

**MINUTES OF THE STATE BOARD OF CAREER
COLLEGES AND SCHOOLS BOARD MEETING
MARCH 20, 2024**

PRESIDING: Dr. Jerome Brockway, Chairperson

PRESENT: Dr. Srikanth Gaddam, Board Member
Ms. Diane Brunner, Board Member
Ms. Tina Lapp, Board Member
Mr. Lloyd Graham, Board Member

STAFF: Mr. John Ware, Executive Director
Ms. Laura Essman, Program Administrator 3
Ms. Emily Witt, Program Administrator 2

ABSENT: Dr. Stephanie McCann

INVITED GUESTS: Mr. Kent Trofholz, Executive Director Ohio - Michigan
Association of Career Colleges and Schools
Ms. Samantha Erickson, Director State Approving Agency for
for Veterans Training
M s. Regina Mendicino-Dwyer, Assistant Attorney General

GUESTS: Amy Mays, Mays Massotherapy School of Medical Massage
Jessica Barry, The Modern College of Design
Korinne Toadine, The Modern College of Design
Rochelle St. Clair, R.E.S. Phlebotomy Institute
Nina Cook, 1 Stick Phlebotomy School
Brittany Davis, 1 Stick Phlebotomy School

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MEETING CALLED
TO ORDER

Dr. Brockway, Chairperson, called the meeting
to order at 10:31 a.m.

ROLL CALL:

Dr. Brockway - Yes
Dr. McCann - Absent
Ms. Lapp - Yes
Mr. Graham - Yes
Ms. Brunner - Yes
Dr. Gaddam - Yes

(23-116) Ms Brunner made a motion at 10:32 a.m. to go into Executive Session to discuss investigations subject to informal methods of conference and conciliation in accordance with Ohio Revised Code section 3332.091(A)(1).

Ms. Lapp seconded. 4 Ayes - 0 Nays. Motion carried.

ROLL CALL:

Dr. Brockway - Yes
Dr. McCann - Absent
Ms. Lapp - Yes
Mr. Graham - Yes
Dr. Gaddam - Yes
Ms. Brunner - Yes

Dr. Gaddam moved to end the executive session at 10:48 a.m.

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

Dr. Brockway, Chairperson, resumed the public Board meeting at 11:00 a.m.

ROLL CALL:

Dr. Brockway - Yes
Dr. McCann - Absent
Ms. Lapp - Yes
Mr. Graham - Yes
Dr. Brockway - Yes
Ms. Brunner - Yes

(23-117) Ms. Brunner moved for Approval of the Minutes of January 17, 2024

Dr. Gaddam seconded. 4 Ayes - 0 Nays. Motion carried.

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Executive Director Mr. John Ware reported on the following:

1. **Negotiated Rule Making Update:** During the first week of March, the US Department of Education held its third of three week long negotiated rule making sessions for the Institutional Quality and Programmatic Eligibility Committee. I served on the negotiated rule making committee as the primary negotiator for state regulators and high education oversight entities. The committee discussed a number of issues that could impact the oversight state authorization, accreditation, distance education, cash management, and return of title IV. Some of the bigger proposed changes included making clock hour asynchronous distance education programs/courses ineligible for Title IV funding, requiring attendance taking in all distance education programs, eliminated of many state authorizations exemptions, and there were a number of significant proposed changes to state authorization reciprocity for distance education. No consensus was reached on any of the topics (except for the proposed changes to federal trio programs that would impact federal funding of high school level programs). The next step in the process is that the USDOE will come out with the final proposed rules either this summer or this fall after which there will be another public comment period then the USDOE will issue the final rules which will likely won't go into effect until July 1, 2025 at the earliest.
2. **Closed School Records Update:** For the last year we've been in the process of transferring our closed school records that are in digital format from our current records administrator to a new administrator that will allow students direct access to the records. Thus far we have transferred records from 164 closed schools that includes 377,000 student records. We will have a few schools left to transfer as well as some older paper records that we are working to digitize. We are still working out a few minor glitches that have come up during the automated record retrieval process but hopefully we will have everything completed and fully operational by the end of the year.

Program Administrator Ms. Emily Witt reported on the following Compliance items:

Since the January 17, 2024 meeting, we have opened seven (7) new cases.

Since the January 17, 2024 meeting, we have closed six (6) total cases.

