



ARIZONA BOARD OF ATHLETIC TRAINING
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REGULAR SESSION MEETING MINUTES

September 8, 2014

Board Members Present: Aaron Nelson ATC – Chair
Eric Freas ATC – Vice-Chair
Jennifer Fadeley – Public Member
Harold Callihan – Public Member
Bart Peterson ATC – Athletic Trainer Member

Staff Present: J. Randy Frost – Executive Director
Karen Whiteford – Administrative Assistant

Legal Staff Present: Michael Raine – Assistant Attorney General

Call to order

The regularly scheduled meeting of the Arizona State Board of Athletic Training was called to order at 9:31 a.m.

Approval of the Meeting Minutes

Bart Peterson moved to accept the regular session meeting minutes of August 4, 2014. Harold Callihan seconded the motion. The motion passed 5-0.

Declaration of conflicts of Interest

Aaron Nelson recused himself from 7c Renewal Application for Adam Annaccone.

Review Board Meeting Schedule

There were no changes made to the meeting schedule. The meeting time will be at 9:30 a.m.

- a. October 6, 2014 In Person- Harold Callihan will be unavailable.
- b. November 3, 2014 Telephonic
- c. December 1, 2014 In Person

Review, Discussion, and Possible Action - Complaints, Investigations & Compliance

Initial Review of Complaints

1. Stanley Johnston 14-AT-0830, Staff summarized the complaint that the Board opened on Mr. Johnston for allowing an athletic trainer under his supervision to practice without a license. The Board discussed the documentation provided by Mr. Johnston and determined that Mr. Johnston did advise the AT to get licensed however, he didn't follow up to assure that it happened. The Board Chair, Aaron Nelson stated that even though Mr. Johnston may have asked the AT on several occasion to get her license he still allowed her to work without one. As her supervisor allowing her to work is aiding and abetting which violates the Boards statutes.

After some discussion, Eric Freas moved to offer Mr. Johnston a consent agreement for probation, civil penalty and continuing education. Bart Peterson seconded the motion. The motion passed 5-0.

2. Ruth Aragon 14-AT-1017, Staff summarized the complaint filed against Ms. Aragon for inappropriate contact with a former student. The Board asked Mr. Tom Hancock, the Director of Human Resources for the Peoria School District, to address the Board. Mr. Hancock explained that he led the investigation into the allegations against Ms. Aragon. Mr. Hancock stated that an athletic trainer from another school informed them of the allegations that Ms. Aragon had inappropriate relations with a former student athlete and that she texted nude photos to him. Mr. Hancock explained that after the investigation by the school and the police department, Ms. Aragon was fired for violating District policy. He explained that because the former student was 18 and unwilling to cooperate that no criminal charges could be filed.

The Board confirmed with Assistant AG, Michael Raine that the conduct of Ms. Aragon violated Board statutes and rules which is grounds for discipline. After additional discussion, Jennifer Fadeley moved to revoke the license of Ms Aragon. Eric Freas seconded the motion passed 5-0.

Immediately after the vote, Michael Raine, Assistant AG reminded the Board that revocation can only come about through a consent agreement or a revocation hearing. He also reminded the Board that they had the power to summarily suspend the license pending the outcome of the revocation.

After some discussion, Eric Freas moved to immediately suspend the license of Ruth Aragon. Bart Peterson seconded the motion. The motion passed 5-0.

Open Complaints and Investigations

There were no open complaints to be discussed.

Discipline Status Report

The Board discussed the Disciplinary Status Report of the following licensees:

1. Steven Patera Lic. #1088, Staff reported that there were no changes in Mr. Patera's status. Staff will contact Mr. Patera to inquire as to the status of Board ordered education and civil penalty.
2. Yusuke Takahashi Lic. #1166, Staff reported that Mr. Takahashi has completed all of his discipline requirements. His probation will end on 5/13/15.

3. Dale Gilbert Lic. #0375, Staff reported that Mr. Gilbert completed hid Board ordered CEs. His probation will end on 5/12/15.
4. Katherine Frick Lic. #1292, Staff reported that Ms. Fricke has moved out of state to work in Iowa. Ms Fricke completed her requirements and will remain on probation in Arizona.

Informal Interviews

There were no informal interviews to come before the Board.

