

GEORGIA BOARD OF ATHLETIC TRAINERS
Board Zoom Meeting Minutes
Monday, December 7, 2020 – 1:00 p.m.

The Georgia Board of Athletic Trainer Examiners met via Zoom meeting on Monday, December 7, 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
Michelle Hornaday, Board Support Specialist
Meagan Doss, Complaints/Compliance Analyst

Board Members Not Present

Yusuf Ali, Consumer Board Member

Attorney General's Office Present

Melissa Tracy, Assistant Attorney General

Visitors Present

No visitors present.

Call to Order: Mr. Hoff established that a quorum of the Board was present and called the meeting to order at 1:02 p.m.

OPEN SESSION

Agenda The Board accepted the agenda as presented.

Open Session Minutes – September 14, 2020 Open Session Teleconference Minutes

Dr. Scott motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to approve the September 14, 2020 open session teleconference minutes as presented.

Licenses to Ratify: September 7, 2020 – November 30, 2020

Mr. Porter motioned, Dr. Scott 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.

Discussion – Board of Certification (BOC) State Regulatory Network

1. COVID-19_October Exam Site Update
2. Criminal History's Impact on Occupational Licensing

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

Discussion – Board Rules

1. BR 53-1-.01. Administration - Effective October 14, 2020

The Board accepts the correspondence in reference to BR 53-1-.01. Administration as information.

2. BR 53-3-.05 Licensure by Endorsement for Military Spouses and Spouses of Transitioning Service Members_Amendment

The Board entered into a discussion concerning the rules relevant to active duty military and transitioning service members and their spouses as a result of the amendments made to O.C.G.A. § 43-1-34.1 by the Georgia General Assembly. As a result of the amendments to the statute, the Board determined it was necessary to

amend the Board rules in order to carry out the mandate of the statute.

Rule 53-3-.05. Licensure by Endorsement for Military Spouses and Spouses of Transitioning Service Members.

- (1) A military spouse or spouse of a transitioning service member, as defined in O.C.G.A. § 43-1-34, is deemed eligible to apply for an expedited licensure process by endorsement if the applicant:
 - (a) Has submitted a complete application along with a fee in the amount established by the Board; and,
 - (b) Is entitled to an athletic trainer's license by possessing the qualifications enumerated in Code Section 43-5-8 and has not committed an act which constitutes grounds for denial of a license under Code Section 43-5-10.
 - (c) Is a spouse of a service member or transitioning service member stationed within this state.
 - (d) Holds a current license to practice as an athletic trainer in another state.
 - (e) Is in good standing in such other state.
- (2) If the applicant has held a license in another state, jurisdiction or territory, the applicant must submit verification of each license.
- (3) The Board may request further verification of any credential submitted ~~to include specialty, certification, training, or experience in the military while a service member which substantially meets or exceeds the requirements to obtain a license in this state.~~
- (4) Nothing contained in this Code section shall be construed to invalidate, override, or amend any licensing compact entered into by the State of Georgia

Cite as Ga. Comp. R. & Regs. R. 53-3-.05

Authority: O.C.G.A. §§ 43-1-4, 43-1-7, 43-1-19, 43-1-25, 43-1-34, 43-5-6, 43-5-8, 43-5-9.

History. Original Rule entitled "Passing Score" adopted. F. June 8, 1978; eff. June 28, 1978.

Repealed: F. Apr. 28, 1989, eff. May 18, 1989.

Adopted: New Rule entitled "Licensure for Military Spouses and Transitioning Service Members." F. June 22, 2018; eff. July 12, 2018.

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to refer BR 53-3-.05 Licensure by Endorsement for Military Spouses and Spouses of Transitioning Service Members Amendment to the Attorney General's Office for a Memorandum of Authority, and if no objections, vote to post.

The Board discussed the economic impact of BR 53-3-.05 Licensure by Endorsement for Military Spouses and Spouses of Transitioning Service Members Amendment upon licensees. Dr. Scott motioned, Mr. Hoff 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.

