



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

Board Meeting Minutes of Thursday, May 10, 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 K. Thorpe, M.Ed., Speech-Language Pathology Board Member and Vice Chairperson
Loretta T. Embry, 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

Board Members Absent:

Patricia L. Leppla, M.A., Speech-Language Pathology Board Member

Also Present:

Gregg B. Thornton, Executive Director
Darlene Young, Administrative Assistant
Connie J. Stansberry, Investigator

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

There were no comments.

AGENDA

The agenda for the May 10, 2012, regular board meeting was presented and reviewed.

Motion #1

Ms. Tracy moved to accept the agenda as submitted. Ms. Embry seconded the motion. The motion passed unanimously.

MINUTES

The minutes of the March 8, 2012 board meeting were reviewed.

Motion #2

Ms. Thorpe moved to accept the minutes of the March 8, 2012 board meeting. Mr. Porter seconded the motion. The motion passed unanimously.

CHAIRPERSON'S COMMENTS

Dr. Levenfus extended a warm welcome to everyone in attendance at the meeting. She thanked the board staff for their hard work in keeping things running smoothly and efficiently in the office, and Mr. Thornton for his guidance. Dr. Levenfus congratulated Ms. Thorpe on her nuptials planned for May 19, 2012, in Toledo. Fellow Board members also extended their heartfelt congratulations.

EXECUTIVE DIRECTOR'S REPORT

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

- Significant meetings, presentations, and events;
- Board's year-to-date revenue and expenditures for FY2012;
- Number of license verification letters issued since the last meeting;
- Significant legislation;
- Personnel matters;
- Spring quarter eNewsletter, expected to be distributed by end of May;
- Progress of the Internet Sales Workgroup regarding the sale of hearing aids via the Internet;
- Letter issued by the U.S. Food and Drug Administration against hi HealthInnovations marketing of online hearing tests;
- Audit management letter issued by the State Auditor's Office;
- Status of proposed rules for reimbursement of speech-generating devices;
- Board member vacancies and appointments;
- Licensure renewal campaign for 2012;
- Public comments to the proposed changes to the continuing education requirements

INVESTIGATIONS

A. Executive Session

Motion #3

Dr. Mitchell 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; Dr. Mitchell: yes; Mr. Porter: yes; Ms. Thorpe: yes; Ms. Tracy: yes.

The Board went into Executive Session at 10:20 a.m. and invited the Board staff to remain in attendance.

The Board returned to Public Session at 10:32 a.m.

B. Board Actions

2011-68

This case involves a speech-language pathologist who attested “Yes” on her 2011-2012 renewal application to having been disciplined in any state (including Ohio) or U.S. territory since her last renewal. The licensee admitted that in September of 2010 she was disciplined by her employer, a school district, for not providing services to students with an Individualized Education Program. (IEP). Her suspension ended in October of 2010. She appealed the employer’s disciplinary action; however, an arbitration hearing was never held. She retired from the school district, and from her profession, in June of 2011.

Accordingly the Investigative Review Group Committee (IRG) recommends the following:

- Offer a Consent Agreement in which the licensee admits the following:
 - that she did not provide services to students with active IEPs, which constitutes unprofessional conduct while engaging in the practice of speech-language pathology, in violation of Ohio Revised Code (ORC) section 4753.10(I)
 - that her admission to being disciplined by her employer constitutes being disciplined by a disciplinary authority of this state, in violation of Ohio Administrative Code (OAC) section 4753-3-08(O)
- In lieu of revocation, accept the licensee’s surrendering of her license *for cause*. An un-redacted copy of the school district’s ‘Hearing for the Record’ will be attached to the final Consent Agreement as an exhibit.

Motion #4

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

2012-60

This case involves a speech-language pathologist who submitted her Supervised Professional Experience Report (Report) and Supervision Contacts Log (Log) late by 73 days after completing her supervised professional experience year (PEY). She stated that she mailed her Report and Log within the required 30 days, of completing her PEY, and assumed the Board received it. She admitted fault for not verifying date of receipt and that her supervisor was not responsible for the late submission of paperwork. She obtained speech-language pathology licensure in November of 2011. At the March 8, 2012 board meeting, the

Board accepted the IRG's recommendation to offer a Consent Agreement with the following terms and conditions:

Due to this being the Respondent's first offense, and for violating OAC section 4753-3-07(G)(1), offer a Consent Agreement based on the following terms and conditions:

- *Complete 10 continuing education hours in the area of documentation and record keeping, due 90 days from the date the Board approves the Consent Agreement.*

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

Accordingly the IRG recommends the Board accept the Consent Agreement and close the case.

