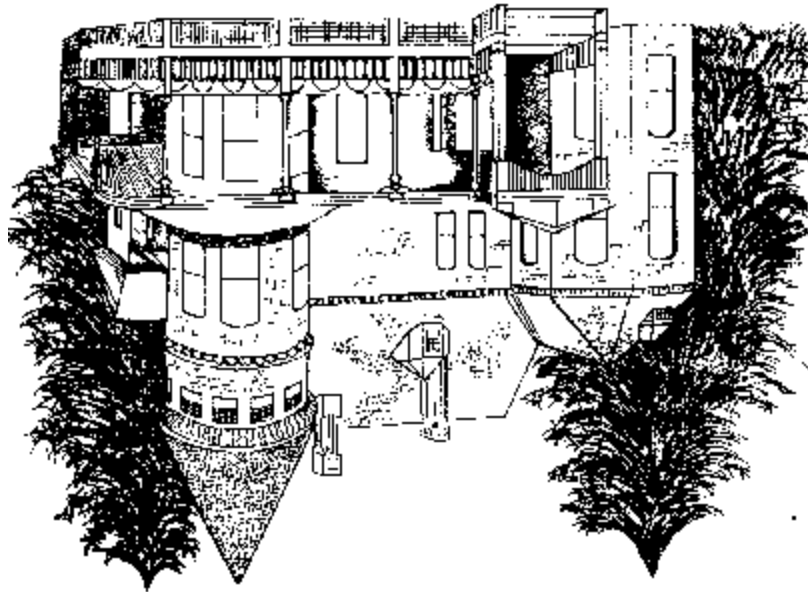


**Vermont Secretary of State
Office of Professional Regulation**

**Twentieth Annual Report
on
Professional Licensing**



Deborah L. Markowitz, Secretary of State

Jessica G. Porter, Director

November 2001

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Published by:

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A note to the reader:

26 V.S.A. §3106(a) requires the Director of the Office of Professional Regulation to prepare a concise report on the activities of all regulatory programs supported by the Office. This is the Twentieth Annual Report, providing information on regulatory programs for 39 professions and occupations administered under the Secretary of State and for the fiscal year ending June 30, 2001. Comments and suggestions are welcome. Write or call the Director, Office of Professional Regulation, c/o Secretary of State, 109 State Street, Drawer 09, Montpelier, Vermont 05609-1106, (802) 828-2363 or e-mail to opr@sec.state.vt.us.

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This report contains information regarding the following professions:

Accountancy	Naturopaths
Acupuncture	Nursing
Architects	Nursing Home Administrators
Athletic Trainers	Occupational Therapists
Auctioneer	Opticians
Barbers	Optometry
Boxing Control	Osteopathic Physicians and Surgeons
Chiropractic	Pharmacy
Cosmetology	Physical Therapists
Dental Examiners	Private Investigative & Security Services
Dietitians	Psychoanalyst
Electrolysis	Psychology
Professional Engineering	Psychotherapist, Non-licensed
Funeral Service	Radiologic Technology
Hearing Aid Dispensers	Real Estate Appraisers
Land Surveyors	Real Estate
Marriage & Family Therapists	Social Workers, Clinical
Clinical Mental Health Counselors	Tattooists
Midwives, Licensed	Veterinary
Motor Vehicle Racing	

**Director's Report
Fiscal Year 2001**

This Director's Annual Report for the Office of Professional Regulation (OPR, Office) covers Fiscal Year 2001 - July 1, 2000 through June 30, 2001. 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 2001, regulatory programs for 39 professions and occupations were supported and managed by the 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 2001 was about 11 months. The Office opened 24 more cases in FY 2001 than in FY 2000, which represents an increase in workload of about seven percent. The Office disposed of 28 more case in FY 2001 than in FY 2000, which was due to the efforts of all staff involved. Those efforts also resulted in FY 2001 in a 25 percent decrease from the previous year in cases over two years old.

In this report, we would like to specially acknowledge the dedication and professionalism of Office staff who handle the daily work of processing initial license and renewal applications, administering licensing examinations, answering questions from applicants and licensees, and providing staff support to licensing boards and advisors. Working with a total of nearly 40,000 licensees and nearly 40 boards and advisor groups, the staff manages a high volume of transactions in an expeditious and courteous manner. Without their hard work, the Office could not function. In alphabetical order, these staff members are: Bob Ashford, Peggy Atkins, Judith Churchill, Janice Hatch, Diane Lafaille, Carla Preston, Trish Rocque, Patty Sartelle, and Pat Skinner. We extend sincere thanks to all of them for jobs well done.

The management and staff of OPR will continue efforts to improve professional regulation in Vermont. In FY 2002, the Office will continue broad distribution of public information on the complaint process, pilot random inspections of barber shops, funeral homes and security guards, provide board training, improve the automated case tracking system used by the Office, and implement any new regulatory programs enacted during the legislative session.

For their continuing consultation and support of the professional regulation program, we acknowledge and express our appreciation to Secretary of State Deb Markowitz, Deputy Secretary Bill Dalton, the Office of the Attorney General, and Representative Cola Hudson and Senator William Doyle, who chair the respective Committees on Government Operations in the House and Senate.

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..... Respectfully submitted,
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Statutory Changes Discussed in FY 01 Legislative Session

During the FY 01 Legislative Session, a number of proposals for statutory changes were discussed as part of the Office’s annual review of professional regulation programs with the House and Senate Committees on Government Operations. **Although that review did not result in passage of H.501**, the bill remained in conference committee at the end of the session and will appear on the legislative calendar in January 2002. H. 501 provides the following:

1. General Modifications

- Expands and strengthens the mandatory reporting requirements for health care institutions.
- Ensures that professional licensing boards are made aware if a hospital takes action against licensed employees.
- Allows Director of OPR to issue subpoenas as well as board chairs and attorneys in disciplinary cases.
- Adds veterinarians to the list of emergency temporary licenses if the Governor declares a state of emergency.
- Clarifies the current practice of having the Attorney General participate in licensing application cases.
- Authorizes the chair of each board to grant continuances of scheduled hearings.

2. Modifications of Specific Licensing Statutes

Statutes for 10 professional regulatory programs were proposed for amendment in the 2001 Legislative Session and included:

Accountancy:

- Rewrite and housekeeping of the accountancy statutes based on the Uniform Accountancy Act. Updates language and removes outdated language not reviewed since 1995.
- Better defines “attest services” to make clear the scope of practice and those services requiring a license.
- Adds newly defined “attest services” as something that requires a license.

