



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

Board Meeting Minutes of Thursday, January 21, 2010

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

Members present:

Valenta Ward-Gravelly, Au.D., Audiology Board Member and Chairperson
Helene Levenfus, Au.D., Audiology Board Member and Vice Chairperson
Loretta Embry, M.A., Speech-Language Pathology Board Member
J. Paul Good, Public Member
Jane Kukula, Au.D., Audiology Board Member
Patricia Leppla, M.A., Speech-Language Pathology Board Member
Malcolm Porter, Public Member
Amy Thorpe, M.Ed., Speech-Language Pathology Board Member

Also Present: Gregg B. Thornton, Executive Director
Connie J. Stansberry, Investigator
Michelle Cunningham, Licensing Administrator
Melissa Wilburn, Assistant Attorney General

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

There were no comments.

AGENDA

The agenda for the January 21, 2010 regular board meeting was presented and reviewed. Mr. Thornton requested that the agenda be amended to reflect that the Board will enter Executive Session for discussion of personnel matters after the Executive Director's report.

Motion #1

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

MINUTES

The minutes of the December 7, 2009, board meeting were reviewed.

Motion #2

Ms. Embry moved to accept the minutes of the December 7, 2009, Board meeting as presented. Mr. Porter seconded the motion. The motion passed unanimously.

CHAIRPERSON'S COMMENTS

Dr. Ward-Gravely

- Introduced Michelle Cunningham as the new Licensing Administrator.
- Thanked the staff for their planning and implementation of the Board's strategic planning meeting.
- Thanked Mr. Porter for his direction and leadership while serving as the facilitator during the strategic planning meeting.

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 attended, which included a meeting with Sen. John Carey on January 13, 2010 for an update of the Board's communications with the Ohio Department of Education since June 2009 regarding the Student Intern Program.
- Presentation on December 10, 2009, with the SLP-AUD Supervisory Network in Columbus.
- Board's request for a Formal Opinion from the Ohio Attorney General's Office on the use of the term "Audioprosthologist" is still pending.
- Audit Management Letter from the State Auditor's Office is expected to be finalized by the end of January. The Board will submit a response to the Management Letter.
- Board Annual Report for fiscal years 2008 and 2009 will be finalized and submitted to the Governor's Office.
- Board newsletter for the Winter Quarter will be issued in early February.
- Budget – the Board received additional appropriations from the State Controlling Board on January 11, 2010. The total appropriations for FY2010 increased from \$425,000 to \$498,099. For FY2011, the appropriations increased from \$425,000 to \$513,000.
- Consolidation – The Executive Director will continue to update the Board regarding efforts to consolidate administrative support services for boards and commissions with DAS-Central Services Agency.

- Ethics Disclosure Statement – the Financial Disclosure Statement must be filed on or before April 15, 2010, directly with the Ohio Ethics Commission.
- Office Move – on December 21, 2009, the Board relocated its office to more suitable space on the same floor of its existing location. All of the Board's contact information remains the same.

The Board went into Executive Session.

Motion #3

Dr. Kukula moved to enter Executive Session for the purpose of considering the appointment, employment, dismissal, promotion, demotion or compensation of a public employee pursuant to Section 121.22(G)(1) of the Ohio Revised Code. Ms. Embry seconded the motion, which passed by roll call vote as follows:

Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Dr. Kukula: yes; Ms. Leppla: yes; Mr. Porter: yes; Ms. Thorpe: yes; Dr. Ward-Gravelly: yes.

The motion carried.

The Board went into Executive Session at 10:11 A.M. The Board invited Mr. Thornton to remain in attendance.

The Board returned to Public Session at 10:22 A.M.

Motion #4

Mr. Porter moved to authorize the Executive Director to hire a temporary worker to assist with administrative and clerical support duties. Ms. Embry seconded the motion. The motion passed unanimously.

Break from Public Session from 10:24 A.M. to 10:35 A.M.

INVESTIGATIONS

A. Executive Session

Motion #5

Mr. Good 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). Ms. Embry seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Dr. Kukula: yes; Ms. Leppla: yes; Mr. Porter: yes; Ms. Thorpe: yes; Dr. Ward-Gravelly: yes.

The Board went into Executive Session at 10:37 A.M. and invited the Board staff to remain in attendance.

The Board returned to Public Session at 10:50 A.M.

