



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

Board Meeting Minutes of Friday, October 28, 2016

The Regular Business Meeting was called to order at 9:30 a.m. by Chairperson, Karen K. Mitchell, Au.D., held at the Vern Riffe Center for Government, 77 South High St., 31st Floor – Board Room, Columbus, OH 43215.

Board Members – Roll Call:

Tammy H. Brown, M.A., CCC-A, ABA, FAAA, Audiology Board Member and Vice Chairperson
Lisa A. Froehlich, Ph.D., CCC-SLP, Speech-Language Pathology Board Member
Helen L. Mayle, Public Member
Karen K. Mitchell, Au.D., Audiology Board Member and Chairperson
Barbara L. Prakup, Ph.D., CCC-SLP, Speech-Language Pathology Board Member
Carrie L. Spangler, Au.D., CCC-A, FAAA, Audiology Board Member
Linda L. Wellman, Ph.D., CCC-SLP, Speech-Language Pathology Board Member

Excused Absence:

Angela N. King, Public Member

Also Present:

Gregg B. Thornton, Executive Director
Connie J. Stansberry, Investigator
Cheryl R. Hawkinson, Senior Assistant Attorney General

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

There were no comments from the public or professional organizations.

AGENDA

The agenda for the October 28, 2016 regular board meeting was presented and reviewed.

Motion #1

Dr. Spangler moved to accept the agenda as submitted. Ms. Brown seconded the motion. The motion passed unanimously.

MINUTES

The minutes of the August 9, 2016 board meeting were reviewed.

Motion #2

Dr. Prakup moved to accept the minutes of the August 9, 2016 board meeting. Dr. Spangler seconded the motion.

CHAIRPERSON'S COMMENTS

Dr. Karen Mitchell welcomed everyone to the meeting. She thanked everyone who attended the NCSB Conference, and noted that Ohio continues to be on the leading edge of national trends and changes for best practices in the professions of audiology and speech-language pathology. She thanked the board members and staff for their dedication and support during her two terms on the Board for the past six years. Dr. Mitchell stated that her board experience provided opportunities to address a variety of issues impacting the professions, ensure consumer protection, and continued professional growth as an audiologist.

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;
- Legislative and media contacts;
- Year-to-date revenue and expenditures for FY2017;
- Significant legislation;
- Status of the new eLicensing 3.0 system;
- Budgeting process for FY2018-2019;
- Licensure renewal campaign;
- School Medicaid reimbursement;
- Workload determination process; and
- Fall eNewsletter

Formal Rules Hearing – Chapter 119 Ohio Revise Code

At 10:15 a.m., the Board conducted a Public Rules Hearing.

The following rules were proposed as amended rules:

4753-3-09 Reinstatement of license – this rule specifies the process to reinstate a license to practice speech-language pathology or audiology. A minor change is being proposed to this rule to correct a grammatical error in the rule, e.g., removing duplicate verbiage under sections G, H, I, and J.

4753-3-10 Exempt practice; renewal – this rule specifies the process to renew a license and apply for relicensure to practice speech-language pathology or audiology. A minor change is being proposed to this rule to correct a grammatical error in the rule, e.g., removing duplicate verbiage under sections G, H, and I.

4753-11-04 Confidentiality statutes – this rule ensures that the Board follows proper procedures when accessing confidential and personal information. This rule section is being updated to include federal statutes or regulations that make medical records and college and university transcripts covered under confidential personal information.

There were no witnesses present for the hearing, which concluded at 10:26 a.m.

PROPOSED DISCIPLINARY ACTION HEARINGS PURSUANT TO OHIO REVISED CODE CHAPTER 119 – JODI CREIGHTON, CASE NO. 2015-34

Dr. Spangler disclosed that she was familiar with Jodi Creighton. Dr. Spangler indicated that she had professional contact with Ms. Creighton several years ago for a presentation, and has not had any interactions with her since then. Dr. Spangler indicated that she could serve on the hearing panel in an objective, fair, and impartial manner.