- Provides a better understanding of what may or may not be used in firm titles and what is misleading.
- Deletes a provision allowing for unlicensed practice by an applicant while waiting for the Board to act on an application.
- Allows other professionals to practice within their own professions and not be in violation of the Accountancy Act.
- Housekeeping as to makeup of the Board. Changes made to be consistent with the provisions of 3 V.S.A. § 129b and to account for the difficulty in finding an RPA member of the Board.
- Statutory reference within general powers and duties section has changed; language deleted to reflect current practices of OPR and Board of Accountancy.
- Discontinues the apprenticeship program for CPA licenses.
- Discontinues apprenticeship program for RPA licenses and allows time to phase out the RPA license.
- Removes or modifies outdated language clarifying requirements for out-of-state applicants.
- Removes the requirement for “direct” (on-site) supervision of staff. The public is still protected because the responsible licensee is held accountable for the firm’s actions, whether or not the licensee is present.
- Allows registration of the firm itself and a list of employees temporarily practicing within the state rather than individual registration of each CPA.
- Repeals statute regarding registration of nonresident firms after combining two into one simpler statute.
- Changes from the old triennial license renewal period to biennial renewal like all of the other OPR professions. Also makes clear that licenses lapsed for over 10 years without practice will be subject to initial licensing requirements.
- Removes duplicative unprofessional conduct language; adds or keeps language specifically applicable to the profession.
- Disciplinary matters changed to reflect the Board’s authority under Title 3 to issue a variety of sanctions and to clarify the appeals process.

- Makes clear that client-provided documents are the property of the client and must be returned on request.
- Provides that confidential documents may be disclosed for peer review.

Medical Practice:

- Changes terms put in last session from “managed care plan” to “HMO” as defined by BISHCA, so as not to encompass every insurer or the self-insured.
- Adds a licensed podiatrist to the Board and gives the physician assistant member full voting rights. Makes Board appointments five years in length like all other boards.
- Regarding HMO’s and medical directors, changes “managed care plan” to “HMO.”

Osteopathy:

- Changes definitions from “managed care plan” to “HMO.”
- Regarding HMO’s and medical directors, changes “managed care plan” to “HMO.”
- Established a limited osteopathic license for an osteopathic physician as a medical director of a managed health care plan.

Opticianry:

- Changes the name of the professional society to correctly reflect the current name. Brings Board appointments in line with the requirements of 3 V.S.A. § 129b for all OPR professions.
- Professional society’s name changed in board powers and duties section to reflect current name of society.

Radiologic Technology:

- Allows for a temporary license pending application approval if the applicant has applied by endorsement from another state.

Social Work:

- Adds to the list of approved supervisors of a social worker the licensed clinical mental health counselor or the licensed marriage and family therapist.

Dietitians:

- Allows temporary certification of dietitians while they are applying for permanent certification.

Tattooing and Body Piercing:

- Creates licensure for body piercers by adding it to the existing law regulating tattooists. Regulation is needed because of the danger of the spread of infectious diseases and blood- borne pathogens through this invasive procedure.
- Prohibits tattooing a minor. Prohibits body piercing on a minor except for ear piercing in the lower ear lobe.
- Includes authorization for rules to be adopted after consultation with the Department of Health, concerning sterilization, infection, and use of ear piercing guns.

Naturopathy:

- Adds definition of uncomplicated natural childbirth assisted by the naturopathic physician and expands medicines naturopathic physicians may give to their patients.
- Allows certain surgeries associated with childbirth (not cesarian sections).
- Adds requirement to report births and complete birth certificates.
- Authorizes Director to adopt rules on naturopathic childbirth which specifically address scope and practice standards, risk assessment criteria, informed consent, education requirements, peer review, and practice records.
- Requires each naturopathic physician to have a written plan for consultation, emergency transfer and transport.
- Requires the Department of Health the have a formulary of approved naturopathic medicines, to be reviewed and updated annually.
- Makes clear that a naturopathic physician still must not practice in areas where the licensee is not trained (e.g., childbirth).

Electrology:

- Changes term “shop” to “office” in definitions section.

- Allows the grandparenting of persons who have three years' work experience prior to July 1, 2001.
- Changes terms from "shop" to "office" in office registration section.
- Corrects a reference to a fee section overlooked last year; makes fees the standard fees found in Title 3.

4. New Programs

Because legislative review did not result in passage of H.501, no entries are included here for new professional regulatory programs or for revised programs reviewed during the 2001 Legislative Session.

H. 479 was another bill introduced but not enacted during FY 01. This bill proposes to establish a system for licensing persons who practice speech-language pathology and audiology. Under the bill, the Commissioner of Education would administer the application and renewal process for all licensees but would contract with the Secretary of State's Office for adjudicative, investigative, legal, and administrative services related to licensure and discipline of speech-language pathologists and audiologists.

**Statutory Revisions Identified in FY01
For Consideration in FY02**

General Modifications:

- S Amend 3 V.S.A. § 129(a)(6) (powers of boards; discipline process) to permit “piggyback” discipline of licensees who have been disciplined in other jurisdictions in any manner rather than in just the four types of disciplinary action currently listed in the statute.
- S Amend 3 V.S.A. § 814(d) to remove the requirement that professional misconduct occur during the time a Vermont license is operative.

Pharmacists: Repeal 26 V.S.A. § 1897 (posting of prescription prices), because the Agency of Human Services no longer publishes a list of the 100 most commonly prescribed prescription drugs.

Veterinarians: Propose legislation regarding (1) the filing of the teeth of horses, (2) immunity from liability of licensees who report suspected cases of cruelty to animals, (3) immunity from liability for Good Samaritan acts, (4) authority of Board to accept a certificate issued by the successor organization to the Education Commission for Foreign Veterinary Graduates.

Review of Specific Activity of Professions

Accountancy

The Board proposed major statutory revisions that were included in H.501, which was not passed in the 2001 session. Those proposed changes came about as a direct result of Uniform Accountancy Act and a national move for licensing conformance between states. The Board is also reviewing and revising their rules to parallel the proposed law revisions. The Board hopes that this legislature will pass their proposed statutory revisions in 2002. The profession of accountancy is changing rapidly and Vermont needs to be pro-active in order to stay competitive.

Acupuncture

The Director adopted rules relating to the practice of this profession. This is the first time that administrative rules for licensed acupuncturists have been promulgated since Chapter 75 of Title 26 was enacted in 1994.

