APPROVED

BOARD OF AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
THURSDAY, MAY 18, 2006
BOARD MEETING MINUTES

CALL TO ORDER:

Dr. Michael Ridenhour, Chair, called the quarterly meeting of the Board of Audiology and Speech Pathology to order at 9:32 a.m, on Thursday, May 18, 2006 in Board Room #1, at 6603 West Broad Street, 5th Floor, Richmond, Virginia.

PRESENT:

Michael Ridenhour, Au.D.
Angela W. Moss, M.A., CCC-SLP
Ronald Spencer, R.N.
Sally Jones-McNamara, M.C.S., CCC-SLP
Susan Chadwick, Au.D.
Andrew M. Klein, M.D.

MEMBERS ABSENT:

Robin R. Holley Duke, Citizen Member

COUNSEL:

Jack E. Kotvas, Assistant Attorney General

STAFF PRESENT:

Elizabeth Young, Executive Director
Elaine Yeatts, Senior Policy Analyst
Annie B. Artis, Operations Manager

GUESTS PRESENT:

Bill Ferguson, Board for Hearing Aid Specialists
Kristen Bailey-Hardy, David Bailey and Associates, Inc.

APPROVAL OF AGENDA

The amended agenda was accepted as written.

PUBLIC COMMENT

There was no public comment.

INTRODUCTIONS

Ms. Young asked that everyone present, introduce themselves.

ACCEPTANCE OF MINUTES

Ms. Jones-McNamara made a motion to accept the minutes of the February 23, 2006 Legislative/Regulatory Committee meeting as written. The motion was properly seconded by Ms. Moss. The vote carried unanimously.

Mr. Spencer made a motion to accept the minutes of the February 23, 2006 Board meeting with the amendments. The motion was properly seconded by Dr. Chadwick. The vote carried unanimously.

NEW BUSINESS

BHP Presentation to Dr. Ridenhour

Sandra Ryals, Deputy Executive Director of the Department of Health Professions presented Dr. Ridenhour with a plaque for his dedicated years of service to the Board of Health Professions from 2002 to 2006.

Summary Report of the 2006 Virginia General Assembly

Ms. Yeatts gave a brief summary report of the 2006 Virginia General Assembly. The following has been approved by Legislation to be added to the regulations. Ms. Yeatts stated that the Board may adopt these changes as emergency regulations.

§54.1-2604 Provisional license in audiology.

The Board may issue a provisional license to an applicant for licensure in audiology who has met the educational and examination requirements for licensure, to allow for the applicant to obtain clinical experience as specified in the Board's regulations.

<u>However, a person practicing with a provisional license shall practice only under the supervision of a licensed audiologist in accordance with regulations established by the Board</u>.

Dr. Chadwick asked questions concerning whether or not the change in the initial ENT physician subsequent examination would allow the nurse practitioner to write orders for hearing aids for children.

Ms. Yeatts stated that nurse practitioners may write orders with the physician's approval and there is a provision in the law. She further stated that in §54.1-2957.02 of the Code it states that if it is in writing, then it is the protocol that allows nurse practitioner to write orders for hearing aids.

Board of Health Professions Meeting of April 18, 2006

Dr. Ridenhour gave a brief overview of the meetings of the Board of Health Professions that were held on April 18, 2006. He stated that legislative issues were discussed. He further stated that the enforcement and legislative committees were very active in handling new applications for licensure. Dr. Ridenhour stated that it was the consensus of the board not to license naturopaths; however, the legislation will be continued to 2007. He stated that the Board of Health Professions requested that the Board of Audiology and Speech-Language Pathology send two representatives to the Issues Forum on October 20, 2006 at 1:00 p.m., which will be held in Williamsburg, VA. Ms. Ryals stated that it would be very helpful to have members from this board attend the Issues Forum. Dr. Ridenhour stated that Dr. Carter gave a report regarding Telehealth. He stated that Dr. Carter has requested updates from each board on advancements relating to the regulation of telehealth practices. Dr. Carter has requested that the updates be submitted to her by August 1, 2006. Dr. Ridenhour asked that Dr. Chadwick and Mr. Spencer be on the Telehealth Task Force. He asked that they work together and draft a letter to Ms. Young with their findings before August 1, 2006. Ms. Young suggested that Dr. Chadwick and Mr. Spencer communicate with each other via e-mail. She also suggested that they correspond with the other board members for their input regarding telehealth. Ms. Young stated that the Mayo Clinic guidelines on telehealth would be a good resource to review.

Board of Hearing Aid Specialists

Mr. Ferguson stated that the Board of Hearing Aid Specialists has not had a meeting since November 2005. He stated the next meeting will be held July 12, 2006.

Professional News

ASHA Statistics

The Board is interested in knowing how many members of ASHA currently hold masters' degrees. Ms. Moss has volunteered to research this information and provide it to the Board.

ASHA News

Ms. Jones-McNamara introduced a new resolution regarding the licensing of speech-language pathology assistants. Ms. Young stated that the Virginia Department of Education has not addressed this issue at all. Ms. Yeatts stated that the Board needs to follow what VDOE does regarding licensing of SLP assistants. Ms. Young stated that perhaps the Board needs to write a letter to VDOE in regard to their position concerning speech-language pathology assistants. Ms. Yeatts stated that licensees should be reminded of §18VAC30-20-240 which outlines the supervisory responsibilities.