Below is a summary of investigative activity for FY24:

<u>Total Number of Cases</u>	<u>Open/Active Cases</u>	<u>#Open 30 days/more</u>	<u>Closed Cases</u>
29	6	1	23

OLD BUSINESS:

Executive Director Mr. John Ware provided an Administrative Rule Update

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NEW BUSINESS:

- 1. Executive Director Mr. John Ware reported on the School Records Repository Project.**
- 2. Disciplinary Resolution: Alia School of Nursing and ABC Bartending School.**

Ms.Lapp read motion (23-118) and moved:

I recommend that the State Board of Career Colleges and Schools ADOPT the following Resolution:

WHEREAS, Alia School of Nursing

Currently holds a valid certificate of registration and program authorization with this Board;
and,

WHEREAS the school has failed to submit, despite multiple requests, information and files including but not limited to a completed new program application for a program being offered by the school as well as an application for an additional location for programs being offering in Cincinnati, and;

WHEREAS this constitutes a violation of section 3332.09 and 3332.06 of the Ohio Revised Code and sections 3332-1-04 and 3332-1-04.5 of the Ohio Administrative Code.

Therefore be it resolved that: RESOLVED, that the Executive Director of this Board, be, and he hereby is, directed to the aforementioned school and the owners thereof, that this Board intends to initiate formal disciplinary action pursuant to Ohio Revised Code Section 3332.091 and in accordance with Ohio Revised Code Chapter 119 for the aforementioned violations.

Dr. Gaddam seconded. 4 Ayes - 0 Nays. Motion carried.

Ms.Brunner read motion (23-119) and moved:

I recommend that the State Board of Career Colleges and Schools ADOPT the following Resolution:

WHEREAS, ABC Bartending School

Currently holds a valid certificate of registration and program authorization with this Board;
and,

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WHEREAS the school has failed to submit, despite multiple requests, information and files including but not limited to the school's renewal application, and;

WHEREAS this constitutes a violation of section 3332.09 of the Ohio Revised Code and section 3332-1-04.5 of the Ohio Administrative Code.

Therefore be it resolved that: RESOLVED, that the Executive Director of this Board, be, and he hereby is, directed to the aforementioned school and the owners thereof, that this Board intends to initiate formal disciplinary action pursuant to Ohio Revised Code Section 3332.091 and in accordance with Ohio Revised Code Chapter 119 for the aforementioned violations.

Ms. Lapp seconded. 4 Ayes - 0 Nays. Motion carried.

(23-120) Dr. Gaddam moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

CapYear Academy - NEW SCHOOL
15 North 3rd St. Floor 5 Newark, OH. 43055
Consultant: Staff
APPROVAL TO MARCH 2025

1. Clinical Medical Assisting - Certificate Program
PENDING RECEIPT OF FEES AND CONSULTANT REPORT REPORT
(Anticipated start date: 5/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

(23-121) Ms. Lapp moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Elite School of Cosmetology - NEW SCHOOL
175 Benedict Ave. Norwalk, OH. 44857
Consultant: Mr. Martinello
APPROVAL TO MARCH 2025

1. Medical Assisting - Certificate
PENDING RECEIPT OF FEES
(Anticipated start date: 4/1/24)

Dr. Gaddam seconded. 4 Ayes - 0 Nays. TABLED FOR MAY MEETING

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(23-122) Dr. Gaddam moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Independent Phlebotomy and Health Services LLC - NEW SCHOOL
623 Meadow Rd. Suite L Westerville, OH. 43081
Consultant: Staff
APPROVAL TO MARCH 2025

1. Phlebotomy Technician - Certificate Program
PENDING RECEIPT OF FEES
(Anticipated start date: 5/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

(23-123) Ms. Brunner moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Linemen Academy - NEW SCHOOL
4601 Eastgate Blvd. Cincinnati, OH. 45245
Consultant: Mr. Martinello
APPROVAL TO MARCH 2025

1. Power Lineman Program - Certificate Program
PENDING RECEIPT OF FEES & CONSULTANT REPORT
(Anticipated start date: 5/1/24)

Dr. Gaddam seconded. 4 Ayes - 0 Nays. Motion carried.