Architect

The Board adopted rules requiring all architects, effective January 2001, to complete continuing education in order to renew their license.

Barbers and Cosmetologists

The Board has been doing random inspections on barber and cosmetology shops and has found a number of unlicensed shops and unlicensed employees plus numerous sanitation violations. The Board would like to see legislation that would allow the Board to issue citations for shop violations. The Board feels that it is non-productive to inspect the shops for violations when nothing is done when the shops are found to have violations. The Board would also like the authority to issue citations to shop owners who employ unlicensed persons because the Board realizes that the Attorney General's Office does not have time to prosecute unlicensed practice.

Chiropractic

The Legislative Committee on Administrative Rules approved the Final Proposed rules of the Board of Chiropractic. These rules have been adopted and became effective June 1, 2001.

Some of the key changes/additions: added language regarding continuing professional education requirements for renewal of licenses, and approval of continuing education programs; and requirements for minimal record keeping standards.

Dental

The Legislative Committee on Administrative Rules approved the Final Proposed Rules of the Board of Dental Examiners. These rules were adopted and became effective November 23, 2000. Some of the key changes/additions: the deletion of having to register dental assistant trainees; added language to allow for licensure as a dentist on the basis of credentials; repealed the day/hour requirement for active practice for a dental hygienist; added language for a special endorsement to take radiographs; clarifies that a traditional dental assistant cannot perform coronal polishing or apply dental sealants until he or she has worked as a traditional dental assistant for at least six consecutive months; clarified language that a dental oral prophylaxis shall be performed only by a licensed dentist or dental hygienist.

Dietitians

The Advisors met to discuss proposed changes to their laws and rules. The proposed legislative changes were included in H.501 which did not pass in the 2001 legislative session. The change would have allowed applicants to receive a temporary license while waiting to take the national examination.

Electrologists

The Advisors met to work on draft rules. Applications have been sent out for registration of electrologists and electrology shops.

Professional Engineering

The Board is reviewing its application process to determine methods of reducing the time it takes to process an application, and is considering using application records that are submitted via the National Council of Examiners for Engineering and Surveying (NCEES).

The Board acknowledged the efforts of the Vermont Agency of Transportation to implement a rotation program to help candidates become prepared, obtain well rounded, multifaceted engineering experience, and encourage licensure. The Board acknowledged that it is essential for candidates to have exposure to various aspects of civil engineering. The Board asked for updates on the program.

The Board has begun the process to host the 2002 Northeast Zone meeting and is working with members of the NCEES.

Funeral Service Board

The Funeral Service Board bid farewell to James Kavanagh, past chairman and long time member. He played a significant role in the development of the Board's current rules. He was replaced by John T. Coffin. The Board continued its review of the rules and continuing education policy.

Hearing Aid Dispensers

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

aid dispensers.

Land Surveyors

The Board drafted a new definition of Land Surveying. Efforts to change the Statute will continue into the next legislative session. The continuing education policy was also reviewed and revised during the year.

Allied Mental Health Practitioners

The Board filed proposed rules in June 2001. For the professions of clinical mental health counseling, marriage and family therapy, and psychotherapy, the rule provides general licensing and disciplinary information to applicants, licensees, roster entrants, and the public. The rules for the professions of mental health counseling, marriage and family therapy, and psychotherapy have not been updated since the Board was created by statute in 1997. Those rules were subsequently adopted, with an effective date of October 15, 2001.

Midwives

The Director in conjunction with the advisors, and members from the Department of Health, the Medical Society, the Nurse midwives, and others, worked diligently to write rules regarding the practice of midwifery. Those rules have now been proposed, and hope to be adopted during fiscal year 2002.

Motor Vehicle Racing Commission

The Commission is working on proposed legislation for the 2002 legislative session. The Commission has been inspecting racing facilities and fairs to insure that the public is being protected.

Naturopathic Physicians

The Advisors worked on draft legislation which was included in H.501. The proposed legislation, which did not pass the legislature in 2001, would have defined naturopathic childbirth and also outlined guidelines for rules relating to a special license endorsement to practice naturopathic childbirth. Naturopathic physicians were given authorization to apply for a DEA number from the Department of Drug Enforcement.

Opticians

The Board met quarterly during the year to review licensing applications and complaints. The Board is reviewing their laws and rules and will be proposing legislative changes for the 2002 session.

Pharmacy

The Board continued its review and proposed changes to its rules which were last amended on December

25, 1992. The Board utilized the Model Rule from the National Association of Boards of Pharmacy to become current with changes regarding Internet pharmacy, mailorder pharmacies, and the many other issues affecting pharmacy and public health. Updates were made with regard to licensure and examination procedures to agree with the current process involving computerized examinations. The Board recently completed its first draft and will present it for comment (via Vermont Interactive Television) prior to submitting it to the Legislative Committee on Administrative Rules.

The Vermont Board hosted the District I NABP/AACP Annual Meeting, which was held in Burlington, Vermont from 12 - 14 October 2000. The pharmacist members of the Board were present. All states within the district were represented, with the exception of Maine and Canada's provinces.

Private Investigative and Security Services

The Board has been applying new procedures for approving or denying applicants that have criminal records. The Board approved a new examination for qualifying agents. The Board's administrator was given authority by the Vermont Criminal Information Center to do criminal record checks on applicants applying for licensure as private investigators, security guards and qualifying agents. The Board is reviewing their laws and rules and are considering the possibility of mandating training for initial and renewal of private investigator and security guard licenses.

Psychology

The Board adopted new rules which took effect on July 1, 2001. The rule provides general information about the Board, information for applicants applying for licensure, and information for licensees about renewing their licenses, and about important practice topics. The Board through its hard work and diligence resolved all pending complaint cases.

Real Estate Appraisers

The Board of Real Estate Appraisers continued its support of the Association of Appraiser Regulatory Officials (AARO) by sending representatives to the meetings in Washington, DC and Atlanta, GA. The Board reviewed and approved a significant number of continuing education courses throughout the past year. The Appraisal Subcommittee (ASC) completed its field review in October 2000.

Real Estate Commission

The Commission reviewed its rules and is in the process of adopting some changes. Resulting changes were primarily designed to clarify existing rules and procedures. The Commission continued its support of the Association Real Estate Licensing Law Officials (ARELLO) by sending representation to its meetings.

