



Orthotics and Prosthetics Advisory Committee
Regular Meeting Agenda
April 23, 2024

Time:	8:00 a.m.
Location:	Hybrid – Zoom Webinar (see last page of agenda for information) Department of Health, Town Center 2 111 Israel Rd SE, Room 166 Tumwater, WA 98502
Committee Members:	Erin Andrade, Professional Member, chair Shevy Treichel, Professional Member, vice-chair Daniel Abrahamson, Professional Member Vacant, Public Member Vacant, Public Member
AAG Representative:	Noelle Chung, Assistant Attorney General
Contact:	Rachel Phipps, Program Manager 564.233.1277 rachel.phipps@doh.wa.gov

In accordance with the Open Public Meetings Act, the agenda for this regular meeting was made available online at least 24 hours prior to the start time of the meeting pursuant to RCW 42.30.077.

For more information, please see [last page](#) of this agenda.

Please Note: Times are approximate. The meeting will continue until all agenda items are complete. This agenda schedule may change, and items may not be taken in the order listed on the agenda. Comments from the public in attendance may be solicited after each agenda item.

Open Session:

1. Call to Order/Introductions – DISCUSSION/ACTION

- 1.1. Introduction of board and supporting staff members

- 1.2. Approval of agenda
- 1.3. Approval of October 13, 2023, meeting minutes

2. Open Forum -- DISCUSSION

The purpose of the open forum is to provide the public to address the advisory committee on issues of significance to or affecting the orthotics and prosthetics profession and that are not related to topics for which a rules hearing was or will be scheduled. The public may request items to be placed on a future meeting agenda.

3. Committee Business

3.1. Juris Prudence Exams

The committee will review the current JP exam and discuss opening rulemaking to remove JP exams as a requirement for licensure and/or a continuing competency requirement.

3.2. Other certified professionals

The committee will discuss privileges for other certified professionals.

4. Program Reports (Information) - James Chaney, Executive Director, and Rachel Phipps, Program Manager, Noelle Chung, Assistant Attorney General

- 4.1. Credentialing Statistics
- 4.2. Budget Update
- 4.3. Recruitment Updates
- 4.4. HELMS Update

5. Future Business -- DISCUSSION

The committee will discuss agenda items identified or suggested for future meetings.

6. Adjournment of public meeting – ACTION

Meeting Accessibility

This meeting is accessible to persons with disabilities. Special aids and services can be made available upon advanced request. Advance requests for special aides and services must be made no later than one week before the meeting. To make such a request, you may leave a message with your request at: 1-800-525-0127. If necessary, to make this call, you may access Telecommunication Device for the Deaf (TDD) TDD by calling the TDD relay service at 1-800- 833-6388 or 711. If you need assistance due to a speech disability, Speech-to-Speech provides human voices for people with difficulty being understood. The Washington Speech-to-Speech toll free access number is 1-877-833-6341.

Virtual Attendance

Virtual Attendance:

This meeting is being held via Microsoft Teams webinar. Please mute your microphone/phone if you are not speaking. This meeting will be recorded for the purpose of drafting accurate minutes.

https://us02web.zoom.us/webinar/register/WN_Hskq2Q3FT2W-KLdcLppoaA



**Orthotics and Prosthetics Advisory Committee
Regular Meeting Minutes
October 13, 2023**

Time: 9:00 a.m.

Location: Hybrid
Labor & Industries
7273 Linderson Way, SW – Room S119
Tumwater, WA 98501

Committee Members: Erin Andrade, Physician
Daniel Abrahamson, Orthotist, Prosthetist
Shevy Treichel, Orthotist, Prosthetist
Vacant, Public Member
Vacant, Public Member

Staff members present: Rachel Phipps, Program Manager
U. James Chaney, Executive Director
Davis Hylkema, Program Support
Alyssa Brazil, Administrative Assistant
Kristina Bell, Past Program Manager
Noelle Chung, Assistant Attorney General
Jennifer Osbun, Credentialing Supervisor

Contact: Rachel Phipps, Program Manager
564.233.1277
rachel.phipps@doh.wa.gov

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Open Session:

1. Call to Order/Introductions – DISCUSSION/ACTION

- 1.1. Introduction of board and supporting staff members.
- 1.2. Approval of agenda
Motion: to approve, second by Daniel.
- 1.3. Approval of October 14, 2022, business meeting minutes
Motion: to approve, second by Shevy.

