

Director's Report Fiscal Year 2000

This Director's Annual Report for the Office of Professional Regulation (OPR) covers Fiscal Year 2000 - July 1, 1999 through June 30, 2000. A series of tables and charts provides a detailed report on the activities, revenues, and expenditures for all regulatory programs administered under the jurisdiction of OPR. During FY 2000, 34 regulatory programs for 37 professions and occupations were supported and managed by this Office.

It is important to acknowledge the Vermonters who graciously volunteered their time in service as Board members or Advisors to the Director. Their contributions are crucial to the success of Vermont's professional regulatory programs. These volunteers and the staff of the Office of Professional Regulation are to be congratulated for their successful efforts toward timely processing of citizen complaints of unauthorized practice and unprofessional conduct. Through their efforts, the Office continued to meet its goal of resolving citizen complaints of unauthorized practice and unprofessional conduct within an average of 12 months. The average time to dispose of a case in FY 2000 was about 9.9 months. The Office opened about 23 more cases in FY 2000 than in FY 1999, which represents an increase in workload of about 9%. The Office disposed of 56 fewer cases in FY 2000 than in FY 1999 which was due to the staff's voluntary focusing on resolving the cases that had been pending for over 2 years. Those efforts resulted in a 45% decrease in cases over 2 years old from 29 to 20.

In addition to the staff and volunteers, we should acknowledge the assistance of the Attorney General's Office in the effort to improve complaint processing. With continuing level of cooperative and coordinated efforts of the Assistant Attorneys General, the Board members and Advisors, and the staff of OPR, we should realize continuing success in FY 2001.

The management and staff of OPR will continue efforts to improve professional regulation in Vermont. In FY 2001, the Office will continue broad distribution of public information on the complaint process; pilot random inspections of barber shops, real estate offices and security guards; board training; integration and support of the medical practice program; improvements in the automated case tracking system utilized by the Office; and implementation of new regulatory programs for professional boxing, licensed midwives, certified electrologists, and licensed alcohol and drug abuse counselors.

For their continuing consultation and support of the professional regulation program, we acknowledge and express our appreciation to the Secretary of State Deb Markowitz, Deputy Secretary Bill Dalton, the Office of the Attorney General, and Representative Jerry Kreitzer and Senator William Doyle who chair the respective Committees on Government Operations in the House and Senate. For their continuing commitment, energy and enthusiasm, the staff of OPR and, more particularly, Monica Leadbetter, Rita Knapp, Anita Ristau, Nancy Morin, Ted McKnight, and Ron West are to be recognized and commended.

Respectfully submitted,

Jessica G. Porter, Director
Office of Professional Regulation

Statutory Changes Adopted in FY 00 Legislative Session

During the FY 00 Legislative Session, a number of proposals for statutory changes were discussed and adopted as part of the Office's annual review of professional regulation programs with the House and Senate Committees on Government Operations. That review resulted in passage of H. 738 as Act No. 133. It provided the following:

1. General Modifications

- A person with a lapsed license who wishes to renew no longer has to pay renewal fees for years during which the license was lapsed.
- The disciplinary sanction of a warning has been reinstated as a lesser alternative sanction to a reprimand.
- Boards may issue temporary licenses to health care providers during a declared state of emergency. These health care providers must be currently licensed, in good standing, and not subject to disciplinary proceedings in another jurisdiction. A holder of a temporary license may practice in Vermont until termination of the declared state of emergency or 90 days, whichever occurs first. No fees are charged for these licenses.

2. Modifications of Specific Licensing Statutes

Statutes for 20 professional regulatory programs were amended in the 2000 Legislative Session and included:

- Adding provisions regarding firm ownership to allow a minority ownership interest by those not licensed as **accountants**, as long as certain conditions are met.
- Adding a new definition of "responsible control" for better guidance to supervising **architects** when approving the professional work of others.
- Adding a temporary certification provision to the statutes governing **athletic trainers**, and clarifying when it is appropriate to treat a patient with an underlying pathology.
- Authorizing the Board of Barbers and Cosmetologists to issue a limited **barbers** license for training programs in state correctional facilities. Also authorizes state correctional facilities to offer courses of instruction in barbering without certification by the Board.
- Adding authority to adopt rules to establish medical record keeping standards and requirements for release of medical records by **chiropractors**. Also adds an additional ground of unprofessional

conduct for “bait and switch” advertising by which patients may be misled into receiving services for which there is an unexpected charge.