Current Version of ASHA Code of Ethics

Ms. Young provided the Board with a copy of the Code of Ethics from the American Speech-Language Hearing Association. She explained that the Board of Audiology and Speech-Language Pathology does not embrace ASHA's code of ethics; however, we must adhere to the regulations and laws that are set forth by the Board.

AAA News

Ms. Young provided a copy of the American Academy of Audiology news release as information only to the Board.

National Council of State Boards of Examiners for Speech-Language Pathology and Audiology

Ms. Young provided information regarding the next conference to be held in Atlanta, Georgia on October 12-14, 2006. She stated that she and Ms. Jones-McNamara have attended the conference in the past.

Request for Interpretation

Tracheal Suctioning

Ms. Young informed the Board that she received an e-mail from Nicole Leddy with the Department of Consumer Affairs in California asking if the Virginia board allows speech pathologists to perform tracheal suctioning. There was discussion among the board members and it was the consensus that in most cases, tracheal suctioning is something that is done if the practitioner is properly trained; also that the procedure can be done if the individual is trained; not if routinely trained to do. It was also the consensus of the board that the practice of tracheal suctioning is not within the scope of practice; however, the practitioner could appropriately act in an emergency case only. Ms. Young asked the board members if they would like to provide this information as a guidance document. She further stated that she would respond to Ms. Leddy in writing.

Break

The Board recessed for a brief break at 11:04 a.m.

Reconvene

The Board reconvened at 11:10 a.m.

OLD BUSINESS

Legislative/Regulatory Committee

Provisional License Law

Section 54.1-2604 Provisional license in audiology will be added to the regulations.

Proposed Provisional License Regulations

Ms. Yeatts gave a brief overview of the Draft Emergency Regulations. Ms. Young stated that she was going to forward the regulations regarding provisional licensure to Brenda Ryals at James Madison University.

§18VAC30-20-170. Requirements for licensure.

B. The board may grant a license to an applicant **for licensure as a speech-language pathologist who:**

1. Holds a master's degree or its equivalent as determined by the board or a doctoral degree from a college or university whose ~~audiology and~~ speech-language program is regionally accredited by the American Speech-Language-Hearing Association or an equivalent accrediting body; and

2. Has passed a qualifying examination from an accrediting body recognized by the board within three years preceding the date of applying for licensure in Virginia or has been actively engaged ~~in the respective profession for which he seeks licensure~~ **as a speech-language pathologist** for one of the past three consecutive years preceding the date of application.

§18VAC85-20-171. Provisional licensure in audiology.

A. **The board may grant a provisional license to an applicant for licensure as an audiologist who:**

1. **Holds a master's degree or its equivalent as determined by the board or a doctoral degree from a college or university whose audiology program is regionally accredited by the American Speech-Language-Hearing Association or an equivalent accrediting body; and**

2. **Has passed a qualifying examination from an accrediting body recognized by the board within three years preceding the date of applying for provisional licensure in Virginia.**

B. **The holder of a provisional license in audiology shall only practice under the supervision of a licensed audiologist in order to obtain clinical experience as required for licensure in 18VAC30-20-170. The provisional licensee shall be responsible and accountable for the safe performance of those direct patient care tasks to which he has been assigned.**

C. **Licensed audiologists providing supervision shall:**

1. **Document the frequency and nature of the supervision of provisional licensees;**

2. **Be responsible and accountable for the assignment of patients and tasks based on their assessment and evaluation of the provisional licensee's knowledge and skills; and**

3. **Monitor clinical performance and intervene if necessary for the safety and protection of the patients.**

D. **The identity of a provisional licensee shall be disclosed to the client prior to treatment and shall be made a part of the client's file.**

Ms. Young stated that the Board must receive evidence from the Department Head verifying the completion of the applicant's clinical fellowship. She further stated that she would contact Dr. Ryals at James Madison University to clarify whether or not the classification has changed from Ph.D. to Au.D. Ms. Young also stated that an application must be created for the provisional licensure application as well as an authorization form to approve the supervisors for the clinical fellowship year.

A motion was made by Ms. Jones-McNamara to adopt the Emergency Regulations as presented. The motion was properly seconded by Dr. Chadwick. The vote carried unanimously.

A motion was made by Ms. Moss to add to the acceptance of the Emergency Regulations a fee of $50.00 as the application fee for provisional licensure; the license will expire one year from the date of issuance and one renewal will be automatic; with the renewal fee of $25.00 however, any renewals after one year will be at the discretion of the Board. The motion was properly seconded by Dr. Chadwick. The vote carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

Licensee Statistics

Ms. Young provided the statistics of the number of licensed audiologists and speech-language pathologists in the state.

Case Statistics

The Board currently has eight open disciplinary cases.

Calendar

Ms. Young reviewed the year's upcoming calendar with the Board.

BUDGET

Ms. Young stated that the deficit continues to decrease.

RECOGNITION OF BOARD MEMBERS

Ms. Young presented plaques to Dr. Ridenhour, Dr. Chadwick, Ms. Jones-McNamara and Ms. Moss for their years of service to the Commonwealth of Virginia as members of the Virginia Board of Audiology and Speech-Language Pathology. She thanked each of them for a job well done.

ADJOURNMENT

With no further business, Ms. Moss made a motion to adjourn the meeting. The motion was properly seconded by Dr. Chadwick. The vote carried unanimously. The meeting was adjourned at 11:50 a.m.

Michael Ridenhour, Au.D., Chair

5-18-06
Date

Elizabeth Young, Executive Director

5-18-06
Date