



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

Board Meeting Minutes of Thursday, March 17, 2011

The Regular Business Meeting was called to order at 9:30 A.M. by Chairperson, Helene Levenfus, Au.D., held at the Hilton-Columbus at Easton Town Center, 3900 Chagrin Drive; Columbus, Ohio 43219.

Board Members – Roll Call:

Helene Levenfus, Au.D., Audiology Board Member and Chairperson
Loretta Embry, M.A., Speech-Language Pathology Board Member and Vice Chairperson
Jane Kukula, Au.D., Audiology Board Member
Patricia Leppla, M.A., Speech-Language Pathology Board Member, Excused absence
Karen Mitchell, Au.D., Audiology Board Member
Malcolm Porter, Public Member
Amy Thorpe, M.Ed., Speech-Language Pathology Board Member

Also Present: Gregg B. Thornton, Executive Director
Michelle Cunningham, Licensing Administrator
Darlene D. Young, Administrative Assistant
Connie J. Stansberry, Investigator

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

Ms. Janice Wright, president-elect for the Ohio Speech-Language Hearing Association and former board member, Dr. Valenta Ward-Gravely were welcomed. Dr. Ward-Gravely thanked the Board for their hard work and dedication to the speech-language pathology and audiology professions and stated it was an honor to serve as a board member.

AGENDA

The agenda for the March 17, 2011, regular board meeting was presented and reviewed. The following amendments were made: the Executive Director's report will be moved to approximately 11:30 a.m., board business items B (Otoacoustic Emission Screening), G

(Sale of Hearing Aids via the Internet, and I (Board Resolution – Paul Good) will be moved to approximately 10:45 a.m., and item B (Professional Competency Committee) under Committee Reports will follow.

Motion #1

Dr. Kukula moved to accept the agenda as amended. Ms. Thorpe seconded the motion. The motion passed unanimously.

MINUTES

The minutes of the January 31, 2011 board meeting were reviewed.

Motion #2

Ms. Embry moved to accept the minutes of the January 31, 2011 board meeting. Dr. Mitchell seconded the motion. The motion passed unanimously.

CHAIRPERSON'S COMMENTS

Dr. Levenfus noted Ms. Leppla's absence due to an unexpected family emergency. Dr. Levenfus asked for a moment of silence to reflect about public board member Paul Good. Mr. Good passed away on February 28, 2011. After the moment of silence, the Board made the following remarks about Mr. Good. Dr. Kukula stated that she served with Mr. Good for two terms previously. Mr. Good took great pride in serving on the Board and in his community. Dr. Kukula stated that Mr. Good was uniquely connected as a public board member because he was the recipient of audiology services for his hearing impairment. She stated that he brought an important and valuable perspective few bring as a consumer. She concluded that it was a privilege and honor to serve with him. Dr. Ward-Gravely stated that she enjoyed working with Mr. Good during the time she served on the Board. She recalled Mr. Good's astute knowledge of Robert's Rules of Order, which helped the Board maintain proper decorum and focus during discussion of board business. Dr. Ward-Gravely concluded that she will treasure the special relationship she had with Mr. Good. Dr. Levenfus stated that she and the Executive Director represented the Board and staff at Mr. Good's repose. Dr. Levenfus presented Mr. Good's family with a Board resolution, which will be ratified during the board meeting.

Dr. Levenfus presented Dr. Ward-Gravely with a plaque in recognition of her service on the Board and leadership as Board Chairperson from 2009-2010. Dr. Ward-Gravely thanked the Board for their recognition.

The Assistant Attorney General's report was moved to after Investigations

INVESTIGATIONS**A. Executive Session**

Motion #3

Dr. Kukula 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. Thorpe seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Dr. Kukula: yes; Ms. Leppla: absent; Dr. Mitchell: yes; Mr. Porter: yes; Ms. Thorpe: yes.

The Board went into Executive Session at 9:50 A.M. and invited the Board staff to remain in attendance.

The Board returned to Public Session at 9:54 A.M.

