



Ohio Board of Speech-Language Pathology & Audiology
77 South High Street, 16th Floor
Columbus, OH 43215

Board Meeting Minutes of Thursday, October 4, 2012

The Regular Business Meeting was called to order at 9:30 A.M. by Chairperson, Helene Levenfus, Au.D., held at Vern Riffe Center for Government, 77 South High St., 31st Floor-Board Room, Columbus, OH 43215.

Board Members – Roll Call:

Helene Levenfus, Au.D., Audiology Board Member and Chairperson
Amy Thorpe Wiley, M.Ed., Speech-Language Pathology Board Member and Vice Chairperson
Loretta T. Embry, M.A., Speech-Language Pathology Board Member
Patricia L. Leppla, M.A., Speech-Language Pathology Board Member
Karen K. Mitchell, Au.D., Audiology Board Member
Malcolm J. Porter, Public Member
Elizabeth L. Tracy, Public Member

Also Present:

Gregg B. Thornton, Executive Director
Darlene Young, Executive Office Administrator
Brandy R. Thomas, Administrative Professional
Connie J. Stansberry, Investigator
Melissa L. Wilburn, Assistant Attorney General

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

There were no comments.

AGENDA

The agenda for the October 4, 2012, regular board meeting was presented and reviewed. The following amendments were made: Board Business was moved up before Investigations.

Motion #1

Ms. Embry moved to accept the agenda as amended. Dr. Mitchell seconded the motion. The motion passed unanimously.

MINUTES

The minutes of the August 14, 2012 board meeting were reviewed.

Motion #2

Mr. Porter moved to accept the minutes of the August 14, 2012 board meeting. Ms. Tracey seconded the motion. The motion passed unanimously.

CHAIRPERSON'S COMMENTS

Dr. Levenfus reported that the Board was informed by the Governor's Office that Tammy H. Brown was appointed to the audiology board member vacancy and Amy Thorpe Wiley was reappointed to a second term. Patricia Leppla's term on the board will end on November 26, 2012. Dr. Levenfus thanked Ms. Leppla for her hard work and dedication while serving on the board. Ms. Leppla stated that it was an honor and privilege to serve on the board. She enjoyed working with fellow board members, as well as the board staff. She expressed her appreciation for the good work that was done during the past three years. Ms. Leppla stated that serving on the board offered excellent opportunities to ensure consumer protection. Dr. Levenfus presented Ms. Leppla with a plaque in recognition of her service on the board.

Dr. Levenfus reported that Brandy Thomas accepted a position with the Board as an Administrative Professional. Dr. Levenfus also reported that the Ohio Attorney General's Office – Health and Human Services Section informed the Board of changes in personnel and board assignments. Dr. Levenfus was pleased to announce that Assistant Attorney General Melissa Wilburn would continue to provide legal representation to the Board. Ms. Wilburn has represented the Board on legal matters for four years.

EXECUTIVE DIRECTOR'S REPORT

Mr. Thornton submitted a written report of significant activities occurring since the last Board meeting. He provided updates regarding:

- Significant meetings, presentations, and events;
- Year-to-date revenue and expenditures for FY2013 and the Board's proposed budget for FY2014-2015;
- Number of license verification letters issued since the last meeting;
- Significant legislation;
- Progress of the Internet Hearing Aid Sales Workgroup;
- Licensure renewal campaign for 2012.

BOARD BUSINESS

- A. Board Appointments – Update

Mr. Thornton reported that the new board member orientation for Tammy Brown has been scheduled for October 30, 2012. Her first board meeting will be December 4, 2012.

B. HB262 – Human Trafficking

The Board discussed the report and recommendations prepared by the Ohio Human Trafficking Task Force. Recommendation number 21 calls upon professional licensure boards to incorporate one hour of human trafficking training into their continuing education requirements. The Board determined that licensees are likely to encounter situations involving this issue and one hour of training on human trafficking would be beneficial. The Board is in the process of amending its continuing education requirements and will include appropriate language that requires one hour of training on human trafficking.