Radiologic Technology

The Board continued its joint effort with the Board of Chiropractic to exempt chiropractors from the

Board's requirement to obtain ionizing privileges as an endorsement on their license. This exemption requires the Chiropractic Board to ensure safe radiographic practices.

Discussions took place with the Office of Professional Regulation and the Vermont Department of Health regarding inspection/evaluation of facilities. The Board continues to have discussions regarding its concerns with advent of new equipment, such as Bone Densitometers.

Tattooists

The Advisors did not meet this year as there were no issues that needed to be discussed by the Advisors.

Veterinary

The Board considered several issues with regard to alternative therapies, in particular floating horses' teeth. It was evident to the Board that the practice of equine dentistry needed clarification because it received differing opinions on the subject from two Assistant Attorneys General, concerning whether or not it constituted the practice of veterinary medicine. The Board established a policy to help clarify requirements for continuing education.

APPENDIX A: RECEIPTS AND EXPENDITURES BY PROFESSION - for Fiscal Years 1998 through 2001								
Profession	Fiscal Year 98		Fiscal Year 99		Fiscal Year 00		Fiscal Year 01	
	Receipts	Expenditures	Receipts	Expenditures	Receipts	Expenditures	Receipts	Expenditures
Acupuncture	8,580	10,027	1,922	10,705	8,065	11,307	1,830	11,376
Athletic Trainers	NR	NR	5,600	7,100	640	7,876	7,475	7,700
Dietitian	4,266	10,195	7,095	10,046	6,395	11,019	3,970	11,205
Electrolysis	NR	NR	NR	NR	NR	NR	600	30,280
Hearing Aid	8,920	12,028	1,325	12,985	7,140	13,950	3,170	14,535
Midwife, Licensed	NR	NR	NR	NR	NR	NR	1,600	31,443
Naturopathic Physician	(6,680)	7,169	7,065	7,804	1,240	8,570	11,276	9,431
Occupational Therapy	21,571	12,051	17,034	12,974	29,130	17,488	15,540	13,396
Physical Therapy	8,623	32,324	120,860	32,552	8,800	34,135	82,165	36,067
Psychoanalyst	1,405	12,184	13,060	11,732	4,728	12,078	17,375	12,386
Social Workers	69,010	26,436	6,100	27,323	76,596	32,391	6,165	30,801
Tattooist	1,615	6,841	4,465	7,536	3,015	14,384	6,680	14,122
Subtotal -Advisor Groups	117,310	129,255	184,526	140,757	145,749	163,198	157,846	222,742
Accountancy	6,065	39,262	15,610	40,039	87,307	43,783	27,670	47,466
Architect	4,375	39,668	55,330	37,967	6,280	36,106	91,273	47,009
Auctioneer	2,765	24,718	32,511	26,478	1,985	28,982	38,000	30,104
Barber	*	*	*	*	*	*	*	*
Boxing	1,890	1,273	1,277	1,454	498	6,025	1,383	1,089
Chiropractic	2,200	25,825	42,235	24,975	4,300	25,354	52,590	30,037
Cosmetology	172,303	119,704	27,775	117,480	175,277	128,733	40,649	114,722
Dental	93,355	67,934	4,615	66,800	153,748	77,109	9,865	82,262
Engineer	12,273	99,834	207,615	92,297	15,615	104,375	264,784	101,115
Funeral Service	66,414	35,045	42,194	47,958	69,687	40,527	7,270	37,726
Land Surveyor	2,345	26,734	44,673	29,919	785	28,979	56,575	34,016
Marriage & Family	*	*	*	*	*	*	*	*
Mental Health Counselor	10,305	67,088	102,602	51,088	5,710	60,183	90,160	68,558
Motor Vehicle Racing	9,025	6,764	3,100	3,935	10,330	3,718	4,950	3,313
Nursing	276,427	442,423	666,500	455,786	287,874	496,940	702,996	507,976
Nursing Home Admin	25,510	14,412	460	13,302	8,525	17,868	14,141	16,804
Optician	1,605	12,156	28,768	13,127	1,315	12,927	30,020	12,827
Optometry	5,410	11,762	32,855	12,465	6,165	14,124	27,335	13,088
Osteopath	2,555	16,057	32,735	17,217	2,030	17,667	32,265	18,540
Pharmacy	102,474	68,186	45,905	71,347	132,424	80,571	85,694	82,879
Private Detective	21,570	38,527	70,665	44,086	16,792	42,497	77,140	49,504
Psychology	140,156	67,931	6,353	59,126	144,770	59,560	7,030	73,566
Psychotherapist	*	*	*	*	*	*	*	*
Radiologic Tech.	5,476	22,711	48,494	23,460	7,736	30,861	56,606	32,904
Real Estate Appraiser	(1,840)	20,549	66,994	21,707	8,215	27,687	73,877	27,660
Real Estate Comm.	359,505	164,069	113,195	172,617	356,775	188,668	50,200	183,217
Veterinary	13,332	31,166	88,564	30,566	14,591	32,986	89,061	32,413
Subtotal - Boards/Comm.	1,335,495	1,463,798	1,781,025	1,475,196	1,518,734	1,606,230	1,931,534	1,648,795
GRAND TOTAL	1,452,805	1,593,053	1,965,551	1,615,953	1,664,483	1,769,428	2,089,380	1,871,537