B. Board Actions**2011-29**

This case involves a speech-language pathologist who submitted their Report and Log late by 80 days. The Respondent's Plan approved end date was 7/9/2010. The experience ended on 7/9/2010 however the Report and Log were not received at the Board office until 10/27/2010. The Respondent obtained full licensure on 11/1/2010. At the January 31, 2011 board meeting, the Board accepted the Investigative Review Groups (IRG) recommendation to offer a Consent Agreement with the following terms:

- *Due to this being the Respondent's first offense, offer a Consent Agreement based on the following terms and conditions:*
 - *Complete 5 hours of continuing education units (CEUs) in the area of documentation and record keeping, due 60 days from the approval of 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 #4

Dr. Kukula moved to accept the Investigative Review Group's recommendation in case 2011-29. Ms. Embry seconded the motion. Dr. Levenfus abstained. The motion passed uncontested.

2011-46

This case involves a speech-language pathologist who submitted their Report and Log late by 292 days. The Respondent's Plan approved end date was 1/19/2010. The Respondent ended the experience and employment after just three months due to personal matters. The remaining hours were obtained elsewhere. The Report and Log, for partial experience, indicated that the experience ended on 1/18/2010; however, the Report and Log were not received at the Board office until 12/7/2010. The Respondent obtained full licensure on 1/18/2011. At the January 31, 2011 board meeting, the Board accepted the Investigative Review Groups (IRG) recommendation to offer a Consent Agreement with the following terms:

- *Due to this being the Respondent's first offense, offer a Consent Agreement based on the following terms and conditions:*
 - *Complete 10 hours of CEUs in the area of documentation and record keeping, due 90 days from the approval of 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

Dr. Mitchell moved to accept the Investigative Review Group's recommendation in case 2011-46. Ms. Thorpe seconded the motion. Dr. Levenfus abstained. The motion passed uncontested.

C. Investigative Report – Ms. Stansberry

OPENED	Cases since the last Board Meeting 1/31/2011	13
CLOSED	Cases since the last board meeting 1/31/2011	9
Referrals	Of total open cases	17
TOTAL Open	After Closing Cases Today	39

Of the cases currently open:

Aide changed supervisors but no application filed	1
Ceu Audit	0
Conviction or misdemeanor on application	1
Deceased (verified)	0
Denied Refund	1
Falsified Records/Unethical	3
Late Plan (or none)	1
Late Report and Log (or none)	5
Late Plan, Report and Log	0
Misleading Advertisement	9
Misrepresentation (Other)	0
No Plan on file	1
Other	1
Public Records Request	0
Re-licensure application ceu review	1 (part of Unlic. Prac)
Ceu Audit	0
Conviction or misdemeanor on application	1
Renewal application issue (ceu's not completed by 12/31/2010)	2
Restoration application review ceu's	0
Supervision of an Aide termination, did not notify Board	5
Unlicensed Practice	7
Unprofessional	3

CEU Audit

The following have been audited for continuing education. The due date for their compliance is 4/29/2011:

▪ Random AUD, 5%	39
▪ Random SLP, 5%	246
▪ Late Renewals as of 3/8/2011	112
▪ Consents	18
▪ Reprimand	1
▪ Other	2
▪ Yes to 1 st Renewal	6
▪ AUD Board Members	3
▪ SLP Board Members	3

Total: 430

New Calculation to ASHA CEU's

On March 11, 2011 the Board was notified by ASHA, via letter, that ASHA Approved Continuing Education (CE) Providers registering courses on or after 2/1/2011 may offer ASHA CEU's in half-hour increments. Previously, ASHA Approved CE Providers were required to round down to the nearest whole hour. CE Providers may now round down to the nearest half hour.

An example ASHA provided: A course with a run time of 390 minutes would have been registered for 0.6 ASHA CEUs (6 hours). Effective 2/1/2011, that same course can be offered for 0.65 ASHA CEU's (6 hours and 30 minutes).

ASSISTANT ATTORNEY GENERAL'S REPORT

Assistant Attorney General Melissa L. Wilburn, Esq., provided the Board with the following update via teleconference:

The Ohio Attorney General's Office Opinions Section received the Board's request for a formal AG Opinion addressing the concerns raised by the Ohio Department of Education – Medicaid School Program, and Ohio Department of Job and Family Services about the status of a conditional license holder. Ms. Wilburn indicated that she is working with Mr. Thornton regarding the issue of sale of hearing aids via the Internet.

