

1 The Florida Board of Clinical Laboratory Personnel held a meeting on Thursday,  
2 July 27, 2017, commencing at 9:00 a.m., or shortly thereafter. This meeting was  
3 held at the Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida at  
4 meet me number (888) 670-3525, participant code 7342425515, to which all  
5 persons were invited to attend. Participants in this public meeting were made  
6 aware that these proceedings were being recorded and that an audio file of the  
7 meeting will be posted to the board's website.

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9 **AGENDA**

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11 **I. CALL TO ORDER (Roll Call): at 9:00 a.m.**

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13 Roll was called by Gail Curry, Program Operations Administrator

14  
15 **Board Members Present:**

16 Carleen P. Van Siclen, MS, MLS (ASCP), Chair  
17 Linda Valdes, MS, MT (ASCP), Vice-Chair  
18 Michele Morgan, D.B.A.  
19 Beatriz E. Montoya, MBA, DMD, BSMT, AMT  
20 Yvette McCarter, Ph.D.

21  
22 **Board Staff Present:**

23 Anthony Spivey, DBA, Executive Director  
24 Gail Curry, Program Operations Administrator  
25 Brandi May, Regulatory Supervisor  
26 Kelly Woodard, Regulatory Specialist II  
27 Alisha Mughal, Regulatory Specialist II  
28 Nicole Wiley, Regulatory Specialist II

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30 **Board Counsel:**

31 Deborah Loucks, Assistant Attorney General

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33 **Court Reporter:**

34 For the Record  
35 (850) 222-5491

36  
37 **Section I ended: 9:03 a.m.**

38 **Section III began: 9:04 a.m.**

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40 **II. PETITIONS FOR WAIVER AND VARIANCE:**

41  
42 **Louis Amaya**

43  
44 Not present. Not represented by counsel. Mr. Amaya is seeking to reinstate his  
45 license that went null and void in 2010. That is not possible. Mr. Amaya needs to  
46 meet the new requirements by taking the national examination. The board felt the

47 applicant had a responsibility to know the laws and rules that govern the clinical  
48 laboratory profession.

49  
50 **Action:** Motion to deny variance and waiver made by Dr. McCarter. Second by  
51 Dr. Montoya.

52  
53 Vote: 5 yeas / 0 opposed. Motion carried.

54  
55 **Action:** Motion to deny the application for a histology technologist license due to  
56 lack of documented experience and not having graduated from an approved  
57 program in addition to not being certified made by Dr. McCarter. Second by Dr.  
58 Montoya.

59  
60 Vote: 5 yeas / 0 opposed. Motion carried.

61  
62 **Action:** Motion to allow the applicant 14 days to withdraw his application made  
63 by Dr. McCarter. Second by Ms. Van Siclen.

64  
65 Vote: 5 yeas / 0 opposed. Motion carried.

66  
67 **Sonia Velasquez**

68  
69 Present. Not represented by counsel. Ms. Velasquez is seeking a waiver from the  
70 national exam. Ms. Velasquez let the license lapse. Discussion ensued. Ms.  
71 Velasquez agreed to take the national exam.

72  
73 **Action:** Motion to deny the petition for variance made by Ms. Van Siclen. Second  
74 by Dr. McCarter.

75  
76 Vote: 5 yeas / 0 opposed. Motion carried.

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78 **Action:** Motion to issue a temporary license contingent upon passing the national  
79 examination made by Dr. McCarter. Second by Dr. Montoya.

80  
81 Vote: 5 yeas / 0 opposed. Motion carried.

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83 **III. APPLICANTS PRESENTED FOR BOARD REVIEW:**

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85 **TECHNOLOGIST**

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87 **Theresa Schwartz**

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89 Present. Not represented by counsel. The applicant answered positive for health  
90 history.

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92 **Action:** Motion to approve the application made by Dr. Morgan. Second by Ms.  
93 Van Siclen.  
94 Vote: 5 yeas / 0 opposed. Motion carried.  
95

96 **Benjamin Witten**  
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98 Present. Not represented by counsel. Mr. Witten requested a reconsideration.  
99 Mr. Witten submitted additional experience to add to his application. Mr. Witten  
100 stated his experience was in research and development. Ms. Van Siclen reviewed  
101 Rule 64B3-2.003 and stated Mr. Witten's experience was acceptable since it used  
102 human subjects. Ms. Van Siclen suggested issuing Mr. Witten a limited license in  
103 toxicology. Discussion ensued. Ms. Loucks informed the board a limited license  
104 does not exist for this profession, however, the conditional license would be a  
105 technologist license for clinical chemistry with the condition being he could only  
106 work in the toxicology field or mass spectrometry.  
107

108 **Action:** Motion to approve the application with the condition it is in mass  
109 spectrometry made by Ms. Van Siclen. Second by Ms. Valdes.  
110

111 Vote: 5 yeas / 0 opposed. Motion carried.  
112

113 **Rob Meinke**  
114

115 Present. Not represented by counsel. The applicant is before the board for positive  
116 criminal and health history.  
117

118 **Action:** Motion to approve the application made by Dr. Morgan. Second by Dr.  
119 McCarter.  
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121 Vote: 5 yeas / 0 opposed. Motion carried.  
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123 **SUPERVISOR**  
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125 **Kenia M. Hernandez**  
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127  
128 Not present. Not represented by counsel. Ms. Hernandez is out of the country and  
129 is unable to attend. Ms. Hernandez is seeking to upgrade from a technologist. Ms.  
130 Hernandez's degree is a doctor of medicine from Cuba. The board decided to  
131 request an appearance at the next board meeting due to discrepancies in the duties  
132 being performed at Physicians Regional Medical Center. Discussion ensued.  
133

134 **Action:** Motion to require the applicant at the next board meeting made by Dr.  
135 Montoya. Second by Ms. Van Siclen.  
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137 Vote: 5 yeas / 0 opposed. Motion carried.

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**Elsa Pinzon**

Present. Not represented by counsel. Ms. Pinzon is requesting an upgrade from technologist licensure. The educational evaluation was outdated. Dr. McCarter could not determine adequate immunohematology experience. Ms. Pinzon claimed experience at Hialeah Hospital. However, due to the age of the personnel records, her experience was hard to prove, so she attained a statement from the hospital that she worked in that area for 3-4 years. Ms. Pinzon attained her Bachelor of Science degree in agricultural engineering from Columbia. She had taken at least 12 hours of chemistry of different disciplines while she was in school. Ms. Van Siclen felt Ms. Pinzon had met the educational requirements.

**Action:** Motion to approve the application made by Ms. Van Siclen. Second by Dr. McCarter.

Vote: 5 yeas / 0 opposed. Motion carried.

Section III ended: 9:31 a.m.  
Section II began: 9:51 a.m.

**IV. BOARD COUNSEL REPORT**

Ms. Loucks spoke about Rule 64B3-3.001 which was the Training Program Application Rule for development around one-year ago in August. Ms. Loucks needs to withdraw the rule and the board will need to start over.

**V. NEXT MEETING DATE – September 22, 2017**

The next meeting will be face to face due to cases coming before the board. Ms. Van Siclen would like to schedule a rules workshop to address the training program applications at that time. Ms. Loucks will be unable to attend.

**VI. ADJOURNMENT**

9:59 a.m.