(23-124) Dr. Gaddam moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Mays Massotherapy & Wellness Center - NEW SCHOOL
9078 Leopard Rd. N. W. Malvern, OH. 44644
Consultant: Ms. Gregory
APPROVAL TO MARCH 2025

1. Mays Massotherapy Program - Diploma Program
PENDING RECEIPT OF FEES
(Anticipated start date: 4/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

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(23-125)Ms. Brunner moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Midwestern Career College - NEW SCHOOL
2780 Airport Dr. Columbus, OH. 43219
Consultant: Staff

APPROVAL TO MARCH 2025

1. Magnetic Medical Assisting - Diploma Program
2. Clinical Medical Assisting - Diploma Program
3. Cyber Security - Diploma Program
4. Data Science - Diploma Program
5. Diagnostic Medical Sonography - AAS
6. Mobile Apps Developer - Diploma Program
7. Software Developer - Diploma Program

**PENDING RECEIPT OF FEES & APPROVED SITE VISIT REPORT
(Anticipated start date: 6/1/24)**

Ms. Lapp seconded. 4 Ayes - 0 Nays. Motion carried.

(23-126)Ms. Lapp moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Midwestern Career College - NEW SCHOOL
7261 Engle Rd. Suite 400 Middleburg Hts., OH. 44130
Consultant: Ms. Gregory

APPROVAL TO MARCH 2025

1. Magnetic Medical Assisting - Diploma Program
2. Clinical Medical Assisting - Diploma Program
3. Cyber Security - Diploma Program
4. Data Science - Diploma Program
5. Diagnostic Medical Sonography - AAS
6. Mobile Apps Developer - Diploma Program
7. Software Developer - Diploma Program

**PENDING RECEIPT OF FEES & APPROVED SITE VISIT REPORT
(Anticipated start date: 6/1/24)**

Dr. Gaddam seconded. 4 Ayes - 0 Nays. Motion carried.

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(23-127) Ms. Lapp moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

Phlebotomy Training Specialists - NEW SCHOOL
3401 Enterprise Parkway Suite 210 Beachwood, OH. 44122
Consultant: Ms. Gregory
APPROVAL TO MARCH 2025

1. Phlebotomy Training - Certificate Program
PENDING RECEIPT OF FEES
(Anticipated start date: 4/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

(23-128) Dr. Gaddam moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

R.E.S. Phlebotomy Institute - NEW SCHOOL
5333 Northfield Rd. Suite 105 Bedford Hts., OH. 44146
Consultant: Ms. Gregory
APPROVAL TO MARCH 2025

1. Phlebotomy - Certificate Program
PENDING RECEIPT OF FEES
(Anticipated start date: 4/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

(23-129) Dr. Gaddam moved for Approval of the following New Certificate(s) of Registration and Program Authorization(s):

1 Stick Phlebotomy School LLC - NEW SCHOOL
2300 Montana Ave. Suite 500 Cincinnati, OH. 45211
Consultant: Mr. Martinello
APPROVAL TO MARCH 2025

1. Professional Phlebotomy 101 - Certificate Program
PENDING RECEIPT OF FEES
(Anticipated start date: 4/1/24)

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

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(23-130) Ms. Brunner moved for Approval of the following Renewal Certificates of Registration and Program Authorization.

Dr. Gaddam seconded. 4 Ayes - 0 Nays. Motion carried.

NAME OF SCHOOL	ACCRED	PROGRAM(S)
Acadia Career Institute (Pemberville)		Registered Nursing -Diploma
Adams Institute of Manual Therapies (Cincinnati)		T herapeutic Massage - Diploma
Dental Assistant Pro LLC (Columbus)		D ental Assisting - Certificate
Dental Auxiliary Training Academy of SW Ohio (Fairfield)		Dental Assisting - Certificate Dental Front Office - Certificate
Drouhard National Jewelers' School (Mansfield)		Advanced Diamond Setting - Certificate Design, Casting & Production - Certificate Jewelry Repair & Diamond Setting - Certificate
First Impressions Dental Assisting (Powell)		Dental Assisting - Certificate Phlebotomy Technician Program - Certificate
Fred's Appliance Academy LLC (Madison)		Advanced Refrigeration - Certificate Diagnostic & Repair Foundations - Certificate
HPC Career Center (Painesville)		Phlebotomy Technician Course - Certificate
International College of Broadcasting (Dayton)	ACCSC	Broadcasting I - Diploma Multimedia Production and Broadcasting - AAS Video Production /Recording Audio Engineering - AAS
Lutheran Metropolitan Ministry (Cleveland)	COE	Advanced Culinary Arts and Hospitality Training - Diploma Culinary Arts Training Program - Certificate Hospitality Training Program - Certificate