2. Open Forum -- DISCUSSION

The purpose of the open forum is to provide the public to address the advisory committee on issues of significance to or affecting the orthotics and prosthetics profession and that are not related to topics for which a rules hearing was or will be scheduled. The public may request items to be placed on a future meeting agenda.

Comment shared included:

- o No public members shared comments virtually or in person.

3. Program Reports (Information) - James Chaney, Executive Director, and Rachel Phipps, Program Manager, Noelle Chung, Assistant Attorney General

- 3.1. House Bill 1009 Military Spouse Cultural Competency Training.
 - o Noelle Chung provided report on Military Spouse Cultural Competency Training that is now required for new committee members.
- 3.2. Health Equity 5229 Continuing Education Legislation Requirements:
The committee reviewed the Health Equity Continue Education requirements to amend WAC 246-850-140. The CR-103 is being reviewed.
 - o The committee reviewed and Kristina Bell provided more information regarding the Health Equity Continue Education.
- 3.3. Second Substitute House Bill 1724, Section 8 Substantial Equivalency and National Accreditations.
 - o 11 states that regulate the profession. Kristina Bell asked the comfort level on not providing substantial equivalences.

4. Committee Business

4.1. Credentialing Processing Times and Statistics

Jennifer Osbun, Credentialing Supervisor, provided information and an overview of the credentialing processing timelines.

- Jennifer Osbun and Kristina Bell reported on credentialing process and they statistics can't be provided to this committee. They discussed delays being either outliers or professionals are being postponed in taking the board exams.

4.2. Committee Members Roles, Responsibilities, and Recruitment

Rachel Phipps, Program Manager, provided an overview of the roles and responsibilities of committee members and an update on recruitment for the two vacant committee public member positions.

- Rachel Phipps discussed the two vacancies in the committee. James Chany commented on what type of personalities they are looking for in a public member, as they are actively looking for recruitment.

5. Administrative Items – DISCUSSION/ACTION

5.1. The committee will hold elections for chair and vice chair positions.

- Daniel nominated Erin Andrade to be Chair, and Shevy Treichel for Vice Chair.

Motion: to approve, Daniel motioned, and Shevy seconded. They agreed on a yearly term reelection.

5.2. The committee will determine meeting dates for 2024. Meetings are held twice a year on Tuesdays.

- Proposed meeting dates: April 23, 2024, and October 8, 2024.

Motion: Erin moved to motion for approval, Daniel agreed and seconded by Shevy. They would like it to be held on Tuesdays at 8:00AM.

6. Future Business -- DISCUSSION

The committee will discuss agenda items for future meetings.

- Privileges for fitters and assistants.
- Bring review of relevant laws and rules, scope, and licensure.
- Discuss adding JP exam to continuing education.
- Reports for 2024 legislative meetings.



- **Adjournment of Open Session – ACTION**

Washington Orthotics and Prosthetics Law Questionnaire

1. "Orthosis" means:
 - (a) Direct-formed devices used following injury or surgery.
 - (b) Commercially available off-the-shelf items.
 - (c) Custom-fabricated, definitive brace or support designed for long-term use.
 - (d) Prefabricated devices

REFERENCE: RCW 18.200.010 (6)

2. All of the following are defined as "Prosthesis" in the laws governing Prosthetic Services, EXCEPT:
 - (a) Definitive artificial limb
 - (b) Artificial medical device that is not implanted
 - (c) Artificial limb
 - (d) Artificial eyes

REFERENCE: RCW 18.200.010 (9)

3. Which of the following statements is true?
 - (a) Applicants for Orthotist and Prosthetist are exempt from AIDS education.
 - (b) Applicants for Orthotist or Prosthetist must complete 7 hours of AIDS education.
 - (c) Applicants for Orthotist or Prosthetist must complete 4 hours of AIDS education.
 - (d) None of the above.