Motion #3

Dr. Mitchell moved that Dr. Spangler serve on the hearing panel involving Jodi Creighton. Dr. Prakup seconded the motion, which passed by roll call vote as follows: Ms. Mayle: yes; Dr. Mitchell: yes; Dr. Prakup: yes; Dr. Spangler: yes; Dr. Wellman: yes

At approximately 10:39 a.m., the Board conducted an administrative disciplinary hearing, pursuant to Chapter 119 of the Ohio Revised Code, in the matter of Jodi Creighton, license number A.00892. The Board was represented by Senior Assistant Attorney General, Cheryl R. Hawkinson. Present for the hearing and joining in these findings were: Karen K. Mitchell, presiding officer of the proceedings; Barbara L. Prakup, Carrie L. Spangler, Linda L. Wellman, and Helen L. Mayle. Lisa A. Froehlich was recused due to her serving on the Investigative Review Group, which had oversight of the investigation involving this matter. Tammy H. Brown recused herself from serving on the hearing panel due to her working at the location where Ms. Creighton was employed at the time of this incident. Dr. Froehlich and Ms. Brown did not participate in the quasi-judicial deliberation or voting. Angie N. King was absent during the proceedings and also did not participate in the quasi-judicial deliberation or voting.

Ms. Creighton was issued a Notice of Opportunity for Hearing letter, but did not request a hearing. The hearing concluded at approximately 11:23 a.m.

QUASI-JUDICIAL DELIBERATION, PURSUANT TO OHIO REVISED CODE CHAPTER 119 – JODI CREIGHTON, CASE NO. 2015-34

At approximately 12:05 p.m., the Board recessed for the purpose of having a quasi-judicial deliberation, pursuant to Ohio Revised Code Chapter 119, in the matter of Jodi Creighton, A.00892.

The Board invited Mr. Thornton to remain in attendance. Dr. Froehlich, the Investigative Review Group's Chairperson, Ms. Brown, Ms. Stansberry and Assistant Attorney General Hawkinson were recused and did not participate in the quasi-judicial deliberations or any vote on this matter.

The Board returned to public session at approximately 12:20 p.m.

RETURN TO PUBLIC SESSION – VOTE ON DISCIPLINARY ACTION – JODI CREIGHTON, CASE NO. 2015-34

The Board made the following Findings of Fact, Conclusions of Law, and Order in the matter of Jodi Creighton, A.00892:

Findings of Fact:

1. Ms. Creighton is licensed as an audiologist in the State of Ohio, license number A.00892.
2. Access audits of the electronic medical records system (EMRS) were performed by Ms. Creighton's employer on a quarterly basis. The audits were conducted on groups of patients. The purpose was to look for inappropriate access to patient medical records by any staff member that did not have a business reason to do so. A quarterly audit was conducted December 12, 2014. It was found that a patients' file had been viewed under Ms. Creighton's EMRS assigned Username/Password without a valid business reason. Because of this, an in depth audit was performed on Ms. Creighton. The audit established that for a number of years prior to December 12, 2014, eighty-three (83) electronic patient medical records had been accessed/viewed under Ms. Creighton's EMRS assigned Username/Password without a valid business reason. Although some of the eighty-three (83) patients received audiological services, none of the eight-three (83) patient electronic medical records accessed were on Ms. Creighton's caseload or the Cochlear Implant Team's (CIT) caseload. Further, Ms. Creighton did not secure her EMRS User ID and Password.
3. Ms. Creighton's employer issued employee office desktop computers that were assigned unique asset tags. A majority of the patient records viewed under her EMRS assigned Username/Password, were in the evenings, weekends and her scheduled vacation time. The records were viewed via remote access and/or via a device or computer other than her office desktop computer.
4. State's Exhibits #1-16 were introduced and accepted as evidence in this matter.
5. The testimony and the Exhibits establish that Ms. Creighton improperly accessed patient electronic medical records without a valid reason.

Motion #4

Dr. Wellman moved to accept the Board's findings of fact in the matter of Jodi Creighton, Case No. 2015-34. Ms. Mayle seconded the motion. The motion passed unanimously.

