



OPP Board Decision and Action Agenda
Meeting: December 11, 2013 [published January 2014]

State Board Of Orthotics, Prosthetics, & Pedorthics

New Member Welcomed – Pedorthist Seat Filled

Tamara Daulton, LPED, Licensed and ABC Certified in Pedorthics, was appointed to the State Board of Orthotics, Prosthetics, and Pedorthics for a term beginning December 2, 2013, and ending December 6, 2015, by **Governor John Kasich**. Employed at **BioWorks** in Southwest Ohio, Ms. Daulton also serves on the Board of the **Pedorthic Footcare Association**, and has presented at numerous PFA Symposia.

She earned a **BS Degree in Education**, emphasis in Athletic Training, from the **University of Akron** in 1996 and has been employed in the field since 1997. She received her Pre-Certification Education at Northwestern University, and has been certified since 2003; licensed since 2004.

“I now feel it is time to expand my professional and leadership responsibilities at the state level, and improve both the recognition and efficacy of pedorthics within my home state,” Ms. Daulton said. “I appreciate the opportunity provided by my appointment.”

Represent!

The Pedorthist seat on the Board has been filled, and there is a known candidate pending the Governor’s consideration for the Orthotic/Prosthetic practitioner seat term that just expired/opened for appointment as of December 6, 2013.

Another O&P Practitioner seat “times out” next year, as does the Consumer members’ spot – **Bill Neu, LPO**, and **Robert Reed, Consumer Member**, will have served for two consecutive terms.

Terms are for three years and an initial term is subject to re-appointment at the discretion of the Governor. Appointment authority is vested in the Governor, and the Governor’s office is interested in the active involvement of stakeholders and professional associations in forwarding candidates for consideration. Active, informed and committed-to-service licensees are encouraged to consider the leadership opportunity. Contact the office for further information, and see the application:

<http://www.governor.ohio.gov/Portals/0/Boards%20and%20Commissions%20Application.pdf>

New licenses issued

Orthotics-Prosthetics

BEELEY, Steven – TEMP (holds LO)

GORE, Thomas – TEMP (holds LO Temp)

Orthotics

HALVORSON, Bethany – TEMP

HILTY, Bradford

Prosthetics

LAMBERT, Jacqueline – TEMP (holds LO)

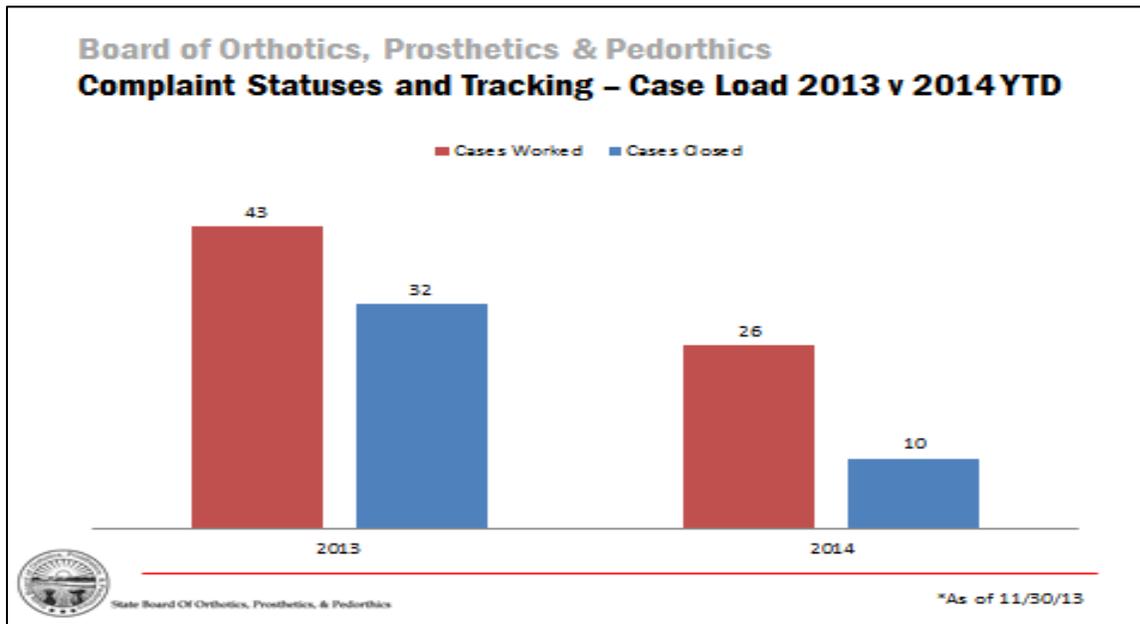
Pedorthics

CORDELL, Anthony

Complaint statuses and tracking

The Board accepted a Complaint Status report with no discussion.