REFERENCE: WAC 246-850-040 (4)

4. Continuing competency hours in excess of the required hours earned in a reporting period may be carried forward to the next reporting cycle.
 - (a) True.
 - (b) False.

REFERENCE: WAC 246-12-230

5. An orthotist or prosthetist may only provide treatment under an order from or referral by an authorized health care practitioner. An "authorized health care practitioner" includes all of the following, EXCEPT:
 - (a) Physical therapist.
 - (b) Licensed physician.
 - (c) Podiatric physician.
 - (d) Dentists.

REFERENCE: RCW 18.200.010 (10)

6. An applicant who has completed a residency or clinical internship program, and has not been previously licensed in another state, may continue to practice under a licensed provider pending licensure in this state.
 - (a) True.
 - (b) False.

REFERENCE: 18.200.040 (4)

7. Referral to an authorized health care practitioner is required
 - (a) For evaluation, repair, adjusting or servicing of an orthoses.
 - (b) If there are symptoms or conditions that require services beyond the scope of prescribed treatment.
 - (c) Maintenance of an orthosis or prosthesis to the level of its original prescription.
 - (d) If the order remains appropriate for the patient's medical needs.

REFERENCE: RCW 18.200.020

8. Which one of the following services would not be considered maintenance of an orthosis?
 - (a) Replace or repair of component parts.
 - (b) Replace or repair that is equivalent to the original component.
 - (c) Altering the original component.
 - (d) Replacement or repair that is required due to wear or failure.

REFERENCE: WAC 246-850-010

9. All of the following is considered unprofessional conduct, EXCEPT:
 - (a) Misrepresentation or concealment of a material fact in obtaining a license.
 - (b) Misrepresentation or fraud in any aspect of the conduct of the business or profession.
 - (c) False or misleading advertising.
 - (d) Conviction of a misdemeanor.

REFERENCE: RCW 18.130.180

10. If the Secretary of Health determines that the unprofessional conduct may be the result of substance abuse, the Secretary may refer the license holder to a voluntary substance abuse monitoring program in lieu of disciplinary action.
 - (a) True.
 - (b) False.

REFERENCE: 18.130.175 (1)

11. If a final determination is made, the Secretary of Health may impose a civil fine not to exceed \$10,000 for each day upon which a person engages in unlicensed practice of a business of profession for which a license is required may be imposed.
 - (a) True.
 - (b) False

REFERENCE: RCW 18/130.190 (3)

12. A successful continuing competency program focuses on all aspects of the practice to ensure that the practitioner is competent to provide safe and quality care to patients.
 - (a) True.
 - (b) False.

REFERENCE: WAC 246-850-130

13. Who maintains a record of the licensee's continuing competency hours?
- (a) Orthotics and Prosthetics Advisory Committee.
 - (b) The Department of Health.
 - (c) The licensee.
 - (d) Washington Association of Orthotics and Prosthetics.

REFERENCE: WAC 246-850-150, 160 and WAC 246-12 part 7

14. An authorization from a patient to a health care provider to disclose the patient's health information must contain the following, EXCEPT:
- (a) Be in writing, dated, and signed by the patient.
 - (b) Identify the nature of the information to be disclosed.
 - (c) Be notarized.
 - (d) Identify the person to whom the information is to be disclosed.

REFERENCE: RCW 70.02.030 (3)

15. A health care provider may not under any circumstances deny a request from a patient to examine or copy all or part of the patient's recorded health care information.
- (a) True.
 - (b) False.

REFERENCE: RCW 70.02.080 (1)

16. A practitioner must respond no later than ten days after receiving a request from a patient to correct or amend its record of the patient's health care information.
- (a) True.
 - (b) False.

REFERENCE: RCW 70.02.080 (1)

17. A professional enhancement plan must focus on one specific area of practice or broader areas as determined by_____.
- (a) The Orthotics and Prosthetics Advisory Committee.
 - (b) The Department of Health.
 - (c) The licensee.
 - (d) The Washington Association of Orthotics.