B. Board Actions

2009-26

This case involves unlicensed practice by a speech-language pathologist for 117 days, due to failing to renew in a timely manner by December 31, 2008. The Respondent was issued a 2008 Continuing Education Audit for Late Renewal and did not comply. At the December 7, 2009 board meeting, the Board accepted the Review Group's recommendation to issue a Consent Agreement based on the following terms and conditions:

- Due to this being the Respondent's first offense, suspend for 60 days. The 60 days will commence on weekends and holidays;
- In addition to the regular required 20 hours of continuing education, the Respondent is to complete 20 hours of continuing education: 10 hours in the area of ethics and 10 hours in the area of documentation and record keeping;
- The 20 hours must be submitted to the Board office ninety-days from the date the Board approves the Consent Agreement;
- Audit for continuing education for the next two renewal cycles.

The Respondent agreed to the terms and signed the Consent Agreement.

Accordingly, the Investigative Review Group recommended the following in case 2009-26:

- **Review and approve a redacted copy of the signed Consent Agreement and then close the case.**

Motion #6

Dr. Kukula moved to accept the Investigative Review Group's recommendation in case 2009-26. Ms. Embry seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

2009-28

This case involves unlicensed practice by a speech-language pathologist, for 141 days, due to failing to renew in a timely manner by December 31, 2008. Three renewal notices were mailed to the address on file. The Respondent moved and did not notify the Board of a new address. The Respondent was issued a 2008 Continuing Education Audit for Late Renewal and complied. At the December 7, 2009 board meeting, the Board accepted the Review Group's recommendation to issue a Consent Agreement based on the following terms and conditions:

- Due to this being the Respondent's first offense, suspend for 70 days. The 70 days will commence on holidays, Christmas/Spring break and summer;
- In addition to the regular required 20 hours of continuing education, the Respondent is to complete 20 hours of continuing education: 10 hours in the area of ethics and 10 hours in the area of documentation and record keeping;
- The 20 hours must be submitted to the Board office ninety-days from the date the Board approves the Consent Agreement;
- Audit for continuing education for the next two renewal cycles.

The Respondent agreed to the terms and signed the Consent Agreement.

Accordingly, the Investigative Review Group recommended the following in case 2009-28:

- **Review and approve a redacted copy of the signed Consent Agreement and then close the case.**

Motion #7

Ms. Leppla moved to accept the Investigative Review Group's recommendation in case 2009-28. Ms. Thorpe seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

2010-04

This case involves unlicensed practice by a conditional speech-language pathologist for 162 days and not submitting the Supervised Professional Experience Plan (Plan) in a timely manner. The Respondent was not employed at the time he/she submitted the conditional application but later gained employment. The conditional license was issued on 2/2/2009 and expires on 8/2/2010. The supervisor signed an affidavit attesting that he/she believed the Plan was submitted in a timely manner.

Accordingly the Investigative Review Group recommends issuing a Consent Agreement based on the following terms and conditions:

- Extend the Plan. Instead of the start date being 3/23/2009 the new start date will be 9/1/2009. The ending date will be May 11, 2010.
- Review and approve the redacted Consent Agreement and then close the case.

Motion #8

Ms. Thorpe moved to accept the Investigative Review Group's recommendation in case 2010-04. Ms. Leppla seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

2010-05

This case involves unlicensed practice by a speech-language pathologist, for 172 days, due to failing to renew in a timely manner by December 31, 2008. Two renewal notices were mailed to the address on file. The address was current. The Respondent submitted a letter to the Board of extenuating circumstances for not renewing on time. At the December 7, 2009 board meeting, the Board accepted the Review Group's recommendation to issue a Consent Agreement based on the following terms and conditions:

- Due to this being the Respondent's first offense, suspend for 86 days; 86 days will commence through the months of December 2009 through May 2010.
- In addition to the regular required 20 hours of continuing education, the Respondent is to complete 20 hours of continuing education; 10 hours in the area of ethics and 10 hours in the area of documentation and record keeping.
- The 20 hours must be submitted to the Board office ninety-days from the date the Board approves the Consent Agreement.
- The Respondent shall be audited for continuing education for the next two renewal cycles.

The Respondent agreed to the terms and signed the Consent Agreement.

Accordingly, the Investigative Review Group recommended the following in case 2010-05:

- **Review and approve a redacted copy of the signed Consent Agreement and then close the case.**

Motion #9

Dr. Kukula moved to accept the Investigative Review Group's recommendation in case 2010-05. Ms. Embry seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

2010-09

This case involves a conditional speech-language pathologist who did not submit his/her Supervised Professional Experience Report ("Report") & Supervision Contacts Log ("Log") in a timely manner by 110 days. At the December 7, 2009 board meeting, the Board accepted the Review Group's recommendation to issue a Consent Agreement based on the following terms and conditions:

- Due to this being the Respondent's first offense, issue a Consent Agreement stating that the Respondent is to complete 10 hours of continuing education in the area of documentation and record keeping. The 10 hours must be submitted to the Board office ninety-days from the date the Board approves the Consent Agreement.

