

**TENNESSEE BOARD OF COMMUNICATION DISORDERS AND SCIENCES MEETING  
MINUTES**

**DATE:** August 18, 2022

**TIME:** 10:00 A.M., CST

**LOCATION:** Health Related Boards

**BOARD MEMBERS**

**PRESENT:** Alicia Barker, Audiologist, Board Secretary  
David Haynes, MD, Otolaryngologist  
Richard Morton, Citizen Member, Chairperson  
Carrie Mills, Speech Pathologist  
Matthew Ward, Speech Pathologist  
Skye Jones, Audiologist

**BOARD MEMBERS**

**ABSENT:** Robyn Lusby, Speech Pathologist

**STAFF MEMBERS**

**PRESENT:** Diana Hunley, Regulatory Board Administrative Director II  
Mark Waters, Deputy General Counsel  
Kristen Moon, Associate General Counsel

Ms. Diana Hunley read the opening remarks into the record. A roll call was conducted, and quorum was confirmed.

Mr. Richard Morton called the meeting to order at 10:00 a.m.

Mr. Mark Waters, Deputy General Counsel, introduced the Board to their new advisory attorney Ms. Kristen Moon.

**Review and Consideration of Flexibility Analysis and Economic Impact**

The Board reviewed the regulatory flexibility analysis and statement of economic impact to small businesses. Ms. Carrie Mills motioned to approve both documents and to have them entered into the rule making packet. Mr. Matthew Ward seconded the motion and the motion passed.

**RULEMAKING HEARING, 10:00 A.M. CST**

Ms. Kristen Moon described the procedural steps that have been taken in preparation for the rulemaking hearing and established that all formalities were met. The same roll call taken early is accurate meaning the following members were present for voting: Ms. Alicia Barker, Dr. David Haynes, Mr. Richard Morton, Ms. Carrie Mills, Mr. Matthew Ward, and Ms. Skye Jones.

Pursuant to T.C.A. §4-5-204, the following is a summary of the factual information on which the amended rules contained in the notice of rulemaking are based:

The Board of Communication Disorders and Sciences is amending Rule 1370-01-.21 (Use of

Telecommunication Technology) to reflect the current practice of telehealth in Tennessee. Telehealth is now authorized for all providers of the Board pursuant to Tenn. Code Ann. § 63-1-155. Therefore, the Board is amending Rule 1370-01-.21 to add that Clinical Fellows, Speech Language Pathology Assistants, and Clinical Externs can practice telehealth. The Board is further amending this Rule to remove the current prohibition of asynchronous telehealth practice. Lastly the Board is amending this Rule, along with Rule 1370-01-.01 (Definitions), to allow for telesupervision of Clinical Fellows, Speech Language Pathology Assistants, and Clinical Externs under its general rulemaking authority found in Tenn. Code Ann. § 63-17-105(a)(3) as there is no limitation to such a provision found in Tenn. Code Ann. § 63-1-155 or Tenn. Code Ann. §§ 63-17-101 et. seq. The statutory expansion of telehealth and the Board’s decision to allow telesupervision will provide patients in rural communities with easier access to hearing and speech therapy services, give those patients more options in choosing a provider, and possibly attract economic activity to Tennessee because not all surrounding states allow telesupervision in the professions of hearing sciences and speech therapy.

There were no public comments.

The Board voted to approve all of the proposed rules and amendments by roll call vote: Alicia Barker – aye, David Haynes – aye, Carrie Mills – aye, Richard Morton – aye, Matthew Ward – aye, and Skye Jones – aye.

The rule amendments passed, and the rulemaking hearing concluded.

### **Review/Approve Board Meeting Minutes**

The Board reviewed the May 3, 2022 meeting minutes and no changes were suggested. Ms. Barker motioned to approve the minutes. Ms. Jones seconded the motion and it passed.

### **2022 Legislative Report**

Ms. Olivia Spears, TDOH Legislative Liaison, presented the 2022 legislative update before the Board.

#### *Summary of Pertinent Public Chapters*

#### **Public Chapter 642—SB1752/HB1670—Jernigan/Massey**

Re: Hearing References. This public chapter changes references in Tennessee code from “deaf and dumb” to “deaf or hard of hearing.”

Effective as of March 11, 2022.

