



Board of Examiners  
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## Meeting Minutes May 8, 2015 Portland State Office Building Conference Room 445 Portland, Oregon

**PRESENT:** Lyndsay Duffus, Audiologist Member, Chair  
Wendy Gunter, SLP Member, Vice-Chair  
(arrived at 10:00 a.m.)  
Betsy Chase, Public Member (arrived at 10:00  
a.m.)  
Gail Swanstrom, Audiologist Member (left at  
12:10 p.m.)  
Jean Verheyden, Otolaryngologist Member  
Anna Sanger Reed, Public Member  
Jennie Price, SLP (by phone 9:24 a.m. to 11:50  
a.m.)  
Erin Haag, Executive Director (until  
11:31 a.m.)  
Sandy Leybold, Former Executive  
Director  
Tyler Anderson, AAG (until 11:39 a.m.)  
George Finch, Investigator (until 11:39  
a.m.)  
David Linn, Administrative Assistant  
(from 11:40 a.m. – 12:15 p.m.)

### CALL TO ORDER

The meeting was called to order at 9:02 a.m. by Chair Duffus, after a roll call a quorum was established.

### MINUTES OF JANUARY 30, 2015 MEETING

Sanger Reed moved to approve the January 30, 2015 meeting minutes as written. Swanstrom seconded. The motion passed by unanimous voice vote of those present.

### PUBLIC COMMENTS

There were no public comments.

### EXECUTIVE DIRECTOR REPORT

New Executive Director, Erin Haag, presented the financial report. The Board is under budget on expenses, and above budget on revenue. The Board's 2015-17 budget bill has passed in the House and is expected to pass the Senate. It includes six months of reserves (ideal), and a ½ time "limited duration" (15-17 biennium only) Investigator 2 position. Haag plans to save budget and hold off hiring for the position until there is a big influx of new cases received by the Board. Contract investigator George Finch has done a great job and the Board has the budget to continue to utilize his services. We had also asked for an increase for legal fees but the request was rejected by the committee. However, we are on a flat fee schedule and if there is an issue, the Board could go back to the legislature in February for additional funding. The legislature also approved an Accountant 2 position to be shared by six "Suite 407 Boards" which should save our Board funds over time (DAS increases have been at least 25% per biennium). The position is housed under the Mortuary & Cemetery Board and will be supervised by its Executive Director. Haag will be on the hiring committee and will be providing "matrix supervision" of the position due to her accounting background.

SB287, our universal licensure bill, passed the Senate and is currently in the House Education Committee. A work session is scheduled today requiring Haag to leave the Board meeting early to be present in Salem. The bill is expected to pass and be signed by Governor Brown. Haag will be attending next week's Senate confirmation hearing with the Board's prospective new public member, Elynor McPeak. McPeak has a degree in economics and was on the budget committee and city council for Lake Oswego. Leybold knows McPeak and feels she has great experience and will be a fair, tough, and diligent public member. Haag gave the Board an update on other bills pending before the legislature that may affect the Board's licensees. SB 696, the Applied Behavior Analysis (ABA) bill would have required any health professionals performing behavioral therapy to register with the new ABA board. Fortunately, a compromise was worked out recognizing the fact that a number of professions including SLPs have used behavioral therapy for decades and it is well within their scopes of practice. The bill now clarifies that those professionals will still be regulated by the Board under which they're already licensed and they will not have to also register with the ABA board. SB 279 is the semi-independence bill for the medical Board and it has passed one house to date. Leybold explained some of the benefits of semi-independent status. Haag is also closely following HB 2796 regarding music therapy.

The Board received a request from the state Health Authority's Early Hearing and Detection Program (EHDP) to collaborate in getting the word out and reaching pediatric audiologists. Haag and Linn met with their staff and several ideas were generated including developing a field on our database to identify pediatric audiologists, providing EHDP with a list of audiologists, sending an email to our licensees about how they can connect with the program, placing articles in our newsletter and on our website. Duffus will discuss ideas with Haag at their next meeting.

With passage of the universal licensure bill, the Board needs to engage in an education outreach effort to school and ESD administrators to ensure they understand the changes. We've also identified other issues with administrators regarding inappropriate use of SLPAs and even educational assistants in the treatment of children with communication IEPs. In the past we have sent some cases to TSPC that should be going to DOE because they administer the IDEA laws. George Finch suggested networking with Claudette Rushing at DOE. Haag will work with Gunter to develop a letter and other ways of communicating issues of concern with the administrators.

Staff developed new forms, licensee instructions, procedures and contracts with the state police and Fieldprint so that criminal background checks will be implemented beginning June 1<sup>st</sup>. Licensees have been informed through newsletters and the website. Haag and Linn have both passed the background check, and Board members will also need to be fingerprinted and go through the check. Staff will send Board members instructions on how to complete this process via Email.