REFERENCE: WAC 246-850-140 (2)

18. Orthotists and prosthetists must report continuing competency activities every:
- (a) Renewal Period.
 - (b) Two years.
 - (c) Three years.
 - (d) Four years.

REFERENCE: WAC 246-850-140 (1)

19. All licensed orthotists and prosthetists must accumulate a minimum of _____ continuing competency hours:
- (a) Twenty-five.
 - (b) Thirty.
 - (c) Forty-five.
 - (d) Fifty.

REFERENCE: WAC 246-850-140 (3)

20. Individuals who are licensed as both an orthotist and a prosthetist must accumulate a minimum of _____ continuing competency hours.
- (a) Sixty.
 - (b) Sixty-five.
 - (c) Seventy-five.
 - (d) Ninety.

REFERENCE: WAC 246-850-140

21. Continuing competency credits may be earned in which of the following activities?
- (a) Manufacturer courses.
 - (b) Reports on business journals.
 - (c) Student mentoring.
 - (d) All of the above.

REFERENCE: WAC 246-850-150

22. A licensee can earn up to _____ continuing competency hours for completion of approved practice management activities.
- (a) Three hours in a three year reporting period.
 - (b) Five hours in a three year reporting period.
 - (c) Practice management activities do not qualify as continuing competency.
 - (d) Eight hours in a three year reporting period.

REFERENCE: WAC 246-850-150 (2)

23. Courses offered or approved by the following are presumed to qualify as continuing competency activities:
- (a) American Board for Certification in Orthotics and Prosthetics, Inc.
 - (b) Board for Orthotist/Prosthetist Certification.
 - (c) American Orthotic and Prosthetic Association.
 - (d) All of the above.

REFERENCE: WAC 246-850-150 (1)

24. Licensed orthotists and prosthetists renew licenses:

- (a) Every five years.
- (b) On the first day of January each year.
- (c) On the practitioner's birthday each year.
- (d) Each year on the license issue date.

REFERENCE: WAC 246-850-990

25. Fees submitted with applications or renewals are:

- (a) Refundable if the application is denied.
- (b) Refundable within the first 90 days.
- (c) Nonrefundable.
- (d) Nonrefundable after 90 days.

REFERENCE: WAC 246-850-990

26. Residency or internship requirements for licensure must meet all of the following, EXCEPT :

- (a) Be at least 1900 hours for each area for which a license is sought.
- (b) Be for a minimum of two years.
- (c) Approved by the Commission for Accreditation of allied Health Education Programs (CAAHEP).
- (d) Approved by the National Commission on Orthotic and Prosthetic Education (NCOPE).

REFERENCE: WAC 246-850-050

27. No person may practice as an orthotist or prosthetist_____.

- (a) Without successfully completing a national certifying examination.
- (b) Until completing an approved residency program.
- (c) Without having a valid license.
- (d) Until after submitting an application for licensure.

REFERENCE: RCW 18.200.030

28. An individual, who in good faith, files a complaint against a practitioner charging unprofessional conduct is:

- (a) Immune from any civil action suit related to the complaint.
- (b) Required to appear in person at every hearing related to the complaint.
- (c) Entitled to the full refund of any payment for services rendered.
- (d) Entitled to compensation in the amount of the designated civil penalties.

REFERENCE: RCW 18.130.080

29. When the disciplinary authority requests documents, records, or other items in the possession of the practitioner, the practitioner must:
- (a) Respond in person.
 - (b) Obtain legal counsel.
 - (c) Produce requested information within twenty-one calendar days.
 - (d) Furnish in writing a complete explanation.

REFERENCE: RCW 18.130.230 (1)

30. Acts of moral turpitude, dishonesty or corruption related to the profession are considered:
- (a) Capital offenses.
 - (b) Misrepresentation.
 - (c) Unprofessional conduct.
 - (d) Violation of compliance.

