MEETING MINUTES

TENNESSEE BOARD OF COMMUNICATION DISORDERS AND SCIENCES

DATE: November 1, 2018

TIME: 10:00 A.M., CDT

LOCATION: Health Related Boards

Iris Room

665 Mainstream Dr Nashville, TN 37243

BOARD MEMBERS

Mary Velvet Buehler, Chair, Speech Pathologist

PRESENT: Kimberly Vinson, MD, Otolaryngologist

Julie A Davis, Speech Pathologist Debby Starr, Au.D, Audiologist Carrie Crittendon, Au.D, Audiologist Richard Morton, Citizen Member

BOARD MEMBERS

ABSENT:

Jean Brandon, Speech Pathologist

STAFF MEMBERS PRESENT:

Michele Tamayo, Board Administrator

Teddy Wilkins, Unit Director

Christie Taylor, Assistant General Counsel

Ms. Velvet Buehler, Board Chair, called the meeting to order at 10:02 am. A roll call was conducted and a quorum was present.

Review/Approve Board Meeting Minutes

Upon review of the August 7, 2018 minutes, Mr. Morton made a motion, seconded by Ms. Davis, to approve the minutes as written. The motion carried.

Investigative Report

Ms. Lorie Leonard, Disciplinary Coordinator for the Office of Investigations gave the following report;

There were four (4) new complaints in 2018 for SLP's; one was for falsification of records, one for fraud and false billing, one for drugs, and one for unprofessional Conduct. Of the two (2) closed complaints, one closed with no action and the second closed with a letter of warning. One (1) new complaint was opened in 2018 for AUD's for malpractice and negligence. No complaints were closed, and two (2) complaints are still open pending investigation and review.

There are no new complaints in 2018 for SLP-A's, none closed and there are no open complaints.

The Office of Investigations is currently monitoring two Practitioners, one is under <u>a</u> Board order and one is <u>under revocation</u>revoked,; they are both still making payments on penalties.

Financial Report

Ms. Noranda French with the Division of Licensure and Regulation reviewed the Fiscal Year End 2018 Report.

<u>Direct Expenditures</u>: The Board closed with Total Direct Expenditures in the amount of \$68,471.90. The Board closed with Salaries and Wages at \$37,937.34, Employee Benefits at \$16,200.79, Travel closed at \$2,435.24, Communications closed at \$2,902.97, Professional Services and Dues closed at \$3,370.59, Supplies and Materials closed at \$640.76, State Professional Services closed at \$4.984.21.

<u>Allocated Expenditures</u>: Administration closed at \$22,760.28, No investigation hours, Legal closed at \$5025.71, and the Cash Office closed at \$2,215.13. Total <u>Allocated Expenditures amount of were \$98,473.08,30,001.12</u>. The Board generated revenue in the amount of \$166,975.75, with a current <u>Yyear Nnet of \$68,502.73</u>, the boards portion of LARS (License and Regulation System) closed at \$18,447.26, which gives a <u>The Ccumulative</u> carry over balance of \$412,234.13.

<u>Revenue Sources</u>: 67% comes from renewal Fee's, 9% from Application Fee's and 18% from First Registration Fee<u>s.'s</u>, <u>Comparison</u>: <u>Since 2016 this Board has performed very well at generating more Revenue than Expenditures</u>.

Ms. French read the most Applicable portion of the Internal Policy regarding a fee reduction. To determine where the Board falls within that internal policy, the first three year average starts at 2015, the 2015, 2016 and 2017 fiscal year average of \$106,202.55, times that by 2 in accordance with the Policy which give you a total of \$212,405.11 compared to the 2017 Cumulative Carryover Balance of \$362,178.66. We do that for the second three year average for Fiscal years of 2016, 2017 and 2018 which comes to \$97,291.98, times that by two for a total average of \$194,583.96 and compare that to this year's Cumulative Carryover Balance of \$412,234.13. "This The board does meet this policy for a fee reduction, however I have in my notes that you all have the board already decided on reducing Fee's fees, I do have that time stamped, we do so there is not have a modification included in this presentation.

OGC Report

Ms. Taylor read aloud the Conflict of Interest Policy and Open Meeting Act Policy.

Disciplinary Activity

At this time the Office of General Counsel has no cases open against CDS licensees. We do have aAn order of compliance for Eric Cobb, a HIS licensee will be presented at this meeting. This matter is here pursuant toMr. Cobb filed a petition for an oOrder of eCompliance filed by Mr. Cobb as a result of a consent order ratified by the Council offor Licensing Hearing Instrument Specialists in May 2016, and approved ratified by this Board in August 2016. in which the Council found petitioner misrepresented products in advertisement. Specifically stating hearing aids would restore particular sounds. That conduct was found to violate Tennessee Code Annotated 63-17-219(a)(3) also found to violate Tennessee Comprehensive Rules and Regulations 1370-02.20(2)(a), it also violated 1370-02.136. As a result the Board ordered petitioner's license be placed on probation for one year, required him to pay three type B civil penalties, and required him to submit advertisements to the Board's administrative staff. An affidavit from the Disciplinary Coordinator is attached attesting to the fact that the petitioner has

complied with all the provisions of the previous board order. I now recommend it to you for approval.