Conclusions of Law and Order:

1. With regard to Count 1 contained in the Notice of Opportunity for Hearing: Ms. Creighton improperly accessed patient electronic medical records, which constitutes a violation of Ohio Rev. Code 4753.10 (I), (J), and (M) and Ohio Administrative Codes 4753-3-08 (I),(J), and (M) and 4753-9-01 (A)(2)(e) and (5)(6)(9) and 4753-9-01 (B)(1)(c)(i) and (2)(d).
2. With regard to Count 2 contained in the Notice of Opportunity for Hearing: Ms. Creighton improperly accessed patient electronic medical records without a valid reason, which constitutes a violation of Ohio Rev. Code 4753.10 (I), (J), and (M) and Ohio Administrative Codes 4753-3-08 (I),(J), and (M) and 4753-9-01 (A)(2)(e) and (5)(6)(9) and 4753-9-01 (B)(1)(c)(i) and (2)(d).
3. With regard to Count 3 contained in the Notice of Opportunity for Hearing: Based upon the credible testimony of the State's witnesses, Ms. Creighton did not indicate that her password was compromised and allowed staff access to her Rolodex, where her user name and password were stored. The first time Ms. Creighton raised this contention was during her interview with the Board's Investigator, Connie Stansberry. Accordingly, the Board finds no violation under Count 3.
4. The Board hereby **REVOKES** Ms. Creighton's license to practice audiology in the state of Ohio.

Motion #5

Dr. Prakup moved to accept the Board's conclusions of law and order in the matter of Jodi Creighton, Case No. 2015-34. Dr. Spangler seconded the motion. The motion passed unanimously. Dr. Froehlich and Ms. Brown abstained.

The Board recessed at approximately 12:45 p.m. and returned Public Session at approximately 1:30 p.m.

LICENSURE APPROVAL – Tammy Brown

A. License Review

Speech-Language Pathology

Motion #5

Ms. Brown moved to ratify the Speech-Language Pathology licenses granted by the Executive Director on August 1, 2016, August 8, 2016, August 15, 2016, August 22, 2016, September 1, 2016, September 15, 2016, September 29, 2016, October 3, 2016 and October 17, 2016. Dr. Prakup seconded the motion. The motion passed unanimously.

August 1, 2016

SP-8964-
SP-12298-

Ashli N. Westfall
Eliana C. Weinreich

Re-Licensure

SP-12299-	Haley Rochelle Thomas
SP-12300-	Amy Tepper
SP-12301-	Brittanie A. Tillman
SP-12302-	Reneé Linda Gustin
SP-12303-	Jeanette Louise Dickson
SP-12304-	Julia Leanne Barry
SP-12305-	Abbi Marie Binnix
SP-12306-	Evgeniya Gorokhovskaya
SP-12307-	Jamie Dawn Busch
SP-12308-	Johnathan Merwin
SP-12309-	Ellen Rae Mock
SP-12310-	Alyssa Mae Ruffier

August 8, 2016

SP-12311-	Shaina Elizabeth Meyer
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August 15, 2016

SP-5836-	Lesley Caroline Edwards-Gaither	Re-Licensure
SP-10372-	Sarah M. Currier	
SP-10442-	Jamie Ann Broach	
SP-12312-	Sara Gillette	
SP-12313-	Lauren Ashley Eck	
SP-12314-	Rikki Michelle Conley	
SP-12315-	Stephanie Dawn McCall	
SP-12316-	Lauren Marie Hill	
SP-12317-	Holly E Stevens	
SP-12318-	Eric Laurence Blicher	
SP-12319-	Emily Grace Corfman	
SP-12320-	Jennifer Marie Schiever	

August 22, 2016

SP-12322-	Kathleen June Whitfield
SP-12323-	Jamie Miller-Novak
SP-12324-	Caitlin Jo Waldo

September 1, 2016

SP-9608-	Mary Alexandra Garavaglia	Re-Licensure
SP-9963-	Brittany Elizabeth Stockdale	Re-Licensure
SP-12325-	Devan Marie Adley	
SP-12326-	Leanne Dorothy Kaltenbaugh	
SP-12327-	Rebecca Dova Baum	
SP-12328-	Aleeya Reynolds	

September 15, 2016

SP-12329-	Amelia Christianne Spangler
SP-12330-	Jessica Marie Kent
SP-12331-	Christina Sophia Kasprzak
SP-12332-	Amanda Marie Avalos
SP-12333-	Ashley Patricia Evanoski
SP-12334-	Raenne Wetzel
SP-12335-	Karen Michelle Christopher
SP-12336-	Janelle Kay Huefner
SP-12337-	Sarah Elizabeth Cocuzzo
SP-12338-	Yolanda Gail Fields-Witherspoon
SP-12339-	Maria Elizabeth Eldemire