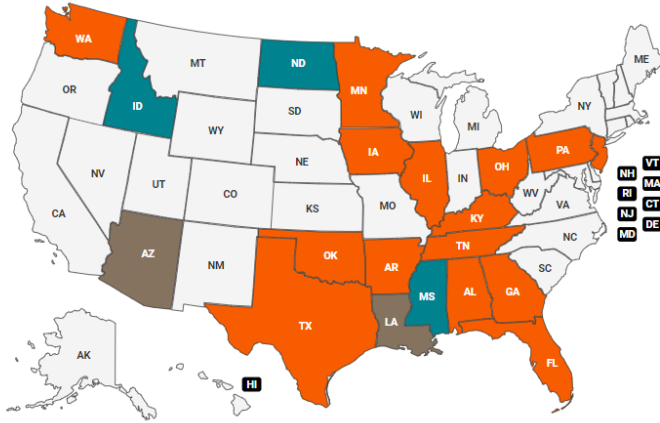
REFERENCE: RCW 18.130.180 (1)

(Source: American Board for Certification in Orthotics, Prosthetics, & Pedorthics)

<https://www.abcop.org/state-licensure>

State Licensure

Whether you practice in a state that has licensure requirements or are moving to one that does, find everything you need with our interactive state licensure map. With detailed information about each state's requirements, costs and links to important documents and applications, we've got you covered!



Map Key

- Has state licensure
- Has facility accreditation requirements for the provision of custom fabricated orthoses or prostheses
- Has certification requirements, but does not issue licenses for O,P&P

State Licenses

(Source: American Board for Certification in Orthotics, Prosthetics, & Pedorthics)

State	Orthotists and/or Prosthetists	Pedorthist	Orthotic or Prosthetic Assistants	Orthotic Fitter	Technicians
Washington	Yes	No	No	No	No
Alabama	Yes	Yes	Yes	Yes	No
Arkansas	Yes	Yes	Yes	Yes	No
Florida	Yes	Yes	Yes	Yes	No
Georgia	Yes	No	No	No	No
Kentucky	Yes	Yes	No	Yes	No
Illinois	Yes	Yes	No	No	No
Iowa	Yes	Yes	No*	No*	No*
Minnesota	Yes	Yes	Yes	Yes	No
New Jersey	Yes	No	Yes	No	No
Ohio	Yes	Yes	No	No	No
Oklahoma	Yes	Yes	Yes	No	Yes
Pennsylvania	Yes	Yes	No	Yes	No
Tennessee	Yes	Yes	No	No	No
Texas	Yes	Yes	Yes	No	Yes

