



ARIZONA BOARD OF ATHLETIC TRAINING
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REGULAR SESSION MEETING MINUTES
January 9, 2017

Board Members Present: Eric Freas, ATC – Chair
Bart Peterson, ATC – Vice-Chair
Chuck Baughman, ATC – Athletic Trainer Member
Jennifer Fadeley – Public Member

Board Members Absent: None

Staff Present: Karen Whiteford – Executive Director
Christina Soto – Administrative Assistant

Legal Staff Present: Sabrina Khan – Assistant Attorney General
Mona Baskin – Assistant Attorney General

- 1) **CALL TO ORDER** – 9:30 a.m.; Mr. Freas called the meeting to order at 9:30 a.m.
- 2) **ROLL CALL**
The following Board members were present: Eric Freas, Bart Peterson, Chuck Baughman, and Jennifer Fadeley (by phone).
- 3) **DECLARATION OF CONFLICTS OF INTEREST**
There were no conflicts of interest.
- 4) **DISCUSS, AMEND AND APPROVAL OF MINUTES**
 - a) Regular Session Meeting Minutes of December 5, 2016
Mr. Baughman moved the Board approve the Regular Session Minutes of December 5, 2016.
Mr. Peterson seconded the motion. The motion passed 4-0.
- 5) **REVIEW FUTURE BOARD MEETING SCHEDULE**
There were no conflicts with Board member schedules.
 - a) February 6, 2017 – Telephonic
 - b) March 6, 2017 – Telephonic
 - c) April 3, 2017 – In-Person
- 6) **REVIEW, DISCUSSION, AND POSSIBLE ACTION - COMPLAINTS, HEARINGS, INVESTIGATIONS AND COMPLIANCE**

- a) Formal Hearing, 9:30 a.m.
 - i) Jerry Cross – Hearing on License Denial
Mr. Cross was not present at 9:30 a.m. Therefore, this item was tabled until 9:47 a.m. to allow an additional 15 minutes for Mr. Cross’ arrival.
- b) Initial Review of and Possible Action Regarding Opening a Complaint
None
- c) Open Complaints and Investigations
None
- d) Status of Compliance with Board Order/Approval of Board Ordered CE
 - i) Randall Cohen ATC Lic. # 0274, complaint number 15-AT-0274 – Ms. Whiteford reported that there was no change to Mr. Cohen’s status.
 - ii) Jeffrey Bodenhamer ATC Lic. #1447, complaint number 15-AT-1447 – Ms. Whiteford reported that Mr. Bodenhamer requested and was provided a list of pre-approved courses on 12/14/16.
 - iii) Brandie Peterson ATC Lic. #1242, complaint number 16-AT-1242 – Ms. Whiteford stated that there was no change to Ms. Peterson’s status.
 - iv) Sean Fields ATC Lic. #1250, complaint number 16-AT-1250 – Ms. Whiteford stated that there was no change to Mr. Fields’ status and that the only item remaining is waiting for his probation to terminate on 7/8/17.
- e) Informal Interviews
No informal interviews at this time.

7) CONSENT AGENDA: REVIEW, CONSIDERATION, AND POSSIBLE ACTION ON APPLICATIONS FOR LICENSURE

- a) Initial Applications (6)

First Name	Last Name	Comments
Kaitlyn	Bowen	
Kaitlyn	DiJohn	
Richard	Gill	
Bradley	Herman	
Vito	Maffei	
Thomas	Whitson	

- b) Renewal Applications (49)

License Number	First Name	Last Name	Status	Current License Expiration Date	Comments
0290	John	Adam	Ready	1/1/2017	
0096	Jennifer	Adams	Ready	1/1/2017	
0437	Fernando	Alvidrez	Ready	1/1/2017	
0839	Barton	Anderson	Ready	1/1/2017	
1001	Julie	Anderson	Ready	1/1/2017	
0929	Natasha	Anderson	Ready	1/1/2017	
0001	R.	Anderson	Ready	1/1/2017	
1024	Christy	Armstrong	Ready	1/1/2017	
1025	Travis	Armstrong	Ready	1/1/2017	
0996	Israel	Aspericueta	Ready	1/1/2017	
0900	Jeffrey	Barlow	Ready	1/1/2017	
1018	Matthew	Beauregard	Ready	1/1/2017	