C. Fordham Institute Report

The Board discussed a report prepared in September by the Fordham Institute related to improving special education in Ohio. The Board took note of two recommendations in the report. The first relates to removing the cap on school case loads for speech-language pathologists and educational audiologists. The second relates to allowing licensure for speech-assistants. The Board determined that both recommendations must be carefully reviewed and directed the Executive Director to contact appropriate individuals about the report. The Board noted that it has an obligation to consumer protection and will focus on this role during any discussions.

D. Request For Approval of Continuing Education Program

The Board reviewed two requests to approve learning activities as meeting the continuing education requirements under Ohio Administrative Code Chapter 4753-4. The first request related to clinical documentation for speech-language pathologists. The second request was for two programs sponsored by the same individual. The activities were entitled, "Myofascial Release in the Traditional Setting" and "Functional Neuromuscular Re-education Presentations." After reviewing the course objectives, the Board noted that the programs focused on components related to occupational and physical therapy. The Board determined that these programs did not demonstrate any interrelatedness to speech-language pathology and could not be approved.

Motion #3

Ms. Leppla moved that the program entitled, "Clinical Documentation for Speech-Language Pathologists" sponsored by Language Learning Associates be approved as meeting the Board's requirements for continuing education, in an area that is related to speech-language pathology or audiology. Ms. Embry seconded the motion. The motion passed unanimously.

E. OSSPEAC Conference

Mr. Thornton reported that the Board's presentation for the OSSPEAC Conference would be forwarded to Ms. Embry and Ms. Leppla next week. The presentation

would cover issues in the school setting and offer opportunities for group discussion.

By consensus, Dr. Levenfus moved the Licensure Report up on the agenda.

LICENSURE APPROVAL – Ms. Thorpe Wiley

A. License Review

Speech-Language Pathology

Motion #4

Ms. Thorpe Wiley moved to ratify the Speech-Language Pathology licenses granted by the Executive Director on August 15, 2012, September 4, 2012, September 17, 2012, September 21, 2012, and October 1, 2012. Ms. Embry seconded the motion. The motion passed unanimously.

August 15, 2012

SP-10617-	Melissa Kate Martinich	
SP-10618-	Megan Bixler Kasper	
SP-10619-	Cara Michelle Heinlen	
SP-10620-	Alexis Rose Lape	
SP-10621-	Holly Lorene Allsop	
SP-10622-	Kimberly Anne Lamb	
SP-10623-	Sarah K. Giacobbe	
SP-10624-	Jonross Neptune	
SP-10625-	Erin Elizabeth Montgomery	
SP-10626-	Lindsay Rebecca Good	
SP-10627-	Sarah E. Hazelwood	
SP-6167-	Rebecca J. Sawada	relicensure
SP-7700-	Charla A. Shell	relicensure

September 4, 2012

SP-10628-	C'Rai Chantee Weeden Shannon
SP-10629-	Jamie Lynn Archer
SP-10630-	Ethel Coppa
SP-10631-	Bernadine Marie Rolniak
SP-10632-	April L. Wright
SP-10633-	Heather Lynn Pollack

SP-5346-	Rebecca L. Garnick	relicensure
SP-7322-	Jennifer Lynn Goddard	relicensure
SP-7933-	Crista M. Owens	relicensure

September 17, 2012

SP-10634-	Kristen S. Welsh
SP-10635-	Jessica Blair Franks

September 21, 2012

SP-10636-	Sakina Zarhbouch
-----------	------------------

October 1, 2012

SP-10637-	Sonja Leiter-Calkins	
SP-10638-	Molly Ruth Gerzetic	
SP-10639-	Amol Maddiwar	
SP-10640-	Susan J. Sagna	
SP-10641-	Melissa J. Beach	
SP-10642-	Miranda Star Walker	
SP-10643-	Denise Collynn Shedlock	
SP-10644-	Katherine Ann Way	
SP-10645-	Kimberly Dawn Woods	
SP-10646-	Larissa Marie Meyer	
SP-10647-	Colby Caitlin Orr	
SP-10648-	Kelsey Louise Besler	
SP-7724-	Shannan L. Hoelle	relicensure
SP-8591-	Francine H Clinton	relicensure

Audiology

Motion #5

Ms. Thorpe Wiley moved to ratify the Audiology licenses granted by the Executive Director on August 15, 2012, September 4, 2012, September 17, 2012, and October 1, 2012. Ms. Leppla seconded the motion. The motion passed unanimously.