Ms. Vision Dr. Vinson made the motion, seconded by Mr. Morton to approve the order of compliance. The motion Ccarried.

Rules Ms. Taylor stated that the rules discussed in the last meeting are under internal review. They will then move to the administrative staff and move on from there.

Mr. John Williams approached the podium. He stated that the change in the Cclinical Ffellow rule is of the utmost importance. Mr. Williams told stated to the board he was recently at the Tennessee Association of Audiologists and Speech Language Pathologists, and I was asked "Is it possible that the rules can be in place by next June?" He then asked the Board for a reasonable idea of when this might happen? Ms. Taylor gave the time frame of about a year, and stated "Unfortunately, it does take a little time." Ms. Wilkins then explained that after OGC and she reviews the rules, they then go to the Commissioner's office, then to the Governor's office and then they come back and the Notice of Rule Making Hearing can be filed.

Conference

Ms. Taylor presented to the Board a request to attend the FARB (Federation of Associations of Regulatory Boards) Conference in January 2019, listing the following reasons

- Directly related to the administration of state professional licensing boards.
- Specifically designed for Board members, Board attorneys, Board investigations and Board staff.

Ms. Crittendon made a motion, seconded by Ms. Dr. Vinson to approve Ms. Taylor's request to attend the conference. Motion carried.

Administrative Report

Ms. Tamayo provided the administrative report. As of October 30, 2018, there are a total of 442 licensed Audiologists, 2879 licensed Speech Language Pathologists and 134 registered Speech Language Pathology Assistants.

Between August 7, 2018 and October 30, 2018 there are Ttwelve (12) new Audiologists; three (3) new Audiology Clinical Externs; three (3) retired; Ffive (5) expired; a total of forty-five (45) Audiologists have renewed their licenses with zero (0) online for a percentage of zero (0) percent; and three (3) reinstatements.

Between August 7, 2018 and October 30, 2018 there are seventy-three (73) new Speech Language Pathologists.;, forty (40) new Clinical Fellows; fifteen (15) retired; twenty-three (23) expired; two hundred seventy-five (275) Speech Pathologists have renewed their licenses; with zero (0) online for a percentage of zero (0) percent, and four (4) reinstatements.

Between August 7, 2018 and October 30, 2018 there are eight (8) new Speech Language Pathology Assistants registered; one (1) retired; two (2) expired; and a total of nine (9) Speech Language Pathology Assistants renewed their licenses, with zero (0) online for a percentage of zero (0) percent.

Ms. Tamayo reviewed the scheduled Board meeting dates for 2019

February 5, 2019 May 7, 2019 August 6, 2019 November 5, 2019

Newly Licensed/Registered

Upon review Ms. Crittendon made a motion, seconded by Mr. Morton, to approve the following newly licensed Speech Language Pathologist:

Newly Licensed Speech Pathologists

6284 Adams, Marissa 6625 Adams, Tiffany 6212 Lynch, Leslie Poole 6603 Anderson, Lara Kate 6608 Mason, Charlotte H 6607 Artz, Kathryn Marie 6211 Barnett, Lauren A 6637 McWhorter, Rachel Elizabeth 6211 Barrow, Emily K 6219 Barrow, Emily K 6280 McAlister, Elizabeth 6219 Barrow, Emily K 6606 Montgomery, Victoria 6282 Beebe, Laure A 6579 Morrow, Emily Larkin 6558 Bissell, Lauren Marie 6525 Murray, Nicole Briana 6441 Blaha, Jessica Janelle 6571 Muzzio, Ida Irene 6471 Boccardo, Erin 6567 Newkirk, Bethany Sue Pearle 6562 Castle, Kaley 628 Noble, Celia M 6631 Castlen, Audrey 6610 O'Brien, Stephanie Keys 6297 Curtis, Emmery M 6618 Davis, Rachel Reed 6648 Panepucci, Emma 6170 Dunkin, Michelle Lynn 6384 Pennucci, Dori 6653 Feld, Ilana 6627 Perry, Paige 6737 Fisher, Paige A 6578 Prikle, Morgan 6544 Franklin, Kayla Nicole 6558 Gibson, Frances 6303 Reynolds, Kelly Jo 6587 Gunderson, Laura 6559 Richmond, Jamia 6566 Harris, Kamilah R 6540 Hauser, Jill Bradford 6541 Hazlett, Charles Eric 6293 Royster, Quela Nile 6459 Hitch, Kelly 6626 Ruch, Judith Leigh 6629 Hogan, Kristen McMinn 6643 Schneider, Lauren 6593 Scott, Kenzie 6594 Silen, Angela 6595 Richmond, Angela 6626 Hughes, Sara Elizabeth 6597 Hughts, Sara Elizabeth 6598 Gibson, Frances 6303 Reynolds, Kelly Jo 6626 Ruch, Judith Leigh 6627 Hughes, Sara Elizabeth 6598 Gibson, France 6639 Treadway, Eden 6646 Kos, Hannah 6640 Kos, Hannah 6641 Cawernece, Abigail Christine 6661 Van Brocklin, Alison Gwinn 6664 Kos, Hannah 6679 Tucker, Rebecca C 6665 Lawerence, Abigail Christine 6601 Van Brocklin, Alison Gwinn 6636 Leyba, Leslie		
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6280 Kemp, Ashley Sharnelle6639 Treadway, Eden6646 Kos, Hannah6279 Tucker, Rebecca C6656 Lawerence, Abigail Christine6601 Van Brocklin, Alison Gwinn	6319 Ingles, Alison	6218 Spears, Hannah L
6646 Kos, Hannah 6279 Tucker, Rebecca C 6656 Lawerence, Abigail Christine 6601 Van Brocklin, Alison Gwinn	6652 Jackson, Jamie Kruger	6417 Talbert, Maegan
6656 Lawerence, Abigail Christine 6601 Van Brocklin, Alison Gwinn	6280 Kemp, Ashley Sharnelle	6639 Treadway, Eden
<u> </u>	6646 Kos, Hannah	6279 Tucker, Rebecca C
6636 Leyba, Leslie 6443 Van Uden, Celeste Marie	6656 Lawerence, Abigail Christine	6601 Van Brocklin, Alison Gwinn
	6636 Leyba, Leslie	6443 Van Uden, Celeste Marie

