

MINUTES

**UTAH
ATHLETIC TRAINERS
BOARD MEETING**

June 11, 2008

**Room 464 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 10:10 A.M.

ADJOURNED: 11:30 A.M.

**Bureau Manager:
Board Secretary:**

Rich Oborn
Lee Avery

Board Members Present:

Bill G. Bean, Chairperson
Brad L. Nelson
Dale P. Mildenberger
Amy P. Powell, MD

Board Members Absent:

Leesa Myers
Rhonda Ingram

Guests:

None present

DOPL Staff Present:

David Stanley, Division Director
Lynn Hooper, Division Investigator

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

**ADMINISTRATIVE BUSINESS:
MINUTES:**

Re-Appoint a new Chairperson

The minutes from the June 6, 2007 meeting were reviewed.

Mr. Mildenberger motioned to approve the minutes as is, seconded by Mr. Bean.

The motion carried unanimously.

Mr. Bean nominated Mr. Dale Mildenberger as the new chairperson, seconded by Dr. Powell. The motion carried unanimously.

Appointments:
Investigations Process Presentation - Lynn

Mr. Hooper introduced himself to the Board and reviewed the process regarding how complaints are

Hooper DOPL Investigations

handled when they are received by the Division. Mr. Hooper stated the complaints are screened by the complaint technician when the call first comes to the Division, then forwarded to the Chief Investigator or another agency if the complaint cannot be handled under the Division Statutes and Rules. The Chief Investigator will refer the complaint to the Supervisor. The Supervisor will screen the complaint and assign it to an investigator. Mr. Hooper stated there have been only two (2) complaints regarding the unlicensed practice of an Athletic Trainer, and to date and both have been closed as unfounded.

Mr. Hooper reviewed several concerns with the Board regarding the Athletic Trainer Licensing Act.

#1: 58-40-501 Unprofessional Conduct, in part... (1) 'failing to report to the Board' needs to be changed to 'failing to report to the Division'.

#2: Add the definition of 'Supervision' and 'Direct Supervision'.

#3. Possibly the need to put protocols in writing, i.e. how to handle injuries, keeping records or following the national or industry standard.

#4. 58-40a-305 Scope of Practice (2)

Defining or clarifying 'palpating'. Noting that Webster's dictionary defines palpating as diagnosing a disease or illness. Mr. Hooper noted that 'Diagnosing' violates the Utah Medical Practice Act and the Athletic Trainer Practice Act.

#5. 58-40a-102 Definitions (6) be more specific regarding 'direction of a physician'.

The Board noted the education and training is very rigorous and it did not want to do a list of everything that can or cannot be done. It specifically did not want to make things more cumbersome for the physician because of the negative impact this would have.

The Board briefly discussed the different types of action that could be taken against a licensee to include;

#1. Private reprimand, rarely issued.

#2. Public reprimand, usually issued, depending on the severity of the offense.

#3. Memorandum of Understanding, an agreement between the applicant and the Division where the license is placed on probation for a specific amount of time.

#4. Stipulation, an agreement between the licensee and the Division where the license is placed on probation with the Division for a specific amount of time.

Mr. Hooper encouraged the Board to review the Professional Act with the Divisions General Act and Rules, noting, if it is not in the Professional Act, then the Division General Act and Rules will be used. Mr. Oborn referred the Board to its association to submit legislation to open the practice act.

A copy of the current Utah General Laws and Rules and the Athletic Trainer Laws and Rules were given to the Board members.

Use of Acronyms

Mr. Bean stated he has not heard anything regarding the use of acronyms. The Board briefly discussed this. The Board took no action.

DISCUSSION ITEMS:

License Statistics

Mr. Oborn advised the Board currently there are two hundred and twenty two (222) Athletic Trainer Licensees. Since June 10, 2007, there has been an additional sixty five (65) licenses issued.

NEXT MEETING SCHEDULED:

The next meeting is scheduled for June 2009, at 10:00 unless there is something requiring the Board to meet sooner.

ADJOURN:

Meeting adjourned at 11:30 A.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

Date Approved

Dale Mildenerger, Chairperson, Utah Athletic Trainers Licensing Board

Date Approved

Rich Oborn, Bureau Manager, Division of Occupational & Professional Licensing