

**STATE BOARD OF SANITARIAN REGISTRATION
77 SOUTH HIGH STREET, 16TH FLOOR
COLUMBUS, OHIO 43215-6108
REGULAR BOARD MEETING MINUTES
JANUARY 12, 2005**

PRESENT:

Board Members: Janet Rickabaugh, R.S., Linda Aller, R.S., David Winfough, R.S., Roger Suppes, R.S., Gary Silverman, R.S., and Angela Henderson, R.S.

Executive Secretary: Lynn Jones

Assistant Attorney General: Scott Myers

ABSENT: Duane Snyder, R.S.

The regular meeting of the State Board of Sanitarian Registration was held at 77 South High Street in the Main Boardroom on the 31st Floor in Columbus, Ohio. Chairperson, Janet Rickabaugh called the meeting to order at 10:20 a.m.

AGENDA

The agenda was mailed to Board members in advance of the meeting.

R. Suppes moved to approve the agenda. A. Henderson seconded. Motion carried 5-0.

MINUTES

L. Aller moved to approve the minutes of the December 8, 2004 Board meeting. D. Winfough seconded the motion. Motion carried 5-0.

COMMITTEE REPORTS

PUBLIC RELATIONS COMMITTEE

Professional and Public Relations – A. Henderson inquired whether the Board was slated for a presentation at the OEHA meeting. L. Jones reported that there was no request for a presenter by OEHA.

EXAMINATION COMMITTEE

G. Silverman discussed the results examination surveying and reported no significant correlations between Grade Point Average and test performance. He also summarized the draft document, *Perceptions of RS Examination Statistics - attached*, noting that this data would be useful in sharing with the Professional Examination Service (PES).

D. Winfough reported that the Association of Ohio Health Commissioners is looking at the RS Examination pass rate. He distributed *A Resolution Directing AOHC Board of Directors to Establish a Committee to Determine the Impact of the High Failure Rate of the Sanitarian Registration has on Local Health Districts* and reported that a conference call was held January 6, 2005 resulting in the committee seeking additional data regarding examination failure.

ADMINISTRATIVE HEARINGS

C-04-02 Walter Crawley

At 10:46 a.m. an administrative hearing was conducted in the matter of Walter Crawley appealing the Board's action to take disciplinary action to revoke or suspend his registered sanitarian registration. Janet Rickabaugh presided over the hearing. Scott Myers, Assistant Attorney General represented the state of Ohio. Mr. Crawley was present and represented by LeeAnn M. Massucci, Attorney at Law, Artz & Dewhurst, L.L.P. The hearing concluded at 11:45 a.m.

EXECUTIVE SECRETARY

REVENUE AND SPENDING REPORT FY 2005

L. Jones referred to the FY 2005 Financial Report *attached*. Expenditures as of December 31, 2004 totaled \$67,338. Revenue for the same period totaled \$56,719.

PROFESSIONAL EXAMINATION SERVICE

L. Jones reported that she is still attempting to follow up with the Professional Examination Service (PES) regarding the examination review and update. She added that if PES proceeds as last reported, subject expert recommendations may be needed prior to the next Board meeting.

G. Silverman and L. Aller both indicated that they might be available, schedules permitting.

Board members also suggested: Michele Morrone, Ohio University, David Heinlen, Bowling Green State University, and Jim Luken, Miami County.

EXHIBIT PARTICIPATION

D. Winfough moved to approve the \$150 cost of renting booth space at the 2005 OEHA Annual Education Conference. A. Henderson seconded the motion. Motion passed 5-0.

CORRESPONDENCE

WILLIAMS COUNTY

The correspondence from Stephen Long, RS, Director of Environmental Health, Williams County Health Department, was reviewed. Mr. Long requests an interpretation regarding a part-time employee engaging in the practice of environmental health two days a week. The health department's workweek is based upon 35 hours. Tallying 14 hours a week as opposed to two- days a week will affect the SIT's ability to advance to a registered sanitarian within five continuous years.

Rule 4736-1-01 was reviewed. Section (I) provides: *Full-time employment means filling a full-time position as characterized by one's employer or employers; or an accumulation of two thousand eighty hours is equivalent to one year of full-time employment.*

The issue of part-time practice was debated and whether time should be extended beyond five years based upon the percentage of time the individual is actually engaging in the practice of environmental health.

The consensus of the Board was to consider two possible options:

- A. Recognize that time may be extended beyond five continuous years based upon the percentage of time that the

SIT is actually engaging in the practice of environmental health.

- B. Recognize that two years of full-time employment is equivalent to 4,160 hours and must be earned within five continuous years; however, pursuing a rule change to OAC 4736-1-01 *Full-time Employment* with language that is more reasonable.

R. Suppes moved to approve option B, and to expeditiously move forward to modify rule 4736-1-01(I). D. Winfough seconded the motion. Motion carried 4-1.