Motion #5

Ms. Thorpe moved to accept the Investigative Review Group's recommendation in case 2012-60. Ms. Embry seconded the motion. Dr. Levenfus abstained. Dr. Mitchell abstained. The motion passed uncontested.

2012-94

This case involves a speech-language pathologist who was issued a Consent Agreement, in previous case #2011-82, for submitting his Report and Log late by 90 days. The Consent Agreement was approved at the June 22, 2011 board meeting. Terms of the Consent Agreement were to submit proof, by September 20, 2011, that he completed 10 continuing education hours in the area of documentation and record keeping. He did not submit any hours. At the December 2, 2011 board meeting, the Board accepted the IRG's recommendation to issue a Notice of Opportunity for Hearing (NOH) based on a violation of the terms of the Consent Agreement. The NOH was issued via certified mail on December 16, 2011, with return receipt requested. It was returned to the Board office on January 13, 2012, marked unclaimed. The NOH was issued again, on January 17, 2012 via regular U.S. mail, with a certificate of mailing. It was not returned to the Board office. The licensee did not request a hearing. On March 13, 2012 a letter was mailed to the licensee informing him that the Board would conduct an evidentiary hearing on May 10, 2012.

Accordingly a Goldman Hearing is scheduled for today.

2012-108

This case involves a speech-language pathologist who submitted her Report and Log late by 176 days after completing her PEY. She also practiced for 12 days beyond her Plan approved end date yet had not submitted an Amended Plan, which is required pursuant to OAC section 4753-3-07(E)(4)(d). She and her supervisor both indicated they did not know the Report and Log were due 30 days from ending the PEY. Both did not know the requirement for an Amended Plan. The Respondent was under the impression that the Report and Log were due after her conditional license expired. She obtained speech-language pathology licensure in February of 2012. At the March 8, 2012 board meeting, the Board accepted the IRG's recommendation to offer a Consent Agreement with the following terms and conditions:

Due to this being the Respondent's first offense, and for violating OAC section 4753-3-07(G)(1), offer a Consent Agreement based on the following terms and conditions:

- *Complete 10 continuing education hours in the area of documentation and record keeping due 90 days from the date the Board approves the Consent Agreement.*

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

Accordingly the IRG recommends the Board accept the Consent Agreement and close the case.

Motion #6

Ms. Thorpe moved to accept the Investigative Review Group's recommendation in case 2012-108. Ms. Tracy seconded the motion. Dr. Levenfus abstained. Dr. Mitchell abstained. The motion passed uncontested.

2012-120

This case involves a conditional speech-language pathologist who submitted her Plan for Supervised Professional Experience (Plan) 149 days late. Her conditional application instructed that a Plan was due 30 days upon employment. Next to those instructions she made notation that she had employment to report to the Board. She claims to have mailed her Plan in a timely manner yet never contacted the Board to verify receipt. There were no extenuating circumstances delaying the Plans' timely arrival nor was her supervisor at fault. Prior to receipt of her Plan, the Board received an Amended Supervised Professional Experience Plan (Amended Plan), a Report and Contacts Log from her. This prompted board staff to notify her that there was no original Plan on file to amend.

Accordingly the IRG recommends the following:

Due to this being the Respondent's first offense, and for violating OAC section 4753-3-07(E)(4)(b)(c)(e), offer a Consent Agreement based on the following terms and conditions:

- Extend her current experience/Plan approved end date by the same number of days her initial Plan was late (149 days);
- Complete an Amended Plan reflecting a new ending date for her experience as November 2, 2012. This Amended Plan must be submitted, to the Board office, along with the signed Consent Agreement;
- Complete 10 education in training hours, in the area of documentation, due 90 days from the approval of the Consent Agreement;
- Complete 10 more education in training hours, in the area of documentation, due 30 days before the conclusion of the new experience ending date;
- Once full licensure is obtained, audit for continuing education hours after her second and third renewal cycles.

Motion #7

Ms. Embry moved to accept the Investigative Review Group's recommendation in case 2012-120. Ms. Thorpe seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

2012-123

This case involves a speech-language pathologist who practiced unlicensed, while under supervision, after her first conditional license expired. She practiced 4.5 days of the 6 days her license was expired.

