

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17 **FLORIDA** | Board of Clinical Laboratory Personnel
18 Rules Discussion

19
20 MEETING MINUTES
21 October 1, 2015

22
23 Hyatt Regency Jacksonville
24 225 E. Coastline Drive
25 Jacksonville, Florida 32202
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47



Carleen P. Van Siclen, MS, MLS (ASCP)
Chair

Linda Valdes, MS, MT (ASCP)
Vice-Chair

Anthony B. Spivey, DBA
Executive Director

1 **Meeting started: 9:00 a.m.**
2

- 3 I. The meeting was called to order by Ms. Van Siclen. Those present for all or part of the meeting included the
4 following:

5
6 **MEMBERS PRESENT:**

7 Carleen Van Siclen, MSHA, MLS (ASCP), Chair
8 Linda Valdes, MS, MT (ASCP), Vice Chair
9 Steven Shelfer, MT (ASCP)
10 Beatriz E. Montoya, MBA, DMD, BSMT, AMT

STAFF PRESENT:

Anthony B. Spivey, DBA, Executive Director
Joseph Lesho, Program Operations Administrator

11
12 **MEMBERS NOT PRESENT:**

13 Michele Morgan, D.B.A. (Excused)

14
15 **BOARD COUNSEL:**

16 Deborah Bartholow Loucks, Assistant Attorney General
17 Office of Attorney General

18
19 **COURT REPORTER:**

20 Precision Reporting
21 (904) 629-5310
22 Lalonda Hall

23
24 *Please note the minutes reflect the actual order agenda items were discussed and may differ from the agenda*
25 *outline. AUDIO from this meeting can be found online: <http://floridasclinicallabs.gov/>*
26

27 **Rules Discussion started at 9:01 a.m.**

28 **Section II started at 9:01 a.m.**
29

30 **II. RULES DISCUSSION:**

31
32 **a. 64B3-2.003, F.A.C. – Draft Language**

33 This item was discussed in conjunction with Rule 64B3-11.001, F.A.C.
34
35

36 **b. 64B3-5.002, F.A.C. – Draft Language**

37
38 **i. Letter from Dr. Mark S. Birenbaum**

39 This item was addressed during the discussion with Mr. Harper.
40
41

42 **ii. Application for James Shelden Harper (Supervisor)**

43 Mr. Harper submitted an application to upgrade his license to Technologist – Supervisor on
44 December 20, 2013, which was denied by the board on March 11, 2014. On July 23, 2015, the
45 board office received correspondence from Mr. Harper, requesting an appearance before the board
46 to discuss potential changes to the Supervisor rule, Rule 64B3-5.002, F.A.C., to amend the
47 licensing requirements that he felt made it more difficult for military veterans to obtain a license to
48 practice.
49

50 **Discussion:**

51 Mr. Harper explained his educational background and training, and also described the duties he
52 performed as a Clinical Laboratory Personnel with the United States Navy. He then expressed his
53 belief that the rule for licensure in Florida is not adequate for military veterans because there are
54 no avenues by which their experience can be fairly evaluated. He stated that the military training
55 programs are accredited by the National Accrediting Agency for Clinical Laboratory Sciences
56 (NAACLS) just like the traditional academic programs.

1 Ms. Van Siclen asked Mr. Harper to go through his transcripts, which he provided to the board,
2 and explain how they have prepared him to work in a clinical laboratory. Discussion ensued.
3

4 Dr. Philip Amuso, Retired Director for the Department of Health Bureau of Public Health
5 Laboratories, suggested that the board invite officials from each branch of the U.S. military to
6 present their training programs for board approval.
7

8 Ms. Valdes explained that the core issue is the lack of academic sciences in the military programs.
9 Mr. Shelfer questioned whether or not academic sciences would be more or less applicable than
10 clinical sciences.
11

12 After additional discussion, the board instructed board staff to provide a copy of the Clinical
13 Laboratory Improvement Amendments (CLIA) requirements to the full board meeting to be held
14 the following day, which they could then review and discuss.
15

