

**ORTHOTISTS AND PROSTHETISTS
LICENSING REPORT
September 12, 2019**

Licensed Prosthetist/Orthotist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	8	3	5	3
Renewed Licenses Issued	90	43	35	29
Online Renewals	81	39	20	21
% Renewed Online	90%	91%	58%	72%
Total Population	250	254	256	262

Licensed Prosthetist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	9	3	1	2
Renewed Licenses Issued	35	14	14	9
Online Renewals	29	13	9	8
% Renewed Online	83%	93%	64%	89%
Total Population	99	97	96	95

Licensed Orthotist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	19	1	1	5
Renewed Licenses Issued	31	20	24	21
Online Renewals	26	18	15	17
% Renewed Online	84%	90%	63%	81%
Total Population	128	125	124	121

Registered Prosthetist/Orthotist Student

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	29	1	3	25
Renewed Licenses Issued	6	1	0	5
Total Population	63	61	67	65

Registered Prosthetist Student

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	4	1	2	2
Renewed Licenses Issued	3	0	1	2
Total Population	17	17	21	22

Registered Orthotist Student

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	1	1	1	0
Renewed Licenses Issued	2	0	0	1
Total Population	10	13	13	14

Temporary Prosthetist/Orthotist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	0	0	0
Renewed Licenses Issued	0	0	0	0
Total Population	0	0	0	0

Temporary Prosthetist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	0	0	0
Renewed Licenses Issued	0	0	0	0
Total Population	0	0	0	0

Temporary Orthotist

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	0	0	0
Renewed Licenses Issued	0	0	0	0
Total Population	0	0	0	0

Registered Prosthetist/Orthotist Technician

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	1	0	0
Renewed Licenses Issued	0	2	1	0
Online Renewals	0	2	1	0
% Renewed Online	0	100%	100%	0
Total Population	6	6	6	6

Registered Prosthetist Technician

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	0	0	1
Renewed Licenses Issued	1	0	1	0
Online Renewals	1	0	1	0
% Renewed Online	100%	0	100%	0
Total Population	5	2	3	4

Registered Orthotist Technician

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	0	0	0	0
Renewed Licenses Issued	1	0	0	0
Online Renewals	1	0	0	0
% Renewed Online	100%	0	0	0
Total Population	2	2	2	2

Licensed Prosthetist/Orthotist Assistant

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	2	0	1	0
Renewed Licenses Issued	6	2	2	3
Online Renewals	5	2	1	2
% Renewed Online	83%	100%	50%	66%
Total Population	23	23	20	20

Licensed Prosthetist Assistant

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	3	0	1	1
Renewed Licenses Issued	2	2	0	0
Online Renewals	2	2	0	0
% Renewed Online	100%	100%	0	0
Total Population	9	9	10	11

Licensed Orthotist Assistant

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	1	0	0	0
Renewed Licenses Issued	9	3	3	4
Online Renewals	5	3	1	3
% Renewed Online	55%	100%	33%	75%
Total Population	27	26	24	25

Accredited Prosthetic/Orthotic Facility

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	18	3	3	7
Renewed Licenses Issued	87	23	19	20
Total Population	220	223	221	219

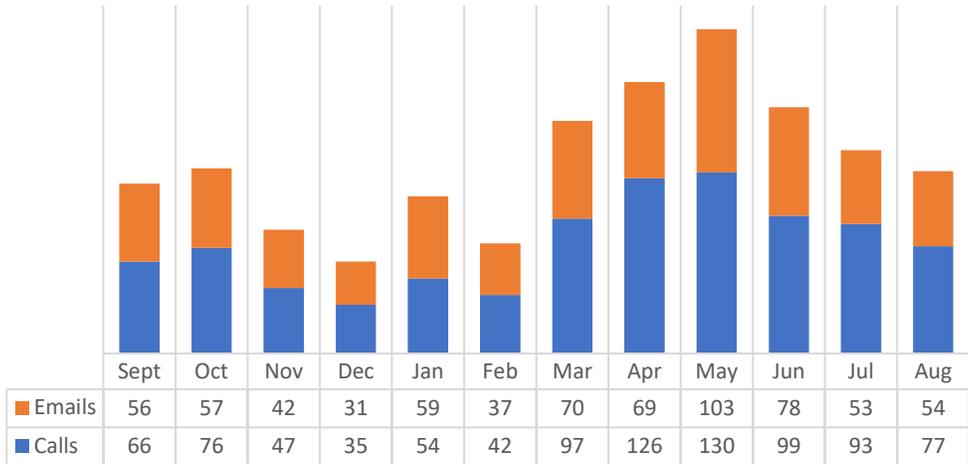
Accredited Prosthetic Facility

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	4	0	1	2
Renewed Licenses Issued	11	5	9	2
Total Population	29	29	27	27

