

Ohio Board of Speech-Language Pathology & Audiology
Minutes March 18, 2008



Ohio Board of Speech-Language Pathology & Audiology
77 South High St., Flr. 16
Columbus, OH 43215
614-466-3145

MINUTES

The meeting was called to order at 9:32 A.M. by Chairperson, Davida Parsons, M.A., on the 31st floor, West B & C of the Riffe Center, 77 South High St., Columbus, Ohio.

Members present:

Davida L. Parsons, M.A., Speech-Language Pathology Board Member and Chairperson
Dawn E. Gleason, Au.D., Audiology Board Member and Vice Chairperson
Loretta Embry, M.A., Speech-Language Pathology Board Member
J. Paul Good, Public Member
Helene Levenfus, Au.D., Audiology Board Member
Valenta Ward-Gravely, Au.D. Audiology Board Member
Patricia M. Zurlinden, M.A., Speech-Language Pathology Board Member

Also, Present:

Diane L. Hoenig, Interim Executive Director and Licensing Administrator
Connie Stansberry, Investigator
Yvonne Tertel, Assistant Attorney General

PUBLIC AND PROFESSIONAL ORGANIZATION COMMENTS

No comments were made.

AGENDA

The agenda was presented and reviewed. Amendments were made.

Motion #1 Loretta Embry moved to accept the agenda as amended. Dawn Gleason seconded the motion, which passed unanimously.

MINUTES

The minutes of the January 25, 2008 meeting were reviewed and amended.

Motion #2 Helene Levenfus moved to approve the minutes of the January 25, 2008 meeting as amended. Loretta Embry seconded the motion. The motion passed unanimously.

Ohio Board of Speech-Language Pathology & Audiology
Minutes March 18, 2008

CHAIRPERSON'S COMMENTS

Ms. Parsons indicated a wonderful Ohio Speech-Language Hearing Association (OSLHA) meeting and presentation given by her and other board members. Suggestions and feedback solicited and used for upcoming strategic planning. Dr. Ward-Gravely also presented at the conference on ethics in the profession and indicated many concerns about Permit holder preparedness. The Ohio Department of Education meeting regarding internships and Permit program was the Friday prior to OSLHA. Many applications are expected beginning summer. Supervision requirements are being addressed. Ohio Department of Education (ODE) agreed to finance the initiative with OMNI for an additional two years totaling four and Five Million Dollars. ODE will also begin looking at caseload.

ASSISTANT ATTORNEY GENERAL'S REPORT

AAG Tertel has met with board staff on a regular basis to go over cases and to align forms to her preference. Goldman affidavits will be on the next agenda. The Cases are moving forward. Suggest investigations revert to executive session because no confidentiality clause in statute. Ultimately, consider changing statute to add confidentiality section.

INVESTIGATIONS (9:44AM)

Motion #3 Valenta Ward-Gravely moved to enter Executive Session for the purpose of discussing proposed disciplinary action against licensees, which is pending or imminent court action under R.C. §121.22(G)(3) and involves matters that are required to be kept confidential under R.C. §149.43(A)(2). Helene Levenfus seconded the motion, which passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Ms. Parson: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes; Dr. Gleason: yes.

The Board went into Executive Session at 9:45 a.m. with the Board staff in attendance.

The Board returned to Public Session at 9:56 a.m.

2007-23

Complaint alleged unprofessional conduct. Initiator claimed that the audiologist did not submit an order for a hearing aid to Medicaid or return initiators phone calls. Records show that the order was placed and calls were returned.

The review group recommended dismissing case 2007-23.

2008-01

Ohio Board of Speech-Language Pathology & Audiology

Minutes March 18, 2008

Complaint alleged unlicensed practice. A Consent Agreement was rescinded and AAG Tertel wrote a letter to the licensee and employer.

The review group recommended dismissing case 2008-01.

Case 2008-10 Complaint alleged insufficient continuing education for 2006 continuing education audit. A Consent Agreement was issued and the licensee agreed to the terms and signed it.

