

**Kansas Board of Healing Arts  
OT COUNCIL MEETING  
January 15, 2014  
12:00 NOON**

- I. Call to Order:** Meeting called to order by David Kemp at 12:05  
Council members participating by phone: Ray Conley, DC; David Kemp, OT; Angela Petite, OT; Diane Pickel, OT; Stephen Rosenberg, DO  
Others Present: Stacy Bond, Assistant General Counsel; Katy Lenahan, Licensing Administrator; Joshana Offenbach, Associate Disciplinary Counsel; Kelli Stevens, General Counsel; Dan Riley, Disciplinary Counsel
- II. Approval of Minutes from October 16, 2013:** Minutes approved (Conley-Pickel)
- III. New Business:**
- A. OT's scope of practice as it pertains to the evaluation and treatment of swallowing, including swallow studies:** Ms. Stevens received an inquiry concerning swallowing and OTs. Following a discussion, it was agreed that OTs can participate in swallowing studies as part of a team including a radiologist and speech therapist. Ms. Petite stated there is a paper concerning OTs and swallowing studies on the AOTA website available to download.
- B. Healing Arts Act Proposed Amendments:** Ms. Stevens provided a handout on proposed changes to the Healing Arts Act. The changes are to clean up and make statutes clearer that affect the other professional's acts (e.g., Disciplinary Counsel's authority).
- IV. Old Business:**
- A. KAR 100-54-7:** Ms. Stevens reported that the Attorney General's office declined to approve the changes based on three issues. First issue was with the term "good cause" in paragraph c. It was agreed that the term will be defined as medical condition, natural disaster, death or other compelling reasons. Second issue was with the term "in-service training" in paragraph g. It was agreed that the term will be defined as training as part of employment given by the employer's staff. Third issue was with the term "level II student" in paragraph g. It was agreed that this is a universal term and does not need additional clarification. Ms. Stevens will make the agreed changes and send the revisions back to the AG's office.
- B. OT Supervision:** Ms. Stevens need clarification on the difference between "personal supervision" and "direct onsite supervision". Following a discussion it was determined that personal supervision requires the supervisor to be available and in the same building. Direct onsite supervision requires direct line of sight supervision. Ms. Stevens also need clarification on the term "nonclinical setting". Following a discussion, it was determined that the term is a setting in which an OT/OTA working in a field outside of their license but still using their knowledge (e.g. ergonomics).
- V. Application Review:** Ms. Lenahan provided a form listing those applications that have been approved by Ms. Petite for mentoring plans.
- VI. Disciplinary Report:** Ms. Stevens and Ms. Bond were recused. Closed session 12:47 (Conley – Pickel). Open Session 1:10 (Pickel – Conley)

**VII. Next Meeting Dates:** Noon on April 16, 2014, July 16, 2014 and October 15, 2014

**VIII. Adjourn:** 1:12 (Conley-Petite)