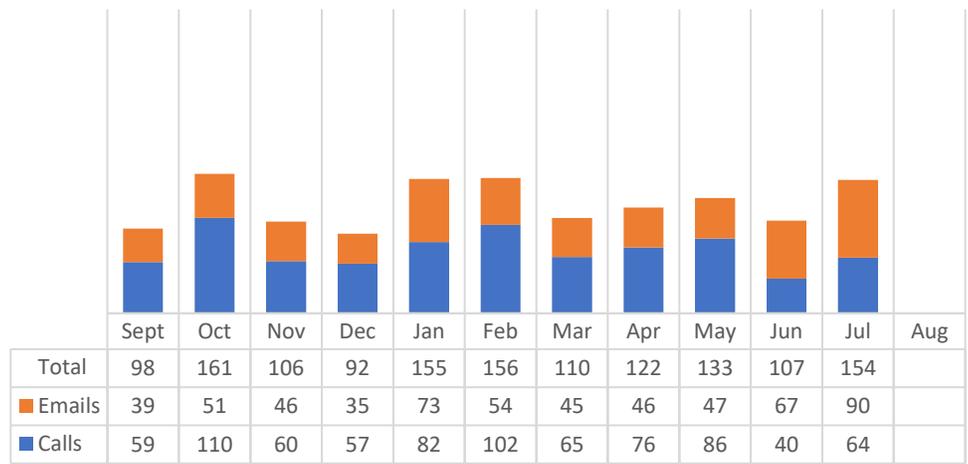
Accredited Orthotic Facility

	TOTAL FY 2018	1st Quarter FY 2019	2nd Quarter FY 2019	3rd Quarter FY 2019
New Licenses Issued	3	0	0	1
Renewed Licenses Issued	6	2	3	1
Total Population	22	21	21	22

**ORTHOTISTS AND PROSTHETISTS
CUSTOMER SERVICE CONTACTS
FISCAL YEAR 2018**



**ORTHOTISTS AND PROSTHETISTS
CUSTOMER SERVICE CONTACTS
FISCAL YEAR 2019**



Orthotists and Prosthetists Advisory Board

Enforcement Division Staff Report September 12, 2019

Case Highlights

- An Agreed Order was entered on October 10, 2018, in which Respondent accepted an administrative penalty of \$1,000 for providing orthotic services with an expired facility accreditation. Respondent has paid the penalty in full and renewed the facility's accreditation.
- An Agreed Order was entered on November 2, 2018, in which Respondent accepted an administrative penalty of \$1,500 for providing orthotic care without the required facility accreditation. The Respondent has paid the penalty in full.

Key Statistics

Shown below are key statistics for the Orthotist and Prosthetist program and for all TDLR programs combined through July of Fiscal Year 2019.

<u>Statistic</u>	<u>OPS</u>	<u>TDLR</u>
• Number of cases opened:	11	10,038
• Number of cases resolved:	15	9,325
• Number of Final Orders:	2	1,698
• Total amount of penalties assessed:	\$2,500.00	\$2,953,750.00
• Total amount of penalties collected:	\$2,500.00	\$1,555,995.00

Shown below are key statistics for the Orthotist and Prosthetist program and for all TDLR programs combined for Fiscal Year 2018.

<u>Statistic</u>	<u>OPS</u>	<u>TDLR</u>
• Number of cases opened:	25	10,585
• Number of cases resolved:	22	9,833
• Number of Final Orders:	4	2,037
• Total amount of penalties assessed:	\$12,750.00	\$3,209,055.00
• Total amount of penalties collected:	\$3,350.00	\$1,528,594.50

**ORTHOTISTS AND PROSTHETISTS ADVISORY BOARD
SEPTEMBER 12TH, 2019**

EDUCATION AND EXAMINATION STATISTICS AND TRENDS

<u>JURISPRUDENCE EXAMINATION</u>																	
(AS OF JULY 31ST, 2019)																	
FY-19	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	2	9	3	14	7	6	39	52	14	8	9	31	7	9	-	16	113
FY-18	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	1	4	6	11	7	8	3	18	24	10	-	34	1	8	-	9	72
FY-17	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	0	2	3	5	8	4	1	13	28	3	7	38	4	6	2	12	68

<u>CONTINUING EDUCATION AUDITS</u>																	
(AS OF AUGUST 31ST, 2019)																	
FY-19	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	0	0	0	0	30	13	7	50	10	0	0	10	28	23	31	82	142*
FY-18	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	0	2	2	4	0	0	1	1	0	0	4	4	2	1	0	3	12
FY-17	SEP	OCT	NOV	Q1	DEC	JAN	FEB	Q2	MAR	APR	MAY	Q3	JUN	JUL	AUG	Q4	TOT
	-	-	-	0	-	-	-	0	-	-	-	0	-	-	-	0	0