- Limiting the requirement for **dentists and dental hygienists** with lapsed licenses to payment of renewal fees for the current renewal period only.
- Repealing conflicting term of office language for Board Members in the **embalmers’** statutes.
- Amending statutes relating to display of the three least expensive caskets displayed in funeral establishments to clarify the types of caskets which must be displayed by **funeral directors**, if displays are used.
- Clarifying the Uniform Common Interest Ownership Act in Title 27A to make clear that architects, professional engineers, and **land surveyors** should practice within their own disciplines and not engage in unlicensed practice of another profession.
- Adding to grounds of unprofessional conduct for **naturopathic physicians** abandonment of patients, gross overcharging, sexual harassment of patients, engaging in inappropriate sex with a patient, and willful misrepresentation in treatments.
- Modifying the requirements for the physician member of the Board to allow retired physicians to be eligible to become a **nursing home administrator** board member.
- Requiring licensure for any **osteopathic physician and surgeon** who is responsible for oversight of clinical activities of managed care plans in Vermont.
- Repealing the requirement for payment of renewal fees for years during which a **pharmacist** license lapsed.
- Including study of statistical methods and professional ethics in requirements for professional **psychology** training programs. Authorizes computer-administered and computer-adapted examinations for applicants. Exempts licensees on active duty in the military from continuing education requirements if obtaining credits would be impossible in practice or a significant hardship for the licensee. Adds the ethical codes of the American Psychological Association and the Association of State and Provincial Psychology Boards as bases for unprofessional conduct. Clarifies that telepractice by Vermont licensees is within the jurisdiction of the Board of Psychological Examiners, regardless of the client’s location.
- Adding authority to pass on the costs of illegible fingerprint cards to **private detective and security guard** applicants. Removes the waiver of the Vermont exam for applicants currently licensed in another state, and combines and clarifies the training and qualification requirements for use of firearms and guard dogs.

- Deleting requirement for allopathic, osteopathic, and naturopathic physicians and podiatrists to be certified by the Board of **Radiologic Technology** for therapeutic application of ionizing radiation. Therapeutic use of ionizing radiation by those professionals is regulated by other licensing programs.
- Eliminating the subsection limiting **real estate appraiser** Board member terms to two consecutive three year terms.
- Adding specific provisions to the grounds for unprofessional conduct by **clinical social workers**. These grounds concern violations of the social worker-client relationship and conflicts of interest.
- Repealing the requirements for payment of renewal fees for years during which a license to practice **veterinary medicine** lapsed.
- Requiring licensure of any **allopathic physician** who is responsible for oversight of clinical activities of managed care plans in Vermont.

3. **New Programs**

Statutes for three new professional regulatory programs and one completely revised program were enacted in the 2000 Legislative Session and included:

- Replacing the current **boxing** statutes with a new chapter deregulating amateur boxing and regulating professional boxing in a manner consistent with new federal mandates.
- Providing for the Department of Health to license **alcohol and drug abuse counselors** and contract with the Secretary of State's Office for provision of administrative, legal, investigative and adjudicative services relating to licensure and discipline.
- Licensing direct-entry **midwives**. This profession is regulated by the Director, who receives advice from three advisor appointees (two licensed midwives and one physician). Rules regulating midwives are to be adopted by January 1, 2001, when the licensing program goes into effect.
- Certifying **electrologists**, regulated by the Director with the advice of two certified electrologist advisors, including inspections, shop registration, and continuing education.
- In addition, the Legislature required the Director to file an annual report of all rules adopted for professions attached to the Office of Professional Regulation within the preceding year to the House and Senate Committees on Government Operations.
- The Legislature also directed the Secretary of State to consult, review, and recommend alternatives

for professional regulatory fee policy and to report results of the review and any recommendations to the House and Senate Committees on Government Operations, the Senate Committee on Finance, and the House Committee on Ways and Means before January 1, 2001.

<p style="text-align: center;">Statutory Revisions Identified in FY00 For Consideration in FY01</p>
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General Modifications:

- S Authorize a board to assign one or more members of the board to investigate license applications involving possible misconduct or credentials eligibility issues.

- S Provide assistance of the Attorney General for investigation and prosecution of license application cases involving possible misconduct or credentials eligibility issues.

Accountants: Amend statutes generally to incorporate the latest thinking in the profession reflected in the Uniform Accountancy Act currently being adopted in many states.

Radiologic Technologists: Add provision authorizing issuance of temporary practice permit to applicants qualified for licensure without examination, if applicant shows that he or she intends to practice in Vermont and has applied for permanent licensure.

Clinical Social Workers: Add clinical mental health counselors and marriage and family therapists to list of licensees who may supervise clinical social workers during two years of supervised practice required for license eligibility.

Review of Specific Activity of Professions

Accountancy

The Board is reviewing its laws and will be proposing major statutory revisions. These proposed changes are related to a national move for licensing conformance among states and the Uniform Accountancy Act. The Board is also reviewing and revising its rules to parallel the proposed law revisions. The Board is considering the impact of internet practice and alternative practice structures on the regulation of accountancy in Vermont.

Acupuncture

For the first time, administrative rules for licensed acupuncturists were proposed for adoption. The rules contain general information on licensure, information for applicants, and information for licensed acupuncturists.

Architects

The Board adopted amended rules relating to license eligibility and license renewal requirements. Beginning January 1, 2002, all applicants applying for initial licensure will be required to show completion of the Intern Development Program. Architects renewing their license beginning in 2001 will have to show 24 hours of continuing professional education.

Athletic Trainers

The Athletic Trainers adopted their first rules, effective April 1, 2000. The rules contain general information on certification, information for applicants, and information for certified athletic trainers.