Accordingly the IRG recommends the following:

Due to this being the Respondent's first offense, and for unauthorized practice, a violation of ORC 4753.02, offer a Consent Agreement based on the following terms and conditions:

- Suspend for 6 days, staying half, commencing on designated days off
- Complete 5 continuing education hours in the area of ethics and 5 hours in the area of documentation and record keeping, due 60 days from the date the Board approves the Consent Agreement

Motion #8

Ms. Tracy moved to accept the Investigative Review Group's recommendation in case 2012-123. Ms. Embry seconded the motion. Dr. Mitchell abstained. The motion passed uncontested.

C. Investigative Report – Ms. Stansberry

OPENED	Cases since the last Board Meeting 3/8/2012	6
CLOSED	Cases since the last board meeting 3/8/2012	10
Referrals	Of total open cases	8
TOTAL Open	After Closing Cases Today	12

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

Aide changed supervisors but no application filed	0
CE Audit issues	0
Conviction applications	0
Deceased (verified)	0
Denied Refund	0
Billing Issues/Falsified Records	1
Hearing Test/Hearing Aids On-Line	1
Late Plan (or none)	1
Late Report and Log (or none)	1
Late Plan, Report and Log	0
Misleading Advertisement	0
Misrepresentation (Other)	1
No Plan and/or Report & Log on file and/or discontinued pursuit of Ohio licensure yet did not notify the Board	1
Non Compliance with Consent Agreement	1
Public Records Request	0
Re-licensure application CE review	1
Renewal application issue (CE not completed by 12/31/2010)	0
Restoration application review CE	0
Supervision of an Aide termination, did not notify Board	0
Unlicensed Practice	2
Unlicensed Practice due to late renewal/CE Audit	0
Unethical	0

Unprofessional

2

LICENSURE APPROVAL – Ms. Thorpe**A. License Review****Speech-Language Pathology****Motion #9**

Ms. Thorpe moved to ratify the Speech-Language Pathology licenses granted by the Executive Director on March 15, 2012, April 2, 2012, April 16, 2012, and May 1, 2012. Ms. Embry seconded the motion. The motion passed unanimously.

March 15, 2012

Alison	Krema	SP. 10313	
Lori	Dietz	SP. 10315	
Jessica	Offei	SP. 10330	
Katie	Joyner	SP. 10331	
Leanne	Grisa	Sp. 10332	
Clayton	Franks	SP. 10333	
Tanya	Myrick	SP. 10334	
Valarie	Scharf	SP. 10335	
Melanie	Sabo	SP. 10336	
Lyndsey	Moreo	SP. 10337	
Amy	Didier	SP. 10338	
Caitlin	Barney	SP. 10339	
Toni	Tamburino	SP. 10340	
Abbie	Miller	SP. 10341	
Nekie	Lamkin	SP. 7792	relicensure
Jessica	Bess	SP. 8342	relicensure
Emily	Shetler	SP. 9450	relicensure
Ginger	Enz	SP. 9123	relicensure

April 2, 2012

Andrea	Vantaggi	SP. 10343
Katelyn	Poock	SP. 10344
Jayna	Rupp	SP. 10345
Kelly	Nieberding	SP. 10346
Amy	Lagzdins	SP. 10347
Suzanne	Gillespie	SP. 10348
Jonelle	Diefenthaler	SP. 10349
Karolyn	Cyprych	SP. 10350
Stephanie	Hutzel	SP. 10351

Caitlin	Del Medico	SP. 10352	
Sarah	Derga	SP. 10353	
Brittany	Bachman	SP. 10354	
Bonnie	Oskowski	SP. 10355	
Jennifer	Ruggles	SP. 10356	
Nicola	Holdsworth	SP. 10357	
Sonya	Kapoor	SP. 10358	
Emily	Miller	Sp. 10359	
Elizabeth	Brady	SP. 10360	
Jayde	Gater	SP. 10361	
Ann	Feltis	SP. 10362	
Jaclyn	Benokfske	SP. 10363	
Claire	Miller	SP. 10364	
Alyssa	Miller	SP. 10365	
Melissa	Bornstein	SP. 10366	
Ella	Brody	SP. 10367	
Dana	Murphy	SP. 10368	
Mary	Vesel	SP. 4778	relicensure

