

1 **NCITLB Special Called Board Meeting**
2 **Location: Zoom**
3 **Monday, January 11, 2021 – 3:00 pm**

4 Board Members Present: Donnie Dove, Cheryl White-Smith, Kevin Earp, Dave Litman, Beverly
5 Woodel, Pam White, Lauren Pruett

6 Board Members Absent: Jim Sewell, Jeff Trader

7 Staff Present: John Green, Cyndi Sosa

8 Interpreters: Emily Jones

9 Called to order 3:04pm

10 Conflict of interest statement discussed, and no conflicts heard.

11 With 7 Board members present there is a quorum.

12 Donnie asks everyone to review the minutes from December 16, 2020.

13 **MOTION JANUARY 2021-01 (Beverly Woodel) I move that the board accepts the December**
14 **16, 2020 minutes as read, (Donnie Dove) recognizes motion, (Kevin Earp) seconds motion. No**
15 **discussions. All in favor. Minutes approved.**

16 Donnie confirmed everyone understands this meeting is about the permanent rule change for
17 CEU requirements and asked John to share his screen. John shared document and highlighted
18 the proposed language for 21 NCAC 25, 0501. John mentioned this is his draft however another
19 year can be added if board thinks the time proposed may not be sufficient.

20 Donnie asked if everyone has read through proposal. Donnie opened floor for discussion. No
21 questions, no discussions? Dave asked if it's acceptable to do online learning to satisfy the in-
22 person requirement? He said it feels like a temporary fix to a long-term problem. Donnie
23 agrees with Dave, this is an ongoing problem, but he doesn't agree with supporting a fully
24 online CEU requirement without a timeline.

25 Kevin agrees and has a concern that this additional year might not be enough. He feels this
26 might continue to be an issue for another 2-3 years. Kevin suggests setting it up and adding
27 2023-2024 licensure year. He feels that would cover the board for having to come back each
28 year to do this.

29 Donnie adding to Kevin's point, asked if he was saying that it would lapse in 2024 and then go
30 back to its original format? Kevin said yes, that is what he is proposing.

31 John shared the document on his screen again. John confirmed, we can add another year.
32 John edited his document to show an example with Kevin's idea to add another year. John said
33 if COVID has died down by 2024, then in 2025 the paragraph will not apply anymore and the

1 rule will automatically be taken away during periodic rules review when it is tagged as no longer
2 applying. John is happy to answer questions anyone has.

3 Lauren said she appreciates the full stop on the 2025 date to not allow the accrual of CEUs for
4 2024. She likes that piece that's added in there. Donnie agrees.

5 Donnie said, in 2023 there will be a new board and what if they want to cancel the rule? Can
6 they or will they be stuck with the rule? John said they can change the rule if they want to.

7 Beverly added, dreaming COVID has gone away during this time period, can the licensee choose
8 to take in-person CEU's? John said yes, the licensee can always take in-person CEU's if they can
9 find them, but many cannot find in-person courses available right now. Once in-person classes
10 resume, licensees can take them all in person if they choose to do so.

11 Kevin summarized his understanding of what was discussed. This will continue to allow online
12 CEU's up to 2024 and then after 2024 it will go back to 1 CEU online and 1 CEU in person. If
13 COVID carries on beyond 2024-2025 we can always go back and make modifications and if
14 things go back to normal, we can always do a rule change.

15 David suggested writing a rule that doesn't include a year, maybe like a stand-alone rule,
16 something that says where we are impacted by a pandemic, people are allowed to receive CEU
17 credits online until it is safe to receive credit in person. John said his concern with this would
18 be once the executive order is withdrawn, there could be lag time before courses are available.
19 People in remote areas might have a hard time finding classes to satisfy their in-person
20 requirement. The incoming board might then have to extend the rule. John's recommendation
21 is to assign the rule to years rather than let it run on the basis of a pandemic. John suggests in
22 the future if there is another crisis we just proceed with a temporary rule.

23 John mentioned in light of Caitlin being out maternity leave, the board may wish to consider a
24 motion to make him the Board's temporary Rule-making Coordinator until March 15, 2021 so if
25 the rule change is approved John has the authority to carry it out for publication and public
26 comment. John explained to the board what they were voting for with this motion. He said as
27 temporary Rule-making Coordinator he can complete the forms, make non-substantial changes,
28 sign the forms and submit the proposed amended rule to the RRC for publication in the N.C.
29 Register. David said he has no problem with non-substantial changes being made but asks that
30 the board be kept in the loop on any changes made. John confirmed the board would be
31 informed.

32 **MOTION JANUARY 2021-02 (Pam White) I move that John Green, the Board's legal counsel,**
33 **be made the Board's temporary rule-making Coordinator until March 15, 2021. (Kevin Earp)**
34 **seconds motion. No discussions. All in favor. Motion passed.**

35 Donnie asked if anyone had any questions or anything to add to the discussion on the proposed
36 permanent rule change. Cheryl mentioned line 22 on the document John was sharing would

1 need to be changed to 2024-2025 if we add an additional year. John agreed and said yes, it
2 would be changed. No further input or questions from the board.

3 **MOTION JANUARY 2021-03 (Kevin Earp) I move that the Board propose for adoption the**
4 **revised Rule 21 NCAC 25 .0501, publish it in the N.C. Register, and authorize the Board's legal**
5 **counsel and staff to take all necessary action for it to return to the Board at a later meeting**
6 **for consideration of any public comment regarding it and for possible adoption of it by the**
7 **Board. (Beverly Woodel) seconds motion.**

8 Donnie asked if there is any further discussion before we vote and Cheryl asked if we are going
9 through 2023-2024? John confirmed and highlighted the rule change shared on his screen to
10 make sure everyone understands the dates involved. John confirmed during the 2024-2025
11 licensure year they go back to half of the credits being in person. Donnie asked if there is any
12 additional discussion, no further discussion.

13 **Board moved to adjourn. Everyone in favor. Motion passed.**

14 Meeting adjourned 3:48 pm.