



Board of Examiners
For Speech-Language
Pathology & Audiology
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Meeting Minutes May 13, 2016 Portland State Office Building Conference Room 445 Portland, Oregon

PRESENT: Lyndsay Duffus, Chair, Audiologist
Wendy Gunter, Vice-Chair, Speech-Language
Pathologist (arrived 9:08 a.m.)
Jennie Price, Speech-Language Pathologist
Gail Swanstrom, Audiologist
Anna Sanger Reed, Public Member

Erin Haag, Executive Director
Tyler Anderson, AAG (left 12:40 p.m.)
George Finch, Investigator (left 12:40
p.m.)
David Linn, Administrative Assistant
Anthony Medina, Asst. Budget and
Policy Analyst, DAS Chief Financial
Office

BY
PHONE: Jean Verheyden, M.D., Otolaryngologist
Elynor McPeak, Public Member

CALL TO ORDER

The meeting was called to order at 9:05 a.m. by Chair Duffus, after a roll call quorum was established.

MINUTES OF FEBRUARY 5, 2016 MEETING

Price moved to approve the February 5, 2016 meeting minutes as written. Swanstrom seconded. The motion passed unanimously.

PUBLIC COMMENTS:

None.

EXECUTIVE SESSION

Chair Duffus called the Executive Session into order at 9:08 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), and 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).

The executive session ended at 12:12 p.m. and the Board returned to public session.

MOTIONS FOLLOWING EXECUTIVE SESSION

2015-24

Swanstrom moved to close with no violation. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2015-32

Gunter moved to issue civil penalty of \$500. Swanstrom seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2015-35

Swanstrom moved to close with no action. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-10

Price moved to close with no action. Gunter seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

MEDICATION REVIEW:

Haag reported that a question has come up related to federal regulations that require each health professional who comes into contact with a home health patient to conduct a “medication review,” which is essentially an inventory of the medications the patient is taking. The Executive Directors of the Occupational Therapy Board, Felicia Holgate, and Physical Therapy Board, Jim Heider, gave the Board an account of their Board’s discussions about this issue. The new rules involve collaborative teams of health professionals, including speech-language pathologists, occupational therapists, and physical therapists, reviewing medication lists for patients. There is concern of health professionals working outside of their scope of practice and/or training and experience level and is there any rules or statutes that would prohibit this practice. Heider explained the PT Boards view that there was not anything preventing the professional from reviewing a medication list and confirming it during the course of their work as long as they do not diagnose or change the medications outside of their competency and training. While PTs have pharmacology education as part of their coursework, SLPs do not. Some confusion arises on the terminology of an “order”, when in the healthcare field it can be synonymous with just entering a note into the patient record. The PT and OT Boards plan to relay to their licensees that they have answered a narrow scope question that should not be construed as any Board decision on employment issues such as work load or policy. Holgate explained that the OT Board addressed the question of whether “medical reconciliation” is within the scope of OTs and they determined it was not. The OT, SLP & PT professionals should refer back to nurse or physician any questions of medication prescription or dosage and/or anything outside of their education or experience. Finch noted the benefit of reminding professionals to have and use their NPI number in all chart notes so that documentation is complete in case of an issue. BSPA agreed with OT and PT boards and will relay this information to their licensees as well as Kaiser Permanente and other providers who have questions about scope of practice.

2016-11

Sanger Reed moved to close with no action. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-12

Verheyden moved to close with no action. Swanstrom seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-13

Swanstrom moved to issue civil penalty of \$500. Gunter seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-19

Verheyden moved to issue civil penalty of \$300. Sanger Reed seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-20

Sanger Reed moved to issue civil penalty of \$300. Swanstrom seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-21

Swanstrom moved close with no violation. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-22

Swanstrom moved close with no action. Verheyden seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-15

Gunter moved close with no violation. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-26

Sanger Reed moved to issue civil penalty of \$500. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-14

Duffus moved issue notice of disciplinary action and continue investigation. Swanstrom seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-17

Price moved close with no violation. Verheyden seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

2016-18

Price moved close with no action. Gunter seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

Licenses issued from January 28, 2016 through May 5, 2016

Duffus moved to ratify the issuance of these licenses. Price seconded.

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

Nay: None

Abstain: McPeak

Motion passed by unanimous roll call vote.

CHAIR'S REPORT

Chair Duffus explained upcoming openings on the Board have been filled by Dustin Ooley, Audiologist & Vicky Edwards, Speech-Language Pathologist.

ELECTION OF CHAIR AND VICE-CHAIR

Board consensus was to select of Jennie Price, SLP as Chair and Gail Swanstrom, AuD as Vice-Chair and they will be duly elected at the next Board meeting.

EXECUTIVE DIRECTOR'S REPORT

Haag reported that the state is now requiring new Board members who are appointed after January 1, 2016 to take a three-part training course. There is a CLEAR (Council for Licensure Enforcement and Regulation) training on telehealth in September. Haag will send Board members the information. The NCSB (National Council of State Boards) annual conference is in October in New Mexico. Haag will attempt to attend with a Board member. Sanger Reed shared details of the World Parkinson's Congress in September in Portland.

Haag provided the Board with a financial report. The Board is ahead of projected revenues because of a significant increase in licensees, and below projected expenditures due to the lack of filling the part time investigators position. There was reluctance to fluctuate license fees because of the confusion and negative reactions from licensees when fees are raised.

AUDIOLOGY ASSISTANTS

There were questions directed to the Board office regarding what an "audiology assistant" can and cannot do, as there is no such license category is statute. Both ASHA and AAA have documents outlining the professional standards around audiology assistants. The consensus was to reinforce that the duties and actions of any assistant working under an audiologist is the responsibility of the licensed audiologist. In response to the direct question of whether assistants can conduct diagnostic hearing tests the answer was no.

RULE MAKING WORKGROUPS

Haag has been recruiting for rule committees regarding audiology assistants, telehealth, SLPA rules and professional development.

BOARD RECOGNITION

Haag presented Lyndsay Duffus and Wendy Gunter with plaques that recognized their many years of service to the Board and the citizens of the State of Oregon.

SLPA SUPERVISION AUDIT

Price has been talking with professionals in the field of SLPA supervision about the ongoing confusion about direct and indirect supervision. Gunter expressed that some SLPAs spend a disproportionate amount of time on supervision logs and takes away from the emphasis on quality patient care. Gunter explained how several other states monitor SLPAs.

ADJOURNMENT

The Board meeting adjourned at 1:05 p.m. The next Board meeting will be held at 9 a.m., Friday, August 5th, 2016.