EXECUTIVE DIRECTOR'S REPORT

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

- Reported on significant meetings, presentations, and events;
 - February 2 – University Presentation at Ohio University with Licensing Administrator Michelle Cunningham;

- February 9 – Meeting – Internet Sales of Hearing Aids
- February 18 – Ohio Academy of Audiology Conference (Board Presentation)
- February 19 – Ohio Academy of Audiology Conference
- February 22 – University Presentation at University of Toledo with Licensing Administrator Michelle Cunningham
- March 3 – Meeting – Internet Sales of Hearing Aids
- March 4 – Meeting with Legislative Service Commission to discuss FY2012-13 budget
- March 9 – Meeting with Governor’s Office – Boards and Commissions to discuss board vacancy
- Reported on the Board’s expenditures and revenue for FY2011;

The Board tabled the remaining portion of the Executive Director’s report until after the lunch recess.

BOARD BUSINESS

- A. Otoacoustic Emission Screening – In response to inquiries and a request for clarification, the Board reviewed the licensure requirements and qualifications for speech-language pathologists administering an otoacoustic emission screening in a school setting. The qualifications and requirements for screening are governed by Ohio Administrative Code Chapter 4753-6. After review of the applicable administrative code sections and discussion, the consensus of the Board is that an otoacoustic emission screening is not a hearing screening and is not covered under the definition for “school hearing screening” and therefore is not an appropriate screening for speech-language pathologists to perform in a school setting. The Board also noted that speech-language pathologists are not traditionally trained in the area of otoacoustic emission.
- B. Internet Sales of Hearing Aids – The Executive Director updated the Board on the status of meetings held with interested parties related to the issue of sale of hearing aids via the Internet. A work group has been formed and additional meetings are planned. The Board stated that this is an issue related to consumer protection.
- C. Board Resolution for Paul Good – The Board reviewed the Board Resolution that was presented to the family of Public Board Member Paul Good on March 3, 2011, which is hereby attached and incorporated into the minutes.

Motion#6

Dr. Kukula moved to ratify the Board Resolution approved on March 3, 2011, recognizing Paul Good’s service to the Board. Mr. Porter seconded the motion, which passed by roll call vote as follows:

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

COMMITTEE REPORTS

A. Professional Competency Committee – Dr. Jane Kukula

Dr. Kukula reported that the Professional Competency Committee met on March 16, 2011. The Committee continued its review of research related to continuing

education requirements for other licensure boards. The Committee also received input from interested parties on the use of otoscope by audiology aides and recommended that the Board's rules be amended to reflect that this is an inappropriate activity for aides. The Board held discussion on the Committee's recommendations.

Motion #7

Dr. Kukula moved to amend the rules to reflect the use on an otoscope as an inappropriate activity for aides and consider changing rules to reflect that pure tone screenings be done with head phones and specify that insert phones would not be appropriate, and that immittance screenings be done with screening tips. Ms. Embry seconded the motion. The motion passed unanimously.

LICENSURE APPROVAL – Ms. Embry

A. License Review

Speech-Language Pathology

Motion #8

Ms. Embry moved to ratify the Speech-Language Pathology licenses granted by the Executive Director on February 1, 2011, February 15, 2011, March 1, 2011, and March 15, 2011. Ms. Thorpe seconded the motion. The motion passed unanimously.

February 1, 2011

Lindsay	Schaults	SP.9897
Kristen	Caipen	SP.9898
Shannan	Butts	SP.9899
Carolyn	May	SP.9900
Lisa	Apprill	SP.9901

February 15, 2011

Charisse	Craig	SP.7509 (Relicensure)
Tara	Zerbe	SP.9902
Nancy	Merrow	SP.9904
Michelle	Hanneman	SP.9905
Brigid	Kimbrell	SP.9906
Beula	Magimairaj	SP.9907
Tarah	Holesko	SP.9908
William	Lewis	SP.9909
JoAnn	Cabacungan	SP.9910
Jessica	Reedy	SP.9911
Amanda	Hart	SP.9912

March 1, 2011

Elizabeth	Hefner	SP.3760 (Relicensure)
Kathryn	Heater	SP.4905 (Relicensure)
Deborah	Vaught	SP.5302 (Relicensure)
Dedra	Clark-Allen	SP.6071 (Relicensure)
Lisa	Butler	SP.9903
Robyn	Kinigson	SP.9913
Alison	Ray	SP.9914
Sarah	Hollinger	SP.9915
Lindsay	Schroeder	SP.9916
Tracy	Harmon	SP.9917
Laura	Winters	SP.9918