August 15, 2012

A-01815-	Jennifer Ann Adamson
A-01820-	Chelsea Juliano Dieck
A-01821-	Amanda L. Klinger

A-01822- Lia Marie Santiago
 A-01823- Helene Ashley Cantin
 A-01824- Ashlee Renay Zimmerman

September 4, 2012

A-01825- Maya Makeda Samuel
 A-01826- Brittney Marie Chandler

September 17, 2012

None

October 1, 2012

A-01827- Gregory M. Verzumo
 A-01829- Jennifer Lynn Dively
 A-01830- Amy Michelle Grosnik

Conditional Speech-Language Pathology
--

Motion #6

Ms. Thorpe Wiley moved to ratify the Conditional Speech-Language Pathology licenses granted by the Executive Director on August 15, 2012, August 20, 2012, August 24, 2012, August 30, 2012, September 4, 2012, September 17, 2012, and October 1, 2012. Dr. Mitchell seconded the motion. The motion passed unanimously.

August 15, 2012

COND-2013016-SP	Erin Michelle Murphy
COND-2013017-SP	Danielle Elyse Shelton
COND-2013021-SP	Teresa Gail Haubner
COND-2013022-SP	Christine M. Alaimo
COND-2013023-SP	Rebecca Marie Kontonickas
COND-2013024-SP	Suzanne Marie Smith
COND-2013025-SP	Kathleen Rose Keenan
COND-2013026-SP	Ashley Christine Brady
COND-2013027-SP	Christine Elizabeth Szymanski
COND-2013028-SP	Meridith C. Redd
COND-2013029-SP	Emily Ann Sutcliffe
COND-2013030-SP	Amanda Michelle Olson
COND-2013031-SP	Katijo Anne Makin

COND-2013032-SP	Erin Nicole Magrino
COND-2013033-SP	Martha Brianne Hardesty
COND-2013034-SP	Carolyn Haas
COND-2013035-SP	Rachael Mae Freeman
COND-2013036-SP	Sean Kendrick Ferguson
COND-2013037-SP	Holly Elizabeth Emmons
COND-2013038-SP	Alissa Ann DeJovine
COND-2013039-SP	Andrea Marie DeRoia
COND-2013040-SP	Chelsea Marie Lemaster
COND-2013041-SP	Amy L. Riegler
COND-2013042-SP	Danielle R. Morrison
COND-2013043-SP	Ashley Christine Nemeth
COND-2013044-SP	Autumm Lynn Simpson
COND-2013045-SP	Alyssa Marie Klausing
COND-2013046-SP	Angela L. Burnett
COND-2013047-SP	Erica L. Ohler
COND-2013048-SP	Sarah C. Cicconetti
COND-2013049-SP	Kristen Michelle Taylor
COND-2013050-SP	Kristen Michelle Skuse
COND-2013051-SP	Jennifer Lynn Place
COND-2013052-SP	Megan J Embrey
COND-2013053-SP	Christal Vuich
COND-2013054-SP	Amanda Jo Folkening
COND-2013055-SP	Tessa M. Bobst
COND-2013056-SP	Michael Ray Hale
COND-2013057-SP	Bethany R. Huelsman
COND-2013058-SP	Emily Susan Meyers
COND-2013059-SP	Patricia Jean Peters
COND-2013060-SP	Rose Marie McAuley
COND-2013061-SP	Kimberley Samantha Ghany
COND-2013062-SP	Kurtis Tyler Keller
COND-2013063-SP	Rhonda J. Sims
COND-2013064-SP	Nichole Lynn Woeckener
COND-2013065-SP	Melanie Joyce Wollam
COND-2013066-SP	Emma Mae Stuckey
COND-2013067-SP	Kristin Anne Stambaugh
COND-2013068-SP	Michael Christian McMaken