*Practice Act defines roles and limitations

Orthotics & Prosthetist

FY2024 Starting Fund Balance
\$155.58K

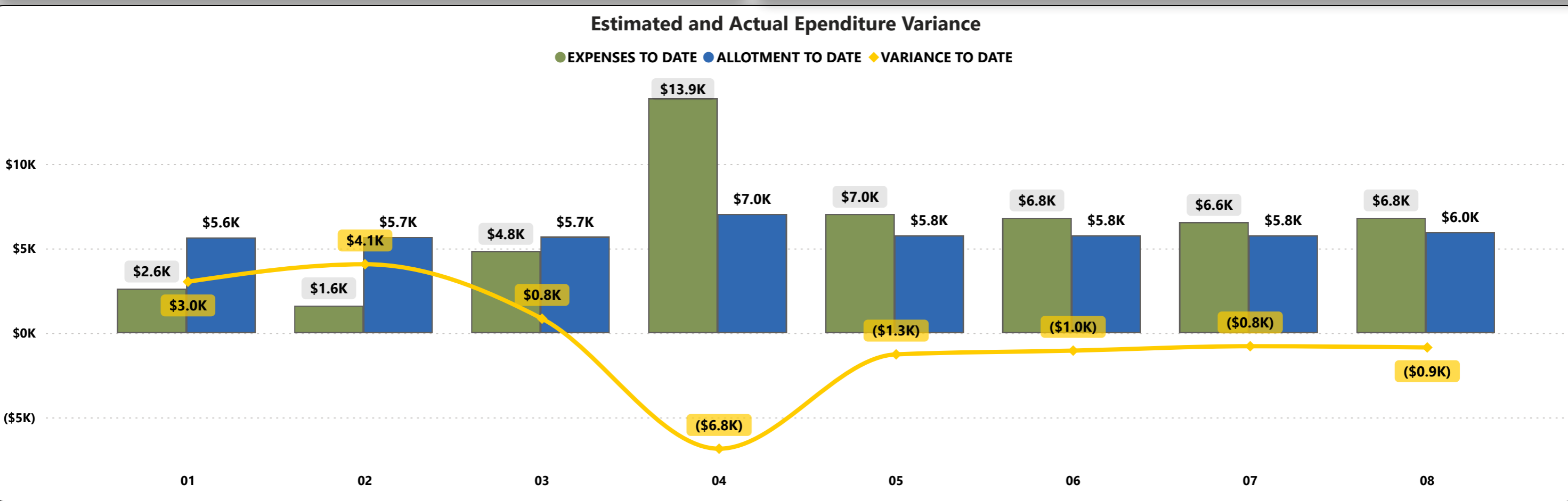
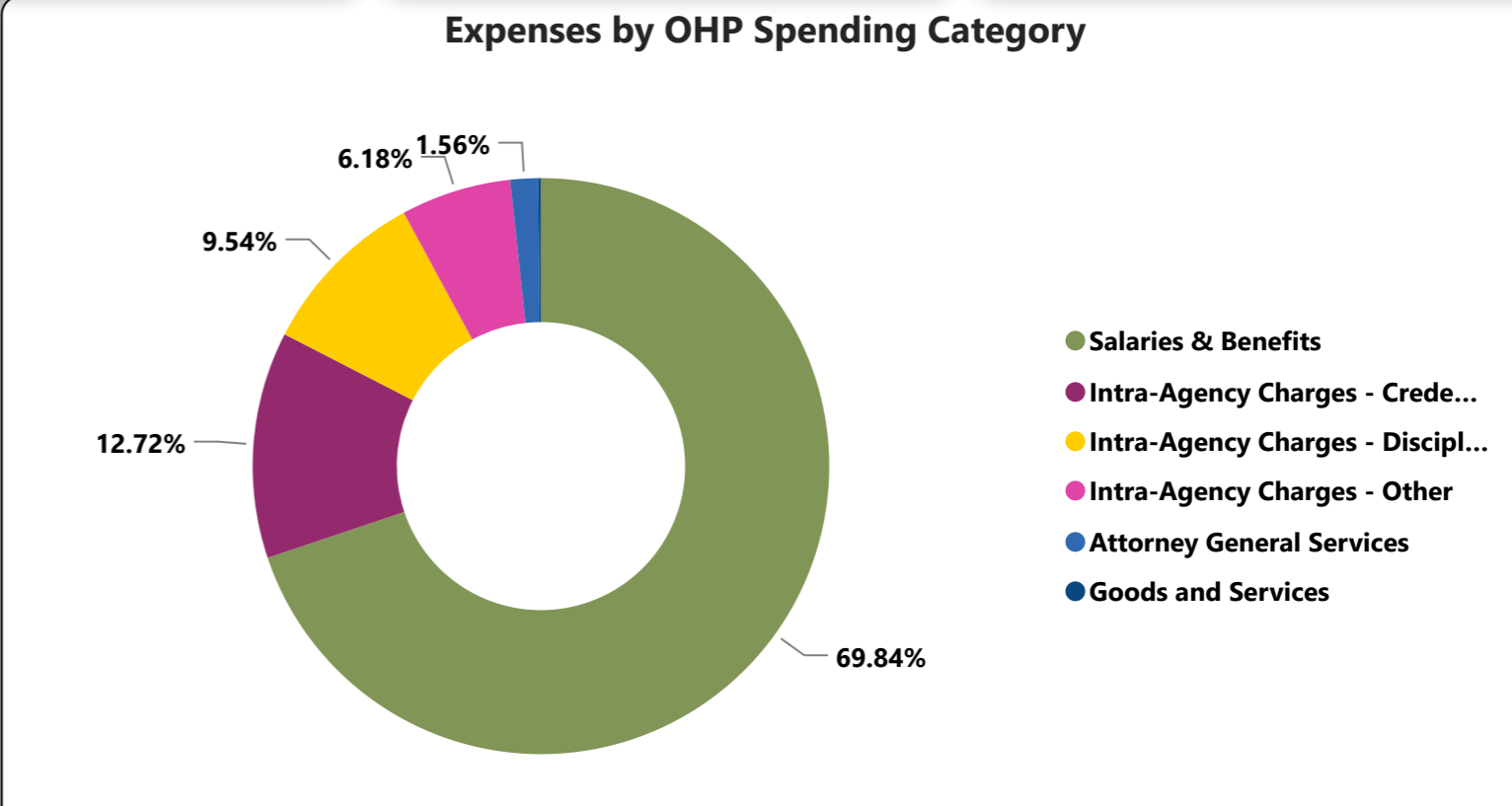
Current Fund Balance
\$131.68K