The Respondent agreed to the terms and signed the Consent Agreement.

Accordingly, the Investigative Review Group recommended the following in case 2010-09:

- **Review and approve a redacted copy of the signed Consent Agreement and then close the case.**

Motion #10

Ms. Embry moved to accept the Investigative Review Group's recommendation in case 2010-09. Ms. Thorpe seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

2010-10

This case involves a conditional speech-language pathologist who did not submit his/her Supervised Professional Experience Report ("Report") & Supervision Contacts Log ("Log") in a timely manner by 70 days. At the December 7, 2009 board meeting, the Board accepted the Review Group's recommendation to issue a Consent Agreement based on the following terms and conditions:

- Due to this being the Respondent's first offense, issue a Consent Agreement stating that the Respondent is to complete 10 hours of continuing education in the area of documentation and record keeping. The 10 hours must be submitted to the Board office ninety-days from the date the Board approves the Consent Agreement.

The Respondent agreed to the terms and signed the Consent Agreement.

Accordingly, the Investigative Review Group recommended the following in case 2009-26:

- **Review and approve a redacted copy of the signed Consent Agreement and then close the case.**

Motion #11

Ms. Leppla moved to accept the Investigative Review Group's recommendation in case 2010-10. Ms. Thorpe seconded the motion. Dr. Ward-Gravely abstained. Dr. Levenfus abstained. The motion passed uncontested.

C. Investigative Report - Ms. Stansberry

| | | |
|-------------------|--|----|
| OPENED | Cases since the last Board Meeting 12/7/2009 | 0 |
| CLOSED | Cases since the last Board Meeting 12/7/2009 | 2 |
| Total OPEN | Number of Cases | 10 |

ASSISTANT ATTORNEY GENERAL'S REPORT

Assistant Attorney General Melissa L. Wilburn, Esq., provided the Board with the following updates:

- Ms. Wilburn will contact the Section Chief of the Attorney General's Office Opinions Section to obtain an update on the status of the Board's formal opinion request.
- Addressed general questions from the Board about the role of the Assistant Attorney General.

LICENSURE APPROVAL – Dr. Levenfus

A. License Review

Motion # 12

Dr. Levenfus moved to ratify the Speech-Language Pathology licenses granted by the Executive Director on December 15, 2009, January 4, 2010, and January 15, 2010. Ms. Embry seconded the motion. The motion passed unanimously.

SPEECH-LANGUAGE PATHOLOGY

December 15, 2009

| | | |
|-----------|---------|---------|
| Courtney | Anness | SP.9560 |
| Ashley | Doutt | SP.9565 |
| Erin | Heckman | SP.5713 |
| Kristie | Helm | SP.9564 |
| Janice | Hensley | SP.9561 |
| Kari | Lambert | SP.9559 |
| Christine | Lantz | SP.9563 |
| Anne | Maholm | SP.9569 |
| Priya | Nair | SP.9562 |
| Anne | Shepard | SP.9567 |
| Rachel | Wagner | SP.9566 |
| Elaine | Weaver | SP.9568 |

January 4, 2010

| | | |
|-------------|-------------|---------|
| Christopher | Butterworth | SP.9572 |
| Michelle | Gawitt | SP.9573 |
| Jacki | Wallace | SP.7655 |

January 15, 2010

| | | |
|----------|----------|---------|
| Helen | Callahan | SP.9575 |
| Christy | Heckler | SP.9570 |
| Danielle | Lucido | SP.9574 |

AUDIOLOGY

There were no audiology licensure applications approved for the time period December 15, 2009 – January 15, 2010.

Motion #13

Dr. Levenfus moved to ratify the Conditional Speech-Language Pathology licenses granted by the Executive Director on December 15, 2009, January 4, 2010, and January 15, 2010. Ms. Leppla seconded the motion. The motion passed unanimously.