COND-2013069-SP	Jamie Darcia Alexander
COND-2013070-SP	Margo M. Graler
COND-2013071-SP	Kimberly Ann Berring
COND-2013072-SP	Kristin D. Smith
COND-2013073-SP	Kristin Marie Uland
COND-2013074-SP	Brionna Mae Patterson
COND-2013075-SP	Angela Lynn Morman
COND-2013076-SP	Meghan E. Mosier
COND-2013077-SP	Jacqueline Ann Lucas
COND-2013078-SP	Caroline Anne Noeth
COND-2013079-SP	Sarah Nicole Backus
COND-2013080-SP	Jenna Leigh Belden
COND-2013081-SP	Robyn Linn Cormican
COND-2013082-SP	RyAnn Marie Heller
COND-2013083-SP	Andrea Sue Thompson
COND-2013084-SP	Maran Schmitt
COND-2013085-SP	Jennifer Ann Cain
COND-2013086-SP	Kaeli Nichole Lear
COND-2013087-SP	Lauren Tabak Kacenga
COND-2013088-SP	Michelle Lynn Wintering
COND-2013089-SP	Anna Bacot Snyder
COND-2013090-SP	Stephanie R. Hennison
COND-2013091-SP	Brittany Jo Seaman
COND-2013092-SP	Morgan Kathleen Donnellan
COND-2013093-SP	Summer Ciarra Corrai
COND-2013094-SP	Paige Marie Martin
COND-2013095-SP	Nicole Kathleen Broomfield
COND-2013096-SP	Navid Masoudi
COND-2013097-SP	Cassie L. Wilhelm
COND-2013098-SP	Emily Jane Bretelson
COND-2013099-SP	Lauren Nichole Makiaris
COND-2013100-SP	Tracey Leigh Metzger
COND-2013101-SP	Melissa Alison Hardesty
COND-2013102-SP	Kayla Marie Sutton
COND-2013104-SP	Kelly J. Schaller

August 20, 2012

COND-2013106-SP Katelyn Klag

August 24, 2012

COND-2013117-SP Staci Gorcheff

August 30, 2012

COND-20131129-SP Nicole Dominish

September 4, 2012

COND-2013103-SP Emily Anne Taylor
COND-2013105-SP Laura Nichole Baker
COND-2013107-SP Cara Eileen Colak
COND-2013108-SP Veronica Joy Rose
COND-2013109-SP Lauren Elizabeth Notario
COND-2013110-SP Kathryn Elizabeth Ganz
COND-2013111-SP Amy Katherine Allamon
COND-2013112-SP Andrew M. Slattery
COND-2013113-SP Sarah Putnam Dufour
COND-2013114-SP Danielle Marie Pecchia
COND-2013115-SP Hannah Elizabeth Hange
COND-2013116-SP Allison Paige Graham
COND-2013118-SP Erin E. Kranz
COND-2013119-SP Courtney Alyse Lashley
COND-2013120-SP Alyssa Rose Austin
COND-2013121-SP Laura Elizabeth Burner
COND-2013122-SP Kathryn M. Roemer
COND-2013123-SP Miranda R. Camden
COND-2013124-SP Christine Ann Groves
COND-2013125-SP Danielle Mary Rogers
COND-2013126-SP Alexis Nicole Mingione
COND-2013127-SP Lauren Patricia Mehalik
COND-2013128-SP Rachel Marie Lawson
COND-2013130-SP Melissa A. Farrow
COND-2013131-SP Amber Marie Hiszem
COND-2013132-SP Julie Elizabeth Streck
COND-2013133-SP Beth Kristine Kanitz

COND-2013134-SP John Patrick Tillotson

September 17, 2012

COND-2013135-SP Lindsey Monique Marlin
 COND-2013136-SP Mary Catherine Boettcher
 COND-2013137-SP Natalie Ann Hricik
 COND-2013138-SP Margaret Jeanne Trela

October 1, 2012

COND-2010144-SP Kristin Ann Kvaka 2nd Conditional
 COND-2013139-SP Ashley Jae Rabin
 COND-2013140-SP Angie Ceelok Chan
 COND-2013141-SP Amber Nicole Phillips

Student Permits

Motion #7

Ms. Thorpe Wiley moved to ratify the Student Permits granted by the Executive Director on August 11, 2012, August 15, 2012, August 16, 2012 and August 17, 2012. Ms. Tracey seconded the motion. The motion passed unanimously.