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, 2001						
Profession	Resident	Non-Resident	Total FY01	Total FY00	Total FY99	Total FY98
Accountancy						
CPA's	681	290	971	929	964	905
RPA's	10	-	10	12	15	25
Firms	209	66	275	267	291	286
Acupuncturist						
Registered	RR	RR	RR	RR	24	24
Licensed	56	37	93	62	59	48
Architects	247	599	846	1,133	1,026	1,092
Athletic Trainers	51	7	58	62	56	NR
Auctioneers	161	95	256	342	317	384
Barbers						
Masters	159	11	170	197	192	206
Apprentices	NR	NR	NR	NR	RR	16
Shops	81	-	81	95	92	95
Boxing	1	-	1	1	1	1
Chiropractic	34	180	214	252	222	265
Cosmetology						
Cosmetologists	2,684	308	2,992	2,840	3,047	2,890
Shops	775	-	775	706	736	689
Schools	5	-	5	5	6	4
Manicurists	166	14	180	142	37	90
Estheticians	34	9	43	32	25	18
Dental						
Dentists	368	181	549	524	569	555
Hygienists	131	145	276	586	598	586
Assistants - Certified	55	11	66	59	55	52
Assistants - Traditional	388	27	415	399	403	379
Assistants - Trainee	**	**	**	64	27	46
Dietitians	72	9	81	66	86	79
Electrolysis						
Electrologist	0	0	0	NR	NR	NR
Electrolysis Shops	0	0	0	NR	NR	NR
Engineers						
Professional Engineers	788	2,630	3,418	3,098	3,299	2,894
Engineering Interns	778	780	1,558	1,154	1,008	986
Funeral						
Funeral Directors	132	17	149	149	164	157
Establishments	66	-	66	66	67	66
Embalmers	92	14	106	108	123	123
Hearing Aid Dispensers	49	11	60	51	71	64
Land Surveyors	165	88	253	279	273	299
Marriage & Family Therapists	20	5	25	21	15	17
Mental Health Counselor, Clinical	377	36	413	398	340	339
Midwife, Licensed	13	3	16	NR	NR	NR
Motor Vehicle Racing	10	1	11	11	12	11
Naturopathic Physician	16	70	86	66	45	24
Nursing						
RN's	5,600	1,428	7,028	7,800	7,071	7,388
LPN's	1,714	343	2,057	1,884	2,136	1,986
Nurse Assistants	3,589	407	3,996	5,022	4,191	5,446
Nurse Practitioner	373	78	451	448	409	416

APPENDIX B:**LICENSEES BY PROFESSION
As of July 1, 2001**

Profession	Resident	Non-Resident	Total FY01	Total FY00	Total FY99	Total FY98
Nursing Home Administrator	73	22	95	82	98	90

APPENDIX B: LICENSEES BY PROFESSION						
As of July 1, 2001						
Profession	Resident	Non-Resident	Total FY01	Total FY00	Total FY99	Total FY98
Occupational Therapy						
Occupational Therapists	184	51	235	192	216	172
Occupational Therapist Assistants	62	19	81	59	61	43
Opticians						
Opticians	73	16	89	103	95	66
Optician Trainee	28	2	30	38	30	21
Optometry	79	28	107	106	106	110
Osteopathy						
Osteopaths	43	54	97	115	104	115
Limited Temporary	2	-	2	4	2	3
Pharmacy						
Pharmacists	418	403	821	793	831	782
Institutional Pharmacy	17	-	17	17	17	17
Retail Pharmacy	137	-	137	137	138	135
Wholesale Drug Outlet	2	388	390	324	339	286
Drug Research Programs	4	-	4	4	4	4
Physical Therapy						
Physical Therapists	64	231	295	850	757	947
Physical Therapists Assistants	95	66	161	165	146	185
Private Detectives						
Private Detective Agency	16	40	56	65	58	61
Security Guard Agency	2	11	13	16	14	24
Combination Agency	9	19	28	35	31	37
Guard/Detective Employees	416	241	657	1,004	1,176	1,139
Psychoanalysts	14	115	129	126	113	123
Psychology						
Psychologist - M.A.	202	12	214	212	220	215
Psychologist - Ph.D.	270	80	350	322	336	315
Psychotherapists	234	6	240	345	275	491
Radiologic Technology						
Radiography	378	79	457	509	426	449
Radiation Therapy	19	3	22	27	22	19
Nuclear Medicine	32	9	41	45	37	41
Limited Licensure	13	-	13	13	15	18
Real Estate Appraisers						
State Licensed	39	3	42	49	42	45
Certified Residential	82	16	98	104	100	112
Certified General	76	32	108	123	118	127
Real Estate						
Brokers	1,139	135	1,274	1,211	1,460	1,410
Salespersons	837	61	898	805	955	883
Offices	339	36	375	356	397	391
Clinical Social Workers	536	112	648	576	592	539
Tattooist					37	49
Tattooists	42	2	44	50		
Tattooist Shops	16	-	16	13		
Veterinarians	279	219	498	531	466	551
TOTALS	26,421	10,411	36,832	38,856	37,906	38,970

RR= Regulation Repealed 6/30/97
 ** Regulation no longer required

APPENDIX C: EXAMINATION AND NEW LICENSE/REGISTRATION ACTIVITY DATA						
	# Taking	#	Percent	Newly Licensed*	Newly Licensed*	
Accountancy						
CPA	**	**	**	39	26	-
RPA	**	**	**	-	-	-
Firms	n/a	n/a	n/a	-	-	18
Acupuncturist						
Registered	***	***	***	***	***	***
Licensed	-	-	-	2	-	-
Architect	**	**	**	8	63	-
Athletic Trainers	**	**	**	10	1	-
Auctioneers	n/a	n/a	n/a	-	-	16
Barber						
Master	**	**	**	4	-	-
Apprentice	n/a	n/a	n/a	****	****	****
Shops	n/a	n/a	n/a	-	-	5
Chiropractic	**	**	**	22	-	-
Cosmetology						
Cosmetologist	**	**	**	56	46	-
Esthetician	**	**	**	8	5	-
Manicurist	**	**	**	26	12	-
Shop	n/a	n/a	n/a	-	-	-
Schools	n/a	n/a	n/a	-	-	-
Dental						
Dentist	22	22	100	18	4	-
Hygienist	28	28	100	19	9	-
Assistants-Certified	n/a	n/a	n/a	-	-	9
Assistant-Traditional	n/a	n/a	n/a	-	-	-
Assistants - Trainee	n/a	n/a	n/a	Registration No	Longer Required	-
Dietitians	**	**	**	8	-	-
Electrolysis						
Electrologist	n/a	n/a	n/a	-	-	-
Electrolysis Shops	n/a	n/a	n/a	-	-	-
Engineers						
Engineers	63	24	38	30	171	-
Engineer Intern	112	60	53	60	-	-
Funeral Service						
Director	**	**	**	3	3	-
Embalmers	**	**	**	1	2	-
Establishment	n/a	n/a	n/a			0
Hearing Aid Dispenser	6	6	100	6	2	-
Land Surveyor	23	14	61	3	3	-
Marriage & Family Therapist	-	-	-	2	2	-
Mental Health Counselor	57	45	79	50	1	-
Midwife, Licensed	**	**	**	16	-	-
Motor Vehicle Racing						
Naturopathic Physician	**	**	**	35	1	-
Nursing						
RN's	138	108	79	139	703	-
LPN's	79	76	96	72	88	-
LNA's	837	721	86	676	132	-
Nursing Home Admin.	7	7	100	7	2	-