**Regulatory Program Management Division Staff Report
Texas Department of Licensing and Regulation
Orthotics and Prosthetics Advisory Board Meeting
September 12, 2019**

Update and Discussion Regarding Orthotics and Prosthetic Program Activities

- Staff conducted a standard of care workgroup meeting this past September. Topics covered by the workgroup included proposed rule changes relating to the updates to the Scope of Practice (114.75) of the Texas Administrative Code. The new rule went into effect on November 1, 2018.
- Staff participated in other workgroup meetings with Licensing and Enforcement staff to implement Article 11 of HB 2847 that deregulates the Orthotics and Prosthetics Technician Registration.
- RPM staff have been working with other divisions as TDLR continues to integrate and improve the orthotics and prosthetics program.
- Forms and webpage are currently under review.
- MHP staff continue to assist Licensing Division staff in reviewing application documentation and Customer Service Division staff with emails.

Public Outreach

- Medical and Health Professions Program Specialists, Steven Uecker, and Stewart Myrick, staffed a booth at the Texas Association of Orthotists and Prosthetists annual meeting in San Antonio on April 11th through 13th.
- Staff also attended the Texas Chapter of the American Association of Orthotists and Prosthetists (TCAAOP) at the Baylor College of Medicine in Houston, August 23rd and 24th.

Medical & Health Professions Section Update

- During the last legislative session, MHP staff reviewed over 50 bills, analyzed the impact of the proposed legislation and served on cost estimate teams for bills that relate to the medical and health profession programs.
- MHP has produced and distributed seven issues of the TDLR Health Monitor and we are currently working on the 8th edition. The latest issue can be found on the program web page. Links to previous issues can be found under Agency Newsletters on the main TDLR page.

Orthotists and Prosthetists Advisory Board Meeting Field Inspections Division Report



MOST COMMON VIOLATIONS FOUND DURING INSPECTIONS

Licensed Orthotist and Prosthetist Establishment Most Common Violations Found During Inspections
Fiscal Year 2019 Quarter 3

- 1. Failed to prominently display the license certificates of practitioners in facility available for public inspection — 16 TAC 114.29(f)(8).** An accredited facility must display the license certificates of its practitioners in a prominent location in the facility where they are available for inspection by the public.
- 2. Displayed or carried a copy of a license instead of the original — 16 TAC 114.21(e)(3).** No person shall display or carry a copy of a license instead of the original document.
- 3. Failed to prominently display consumer complaint notice sign in facility — 16 TAC 114.29(f)(5); 16 TAC 114.70(d).** Licensees shall prominently display a consumer complaint notice or sign in a waiting room or other area where it shall be visible to all patients for the purpose of directing complaints to the department regarding a person or facility regulated or requiring regulation under the Act.
- 4. Failed to have one person designated facility safety manager to develop, carry out and monitor the facility safety program — 16 TAC 114.29(e)(3); 16 TAC 114.29(m)(6).** An accredited facility must designate at least one person as the safety manager. The safety manager shall develop, carry out, and monitor the safety program for the accredited facility. To change the designation of the safety manager(s), the facility shall notify the department in writing of the name and license number of the safety manager(s), if any, and the effective date of the change within thirty (30) days after the change is effective. The written notice shall be accompanied by the appropriate fee.
- 5. Failed to maintain facility machine use training records documenting staff training for each machine — 16 TAC 114.29(m)(2).** Proper machine use training shall be provided to staff. The facility shall maintain records documenting training, listing the name of the staff person and the date of training for each machine.

PERSONNEL UPDATES

As of January 3, 2019 Don Morefield, located in the Dallas/Fort Worth area, began as a Field Inspector in the North Region.

Field Inspectors, Jack Phillips and Robyn Finney, accepted Investigator positions in the Enforcement Division with start dates of February 19 and May 1, respectively.

Congratulations to Ronald Gericke, who accepted a promotion from an Inspector to the North Region Manager position on June 17th.

We are happy to announce that four Field Inspectors were hired over the summer. We welcomed Tom Singleton and Donna Johnson on June 17th in Houston. In the Dallas/Fort Worth area we welcomed Thuy Kepner on July 15th and Sandy Luker on August 1st.

INSPECTION STATISTICS

	OPS	
	FY 2019	FY 2018
SEPT	4	7
OCT	3	26
NOV	4	2
QTR 1	11	35
DEC	5	4
JAN	4	10
FEB	3	8
QTR 2	12	22
MAR	0	20
APR	0	11
MAY	14	14
QTR 3	14	45
JUNE	9	6
JUL	26	8
AUG		4
QTR 4	35	18
Year to Date/ Year End	72	120