Substantive review, discussion, and vote regarding the applications for licenses as follows:

a. Initial applications

| | | |
|--------------------|----------------|-------------------|
| McCall Christopher | Cady Coshow | Geoffrey Dalglish |
| Brandon Hinson | Megan Houston | Akira Kondo |
| Lauren Krasner | Monica Liniger | Lindsey Loughran |
| Steven Upham | Matthew Warner | Matthew Zanis |

Eric Freas moved to approve all 12 initial applications. Harold Callihan seconded the motion. The motion passed 5-0.

b. Initial applications, Board review

There were no initial applications requiring a review by the Board.

c. Renewal applications

| | | |
|-------------------|--------------------|-------------------|
| Adam Annaccone | Kyle Bowen | Leah Bradley |
| Kenneth Crenshaw* | Emily Dunning | Robert Dyson* |
| Stacey Forget | Stephanie Gross | Kimberely Hansen |
| Micah Johnson | Jason Klein* | Catherine Kuehne |
| Kenneth Lange | Chelsea Lohman | Ian McLeod |
| Robert Oates | Jeffrey O'Desky | Edward Orr |
| Michael Palmer* | David Parry | Brandi Phillips* |
| Kelsey Picha | Neil Pulver | Rachel Purcell |
| Scot Raab | Don Rackey | Lindsay Ramirez |
| Thomas Reed | Breanna Reeser | Brian Reinker |
| Michael Rich | Lawerence Rivero | Brittany Robinson |
| Janele Roche | Jessica Rodriguez | Amber Rogers |
| Scott Ross | James Roush | Sarah Rowe |
| Roberto Ruiz | Lisa Ruiz-Gonzales | Jared Rummage |
| Joanne Scandura | Gretchen Schlicht | Melissa Schneider |
| Jeffrey Schrock | Adam Schulte | Jason Serbus |
| Mark Sherlock | Amy Shipp | Sarah Shute |
| Clete Sigwart | Joseph Silvey | Nancy Simmons |
| Davis Smith | James Southard | Lindie Spargo |
| Gregory Spence | Richard Stark | Alicia Steele |

| | | |
|------------------|-----------------|---------------------|
| Glen Steele | Ann Stevens | Peter Stevens |
| Charles Stoddard | Andrew Stover | Christopher Swanner |
| Geoffrey Swanson | Nicole Sweer | Scott Takao |
| Anna Thatcher | Connie Tilmans | Connie Weaver |
| Lavon Whitby | Samantha Yeoman | |

Eric Freas moved to approve 69 of the 74 renewal applications. Bart Peterson seconded the motion. The motion passed 4-0. Aaron Nelson recused himself.

d. Renewal applications: (Board Review)

The Board reviewed the application of Ken Crenshaw. Mr. Crenshaw's License expired on 1/1/2014. The Board reviewed correspondence from Mr. Crenshaw regarding his job duties at the current time. After some discussion, Harold Callihan moved to offer a consent agreement for probation, civil penalty and continuing education to Mr. Crenshaw for practicing without a license. Eric Freas seconded the motion. The motion passed 5-0.

Next the Board reviewed the application of Robert Dyson. Mr. Dyson informed that he had not been practicing since his license expired. Bart Peterson moved to approve the renewal application of Robert Dyson. Harold Callihan seconded the motion. The motion passed 5-0.

The Board reviewed the application of Jason Klein. Mr. Klein informed the Board that he had been out of state and that he has not practiced. Bart Peterson moved to approve the application of Jason Klein. Eric Freas seconded the motion. The passed 5-0

The Board next reviewed the application of Michael Palmer. Mr. Palmer advised the Board that he has not been practicing. Bart Peterson move to approve the application of Michael palmer. Eric Freas seconded the motion. The motion passed 5-0.

Finally the Board reviewed the application of Brandi Phillips. Ms. Philips informed the Board that she had practiced for 4 days. Bart Peterson moved to approve the application of Ms. Phillips and send her a confidential advisory letter. Harold Callihan seconded the motion. The motion passed 5-0.

e. Incomplete applications:

| | | |
|------------------|-------------------|----------------|
| Lindsay Minthorn | Kristen Severson | Marc Eilers |
| Brennen Hodge | Christine Hopkins | Lamar Innes |
| Rebeca Lalley | Linda McAulay | Cailee McCarty |
| Gavin Serene | | |

The Board staff updated the Board on the incomplete applications. The Board requested that staff follow up on the oldest ones.

f. Previously approved applications: (Board Review)

There were no previously approved applications to review.