#### **Public Chapter 644—SB1823/HB1867—Johnson/Zachary**

Re: Covid-19 Vaccine Exemptions. This public chapter requires that an employer grant certain exemptions to requirements of proof/receipt of vaccinations if the request for exemption is either (1) supported by signed/date statement by a licensed physician that the staff member has a condition recognized under generally accepted medical standards as a basis for the medical exemption or (2) the staff member attests in writing (including electronic means) that the staff member has a sincerely held religious believe that prevents the staff member from complying the requirement in accordance with guidance from Medicare and Medicaid services. This public chapter creates a civil penalty of \$10,000 for violation of this statute.

Effective as of March 11, 2022.

#### **Public Chapter 680—SB1909/HB1904—Johnson/Faison**

Re Autoclave Requirements. This public chapter exempts autoclaves from the clearance requirements of the Board of Boilers Rules if the autoclave sterilizes reusable medical or dental equipment used by an individual licensed under title 68 or 63, is installed in accordance with the manufacturer’s recommendations, contains a boiler, and is regulated by the FDA.

Effective as of March 28, 2022. The Governor did not sign this public chapter.

#### [Public Chapter 695—SB503/HB753—Lundberg/White](#)

Re Medical Services in IEPs. This public chapter authorizes certain licensed physical therapists, licensed occupational therapists, licensed speech-language pathologists, and licensed audiologists, for the purposes of providing services in a school setting pursuant to a child’s individualized education program, to refer or order services within their scope of practice as part of a child’s IEP. Effective on July 1, 2022.

#### [Public Chapter 756—SB1789/HB2858—Briggs/Kumar](#)

Re Conditions of Participation. This public chapter removes the requirement that a healthcare provider enrolled in Medicare or Medicaid be subject to conditions of participation to be exempt from the definition of “private business” or “governmental entity” for purposes of the Title 14/Covid-19 state laws. Effective as of March 31, 2022.

#### [Public Chapter 766—SB2453/HB2655—Yager/Hawk](#)

Re Telehealth. This public chapter extends the ability for healthcare providers to receive reimbursement for healthcare services provided during a telehealth encounter. This public chapter also clarifies that a healthcare provider acting within the scope of a valid license is not prohibited from delivering services through telehealth. Lastly, this public chapter adds that the requirement of an in-person encounter between the healthcare services provider, the provider’s practice group, or the healthcare system and patient within sixteen months prior to the interactive visit is tolled for the duration of a state of emergency declared by the Governor provided that healthcare services provider or patient, or both, are located in the geographical area covered by the state of emergency. Effective as of April 1, 2022 and applies to insurance policies or contracts issued, entered into, renewed, or amended on or after that date.

#### [Public Chapter 769—SB568/HB702—Johnson/Lamberth](#)

Re Anatomical Gifts. This public chapter prohibits a healthcare provider, a hospital, an ambulatory surgical treatment center, a home care organization or any other entity responsible for matching anatomical gifts or organ donors to potential recipients from, solely on the basis of whether an individual has received or will receive a Covid-19 vaccine, (1) consider an individual ineligible for transplant or receipt of an anatomical gift, (2) deny medical or other services related to transplantation, (3) refuse to refer an individual to a transplant center or specialist, (4) refuse to place an individual on an organ or tissue waiting list, or (5) place an individual at a position on an organ or tissue waiting list lower than the position the person at which the individual would have been placed if not for the individual’s vaccine status. Effective as of April 8, 2022.

#### [Public Chapter 807—SB1846/HB1843—Watson/Terry](#)

Re HIPPA Compliant Provider-Based Telemedicine. This public chapter recognizes HIPPA complaint audio only conversation for the provision of certain behavioral health services and healthcare services as “provider-based telemedicine” when the use of HIPPA compliant real-time, interactive video, video telecommunications, electronic technology, or store-and-forward telemedicine services are unavailable. Additionally, this public chapter specifies requirements for a healthcare provider, office staff, or party acting on behalf of the healthcare provider submitting for reimbursement of an audio-only encounter. Effective as of April 8, 2022.