March 15, 2011

Patricia	Prokay	SP.6304 (relicensure)
Sara	Browning	SP.9919
Eric	Johnson	SP.9920
Carley	Hower	SP.9921
Jessica	Niemeyer	SP.9922
Erin	McCullough	SP.9923
Alicia	Frank	SP.9924
Cara	Latting	SP.9925
Marla	Corrado	SP.9926
Denise	Bergman	SP.9927
Leah	Corsa	SP.9928
Kirby	Rader	SP.9929
Brittany	Cook	SP.9930
Meghan	Didion	SP.9931
Linda	Jopling	SP.9932

Audiology**Motion #9**

Ms. Embry moved to ratify the Audiology licenses granted by the Executive Director on February 1, 2011, February 15, 2011, March 1, 2011 and March 15, 2011. Ms. Thorpe seconded the motion. The motion passed unanimously.

February 1, 2011

Christina	Dambra	A.01765
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February 15, 2011

None

March 1, 2011

Eileen

Cremering

A.01735 (Restoration)

March 15, 2011

None

Conditional Speech-Language Pathology**Motion #10**

Ms. Embry moved to ratify the Conditional Speech-Language Pathology licenses granted by the Executive Director on February 1, 2011, February 15, 2011, February 16, 2011, March 1, 2011, March 3, 2011, and March 15, 2011. Ms. Thorpe seconded the motion. The motion passed unanimously.

February 1, 2011

Nancy

Cahall

COND.2010033 (second)

Brigid

Kimbrell

COND.2010035 (second)

Michelle

Chng

COND.2011183

February 15, 2011

Jessy

Burns

COND.2010045 (second)

Tracy

Harmon

COND.2010046 (second)

Michelle

Houts

COND.2010047 (second)

Brianna

Allen

COND.2010054 (second)

Stephanie

Tyson

COND.2010059 (second)

Tracy

Klosterman

COND.2010062 (second)

Elizabeth

Rose

COND.2011185

February 16, 2011

Mary

Nicholls

COND.2011186

March 1, 2011

Patricia

Keefer

COND.2010119 (Second)

Ann

Kobilarcik

COND.2010120 (Second)

Susan

Morse

COND.2010125 (Second)

Allison

Harris

COND.2010133 (Second)

Margarita

Naumova

COND.2011187

March 3, 2011

Julie

Pool

COND.2010036 (Second)

March 15, 2011

Erin

Bjarnason

COND.2010137 (Third)

Devora

Scheinbaum

COND.2010139 (Second)

LICENSING SUMMARY

Speech-Language Pathologist	5824	
Audiologist	900	
Inactives	133	(AUD 25 / SLP 108)
Conditional SLP	304	
Permit Holders	41	
SLP-Aide	9	
AUD-Aide	58	
TOTAL	7269	

B. Applications for Review**Audiology Aides**

Dr. Kukula removed from the table Audiology Aide, number **Aide AUD 0312011-1**.

Motion #11

Dr. Kukula moved to approve the application for Audiology Aide, number **Aide AUD 01312011-1**. Dr. Mitchell seconded the motion. The motion passed unanimously.

Motion #12

Dr. Kukula moved to approve the application for Audiology Aide, number **Aide AUD 03172011-1** pending receipt and review for appropriateness of additional information from the board investigator. Ms. Thorpe seconded the motion. The motion passed unanimously.

Speech-Language Pathology Aides**Motion #13**

Ms. Thorpe moved to approve the application for Speech-Language Pathology Aide, number **Aide SP 03172011-1**. Ms. Embry seconded the motion. The motion passed unanimously.

Licensure Applications**Motion #14**

Ms. Thorpe moved to propose to deny the application for Speech-Language Pathology, number **SP 03172011-1**. Ms. Embry seconded the motion. The motion passed unanimously.

Special Cases**Motion #15**

Ms. Embry moved to ratify the Request to Waive the Supervisor Qualifications stipulated by OAC 4753(D)(1)(b) of 24 Months of Full Time Clinical Experience in the Past 60 Months approved by the Review Committee on 2/4/2011. Ms. Thorpe seconded the motion. The motion passed unanimously.

