

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008



Ohio Board of Speech-Language Pathology & Audiology
77 South High St., Flr. 16
Columbus, OH 43215
614-466-3145

MINUTES

The meeting was called to order at 9:30 A.M. by Chairperson, Davida Parsons, M.A., in the board room on the 31st floor of the Riffe Center, 77 South High St., Columbus, Ohio.

Members present:

Davida L. Parsons, M.A., Speech-Language Pathology Board Member and Chairperson
Valenta Ward-Gravely, Aud.D., Audiology Board Member
Loretta Embry, M.A., Speech-Language Pathology Board Member
Helene Levenfus, Aud.D., Audiology Board Member
J. Paul Good, Public Member
Patricia M. Zurlinden, M.A., Speech-Language Pathology Board Member

Also Present:

Patrick K. Lightfoot, Interim Executive Director
Connie Stansberry, Investigator
Yvonne Tertel, Principal Assistant Attorney General
Melissa L. Wilburn, Assistant Attorney General
Katherine Bockbrader, Health Care Unit Supervisor, Attorney General

PUBLIC AND PROFESSIONAL ORGANIZATION COMMENTS

None

AGENDA

The agenda was presented and reviewed. Amendments were made.

Motion #1 Dr. Levenfus moved to accept the change in agenda as amended. Dr. Ward-Gravely Seconded the motion, which passed unanimously.

MINUTES

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

The minutes of the September 11, 2008 meeting were reviewed and corrected.

Motion #2 Mr. Good moved to approve the minutes of the September 11, 2008 meeting as corrected. Dr. Ward-Gravely seconded the motion, which passed unanimously.

CHAIRPERSON'S COMMENTS

- Ms. Parsons has informed professional organizations that Dr. Gleason's term has expired and that there is an opening on the Board for an audiology member.
- The Board will invite Dr. Gleason to the December meeting to present a plaque noting her service to the Board.
- Ms. Parsons did contact new public member Malcolm J. Porter. Mr. Porter advised that he is looking forward to serving on the board but was unable to attend today due to a previously schedule appointment.
- Ms. Parson and Mr. Porter will be meeting in the Board office on Thursday, October 9, 2008.
- Ms. Parsons concluded by reminding that the Board need to elect a Vice Chairperson. This person is instrumental in taking notes during the meetings.

ASSISTANT ATTORNEY GENERAL'S REPORT

- Investigations are still in need of improvement but progress is being made.
 - AAG Tertel will not be at the December meeting. This is her last day with the SLPAUD board. AAG Wilburn is now assigned to the SLPAUD board and is the official contact.
- A. Introduction of Assistant Attorney General Melissa L. Wilburn. Melissa has been an AAG for 5 years but licensed as an attorney for 18. She has been with the Department of Insurance for 5 years. She has done many 119 Hearings. Melissa has been working with Yvonne and familiarizing herself with this board's Laws & Rules.
- B. Introduction of Katherine Bockbrader.

BOARD BUSINESS

Dr. Ward-Gravely commented that she would like at least a weeks notice when receiving board e-mail of documents and previous board minutes that need to be reviewed for up coming meetings. Dr. Levenfus commented that she would like the board to receive drafted board minutes one week post each meeting.

- A. Discussion of Student Permit Issuance Next Year

Ms. Parsons opened discussion about student permit.