August 11, 2012

PRMT-148-SP Tara Elizabeth Thompson
 PRMT-144-SP Melissa Suzanne Kijowski
 PRMT-146-SP Caitlin Elizabeth Miller
 PRMT-157-SP Cassandra May Wilson
 PRMT-158-SP Sommer Lynn Mullins
 PRMT-162-SP Allison Leigh Mantell
 PRMT-164-SP Brittney Ann Eaglowski
 PRMT-170-SP Chelsea Kay Allender

August 15, 2012

PRMT-147-SP Kristin Marie Sprague
 PRMT-143-SP Whiteny Renae Fries
 PRMT-151-SP Madeline Clare Ellis
 PRMT-154-SP Olivia Christine Breiningger
 PRMT-155-SP Arika Joy Hullett
 PRMT-156-SP Nicole Whitney Coggins
 PRMT-165-SP Alyssa Ashley Lucas

August 16, 2012

PRMT-145-SP Seleste Elaine Martin
 PRMT-149-SP Ashley Marie Zurawick

PRMT-150-SP
PRMT-153-SP

Michael Richard Rahal
Keisa Elizabeth Schwochow

August 17, 2012

PRMT-152-SP

Emily Katherine Myers

LICENSING SUMMARY

Speech-Language Pathologist			6568
Audiologist			969
Inactives	AUD / SLP	23/104	127
Conditional SLP			333
Permit Holders			42
SLP-Aide			9
AUD-Aide			70
TOTAL			8118

B. Applications for Review

Audiology Aides

Motion #8

Dr. Levenfus moved to approve the initial application for Audiology Aide, number **Aide AUD 10042012-2**. Ms. Leppla seconded the motion. The motion passed unanimously.

Speech-Language Pathology Aides

Motion #9

Ms. Thorpe Wiley moved to approve the initial application for Speech-Language Pathology Aide, number **Aide SLP 10042012-1**. Ms. Embry seconded the motion. The motion passed unanimously.

Licensure Applications

None

Special Applications

None

C. Licensure Report

2013-2014 RENEWAL CAMPAIGN

Ms. Young updated the Board regarding the status of licensure renewals.

Renewals Processed: **1,015**

SLP Inactive Status Applications Processed: **20**

AUD Inactive Status Applications Processed: **4**

Update of license statuses for the License Verification Website

Ms. Young reported that additional detail is now available when searches are conducted to verify the status of a license. More information appears about the various types of licenses and permits the Board issues, and there are definitions for the most commonly used license statuses.

*The Board took a break at 10:49 a.m. and returned to public session at 11:15 a.m.
By consensus, Dr. Levenfus moved Committee Reports up on the agenda.*

COMMITTEE REPORTS

A. Rules Committee – Ms. Loretta Embry

Ms. Embry reported that the Rules Committee met on October 3, 2012. Ms. Embry reported that the proposed amendments to the continuing education requirements were submitted to the Office of Common Sense Initiative (CSI), and included language for training on human trafficking. The Board had an opportunity to review the final proposed rule. A rules hearing is anticipated at the next board meeting on December 4, 2012. The Committee finalized the proposed rule for telepractice. Ms. Embry reported that the final draft will be sent to the telepractice workgroup for public comment. The Committee anticipates the rule being submitted to CSI in November. Ms. Embry reported that the rules under five year review were submitted to CSI and will be finalized by the end of the year. The December rules hearing will also include amendments to the continuing education requirements to restore a license from inactive status, pursuant to section 4753-3-11. Ms. Embry reported that the ad hoc committee's review of rules regarding hearing test procedures will begin in early 2013, and involve input from stakeholders.

Motion #10

Ms. Tracey moved to accept the Rules Committee's report and recommendations. Dr. Mitchell seconded the motion. The motion passed unanimously.