HELMS Cost Allocation
\$2.22K

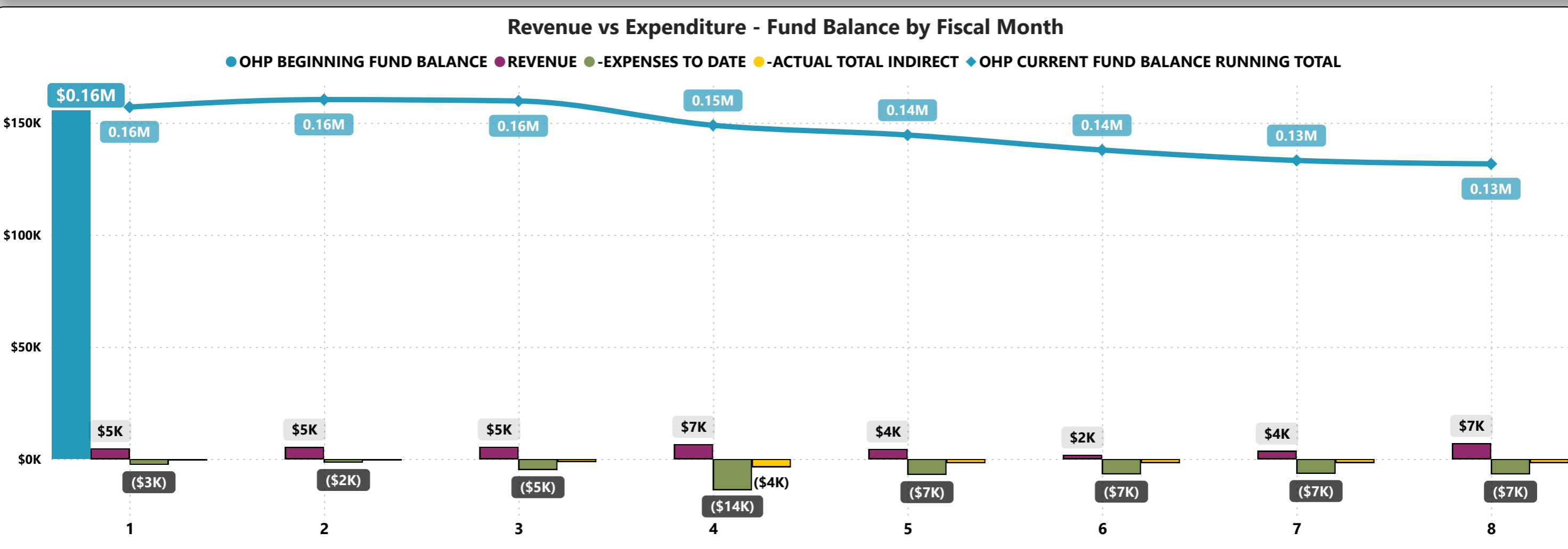
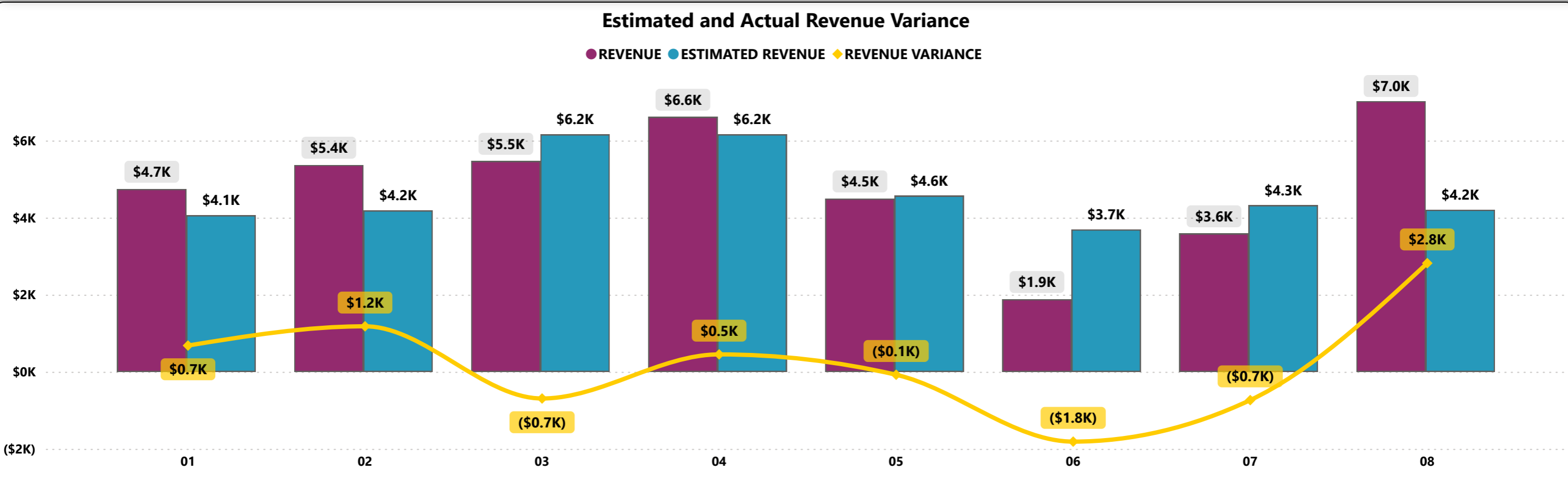
Revenue
\$39.16K

