

GEORGIA BOARD OF ATHLETIC TRAINERS
Board Teleconference Minutes
Monday, June 1, 2020 – 1:00 p.m.

The Georgia Board of Athletic Trainer Examiners met via teleconference on Monday, June 1, 2020. The following members were present:

Board Members Present

Russell Hoff, MS, ATC, LAT, Chairperson
Dr. James Scott, MD, Board Member
Jeff Porter, LAT, Board Member

Administrative Staff Present

Adrienne Price, Executive Director
Charlotte Mason, Licensing Supervisor

Board Members Not Present

Yusuf Ali, Consumer Board Member

Attorney General's Office Present

Melissa Tracy, Assistant Attorney General

Visitors Present

No visitors present.

Administrative Staff Absent

Michelle Hornaday, Board Support Specialist

Call to Order: Mr. Hoff established that a quorum of the Board was present and called the meeting to order at 1:00 p.m.

OPEN SESSION

Agenda

Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to accept the agenda as presented.

Open Session Minutes

1. March 23, 2020 Open Session Teleconference Minutes

Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to approve the March 23, 2020 open session teleconference minutes as presented.

Licenses to Ratify: March 16, 2020 – May 25, 2020

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in the favor of the motion to ratify the licenses by application and by reinstatement that were issued in accordance with Board Rules and Policies between Board meetings.

Correspondence – A Word of Appreciation – La Trenda Tyler-Jones, Division Director, Professional Licensing Boards Division, Georgia Secretary of State

The Board accepts the correspondence from the PLB Division Director as information and thanks the Division Director for the acknowledgement.

Correspondence – U.S. Department of Education Guidance Document Update 05152020

The Board accepts the correspondence in reference to USDOE as information.

Discussion – Board of Certification (BOC)

- 1. Regulatory Update May 2020**
- 2. COVID-19 – Exam Site Update**
- 3. Update on the Coronavirus and Exam Seats**

The Board accepts the correspondence in reference to the Board of Certification as information.

Board President's Report – R. Hoff

Mr. Hoff reported that he has made contact with the Georgia Athletic Trainers Association (GATA) regarding the Board's desire to see the practice act amended to better promote and support the practice of athletic trainers in the state of Georgia and more effectively protect the health safety and welfare of the public. He stated that he will provide a more detailed report of the association's response at the next board meeting.

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to accept the Board President Report as presented.

Executive Director's Report – A. Price

The Executive Director's report presented the Board with statistical data relevant to the processing of applications and complaints/compliance matters which have occurred since the last meeting. In addition, Ms. Price addressed the following topics with the Board:

- Georgia General Assembly
- Annual Ethics Commission Affidavit of Public Officer Filings
- Potential Changes Due to Budget Cuts

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to accept the Executive Director's Report as presented.

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted to enter into Executive Session in accordance with O.C.G.A. §§ 43-1-2 (k); 43-1-19 (h) and 50-14-2 (1) to receive and review information pertaining to applications, pending cases, investigative reports and enforcement matters and to receive the Assistant Attorney General's report. Voting in favor of the motion were those present who included Board members Russell Hoff, Dr. James Scott, and Jeff Porter.

At the conclusion of Executive Session on Monday, June 1, 2020, Mr. Hoff declared the meeting to be "open" pursuant to the Open and Public Meeting Act O.C.G.A. § 50-14-1 et seq. No votes were obtained during Executive Session.

OPEN SESSION

Scheduled Board Appointment

1:30 p.m. Applicant 2832713

Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to rescind the previous motion and issue the license. Send a letter to employer to include content as discussed in the Executive Session along with the employment verification form the employer submitted. Mr. Hoff recused himself.

Executive Session Minutes

1. March 23, 2020 Executive Session Teleconference Minutes

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to approve the March 23, 2020 executive session teleconference minutes as presented.

Attorney General's Report – M. Tracy

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to accept the Attorney General's Report as presented.

Miscellaneous Executive Discussion – Board Rules

The Board entered into a discussion regarding Board Rules 53-6-.01 and 53-6-.02 based upon the fact that the Joint Secretary rules have been amended to only allow for a one (1) month late lapsed renewal period. As a result of the Joint Secretary rule amendments, it is necessary for these two rules to be amended to ensure that they are consistent. In addition, the Board desired to clarify what is considered to be an incomplete renewal application and what may occur if a renewal application is determined to be incomplete.

1. Board Rule 53-6-.01. Renewal of License, Continuing Education

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to refer BR 53-6-.01. Renewal of License, Continuing Education to the Attorney General’s Office for a memorandum of authority, and if no objection, vote to post.