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0262	Tina	Benally	Ready	1/1/2017	
1446	Lauren	Berryhill	Ready	12/6/2016	
0529	Marc	Bjork	Ready	1/1/2017	
0533	Robb	Blackaby	Ready	1/1/2017	
0118	Matthew	Blackburn	Ready	1/1/2017	
0439	Felix	Blanco	Ready	1/1/2017	
1447	Jeffrey	Bodenhamer	Ready	12/14/2016	
0261	Michael	Boese	Ready	1/1/2017	
0729	Chad	Bohls	Ready	1/1/2017	
1078	Kayla	Botts	Ready	1/1/2017	
0198	Laurenthia	Bowling	Ready	1/1/2017	
0282	Michael	Boysen	Ready	1/1/2017	
0795	Nathan	Brooks	Ready	1/1/2017	
0194	JD	Burgess	Ready	1/1/2017	
1454	Eric	Capell	Ready	2/1/2017	
0284	Roger	Caplinger	Ready	2/1/2017	
0954	Aubrie	Carter	Ready	2/1/2017	
0050	Patrick	Castillo	Ready	2/1/2017	
0066	Robert	Clary	Ready	2/1/2017	
1074	Haley	Conant	Ready	2/1/2017	
0200	Max	Cornia	Ready	2/1/2017	
0469	Ronald	Delucia	Ready	2/1/2017	
0889	Michael	Dickey	Ready	2/1/2017	
0846	Jason	Dorsch	Ready	2/1/2017	
1448	Zachary	Fandrich	Ready	12/6/2016	
1356	Kayla	Fields	Ready	2/2/2017	
0737	Aaron	Hoback	Ready	2/1/2017	
1357	Trenton	James	Ready	2/2/2017	
0399	Masanobu	Koyanagi	Ready	6/1/2017	
1457	Anna	Kubiczki	Ready	2/1/2017	
1358	David	LaCroix	Ready	2/2/2017	
1104	Dawn	Lauer	Ready	1/1/2017	
1452	Richard	Shumway	Ready	1/3/2017	
1105	Suzie	Squires	Ready	1/1/2017	
1125	Senecca	Stromberg	Ready	1/1/2017	
1252	Brett	Walker	Ready	1/5/2017	
1449	Sarah	Wright	Ready	12/6/2016	

Mr. Peterson moved the Board approve all applications from the consent agenda. Mr. Baughman seconded the motion. The motion passed 4-0.

8) REVIEW, CONSIDERATION, AND POSSIBLE ACTION ON APPLICATIONS FOR LICENSURE

- a) Initial Applications – Board Review
None
- b) Renewal Applications – Board Review
 - i) Joshua Beaumont – Ms. Whiteford stated that Mr. Beaumont reported an arrest to Board staff, but the most recent court information was not received prior to the meeting. Following discussion, Mr. Peterson moved the Board table Mr. Beaumont’s application until further information is received regarding the status of the case. Mr. Baughman seconded the motion. The Board directed Board staff to notify Mr. Beaumont of the requirement.
- c) Incomplete Initial Applications: (Missing Documents)

First Name	Last Name	Deficiency Letter Sent	Application Expires	Comments
Courtney	Creel	1/3/2017	5/3/2017	Need transcript.
Stuart	Nichols	12/1/2016	3/31/2017	Needs (1) license verif for Ok.
Thomas	Pruitt	11/29/2016	3/29/2017	Needs Transcripts, (1) prof. recommendation, Utah lic ver., BOC verif. & info on charges.
Bronson	Santillan	1/3/2017	5/3/2017	Need Florida AT License Verification.
Kalie	Swain	10/27/2016	2/24/2017	Need (1) Recommendations
Joseph	Toenjes	12/6/2016	4/5/2017	Needs FL license verif.

Mr. Freas asked Ms. Whiteford if she had any concerns regarding the incomplete initial applications. Ms. Whiteford stated that she didn't.

d) Incomplete Renewal Applications: (Missing Documents)

License #	First Name	Last Name	Current License Expiration Date	Deficiency Letter Sent	Comments
1045	Roger	Darrow	2/1/2017	1/3/2017	Incomplete application/missing FP & fee
0737	Aaron	Hoback			

Mr. Freas asked Ms. Whiteford if she had any concerns regarding the incomplete renewal applications. Ms. Whiteford stated that she didn't.

Board Recess began at 9:42 a.m.

Board Recess ended at 9:48 a.m.

6) REVIEW, DISCUSSION, AND POSSIBLE ACTION - COMPLAINTS, HEARINGS, INVESTIGATIONS AND COMPLIANCE

a) Formal Hearing, 9:30 a.m.

i) Jerry Cross – Hearing on License Denial

Let the record show agenda item 6(a)(i) Jerry Cross – Hearing on License Denial was scheduled for 9:30 a.m., for complaint #16-AT-0152. As of 9:48 a.m., Jerry Cross was not present and was not represented by legal counsel. Ms. Mona Baskin, Assistant Attorney General was present to give the Board any legal advice needed. Ms. Baskin advised the Board it was 9:48 a.m. and the Board was within their right to proceed with Mr. Cross' request for a hearing regarding denial of his license, which was scheduled for 9:30 a.m. Mr. Freas called the formal hearing to order. Board members and staff introduced themselves. All Board members were furnished with copies of the Notice of Hearing and all pleadings of record. Ms. Whiteford, Executive Director, stated that the Notice of Hearing on License Denial was sent via U.S. Certified Mail to Mr. Cross' address of record on December 6, 2016, and received by Mr. Cross on December 14, 2016. Board staff did not receive a response from Mr. Cross.