September 29, 2016

SP-12340-	Brocha Buckwold
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October 3, 2016

SP-12341-	Tanya Nicole Dortin
SP-12342-	Marissa Bodiker
SP-12343-	Lily M. Rockwell
SP-12344-	Hannah Meagan D'Souza
SP-12345-	Emily Marie Fuller
SP-12346-	Chelsea Lynn Scott
SP-12347-	Kelsey Ann Stockdale
SP-12348-	Tina Nicole Ludwig

October 17, 2016

SP-12349-	Kristen Rae Ackerman
SP-12350-	Emily Ann Johnstal
SP-12352-	Kylie Nicole Dysert
SP-12353-	Bryanna Keagan Lanham
SP-12354-	Rachel Elizabeth Beahrs
SP-12355-	Kate Christine Schelkoph
SP-12356-	Paige Renee Houghtaling
SP-12357-	Emilee Nicole Shiring
SP-12358-	Kristin Renee Richardson
SP-12359-	Gail Ann Pierson
SP-12360-	Amy Christine Portenlanger

Motion #6

Ms. Brown moved to ratify the Audiology licenses granted by the Executive Director on August 1, 2016, August 8, 2016, August 15, 2016, September 1, 2016, September 15, 2016, October 3, 2016 and October 17, 2016. Dr. Wellman seconded the motion. The motion passed unanimously.

August 1, 2016

A-02033-	Peytra Claire Osetinsky
A-02034-	Andrew Harter Kibelbek

August 8, 2016

A-02035-	Kara Jane Vasil
A-02036-	Loriebeth Anne D'Elia
A-02037-	Kelly Diane Patzwahl
A-02039-	Elizabeth Joan Striegl

August 15, 2016

A-02038-	Rachel Lynn Clary
A-02040-	Kristin Nicole Budd

September 1, 2016

A-02041-	Sarah Dawn Stiff
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September 15, 2016

A-02042-	Brandon Scott Cyrus
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October 3, 2016

A-02043-	Tracy Leigh Tunis
A-02044-	Rachael Renee Borges

October 17, 2016

A-02045-	Nicole Margaret-Kerins Diehl
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Conditional Speech-Language Pathology
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Motion #7

Ms. Brown moved to ratify the Conditional Speech-Language Pathology licenses granted by the Executive Director on August 1, 2016, August 2, 2016, August 8, 2016, August 15, 2016, August 17, 2016, August 22, 2016, August 23, 2016, August 29, 2016, September 1, 2016, September 15, 2016, September 20, 2016, September 30, 2016, October 3, 2016 and October 17, 2016. Dr. Mitchell seconded the motion. The motion passed unanimously.

August 1, 2016

COND-2017025-SP	Megan Joy Bigley
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COND-2017026-SP	Benjamin Thomson Mates
COND-2017027-SP	Nikita Maria Blaauwendraat
COND-2017028-SP	Nicole Francine Dilworth
COND-2017029-SP	Zoe Eilbeck
COND-2017030-SP	Emily Robie
COND-2017031-SP	Victoria Anne Diedrichs
COND-2017032-SP	Rivka Lieberman
COND-2017033-SP	Kristyn Evelyn Young

August 2, 2016

COND-2017034-SP	Leah Kay Dalbey
COND-2017035-SP	Mackenzie Alison Cunningham
COND-2017036-SP	Alayna Elizabeth Edinger

August 8, 2016

COND-2017037-SP	Ashley Howard
COND-2017038-SP	Danielle Livingston Fultz
COND-2017039-SP	Grace Ann Cummings
COND-2017040-SP	Mariah Monique Lee
COND-2017041-SP	Katie Ellen Rizco
COND-2017042-SP	Kate Lynn Carstens
COND-2017043-SP	Lindsey Michelle Adams
COND-2017044-SP	Katherine Rose Martin
COND-2017045-SP	Tiffany Fortney
COND-2017046-SP	Meghan Anne Neumeier
COND-2017047-SP	Alana Jo Roth
COND-2017048-SP	Melissa Michelle DeGonzague
COND-2017049-SP	Christine Ann Drab
COND-2017050-SP	Lauren Cynthia Ringel
COND-2017051-SP	Caroline Anne Reed
COND-2017052-SP	Ellen Virginia Benson
COND-2017053-SP	Rylee V. Christofferson
COND-2017054-SP	Alyssa Jane Tatum
COND-2017055-SP	Mary Cassandra Ragland
COND-2017056-SP	Chelsea Kay Shoemaker
COND-2017059-SP	Samantha Marie Theders
COND-2017060-SP	Shellby Marie Weaver
COND-2017061-SP	Jessica Anne Moyer
COND-2017062-SP	Michelle Rose Hill
COND-2017063-SP	Sarah Margaret King
COND-2017064-SP	Lauren Marie Ledzianowski
COND-2017065-SP	Olivia Rae Biello