B. Professional Competency Committee – Ms. Amy Thorpe Wiley

Ms. Thorpe Wiley reported that the Professional Competency Committee met on August 14, immediately following the board meeting. She reported that the Committee discussed the business filing and noted that the process is very time consuming and tedious. The Committee will be exploring options to make the submission process available online and therefore more cost effective for both employers and board staff. The Committee reviewed the public comments regarding CE Broker. The Committee also reviewed detailed information about the benefits the program offers for management of continuing education records and recommends that the Board enter into a formal agreement with CE Broker. Ms. Thorpe Wiley reported that the Committee reviewed the status of its strategic planning initiatives for 2012. The Committee determined that the priority initiatives

were completed. Any secondary initiatives not completed by the end of this year will be carried forward to 2013.

Motion #11

Ms. Thorpe Wiley moved to accept the Professional Competency Committee's report and recommendations. Ms. Embry seconded the motion. The motion passed unanimously.

C. Policy and Procedure Committee – Mr. Malcolm Porter and Ms. Patricia Leppla

Ms. Leppla reported that the Policy and Procedure Committee met on October 4, 2012, immediately prior to the board meeting. She indicated that the Committee completed the Policy Review Project and that the policies are available if the Board would like to review them prior to approval. She noted that two or three policies are pending final review by the Department of Administrative Service – Central Service Agency. The Committee will update the policies on a regular basis.

Motion #12

Ms. Leppla moved to accept the policies, as reviewed and updated, by the Committee. Ms. Thorpe Wiley seconded the motion. The motion passed unanimously.

Mr. Porter was excused from the board meeting at approximately 11:30 a.m.

ASSISTANT ATTORNEY GENERAL'S REPORT – Melissa L. Wilburn, Esq.

The Assistant Attorney General's Report was presented in Executive Session.

EXECUTIVE SESSION

Motion #13

Dr. Levenfus moved to enter Executive Session for the purpose of discussing issues with the Attorney General's Representative on matters of pending or imminent court action pursuant to R.C. §121.22.(G)(3), and which requires that such matters be kept confidential under R.C. §149.43.(A)(2). Ms. Thorpe Wiley seconded the motion, which passed by roll call vote as follows:

Dr. Levenfus: yes; Ms. Embry: yes; Ms. Leppla: yes; Dr. Mitchell: yes; Mr. Porter: absent; Ms. Thorpe Wiley: yes; Ms. Tracy: yes.

The Board went into Executive Session at 11:25 a.m. and invited Mr. Thornton to remain in attendance.

The Board returned to Public Session at 11:42 a.m.

INVESTIGATIONS

A. Executive Session

Motion #14

Ms. Thorpe Wiley moved to enter Executive Session for the purpose of discussing proposed disciplinary action against licensees, involving pending or imminent court action under R.C. §121.22.(G)(3), and which requires that such matters be kept confidential under R.C. §149.43.(A)(2). Dr. Mitchell seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Ms. Leppla: yes; Dr. Mitchell: yes; Mr. Porter: absent; Ms. Thorpe Wiley: yes; Ms. Tracy: yes.

The Board went into Executive Session at 11:44 a.m. and invited the Board staff to remain in attendance, along with Assistant Attorney General Melissa L. Wilburn, Esq.

The Board returned to Public Session at 12:09 p.m.

B. Board Actions**2011-68**

This case involves a speech-language pathologist, licensed since September 1988, who was suspended by her employer (a school board) for not fulfilling IEP requirements. At the May 10, 2012 board meeting, the Board offered her a Consent Agreement (CA). She did not agree to the terms of the CA. The Board then issued a Notice of Opportunity for Hearing (NOH) on June 15, 2012. The Board received new information from the Respondent's attorney that was not available at the time the CA and NOH were issued.

Accordingly the Investigative Review Group (IRG) Committee recommends:

- **withdraw the NOH with prejudice on the condition that Respondent agrees to a waiver of attorney fees via a Consent Agreement offered by the Board's Assistant Attorney General**

Motion #15

Ms. Leppla moved to accept the Investigative Review Group's recommendation in case 2011-68. Ms. Embry seconded the motion. Dr. Mitchell and Dr. Levenfus abstained. The motion passed uncontested.

2012-116

This case involves a speech-language pathologist who was terminated from her employer for falsifying documentation of therapy services that were not rendered for the amount of time she documented. It was found that she did not have enough time to provide the amount of therapy that she documented. She obtained speech-language pathology licensure in October of 1976.