Dr. Scott motioned, Mr. Hoff 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. §§ 43-1-34.1 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 this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Athletic Trainers.

3. 53-3-.06 Licensure for Active Duty Military and Transitioning Service Members.

Rule 53-3-.06 Licensure for Active Duty Military and Transitioning Service Members.

- (1) An active duty military or transitioning service member, as defined in O.C.G.A. §§ 43-1-34, is deemed eligible to apply for an expedited licensure process if the applicant:
 - (a) Has submitted a complete application along with a fee in the amount established by the Board; and,
 - (b) Is entitled to an athletic trainer's license by possessing the qualifications enumerated in Code Section 43-5-8 and has not committed an act which constitutes grounds for denial of a license under Code Section 43-5-10.
 - (c) Is an active duty military or transitioning service member.
 - (d) Holds a current license to practice as an athletic trainer in another state.
 - (e) Is in good standing in such other state.
- (2) If the applicant has held a license in another state, jurisdiction or territory, the applicant must submit verification of each license.
- (3) The Board may request further verification of any credential submitted to prove military service, to include specialty, certification, training, or experience in the military while the a service member which substantially meets or exceeds the requirements to obtain a license in this state.
- (4) Nothing contained in this Code section shall be construed to invalidate, override, or amend any licensing compact entered into by the State of Georgia.

Mr. Hoff motioned, Mr. Porter seconded, and the Board voted unanimously in favor of the motion to refer BR 53-3-.06 Licensure for Active Duty Military and Transitioning Service Members to the Attorney General's Office for a Memorandum of Authority, and if no objections, vote to post.

The Board discussed the economic impact of BR 53-3-.06 Licensure for Active Duty Military and Transitioning Service Members upon licensees. Dr. Scott motioned, Mr. Hoff 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.

Dr. Scott motioned, Mr. Hoff 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. §§ 43-1-34 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 this rule will impact every licensee in the same manner and each licensee is independently licensed in the field of Athletic Trainers.

Board President's Report – R. Hoff

Mr. Hoff acknowledged Ms. Price for her valuable direction in navigating the rule amendment process.

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.

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

Dr. Scott 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, December 7, 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

Executive Session Minutes – September 14, 2020 Executive Session Teleconference Minutes

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to approve the September 14, 2020 executive session teleconference minutes as presented.

Attorney General's Report – M. Tracy

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

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to post for a Public Rules Hearing to adopt amendments BR 53-6-.01. Renewal of License and repeal BR 53-6-.02. Late Renewal in its entirety.

Legal Services MEMO – AT210001

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to rescind the previous motion and issue the license.

Cognizant Report – R. Hoff

Mr. Porter motioned, Dr. Scott seconded, and the Board voted unanimously in favor of the motion to accept the following recommendations made in Executive Session:

- AT190003 Approve the request and lift the Respondent from probation.
- AT210004 No action needed, just informing the Board. Close the case.
- AT210005 Refer to the Attorney General's Office for a hearing for a hearing for a Voluntary Cease and Desist Order.
- AT150004 Close the case. If the Respondent attempts to reinstate, review the compliance issues.
- AT200006 If the Respondent does not comply by the specified date, refer to the Attorney General's Office for a Hearing for a Public Consent Order with a fine of \$500 for failure to meet the CE requirements for the 2018-2020 renewal.

Applications for Board Review

Mr. Porter motioned, Dr. Scott seconded and the Board voted unanimously in favor of the motion to accept the following recommendation made in Executive Session.

- Applicant 2902743 Issue the license.

Adjournment There being no other business to discuss, the meeting adjourned at 1:58 p.m.

Minutes recorded by: Adrienne Price, Executive Director
Minutes reviewed by: Charlotte Mason, Licensing Supervisor & Adrienne Price, Executive Director
Minutes approved on: March 22, 2021

RUSSELL HOFF
BOARD PRESIDENT

ADRIENNE PRICE
EXECUTIVE DIRECTOR