Barbers and Cosmetologists

The Board has had a number of board member vacancies which has hindered the Board's ability to function in the last year. The Board has been able to inspect new shops but has not been able to do random inspections on licensed shops. The Board would like to see legislation that allows the Board to issue citations for shop violations. It feels that it is non-productive to inspect the shops for violations without immediate sanction. The Board would also like the authority to issue citations to shop owners who employ unlicensed persons because it realizes that the Attorney General's Office does not have time to prosecute unlicensed practice.

Boxing

The Boxing Commission met to discuss proposed legislation that deregulates amateur boxing. The legislation passed and will become effective on January 1, 2001. The Boxing Commission which was appointed by the Governor is now an advisory committee appointed by the Secretary of State. The

legislation essentially deregulated amateur boxing because it is under the supervision of the United States Amateur Boxing, Inc. The director will have jurisdiction over professional boxing matches.

Chiropractic

The Board of Chiropractic is currently working on rules that will establish medical record keeping standards and requirements for release of medical records.

Dental

The Board of Dental Examiners is working on rules. One of the primary changes is to eliminate the active practice requirement for dental hygienists.

Dietitians

The Advisors did not meet this year as there were no issues that needed to be discussed by the Advisors. The Advisors were notified by the Commission on Dietetic Registration that the national examination for dietitians is now a computerized examination.

Professional Engineering

The Board finalized its rules which were effective on 1 January 2000. The rules clarified categories under which applicants could apply, temporary practice versus transient practice, and other specifics with regard to qualifications for licensure.

Pursuant to the joint efforts of the Board of Professional Engineering and Board of Architects, Vermont adopted the 1999 BOCA Model Building Code. The boards agreed this updated version was best for Vermont and contacted the Governor with their recommendation. The matter was forwarded to the Department of Labor and Industry and resolved.

The Board said good bye to Wendy Pelletier, P.E. who served on the Board for two years, and welcomed Thomas O'Connor, P.E., also a Structural Engineer, to the Board.

Funeral Service Board

The Funeral Service Board continued reviewing its statutes and rules. This year funeral home inspections were conducted by the staff investigators of the Secretary of State. In the past an individual was hired specifically to complete the inspections.

Hearing Aid Dispensers

The Hearing Aid Dispenser Advisors are still reviewing their laws and rules prior to proposing statutory changes that would more adequately protect the public and set clearer guidelines for hearing aid dispensers.

Board of Land Surveyors

The Board of Land Surveyors completed an update of their rules. Updated areas include the measurement standards and the minimum standards for the practice of land surveying. Reviewing applications and continuing education compliance continue to occupy a great deal of Board time. The Board completed a major rewrite of the State Law Examination for land surveyors.

Allied Mental Health

The Board of Allied Mental Health Practitioners continues to work on changes to their rules, and hopes to complete the process during the next fiscal year.

Motor Vehicle Racing

The Motor Vehicle Racing Commission is still implementing the new rules governing motor vehicle racing that went into effect on May 15, 1999. These revisions included rules for fire truck equipment, a definition for trained fire fighters and fire fighters equipment. The rules also set stricter guidelines for fencing and barriers used at demolition derbies.

Naturopathic Physicians

The Advisors worked with the Department of Public Health on a formulary for Naturopathic Physicians which has been adopted. The Advisors are still working on the rules for Naturopathic Physicians. The Office has requested that the Federal Drug Enforcement Agency (DEA) approve Naturopathic Physicians for dispensing regulated drugs as authorized by their formulary. The Advisors will be proposing legislation to allow Naturopathic Physicians the same privileges as midwives.

Nursing

The Board of Nursing regulates and licenses registered nurses (RN's) practical nurses(LPN's) and nursing assistants (LNA's) and endorses Advanced Practice (APRN's). The Board is also responsible for approving all nursing education programs in Vermont, and examining all nurse and nursing assistant graduates.

This fiscal year the Board of Nursing was engaged in the following activities:

Education: Surveyed the Baccalaureate Nursing Program at Norwich University and granted a 2 year approval with a report due in November 2002.

Practice: the Executive Director presented information at meetings and conferences on delegation, triaging, mandatory reporting and NCLEX examinations.

Advisory Opinions: The Board issued opinions on Triaging, and Administration of homeopathic/nutritional supplements.

Advanced practice: The Board convened an Ad Hoc Committee to study the Psychiatric Clinical Specialist role in caring for clients in various age groups.

Administrative Rules: The Board is in the process of revising the rules relating to criteria for nursing educational programs.

Discipline: Action on disciplinary matters absorbed the majority of the Board's time and effort. Statistical data has been compiled on violations and disciplinary action taken on RNs and LPNs

Liaison: Selected Board members and the Executive Director conferred with and offered guidance to the School Nurse Association, Sexual Assault Nurse Examiners (SANE) Vermont Organization of Nurse Leaders (VONL) Dept. of Developmental Disabilities, Occupational Health Nurses, Dept. of Aging and Disabilities, Adult Protective Services, and Vermont In service Education (VICE)

Other: The Board is participating in efforts to study the nursing shortage through the Nursing Blue Ribbon Commission established by the Agency of Human Service in partnership with the Association of Hospitals and Health Systems (VAHHS) and the Vermont Organization of Nursing (VONL).