Accordingly, the IRG recommends that the Respondent voluntarily surrender her license through the remaining 2011- 2012 licensure period, and offer a Consent Agreement, for violation of Ohio Revised Code (ORC) 4753.10(E)(1), (I) and (M) and Ohio Administrative Code (OAC) 4753-9-01(A)(3)(4),(7)(a)(b) and (B)(2)(a).

Motion #16

Ms. Thorpe-Wiley moved to accept the Investigative Review Group's recommendation in case 2012-116. Ms. Leppla seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

2012-137

This case involves an audiologist who provided audiology services to patients while under the influence, and over the legal limit, of alcohol. She obtained audiology licensure in December of 2004.

Accordingly the IRG recommends the Board issue a Notice of Opportunity for Hearing (NOH) to reprimand, place on probation, suspend or revoke her audiology license for violation of ORC 4753.10(I),(J),(K)(2)(3) and (M) and OAC 4753-9-01(A)(3)(B)(1)(b).

Motion #17

Ms. Leppla moved to accept the Investigative Review Group's recommendation in case 2012-137. Ms. Embry seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

2013-12

This case involves a conditional speech-language pathologist who submitted her Plan for Supervised Professional Experience (SPE) 168 days late. The Plan was for "Per Requested Need" (PRN) experience that was not intended to count towards completion of her SPE. The Respondent did not notify the Board that she intended to become licensed in Pennsylvania (PA) and was completing her Clinical Fellowship Year requirements in that state. She obtained an Ohio conditional license in order to apply her PRN Ohio experience towards PA licensure. She worked PRN for eight days out of twenty-two weeks.

Accordingly, the IRG recommends:

- **issue a Warning Letter to the Respondent and supervisor about the duties and responsibilities during the supervised professional experience year**
- **close the case**

Motion #18

Ms. Thorpe-Wiley moved to accept the Investigative Review Group's recommendation in case 2013-12. Ms. Embry seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

2013-13

This case involves a company that uses the word hearing and audiology as part of their business name. The business name was seen in a printed newspaper advertisement promoting a particular hearing aid for one of company's nine Ohio offices. The advertisement also displays a picture of an individual listed as their Licensed Hearing Specialist (LHS) on staff. Ohio does not license or regulate LHS and this term is misleading to the services provided by audiologists. In conjunction with the picture, the advertisement also included

claims, statements and offering of services that can only be performed by a licensed audiologist. The advertisement claims:

- That their hearing experts provide state-of-the-art hearing healthcare services including:
 - tinnitus treatment, comprehensive hearing evaluations, aural rehabilitation, hearing counseling, hearing aid fitting and more
- That they strive to offer the best hearing instrument experience and that their hearing experts can assess the cause of hearing loss and have the experience and expertise to diagnose the problem

Accordingly, the IRG recommends the Board issue a Cease and Desist for violation of ORC sections 4753.01(C), (D) and (G) and 4753.12(A), requesting that the Respondent correct the wording of their misleading printed advertisement, and any future advertisements, including their claims listed above.

Motion #14

Ms. Tracey moved to accept the Investigative Review Group's recommendation in case 2013-13. Ms. Embry seconded the motion. Dr. Mitchell and Dr. Levenfus abstained. The motion passed uncontested.

2013-14

This case involves a music recording studio in Ohio that uses the word 'audiology' and the word 'sound' in their business name. The studio opened for business on August 1, 2012. The owner indicated that the basis of titling his business as such was that he found the definition of audiology to mean "the branch of science and medicine concerned with the science of hearing". The owner also maintains a website for the business with a link to the Board's home page.

Accordingly the IRG recommends the Board issue a Cease and Desist for violation of ORC 4753.01(D) and 4753.02, requesting that the Respondent correct the wording of their misleading printed advertisement, and remove the Board's website link from his website.

Motion #15

Ms. Thorpe-Wiley moved to accept the Investigative Review Group's recommendation in case 2013-14. Ms. Embry seconded the motion. Dr. Mitchell and Dr. Levenfus abstained. The motion passed uncontested.