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

- Ms. Parsons noted the difficulty in scheduling student permit application review during July/August because no Board meetings are scheduled due to members' vacations. Advanced notification should help the OMNIE students submit their applications in a timely manner.
 - Ms. Parsons inquired if the Board members preferred to have the applications reviewed by one member or if they felt that the entire Board should meet for the review.
 - Ms. Parsons stated that it was a good idea to have permit review done before the strategic planning meeting.
 - Dr. Ward-Gravely suggested that the Board plan the meetings around vacation schedules.
 - Dr. Ward-Gravely also commented that the supervision of students noted in the law is important and needs to be adhered to.
 - Dr. Ward-Gravely stated that she would like the Board to approve permit applications after the initial review by the Licensing Administrator and board member. Dr. Ward-Gravely further advised that it is difficult but not impossible to review permit applications in July since students are still in school.
 - Ms. Parsons stated that while reviewing the applications she contacted applicants that were lacking information and that items arrived in the mail while she and the Licensing Administrator were reviewing the packets.
 - Ms. Parsons commented that the process was much more functional if one board member and Licensing Administrator review the permit packages.
 - Ms. Zurlinden asked if the Board was going to review/approve prior to the end of school. Ms. Parsons responded that approval can be given as long as notification is sent to the school.
- B. Discussion of creating guidelines for web supervision
- Dr. Ward-Gravely suggested that the Board develop a policy of web supervision guidelines including board member visits to facilities to check equipment because some speech-language pathologists are using outdated equipment.
 - Ms. Parsons added that Susan Grogan Johnson will be at OSSPEAC and that she has done research on acceptable technology.
 - Ms. Embry volunteered to contact an individual at Kent State that is doing state-of-the-art web supervision for information on acceptable guidelines.
- C. Elect a new Vice Chairperson

Motion #3 Ms. Embry moved to nominate Dr. Ward-Gravely as Vice Chairperson. Ms. Zurlinden seconded the motion. Ms. Parsons asked Dr. Ward-Gravely if she'd be willing to accept the nomination and asked if there were any other nominees. There were none. Congrats, Dr. Ward-Gravely is the new Vice Chairperson.

INTERIM EXECUTIVE DIRECTOR'S REPORT

- A. Off-site Long Range Planning Meeting/Board Meeting

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

- Director Lightfoot has been in contact with Mohican and it is not available for January 2009. Salt Fork State Park looks like a better option.
- B. OSHLA Conference Registration
 - Registration has been sent for this presentation.
- C. Executive Director Position Posting
 - Director Lightfoot has been waiting for DAS/Christine Thompson (Governor's office) to advise him of the posting process. Christine said they need a copy of the PD and PCN.
 - Mr. Good questioned how the process works (e.g.: candidates, does governor approve etc.)
 - Mr. Lightfoot indicated that a notice had been received from the Ethics Commission that advised that two former Board members were billed for late-fees for past-due filing of financial disclosure statements. He will look into the matter and report back to the Board.

Break 10:38AM

- D. Executive Session for Personnel matters

Motion #4 Dr. Ward-Gravely moved to enter Executive Session for the discussion of personnel matters with AAG Tertel and AAG Wilburn in attendance. Ms. Zurlinden seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good; yes; Ms. Parsons: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes;

The Board went into Executive Session at 10:55 a.m. with AAG Tertel and AAG Wilburn in attendance. Mr. Lightfoot left after the motion.

The Board returned to Public Session at 12:30 p.m.

Lunch Recess 12:30 P.M.

Resume 1:00 P.M.

INVESTIGATIONS

- A. Investigator's report on status of cases.

Motion #5 Ms. Zurlinden moved to enter Executive Session for the discussion of investigations. Mr. Good seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good; yes; Ms. Parsons: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes;

The Board went into Executive Session at 1:00 P.M. with the Board staff in attendance.

**Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008**

The Board returned to Public Session at 1:05 p.m.

LICENSURE APPROVAL

A. Licensure Review

Motion #6 Dr. Ward-Gravely moved to ratify the Speech-Language Pathology licenses granted on September 15, 2008 and October 1, 2008. Ms. Embry seconded the motion. The motion passed unanimously.