APPENDIX C: EXAMINATION AND NEW LICENSE/REGISTRATION ACTIVITY DATA						
	# Taking	#	Percent	Newly Licensed*	Newly Licensed*	
Occupational Therapy						
Occupational Therapist	**	**	**	16	23	-
Occupational Therapy Assistant	**	**	**	18	5	23
Optician						
Optician	**	**	**	8	5	-
Optician Trainee	n/a	n/a	n/a	-	-	11
Optometry	-	-	-	6	3	-
Osteopaths						
Osteopath	-	-	-	1	6	-
Limited Temporary	n/a	n/a	n/a	-	-	-
Pharmacy						
Pharmacists	**	**	**	20	32	-
Institutional Outlet	n/a	n/a	n/a	-	-	-
Institutional Pharmacy	n/a	n/a	n/a	-	-	-
Retail Pharmacy	n/a	n/a	n/a	-	-	12
Wholesale Drug	n/a	n/a	n/a	-	-	86
Drug Research	n/a	n/a	n/a	-	-	-
Physical Therapy						
Physical Therapist	26	23	88	37	54	-
Physical Therapy Assistant	6	2	33	5	12	-
Private Detective						
Detective Agency	5	5	100	5	-	-
Security Agency	1	1	100	1	-	-
Combination Agency	1	1	100	1	-	-
Guard/Detective Employee	n/a	n/a	n/a	-	-	529
Psychoanalyst	n/a	n/a	n/a	-	6	-
Psychology						
Doctorate				14	10	-
Master				3	-	-
Psychotherapist, Non-licensed	n/a	n/a	n/a	-	-	44
Radiologic Technology						
Radiography	**	**	**	26	33	-
Radiation Therapy	**	**	**	-	2	-
Nuclear Medicine	**	**	**	1	3	-
Limited Licensure	-	-	-	-	-	-
Real Estate Appraiser						
State Licensed	1	1	100	1	1	-
Cert. Residential	1	1	100	1	1	-
Cert. General	1	0	0	1	5	-
Real Estate						
Brokers	108	78	72	25	16	-
Salespersons	369	250	68	90	15	-
Offices	n/a	n/a	n/a	-	-	22
Social Worker, Clinical				30	31	-
Tattooist						
Tattooist	n/a	n/a	n/a	-	-	20
Tattooist Shop	n/a	n/a	n/a	-	-	5
Veterinary	**	**	**	16	20	-
TOTALS	1,891	1,473		1,646	1,559	800

* = The term "licensed" refers to persons who received either licenses or certification.