- Six (6) FY14 complaint files were recommended to close as in compliance/educative. One file each from FY13 and FY11 were closed as in compliance, educative, or no jurisdiction. All files closed addressed complaints or concerns regarding unlicensed practice.



Annual License Renewal Underway

- **OPPCE Reporting – “Grandfathers” Class Cycle**
- **New “e-License” System Slated to Roll Out December 2014**
- **Bye Bye to BOGO?**
- License renewal letters with system log-in information were mailed out in mid-November. This year’s renewal processing marks the OPPCE reporting cycle for the majority of OP&P Board licensees. [The Practice Act](#) requires an OPP Board licensee to attest to completion of at least the [minimum number of CE credits](#) over the three years preceding the targeted renewal expiry date. Licensees with licenses first issued prior to calendar year 2013 and whose license numbers display with a “dash one” tag (L?.XXX - 1) are “expected” by the system to report OPPCE numbers (documentation not requested nor required during renewal). **If you are a “Report Required” licensee and have any reason to believe you may be deficient in credits, contact the office ASAP** to review discipline-avoidance remediation options.
- If it seems to you like we have been discussing a new e-License database system for more than a few fiscal quarters, you’re not hearing echoes. A state-wide enterprise-wide system has been subjected to RFP Competitive Bid and procurement, with licensing agencies partnering closely with state of Ohio IT Services to assure a good fit and a system that will be compatible with

widely-varying licensing requirements, whether for health-related professions or other license-required and consumer protection-oriented applications (Collision Repair, Manufactured Homes, Casino Control, Real Estate ... it's a long list.) Staff has been actively engaged to assure the system meets OPP Board licensees' needs at initiation.

- One anticipated downside to implementation: it appears the system is not setup to allow the Board to continue its Two-for-One license renewal policy. Such a tweak would require a significant customization "build" whose cost could not be apportioned among a number of agencies, because **OPP is the only agency that would require the fix**. Stay tuned for more information as the "Go Live" date gets closer.

Legislative Alert: Bill Introduced to Exempt Diabetic Therapeutic Shoe Fitters

[House Bill 326](#) has been introduced by [Kristina Roegner](#) (R-Hudson), House District 37, Stark County, and [Alicia Reece](#) (D-Cincinnati), House District 33, Hamilton County. Co-Sponsors include [Ron Hood](#) (R-Ashville); [Gerald Stebelton](#) (R-Lancaster); [Lynn Wachtman](#) (R-Napoleon); [Andy Thompson](#) (R-Marietta); [Matt Huffman](#), (R-Lima); [Jon Becker](#), (R-Union Twp), Clermont County; [Dale Mallory](#) (D-Cincinnati); [Jim Buchy](#) (R-Greenville); [Michael Sheehy](#) (D-Toledo); and [Anthony DeVitis](#) (R-Green).

The bill apparently seeks to fully exempt diabetic therapeutic shoe fitting from the scope of regulated Orthotic and Pedorthic services. While it sets forth certain baseline standards for persons providing the service, it would remove this Board's authority to assure minimum standards are observed. Hearings are likely to be scheduled after the first of the year.

Licensees and stakeholders are encouraged to contact the bill sponsors as noted above; those interested may find further contact information for their state representatives and senators at the following links:

House: <http://www.ohiohouse.gov/> or call 1-800-282-0253

Senate: <http://www.ohiosenate.gov/senate/index> or call 1-800-282-0253

Practice Act Update

As Director Levy prepares an updated draft of a proposal to revamp the Orthotics, Prosthetics and Pedorthics Practice Act, some issues may be open for discussion/update during the process:

- Classify orthotic devices into three groupings, roughly in line with federal designations but reserving to the Board the authority to specify prefabricated devices that require custom fitting (class two) from those that do not require licensed dispensation (class three off-the-shelf). Current draft language avoids reference to HCPCS codes, and instead focuses on the terminology used in device and service descriptions.
- Differentiate licensed practice by qualified, educated and trained clinically-oriented professionals from retail sale dispensation by emphasizing that services are provided on a face-to-face basis with the consumer pursuant to a prescription. Should language specify that licensees are not restricted to prescription-required services?