SPEECH-LANGUAGE PATHOLOGY

September 15, 2008

Elizabeth Ann	Metz	SP9197
Becky K.	Cosner	SP9198
Macyn Ann	Ervin	SP9199
Erin Lynn	Barger	SP9200
Megan Amelia	Brindley	SP9201
Misty Lynn	Wright	SP5044 Relicensure
Sara Kay	Loveland	SP9202
Zara E.	Gennert	SP9203
Andrea R.	Purvis	SP9204
Kathy Jean	Vansickle	SP4638 Relicensure
Abby Lauren	Linsted	SP9205

October 1, 2008

Tera Lee	Sumpter	SP9206
Kathryn Trevor	Brennan	SP9207
Dana	Jancik	SP9208
Ashley S.	Coffman	SP9209
Kimberly Jeanne	Simmons	SP9210
Amanda Rose	Abegglen	SP9211
Erin Brownlee	Pooley	SP9212
Claudia Marion	Ormerod	SP9213
Heather Ann	Frost	SP9214
Chelsea Jane Catherine	Jordan	SP9215

Total Count	21
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Motion #7 Dr. Ward-Gravely moved to ratify the Audiology licenses granted on September 15, 2008 and October 1, 2008. Dr. Levenfus seconded the motion. The motion passed unanimously.

**Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008**

AUDIOLOGY

September 15, 2008

Beatrice Ruth	Smith	A01674
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October 1, 2008

Kathern L.	Sigal	A01675
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Rebecca L.	Levy	A01676
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Total Count	3
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Motion #8 Dr. Ward-Gravely moved to ratify the Conditional Speech-Language Pathology licenses granted on September 15, 2008 and October 1, 2008. Ms. Embry seconded the motion. The motion passed unanimously.

CONDITIONAL SPEECH-LANGUAGE PATHOLOGY
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September 15, 2008

Stacy L.	Craft	COND 2009090
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Cara Lynn	Spagna	COND 2009091
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Christine Marie	<u>Sansonetti</u>	COND 2009092
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Arin Julie	Benyi	COND 2009093
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Carolyn Marie	Maurer	COND 2009094
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Kathleen Krystyna	Drasiewski	COND 2009095
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October 1, 2008

Heather Marie	Steffy	COND 2009096
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Farah S.	Kaval	COND 2009097
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Hannah Christine	Griest	COND 2009098
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Colleen Marie	Wolf	COND 2009099
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Lindsay Rene James	Riegler	COND 2009100
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Maria Ann	Wellman	COND 2009101
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Leah	Mann	COND 2009102
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Total Count	13
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B. Aide Application Review

Aide Licensure

Motion #9 Ms. Embry moved to approve the application for speech-language pathology aide licensure number SLP Aide 100708-4. Ms. Zurlinden seconded the motion. The motion passed unanimously.

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

Motion #10 Ms. Embry moved to approve the application for speech-language pathology aide licensure number SLP Aide 100708-6. Dr. Levenfus seconded the motion. The motion passed unanimously.

Motion #11 Ms. Embry moved to approve the application for speech-language pathology aide licensure number SLP Aide 100708-7. Ms. Zurlinden seconded the motion. The motion passed unanimously.

Motion #12 Dr. Levenfus moved to approve the application for audiology aide licensure number Aud. 100708-1. Dr. Ward-Gravely seconded the motion. The motion passed unanimously.

Motion #13 Dr. Levenfus moved to approve the application for audiology aide licensure number Aud. 100708-2. Ms. Zurlinden seconded the motion. The motion passed unanimously.

Motion #14 Dr. Levenfus moved to approve the application for audiology aide licensure number Aud. 100708-3. Dr. Ward-Gravely seconded the motion. The motion passed unanimously.

Motion #15 Dr. Levenfus moved to approve the application for audiology aide licensure number Aud. 100708-5. Ms. Zurlinden seconded the motion. The motion passed unanimously.

C. Application Review

Motion #16 Ms. Embry moved to approve the new licensure application for speech-language pathology licensure applicant SLP 100708-8. Ms. Zurlinden seconded the motion. The motion passed unanimously.

Motion #17 Ms. Embry moved to accept application for relicensure speech-language pathologist Julie Kight, SP.4138. Ms. Zurlinden seconded the motion. Dr. Ward-Gravely abstained. The motion passed unanimously.