Nursing Home Administrators

The Board of Examiners for Nursing Home Administrators regulates the practice of Nursing Home Administrators and is responsible for the administration of a State exam as well as approval of applications submitted for CEU credit.

The year the Board successfully completed the transition from an oral imposed state exam to a new written state exam. The National Association of Board of Examiners for Nursing Home Administrators also made a smooth transition from their pencil and paper exam to the new computer based exam. Additionally, the Board approved new rules governing the requirements for licensure to specifically include Administrator in Training hours. These new rules are expected to be finalized and become effective by January 2001.

Opticians

The Board met quarterly during the year to review licensing applications and complaints. The Board did not propose any legislative changes.

Optometrists

The Optometry Board adopted rules setting forth continuing education requirements and requirements for approval of continuing education programs.

Osteopaths

The Board of Osteopathic Physicians and Surgeons adopted changes to their existing rules. Legislation

was passed that requires Osteopathic medical directors for insurance companies to HMOs to be licensed in Vermont. The Board has four new members and a full Board for the first time in several years.

Pharmacy

The Board continued discussions in regard to revisions of its December 1992 Rules. The Board has found it to a rather arduous process with several organizations providing input for consideration. The Board had many discussions in regard to proposed bills concerning fair pricing of prescription drugs. The Board sends out a quarterly newsletter in conjunction with its national organization, The National Association of Boards of Pharmacy.

Private Investigative and Security Services

The Board has reviewed and made changes to the procedures for approving or denying applicants who have criminal records. Considerable Board time was spent reviewing these applications because public safety is a major issue when registering or licensing an applicant with a criminal record. The Board also worked on revising the examinations that are given to qualifying agents prior to licensure. The Board reviewed the licensing process as it pertains to fingerprint cards and the use of fingerprint scanning machines in lieu of the standard fingerprint card process. The Board considered a review of its laws in regard to the possibility of mandating training for initial and renewal of private investigators and security guards licensure.

Psychologists

The Board of Psychological Examiners worked on revising the rules. The Board also completed a review and study of all complaints received from 1975 - 2000, and created a database containing this information. This calendar year may be the last year for a paper examination as they are converting to a computer based exam. A change in the Psychology laws is reviewed in this report in the statutory changes adopted in FY00 section.

Radiologic Technology

The Board continued its discussions with the Board of Chiropractic to exempt chiropractors from the Board's requirement to obtain ionizing privileges as an endorsement on their license. The Board continued its involvement with the Chiropractic Board by reviewing their draft rules to ensure that provisions were made for radiation therapy and proper radiation practices.

The Board said good bye to Lise Fradette who had served on the Board for many years, and welcomed Joseph Phillips, a Nuclear Medicine Technologist, from Bennington, Vermont, to the Board.

Real Estate Appraisers

The Board of Real Estate Appraisers completed an update of their rules. The rules were updated to remove old transitional language. The rules now require a trainee to be registered with the Board prior to

accumulating hours toward the experience requirement for licensure. This requirement becomes effective January 1, 2001. The rules also require the supervisor to be present during the inspection process for trainees and non-registered assistants.

Real Estate Commission

The Real Estate Commission noted a decrease in the number of licensees following their recent renewal. This may have been the result of increasing the continuing education requirements to 8 hours for salespersons and 12 hours for brokers. The Commission continued to support the Association of Real Estate Licensees Law Officials by sending representatives to national and district conferences. Extensive discussion of timeshares led to the decision that "timeshare estates" will be considered real property and are subject to the Laws and Rules of the Commission. A review of the rules was started and will continue into the next year.

Clinical Social Work

The Social Work Advisors adopted rules relating to requirements for continuing education. Those rules went into effect April 1, 2000. The rule requires that all licensed social workers complete 20 continuing education credits during each renewal period.

Tattooist

The Advisors did not meet this year as there were no issues that needed to be discussed. Tattoo shop inspections are being done as mandated by legislation which went into effect on July 1, 1999 and 14 shops have been licenced.

Veterinary Medicine

The Board finalized its rules last June and has been working with licensees in regard to continuing education programs and credit awards. The Board has also been researching other states, national organizations, and other sources in regard to its definition of the practice of veterinary medicine. Many concerns have been raised about Internet practice, alternative therapies, floating teeth, etc. and will be addressed at future meetings.