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SCHOOLS RECOMMENDED TO RECEIVE RENEWAL CERTIFICATE(S) OF REGISTRATION (continued)

NAME OF SCHOOL	ACCRED	PROGRAM(S)
Nurturing Minds Training Center (Cincinnati)		Certified Nurse Assistant - Certificate Phlebotomy Technician - Certificate
Phlebotomy Training Specialists (Cincinnati)		Phlebotomy Training - Certificate
Phlebotomy Training Specialists (Columbus)		Phlebotomy Training - Certificate
Phlebotomy Training Specialists (Independence)		Phlebotomy Training - Certificate
Ross College (N. Canton)	ABHES	Dental Assistant - Diploma Program Medical Assistant - Diploma Program Nursing - AAS Practical Nursing - Diploma Program Veterinary Assistant - Diploma Program Veterinary Technology - AAS
Ross College (Sylvania)	ABHES	Dental Assistant - Diploma Program Health Care Administration (HCA) - AAS HCA - Health Care Operations and Strategic Management Concentration - AAS HCA - Medical Office Management Concentration - AAS Medical Assistant - Diploma Medical Assistant - AAS Medical Assistant Specialist - AAS Medical Billing Administrative Specialist - AAS Medical Insurance Billing and Office Administration - Diploma Medical Insurance Billing and Office Administration - AAS Medical Office Administration - Diploma Pharmacy Technician - Diploma

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SCHOOLS RECOMMENDED TO RECEIVE RENEWAL CERTIFICATE(S) OF REGISTRATION (continued)

NAME OF SCHOOL	ACCRED	PROGRAM(S)
Ross Medical Education Center (Cincinnati)	ABHES	Dental Assistant - Diploma Medical Assistant - Diploma
Ross Medical Education Center (Dayton)	ABHES	Dental Assistant - Diploma Medical Assistant - Diploma
Ross Medical Education Center (Elyria)	ABHES	Dental Assistant - Diploma Medical Assistant - Diploma
Ross Medical Education Center (Niles)	ABHES	Dental Assistant - Diploma Medical Assistant - Diploma
Ross Medical Education Center (Ontario)	ABHES	Medical Assistant - Diploma
We Can Code IT (Cleveland)		Cybersecurity Analyst - Certificate Data Analyst - Certificate Software Development Coding Bootcamp (Java) - Certificate

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(23-131) Dr. Gaddam moved for Approval of the following Out-of-State Renewal Certificates of Registration and Program Authorization.

Ms. Brunner seconded. 4 Ayes - 0 Nays. Motion carried.

NAME OF SCHOOL	ACCRED	PROGRAM(S)
American Home Inspectors Training (WI)		3 Programs
Beckfield College (Florence, KY)	ABHES	4 Programs

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Ms. Samantha Erickson reported for the State Approving Agency for Veterans Training.

Mr. Kent Trofholz reported for the Ohio-Michigan Association of Career Colleges and Schools.

The Board took a short recess and reconvened at 11:45am.

Disciplinary Hearing

In the Matter of: Columbus Outpatient Collection Center:

Dr. Brockway read the following statement: Good Morning. My name is Jerome Brockway, Chair of the State Board of Career Colleges and Schools and I will be presiding over this disciplinary hearing of this case on behalf of the State Board. At the conclusion of the evidence and after this Board has reviewed the evidence submitted this Board will take final action in this matter.

This is a matter with regard to the intent of the State Board of Career Colleges and Schools to initiate formal disciplinary action against **Columbus Outpatient Collection Center** located in Columbus, Ohio. This hearing is taking place pursuant to Chapter 119 of the Ohio Revised Code. Since no formal hearing request was received from **Columbus Outpatient Collection Center**, the Board will only be reviewing evidence and documents presented by the Board's staff.

During the hearing, the testimony and offers of evidence shall be recorded by electronic means. The Board may administer oaths or affirmations. To present the introductory exhibits I would like to present our representative from the office of the Attorney General, Ms. Regina Mendicino-Dwyer. Ms. Mendicino-Dwyer, please enter for the record the identification of certain exhibits that establish compliance with Chapter 119 of the Ohio Revised Code.