Motion #16

Ms. Embry moved to ratify the extension of the professional experience approved by the Review Committee on 2/18/2011 to 3/29/2011; thereby extending the PEY an additional 12 weeks beyond the originally approved SPE complete date to provide for meeting the requirement of a minimum of 6 on-sites during each third of the PEY. Ms. Thorpe seconded the motion. The motion passed unanimously.

Licensure Report

Ms. Cunningham reported that the student permit application and FAQ documents were updated, distributed to the Ohio Department of Education – OMNIE, and posted to the Board's website. The Board considered a request by OMNIE's Program Coordinator, Nada Allender, for a modification to one of the sections on the application. The Board supports the current version of the application. Ms. Cunningham updated the Board regarding documentation of educational and student clinical experience, eLicense appropriations, and agency performance metrics.

The Board recessed for lunch at 12:37 P.M. and returned to Public Session at 1:40 P.M.

EXECUTIVE DIRECTOR'S REPORT

Mr. Thornton continued his report from the morning. He provided updates regarding:

- Reported on the Board's budget request for FY2012-2013;
- Updated the Board on significant legislation;
 - HB2 - Requires performance budgeting by most state agencies and performance audits of those agencies
 - HB81 – Requires performance budgeting
 - HB96 – Dyslexia
 - SB2 – Regulatory Reform
 - SB4 – Performance audits of state agencies
 - SB5 – Collective Bargaining Reform
 - SB11 – Government Regulation Process
 - SB28 – Telemedicine Services Coverage Under Medicaid
- Updated the Board on personnel matters;
- Updated the Board regarding licensure renewal and reported that a total of 343 letters were mailed to expired licensees;
- Updated the Board regarding the business filing follow-up letters and reported that 679 letters were mailed to employers regarding the completion of their 2009 business filing. 769 employers who did not respond received a notification as well;
- Reported that the winter quarter eNewsletter was distributed on February 28, 2011. The spring quarter eNewsletter is scheduled for distribution at the end of May;
- Updated the Board regarding the status of filling the public member board vacancy;
- Updated the Board of the status of the Ohio Department of Education student caseload request for proposal to address caseload ratios for speech-language pathologists and audiologists working in school settings.

- Reminded Board members that the deadline to file their Ethics Disclosure statement with the Ohio Ethics Commission is April 15, 2011.

BOARD BUSINESS

- D. Strategic Planning – The Board reviewed a final draft of the strategic planning document and prioritization schedule.

Motion #17

Dr. Mitchell moved to approve the strategic planning document developed at the January 31, 2011 Board meeting. Ms. Embry seconded the motion. The motion passed unanimously.

- E. Board Consolidation – The Board received an update from Mr. Thornton regarding the issue of board consolidation. Dr. Levenfus created an Ad Hoc Committee on Board Consolidation and appointed Dr. Mitchell, Mr. Porter, and herself to serve on the committee for the purpose of addressing any issues related to board consolidation in the future.
- F. Board Policies and Procedures

Motion #18

Mr. Porter moved to amend board policy #06-02 related to the Board's hours of operation. Dr. Mitchell seconded the motion. The motion passed unanimously.

- G. OSSPEAC Conference – Mr. Thornton reported that the Ohio School Speech Language Pathology Educational Audiology Coalition invited the Board to present at its annual conference scheduled from October 23 through 25, 2011. The specific date of the Board's presentation has not been determined.

COMMITTEE REPORTS

- B. Rules Committee – Ms. Loretta Embry

Ms. Embry reported that the Rules Committee will be meeting immediately following the Board meeting and will have an update at the next meeting.

- C. Ad Hoc Committee on Equivalent Qualifications for SLP Licensure – Ms. Amy Thorpe

Ms. Thorpe stated there was no new activity to report since the last board meeting.

- D. Policy and Procedures Committee – Mr. Malcolm Porter

Mr. Porter stated that the Policy and Procedures Committee will be reviewing and updating all of the Board policies and procedures throughout 2011.

CORRESPONDENCE

Mr. Thornton provided the Board with examples of correspondence received and addressed since the last board meeting.

MEMBER CONCERNS

There were no members concerns.

ADJOURNMENT

The meeting was adjourned at 2:55 P.M.

Dr. Helene Levenfus, Chairperson

Ms. Loretta Embry, Vice Chair

Date

Date

Gregg B. Thornton, Executive Director

Date