APPENDIX A: RECEIPTS AND EXPENDITURES BY PROFESSION								
for Fiscal Years 1997 through 2000								
Profession	Fiscal Year 97		Fiscal Year 98		Fiscal Year 99		Fiscal Year 00	
	Receipts	Expenditures	Receipts	Expenditures	Receipts	Expenditures	Receipts	Expenditures
Acupuncture	1,365	7,700	8,580	10,027	1,922	10,705	8,065	11,307
Athletic Trainers	NR	NR	NR	NR	5,600	7,100	640	7,876
Dietitian	3,725	6,803	4,266	10,195	7,095	10,046	6,395	11,019
Hearing Aid	1,425	13,056	8,920	12,028	1,325	12,985	7,140	13,950
Naturopathic Physician	21,600	5,989	(6,680)	7,169	7,065	7,804	1,240	8,570
Occupational Therapy	15,521	9,487	21,571	12,051	17,034	12,974	29,130	17,488
Physical Therapy	44,549	31,277	8,623	32,324	120,860	32,552	8,800	34,135
Psychoanalyst	64,365	8,144	1,405	12,184	13,060	11,732	4,728	12,078
Social Workers	3,430	22,681	69,010	26,436	6,100	27,323	76,596	32,391
Tattooist	680	4,893	1,615	6,841	4,465	7,536	3,015	14,384
Subtotal -Advisor Groups	156,660	110,030	117,310	129,255	184,526	140,757	145,749	163,198
Accountancy	140,142	36,663	6,065	39,262	15,610	40,039	87,307	43,783
Architect	61,890	37,239	4,375	39,668	55,330	37,967	6,280	36,106
Auctioneer	20,279	22,617	2,765	24,718	32,511	26,478	1,985	28,982
Barber	18,028	12,274	*	*	*	*	*	*
Boxing	996	1,953	1,890	1,273	1,277	1,454	498	6,025
Chiropractic	50,516	21,299	2,200	25,825	42,235	24,975	4,300	25,354
Cosmetology	29,875	93,809	172,303	119,704	27,775	117,480	175,277	128,733
Dental	8,801	70,079	93,355	67,934	4,615	66,800	153,748	77,109
Engineer	89,031	97,240	12,273	99,834	207,615	92,297	15,615	104,375
Funeral Service	3,134	45,639	66,414	35,045	42,194	47,958	69,687	40,527
Land Surveyor	45,952	31,862	2,345	26,734	44,673	29,919	785	28,979
Marriage & Family	5,520	2,360	*	*	*	*	*	*
Mental Health Counselor	55,200	21,498	10,305	67,088	102,602	51,088	5,710	60,183
Motor Vehicle Racing	3,885	2,071	9,025	6,764	3,100	3,935	10,330	3,718
Nursing	614,377	430,554	276,427	442,423	666,500	455,786	287,874	496,940
Nursing Home Admin	1,975	12,591	25,510	14,412	460	13,302	8,525	17,868
Optician	24,642	9,303	1,605	12,156	28,768	13,127	1,315	12,927
Optometry	21,085	8,724	5,410	11,762	32,855	12,465	6,165	14,124
Osteopath	23,812	12,860	2,555	16,057	32,735	17,217	2,030	17,667
Pharmacy	55,595	60,779	102,474	68,186	45,905	71,347	132,424	80,571
Private Detective	64,700	35,315	21,570	38,527	70,665	44,086	16,792	42,497
Psychology	4,312	62,060	140,156	67,931	6,353	59,126	144,770	59,560
Psychotherapist	33,025	11,497	*	*	*	*	*	*
Radiologic Tech.	42,005	20,851	5,476	22,711	48,494	23,460	7,736	30,861
Real Estate Appraiser	75,940	21,894	(1,840)	20,549	66,994	21,707	8,215	27,687
Real Estate Comm.	56,113	199,383	359,505	164,069	113,195	172,617	356,775	188,668
Veterinary	95,878	38,178	13,332	31,166	88,564	30,566	14,591	32,986
Subtotal - Boards/Comm.	1,646,708	1,420,592	1,335,495	1,463,798	1,781,025	1,475,196	1,518,734	1,606,230
GRAND TOTAL	1,803,368	1,530,622	1,452,805	1,593,053	1,965,551	1,615,953	1,664,483	1,769,428

NR = Not Regulated

* = Barbers & Cosmetology were merged into a single board, as was Marriage & Family Therapy, Psychotherapy & Mental Health Counselors.