Haag and Linn recently met with Ashley Northam, the Director of SLPA Program at Chemeketa CC, and discussed various issues including checklists, forms, proper documentation of practicum hours, and other issues to make sure the students understand and follow the procedures for SLPA licensure.

Haag shared a draft of her professional development plan. This plan was developed with Sandy Leybold, who has been working on a part time basis to train and orient Haag to the position. Haag has met with the DAS accounting staff, and will be attending the Council on Licensure, Enforcement and Regulation (CLEAR) conference in September. She will also attend a cultural competency workshop, a new state manager training, and will take advantage of accounting courses and other offerings on the state "ilearn" system. Sanger Reed also suggested identifying other directors who could serve as mentors. Haag stated that she is receiving mentoring by the six other directors in the "Suite 407 Group," and is a member of the health licensing boards group of about 20 directors. Both groups meet monthly. Haag will add these mentorship/networking groups to her professional development plan. In mid-October there is a conference of the National Council of State Boards of Examiners for Speech-Language Pathology and Audiology (NCSB) which she plans to attend. Others have attended in the past and found it valuable to attend the conference and the pre-conference training for Boards. The Board approved attendance by Haag as well as Swanstrom. Sanger Reed is also interested in attending and will let Haag know if she is available.

## **EXECUTIVE SESSION**

The Board entered Executive Session at 9:28 a.m. to consider information obtained as part of investigations of licensee or applicant conduct as provided in ORS 192.660(2)(k), consider information or records that are exempt by law from public inspection as provided in ORS 192.660(2)(f), to consult with counsel concerning the legal rights

and duties of a public body with regard to current litigation or litigation likely to be filed as provided in ORS 192.660(2)(h), and to consider matters related to the hiring of the executive director as provided in ORS 192.660(2)(a) & (7).

The executive session ended at 11:31 a.m. The Board took a short break, and returned to public session at 11:40 a.m.

## **MOTIONS FOLLOWING EXECUTIVE SESSION**

### **2014-68**

Gunter moved to approve the drafting of a consent order. Verheyden seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom, Verheyden

Nay: None

Motion passed by unanimous roll call vote of those present.

### **2015-04**

Sanger Reed moved to close with a letter from the Board. Swanstrom seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom

Nay: None

Motion passed by majority roll call vote of those present.

### **2014-52**

Swanstrom moved to ratify terms of the consent order. Chase seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom, Verheyden

Nay: None

Motion passed by majority roll call vote of those present.

### **2015-07**

Verheyden moved to issue disciplinary action. Swanstrom seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom, Verheyden

Nay: None

Motion passed by majority roll call vote of those present.

### **2015-09**

Duffus moved to issue disciplinary action. Verheyden seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom, Verheyden

Nay: None

Motion passed by majority roll call vote of those present.

## **Licenses Issued from January 21, 2015 – April 28, 2015**

Chase moved to ratify the issuance of these licenses. Gunter seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Swanstrom, Verheyden

Nay: None

Motion passed by majority roll call vote of those present.

## **CHAIR REPORT**

Duffus wanted to recognize the contribution of Board member, Betsy Chase. She has served two years as a public member and Duffus described her work as a valuable asset to the Board. Chase said BSPA is one of the best boards she has ever served on and thanked the Board for their hard work and diversity of opinion.

## **SLPA AUDIT REPORT**

Linn gave the Board the results of the SLPA annual supervision audit. Linn described the size of the audit was almost double previous years. This year we audited 107 individuals and 396 logs, as opposed to 54 individuals and 168 logs last year. Numbers continue to rise in terms of school district compliance but we are still slightly under our KPM goal of 60%. The largest area of errors continues to be late supervision change notice. Gunter pointed out the difficulty of SLP's and SLPA's tracking the supervisors assigned by school districts, something not under control of

the licensees. Gunter pointed out that Wyoming has an annual renewal with a supervision description and they use the description to monitor supervision arrangements. The Board might wish to re-examine KPMs related to SLPAs during the next budget process. Board consensus was to follow up with the individuals that had inadequate supervision, requesting two additional months of logs (December and March), along with a personal statement describing their supervision scenario and why supervision did not meet Board standards.

Swanstrom mentioned there will be a similar issue emerging with audiology assistants, who are not yet licensed. Pacific University intends to request that rules be put in place to regulate their hands-on experience needs, and the issue will be discussed at the November Oregon Audiology Association meeting which Haag plans to attend.

### **BOARD ANNUAL GOALS**

The Board's annual goals have been updated with minor edits to reflect the ongoing efforts of the Board. The board reviewed KPMs and conducted a self-evaluation. Gunter moved to approve the revised Annual Goals and self evaluation documents. Verheyden seconded.

Aye: Chase, Duffus, Gunter, Sanger Reed, Verheyden

Nay: None

Motion passed by unanimous voice vote of those present.

### **ADJOURNMENT**

The Board meeting adjourned at 12:15 p.m. The remaining 2015 Board meetings are scheduled as follows:

- July 31, 2015
- November 13, 2015