- Scope of practice: Pedorthics. Proposed language would read, in part, as follows: "**Pedorthics device**" means a custom fabricated or custom fitted therapeutic shoe, shoe modification for therapeutic purposes, prosthetic filler of the forefoot, or foot orthosis ~~for use from the apex of the medial malleolus and below~~ for controlling or treating a condition of the human foot or the human ankle and foot that is provided pursuant to a prescription." Discussion concerned the elimination of the medial malleolus as the "line of demarcation" for pedorthic practice. It is proposed for elimination in order to clarify that pedorthic practice includes fitting for utilization of AFOs (ankle-foot orthoses) under current education, training and experiential protocols.
- Therapeutic shoe fitting is proposed as a new license type. It was noted that proposed language would require practice under OPP licensed supervision or "under the supervision of a podiatrist licensed under chapter 4731 of the Revised Code." Known scope of practice statements restrict therapeutic shoe fitting to "non-custom" depth shoes and "multi-density inserts," which are dispensed/reimbursed under a single code bundle: A5500-A5512.
- Facility registration requirements for DME providers of Class Three Orthotic Devices, exempting facilities that employ one or more OPP Board licensees, but not exempting facilities registered under the Home Medical Equipment licensing provisions.
- To address military education and training recognition initiatives, include the following language to requirements for new Orthotic Fitter and O&P Assistant licensing:
"AN ACTIVE MILITARY SERVICE MEMBER OR VETERAN MAY SUBMIT ANY DOCUMENTATION, EVIDENCE, STATEMENT OR ENDORSEMENT THAT MAY BE AVAILABLE OR PRODUCED FOR THE BOARD'S CONSIDERATION TO DEMONSTRATE SUBSTANTIAL EQUIVALENCE OF EDUCATION AND EXPERIENCE WHILE SERVING IN THE ARMED FORCES TO MEET THE REQUIREMENTS OF THIS SECTION."

Human Trafficking Awareness – Ohio Steps Up

Later this month, Gov. John Kasich is expected to announce the launch of a Human Trafficking Awareness Campaign for Ohio for 2014. More information about the scope of the problem in Ohio and how private and public sector entities can partner to effectively address the problem on a system-wide basis will be forthcoming.

Persons interested in tapping into the resources of the campaign and engaging in professional education to recognize signs of victimization and learn how to effectively report suspected cases may wish to bookmark the page established by the Ohio Department of Public Safety at this link:

<http://www.publicsafety.ohio.gov/ht/index.html#>

We will be providing more information as it becomes available.

FORCED LABOR IS MODERN DAY SLAVERY

LABOR TRAFFICKING – MAKE IT STOP!

HUMAN TRAFFICKING OHIO'S TRAGIC REALITY

CALL 911 or 888-3737-888
TEXT BeFree to #233733
www.polarisproject.org

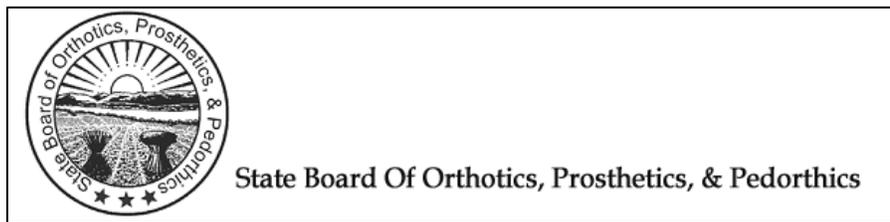
OPPCE Reminder for 2014 License Renewers

The renewal due January 31, 2014, marks the cycle requiring OPPCE attestation for about 75% of the Board's licensees. See guidance on [OPPCE requirements](#) at the website "Licensees" tab.

OPP Board "BOGO" Policy ... last call?

The Board has by policy since its inception allowed its "two ticket" license holders to renew both licenses for one fee, at least in part because of the Board's recognition of the high cost of OPP license renewal in comparison to other licensed professions' fee structures. This policy may not be "sustainable" going forward. With the procurement of a new enterprise-wide licensing database solution, it appears "two for one" pricing in license renewal is not a customization that the system would be able to accommodate. Staff will continue its detailed work to assure that OPP as an agency and its licensees receive the maximum benefits of efficiency and automation offered by the new system once implemented, and will keep its constituents informed of progress and changes that may need to be addressed.

The current policy will remain in effect for the renewal due January 2014, but likely will be retired for subsequent renewal cycles. New system projected "Go Live" is December 2014.



President	Secretary
William C. Neu, III, LPO	Jason Macedonia, LPO
Delaware, Ohio	Columbus, Ohio
(second term)	(first term)
Term Ends: 12/06/2014	Term Ends: 12/06/2014
Animesh S. Bhatia, DPM	Edwin D. Niehaus, LP
New Albany, Ohio	Strongsville, Ohio
(first term)	(second term)
Term Ends: 12/06/2015	Term Ends: 12/06/2013*
Robert R. Reed (consumer)	Brian M. Weaver, LPO
Columbus, Ohio	Grove City, Ohio
(second term)	(first term)
Term Ends: 12/06/2014	Term Ends: 12/06/2015
Tamara Daulton, LPED	
Batavia, Ohio	* Members serve for up to 60 days
(first term)	past term expiration if no new appointment
Term Ends: 12/06/2015	is made.

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