April 16, 2012

Melissa	Beckman	SP. 10342	
Kyra	Schloenbach	SP. 10369	
Rachel	Dolan	SP. 10370	
Lauren	Januszewski	SP. 10371	
Sarah	Currier	SP. 10372	
Racheal	Levi	SP. 10373	
Victoria	Bowman	SP. 10374	
Mary	Rinderle	SP. 10375	
Molly	Hylton	SP. 10376	
Lindsey	Tamulonis	SP. 10377	
Julie	Sekerak	SP. 10378	
Taryn	Murphy	SP. 10379	
Shelby	Wiedt	SP. 10380	
Allison	Windau	SP. 10381	
Cari	Wells	SP. 10382	
Kara	Willis	SP. 10383	
Mary	Nicholls	SP. 10384	
Jennifer	Elerick	SP. 10385	
Kelynne	Miller	SP. 10386	
Angela	Wells	SP. 8139	relicensure

May 1, 2012

Jessica	Check	SP. 10387	
Brittany	Figgins	SP. 10388	
Mary Beth	Klimkowski	SP. 10389	
Katie	Eddins	SP. 10390	
Emily	Watkins	SP. 10391	
Leia	Greathouse	SP. 10392	
Kelli	McLaughlin	SP. 10393	
James	Guinn	SP. 10394	
Amy	Herren	SP. 10395	
Briana	Corcoran	SP. 10396	
Courtney	Neville	SP. 10397	
Emily	Zamora	SP. 10398	
Allison	Flynn	SP. 10399	
Janda	Tattersall	SP. 10400	
Amy	Savage	SP. 10401	
Jessica	Hicks	SP. 10402	
Allison	Kinneberg	SP. 10403	
Sarah	Zimmerman	SP. 10404	
Amber	Conway	SP. 10405	
Renea	Dutton	SP. 10406	
Krista	VanDruten	SP. 10407	
Yael	Etziony	SP. 10408	
Debra	Long	SP. 3935	relicensure

Audiology

Motion #10

Ms. Thorpe moved to ratify the Audiology licenses granted by the Executive Director on March 15, 2012, April 2, 2012, April 16, 2012, and May 1, 2012. Dr. Mitchell seconded the motion. The motion passed unanimously.

March 15, 2012

None

April 2, 2012

Kiersten	Anderson	A. 01799
Courtney	Abel	A. 01800

April 16, 2012

None

May 1, 2012

None

Conditional Speech-Language Pathology
--

Motion #11

Ms. Thorpe moved to ratify the Conditional Speech-Language Pathology licenses granted by the Executive Director on March 15, 2012, April 2, 2012, April 16, 2012, and May 1, 2012. Ms. Embry seconded the motion. The motion passed unanimously.

March 15, 2012

Amber	Conway	COND. 2011134	2nd COND.
-------	--------	---------------	-----------

April 2, 2012

Larissa	Meyer	COND. 2012204	
Bethany	Lovern	COND. 2012206	

April 16, 2012

Cassandra	Pasquale	COND. 2012207	
Kellie	McLaughlin	COND. 2011159	2nd COND.

May 1, 2012

Cheryl	Gilliam	COND. 2012209	
--------	---------	---------------	--

LICENSING SUMMARY

Speech-Language Pathologist	6336
Audiologist	941
Inactives AUD / SLP	24/107
Conditional SLP	241
Permit Holders	45
SLP-Aide	9
AUD-Aide	68

TOTAL	7771
--------------	-------------

B. Applications for Review

Audiology Aides

Motion #12

Dr. Levenfus moved to approve the initial application for Audiology Aide, number

Aide AUD 05102012-1. Ms. Thorpe seconded the motion. The motion passed unanimously.

Motion #13

Dr. Levenfus moved to approve the initial application for Audiology Aide, number

Aide AUD 05102012-2. Dr. Mitchell seconded the motion. The motion passed unanimously.

Motion #14

Dr. Levenfus moved to approve the initial application for Audiology Aide, number

Aide AUD 05102012-3. Ms. Thorpe seconded the motion. The motion passed unanimously.

Speech-Language Pathology Aides
--

Motion #15

Ms. Embry moved to table the initial application for Speech-Language Pathology Aide, number **Aide SLP 05102012-1** for additional clarification of duties. Ms. Thorpe seconded the motion. The motion passed unanimously.

Licensure Applications

There are no additional complete applications that are pending for blind review.

Special Applications

Request to Waive Supervisor Qualifications Stipulated by OAC 4753-3-07(D)(1)(b) of 24 Months of Full Time Clinical Experience in the Past 60 Months

This is a request submitted by **COND.SLP 05102012-1** and **COND.SLP 05102012-2** to waive full time clinical experience requirements for supervision.