COND-2017066-SP	Becky Ann Herr
COND-2017067-SP	Megan Grigsby
COND-2017068-SP	Krystal Michele Bryndel
COND-2017069-SP	Alexandra Katherine Gaul
COND-2017070-SP	Abigail Rose Goldberg
COND-2017071-SP	Alexandria Marie Ornelas
COND-2017072-SP	Calley Erin Mitchell
COND-2017073-SP	Rachel Marie Herron
COND-2017074-SP	Caitlin Marie Green
COND-2017075-SP	Nichole Marie Kus
COND-2017076-SP	Natalie Grace Patton
COND-2017077-SP	Joelle Lynn Knoblauch
COND-2017078-SP	Acacia E. V. Parsons
COND-2017079-SP	Aimee Marie Meier
COND-2017080-SP	Kaitlyn Marie Dobrich
COND-2017081-SP	Madison Nicole Stephens
COND-2017082-SP	Kirsten Jillson Cook
COND-2017083-SP	Olivia Ann Boaz
COND-2017084-SP	Katelyn Rose Seitz
COND-2017085-SP	Monica Fox
COND-2017086-SP	Emily T. Shevelow
COND-2017087-SP	Kimberly Erin Smith
COND-2017088-SP	Adrienne Marie Darah
COND-2017089-SP	Katelyn Marie Sinclair
COND-2017090-SP	Moira Elizabeth Chrzanowski
COND-2017091-SP	Jacklyn Elizabeth Kramer
COND-2017092-SP	Megan Marie Kaiser
COND-2017093-SP	Molly Marie Murrison
COND-2017094-SP	Jennifer Nicole Wells
COND-2017095-SP	Jill Marie Germana
COND-2017096-SP	Kali Marie Neundorfer
COND-2017097-SP	Stephanie Ann Poe
COND-2017098-SP	Jaimie Claire Stevenson
COND-2017099-SP	Emily Maria Enos
COND-2017101-SP	Courtney Lynn Davidson
COND-2017102-SP	Sarah Diane Evans
COND-2017103-SP	Kaitlyn Marie Hafling
COND-2017104-SP	Devan Eva Macke
COND-2017105-SP	Allyson M. L. McFarland
COND-2017106-SP	Katherine Elizabeth Lukey
COND-2017107-SP	Olivia Christine Lenzer
COND-2017108-SP	Jasmine Ebony Michelle Keaney
COND-2017109-SP	Erin M Beans

COND-2017110-SP	Whitney Anne Monbeck
COND-2017111-SP	Brooke Emma Jackson
COND-2017112-SP	Emily Jane Duncan
COND-2017113-SP	Kayla Marie Williams
COND-2017114-SP	Caitlin Elizabeth Housden
COND-2017115-SP	Alyssa Anne Miller
COND-2017116-SP	Megan Elizabeth Jordan
COND-2017117-SP	Victoria Josephine Helfrich
COND-2017118-SP	Jessica Lynn Berdine
COND-2017119-SP	Elana Carol Replogle
COND-2017120-SP	Olivia Lauren Spieles
COND-2017121-SP	Lisa Marie Abbott
COND-2017122-SP	Jillian DeSimone
COND-2017123-SP	Courtney Michelle Kincaid