Motion #18 Ms. Embry moved to rescind the original motion to approve the relicensure application for speech-language pathologist Julie Kight, SP.4138. Ms. Zurlinden seconded the motion. Dr. Ward-Gravely abstained. The motion passed unanimously.

INVESTIGATIONS

Motion #19 Ms. Zurlinden moved to enter Executive Session for the discussion of investigations. Mr. Good seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good; yes; Ms. Parsons: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes;

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

The Board went into Executive Session at 1:25 PM with the Board staff in attendance.

The Board returned to Public Session at 1:45 PM

Due to the extensive docket reviews of several cases were conducted. Work completed on some of the longstanding cases by former investigators previously is not available to the Review Group. Several cases are being closed at this time based on the investigative findings.

2007-02

Complaint alleged unlicensed practice of Speech "Assistants" as speech-language pathologists and/or speech-language pathology aides. Review Group recommended closing for insufficient evidence of a violation.

2007-06

Complaint alleged unlicensed practice as a speech-language pathologist. The information was revealed on a speech-language pathology application. A Goldman Hearing was held and the speech-language pathology application for licensure was denied. Review Group recommended closing; individual's licensure file will be flagged to alert Board should individual apply for licensure in the future.

2008-09

Complaint alleged insufficient continuing education for renewal of a speech-language pathologist. 2006 Continuing Education Audit revealed that although the respondent checked "yes" on their 2006 renewal application, indicating that they had completed the required CEU's, respondent had not completed any continuing education during 2005 and 2006. A Goldman Hearing was held and the license was revoked. Review Group recommended closing; Individual's licensure file will be flagged to alert the Board should individual apply for licensure in the future.

2008-12

Complaint alleged unprofessional conduct and unethical practice by a speech-language pathologist in an outpatient facility. Complaint alleged poor documentation of speech-language pathology services ordered/rendered. Review Group recommended closing for no substantiated actionable violation.

2008-14

Complaint alleged unethical practice by a speech-language pathologist. The respondent committed Breach of School Policy. Respondent was issued a Consent Agreement. Review Group recommended flagging licensure file for automatic Continuing Education Audit in the next renewal cycle. Review Group recommended closing case.

2008-20

Complaint alleged unprofessional conduct of a speech-language pathologist who was employed privately to complete an assessment of a student. Initiator is also a speech-language pathologist who was asked to follow through with the

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

respondents' recommendations for therapy to the student. Initiator does not feel the recommendations are in the best interest of the student and does not want to follow through as initiator was instructed to do by the school administrator. Review Group recommended closing for no substantiated actionable violation of 4753.

2008-22

Complaint alleged fraud/falsifying documents and unethical practice of a hearing aide specialist who had inadvertently signed on the audiologist's signature line of a hearing aid report. The audiologist acknowledged the mistake. Review Group recommended closing for no substantiated actionable violation of 4753.

2008-23

Complaint alleged unprofessional conduct of a speech-language pathologist and fraud/falsifying documents. Initiator, a speech-language pathologist, alleged that the respondent was introduced as "Doctor" during an IEP meeting and that a 3rd party typed her name as "Doctor" on a document. The respondent also did a consultation of one of the Initiators therapy sessions. The Initiator felt the written report insinuated that she, the initiator, is not a good speech-language pathologist. Review Group recommended closing for no substantiation of a violation of 4753. No jurisdiction to interfere with employer/employee dispute.

2008-24

Complaint alleged unprofessional conduct of a speech-language pathologist. Initiator is a parent of a student who claimed the respondent did not show up for an appointment. The respondent was on medical leave at the time. The school was responsible for finding a replacement for the respondent for services to the student but did not. Review Group recommended closing for no substantiated violation of 4753.

2008-29

Complaint allegation is other. The respondent, who is not a licensee, advertises false insurance claims regarding hearing aids. The initiator felt this was misleading. Review Group recommended referrals to the Hearing Aide Dealer and Fitters Board and the Department of Insurance. Review Group recommended closing for no indication of a violation of 4753.

