

FLORIDA BOARD OF ATHLETIC TRAINING GENERAL BOARD MEETING

DRAFT MINUTES

March 1, 2022 @ 7:30 a.m.



Kari Riddle, LAT, ATC, Chair
Janet E. Hartman, Chief of General Operations
Kimberly Marshall, Executive Director



Florida Board of Athletic Training
General Board Meeting
March 1, 2022

AGENDA

CALL TO ORDER

The meeting was called to order on Tuesday, March 1, 2022 at 7:3 a.m. EST by Kari Riddle, Chair.

ROLL CALL

Roll call was conducted by Kimberly Marshall, Executive Director.

Those present for all or part of the meeting included the following:

Members Present:

Kari Riddle, ATC, LAT, Chair
Billy J. McDougal, ATC, LAT, Vice-Chair
James T. Watson, ATC, LAT
Frank Walters, PhD, LAT, ATC
Gerald Stevens, LAT, ATC
Randy Schwartzberg, MD
Lynne Roberts
James B. Hudson

Members Not Present:

Kevin Christie, DC (Excused Absence)

Staff Present:

Janet Hartman, Chief of General Operations
Kimberly Marshall, Executive Director
Eric Pottschmidt, Program Operations Administrator
LaKeidra Fields, Administrative Assistant III
Ronald "Tom" Jones, Assistant Attorney General
Christina Shideler, Assistant General Counsel

WELCOMED NEW BOARD MEMBERS - Frank Walters, PhD, LAT, ATC, and Gerald Stevens, LAT, ATC

WELCOMED AND APPROVED NEW EXECUTIVE DIRECTOR – Kimberly Marshall

Vote: Passed unanimously to approve Kimberly Marshall as new Executive Director.

REVIEW AND APPROVAL OF MINUTES – October 5, 2021

Motion: by Billy J. McDougal to approve the meeting minutes.

Second: by James Watson

Vote: Passed Unanimously.

DISCIPLINE (TS – 00:04:50 Minutes)

Informal Hearing – Russell G. Devero, AL. DOH Case Number 2021-18081

Christina Shideler, Assistant General Counsel, presented case.

PCP – Billy J. McDougal and Heather VanOpdorp. Billy J. McDougal is recused.

Russell G. Devero, AL was not present and did not have legal representation.



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The Department presented the following motions for the Boards consideration and requested a vote on the following:

1. To accept the investigative report into evidence.
2. To find that the Respondent was properly served and elected this informal hearing;
3. To adopt the findings of fact, and adopt the conclusions of law as set forth in the administrative complaint;
4. To find that it constitutes a violation of the practice act;

Motion: by Gerald Stevens to approve the motions as presented.

Second: by Lynn Roberts

Vote: Passed Unanimously.

The Department recommended would be suspension until Respondent shows proof that his national certification has been rectified.

Motion: by James Watson to accept the Departments recommendation of suspension.

Second: by Lynn Robert

Vote: Passed Unanimously.

The Department asked for a motion to assess costs of \$140.38 to be paid within one year.

Motion: by Frank Walters to accept the Departments recommendation of suspension.

Second: by Gerald Stevens

Vote: Passed Unanimously.

PROSECUTOR'S REPORT

<u>Case Status</u>	<u>Report Date 2/21/22</u>
Total cases open/active in Prosecution Services:	4
Cases in Emergency Action Unit:	0
Cases under legal review:	0
Cases awaiting supplemental investigation/expert opinion:	0
Cases with PCP recommendation:	2
Cases where probable cause has been found:	1
Cases where DOAH has been requested:	0
Cases pending before DOAH:	0
Cases on Board meeting agendas:	1
Cases on appeal:	0
Cases older than one year: *	0



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The Department requested that the Board authorize the continued prosecution of the year and older cases in the event they enter into 1 year or older status before the next Prosecutor's Report is presented.

Motion: by James Watson to allow PSU to continue to prosecute 1 year and older cases.
Second: by Billy J. McDougal
Vote: Passed Unanimously

REPORTS

Chair's Report - Kari Riddle – Nothing to report.

Vice Chair's Report - Billy J. "Bo" McDougal – Nothing to Report

Executive Director's Report – Kimberly Marshall

Legislative Update – nothing to report that directly affects this profession.

2023 Proposed Meeting Dates - Dates were presented and considered by the Board.

Board Counsel's Report – Ronald "Tom" Jones (TS – 00:15:40 Minutes)

Rule 64B33-5.002, F.A.C. Mitigating and Aggravating Circumstances

After discussion, the following action was taken;

The Board tabled the discussion to provide further feedback to Board Counsel, Ronald Jones, for presentation at the next scheduled board meeting. Ronald Jones will provide an update to JAPC that the Board has reviewed the rule, and will reconsider the rule at the next board meeting.

Motion: by Gerald Stevens to table this discussion and reconsider at the next board meeting.
Second: by Frank Walters
Vote: Passed Unanimously

Rules Report – As reported.

RATIFICATIONS

Licenses Issued

Motion: by James Watson to accept the ratification list for 1001
Second: by Frank Walters
Vote: Passed Unanimously

OLD BUSINESS/NEW BUSINESS – No old or new business.

NEXT MEETING DATE – July 08, 2022 at 9:00 A.M. – Orlando, FL - "Tentative"

PUBLIC COMMENTS – Pradeep R. Vanguri, PhD, LAT, ATC, Vice-President, Athletic Trainers' Association of Florida, commented about the upcoming ATAF conference on July 8, 2022 in Orlando, Florida.

ADJOURNMENT

Motion: by James Watson to adjourn the meeting.
Second: by Gerald Stevens
Vote: Passed Unanimously