

## **APPROVED MINUTES**

### **BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY MEETING MINUTES**

The Virginia Board of Audiology and Speech-Language Pathology met on Thursday, February 5, 2009 at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, 2nd Floor, Conference Room #4, Henrico, Virginia.

The following members present for all or part of the meeting included:

Susan G. Chadwick, Au.D., CCC-A, FAAA  
Kenneth Cox, Au.D.  
Sally Jones-McNamara, MCS, CCC-SLP, CCP  
Angela W. Moss, MA CCC-SLP  
George T. Hashisaki, M.D.  
Ronald Spencer, RN  
Mary Kay Wakefield

DHP staff present for all or part of the meeting included:

Lisa R. Hahn, Executive Director  
Amy Marschean, Senior Assistant Attorney General  
Elaine Yeatts, Senior Policy Analyst  
Annie B. Artis, Licensure Operations Manager  
Rashaun K. Minor, Discipline Operations Manager  
Melissa Currier, Administrative Staff Assistant

Guests Present:

William H. Ferguson, II, Executive Director –DPOR, Board of Hearing Aid  
Specialist  
Marie Ireland, Department of Education  
Carol Dudding, James Madison University

#### **CALLED TO ORDER**

Dr. Chadwick, Chair, called the meeting to order at 9:34 a.m.

#### **ORDERING OF THE AGENDA**

The agenda was accepted as written.

#### **PUBLIC COMMENT PERIOD**

Dr. Chadwick asked for public comment.

There was no public comment.

## **INTRODUCTION OF NEW BOARD MEMBER**

Dr. Chadwick introduced and welcomed Dr. Hashisaki to the Board.

## **ACCEPTANCE OF MINUTES**

Upon a motion by Ms. Moss and properly seconded by Dr. Cox, the Board voted to approve the October 9, 2008 board meeting minutes.

The members voting 'yes' were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss, Mr. Spencer and Ms. Wakefield . There were no negative votes.

The motion passed unanimously.

Upon a motion by Mr. Spencer and seconded by Ms. Jones-McNamara, the Board voted to approve the October 9, 2008 legislative/regulatory committee meeting minutes.

The members voting 'yes' were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss, Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

Upon a motion by Ms. Jones-McNamara and properly seconded by Ms. Moss, the Board voted to approve the public hearing meeting minutes of November 12, 2008.

The members voting 'yes' were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss, Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

## **AGENCY DIRECTOR'S REPORT – Ms. Emily Wingfield**

Ms. Wingfield, Chief Deputy Director, stated Ms. Ryals was unable to attend the board meeting due to prior commitments at the General Assembly. Ms. Wingfield reported on agency bills to include the following:

- Bill to clarify that investigators may discuss the facts of cases with respondents;
- Bill regarding Expansion Workforce Data which eases the restrictions on emergency contact information for practitioners;
- Bill on the Health Practitioners Intervention Program: the name will be changed to reflect that it is a monitoring, not treatment program; and a fee will be charged to the participants for monitoring.

- Bill regarding the Prescription Monitoring Program (PMP) which removes the requirement that a prescriber obtain written consent from the recipient prior to establishing treatment history.

## **EXECUTIVE DIRECTOR'S REPORT – Ms. Lisa R. Hahn**

### **Licensee Statistics**

Ms. Hahn reported there are currently 403 audiologists, 94 school speech-language pathologists, and 2,354 speech-language pathologists, for a total of 2,851 licensees.

### **Disciplinary Cases**

Ms. Hahn reported that the Board has received 2 open cases; 1 is in investigations and 1 is at the informal level. She stated the standard of 60 days at probable cause has been in effect for years; however, our board statistics show the average number of days from the period July 1, 2008 to February 3, 2009 has been 22 days in probable cause.

### **Virginia Performs**

Ms. Hahn stated that the Board achieved 94% goal for customer satisfaction. She also stated that the 100% goal of issuing licenses to applicants within 30 days or less has been achieved. Ms. Hahn stated that the percent of patient care cases closed in less than 250 days is at 80%.

### **Revenue and Expenditures**

Ms. Hahn provided the Revenue and Expenditure summary for the period ending June 30, 2008. She reported that the cash balance as of June 30, 2008 was \$26,705. Ms. Hahn stated the year-to-date revenue for Fiscal Year 2008 was \$200,300 and less direct and allocated expenditures was \$64,243. Ms. Hahn reported that as of December 31, 2008, the cash balance was \$162,761.