Motion #16

Ms. Embry moved to approve the request to waive full time clinical experience requirements for supervision for **COND.SLP 05102012-1**. Ms. Thorpe seconded the motion. The motion passed unanimously.

Motion #17

Ms. Embry moved to approve the request to waive full time clinical experience requirements for supervision for **COND.SLP 05102012-2**. Dr. Mitchell seconded the motion. The motion passed unanimously.

COMMITTEE REPORTS

A. Rules Committee – Ms. Loretta Embry

Ms. Embry reported that the Rules Committee met on May 9, 2012. The committee reviewed new comments to the proposed rules on continuing education. The committee also reviewed public comments to proposed rules on telepractice. The committee agreed to move forward with no-changes to the rules scheduled for five-year review in 2012 and consider substantive changes in 2013. The committee

reviewed the final recommendations from the Common Sense Initiative Office on the proposed amendments to rule 4753-5-01. The rule will now be filed with JCARR for a rules hearing on June 19, 2012. Ms. Embry reported that the committee would like to proceed with amending the rule for name change, requiring documentation be submitted with the licensee's request. The committee also approved the proposed amendment for continuing education requirements for restoration of license to prevent those restoring their license from being required to take ten additional continuing education hours. The committee also reviewed rule 4753-6-01(C) related to occupational hearing test. The committee recommended that the term "automatic" be deleted in the reference to pure tone audiometry since manual audiometry may also be utilized for occupational hearing tests. The committee also reviewed procedures for hearing tests.

Motion #18

Ms. Thorpe moved to accept the Rules Committee's report and recommendations. Mr. Porter seconded the motion. The motion passed unanimously.

B. Professional Competency Committee – Ms. Amy Thorpe

Ms. Thorpe reported that the Professional Competency Committee will be meeting immediately following the adjournment of the board meeting. The committee will review the status of its initiatives for 2012.

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

Mr. Porter reported that the Policy and Procedure Committee estimates completion of its review of the office policies and procedures by the June or August board meeting. The committee will subsequently meet and present its final recommendations to the board.

ASSISTANT ATTORNEY GENERAL'S REPORT

EXECUTIVE SESSION

Motion #19

Mr. Porter moved to enter Executive Session for the purpose of discussing issues 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. Embry seconded the motion, which passed by roll call vote as follows:

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

The Board went into Executive Session at 10:55 a.m. and invited Mr. Thornton to remain in attendance.

The Board returned to Public Session at 11:02 a.m.

EXECUTIVE SESSION**Motion #20**

Dr. Mitchell 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; Dr. Mitchell: yes; Mr. Porter: yes; Ms. Thorpe: yes; Ms. Tracy: yes.

The Board went into Executive Session at 11:03 a.m. and invited Mr. Thornton to remain in attendance.

The Board returned to Public Session at 11:51 a.m.

The Board recessed for lunch at 12:00 p.m. and returned to Public Session at 1:00 p.m.

BOARD BUSINESS**A. Telepractice**

Mr. Thornton updated the Board on the proposed rules for telepractice and summarized the public comments received. He indicated that the next step would be to meet with the telepractice workgroup to review the comments and consider revisions to the proposed rule.

B. SB 304 – Better Hearing and Speech Month in Ohio

Mr. Thornton updated the Board regarding Senate Bill 304, introduced by Sen. Troy Balderson. After discussion, the Board considered the following action.

Motion #21

Ms. Embry moved that the Board support passage of SB 304 designating the month of May as Better Hearing and Speech Month in Ohio, and authorize the Executive Director to testify in support of the legislation. Ms. Thorpe seconded the motion. The motion passed unanimously.

C. Department of Veterans Services – Request for Licensure Information

The Board reviewed correspondence received from the Ohio Department of Veteran Services requesting licensure information for their national database. The information would be accessible to all veterans and assist with benefits veterans may be eligible to receive, such as reimbursement of licensure examination fees. After discussion, the Board considered the following action.

Motion #22

Ms. Thorpe moved that the Board authorize the Executive Director to respond to the Ohio Department of Veterans Services request for information for their national database for veterans' benefits. Ms. Embry seconded the motion. The motion passed unanimously.

D. HB 66 – State Auditor’s Office - Fraud Reporting Hotline

The Board received information regarding the State Auditor’s Fraud Reporting Hotline system.

E. Hearing Aid Test Procedures

Dr. Levenfus updated the Board regarding the research she and Dr. Mitchell conducted of hearing test procedures. They compared the Board’s rules to other states and noted there is no consistency among the state licensure boards. Dr. Levenfus would like to continue to review this issue under an ad hoc committee and invite input from various stakeholders.