16 Mr. Harper asked the board if they could review and reconsider his application to upgrade to
17 Technologist – Supervisor. Ms. Loucks stated that the board could not take action on his
18 application during this meeting, but that he could submit a petition to the board for a future
19 meeting.
20

21 In addition to the discussion of Mr. Harper’s application, the board also made changes to the
22 qualification matrix to allow certification for General Supervisor from the American Board of
23 Bioanalysis [GS(ABB)] to count towards Training/Experience, and certification for Technical
24 Supervisor from the American Board of Bioanalysis [TS(ABB)] to count towards certification.
25

26 **c. 64B3-10.005, F.A.C.**

27
28 **i. Letter from Dr. Amuso**

29 At the August 7, 2015 full board meeting, Dr. Philip Amuso presented and discussed proposed
30 changes to Rule 64B3-10.005, F.A.C. Dr. Amuso was present for this meeting to discuss those
31 changes to the rule, in addition to others discussed by the board.
32

33 After discussion, the board agreed to the following changes:
34

- 35 • In subsection (3), add “Testing in this specialty also encompasses all laboratory
36 procedures performed in the specialties of serology/immunology (except those
37 procedures specific to immunohematology and histocompatibility).”
38
- 39 • In subsection (7), amend the first sentence to read “The purpose of the specialty of
40 clinical chemistry is to perform qualitative and quantitative analyses on body and other
41 materials to measure the chemical constituents; including automated serologic
42 immunoassays and blood gas analyses.”
43

44 **d. 64B3-11.001, F.A.C. – Draft Language**

45 After discussion, the board agreed to the following changes:
46

- 47 • Remove the definition of “Contact Hour” from 64B3-2.003, F.A.C.
48
- 49 • In subsection (1), amend the last two sentences to read “As part of the minimum of 24 hours of
50 continuing education, each licensee shall be required to obtain one hour of Florida laws and rules
51 continuing education. This hour may be obtained by attending, for one hour, an in-person public
52 meeting of the Board. Continuing education credit is not awarded for attending a telephone
53 conference call meeting of the Board.”
54
- 55 • In subsection (5)(d), change “contact hours” to “continuing education hours.”
56

- 1 • Strike subsection (7), as it is no longer necessary after the department’s implementation of CE at
2 Renewal.
3

4 **e. 64B3, F.A.C.**

5 The board discussed and agreed to the following changes to the other rules within the rule chapter:
6

- 7 • 64B3-5.007, F.A.C.:
- 8 ○ Add “or certification in Forensic Toxicology by ABFT” to option 1 of the Clinical
9 Chemistry qualification matrix.
- 10 • 64B3-5.0011, F.A.C.:
- 11 ○ Define “ABFT” as the “American Board of Forensic Toxicology.”
12 ○ Define “GS” as “General Supervisor.”
- 13 • 64B3-6.002, F.A.C.:
- 14 ○ Strike “civil notarized” from subsections (2) and (4), and strike “certified” from
15 subsection (3).
- 16 • 64B3-11.002, F.A.C.:
- 17 ○ In subsection (6), change “contact hour” to “continuing education hour.”
- 18 • 64B3-11.003, F.A.C.:
- 19 ○ In subsection (5), add “Within 30 days of the continuing education program” to align the
20 rule with CE Broker’s policy and change “contact hours” to “continuing education
21 hours.”
- 22 • 64B3-13.001, F.A.C.:
- 23 ○ Amend subsection (5) to read “The director can delegate performance of responsibilities
24 to licensed supervisors, with the exception of the approval, signing and dating of: initial
25 procedure review; and substantive changes to existing procedures.”
26
27
28
29
30
31
32
33
34
35
36
37

38 Ms. Loucks stated that she will implement the board’s desired changes and draft proposed language to be presented
39 at a future meeting.
40

41 Hearing no further discussion, the meeting was adjourned.
42

43 **The meeting was adjourned at 3:35 p.m.**