2009-01

Complaint alleged unethical practice and fraud/falsifying documents of a speech-language pathologist. Initiator does not work with the respondent but claimed to know that the respondent discussed specific types of services of a patient with a third party outside of the clinic. Initiator claims respondent sleeps on the job but claims their time. Review Group recommended closing for no substantiated documentation of violation of 4753 provided.

2009-02 and 2009-04

Complaint allegation is other regarding a hearing aide specialist. Yellow page advertisement indicated audiology services being provided. Respondent is not a licensee. They explained that the Yellow Pages misprinted the ad. Respondent

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

acknowledged they do not employ a licensed audiologist. Review Group recommended issuing a letter to the respondent confirming that they agreed to correct ad in next Yellow Pages advertisement in two separate towns. New ad would not state that they provide audiology services. Review Group recommended closing the case.

2009-05

Complaint allegation is other. The business address listed of a speech-language pathologist is really a private home of another individual. Initiator felt that it was misleading. Review Group recommended closing for no actionable violation, no indication of a violation of 4753.

2008-11

Complaint alleged insufficient continuing education for renewal of a speech-language pathologist. 2006 Continuing Education Audit revealed that although the individual checked "yes" on her 2006 renewal application, indicating that she had completed the required CEU's, she did not comply to the audit. She did not submit any continuing education. A Goldman Hearing was held and the license was revoked with the option to re-apply at which time the board may consider for re-licensure. The licensee did re-apply, submitted the fee and twenty-eight (28) hours of continuing education. Review Group recommended entering into a Consent Agreement granted with conditions of her re-licensure application:

- 40 hours of continuing education are completed by 12/31/2008
- Audit for continuing education the next Continuing Education Audit cycle.

Motion #20 Dr. Ward-Gravely made a recommendation to accept the relicensure application for speech-language pathologist Julie Kight, SP.4138 under the condition Ms. Kight agrees to the terms of her Consent Agreement. Ms. Zurlinden seconded the motion which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good; yes; Ms. Parsons: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes;

Motion #21 Dr. Ward-Gravely recommended that all cases that were presented be closed. Ms. Embry seconded the motion. Dr. Ward-Gravely abstained. The motion passed unanimously.

B. Investigator's report on status of cases.

OPENED	Cases since last Board Meeting 9/11/2008	4
CLOSED	Cases at last Board Meeting 9/11/2008	0
	Total number OPEN cases	34

AAG Tertel, AAG Wilburn, and AAG Bockbrader left the meeting at 1:48 p.m.

COMMITTEE REPORTS

Ohio Board of Speech-Language Pathology & Audiology
October 7, 2008

Mr. Lightfoot spoke to Blake Chadwell of the Ohio Hearing Aid Dealers and Fitters Licensing Board. Mr. Chadwell verified there are no conflicts with our planned revisions to the Hearing Aid Dealers and Fitters licensing law ORC 4747.

CORRESPONDENCE

- A. Trudeau- speech-language pathologists medication administration
 - Ms. Parsons stated that based on the Ohio Revised Code, nothing in our section prohibits. Defer to ASHA.

MEMBER CONCERNS

- Dr. Ward-Gravely questioned the reason so many calls are going to voice mail with the number of staff and temporary workers on hand. The board requested a copy of October 6, 2008 phone log report from each staff member.
- Mr. Good stated, "We're not here to manage the office/staff. We are not here to micromanage the office are we? Let staff deal with staff. Let the Director deal with staff. Let the Director deal with how to handle the abundant amount of calls."
- Dr. Levenfus suggested that rather than try to have an answer for each call that comes in, to take a message, get the answer and then have the appropriate person call them back.
- Ms. Parsons recommended having a log of one week of phone calls and Mr. Lightfoot write up a report on this and make it available to the board members.

ADJOURNMENT

Motion #22 Ms. Embry moved to adjourn the meeting Ms. Zurlinden seconded the motion.

The meeting was adjourned at 2:41 P.M.

Davida L. Parsons, M.A., Chairperson

Dr. Ward-Gravely, Vice Chairperson

Date

Date