CONDITIONAL SPEECH-LANGUAGE PATHOLOGY**December 15, 2009**

| | | |
|-------------|---------|--------------|
| Megan | Barber | COND.2010163 |
| Ashley Jane | Callion | COND.2010164 |
| Kaitlin | Condo | COND.2010157 |
| Deborah | Conway | COND.2010162 |
| Carolyn | May | COND.2010159 |
| Emily | Ogonek | COND.2010158 |
| Jessica | Reedy | COND.2010160 |
| Stephanie | Schmidt | COND.2010161 |

January 4, 2010

| | | |
|-----------|-----------|--------------|
| Keshia | Chisom | COND.2010170 |
| Jessica | Conard | COND.2010169 |
| Katherine | Dockus | COND.2010165 |
| Sarah | Harden | COND.2010173 |
| Heidi | Miller | COND.2010167 |
| Miranda | Sabo | COND.2010172 |
| Jordan | Smith | COND.2010171 |
| Beth | Vanfossen | COND.2010168 |

January 15, 2010

| | | |
|-----------|---------|-----------------------|
| Catherine | Bonifas | COND.2009023 (Second) |
| Kristen | Capien | COND.2010177 |
| Suzanne | Geiser | COND.2010176 |
| Megan | Groomes | COND.2010174 |
| Carley | Hower | COND.2010175 |

Motion #14

Ms. Leppla moved to ratify the Student Permit licenses granted by the Executive Director on December 18, 2009. Ms. Embry seconded the motion. The motion passed unanimously.

STUDENT PERMIT HOLDERS

December 18, 2009

| | | |
|------------|---------|---------|
| Lesley Ann | Wickham | PRMT.70 |
|------------|---------|---------|

Licensing Summary

| | |
|-----------------|------|
| SLP | 5907 |
| AUD | 931 |
| Conditional SLP | 306 |
| Permit | 48 |
| AUD Aide | 70 |
| SLP Aide | 18 |

| | |
|--------------|-------------|
| Total | 7280 |
|--------------|-------------|

B. Aide Applications

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|--|
| Speech-Language Pathology Aides |
|--|

Motion #15

Ms. Embry moved to approve the application for speech-language pathology aide, Number SLP Aide 012110-1. Ms. Embry seconded the motion. The motion passed unanimously.

| |
|------------------------|
| Audiology Aides |
|------------------------|

Motion #16

Dr. Levenfus moved to approve the application for audiology aide, Number AUD Aide 012110-1. Ms. Leppla seconded the motion. The motion passed unanimously.

BOARD BUSINESS

A. Audioprosthologist – Attorney General Formal Opinion – Update

The Board received an update on the status of the Formal Opinion request from Assistant Attorney General Wilburn during her report. Mr. Thornton will continue to update the Board.

B. Student Permits – Update

Mr. Thornton presented the Board with a draft of a proposed Memorandum of Understanding to be entered into with the Ohio Department of Education (ODE). The Board reviewed the draft and made additional changes. Mr. Thornton will submit the final draft to the ODE for review and update the Board at the next meeting.

C. Annual Report

The Board reviewed a final draft of the Annual Report for Fiscal Years 2008 and 2009 and provided additional feedback for the report which will be submitted to the Governor's Office.

D. OSLHA Conference Presentations

The Board reviewed the schedule for presentations at the Ohio Speech Language Hearing Association Annual Conference on March 12 and 13, 2010. Dr. Ward-Gravely will present with Mr. Thornton on March 12 for the presentation entitled "Emerging Trends in Audiology." Ms. Leppla and Ms. Embry will present with Mr. Thornton on March 13 for the presentation entitled "Update of Speech-Language Pathology and Audiology Licensure Laws and Regulations, and Overview of the Board's Role."

E. Legislative Breakfast

Dr. Ward-Gravely, Dr. Levenfus, Ms. Embry, Ms. Leppla, and Mr. Thornton will attend the Legislative Breakfast sponsored by the Ohio Speech and Hearing Governmental Action Committee on April 21, 2010.

COMMITTEE REPORTS

A. Rules Committee

1. Web-based Supervision

The Board reviewed and finalized draft rules for web-based supervision and directed Mr. Thornton to post the rule to the Board's website for public comment and notify the Ohio Speech and Hearing Governmental Affairs Coalition.

2. Proposed revisions to administrative rules

The Board reviewed the final revisions to administrative rules 4753-3-04, 4753-3-07, 4753-3-10(E)(2), 4753-3-07 (G)(1) and (G)(3)(a) and will file the proposed rules with the Joint Committee on Agency Rule Review. The Board intends to schedule a formal rules hearing at its next board meeting on March 11, 2010.

MEMBER CONCERNS

Mr. Good noted an additional revision for the Annual Report. He also stated that the Board should start discussion regarding Board members who intend to seek reappointment to a second term. Mr. Good stated that he intends to seek reappointment.

ADJOURNMENT

Motion #17

Ms. Thorpe moved to adjourn the meeting.

The meeting was adjourned at 2:20 P.M.

Dr. Valenta Ward-Gravely, Chairperson

Dr. Helene Levenfus, Vice Chair

Date

Date

Gregg B. Thornton, Executive Director

Date