#### [Public Chapter 833—HB1997/SB1936—Cochran/Jackson](#)

Re UAPA. Clarifies that the ALJ shall decide a procedural questions of law. Allows the director of the administrative procedures division of the secretary of state’s office to issue subpoenas. Allows electronic participation in hearings, by agreement of the parties. The hearing officer may

allow electronic testimony if the absence of the witness would otherwise cause of delay of the hearing. Requires that a final orders be issued within 90 days. Allows that a petition for reconsideration be filed within 15 days of the entry of the final order or initial order.  
Effective as of April 19, 2022.

[Public Chapter 839—HB2561/SB1848—Terry/Watson](#)

Re OT Compact & Audiology/SLP Compact. “Occupational Therapy Licensure Compact” and “Audiology and Speech-Language Pathology Interstate Compact”

Effective as of April 19, 2022.

[Public Chapter 883—SB2285/HB1749—Bell/Ragan](#)

Re UAPA and Judicial Review Standards. Requires that a judge over a contested case not defer to an agency’s interpretation of the statue or rule and shall interpret it de novo. Remaining ambiguity shall be resolved against the agency.

Effective as of April 14, 2022.

[Public Chapter 911—HB2309/SB2464—Freeman/Reeves](#)

Re Professional License Requirements. Mandates that a person seeking a professional license have US citizenship or be authorized under federal law to work in the US as verified by the SAVE Program (allows DACA children who are now adults to obtain professional licensure if not otherwise prevented by the license).

Effective July 1, 2022.

[Public Chapter 930—HB1871/SB1982—Hulsey/Hensley](#)

Re Covid Vaccinations and Acquired Immunity. Amends Title 14 to mandate that acquired immunity from a previous Covid-19 infection be treated the same as a Covid-19 vaccination by a governmental entity, school, or local education authority. Mandates that private businesses who require vaccinations also include recognition for acquired immunity for Covid-19.

Effective as of April 11, 2022—This was not signed by Governor.

[Public Chapter 1073—HB2665/SB2449—Sexton, McNally](#)

Re Covid Visitation Policies and Limitations on Covid Treatment Exemptions. Clarifies that a prescriber can be disciplined for prescribing controlled substances and/or narcotics for treatment of Covid, if appropriate. In addition, creates a patient advocate process that hospitals must follow during times of covid concern. Allows that person to enter a facility if they agree to follow procedures but provides certain exceptions to access to locations within the hospital.

Effective as of May 25, 2022.

[Public Chapter 1094—SB1891/HB1905—Hulsey/Doggett](#)

Re Mandatory Reporting of Fatal Drug Overdoses. Requires that a fatal overdose be reported to law enforcement, including by doctors and nurses.

Effective July 1, 2022.

[Public Chapter 1117—SB2448/HB2671—White/Farmer](#)

Re: Extended Liability Protection Against Covid Claims. Extends the liability protection against claims based on Covid exposure until July 1, 2023.

Effective as of June 1, 2022.

[Public Chapter 1123—SB2574/HB2535—Crowe/Alexander](#)

Re: End-of-Life Visitation at Nursing Homes and Assisted Living Facilities. Requires that nursing homes and assisted living facilities allow for visitation during a disaster, emergency, or public health emergency for Covid-19. Provides an exemption if the visitation would violate federal or state law.

Effective July 1, 2022.

### **Investigative Report**

The investigative report was presented by Jamie Byerly, the Director of the Office of Investigations. In the year 2022 thus far, the office has opened two (2) new complaints, one (1) for malpractice negligence and the other for a criminal conviction. Additionally in 2022, the office has closed five (5) complaints. Of the five (5) complaints closed, three (3) were closed with insufficient evidence and two (2) were closed with no violation found. There are currently five (5) complaints opened. Four (4) of those complaints are on speech language pathologists and one (1) is on an audiologist.

### **Office of General Counsel Report**

Ms. Moon, with the Office of General Counsel, presented the OGC report. She reviewed the Conflict of Interest Policy. At this time, there are no open cases in the office of general counsel for this Board. The disciplinary coordinators are monitoring two (2) licensees on probation and two (2) licensees for reprimand. The provisional licensure rules were heard before the Government Operations Committee meeting on August 17, 2022 and was given a positive recommendation. Those rules will go into effect September 6, 2022. Those rules allow for clinical fellows and the reduction of fees.

Due to new legislation, the Board has now entered the Compact and the Board will work towards implementing that process accordingly.