Expenses+ Total Indirect+HELMS
\$65.27K

Master Indexes Title	ALLOTMENT TO DATE	EXPENSES TO DATE	ACTUAL TOTAL INDIRECT	VARIANCE TO DATE
ORTHOTIST & PROSTHETIST	\$47,308	\$50,159	\$12,891	(\$2,851)
Attorney General Services	\$1,000	\$781		\$219
Board/Comission Pay	\$1,250			\$1,250
Goods and Services	\$128	\$76		\$52
Indirect			\$12,891	
Intra-Agency Charges - Credentialing	\$7,384	\$6,382		\$1,002
Intra-Agency Charges - Discipline	\$6,447	\$4,785		\$1,662
Intra-Agency Charges - Other	\$3,940	\$3,101		\$839
IT Equipment	\$336			\$336
Salaries & Benefits	\$25,271	\$35,033		(\$9,762)
Travel	\$1,552			\$1,552
Total	\$47,308	\$50,159	\$12,891	(\$2,851)



Health Professions	ESTIMATED REVENUE	REVENUE	REVENUE VARIANCE	
Orthotics & Prosthetics		\$37,334.00	\$39,155	\$1,821
Total		\$37,334.00	\$39,155	\$1,821



Licensed Professionals

As of April 12, 2024

Status	Orthotics	Prosthetics
Active	150	141
Active in Renewal	38	34
Expired in renewal	13	10
Pending	3	2