August 15, 2016

COND-2017124-SP	Hillary Marie Dursch
COND-2017125-SP	Allyson Theresa Bryan
COND-2017126-SP	Ashley Jordan Overholt
COND-2017127-SP	Jamie Beth Boster
COND-2017128-SP	Loryn Ann Bleyle
COND-2017129-SP	Tesia Renee Muth
COND-2017130-SP	Jennifer C Vice
COND-2017131-SP	Lindsey Janelle Patrick
COND-2017132-SP	Anastasia Jackson
COND-2017133-SP	Karli Nicole Biro
COND-2017135-SP	Kelsey Jenelle Gundy
COND-2017136-SP	Colleen Nichole Curts
COND-2017137-SP	Lauren Michelle Peck
COND-2017138-SP	Kara Tiffany Kuykendall
COND-2017139-SP	Megan Faith Fowler
COND-2017140-SP	Jennifer Marie Tuttle
COND-2017141-SP	Elizabeth Rose Farmer
COND-2017142-SP	Amanda Renee Meadows
COND-2017143-SP	Kristin Cameron Neff
COND-2017144-SP	Robert Morgan Garrett
COND-2017145-SP	Eileen Monica Adamo

August 17, 2016

COND-2017134-SP	Emily Katherine Myers
COND-2017146-SP	Stacey Tiara Viney
COND-2017147-SP	Tylor Rachelle Brown
COND-2017148-SP	Kayla Lynn McCoy

August 22, 2016

COND-2017149-SP Alexa Marie Marino
COND-2017150-SP Jaime Ann Csehi

August 23, 2016

COND-2017151-SP Nicole Irene Harmon

August 29, 2016

COND-2017152-SP Andrew Earl Smith
COND-2017153-SP Katie Dinh Doan

September 1, 2016

COND-2017154-SP Natalie Mae Hook
COND-2017155-SP Marianne Flynn
COND-2017156-SP Alexis A Marin
COND-2017157-SP Kayla Marie Kerns
COND-2017158-SP Sydney Paige Mosley
COND-2017159-SP Katrina Marie Simoncic
COND-2017160-SP Brandy Lynn Morrissey
COND-2017161-SP Allie Weprin
COND-2017162-SP Danielle Nicole Graham
COND-2017163-SP Rana Barghouty

September 15, 2016

COND-2017164-SP Lyndsey Michelle Egelhoff
COND-2017165-SP Abigail Moleski
COND-2017166-SP Maura Elizabeth Griffith
COND-2017167-SP Meredith Ann Vanco
COND-2017168-SP Miranda D. Boston

September 20, 2016

COND-2017169-SP Matthew David Buzek

September 30, 2016

COND-2017170-SP Kristen Haught

October 3, 2016

COND-2017171-SP Kathleen Chastel Phillips
COND-2017172-SP Yasmeen Husain
COND-2017173-SP Katherine Ann Taylor
COND-2017174-SP Grace Marie Hatfield
COND-2017175-SP Danielle Nicole Shanks

COND-2017176-SP Janine Whitney Lawler

October 17, 2016

COND-2017177-SP Shannon Lynn Zesztut

LICENSING SUMMARY

Speech-Language Pathologist	7318
Audiologist	1032
Inactives AUD / SLP	40 / 218
Conditional SLP	395
SLP-Aide	8
AUD-Aide	80
Duals	37
TOTAL	9128

A. Applications for Review

Audiology Aides

Motion #8

Dr. Spangler moved to table the initial licensure application for Audiology Aide, number **102816-BOL** for clarification regarding hearing screenings being supervised by a speech-language pathologist and the listed frequency for pure tone hearing screenings. Ms. Brown seconded the motion. The motion passed unanimously.

Motion #9

Dr. Spangler moved to *approve* the initial licensure application for Audiology Aide, number **102816-STE**, Dr. Mitchell seconded the motion. The motion passed unanimously.

Motion #10

Dr. Spangler moved to *approve* the initial licensure application for Audiology Aide, number **102816-KIN**, Ms. Brown seconded the motion. The motion passed unanimously.

Speech-Language Pathology Aides

None

Licensure Applications

1. Application for Reinstatement – Ronald Warrington, A.

Board action was held on the following application for reinstatement until after the Investigative Report. After the Investigative Report, the Board authorized the Executive Director to approve Dr. Ronald Warrington's application for reinstatement upon submission of his application and signed Consent Agreement.

Special Applications

None

ASSISTANT ATTORNEY GENERAL'S REPORT

Assistant Attorney General Cheryl Hawkinson thanked the Board for approving her attendance to the annual NCSB conference. She commended Mr. Thornton and Ms. Brown for their presentation on patient abandonment. Ms. Hawkinson also noted that during the conference, there were timely updates related to inter-state compact agreements and universal licensure for telehealth.