*** As of 7/1/97 the Registration provision was repealed.

- Denotes no exam activity for fiscal year

**These professionals have a national exam.

**** Regulation Repealed 6/30/97

n/a Denotes no exam required

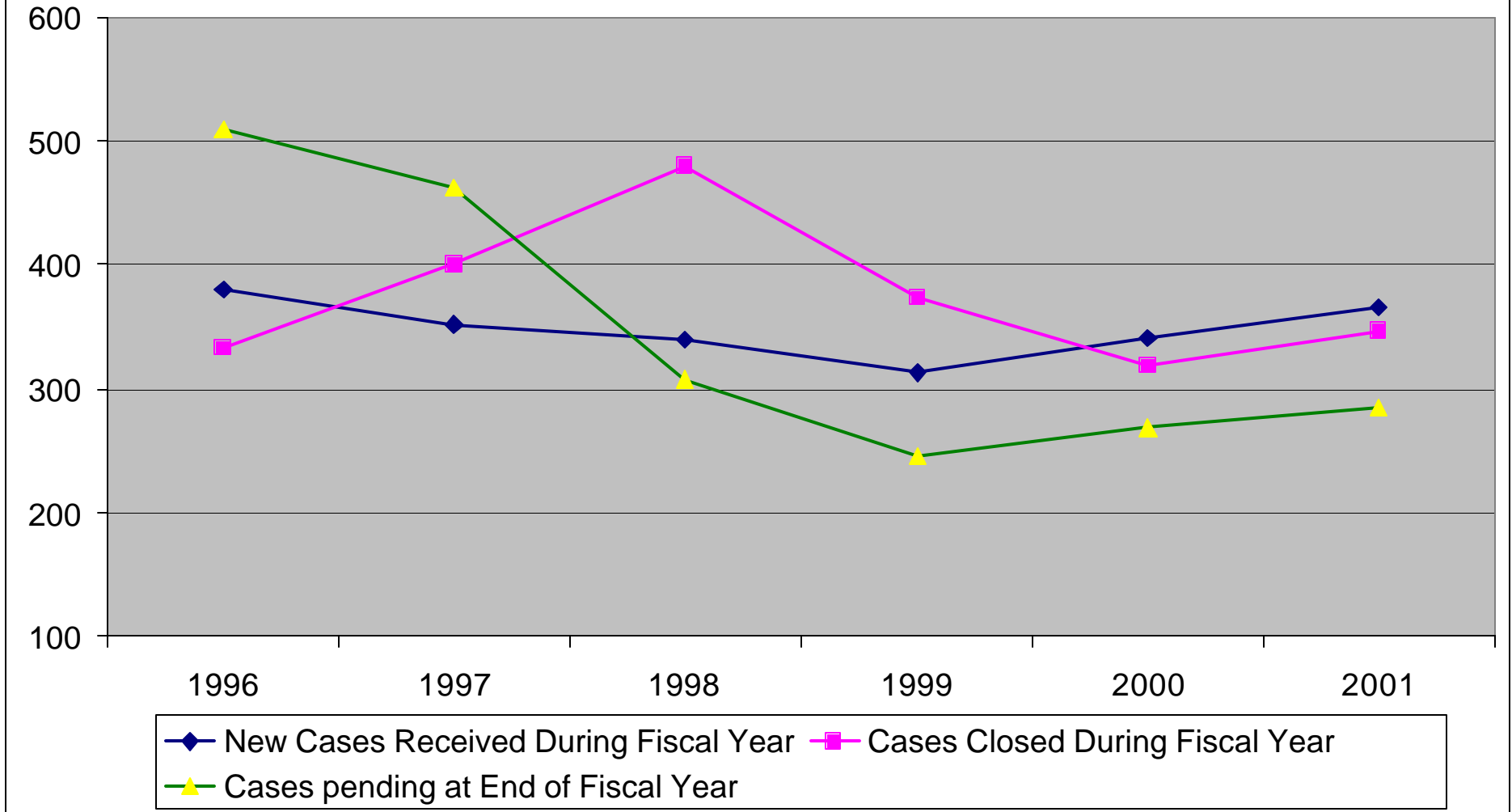
APPENDIX D: ANALYSIS OF COMPLAINT ACTIVITY* -- for Fiscal Years 1996 through 2001																									
Profession	Open Cases at the Beginning of Fiscal Year							New Cases Received During Fiscal Year						Cases						Cases Closed With Disciplinary Action					
	1996	1997	1998	1999	2000	2001	2002	1996	1997	1998	1999	2000	2001	1996	1997	1998	1999	2000	2001	1996	1997	1998	1999	2000	2001
Accountancy	16	7	5	4	1	4	4	4	3	3	2	6	3	7	4	4	5	3	--	6	1	--	--	--	3
Acupuncture	--	--	1	--	--	--	--	--	1	--	--	--	1	--	--	1	--	--	1	--	--	--	--	--	--
Alcohol/Drug Coun.	NR	NR	NR	NR	NR	1	4	NR	NR	NR	NR	NR	4	NR	NR	NR	NR	NR	1	NR	NR	NR	NR	--	--
Architect	10	7	8	3	--	1	--	2	2	--	--	--	1	5	--	5	3	--	1	--	1	--	--	--	1
Athletic Trainers	NR	NR	NR	NR	--	--	--	NR	NR	NR	--	--	--	NR	NR	NR	--	--	--	NR	NR	NR	--	--	--
Auctioneer	15	11	7	1	3	1	4	4	2	5	7	2	6	4	4	8	3	2	2	4	2	1	2	2	1
Barber	--	2	3	1	--	--	1	2	1	1	--	--	1	--	--	3	1	--	--	--	--	--	--	--	--
Boxing	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Chiropractic	15	12	14	8	5	4	7	8	5	4	6	4	5	9	3	9	5	3	2	2	--	1	4	2	--
Cosmetology	9	16	9	9	4	2	5	11	1	8	8	6	7	2	6	7	13	3	1	2	2	1	--	1	3
Dental	23	30	31	26	21	10	31	30	29	17	15	21	42	21	26	17	16	27	18	2	2	5	4	5	3
Dietitian	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Electrolysis	NR	NR	NR	NR	NR	NR	--	NR	NR	NR	NR	NR	--	NR	NR	NR	NR	NR	--	NR	NR	NR	NR	NR	--
Engineer	13	18	20	15	7	8	6	6	6	7	2	6	2	1	4	6	10	5	2	--	--	3	--	--	2
Funeral Service	11	9	15	5	7	5	1	5	12	3	9	6	5	6	6	12	5	4	4	1	--	1	2	4	5
Hearing Aid	22	22	5	--	2	2	2	1	1	2	4	2	1	1	18	7	2	2	--	--	--	--	--	--	1
Land Surveyor	14	11	10	6	8	8	9	7	13	5	8	7	7	8	10	7	4	7	4	2	4	2	2	--	2
Marriage & Family	--	--	1	1	1	1	1	1	1	--	1	--	--	1	--	--	1	--	--	--	--	--	--	--	--
Mental Health Coun.	3	9	11	10	3	4	1	8	3	5	2	6	6	2	1	6	6	2	9	--	--	--	3	3	--
Midwife, Licensed	NR	NR	NR	NR	NR	--	--	NR	NR	NR	NR	--	1	NR	NR	NR	NR	--	--	NR	NR	NR	NR	--	1
Motor Vehicle	--	--	--	--	--	--	--	--	--	--	--	1	--	--	--	--	--	1	--	--	--	--	--	--	--
Naturopathic Phy.	NR	--	3	--	1	--	--	NR	3	--	1	2	--	NR	--	3	--	2	--	NR	--	--	--	1	--
Nursing	123	142	152	91	73	103	101	128	151	146	127	125	147	48	88	112	61	41	53	61	53	88	84	54	96
Nursing Home Adm.	7	8	5	4	5	4	1	1	--	2	4	3	--	--	3	1	1	1	1	--	--	1	2	3	2
Occupational Ther.	--	1	1	--	--	--	1	1	--	--	--	--	1	--	--	1	--	--	--	--	--	--	--	--	--
Optician	1	1	1	2	--	--	--	--	2	2	1	--	--	--	2	1	2	--	--	--	--	--	1	--	--
Optometry	1	1	1	2	4	1	1	1	--	2	4	1	--	1	--	--	1	4	--	--	--	1	1	--	--
Osteopath	12	6	6	2	3	5	4	2	4	4	4	8	5	8	3	8	3	5	4	--	1	--	--	1	2
Pharmacy	21	18	14	16	8	8	13	9	10	18	9	10	17	7	9	17	10	7	8	5	5	1	7	3	4
Physical Therapy	2	3	2	--	3	1	2	2	2	--	4	--	1	1	2	2	1	1	--	--	1	--	--	1	--
Private Detective	10	17	20	16	10	8	9	18	7	9	11	12	7	6	3	11	10	6	4	5	1	2	7	8	2
Psychoanalyst	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--
Psychology	18	28	17	21	14	8	3	25	6	15	12	13	7	10	15	11	16	18	11	5	2	--	3	1	1
Psychotherapist	1	3	3	6	1	7	3	2	2	5	3	8	3	--	1	2	5	2	5	--	1	--	2	--	2
Radiologic Tech.	--	2	2	1	--	1	--	2	1	4	--	1	1	--	1	4	--	--	1	--	--	1	1	--	1
Real Estate Appr.	16	13	12	5	4	2	5	8	2	1	6	5	5	11	2	8	6	6	2	--	1	1	1	1	--
Real Estate Comm.	83	85	60	38	48	51	52	73	66	58	50	66	62	60	77	60	32	49	34	11	14	18	8	14	27
Social Workers	4	11	8	7	4	5	2	8	2	8	5	7	4	1	3	6	6	2	4	--	2	1	2	4	3
Tattooist	NR	--	2	2	1	1	1	NR	2	1	3	2	2	NR	--	1	4	2	1	NR	--	--	--	--	1
Veterinary	13	17	13	5	4	10	11	11	12	5	5	11	11	5	14	11	5	3	9	2	2	1	1	2	1

