

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 PRESENT: Mary Velvet Buehler, Chair, Speech Pathologist
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 a Board order and one is ~~under revocation~~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.

~~Direct Expenditures: 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.~~

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

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

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~~ a ~~An~~ order of compliance for Eric Cobb, a HIS licensee will be presented at this meeting. ~~This matter is here pursuant to Mr. Cobb filed a petition for an~~ eOrder of eCompliance ~~filed by Mr. Cobb~~ as a result of a consent order ratified by the Council ~~of~~ for 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 carried.

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 ~~C~~clinical ~~F~~fellow 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 ~~T~~twelve (12) new Audiologists; ~~three~~ (3) new Audiology Clinical Externs; ~~three~~ (3) retired; ~~F~~five (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	6654 Lloyd, Rachel Conrad
6625 Adams, Tiffany	6212 Lynch, Leslie Poole
6603 Anderson, Lara Kate	6608 Mason, Charlotte H
6607 Artz, Kathryn Marie	6286 McAlister, Elizabeth
6211 Barnett, Lauren A	6637 McWhorter, Rachel 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	6268 Noble, Celia M
6631 Castlen, Audrey	6610 O'Brien, Stephanie Keys
6297 Curtis, Emmery M	5976 Overbey, Hillary G
6618 Davis, Rachel Reed	6648 Panepucci, Emma
6170 Dunkin, Michelle Lynn	6384 Pennucci, Dori
6653 Feld, Ilana	6627 Perry, Paige
6273 Fisher, Paige A	6578 Prikle, Morgan
6544 Franklin, Kayla Nicole	6563 Reszczynski, Crystal L
6598 Gibson, Frances	6303 Reynolds, Kelly Jo
6587 Gunderson, Laura	6559 Richmond, Jamia
6566 Harris, Kamilah R	6348 Roberts, Damien K
6560 Hauser, Jill Bradford	6572 Romanski, Erin
6644 Hazlett, Charles Eric	6293 Royster, Quela Nile
6459 Hitch, Kelly	6626 Ruch, Judith Leigh
6629 Hogan, Kristen McMinn	6643 Schneider, Lauren
6299 Horine, Kelsie J	6593 Scott, Kenzie
6651 Hughes, Sara Elizabeth	6549 Scully Angela Rose
6573 Hulett, Sabrina Marie	6326 Sheng Angela
6245 Huwe, Teresa H	6542 Siler, Lisa Marie
6319 Ingles, Alison	6218 Spears, Hannah L
6652 Jackson, Jamie Kruger	6417 Talbert, Maegan
6280 Kemp, Ashley Sharnelle	6639 Treadway, Eden
6646 Kos, Hannah	6279 Tucker, Rebecca C
6656 Lawrence, 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
1848 Flynn, Meghann R
1915 Foley, Lauren
1914 Green, Andrea Paige
1846 Krolewicz, Sara J
1909 Marshall, Susanna Claire

1861 Neyman, Margaret K
1831 Scott, Hannah B
1910 Sharrett, Kadie Beth
1838 Steinberg, Natalie T
1828 Taylor, Brittany S
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
580 Goduti, Michelle Lynn
570 Johnson, Ashley C
578 Lamsey, Laura Kathleen

568 Moore, Meredith Virginia
583 Paris, Jacqueline
571 Sexton, Sydney Koren
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
5196 Carpenter, Erika Jane

2728 Donels, Emily D
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 ~~R~~registration 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 additional 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 ~~practieing~~ in practicing 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 ~~R~~registration 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 ~~C~~clinical 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.