Mr. Freas provided a review of the proceedings. Mr. Freas moved the Board go into executive session to obtain legal advice. Mr. Peterson seconded the motion. The motion passed 4-0. The Board entered executive session at 9:55 a.m.

Ms. Fadeley exited the meeting at 9:59 a.m.

Upon returning to regular session at 10:06 a.m., the Board opted to move forward with a cursory hearing. Ms. Khan, representing the State, made an opening statement. Ms. Whiteford was sworn in as a witness. Ms. Whiteford provided testimony. The State

submitted Exhibits 1 through 11. Ms. Khan made a closing statement. Mr. Peterson moved the Board finds that the State has demonstrated by a preponderance of the evidence, the factual allegations in the third paragraph of the letter dated October 28, 2016, and the Board adopt these allegations as findings of fact. Mr. Baughman seconded the motion. The motion passed 3-0-1. Mr. Baughman moved the Board finds that the findings of fact constitute a violation of the statutes and rules set forth in the Complaint and that the Board adopt those alleged violations from pages 1 and 2 of the Denial of Certification letter dated October 28, 2016, as the Conclusions of Law. Mr. Peterson seconded the motion. The motion passed 3-0-1.

Mr. Peterson moved that the Applicant has failed to demonstrate by a preponderance of the evidence that he meets the qualifications set forth in the Board’s statutes and that the Board affirm the denial of application for licensure and incorporate the underlying factual findings and legal conclusions in the Board’s denial order. Mr. Peterson stated that his motion was based on the evidence and Arizona law. Mr. Baughman seconded the motion. The motion passed by roll call vote.

	Eric Freas	Bart Peterson	Charles Baughman	Jennifer Fadeley
Aye	X	X	X	
Nay				
Absent				X

Board Recess began at 10:59 a.m.

Board Recess ended at 11:03 a.m.

9) REVIEW, DISCUSSION, AND POSSIBLE ACTION – BOARD BUSINESS AND REPORTS

The Board may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(3) to obtain legal advice.

- a) Election of Board Officers – Mr. Peterson nominated Mr. Freas for Board Chair. Mr. Baughman seconded the motion. The motion passed 3-0-1. Mr. Baughman nominated Mr. Peterson for Board Vice-Chair. Mr. Freas seconded the motion. The motion passed 3-0-1.
- b) Executive Director’s Report – Verbal Report and Discussion – No Action Required
 - i) Financial Report – No action required.
 - ii) Review Recent Board Staff Activities – Ms. Whiteford reported that there were no Board staff activities outside of the normal operations.
- c) Administrative Project Status
 - i) Policies and Procedures – No update.
 - ii) Board Automation – No update.
 - iii) Mandatory Board Member Training – Ms. Whiteford stated that there would not be a training session at the end of the meeting because the hearing would make the meeting longer than usual.
 - iv) Check Scanning and Remote Deposit – No update.
 - v) Five Year Rule Review – Ms. Whiteford stated that she will submit the request for an exemption to the Governor’s new policy advisor on regulatory issues.
- d) Possible Move of Staff Office to 1740 W. Adams – Ms. Whiteford stated that she would be attending a meeting with all affected agency executive directors and the Department of Administration on January 17. She also stated that the funds were released to ADOA to renovate the building. The Board members expressed concerns about a lack of parking and the lack of Board meeting space.
- e) Dry Needling for Out-of-State Athletic Trainers Practicing in Arizona Under 120 Days – Mr. Baughman moved the Board go into executive session to obtain legal advice. Mr. Peterson

seconded the motion. The motion passed 3-0-1. The Board went into executive session at 11:16 a.m. Upon return at 11:26 a.m., no further action was taken on this item.

- f) Letter to Baseball Team Medical Coordinators – Mr. Baughman stated that he felt the letters could not wait for agenda item 9)e) to be resolved. Mr. Baughman agreed to provide a list of team medical coordinators so that Board staff could send the letters before spring training begins.

10) FUTURE AGENDA ITEMS

- a) Dry needling athletic trainers licensed in multiple states
- b) H.R.302 - Sports Medicine Licensure Clarity Act of 2017

11) CALL TO THE PUBLIC

No members of the public were present.

12) ADJOURNMENT

Mr. Freas moved the Board adjourn the meeting. Mr. Peterson seconded the motion. The motion passed 3-0-1. The Board meeting adjourned at 11:31 a.m.

Respectfully Submitted,

Karen Whiteford
Executive Director