Motion #23

Dr. Mitchell moved that the Procedures for Hearing Aid Testing Ad Hoc Committee be created for the purpose of identifying appropriate procedures related to testing for hearing aids. Ms. Embry seconded the motion. The motion passed unanimously.

F. Public Comment on Ohio Department of Health’s Five-Year Rule Review for Infant Hearing Screening

The Board reviewed the infant hearing screening rules, which are scheduled for five-year review in 2013. The Board did not note any rules that require significant changes. Mr. Thornton will respond to the Ohio Department of Health on the Board’s behalf.

CORRESPONDENCE

The Board discussed the following correspondences:

A. Licensure requirements for review of audiograms by audiologists for occupational hearing tests;

The Board reviewed correspondence exchanged with an out of state company seeking clarification regarding Ohio’s licensure requirements for audiology aides and audiology supervisors conducting occupational hearing tests. The Board noted that audiology supervisors and audiology aides licensed by the board have responsibility for any occupational hearing tests conducted within Ohio.

B. Licensure requirements for speech-language therapy services in school settings;

The Board reviewed correspondence received from the Bernadette Laughlin, with the Ohio Department of Education, clarifying the role of the intervention specialist in support of speech-language IEP goals that a licensed speech-language pathologist is providing in the school setting. The Board concurred that intervention specialists should not be providing speech-language therapy services under relevant laws promulgated by the ODE and Board. See definition of “qualified personnel” under OAC 3301-51-01(B)(52) and R.C. section 4753.02 related to unauthorized practice. The Board acknowledged Ms. Laughlin’s three examples of appropriate “speech-language related” activities an intervention specialist or

teacher could implement in the classroom or resource room, that might provide support to a speech-language IEP goal that the speech-language pathologist is providing the specially designed instruction for:

- collecting data;
- reinforcing skills with praise;
- providing opportunities to communicate and practice learned skills

C. SLP scope of practice: prosthetic devices – Passy-Muir Valve and Blom-Singer Laryngectomy Tube

The Board reviewed correspondence from a medical supply vendor seeking clarification regarding the scope of practice for speech-language pathology in providing certain prosthetic devices for determination of eligibility for reimbursement under Medicare. The Board noted that it does not have jurisdiction over reimbursement issues and will advise the company to follow-up with Medicare as they deem appropriate.

D. Ohio Department of Health – Screening for infants born outside the hospital and subsequently admitted to a birthing hospital

The Board review correspondence from the Department of Health Infant Hearing Subcommittee on whether the infant hearing screening rules apply to newborns who are born outside of the hospital but subsequently admitted. Even though the rules do not address this scenario, the Board believes that the intent of the rules would still require the admitting hospital to screen the infant for hearing disorders.

GOLDMAN HEARING – William J. Lewis

Pursuant to Chapter 119 of the Ohio Revised Code, the Board conducted an administrative hearing in accordance with *Goldman v. State Medical Board of Ohio*, 110 Ohio App.3d 124, 673 N.E. 2d 677 (Ohio App. 10 Dist., Franklin County, March 29, 1996) (No. 95APE10-1358) concerning the license of William J. Lewis, SP.9909.

The public hearing was concluded at 2:00 P.M.

A. Executive Session

Motion #24

Ms. Tracy moved to enter Executive Session for the purpose of discussing proposed disciplinary action against licensees 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; Dr. Mitchell: yes; Ms. Thorpe: yes; Ms. Tracy: yes.

The Board went into Executive Session at 2:18 p.m. Mr. Thornton, staff and Ms. Leah O'Carroll, Assistant Attorney General, did not remain in attendance.

The Board returned to Public Session at 2:21 P.M.

B. Board Actions – Adjudication Order: William J. Lewis

Motion #25

Ms. Thorpe moved to issue the following disciplinary action for William J. Lewis, License Number SP. 9909:

- Revoke his speech-language pathology license, license number SP.9909

Ms. Embry seconded the motion, which passed by roll call vote as follows:

Dr. Levenfus: yes; Ms. Embry: yes; Dr. Mitchell: yes; Ms. Thorpe: yes; Ms. Tracy: yes.

MEMBER CONCERNS

There were no member concerns.

ADJOURNMENT

The meeting was adjourned at 2:24 p.m.

Dr. Helene Levenfus, Chairperson

Ms. Amy Thorpe, Vice Chairperson

Date

Date

Gregg B. Thornton, Executive Director

Date