The Board discussed the economic impact of Board Rule 53-6-.01. Renewal of License, Continuing Education upon licensees. Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Mr. Porter motioned, Mr. Ali seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-4, 43-1-25, 43-5-6, and 43-5-9 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Athletic Trainers.

Rule 53-6-.01. Renewal of License, Continuing Education, and Late Renewal

- (1) Athletic trainer licenses expire on June 30th of even numbered years and are renewable for two years upon receipt of a renewal application and renewal fee and upon compliance with the continuing education requirement set forth below.
- (2) To be eligible for renewal, an athletic trainer must have completed, within the preceding two years, at least forty contact hours of continuing education acceptable to the Board. Provided, however, that an athletic trainer who received his license within one year of the renewal date shall not be required to meet the continuing education requirements for that renewal period. Each athletic trainer shall retain proof of attendance of continuing education programs for a period of three years from the date of attendance.
- (3) Athletic trainers will be required to answer questions on their biennial renewal form which establish their compliance with the continuing education requirement. A false statement regarding compliance with the continuing education requirement shall be grounds for revocation or other disciplinary action by the Board.
- (4) The staff of the Board shall make a random selection of the actively licensed athletic trainers for the purpose of auditing their compliance with the continuing education requirements of this chapter. Failure to submit such proof of compliance shall be grounds for revocation or other disciplinary action by the Board.
- (5) A license which is renewed between July 1st and July 31st, following the expiration date of the license, is subject to a penalty surcharge. (See Fee Schedule.)
- (6) Failure to apply to renew a license on or before July 31st of an even year shall have the same effect as revocation.
- (7) A licensee who fails to submit a complete renewal application, to include any documentation requested on the application, by the end of the late renewal period shall be considered as having an incomplete renewal application and will not be renewed.

Cite Authority: as Ga. O.C.G.A. Comp. Secs. R. 43-1-4, & Regs. 43-1-25, R. 43-5-6, 53-6-.01 43-5-9.

History. Original Rule entitled "Guidelines" adopted. F. June 8, 1978; eff. June 28, 1978.
Repealed: New Rule entitled "Expiration of License" adopted. F. Apr. 28, 1989; eff. May 18, 1989.
Repealed: New Rule entitled "Renewal of License, Continuing Education" adopted. F. May 11, 1994; eff. May 31, 1994.

Amended: F. June 16, 2004; eff. July 6, 2004.

Repealed: New Rule of same title adopted. F. Feb. 1, 2008; eff. Feb. 21, 2008.

2. BR 53-6-.02. Late Renewal

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to refer BR 53-6-.02. Late Renewal to the Attorney General's Office for a memorandum of authority, and if no objection, vote to post.

The Board discussed the economic impact of Board Rule 53-6-.02. Late Renewal upon licensees. Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative.

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-4, 43-1-25, 43-5-6, and 43-5-9 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of Athletic Trainers.

Rule 53-6-.02. Late Renewal

- (1) A license which is renewed between July 1st and ~~September 30th~~ July 31st following the expiration date of the license is subject to a penalty surcharge. (See Fee Schedule.)
- (2) Failure to apply to renew a license ~~by October 1st~~ on or before July 31st of an even year shall have the same effect as revocation.
- (3) ~~Failure to submit such proof of compliance shall be grounds for revocation or other disciplinary action by the Board.~~ A licensee who fails to submit a complete renewal application, to include any documentation requested on the application, by the end of the late renewal period shall be considered as having an incomplete renewal application and will not be renewed.

Cite as Ga. Comp. R. & Regs. R. 53-6-.02

Authority: Authority O.C.G.A. Secs. ~~43-1-4, 43-1-25, 43-5-6, 43-5-9.~~

History. Original Rule entitled "Late Renewal" adopted. F. Apr. 28, 1989; eff. May 18, 1989.

Repealed: New Rule of same title adopted. F. Feb. 1, 2008; eff. Feb. 21, 2008.

Legal Services MEMO – AT200007

Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to rescind the previous motion and issue the license. Send a letter to employer to include content as discussed in the Executive Session to include the employment verification form the employer submitted.

Cognizant Report – R. Hoff

AT190012 Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to close the case, no action.

Adjournment There being no other business to discuss, the meeting adjourned at 2:19 p.m.

Minutes recorded by: Adrienne Price, Executive Director
Minutes reviewed by: Charlotte Mason Licensing Supervisor & Adrienne Price, Executive Director
Minutes approved on: September 14, 2020

RUSSELL HOFF
BOARD PRESIDENT

ADRIENNE PRICE
EXECUTIVE DIRECTOR