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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

**STATE BOARD OF OCCUPATIONAL THERAPY
EDUCATION AND LICENSURE**

TIME: 10:56 A.M.

Held at

PENNSYLVANIA DEPARTMENT OF STATE

2601 North Third Street

One Penn Center, Board Room C

Harrisburg, Pennsylvania 17110

as well as

VIA MICROSOFT TEAMS

January 3, 2023

1 State Board of Occupational Therapy
2 Education and Licensure
3 January 3, 2023
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6 BOARD MEMBERS:
7

8 Kerri L. Hample, OTD, OTR/L, Chairperson
9 Arion R. Claggett, Acting Commissioner, Bureau of
10 Professional and Occupational Affairs
11 Joanne M. Baird, Ph.D., OTR/L, Vice Chair
12 Edward J. Mihelcic, Ph.D., OTR/L
13 Lisa Livingston, MS, OTR/L, SCDCM, Secretary
14
15

16 BUREAU PERSONNEL:
17

18 Cynthia K. Montgomery, Esquire, Deputy Chief
19 Counsel, Counsel Division, Department of State
20 Shana M. Walter, Esquire, Board Counsel
21 Heather J. McCarthy, Esquire, Senior Board Prosecutor
22 Kenneth J. Suter, Esquire, Board Prosecution Liaison
23 Paul Keller, Board Administrator
24 Marc Farrell, Acting Policy Director, Office of
25 Policy, Department of State
26 Andrew LaFratte, MPA, Executive Policy Specialist,
27 Department of State
28 Nicole DiTomo, Senior Deputy Attorney General, Office
29 of Attorney General Designee
30
31

32 ALSO PRESENT:
33

34 Christine Daeschner, MOT, OTR/L, President,
35 Pennsylvania Occupational Therapy Association
36 Jennifer Smeltz, Republican Executive Director,
37 Senate
38 Consumer Protection & Professional Licensure
39 Committee
40 Kathryn Witherow
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1 ***

2 State Board of Occupational Therapy

3 Education and Licensure

4 January 3, 2023

5 ***

6 [Pursuant to Section 708(a)(5) of the Sunshine Act,
7 at 9:30 a.m. the Board entered into Executive Session
8 with Shana M. Walter, Esquire, Board Counsel, for the
9 purpose of conducting quasi-judicial deliberations on
10 a number of matters currently pending before the
11 Board and to receive the advice of counsel. The
12 Board returned to open session at 10:30 a.m.]

13 ***

14 The State Board of Occupational Therapy Education
15 and Licensure held a Special Meeting on Tuesday,
16 January 3, 2023. Kerri L. Hample, OTD, OTR/L,
17 Chairperson, officially called the meeting to order
18 at 10:56 a.m.

19 ***

20 Introduction of Board Members/Attendees

21 [Kerri L. Hample, OTD, OTR/L, Chairperson, requested
22 an introduction of Board members and attendees.]

23 ***

24 [Shana M. Walter, Esquire, Board Counsel, noted the
25 Board entered into quasi-judicial deliberations for

1 the purpose of discussing Custer v. BPOA, 564 MD
2 2018.]

3 ***

4 MS. WALTER:

5 At this time, I believe the Board would
6 entertain a motion to delegate to the
7 hearing examiner for a Final
8 Adjudication and Order the matter of
9 Custer v. BPOA pursuant to the
10 Commonwealth Court opinion issued on
11 December 7, 2022, requiring the Board
12 to conduct a hearing.

13 Is there a motion?

14 DR. BAIRD:

15 So moved.

16 DR. MIHELICIC:

17 Second.

18 MR. KELLER:

19 Hample, recuse; Claggett, aye; Baird,
20 aye; Mihelcic, aye; Livingston, aye.

21 [The motion carried. Kerri Hample recused herself
22 from deliberations and voting on the motion.]

23 ***

24 Adjournment

25 CHAIRPERSON HAMPLE:

1 Motion to adjourn.

2 ACTING COMMISSIONER CLAGGETT:

3 So moved.

4 CHAIRPERSON HAMPLE:

5 Could I have a second?

6 DR. MIHELICIC:

7 Second.

8 CHAIRPERSON HAMPLE:

9 All in favor? Hearing no abstentions,
10 we will adjourn.

11 ***

12 [There being no further business, the State Board of
13 Occupational Therapy Education and Licensure Special
14 Meeting adjourned at 10:59 a.m.]

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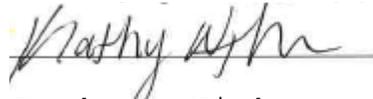
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CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Occupational Therapy Licensure and Education Meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Occupational Therapy Licensure and Education Meeting.



Kathryn Witherow,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF OCCUPATIONAL THERAPY
EDUCATION AND LICENSURE
REFERENCE INDEX

January 3, 2023

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TIME	AGENDA
9:30	Executive Session
10:30	Open Session
10:56	Official Call to Order
10:56	Introduction of Board Members/Attendees
10:57	Report of Board Counsel
10:59	Adjournment