6621 Velliquette, Tammy Lynn 6561 Wade, Kaitlyn 6600 Wagner, Joanne 6256 Webb, Janani 6645 Welcher, Rachel Burger 6162 Whitaker, Kelsey Elizabeth

The motion carried.

Upon review Mr. Morton made a motion, seconded by Ms. Crittendon, to approve the following newly licensed Audiologists:

Newly Licensed Audiologists

1905 Andrews, Heather Marie	1861 Neyman, Margaret K
1848 Flynn, Meghann R	1831 Scott, Hannah B
1915 Foley, Lauren	1910 Sharrett, Kadie Beth
1914 Green, Andrea Paige	1838 Steinberg, Natalie T
1846 Krolewicz, Sara J	1828 Taylor, Brittany S
1909 Marshall, Susanna Claire	1911 Van De Wyngaerde, Kelly

The motion carried.

Upon review Mr. Morton made a motion, seconded by Ms. Davis, to approve the following newly licensed Speech Pathology Assistant:

Newly Licensed Speech Language Pathologist Assistants

564 Fly, Brittney	568 Moore, Meredith Virginia
580 Goduti, Michelle Lynn	583 Paris, Jacqueline
570 Johnson, Ashley C	571 Sexton, Sydney Koren
578 Lamsey, Laura Kathleen	569 Thomas, Laura Shannon

The motion carried.

Reinstatements

Upon review Mr. Morton made a motion seconded by Ms. Crittendon to ratify the reinstatements of the following Speech Pathologists:

Speech Pathologist Reinstatements

3937 Adams, Becky Lynn	2728 Donels, Emily D
5196 Carpenter, Erika Jane	5170 Ross, Alexandra Leonard

The motion carried.

Upon review Ms. Crittendon made a motion, seconded by Mr. Morton to ratify the reinstatements of the following Audiologists:

Audiologist Reinstatements

1406 Dickinson, Williams W 1591 Mochizuki, Kevin Scott 1097 Runyan, Carol Reid

The motion carried.

Correspondence

A letter from Jamie Seek SLP Coordinator for Shelby County schools in Memphis was sent to the Board asking that the 12 month cap on Clinical Fellows be removed and an 18 to 24 month cap be put in place. The issue within the school systems is due to the fact there are so many holidays and breaks during the school year that a CF in a school system cannot complete the entire fellowship within a twelve (12) month period. Ms. Wilkins stated that the new rules in review actually allow for an 18 month cap, which could be amended to 24 months at the Rule making hearing.

Discuss Clinical Fellows in School Systems.

Ms. Wilkins brought to the Boards attention the issue of Rregistration of clinical fellows :- Ms. Tamayo gave the following example: The applicant will want their Clinical Fellow to start in the middle of August; however I won't receive their the paperwork will not be received in the administrative office until the beginning of September, and many times acdditional documents such as the proof of their 400 clock hours may not be received until October. Therefore their Clinical Fellow is not granted until October, but they already started practicing in inpracticing in August. Our system has no way to back date the approval date. If an applicant's working in the school system they have the extra backing of the teaching certificate, but those practicing outside the school system do not have that backing and are practicing without a license or Rregistration which is against the rules. "Ms. Buehler says stated we have two problems then; the first is we need to extend the cap to 24 months, but that doesn't solve this problem, where they are registering and not approved for a few months. Ms. Wilkins stated it may be as simple as communication between administrative staff, school systems, and the supervisors. Some discussion took place, it was decided by the board to send a letter to the school systems and universities explaining that applicants need to submit their application as soon as they graduate, even before they have an employer to get the process started so that the Colinical fellowship can start when the applicant requests.

Adjournment

With no other Board business to conduct, Mr. Morton made a motion, seconded by Ms. Vinson, to adjourn the meeting. The motion carried, and the meeting was adjourned.