

Board of Examiners for Speech-Language Pathology and Audiology

PUBLIC HEARING ON PROPOSED RULE CHANGES

Minutes

**February 7, 2014
1:00 P.M.**

**3700 N. Classen Blvd
Dept. of Corrections, Conference Room # 265-Second Floor**

Board Members and Guests from the Public Present

Board members present were Dr. Cheryl Giddens, Dr. Mary Hudson, Ms. Tracy Grammer, Dr. Greg A. Krempf and Ms. Kristin Hopper. Guests from the public: Jody Phillips, Sarah Marris, Temple Stewart, Cynthia Gable, Megan Woodall, Michele Farley, Roxana Lindesmith, Mary Ellen Wallace, Lucynda Olberding, Marla Galbraith, Kelsea Nash, Rollin Nash, Lauren Kelliher, and Mona Ryan

Public Hearing on Proposed Rule Changes

The Board heard oral comments on the proposed rules from Sarah Marris, Cynthia Gable, Mary Ellen Wallace, Lucynda Olberding, and Mona Ryan. The Board took no action and the hearing was closed at 1:35.

Board of Examiners for Speech-Language Pathology and Audiology

Regular Board Meeting Immediately following the public hearing

Minutes

**February 7, 2014
1:00 P.M.**

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In conformity with the Oklahoma Open Meeting Act, advance notice of this special board meeting was originally transmitted to the Oklahoma Secretary of State on December 13, 2013 at 1:44pm; and, public notice of this meeting together with the agenda, was posted in prominent public view on the front door of the Office Building at 3700 N. Classen Blvd., Oklahoma City, on February 5, 2014 at 4:06pm. The announcement of the Board meeting and agenda were also posted on the OBESPA website, <http://www.ok.gov/obespa> on February 5, 2014 at 4:19pm.

Determination of Quorum and Call to Order

The meeting was called to order at 1:37pm. Amy Hall called the roll. Board members present were Dr. Cheryl Giddens, Dr. Mary Hudson, Ms. Tracy Grammer, Dr. Greg A. Krempl and Ms. Kristin Hopper. A quorum was present.

Others present: Amy Hall, Executive Secretary, Sandra Balzer, Assistant Attorney General, and guests; Jody Phillips, Marla Galbraith, Kelsea Nash, Rollin Nash, Lucynda Olberding, Mona Ryan, Sarah Marris, Diana Harrington, and Lauren Lembo Kelliher.

Approval of Minutes from December 6, 2013 Board Meeting

Dr. Giddens moved and Ms. Hopper seconded the motion to approve the December 6 board meetings minutes as written. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

Governor Mary Fallin has reappointed Kristin Hopper to our Board for a three year term expiring August 17, 2017. Kristin Hopper is replacing herself and serves as the lay member

Ms. Grammer thanked Ms. Hopper for serving another term. No motion was needed.

Update on Review of Compliance with Consent Orders

Ms. Balzer updated the Board on the following people listed below that have complied with the terms of their consent orders that were due as of December 31, 2013. Ms. Balzer stated that she is not asking the Board to dismiss the complaints because they all still have one final requirement and that is the Audit of their continuing education at the end of 2014. No motion was needed.

12-17, Trina Elliott, SP#2496
13-02, Vicky Robinson, SP#308
13-08, Airyn Cristiano AuD#98
13-09, Renee Koerner SP#3869
13-10, Meggie Hutchinson SP#3935
13-11, Kelly Hawkins, SP#3156
13-12, Carmen Jones, SP#928
13-13, Sarah Sartor, SP#3890

Discussion and Possible Action on Recommendations Regarding Complaints Received by the Board

13-07

Ms. Balzer recommended that the Board find probable cause to initiate another complaint for disciplinary action against the license based on the fact that she did not meet terms of first consent order issued on June 24, 2013. Dr. Krempl moved and Ms. Hopper seconded the motion to proceed with a formal complaint. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

13-18

Ms. Balzer recommended that the Board send a letter of caution. Dr. Hudson moved and Dr. Giddens seconded the motion to issue a letter of caution. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

13-19

Ms. Balzer stated that Board already found probable cause to initiate a formal complaint in December but was unable to get ready in time for this meeting. No action was needed.