### **Administrative Report**

Ms. Hunley provided the following administrative report:

#### TOTAL LICENSED/REGISTERED AS OF 8/16/2022

<b>Audiologists</b>	<b>Speech Pathologist</b>	<b>SLPA</b>
Active Licensees –530	Active Licensees – 3500	Registered –140

#### SINCE LAST BOARD MEETING (5/2/2022 – 8/16/2022)

<b>Audiologists</b>	<b>AUD ACE</b>	<b>Speech Pathologists</b>	<b>SLP CFP</b>	<b>SLPA</b>
New– 17	New – 9	New– 135	New – 120	New –6
Retired –2		Retired –6		Retired – 1
Expired – 7		Expired - 69		Expired – 8
Total Renewals – 67		Total Renewals – 456		Total Renewals –12
Online Renewals- 61		Online Renewals –389		Online Renewals – 9
Reinstatements – 0		Reinstatements –9		Reinstatements – 0

**New Licensed Audiologist to be Ratified**

Anderson, Joanna Cathleen  
Bailey, Sydney Grace  
Brittingham, Kelsey  
Cook, Cory Keith  
Dwyer, Nichole Dr.  
Harris, Heather Martin  
Hawkins, Nancy France  
Jackson, Mckenzie Jo  
Kinney, Brianna

Lane, Katherine Abston  
Panzarella, Kristen Rose  
Schafer, Sally A  
Sparrow, Tayler Jo  
Switzer, Gretchen  
Taylor, Lindsay Nicole  
Valle, Annalise Claire  
Wake, Lauren  
Walters-Stout, Rachel

**Newly Licensed ACE**

Barron, Autumn Monice  
Bustos, Danee Marie  
Gund, Langdon G  
Hays, Hannah  
Lyons, Alexandria Michelle  
Marshall, Jackson  
Roberts, Allison Cheyenne  
Rogers, Morgan Alexandria

Zazzaro, Corinne Marie Miss  
Haynes, Hayley Walker  
Kelley, Skylar Mara  
Patton, Emily Noel  
Perry, Hannah Lynn  
Roberts, Kirsten  
Windham, Jenna Elizabeth

Upon review, Ms. Mills made a motion to ratify the list. The motion was seconded by Ms. Barker. The motion passed.

**Newly Licensed Speech Language Pathologist to be Ratified**

Alter Rachael Elizabeth  
Appel Ashlee Morgan Mrs.  
Armendariz Karla Patricia  
Ayers Christen Marissa  
Baker Janis Johnson  
Bartels-Tobin Lori  
Baxter Jessica  
Bennett Brittany  
Berry Elizabeth Ann  
Berthelson Hannah  
Branson Steven James  
Brasher-Tucker Payton Shaler  
Bronson Kelsey A  
Bryan Katherine  
Bultemeier Angela  
Bultman Emily Katherine  
Buttry Payten  
Caher Erika  
Cargile Jennifer Barnes  
Carr Tonya Peters  
Carter Lacey J.  
Clark Shannon Noel  
Cleary Lisa Lynn Mrs.

Cohan Brooke Alexandra  
Cuellar Megan E  
Curnock Caitlin Sue  
Dapra Denise  
Digiammarino Jenna  
Dinkins Alison Taylor Ms.  
Duvier Travis Lee  
Estepp Lauren  
Fonseca Milleena  
Golden Danielle L Ms.  
Graham Lindsay  
Green Molly E.  
Grimball Andrew  
Grisham Bailey  
Groce Jessica Forrester  
Hamilton Kelly Marie  
Hammons Olivia I  
Hancock Vicki  
Hanson Morgan  
Hart Malia Elise  
Hart Wendy Lynn Mrs.  
Harty Erin  
Hawley Elizabeth