Review, Discussion, and Possible Action - Other Business

- a. Status of the discussion between the AT and OT Board Chairs. Aaron Nelson informed everyone that he met with John Tutelman, Chairman of the OT board. Mr. Nelson stated that both he and Mr. Tutelman were happy with the Board office and staff
- b. Update of the AT stake holders meetings. The Board was updated on recent developments. Staff shared an email from Dr. Javier Cardenas regarding a grant that was received from the Super Bowl Host Committee to support athletic training.
- c. EMTs at youth sporting events. Staff informed the Board that there wasn't any information to provide to the Board at this time. Staff informed the Board that there has been contact made with the Program Director at DHS/EMS. The EMS Director provided a list of protocols for an EMT but suggested that we get a legal opinion regarding concussion/return to play issues. The Assistant AG, Michael Raine advised the Board not to take action at this point and to let him look into it and keep it on the agenda for discussion.
- d. Possible revision of the method utilized to notify licensee of their renewal date. The Board staff informed the Board that they are working with the Assistant AG, Michael Raine to determine the legality of sending e-mail notices. Mr. Raine stated, that according to statute we are required to notify the licensees but it doesn't specify the method of delivery. His suggestion was to transition from the current method to a new method. He said that he would work with staff to come up with the language to notify licensees. The Board directed staff to move this item to administrative projects.
- e. Discussion regarding the use of undergraduate students at Northern Arizona University. The Board discussed with the Assistant AG, Michael Raine whether or not students at NAU who are planning to get into the AT Masters Program could work as student ATs. Mr. Raine went over the statutes with the Board and the conclusion is that it is a bit of a gray area and that things would have to be looked at on a case by case basis. The Board also concluded that changes to the statutes and rules may be in order in the future.
- f. Mayo Clinic and Phoenix Pop Warner organizations handling of athlete return-to-play guidelines. The Board discussed a recent article in the Arizona Republic regarding Pop Warner coaches being trained by a physician at the Mayo Clinic to recognize and assess concussions on the sidelines utilizing a smart phone application. The Board discussed concerns over an unlicensed professional making these types of diagnosis.
- g. Amended AIA bylaws: Article 15. Student Eligibility Rules, Section 15.7 Physical Examination Rule. The Board discussed this revision that allows chiropractors and naturopaths to provide physicals. Board members were concerned that by accepting these physicals, ATs would be violating the law. After much discussion The Assistant AG agreed to look into this further and draft a guidance letter.
- h. Meeting with a reporter from the Arizona Republic regarding the lack of a state requirement for athletic trainers in public schools. Executive Director, Randy Frost informed the Board of a recent meeting with a reporter and a representative from the AZATA. Mr. Frost stated that the meeting was positive and was mostly geared to the

current state of athletic training in the state and what is being done to address the shortages.

- i. Results of a recent internal controls audit. Executive Director, Randy Frost informed the Board of a recent internal controls audit by the State General Accounting Office. The audit was a random audit performed on the Occupational Therapy Examiners Board. The audit advised that mail that comes to the OT and AT Boards be opened in the presence of another person and that bank deposits be made in a more timely fashion. To assist in making more timely deposits, the report suggests that the Board office go to a check scanning process which would allow for daily deposits. Board staff is in the process of revising internal procedures to include the check scanning process.

Review, Discussion and Possible Action - Administrative Matters

- a. Revenue and Expenditure – Mr. Frost stated to the Board that a current cash flow report would be coming out in the next week or so and that he would provide it to them by next meeting.
- b. Review of Administrative Project Status - Mr. Frost updated the Board on the following projects:
 - Policies and Procedures – Sunrise/Sunset Process
 - Board Automation
 - BOC Disciplinary Action Exchange
 - Dry Needling
 - Posting return to play information on the website.
 - Mandatory Board Training.
- c. Future Agenda Items

Call to the Public

There were no members of the public present.

Adjournment

Bart Peterson motioned to adjourn the meeting for September 8, 2014. Jennifer Fadeley seconded the motion. The Board Meeting adjourned at 11:51 a.m.

Respectfully submitted,

J. Randy Frost, Executive Director