APPENDIX D: ANALYSIS OF COMPLAINT ACTIVITY* -- for Fiscal Years 1996 through 2001																									
Profession	Open Cases at the Beginning of Fiscal Year							New Cases Received During Fiscal Year						Cases						Cases Closed With Disciplinary Action					
TOTAL	463	510	462	307	245	266	285	380	352	340	313	341	365	225	305	351	237	208	182	108	95	129	137	110	164

NR = Not a Regulated profession at that time

*includes both disciplinary and unauthorized practice cases

Appendix E: Complaint Activity



APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS

As of June 30, 2001

Board of Public Accountancy

William Fisk, CPA, Chair
Claire Lavoie, CPA
Francine Chittenden, Public Member

Jeffrey Graham, CPA, RPA
Pamela Douglas, CPA

Acupuncture Advisors

Glynn Pellagrino

Alexander Johnston

Board of Architects

Christopher Liddle, Chair
Rebecca Arnold
Robert Meyer, Secretary

Edward Wolfstein
Arnold Aho
Janet Stackpole

Athletic Trainer Advisors

Leo LaBonte

Denise Alosa

Board of Barbers and Cosmetology

Gregory Josselyn
Madeline Roy
Josephine Thomas

Janice Crossan
Dolores Martineau

Boxing Control Advisors

None

Board of Chiropractic

Julia McDaniel,, DC, Chair
Denise Natale, DC
Father Raymond Giroux

Sean Mahoney, DC, Vice-Chair
Philippa Maloney

Board of Dental Examiners

David Averill, DDS, Chairperson
Randall Miller, DDS
Linda Retchin, RDH
Gertrude Hodge

Katherine Silloway, D.D.S.
James Wright, D.D.S.
Dorothy Wootton, RDH
Charles Bowen, DMD

Dietitians Advisors

Priscilla Roberts Carpenter

Barbara Smith

Electrologists

Nancy Cameron, RN

Margaret McGoff

APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS

As of June 30, 2001

Board of Professional Engineering

Colin B. Taylor, P.E., Chair
Lance A. Llewellyn, P.E., Secretary
Thomas F. O'Connor, P.E.

Daniel W. Dupras, P.E.
Anthony Collier

Board of Funeral Service

William J. Hurley, Jr., Chair
David Grundy
Mary Botter, Secretary

Paul Guare, Vice-Chair
John T. Coffin

Hearing Aid Dispensers Advisors

Robert Fagelson, M.D.
Sandra Duncan Farnum

David Charnock, M.D.

Board of Land Surveyors

Patricia H. Meredith, LS, Chair
Robert C. Krebs, LS
Leonard Lamoureux, LS

Terry Harris, LS
Larry Walter, LS, Vice Chair
Clifford O. Morrie, Secretary

Board of Allied Mental Health Practitioners

Kevin P. Gallagher, LCMHC, Chairperson
Philippa Maloney
Lauren Berrizbeitia, Psychotherapist

Leora D. Black, LMFT
Marilyn Turcotte, LCMHC

Midwife Advisors

Mary Lawlor, Licensed Midwife
Carol Gibson Warnock, Licensed Midwife

Anne Stohrer, M.D.

Motor Vehicle Racing Commission

Wayne Demar, Chair
Stephen Craddock, Esq.

Bernard Champney

Naturopathic Physicians Advisors

Molly Fleming, ND

Bill Warnock, ND

Board of Nursing

Susan Farrell, RN, Chair
Elaine Clift, Public Member
Diane Dowgiewicz, LPN, Vice-Chair
Susan Cota, RN
Linda Rice, RN

Alan H. Weiss, Public Member
Laurey M. Tyo, RN
Patricia Rock, RN
Louise Hamilton, LNA
Larry Kingsbury, LPN

APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS

As of June 30, 2001

Board of Examiners For Nursing Home Administrators

Effie Chamberlin, NHA
Catherine McGee, Public Member
Dorothy Dunsmore, P.T.
Walter Griffiths, M.D.

Tressa Condon, RN, NHA
Maureen Bertrand, NHA, Chair
Lorraine Welch, R.N.

Occupational Therapy Advisors

Deborah G. Hartenstein

Nancy Lepsic

Board of Examiners of Opticians

Joan Wagner
Sally Elkins
William Lannon, Public Member

Nicole Perreault

Board of Optometry

John Duff, OD, Chairperson
David H. Garbutt, OD, Vice-chair

Floyd M. Lapidow, OD
Teresa Randall

Board of Osteopathic Physicians & Surgeons

Susan M. Spaulding, Chairperson
Paul Donovan, D.O.

Howard Jonas, D.O.
John Welch, Esq.

Board of Pharmacy

John W. Vincent, R.Ph., Chairperson
Andrea Hubbard MacLauchlan, R.Ph., Vice-Chair
Jill Donahue, R.Ph.

John Dorvee, R.Ph.
Ellen Huntley, Secretary
Douglas Schoolcraft, R. Ph.

Physical Therapy Advisors

Leonie Nelson

Sandra A. Ladd

Board of Private Investigative and Security Services

Todd Lemieux
Leo Blais

Brian Marsicovetere
Danny Coane

Psychoanalyst Advisors

Michael Conforti

Lorraine Smithberg

Board of Psychological Examiners

Mary E. Willmuth, Ph.D., Chairperson
Barbara VanDrimmelen, Psy.D., Vice-chair
Kathleen Smith

Peter Otten, Ph.D.
Maxie S. Ewins

Board of Radiologic Technology

Kathy J. Whiting, RTR, RDMS, Chairperson
Joseph M. Phillips, CNMT,RT(N)

Robert M. Naylor, M.D.
William A. Fyfe

Board of Real Estate Appraisers

William Scranton, Chair
Donna D. Stratton
Lawrence Martin, Secretary

Karen Williams, Vice-chair
Lloyd Potter

Real Estate Commission

Martin Nitka, Chairperson
Robert Walsh, Secretary
Stuart Baraw
Susan Matthews

Elizabeth Merrill, Vice-chair
Dona Jackson
Tara Dowden

APPENDIX F: ROSTER OF BOARD/COMMISSION/ADVISOR MEMBERS
As of June 30, 2001

Clinical Social Worker Advisors

Kathleen A. Judge

Gary Chaudoir

Tattooist Advisors

Anita Licata, M.D.

Walter Henshaw

Board of Veterinary

David T. Lamb, D.V.M., Chairperson
Michele R. Tulis, D.V.M., Secretary
Nancy Carey, Vice-chair

Robert E. Treat, D.V.M.
Mark Basol, D.V.M.
Heather Hoisington