2013-17

This case involves a misleading printed newspaper advertisement by an Ohio Hearing Dealer and Fitter (HADF); who owns a hearing aid business in Ohio. The advertisement reads, "Meet our Audiology Specialist, Mr. Name." The Respondent ran the ad to promote hearing aids at one of his Ohio offices. The person appearing in the advertisement is not a licensed audiologist of this board. He is also not an Ohio HADF. The Respondent does not employ an audiologist. He told the Board Investigator that he did not know the "Audiology Specialist" but that a third party advertising company suggested the individual be a spokesperson at the promotional event. He claimed the advertising company removed "Meet Factory Trained

Specialist, Mr. Name” and entered “Meet our Audiology Specialist.” He admitted to seeing the error in the ad just a day before it was to print, but that he did not make time to ask that the ad be corrected. He gave the newspaper company his consent to run the ad as is.

Accordingly, the IRG recommends the Board issue a Cease and Desist for violation of ORC sections 4753.01(D) and 4753.02, requesting that the Respondent correct the wording of his misleading printed advertisement. The IRG also recommends that a letter be sent to the newspaper company informing them about the licensure requirements for using such terminology in any similar future advertisements.

Motion #16

Ms. Embry moved to accept the Investigative Review Group’s recommendation in case 2013-17. Ms. Leppla seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

C. Investigative Report – Ms. Stansberry

OPENED	Cases since the last Board Meeting 8/14/2012	6
CLOSED	Cases since the last board meeting 8/14/2012	3
Referrals	Of total open cases	6
TOTAL Open	After Closing Cases Today	15

Of the cases currently open (and after closing any cases today):

Aide changed supervisors but no application filed	0
Billing Fraud/Falsified Records	0
CE Audit issues	0
Denied Refund	0
Discontinued Pursuit of Ohio Licensure & did not notify the Board. No Plan and/or Report & Log on file by Conditional license holder	0
Fraudulent Records/Falsification (non-billing)	1
Hearing Test/Sale of Hearing Aids On-Line	1
Late Plan	1
Late Plan, Report and Log	0
Late Report and Log (or none)	0
Misleading Advertisement	
Misleading Advertisement/Misleading Business Name	1
Misleading Advertisement/Misleading Business Name & Not Within The Scope of Practice	1
Misleading Advertisement/Misrepresentation	2
Misrepresentation (Other)	2
Non Compliance with Consent Agreement	0
No Plan on file	0
Renewal application issue (CE not completed by 12/31/2010 renewal deadline; not audited. Licensee self-reported)	0
Substance use and/or abuse while providing professional services	1

Supervision of an Aide termination, did not notify Board	0
Unethical	0
Unlicensed Practice (not a licensee)	0
Unlicensed Practice of Expired license	1
Unlicensed Practice of Expired license/Inactive license	0
Unprofessional	4

Other Enforcement Activities

No Warning Letters were issued since the last board meeting.

Other Referrals to Investigations

The following are pending review:

- 1 CE Review for Restoration Application for Inactive license
- 1 Conviction Application review

2012 Licensure Renewal Follow Up (for the 2013-2014 licensure period)

Of the licensees who have renewed to date:

- Five answered yes to the renewal application question of being disciplined in this state, by any state, by their employer and/or have been convicted of any offense, since their last renewal.
- Fourteen answered yes to this being their first renewal, when in fact it is not.

Ms. Stansberry followed up with each licensee to obtain information on why they answered yes and confirm that the continuing education requirements were completed.

Licensure Verifications to Other States end of FY Statistics

For Fiscal Year 2012, 266 licensure verification requests were received and processed. Ms. Stansberry provided a breakdown showing the states that received license verification letters. The state of Florida received the most, with 26 letters being prepared.

CORRESPONDENCE

There was no correspondence presented at this meeting.

MEMBER CONCERNS

There were no member concerns presented during the meeting.

ADJOURNMENT

The meeting was adjourned at 12:15 p.m.

Dr. Helene Levenfus, Chairperson

Ms. Amy Thorpe Wiley, Vice Chairperson

Date

Date

Gregg B. Thornton, Executive Director

Date