INVESTIGATIONS

A. Executive Session

Motion #11

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. Brown seconded the motion, which passed by roll call vote as follows: Ms. Brown: yes; Dr. Froehlich: Yes; Ms. King: absent; Ms. Mayle: yes; Dr. Mitchell: yes; Dr. Prakup: yes; Dr. Spangler: yes; Dr. Wellman: yes

The Board went into Executive Session at 1:45 p.m. and invited the Board staff to remain in attendance, along with Senior Assistant Attorney General Cheryl R. Hawkinson, Esq.

The Board returned to Public Session at 2:06 p.m.

B. Board Actions

Previously Heard Cases by the Board

2016-40 – Ronald Warrington – A.01819

Per a Consent Agreement, Dr. Warrington's audiology license was suspended by the Board, effective February 22, 2016; approved by the Board on March 10, 2016. Dr. Warrington completed all terms and conditions of his Consent Agreement and submitted an application for reinstatement, along with a request for modification of his suspension.

Accordingly the Investigative Review Group Committee recommends that Dr. Warrington's application for reinstatement be approved and suspension be lifted upon entering into a new Consent Agreement with the following terms:

1. Dr. Warrington cannot see patients/clients under the age of 18 without supervision of another person over the age of 18.

- a. Dr. Warrington shall maintain a log of all patients/clients under the age of 18 and shall provide the Board with a copy of the log within 14 days of the request. The log shall be retained until the supervision restriction is lifted. The log shall have the name of the patient/client, date/time of appointment, name of supervisor, telephone and address of the patient/client and supervisor if different.
2. Dr. Warrington may apply to the Board at any time to remove the supervision requirement upon submitting a new sex offender risk assessment. The sex offender risk assessment must be completed by a Board Certified psychiatrist with experience in sex offender assessments who the Board has approved prior to the sex offender risk assessment. The Board, at its discretion, upon review of the new sex offender risk assessment may discontinue the supervision requirement.
3. Dr. Warrington shall notify the Board no later than 30 days of any change in employment and contact information.
4. Dr. Warrington's continuing education will be audited for two licensure biennium cycles, e.g., 2017-2018 and 2019-2020.
5. Dr. Warrington shall comply will all laws and rules of the Board.
6. If Dr. Warrington violates this Consent Agreement, the Board may impose the remaining suspension, in addition to any other sanction.

Motion #12

Dr. Mitchell moved to approve the Investigative Review Group's recommendation in case number 2016-40, Dr. Wellman seconded the motion. Dr. Froehlich abstained. The motion passed unanimously.

New 2017-06

This case involves a speech-language pathologist who obtained licensure August 2016. She answered "No" on her Speech-Language Pathology Other State Waiver application to question number 13, "Have you ever been arrested, charged and/or convicted, pled guilty or no contest, or been granted intervention in lieu of conviction for any misdemeanor or other criminal offense in the State of Ohio or in any other state, commonwealth, territory, province, or country, (other than a minor traffic violation)?"

A month after licensure, the Board received information from a prospective employer indicating the licensee had a criminal history. From 2010 through 2012, she had three misdemeanor convictions in another state. She was not forthcoming with all three convictions until questioned multiple times by Board staff.

Accordingly due to violation of Ohio Revised Code section 4753.10(A)(M), fraud, deception, or misrepresentation in obtaining or attempting to obtain a license, the Investigative Review Group recommends authorization to offer her a Consent Agreement upon corroboration with third party entities that she was forthcoming with regard to her convictions. The terms of her Consent Agreement are as follows:

- Reprimand her speech-language pathology license;
- Complete 2 hours of continuing education in ethics and 8 school based hours related to due process, documentation, language therapy, articulation, and fluency;
- The 10 hours shall be reported to CE Broker within 90 days of the effective date of the Consent Agreement. The ten hours will not be applicable towards the 2017-2018 licensure biennium continuing education renewal requirement;

- Complete the open book examination provided by the Board, related to the licensure requirements for speech-language pathology and audiology under Ohio Revised and Administrative Code Chapters 4753. The results of the examination shall be submitted to the Board office within thirty (30) days of receipt of the exam.
- Audit her 2017-2018 and 2019-2010 continuing education hours.