The review group recommended accepting the Consent Agreement in Case 2008-10.

Violation:

4753-3-08 Denial, suspension, or revocation of license.

The board may reprimand, place on probation, deny, suspend, revoke, or refuse to issue or renew the license of an applicant or a licensee for violation or any provision of Chapter 4753 of the Revised Code and Ohio Administrative Code or any lawful order or rule of the board, and for unprofessional conduct, including but not limited to the following:

(A) Fraud, deception, or misrepresentation in obtaining or attempting to obtain a license or renewal of a license;

4753-4-01 Continuing education.

(A) A licensee shall earn twenty continuing education hours within the two-year period.

(D) Continuing education audit:

(4) The failure to comply with an audit notification may, for purposes of disciplinary action pursuant to section 4753.10 of the Revised Code, be considered to be unprofessional conduct in the practice of speech-language pathology or audiology and/or misrepresentation in obtaining or attempting to obtain a license.

Case 2008-14

Complaint alleged unethical practice by a speech-language pathologist employed by a school. The respondent was suspended by the school for disclosing confidential information about students. The respondent later resigned. A Consent Agreement was issued and the licensee agreed to the terms and signed it.

The review group recommended accepting the Consent Agreement in Case 2008-14.

Violations:

4753-9-01 Code of Ethics.

Ohio Board of Speech-Language Pathology & Audiology

Minutes March 18, 2008

(A) Preamble: Licensees shall hold tantamount the health and welfare of person(s) served.

(B) Fundamental rules considered essential. Violation of the code of ethics shall be considered unprofessional conduct.

(2) Licensees shall maintain records and keep confidentiality of person(s) served, including:

(c) Not disclosing to unauthorized persons any confidential information obtained from any person(s) served or supervised professionally without the written consent of person(s) served or his/her legal guardian unless required by law.

4753.10 Disciplinary actions.

In accordance with Chapter 119 of the Revised Code, the board of speech-language pathology and audiology may reprimand or place on probation a speech-language pathologist or audiologist or suspend, revoke, or refuse to issue or renew the license of a speech-language pathologist or audiologist. Disciplinary actions may be taken by the board for conduct that may result from but not necessarily be limited to:

(l) Committing any act of dishonorable, immoral, or unprofessional conduct while engaging in the practice of speech-language pathology or audiology;

Case 2008-16

Complaint alleged insufficient continuing education for 2006 continuing education audit. A Consent Agreement was issued and the licensee agreed to the terms and signed it.

The review group recommended accepting the Consent Agreement in case 2008-16.

Violation:

4753-3-08 Denial, suspension, or revocation of license.

The board may reprimand, place on probation, deny, suspend, revoke, or refuse to issue or renew the license of an applicant or a licensee for violation or any provision of Chapter 4753 of the Revised Code and Ohio Administrative Code or any lawful order or rule of the board, and for unprofessional conduct, including but not limited to the following:

(A) Fraud, deception, or misrepresentation in obtaining or attempting to obtain a license or renewal of a license;

4753-4-01 Continuing education.

(A) A licensee shall earn twenty continuing education hours within the two-year period.

Ohio Board of Speech-Language Pathology & Audiology
Minutes March 18, 2008

(D) Continuing education audit:

(4) The failure to comply with an audit notification may, for purposes of disciplinary action pursuant to section 4753.10 of the Revised Code, be considered to be unprofessional conduct in the practice of speech-language pathology or audiology and/or misrepresentation in obtaining or attempting to obtain a license.

Motion #4 Valenta Ward-Gravely moved to accept the review group's recommendation for Cases: 2007-23, 2008-01, 2008-10, 2008-14, 2008-16. Pat Zurlinden seconded the motion. The motion passed uncontested. Dr. Gleason abstained.

OPENED	Cases since last Board Meeting 1/25/2008	2
CLOSED	Cases at last Board Meeting 1/25/2008	6
Total number OPEN cases		23

Executive Session

Motion #5 Valenta Ward-Gravely moved to enter Executive Session for the discussion of considering the appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee pursuant to R.C. §121.22(G)(1). Dawn Gleason seconded the motion. The motion passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Ms. Parson: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes; Dr. Gleason: yes.