CONTINUING EDUCATION

APPLICATION FOR APPROVED TRAINING AGENCY STATUS

D. Winfough moved to approve Environmental Systems Research Institute as an approved training agency. A. Henderson seconded the motion. Motion carried 5-0.

APPLICATIONS FOR APPROVAL OF CONTINUING EDUCATION - TRAINING AGENCIES

The list of continuing education requests submitted by approved training agencies was reviewed *attached*.

D. Winfough moved to approve training agency requests 05-090 through 05-101 and 05-076 for the listed hours with the following exceptions:

05-091 0 – Unacceptable subject matter
05-092 Action deferred – Agenda
05-096 22 hours
05-098 1 hour

A. Henderson seconded the motion. Motion carried 5-0.

APPLICATIONS FOR APPROVAL OF CONTINUING EDUCATION - INDIVIDUALS

The list of continuing education requests submitted by individuals was reviewed *attached*. D. Winfough moved to approve individual requests 424 through 497 and 355 for the listed hours with the following exceptions:

429 6.75
432 0
433 18
438 Action deferred for the submission of additional information
488 15.25
494 Verification of attendance needed

A. Henderson seconded the motion. Motion carried 5-0.

APPLICATIONS FOR SANITARIAN-IN-TRAINING

The list of applicants for sanitarian-in-training was reviewed *attached*.

L. Aller moved to approve 45 through 54 for sanitarian-in-training registration. G. Silverman seconded the motion. Motion carried 5-0.

Approved as sanitarians-in-training: 45. Brandon Lowry, 46. Earl James, 47. LaTonya Carroll, 48. Michael Chek, 49. Alphonso Sanders, 50. Michael Jindra, 51. Kelli Poore, 52. Eugene Smith, 53. Constantine Igwe, and 54. Jeremiah Aigler.

APPLICATION FOR ADVANCEMENT TO REGISTERED SANITARIAN

L. Aller moved to approve 28 through 30 for advancement to registered sanitarian. G. Silverman seconded the motion. Motion carried 5-0.

Approved as registered sanitarians: 28. Robin Kory, 29. Christopher Sparks, and 30. Christopher Williams.

L. Aller moved to defer action on 31. Michael Butcher's application for advancement, and to send a letter advising that he does not have enough documented hours of sanitarian experience for advancement to registered sanitarian. G. Silverman seconded the motion.

DISCUSSION: L. Aller explained that Mr. Butcher claims one year and six months of sanitarian experience with the Toledo Lucas County Health Department and also part-time experience as Assistant Associate Manager, City of Toledo Solid Waste Division. She added that although the committee felt the part-time experience was approvable, Mr. Butcher would not have enough experience until a future meeting. Furthermore, the committee could not determine Mr. Butcher's ending date of employment with the Solid Waste Division.

A short debate ensued regarding deferring action on the application or denying approval based upon the fact that the applicant lacks the required experience.

The motion carried 4-1.

REINSTATEMENTS

The list of reinstatements was reviewed *attached*. D. Winfough moved to reinstate Terri Short and Betty Arthungal as registered sanitarians. A. Henderson seconded the motion. Motion carried 5-0.

SANITARIAN-IN-TRAINING EXTENSION REQUESTS

The list of sanitarian-in-training extension requests *attached* was reviewed by the Board.

G. Silverman moved to grant Aisha Tzillah a one-year extension. L. Aller seconded the motion. Motion carried 5-0.

A. Henderson moved to grant Peggy Thielsen a one-year extension. L. Aller seconded the motion. Motion carried 5-0.

LEGAL INTERPRETATION – S.I.T. CREDENTIAL AFTER FIVE-YEARS OF PRACTICE

S. Myers advised that he did not have a report today.

EXECUTIVE SESSION

At 2:15 p.m. R. Suppes moved to enter executive session to discuss C-04-01 (subject of pending or imminent court action). A. Henderson seconded the motion.

Roll call vote:

Mr. Suppes –Yes

Mr. Winfough – Yes
Ms. Henderson – Yes
Ms. Aller – Yes
Dr. Silverman – Yes
Dr. Rickabaugh – Yes

Motion carried.

OPEN SESSION

At 2:55 p.m. the Board resumed open session.

C-04-02 WALTER CRAWLEY

R. Suppes moved that the Board concludes sufficient evidence was presented at the hearing to find Mr. Crawley violated the law, was derelict in duty and unprofessional in conduct, and to propose legal counsel enter into a consent agreement with Mr. Crawley, retroactive to today (January 12, 2005), which provides for a ninety day suspension of Mr. Crawley's registered sanitarian registration, and agreement that he will not seek to renew or reinstate his registered sanitarian registration on or after July 31, 2005. D. Winfough seconded the motion.

Motion carried 5-0 (abstention by J. Rickabaugh).

FUTURE MEETING DATES

March 16, 2005
April 20, 2005
June 1, 2005
July 20, 2005
September 7, 2005

ADJOURN

The meeting adjourned at 3:20 p.m.

Respectfully submitted
Lynn M. Jones
Executive Secretary

Chairman

Witness