13-24

Ms. Balzer stated that a complaint has been filed but unable to get service on the respondent and we are still waiting to get that. No action was needed.

13-25

Ms. Balzer stated that Board already found probable cause to initiate a formal complaint in December but was unable to get ready in time for this meeting. No action was needed.

13-27, 13-28, and 13-29

Ms. Balzer stated that these are still under investigation. No action was needed.

14-01

Ms. Balzer recommended that the Board find probable cause to initiate a formal complaint. Dr. Krempl moved and Dr. Giddens seconded the motion to proceed with a formal complaint. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

14-02

Ms. Balzer and Ms. Grammer stated that they had no recommendations and wanted to leave the decision up to the Board. Dr. Krempl made the motion that there is probable cause to initiate a formal complaint Dr. Giddens seconded the motion. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

14-03

Ms. Balzer recommended that the Board find probable cause to initiate a formal complaint. Dr. Krempl made the motion that we find probable cause and to initiate a formal complaint. Dr. Giddens seconded the motion. Dr. Hudson, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer and Ms. Hopper abstained. Motion approved.

14-04, 14-05, and 14-06

Ms. Balzer recommended that the Board find probable cause to initiate a formal complaint. Dr. Krempl moved and Dr. Giddens seconded the motion to proceed with a formal complaint. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

Discussion and Possible Action on Complaint 12-01 Yvonne Cardenas, SLP#3548. Review of Compliance with April 2012 and May 2013 Consent Orders, including a proposed agreed addendum to May 2013 Consent Order. The Board may convene an executive session for deliberations in an individual proceeding pursuant to 25 O.S. Section 307(B)(8).

Ms. Balzer offered an addendum to the second consent order to resolve a complaint left outstanding from the May 23rd, 2013 consent order. Dr. Krempl moved and Ms. Hopper seconded the motion to accept the Consent Order as written and that the Board chair be the designee responsible for reviewing the policy. The respondent shall pay a fine of \$750 dollars within 60 days of approved Consent Order; Respondent will amend the BPT policy regarding best practices for direct supervision to be in accordance with Board rules and the September 13, 2013 Declaratory Ruling and submit the revised policy to the Board within 60 days of approved Consent Order; and Respondent shall include in the annual report due December 31, 2014 proof of distribution of revised policy to BPT employees. Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

Discussion and Possible Action on Licensees who are non-compliant with the Oklahoma Tax Commission:

Rachel Howard, SP#2819 and Marquita Pogue, SP#2856

Ms. Hall addressed the Board concerning Rachel Howard and Marquita Pogue not being tax compliant but did make timely renewal of the license for 2014. Ms. Hopper moved and Dr. Krempf seconded the motion to table Rachel Howard's renewal till next Board meeting. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved. Dr. Hudson moved and Ms. Hopper seconded the motion to table Marquita Pogue's renewal till next Board meeting. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

Discussion and Possible Action Concerning the Policy of Independent Practice during a CEY

Tabled until next Board meeting.

Report and Discussion from Mary Hudson, Ph.D. on NCSB conference

Dr. Hudson thanked the Board for sending her to NCSB. Dr. Hudson found the mock processes were incredibly instructive and helpful. The main topic was the challenge of telepractice and how it impacts licensure boards. She discussed keeping telepractice on our radar and to be mindful of the challenges ahead. No action was needed.

Discussion and Possible Action on Financial Reports

Ms. Hall reviewed the financial reports from December 2013 and January 2014. No action was needed.