The Board went into executive session at 10:10 A.M. with the Board staff not in attendance.

The Board returned to Public Session at 10:45 A.M.

INTERIM EXECUTIVE DIRECTORS' REPORT

- A. Financial:
The budget process is starting for the next biennium and will be due September 15, 2008. This is during the beginning of the biennium renewal cycle.
- B. Public Member Appointment
No information received regarding the open Public member appointment.
- C. University Presentations
March 12, 2008 Presented to Miami University SLP Graduate Students.
- D. Legislative Breakfast
Attended breakfast at the statehouse hosted by The Ohio Speech and Hearing Governmental Affairs Coalition (OSHGAC). OSHGAC announced that Senator Joy Padgett (Rep. 20th District) as the 2008 OSHGAC Legislator of the Year.

Ohio Board of Speech-Language Pathology & Audiology
Minutes March 18, 2008

LICENSURE

Motion #6 Dawn Gleason moved to ratify the Speech-Language Pathology licenses granted by the Interim Executive Director on February 1, 2008, February 15, 2008, March 3, 2008, and March 17, 2008. The motion passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Ms. Parson: yes; Dr. Ward-Gravelly: yes; Ms. Zurlinden: yes; Dr. Gleason: yes.

February 1, 2008

Leticia	Hall	SP8973
Nicole Reese	Libby	SP8974
Caroline Ann	Kuwatch	SP5411 Relicensure
Jennifer Lynn	Mays	SP8975
Monique Leann	Warden	SP8976
Karen Mary	Dynda	SP8977
Marissa Ann	Mayer	SP8978

February 15, 2008

Lindsay Marie	Wetzel	SP8979
Gia M	Mandala	SP8980
Amy J	Kushmaul	SP8981
Phyllis Elliott	Thesier	SP8982
Lisa Michelle	Luoma	SP8983
	Graham-	
Kristen Nicole	Davis	SP8984
Deborah J.	Sharpe	SP8985
Catherine Marie	Walsh	SP8986

March 3, 2008

Jennifer R.	Whaley	SP8987
Jennifer Kristen	Vorachek	SP8988
Sandra Lynn	Richman	SP8989
Lindsay K	Irwin	SP8990
Wai Ching	Fong	SP8991
Nancy Linn	Heinbockel	SP8992
Sarah Elizabeth	Kakoules	SP8993
Jill Marie	King	SP8994
Lauren Marie	Curcio	SP8995
Dawn Marie	Bush	SP8996
Katherine Elizabeth	Murfey	SP8997
Charles Daniel	Hughes	SP8998
Karen Frances	Shamakian	SP8999

Ohio Board of Speech-Language Pathology & Audiology

Minutes March 18, 2008

Michelle Antoinette	Smith	SP9000
Stephanie Lynn	Willis	SP9001
Allyson L.	Rinearson	SP9002
Megan Frances Burnham	Burnham	SP9003
Jennifer Lynn	Horne	SP9004
Anita Maffitt	Michael	SP9005
Melinda Ann	Howe	SP9006
Emily D.	Ellenberger	SP9007
Dionne S	Fontenelle	SP9008
Jessica Lindsey	Dudash	SP9009

March 17, 2008

Molly Anne	Moritz	SP9010
Cathryn Lillian	Shedden	SP9011
Melanie Lynn	<u>Wick</u>	SP9012
Monica S.	Pesta	SP9013
Jessica Lynn	Walton	SP9014
Jennifer Anne	Stevens	SP9015
Jamie Lynn	Klenotic	SP9016
Renee Yvonne	Homa	SP9017
Carolyn	Wilson	SP9018
Kathleen Marie	Forthofer	SP9019
Jenny Elizabeth	Sullivan	SP9020
Coleen A.	Conroy	SP9021

Motion #7 Dawn Gleason moved to ratify the Audiology licenses granted by the Interim Executive Director on February 1, 2008. The motion passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Ms. Parson: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes; Dr. Gleason: yes.