APPENDIX B: LICENSEES BY PROFESSION						
As of July 1, 2000						
Profession	Resident	Non-Resident	Total FY00	Total FY99	Total FY98	Total FY97
Accountancy						
CPA's	663	266	929	964	905	835
RPA's	0	12	12	15	25	15
Firms	123	144	267	291	286	272
Acupuncturist						
Registered	RR	RR	RR	24	24	56
Licensed	45	17	62	59	48	34
Architects	296	837	1,133	1,026	1,092	1,003
Athletic Trainers	58	4	62	56	NR	NR
Auctioneers	211	131	342	317	384	352
Barbers						
Masters	186	11	197	192	206	198
Apprentices	NR	NR	NR	RR	16	28
Shops	95	-	95	92	95	97
Boxing	1	-	1	1	1	1
Chiropractic	142	110	252	222	265	244
Cosmetology						
Cosmetologists	2,556	284	2,840	3,047	2,890	3,152
Shops	706	-	706	736	689	911
Schools	5	-	5	6	4	5
Manicurists	126	16	142	37	90	81
Estheticians	24	8	32	25	18	31
Dental						
Dentists	357	167	524	569	555	556
Hygienists	474	112	586	598	586	612
Assistants - Certified	55	4	59	55	52	55
Assistants - Traditional	373	26	399	403	379	384
Assistants - Trainee	53	11	64	27	46	54
Dietitians	60	6	66	86	79	89
Engineers						
Professional Engineers	736	2,362	3,098	3,299	2,894	3,425
Engineering Interns	562	592	1,154	1,008	986	794
Funeral						
Funeral Directors	138	11	149	164	157	176
Establishments	35	31	66	67	66	69
Embalmers	98	10	108	123	123	147
Hearing Aid Dispensers	42	9	51	71	64	65
Land Surveyors	179	100	279	273	299	292
Marriage & Family Therapists	20	1	21	15	17	10
Mental Health Counselor, Clinical	368	30	398	340	339	277
Motor Vehicle Racing	11	-	11	12	11	7
Naturopathic Physician	15	51	66	45	24	11
Nursing						
RN's	5,909	1,891	7,800	7,071	7,388	6,720
LPN's	1,605	279	1,884	2,136	1,986	2,157
Nurse Assistants	4,481	541	5,022	4,191	5,446	4,399
Nurse Practitioner	360	88	448	409	416	353
Nursing Home Administrator	64	18	82	98	90	118
Occupational Therapy						
Occupational Therapists	153	39	192	216	172	186
Occupational Therapist Assistants	47	12	59	61	43	40

APPENDIX B: LICENSEES BY PROFESSION						
As of July 1, 2000						
Profession	Resident	Non-Resident	Total FY00	Total FY99	Total FY98	Total FY97
Opticians						
Opticians	77	26	103	95	66	89
Optician Trainee	34	4	38	30	21	30
Optometry	75	31	106	106	110	100
Osteopathy						
Osteopaths	43	72	115	104	115	100
Limited Temporary	3	1	4	2	3	3
Pharmacy						
Pharmacists	399	394	793	831	782	789
Institutional Drug Outlet	--	--	--	--	4	-
Institutional Pharmacy	--	17	17	17	17	17
Retail Pharmacy	137	--	137	138	135	136
Wholesale Drug Outlet	3	321	324	339	286	274
Drug Research Programs	4	--	4	4	4	4
Physical Therapy						
Physical Therapists	557	293	850	757	947	846
Physical Therapists Assistants	85	80	165	146	185	165
Private Detectives						
Private Detective Agency	12	53	65	58	61	53
Security Guard Agency	2	14	16	14	24	18
Combination Agency	4	31	35	31	37	32
Guard/Detective Employees	530	474	1,004	1,176	1,139	648
Psychoanalysts	13	113	126	113	123	113
Psychology						
Psychologist - M.A.	200	12	212	220	215	203
Psychologist - Ph.D.	253	69	322	336	315	333
Psychotherapists	333	12	345	275	491	437
Radiologic Technology						
Radiography	408	101	509	426	449	397
Radiation Therapy	21	6	27	22	19	15
Nuclear Medicine	32	13	45	37	41	35
Limited Licensure	13	--	13	15	18	18
Real Estate Appraisers						
State Licensed	46	3	49	42	45	37
Certified Residential	88	16	104	100	112	108
Certified General	82	41	123	118	127	117
Real Estate						
Brokers	1,097	114	1,211	1,460	1,410	1,714
Salespersons	755	50	805	955	883	1,049
Offices	323	33	356	397	391	419
Clinical Social Workers	478	98	576	592	539	507
Tattooist				37	49	24
Tattooists	43	7	50			100
Tattooist Shops	13	-	13			26
Veterinarians	277	254	531	466	551	477
TOTALS	27,872	10,984	38,856	37,906	38,970	37,744

* Regulation Repealed 6/30/97

APPENDIX C: EXAMINATION AND NEW LICENSE/REGISTRATION ACTIVITY DATA						
July 1, 1999 - June 30, 2000						
Type of License	# Taking Exam	# Passing	Percent Pass Rate	Newly Licensed* by Examination	Newly Licensed* by Endorsement	Registered
Accountancy						
CPA	**	**	**	43	29	-
RPA	**	**	**	-	-	-
Firms	n/a	n/a	n/a	-	-	25
Acupuncturist						
Registered	***	***	***	-	-	-
Licensed	-	-	-	3	9	-
Architect	**	**	**	10	77	-
Athletic Trainers	**	**	**	5	-	-
Auctioneers	n/a	n/a	n/a			
Barber						
Master	**	**	**	5	1	-
Apprentice	n/a	n/a	n/a	****	****	****
Shops	n/a	n/a	n/a	-	-	4
Chiropractic	**	**	**	18	-	-
Cosmetology						
Cosmetologist	**	**	**	63	34	-
Esthetician	**	**	**	7	3	-
Manicurist	**	**	**	26	8	-
Shop	n/a	n/a	n/a	-	-	72
Schools	n/a	n/a	n/a	-	-	-
Dental						
Dentist	20	20	100	20	-	-
Hygienist	41	41	100	20	10	-
Assistants-Certified	n/a	n/a	n/a	14	-	-
Assistant-Traditional	n/a	n/a	n/a	-	-	71
Assistants - Trainee	n/a	n/a	n/a	-	-	49
Dietitians	**	**	**	10	-	-
Engineers						
Engineers	61	26	42	37	97	--
Engineer Intern	106	77	72	77	-	--
Funeral Service						
Director	7	7	100	-	-	-
Embalmers	3	3	100	-	-	-
Establishment	n/a	n/a	n/a			
Hearing Aid Dispenser	5	5	100	5	-	-
Land Surveyor	7	4	57	-	-	-
Marriage & Family Therapist	1	1	100	1	-	-
Mental Health Counselor	73	65	89	42	-	-
Motor Vehicle Racing						
Naturopathic Physician	**	**	**	20	1	-
Nursing						
RN's	177	145	81	160	556	-
LPN's	54	50	92	41	81	-
LNA's	701	688	48	597	105	702
Nursing Home Admin.	12	12	100	7	5	12
Occupational Therapy						
Occupational Therapist	**	**	**	10	9	-
Occupational Therapy Assistant	**	**	**	11	3	-