Hickey - Zitnyar Cayla Jean  
Higginbotham Anna Marie  
Hines Amy  
Hoffman Marissa Alyse  
Hopkins Natalie Lauren  
Huckaby Katelynn Danielle  
Huffman Abigail Grace  
Hunt Bricen  
Hussmann Frances  
Isaacson Jennifer L  
Jackson Andrea Lynn Mrs.  
Jesucat Bernude  
Johnson Reilly  
Jordan Breanna Paige  
Kelly Chase Mallory  
Kennard Jordan M  
Kingston Haley  
Klein Alissa Rae  
Klopfenstein Alexa Rae Mrs.  
Liddell Avery Lynn  
Lincoln Colleen Erin  
Locke Claire Mason  
Malamud- Hoffman Hannah  
Matheson Deneen  
Mcadams Hannah  
Mcbride Elizabeth  
Mccall Laura Elizabeth  
Mccullough Caroline Ms.  
Mclemore Amelia Mann  
Miller Katherine Scarlett  
Mills Bailey Newbill  
Mink Jessica  
Moore Cecilia  
Morales Taryn  
Murphy Ellery  
Murphy Sarah  
O'Banion Shelby Jean  
Osborne Elizabeth Lynne Ms.  
Owens Hannah Elizabeth  
Parker Sarah-Clare  
Perez Alexis Victoria  
Perry Alexa  
Phillips Mackenzie Blair  
Pitts Mary  
Porter Jennifer Elizabeth  
Reaves Shannon E

Reed Monique Alexis  
Riddell Lauren  
Ritch Hannah Katherine  
Robinson Jordan Aaliyah  
Roundtree-Newell Jannice Ms.  
Schmidt Mallory Layne  
Scott Amanda  
Sedlock Sydney  
Sentell Michaela Brooke  
Sexton Sydney Koren  
Shackleford Kayla Annette  
Shelton Jennifer  
Smetana Megan M  
Smith Hannah  
Smith Sara Liane  
Smythe Heather  
Snyder Catherine Juliann  
Sonneman Miriah  
Stasch Natalie Thorne  
Steffen Carol  
Stevens Lisa  
Stevens Megan Ellen  
Stewart Rachel Ms  
Stodden Sadie Patricia  
Stone Makayla  
Strelitz Jacqueline Rose  
Stys Jerica  
Sudbrink Erika Chelsea  
Suker Mauren Stephanie Mrs.  
Trent Madison Kirklyn  
Varner Mallory Kirsten  
Watson Azjah  
Weaver Mary  
Welch Mikayla  
White Alicia Kae Mrs.  
Whitney Alyssa  
Wieditz Hannah  
Willis Abigail Sands Miss  
Wilson Jordyn Nicole  
Wingfield Leah Taylor  
Worley Andrew Logan  
Worley Kathryn Aubrey  
Yap Jacqueline Marie Ms.

**Newly Licensed CF-SLP to be Ratified**

Anderson Charlotte Claire  
Arellano Jannai Isabelle

Baird Rachel Elizabeth  
Barger Mary Grace

Bates Audrey  
Bennett Kristen  
Benson Rebecca  
Bisby Ashley  
Boudreaux Aaryn  
Bowerman Emily  
Bowles Anna Renee  
Brooks Melissa Ann  
Bruce Alexandra  
Bruce Lauryn Ann  
Burkhart Sydney Marie  
Burroughs Emily  
Butigan Keely  
Carter Emily  
Cassidy Kathryn Marie  
Chatham Kaley Elizabeth  
Cook Marklee  
Crawford Grace Katherine  
Crawley Emily Reanne  
Curd Hannah Noelle  
Czirr Audrey Elizabeth  
Daniel Kaley  
Davenport Macy  
Davis Hanna Marie  
Davis Madison  
Desmedt Julia Christine  
Doorenbos Barbara  
Driver Savannah Kate  
Evans Caroline Miller  
Eydt-Beebe Anwyn Marie  
Fisher Madison Noel  
Fraley Amanda  
Gaetjens Linnea  
Gaines Olivia Brooke  
Garrard Mary Caroline  
Gelfand Isabelle Katherine  
Gibson Lauren Michelle  
Gifford Mckenzie  
Glaude Cori Elizabeth-Marie  
Goodwin Brianna  
Gunter Madison Elizabeth  
Helton Olivia  
Hunter Colby  
Idem Rachel  
Jepson Grace  
Jones Emma Griffin  
Keathley Millie  
Kelley Skylar  
Kilgore Alison Catherine  
Krebs Mckenzie Yarboro