Regina Mendicino-Dwyer, Asst. Attorney General: Thank you, Dr. Brockway. I am presenting to the Board State exhibits 1 thru 7. These exhibits include copies of the hearing notice and the original disciplinary resolution adopted by the Board as well as correspondence and other evidentiary information gathered by the Board's staff. I would ask that the Board admit these exhibits at the end of the hearing.

Dr. Brockway: Thank you. At this time, the Chair would like to call upon the Executive Director to identify the exhibits and provide testimony on the proposed disciplinary action. Mr. Ware, I am swearing you in as a witness in this matter. Do you swear the testimony you are about to give is the truth, the whole truth and nothing but the truth?

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John Ware, Executive Director: Yes, I do. Thank you, Dr. Brockway. I am presenting hearing Exhibits 1-7 for the Board's consideration. Exhibit 1 and 2 are copies of the notices of opportunity for hearing that were sent to Columbus Outpatient Collection Center on January 25, 2024 notifying them that the Board intended to initiate disciplinary action against the school. No request for a hearing was received from the school.

Exhibit 3 is a copying of a letter sent to Columbus Outpatient Collection Center on March 12th notifying them that the Board intended to conduct its own hearing on March 20, 2024. State's Exhibits 4-5 are copies of emails and letters sent to Columbus Outpatient Collection Center notifying the school that their failure to submit fees that were due in August, 2023 would result in disciplinary action by the Board. State's Exhibits 6-7 are copies of emails sent to Columbus Outpatient Collection Center notifying the school that their failure to submit their annual report that was due in October, 2023 would result in disciplinary action by the Board.

As of today's date, Columbus Outpatient Collection Center has not submitted their required certificate of registration renewal fees or their annual report.

DR. BROCKWAY: Thank you, Mr. Ware. Are there any other comments or statements by anyone at this particular hearing? Hearing none, at this time, Ms. Mendicino-Dwyer, would you like to move for introduction of the exhibits?

Ms. Regina Mendicino-Dwyer, ASST. ATTORNEY GENERAL: Thank you, Dr. Brockway. I move for the introduction of the Board's exhibits 1 thru 7.

DR. BROCKWAY: Are there any objections to the exhibits being admitted?

DR. BROCKWAY: Hearing no objections, the exhibits are admitted.

DR. BROCKWAY: If there is no other testimony or exhibits, I declare this disciplinary hearing closed. I will now entertain a motion for a Board order on the proposed disciplinary action.

(23-133) Dr. Gaddam: I move that the Board adopt the following adjudication order:

Whereas on January 17, 2024 this Board adopted a resolution proposing to impose disciplinary action against **Columbus Outpatient Collection Center** and/or the owner thereof and properly notified the schools of their right to request a hearing; and

Whereas no hearing was requested by the aforementioned school or the owner thereof; and
Whereas this Board held its own hearing on March 20, 2024 to review the charges and evidence supporting those charges; and;

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Whereas this Board finds **Columbus Outpatient Collection Center** failed to complete the certificate of registration renewal process because they failed submit fees required as part of the certificate of registration renewal process and the school also failed to submit their annual report, and;

Whereas this constitutes a violation of Ohio Revised Code Sections 3332.05, 3332.07, and 3332.09 and Ohio Administrative Code Section 3332-1-23 and 3332-1-04.5, and;

Therefor be it resolved that this Board hereby ORDERS that the certificates of registration and program authorization held **Columbus Outpatient Collection Center** are hereby revoked in accordance with Ohio Revised Code section 3332.09 for the aforementioned violations.

Be it further resolved that the Executive Director of this Board is directed to notify **Columbus Outpatient Collection Center** and the owner thereof, of this Board's order.

Ms. Lapp seconded. 4 Ayes - 0 Nays. Motion carried.

ROLL CALL:

Dr. Brockway - Yes

Dr. McCann - Absent

Ms. Lapp - Yes

Mr. Graham - Yes

Ms. Brunner - Yes

Dr. Gaddam - Yes

(23-134) Ms. Brunner moved that the Board adjourn at 12:10 p.m.

Ms. Lapp seconded. 4 Ayes - 0 Nays. Motion carried.

Respectfully Submitted,

Chairperson or Vice Chairperson

Board Secretary