February 1, 2008

Mary Beth	Burton	A01638
Nikia L.	Bridges	A01371 Relicensure

Motion #8 Dawn Gleason moved to ratify the Conditional Speech-Language Pathology licenses by the Interim Executive Director on February 1, 2008 and March 17, 2008. The motion passed by roll call vote as follows: Dr. Levenfus: yes; Ms. Embry: yes; Mr. Good: yes; Ms. Parson: yes; Dr. Ward-Gravely: yes; Ms. Zurlinden: yes; Dr. Gleason: yes.

February 1, 2008

Ohio Board of Speech-Language Pathology & Audiology

Minutes March 18, 2008

Katherie Colleen	Adkins	COND 2008117
Meghan Renee	Stahlhut	COND 2008118

March 17, 2008

Erin Suzanne	Bjarnason	COND 2008119
Amanda Kay	Goates	COND 2008120

Aide Licensure

Motion #9 Valenta Ward-Gravely moved to table the application for amendment Audiology Aide licensure number 031808-1 for more information. All in favor.

Motion #10 Patricia M. Zurlinden moved to approve the application for Speech-Language Pathology Aide licensure number 031808-2. Helene Levenfus Seconded the motion. All in favor

Loretta Embry Left at 11:25 and returned at 11:35.

COMMITTEE REPORTS

Motion #11 Valenta Ward-Gravely moved to approve the addition of Section 06-07 of the Policy and Procedure Manual; Subject: Public Records Policy. Patricia M. Zurlinden seconded the motion. The motion passed unanimously.

Motion #12 Valenta Ward-Gravely moved to approve the addition of Section 04-20 Disciplinary Grid to the Policy and Procedure Manual. Patricia M. Zurlinden seconded the motion. The motion passed unanimously.

CORRESPONDENCE

A. ORC 4753 4747, Erin L. Miller, Au.D. Chair, OSHGAC; the issue would best be responded to by the Hearing Aide Fitters and Dealers Board.

B. Comments on Medicaid reimbursement to schools draft rule: Send Governmental Policy Group copy of Aide Code and Supervision Requirements §4753.072; §4753-7-01, §4753-7-02.

The Board took a break for lunch at 11:45 and returned to session at 12:20.

BOARD BUSINESS

Ohio Board of Speech-Language Pathology & Audiology

Minutes March 18, 2008

- A. Executive Order 2008-04S; Implementing Common Sense Business Regulations; Moved to rules committee May 14, 2008, 8:30 am.
- B. Ohio Ethics Commission Advisory Opinion re BOD Member Lhota and Mateish
- C. Yearly statements for Ethics due April 15, 2008.
- D. 2008 Ethics Educational Session: Helene Levenfus and J. Paul Good scheduled to attend May 6, 2008.
- E. Amendment to Travel Rule: 126-1-02 OAC Receipts shall be submitted when available and as much as possible
- F. Communication with office staff should be carbon copied to the Interim Executive Director
- G. Strategic Planning Meeting; Noon May 13, 2008, 31st Floor Riffe Tower.
- H. ODE Licensure Requirements for SLP (Double Licensure) is a concern for the board; changes should be directed to the professional organizations that can work toward a law change.
- I. 4747 Hearing Aid Dealers Proposal Rule Changes; to include Tympanogram in duties of Licensing of Hearing Aide fitters; testimony March 18, 2008; Dawn Gleason, AuD. to address JCAR Hearing on behalf of this board to protect Ohio consumers.

MEMBER CONCERNS

Helene Levenfus indicated she would shortly submit her Business Filing for her practice as well as the American Academy of Audiology solicited and gained a proclamation by the Governor of Ohio.

ADJOURNMENT

Patricia M. Zurlinden moved to adjourn. The meeting adjourned at 1:10 P.M.

Davida L. Parsons, M.A., Chairperson

Dawn E. Gleason, Au.D. Vice Chair

Date

Date