Motion #13

Dr. Mitchell moved to approve the Investigative Review Group's recommendation in case number 2017-06, Dr. Wellman seconded the motion. Dr. Froehlich abstained. The motion passed unanimously.

C. Investigative Report – Ms. Stansberry

OPENED	Cases since the last Board Meeting 8/9/2016	8
CLOSED	Cases since the last board meeting 8/9/2016	1
TOTAL Open Cases	After closing any cases today (includes referrals)	24
Consumer Complaints	Of total open cases	12
Referrals	Of total open cases	12

Of the cases currently open, the Investigative Categories are listed below:

Application Requirements Not Met	0
Billing Fraud	6
Continuing Education Violation	0
Conviction	0
False or Misleading Advertisement	1
Falsified/Misleading Application	1
Illegal, Incompetent, or Habitually Negligent Practice	0
Impaired Practice	1
Misrepresentation of Credentials	1
Other	3
Practicing Under Expired/Inactive License	0
Supervised Professional Experience Violations	0
Unlicensed Practice	1
Unprofessional/Unethical Conduct	10

Update of Cases Previously Heard by the Board

2014-18: Rahman Pugh, SP.1147 – successfully completed all terms of his September 9, 2014 adjudication order.

2015-59: Lyna Smith, SP.1731 – terms of her December 19, 2015 consent agreement being monitored.

Since the last meeting – Other Enforcement Activities and/or Outcome of some of the closed cases

- 6 Warning letters- Supervised Professional Experience:
 - Three Report and Contacts Logs late by less than 60 days;
 - Three Plans late by less than 60 days

Referrals to Investigations since the last board meeting:

- 6

BOARD BUSINESS**A. Audiology Assistants - Updates**

The Board reviewed comments received from the Ohio Academy of Audiology regarding a proposal for audiology assistants. The Board needed additional time to review the comments and referred the latest proposal to the Professional Competency Committee (PCC). The PCC will review the comments at its next meeting on December 13, 2016.

B. CPI Policy Update

The Board reviewed an updated Confidential Personal Information policy required by the state of Ohio.

Motion #14

Dr. Mitchell moved to approve the updated policy for confidential personal information. Ms. Mayle seconded the motion. The motion passed unanimously.

C. Indiana Speech-Language Hearing Association Annual Conference

The Board reviewed a request from the Indiana Speech-Language Hearing Association inviting Mr. Thornton to present on an ethics related topic at their annual conference on April 20, 2017, in Indianapolis, Indiana.

Motion #15

Dr. Mitchell moved to approve the Executive Director to attend and present at the Indiana Speech-Language Hearing Association's annual conference on April 20, 2017, and authorize travel related expenses. Ms. Brown seconded the motion. The motion passed unanimously.

D. Board Resolution – Marguerite Hood**Motion #16**

Dr. Mitchell moved to approve a board resolution congratulating Marguerite Hood, a Financial Analyst, with the Ohio Department of Administrative Services, Central Service Agency, on her retirement after 35 years of state service. Dr. Prakup seconded the motion. The motion passed unanimously.

The Board expressed its appreciation for all of the fiscal support services that Ms. Hood provided during her tenure.

E. Role of the Board Member

Dr. Mitchell shared some final comments with the Board about the role of the board member. She mentioned that as the Board continues to move forward to address issues, it is important to remain focused on its mission of consumer protection.

CORRESPONDENCE

The Board reviewed correspondence addressed by the Executive Director since the last board meeting.

MEMBER CONCERNS

Dr. Prakup requested additional information about serving on the License Review Committee. Mr. Thornton indicated that he would follow-up with Dr. Prakup and noted there were no special applications pending at this time.

Dr. Spangler expressed concerns regarding recent changes to the Regional Infant Hearing Screening Program, and a grant that allows services to be provided across fifty-five counties via telepractice. Mr. Thornton will follow-up with Dr. Spangler to further discuss her concerns.

ADJOURNMENT

The meeting was adjourned at 3:16 p.m.

Dr. Karen K. Mitchell, Chairperson

Tammy H. Brown, Vice Chairperson

Date

Gregg B. Thornton, Executive Director

Date