### **Calendar**

Ms. Hahn provided the dates for the upcoming Board meetings; June 18, 2009 and October 8, 2009.

### **Miscellaneous Board Business**

Ms. Hahn announced that Ms. Currier, Administrative Staff Assistant for our board will shadow Ms. Artis and will soon begin taking the board minutes.

Ms. Hahn informed the Board that the approximate expenses incurred to hold board meetings is \$8,000 which includes staff time.

## **NEW BUSINESS**

### **Telehealth Program Partnership – Carol Dudding**

Dr. Dudding, M.A., Ph.D., CCC-SLP, from James Madison University gave a presentation regarding the Telehealth Program Partnership. She informed the board of the partnership between the Communication Sciences and disorders program at James Madison University and the Virginia Department of Education. Dr. Dudding also introduced Ms. Ireland from the Virginia Department of Education.

Dr. Dudding stated the program offers a telehealth initiative in speech-language pathology to help meet the needs of children across the Commonwealth of Virginia. She further stated the program was developed in response to the shortage of speech-language pathologists in rural and remote areas of Virginia and that telehealth offers a viable solution.

### **Guidance Document 30-1 – Consent Order – Exceeding Scope of Practice**

Upon a motion by Dr. Cox and properly seconded by Ms. Jones-McNamara, the Board voted to remove Guidance Document 30-1.

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss, Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

### **Guidance Document 30-6**

Upon a motion by Ms. Moss and properly seconded by Mr. Spencer, the Board voted to amend Guidance Document 30-6 as follows:

**At its Board meeting on April 30, 2008, the Board voted to accept supervision of clinical practice, teaching, clinic supervision, and research as being actively engaged in the practice of Audiology or Speech-Language Pathology.**

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss, Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

### **Dispensing License Required for School-Based Audiologists**

Dr. Chadwick brought before the board, the issue in regard to whether or not a school-based audiologist who works with hearing aids and FM systems is required to have a Virginia Hearing Aid Specialist license.

Mr. Ferguson, Director of the Board of Hearing Aid Specialists stated in order to dispense or sell hearing aids, one must be licensed and follow the statutes and regulations that govern the profession. The school system is not exempted from this law.

Dr. Chadwick recommended to Mr. Ferguson that he advises Marie Ireland from the Department of Education regarding the issue and request that she send out an email to all school systems.

### **LEGISLATIVE/REGULATORY REPORT – Elaine Yeatts**

#### **Adoption for Final Regulations on Endorsement**

Upon a motion by Ms. Moss and properly seconded by Ms. Wakefield, the Board voted to reaffirm the decision by the Board not to require ASHA certification for endorsement or reinstatement; as it is not required for initial licensure.

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss and Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

#### **Changes made to Proposed Regulations in Regard to Endorsement and Reinstatement**

##### **18VAC30-20-160(C) Reinstatement and lapsed license**

An applicant for reinstatement in Audiology who does not meet one of the ~~qualifications~~ **requirements** of subsection B may qualify for reinstatement by practice under supervision...licensure. Provisional licensure shall be practiced **under the supervision of a licensed audiologist and** in accordance with subsections C, D, and E of 18VAC30-20-171.

Upon a motion by Mr. Spencer and properly seconded by Ms. Wakefield, the Board voted to accept the changes as amended.

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss and Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

**18VAC30-20-185(C) Licensure by endorsement**

An applicant for licensure by endorsement in Audiology who does not meet one of the qualifications requirements of subsection B may qualify for endorsement...licensure shall be practiced under the supervision of a licensed audiologist and in accordance with subsections C, D, and E of 18VAC30-20-171.

Upon a motion by Dr. Cox and properly seconded by Ms. Jones-McNamara, the Board voted to accept the changes as amended.

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss and Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

Upon a motion by Ms. Moss and properly seconded by Ms. Jones-McNamara, the Board voted to adopt the proposed regulations as final with the amended changes.

The members voting yes were Dr. Chadwick, Dr. Cox, Dr. Hashisaki, Ms. Jones-McNamara, Ms. Moss and Mr. Spencer and Ms. Wakefield. There were no negative votes.

The motion passed unanimously.

**Report of 2009 General Assembly – Ms. Yeatts**

Ms. Yeatts gave a brief report on the House and Senate bills that are currently being discussed in the General Assembly.

**ADJOURNMENT**

With the conclusion of board business, Dr. Chadwick adjourned the meeting.

The meeting was adjourned at 11:19 a.m.

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Susan G. Chadwick Au.D., Chair

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Lisa R. Hahn, Executive Director

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Date

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Date