APPENDIX C: EXAMINATION AND NEW LICENSE/REGISTRATION ACTIVITY DATA						
July 1, 1999 - June 30, 2000						
Type of License	# Taking Exam	# Passing	Percent Pass Rate	Newly Licensed* by Examination	Newly Licensed* by Endorsement	Registered
Optician						
Optician	**	**	**	3	4	-
Optician Trainee	n/a	n/a	n/a	-	-	-
Optometry	-	-	-	1	4	-
Osteopaths						
Osteopath	-	-	-	3	7	-
Limited Temporary	n/a	n/a	n/a	4	-	-
Pharmacy						
Pharmacists	**	**	**	17	22	--
Institutional Outlet	n/a	n/a	n/a	-	-	-
Institutional Pharmacy	n/a	n/a	n/a	-	-	-
Retail Pharmacy	n/a	n/a	n/a	-	-	8
Wholesale Drug	n/a	n/a	n/a	-	-	53
Drug Research	n/a	n/a	n/a	-	-	-
Physical Therapy						
Physical Therapist	58	43	74	24	32	-
Physical Therapy Assistant	9	7	77	5	7	-
Private Detective						
Detective Agency	7	7	100	7	-	-
Security Agency	1	1	100	1	-	-
Combination Agency	1	1	100	1	-	-
Guard/Detective Employee	n/a	n/a	n/a			
Psychoanalyst	n/a	n/a	n/a	-	6	-
Psychology						
Doctorate	10	5	50	7	16	-
Master	20	11	55	10	-	-
Psychotherapist, Non-licensed	n/a	n/a	n/a			
Radiologic Technology						
Radiography	**	**	**	20	45	--
Radiation Therapy	**	**	**	-	3	-
Nuclear Medicine	**	**	**	2	2	-
Limited Licensure	-	-	-	1		-
Real Estate Appraiser						
State Licensed	2	2	100	2	-	-
Cert. Residential	-	-	-	-	-	-
Cert. General	0	0	0	-	-	-
Real Estate						
Brokers	39	26	67	23	8	-
Salespersons	241	118	49	110	12	-
Offices	n/a	n/a	n/a			
Social Worker, Clinical	22	20	90	23	17	-
Tattooist						
Tattooist	n/a	n/a	n/a	-	-	10
Tattooist Shop	n/a	n/a	n/a	-	-	13
Veterinary						
Veterinary	**	**	**	15	13	-
TOTALS	1,678	1,385		1,531	1,226	1,019

* The term "licensed" is used to reference persons who received either licenses or certification, as is variously required by regulated professions.
** These professionals have a national exam; the Office of Professional Regulation is not involved in its administration.
*** As of 7/1/97 the Registration provision was repealed, all acupuncturists must apply to be licensed

**** Regulation Repealed 6/30/97
-- Denotes no exam activity for fiscal year
n/a Denotes no exam required

APPENDIX D:

ANALYSIS OF COMPLAINT ACTIVITY*
for Fiscal Years 1995 through 1999

Profession	# Open Cases at the Beginning of Fiscal Year							# New Cases Received During the Fiscal Year						# Cases Closed without Disciplinary Action						# Cases Closed With Disciplinary Action					
	1995	1996	1997	1998	1999	2000	2001	1995	1996	1997	1998	1999	2000	1995	1996	1997	1998	1999	2000	1995	1996	1997	1998	1999	2000
Accountancy	16	16	7	5	4	1	4	8	4	3	3	2	6	6	7	4	4	5	3	2	6	1	--	--	--
Acupuncture	--	--	--	1	--	--	--	--	--	1	--	--	--	--	--	--	1	--	--	--	--	--	--	--	--
Architect	10	10	7	8	3	--	--	3	2	2	--	--	--	1	5	--	5	3	--	--	2	--	1	--	--
Athletic Trainers	NR	NR	NR	NR	NR	--	--	NR	NR	NR	NR	--	--	NR	NR	NR	NR	--	--	NR	NR	NR	NR	--	--
Auctioneer	19	15	11	7	1	3	1	8	4	2	5	7	2	6	4	4	8	3	2	6	4	2	1	2	2
Barber	--	--	2	3	1	--	--	--	2	1	1	--	--	--	--	--	3	1	--	--	--	--	--	--	--
Boxing	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Chiropractic	17	15	12	14	8	5	4	7	8	5	4	6	4	7	9	3	9	5	3	2	2	--	1	4	2
Cosmetology	14	9	16	9	9	4	6	4	11	1	8	8	6	7	2	6	7	13	3	2	2	2	1	--	1
Dental	15	23	30	31	26	21	10	24	30	29	17	15	21	15	21	26	17	16	27	1	2	2	5	4	5
Dietitian	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Engineer	17	13	18	20	15	7	8	5	6	6	7	2	6	7	1	4	6	10	5	2	--	--	3	--	--
Funeral Service	8	11	9	15	5	7	5	7	5	12	3	9	6	3	6	6	12	5	4	1	1	--	1	2	4
Hearing Aid	27	22	22	5	--	2	2	6	1	1	2	4	2	--	1	18	7	2	2	11	--	--	--	--	--
Land Surveyor	8	14	11	10	6	8	8	14	7	13	5	8	7	7	8	10	7	4	7	1	2	4	2	2	--
Marriage & Family	--	--	--	1	1	1	1	--	1	1	--	1	--	--	1	--	--	1	--	--	--	--	--	--	--
Mental Health Coun.	5	3	9	11	10	3	4	2	8	3	5	2	6	4	2	1	6	6	2	--	--	--	--	3	3
Motor Vehicle	--	--	--	--	--	--	--	--	--	--	--	--	1	--	--	--	--	--	1	--	--	--	--	--	--
Naturopathic Phy.	NR	NR	--	3	--	1	--	NR	NR	3	--	1	2	NR	NR	--	3	--	2	NR	NR	--	--	--	1
Nursing	116	123	142	152	91	73	103	70	128	151	146	127	125	30	48	88	112	61	41	33	61	53	88	84	54
Nursing Home Adm.	2	7	8	5	4	5	4	5	1	--	2	4	3	--	--	3	1	1	1	--	--	--	1	2	3
Occupational Ther.	--	--	1	1	--	--	--	--	1	--	--	--	--	--	--	--	1	--	--	--	--	--	--	--	--
Optician	2	1	1	1	2	--	--	1	--	2	2	1	--	2	--	2	1	2	--	--	--	--	1	--	--
Optometry	6	1	1	1	2	4	1	1	1	--	2	4	1	6	1	--	--	1	4	--	--	--	1	1	--
Osteopath	10	12	6	6	2	3	5	4	2	4	4	4	8	1	8	3	8	3	5	1	--	1	--	--	1
Pharmacy	18	21	18	14	16	8	8	16	9	10	18	9	10	9	7	9	17	10	7	4	5	5	1	7	3
Physical Therapy	2	2	3	2	--	3	1	1	2	2	--	4	--	1	1	2	2	1	1	--	--	1	--	--	1
Private Detective	3	10	17	20	16	10	8	17	18	7	9	11	12	6	6	3	11	10	6	4	5	1	2	7	8
Psychoanalyst	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Psychology	20	18	28	17	21	14	8	13	25	6	15	12	13	12	10	15	11	16	18	3	5	2	--	3	1
Psychotherapist	--	1	3	3	6	1	7	1	2	2	5	3	8	--	--	1	2	5	2	--	--	1	--	2	--
Radiologic Tech.	--	--	2	2	1	--	1	--	2	1	4	--	1	--	--	1	4	--	--	--	--	--	1	1	--
Real Estate Appr.	23	16	13	12	5	4	2	9	8	2	1	6	5	15	11	2	8	6	6	1	--	1	1	1	1
Real Estate Comm.	71	83	85	60	38	48	51	69	73	66	58	50	66	50	60	77	60	32	49	7	11	14	18	8	14
Social Workers	4	4	11	8	7	4	5	9	8	2	8	5	7	7	1	3	6	6	2	2	--	2	1	2	4
Tattooist	NR	NR	--	2	2	1	1	NR	NR	2	1	3	2	NR	NR	--	1	4	2	NR	NR	--	--	--	--
Veterinary	9	13	17	13	5	4	10	12	11	12	5	5	11	6	5	14	11	5	3	2	2	2	1	1	2
TOTAL	442	463	510	462	307	245	268	316	380	352	340	313	341	208	225	305	351	237	208	87	108	95	129	137	110

FY 95 is Estimated Data NR = Not a Regulated profession at that time *includes both disciplinary and unauthorized practice cases

APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS

As of June 30, 2000

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Glynn Pellagrino	Acupuncture Advisors	Alexander Johnston
Christopher Liddle, Chair Rebecca Arnold Robert Meyer Jack Anderson	Board of Architects	Jay Ancel, Secretary Arnold Aho Janet Stackpole
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APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS

As of June 30, 2000

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