Discussion and Possible Action on Audit and cost

Ms. Hall made the Board aware that our agency has been picked to be audited for the period of July 1, 2011-June 30, 2013. The Auditor's office is asking for \$11,000.00 and our Board has only budgeted \$3,500.00. The date the audit will start is to be determined. Dr. Giddens moved and Ms. Hopper seconded the motion to approve the expenditure up to \$3000.00 for this audit. Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Dr. Krempf abstained. Motion approved.

Discussion and Possible Action on Office of Management and Enterprise Services-Information Services Division Agreement

Executive Secretary report:

Ms. Hall discussed the contract with OMES for IT support. Dr. Krempf moved and Dr. Giddens seconded the motion to approve the contract as written from OMES. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

-Hiring Mary Harvick for Administrative Assistant

-New Computer delivered

Ms. Hall updated the Board on the hiring of Mary Harvick for the permanent part-time administrative assistant. Ms. Harvick will be working two days a week and more if needed at \$15 dollars an hour. Ms. Hall also informed the Board that the new computers have been delivered and are up and running wonderfully. No action was needed.

New Business

Ms. Grammer thanked Ms. Hall for stepping into the Executive Secretary position and doing so well managing all the letters we received from the public forum for rule changes.

Review and possible action on pending licensure applications and assistant applications. List Below

Ms. Hall addressed the Board concerning the Full Licensure of Kelsea Nash. On Kelsea's report of clinical experience it asks the number of hours per week of paid professional experience was done in Speech. Marla Galbraith, Ms. Nash's supervisor, put 15 hours when it should have said 40 hours. Ms. Nash and her supervisor Ms. Galbraith attended the Board meeting so that any questions could be answered about her 39 weeks of supervision and so Ms. Galbraith could explain to the Board that she misinterpreted what the question was asking and that Ms. Nash did in fact get paid the full 40 hours a week if not more. Ms. Hopper moved and Dr. Krempf seconded the motion to approve Kelsea Nash for full licensure in Speech-Language Pathology. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

Dr. Krempf moved and Dr. Giddens seconded the motion to approve the applicants for full licensure. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

Dr. Giddens moved and Ms. Hopper seconded the motion to approve the applicants for clinical experience year licensure. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

Dr. Giddens moved and Ms. Hopper seconded the motion to approve the applicants for speech-language pathology assistant licensure. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

Board of Examiners for Speech-Language Pathology & Audiology

ASSISTANTS FOR SPEECH PATHOLOGY AND AUDIOLOGY APPLICANTS FOR CONSIDERATION

February 7, 2014

<i>Name:</i>	<i>Supervisor:</i>	<i>Date:</i>
Ryan Verner, SLPA#72	Trina Hemmerling, SP#2971	02/07/2014
Carrie Espinoza, SLPA#73	Joan Hoffman, SP#913 Audrey Lott, SP#3646 Paul Henderson, SP#2887	02/07/2014

Board of Examiners for Speech-Language Pathology & Audiology

**APPLICANTS FOR CEY LICENSURE CONSIDERATION FOR
SPEECH-LANGUAGE PATHOLOGY**

February 7, 2014

<i>Name:</i>	<i>Supervisor:</i>	<i>Date Issued:</i>
Laura Wheeler, M.S.	Cindy Guthrie, SP#3516	12/19/2013
Chelsie Dahlquist, M.S.	Melissa Comer, SP#3581	12/30/2013
Crystal Hardway, M.S.	Tamra Ledbetter, SP#2238	01/02/2014

Board of Examiners for Speech-Language Pathology & Audiology

**APPLICANTS FOR FULL LICENSURE CONSIDERATION FOR
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY**

February 7, 2014

<i>Name:</i>	<i>License Number:</i>	<i>Date Issued:</i>
Erin Moran, M.S.	4166	12/19/2013
Amanda K. Rogers, M.S.	4167	12/19/2013
Austin Singleton, Au.D.	4168	12/19/2013
Amanda Brooke Wichert, M.A.	4169	12/26/2013
Jacqueline Novick Karpman, M.A.	4170	01/13/2014
Kristina A. Freeborn, M.A.	4171	01/14/2014
Mitchell W. Cigoy, M.A.	4172	01/22/2014
Kelsea Lauren Nash, M.S.	4103	02/07/2014
Remake of Certificates:		
Mildred Elizabeth Enos M.S.	3327	6/8/2007
Tiffany Beene, M.S.	3878	3/19/2012
Tara Taylor, M.S.	3589	03/23/2010