Kreiger Brianna  
Ladd Caitlyn Nicole  
Leach Rachel E  
Leins Casey  
Little Morgan  
Locke Mckayla  
Mayer Carly  
Maynard Macy  
Mccord Claire Ms  
Mckinnie Marquesa Aniya  
Milillo Abby  
Minton Sydney  
Murphy Ellie Anne  
Mynatt Abigail Gates  
Neill Kaitlyn  
Norcia Matthew  
Norman Abigail Grace  
Nye Hannah Marie  
O'Dell Kaylee  
Parker Sarah  
Parks Allyson  
Parsons Kallie Smith Mrs.  
Patel Nikita Pramod  
Patton Emily Noel  
Patton Rebecca Mckinley  
Peterson Cassidy  
Phillips Meagan  
Pritchard Laura Elizabeth Mrs.  
Privitt Emily  
Puryear Sarah Margaret  
Reader Emily Lynne  
Reynolds Shelby  
Richey Taylor Nichole  
Romanoski Gabriella  
Rosemire Kimberly  
Rushing Ragan Elise  
Saldutti Katharine Rose  
Saliba Gabrielle Ms.  
Schneller Ashley Nicole  
Scoggins Bayleigh  
Skocy David Richard III  
Smith Emma Constance Mrs.  
Smith Kelli  
Smith Mary Catherine  
Smith Rachael Marie Mrs.  
Snider Sydney Brooke  
Spencer Lena  
Stagner Rachael  
Stone Anna Caroline  
Swenson Allyn

Tate Angela Elysabeth  
Thomson Tabitha  
Utsman Allison  
Van Fleet Taylor  
Vance Samantha  
Varn Natalie Stigers  
Vaughn Haley  
Veentjer Melina  
Vittatoo Aubrey

Walker Sabrina Morgan  
Walls Amanda Glenys  
Ward Elizabeth Harlow Ms.  
White Robinson Daniel Mr.  
Williams Allison Baylee  
Yates Katelynn Marie  
Zerit Katherine

Upon review, Ms. Barker made a motion to ratify the list and the motion was seconded by Ms. Jones.  
The motion passed.

**Newly Licensed SLPA to be Ratified**

Haynes Hayley Walker  
Kelley Skylar Mara  
Patton Emily Noel  
Perry Hannah Lynn  
Roberts Kirsten  
Windham Jenna Elizabeth

Upon review, Ms. Mills made a motion to ratify the list and the motion was seconded by Ms. Barker.  
The motion passed.

**SLP Reinstated to be Ratified**

Bennett, Brittany  
Branson, Steven James  
Hammons, Olivia I  
Hancock, Vicki  
Isaacson, Jennifer L  
Locke, Claire  
Moore, Taylor  
Reaves, Shannon  
West, Lacey

Upon review, Ms. Mills made a motion to ratify the list and the motion was seconded by Ms. Jones.  
The motion passed.

**Newly Licensed HIS**

Holly Elizabeth- Sparks Rice  
Brian D'Herde  
Eli Duberow  
Jamie Kraftt

Bradley Wuest  
Craig Duncan  
Bryan D. Jonas  
Joanna Sabatini  
James Druckenmiller

**Newly Registered Apprentices**

Casie Cummings McClain  
Cynthia R. Tremblay  
Loren Brooke Pitchford  
Mechele Lea Stykes  
Morgan E. Lewis

Sheena Ann Mathes

Upon review, Ms. Jones made a motion to ratify the list and the motion was seconded by Ms. Mills. The motion passed.

### **Review Licensure Files**

**Maribel Paredes** – was present before the Board. This application is for licensure as a CFY. This file was brought before the Board for consideration due to a criminal background check indicating a DUI charge. The Board interviewed the applicant regarding the matter. Ms. Barker motioned to approve the applicant for licensure. Ms. Jones seconded the motion and it passed.

**Allison Krapfl** – was not present before the Board. The application is for licensure as a CFY. This file was brought before the Board for consideration due to the applicant responding “no” to the competency question on having ever been convicted and the background check results indicating a driving under the influence offense in 2018. Ms. Mills motioned to approve the license. The motioned was seconded by Dr. Haynes and the motion passed.

### **Discuss and take action if needed regarding Correspondence**

Susan Usery, with the TN Department of Education appeared before the Board. The Board was provided a copy of an appendix that will be published by her office. This is brought before the Board for review to ensure everything in reference to the Board has been listed correctly. The Board did not recommend changes.

The meeting adjourned.

***Ratified by the Board of Communications Disorders and Sciences on March 23, 2023***