforcement Division Supervisor, to notify Shane Wells, AT, that the Section requests he attend the May 11, 2006 Section meeting.

**Items for the Next Meeting**

**Next Meeting Date**

The next meeting date of the Athletic Trainers Section will be Wednesday, March 29, 2006.

**Adjournment**

Vincent O'Brien moved that the meeting be adjourned. Paul Miller seconded the motion. The motion carried. The meeting adjourned at 11:50 a.m.

Respectfully submitted,  
*Joseph A. Kirk*

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Kurt McClurg, AT, Chairman  
Athletic Trainers Section

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Jody Benda, AT, Secretary  
Athletic Trainers Section

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Jeffrey M. Rosa, Executive Director  
Ohio Occupational Therapy, Physical Therapy  
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**JB:jmr:jak**