Break at 3:05 and reconvened at 3:26

Discussion and Possible Action to adopt proposed rule changes

690:1-1-5

Ms. Hopper moved and Dr. Giddens seconded the motion to adopt 690:1-1-5 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:5-7-5

Dr. Krempl moved and Ms. Hopper seconded the motion to adopt 690:5-7-5 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:5-9-6

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:5-9-6 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-3-3

Dr. Krempf moved and Dr. Giddens seconded the motion to adopt 690:10-3-3 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-3-7

Ms. Hopper moved and Dr. Krempf seconded the motion to adopt 690:10-3-7 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-3-8

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-3-8 as proposed. Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Ms. Grammer abstained. Motion approved.

690:10-7-1

Dr. Hudson moved and Dr. Giddens seconded the motion to adopt 690:10-7-1 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-3(a)

Dr. Giddens moved and Dr. Hudson seconded the motion to adopt 690:10-7-3(a) as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-3(b)-(b)(1)

Dr. Giddens moved and Dr. Krempf seconded the motion to adopt 690:10-7-3(b)-(b)(1) with strike of old (b) and accept the new (b) with the changes as written through (b)(1) with the addition of workdays. Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Dr. Hudson opposed. Ms. Grammer abstained. Motion approved.

690:10-7-3(b)(2)

Dr. Krempf moved and Ms. Hopper seconded the motion to adopt 690:10-7-3(b)(2) with the ASHA language as a substitute for the definition that was proposed for Indirect supervision. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-3(c)

Dr. Krempf moved and Dr. Giddens seconded the motion to adopt 690:10-7-3(c) with the addition of the words at or above the required minimum after the level of supervision. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-3(d)

Dr. Krempf moved and Dr. Hudson seconded the motion to adopt 690:10-7-3(d) as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-4

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-7-4 as proposed with the deletion of business cards. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempf and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-5

Dr. Krempl moved and Dr. Hudson seconded the motion to adopt 690:10-7-5 as proposed with the reinsertion of Speech-Language Pathology in the first sentence. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-6

Ms. Hopper moved and Dr. Giddens seconded the motion to adopt 690:10-7-6 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-8

Ms. Hopper moved and Dr. Giddens seconded the motion to adopt 690:10-7-8 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-9

Dr. Krempl moved and Ms. Hopper seconded the motion to adopt 690:10-7-9 as proposed with adding the language to (c)(iii) with a Board approved degree program in place of as part of a degree program. Ms. Grammer, Dr. Hudson, Ms. Hopper, Dr. Krempl and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-10(a)

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-7-10(a) with all changes as proposed with the exception of 10 which will be deleted. Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-10(b)

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-7-10(b) as proposed except for the changes to (3). Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-10(c)(d)(e)

Dr. Giddens moved and Dr. Hudson seconded the motion to adopt 690:10-7-10(c)(d)(e) as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-7-11

Dr. Hudson moved and Ms. Hopper seconded the motion to adopt 690:10-7-11 as proposed. Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-9-2

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-9-2 as proposed with the deletion of and/or under (a) (3). Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

690:10-9-7

Dr. Giddens moved and Ms. Hopper seconded the motion to adopt 690:10-9-7 as proposed with the deletion of and/or under (c) (3). Ms. Grammer, Dr. Hudson, Ms. Hopper and Dr. Giddens all voted yes with a show of hands. Motion approved.

Adjournment

Meeting adjourned at 6:30pm.