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Goodbye to Board Members
Brenda Felber
Executive Director

The end of the biennium again brought changes to the Board. We said goodbye to long-term member, Gloria Schnell. Gloria served on the Board since July of 2001 and rarely missed a meeting. In addition to general Board duties Gloria served on the subcommittee for transcript review, reviewing transcripts for applicants to see that they complied with the requirements in Oregon Revised Statute 681.

Carolyn Dowd, public member, served since April of 2001. The Board has been fortunate to have involved public members such as Carolyn. Carolyn asked excellent questions bringing the consumer perspective to Board discussions.

The Board’s second public member, Carolyn Dowd, public member, served since April of 2001. The Board has been fortunate to have involved public members such as Carolyn. Carolyn asked excellent questions bringing the consumer perspective to Board discussions.

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This newsletter is a publication of the Oregon Board of Examiners for Speech-Language Pathology and Audiology, published annually or as needed.

The Board welcomes your suggestions for articles as well as news items. Neither the Board, nor its staff, are responsible for factual statements or opinions published in this newsletter. The Board reserves the right to refuse or edit any article submitted.
Goodbye...
Continued from page 1

Joyce Erickson, resigned due to personal reasons in March of this year. Her parting words: “I am impressed by such a small, dedicated group of people ensuring folks in Oregon are protected and get the services they need.”

Many thanks go out to these Board members who have served our community so well! It has been my pleasure to work with these professionals.

The Board welcomes new Audiologist member Alison Metcalf. Alison has been in practice 14 years, and currently owns and manages Audiology Associates, a two-office Audiology practice. For the past two years, Alison has been participating in medical mission work in Guatemala as part of the national non-profit group Healing The Children.

Alison speaks of her interest in serving on the Board: “I think this is a great opportunity for me to ‘give back’ to the community of Audiology. I hope to be an active part of the Board and to help make/help facilitate decisions that benefit both my colleagues and my patients.”

Public Members Still Needed!

We are still in need of public members. There are currently no applications for the positions, so if you know someone who would be interested in serving, please have them visit the governor’s boards information page and fill out an interest form: http://www.governor.state.or.us/Gov/boards.shtml

The Board encourages people of color and bilingual people to apply for member positions. Interested members may contact the Board office at (971) 673-0220 for more information on what the appointment entails.

What Does the Board Need to See if I’m Audited?!

About 15% of active renewals will be audited for compliant professional development for this period. If you are one of the lucky ones, your renewal form will state that you need to submit evidence of attendance and supporting documentation for the activities you report.

What documentation you need to send depends on what subsection of the pd rule (335-070-0030) you are stating each particular activity is acceptable by.

<table>
<thead>
<tr>
<th>PD Subsection</th>
<th>Required Documentation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Activities with Special Board Approval</td>
<td>Verification of attendance sufficient.</td>
</tr>
<tr>
<td>(1) Attendance or participation in educational programs where continuing education credit is approved by the American Speech-Language Hearing Association (ASHA) or the American Academy of Audiology (AAA).</td>
<td>Material showing that the activity was approved by ASHA or AAA. It should have the ASHA / AAA seal and clearly state how many CEUs the activity is approved for.</td>
</tr>
<tr>
<td>(2) Attendance or participation in educational programs where continuing education credit is given by the Oregon Speech-Language and Hearing Association (OSHA) and other state chapters of the American Speech-Language Hearing Association (ASHA); the Oregon Academy of Audiology (OAA) and other state chapters of the American Academy of Audiology.</td>
<td>Material showing that the activity was given by the official ASHA / AAA state chapter and clearly show how many CEUs the activity is approved for.</td>
</tr>
<tr>
<td>(3) Continuing education units (CEUs) earned through ASHA.</td>
<td>ASHA transcripts showing the CEUs awarded.</td>
</tr>
<tr>
<td>(4) Attendance at educational programs where continuing education credit is given and approved by the Health Licensing Agency Hearing Aid Specialist Licensing Program.</td>
<td>Material showing the activity’s approval number and hours approved for. Should show HLA Hearing Aid Specialist Licensing Program on it.</td>
</tr>
<tr>
<td>(5) Academic course work taken for credit with a minimum grade of &quot;C&quot;, from an educational institution accredited by an appropriate state or regional body or approved by the Board.</td>
<td>Material showing the institution name, the course, grade and should demonstrate the course was taken for credit. If it can not be clearly deduced from the name that program is related to SLP/Aud, a written explanation should accompany.</td>
</tr>
<tr>
<td>(6) Self-assessment home study courses accompanied by examination and sponsored by a Board-recognized professional organization in audiology or speech-language pathology.</td>
<td>There should be proof of an exam for the material, and it should show the name of a Board-recognized organization.</td>
</tr>
<tr>
<td>(7) Speech-language pathology or audiology programs (in-services, seminars, workshops) offered by public school districts, education service districts, and hospitals for employees.</td>
<td>Material showing the public school district, ESD or hospital that gave the activity. Name of activity needs to be displayed. If it can not be clearly deduced from the name that program is related to SLP/Aud, a written explanation should accompany.</td>
</tr>
<tr>
<td>(8) CPR classes for a maximum of two (2) hours credit during the two-year licensing period.</td>
<td>Verification of attendance (like the CPR card) is sufficient.</td>
</tr>
<tr>
<td>(9) A universal health precautions class for a maximum of one (1) hour credit during the two-year licensing period.</td>
<td>Verification of attendance is sufficient.</td>
</tr>
</tbody>
</table>
From Your Board Chair

Continued from page 1

17 cases. For 2002-2006, the number grew to 73 cases. Part of the increase was due to infractions of the professional development requirement, implemented in 1996 with reporting beginning in 1998. Additionally, the Board reviews an increasing number of complaints from consumers, co-workers, and professionals (including our licensees). Most complaints allege incompetence, misrepresentation, or ethics violations. See the charts and tables on page 4 for more details about the cases investigated.

In the complaint department, a perennial issue this Board addresses is yellow page listings under “Audiologists” for businesses that do not have audiologists on staff. A 2005 change in our licensure statute now allows the Board to assess a civil penalty to individuals and/or businesses without audiologists who falsely advertise. During the past year, the Board investigated 12 businesses listed in the “Audiologists” sections of either the Yellow Book or the DEX Yellow Pages—nine in the Yellow Book, three in DEX. The Board contacted all businesses and advised them of the violations. Some businesses claimed that the Yellow Book ads were printed without the knowledge of the business. The Board sent a letter of warning to Yellow Book violators advising them to contact Yellow Book to remove the listing; future violations would result in a civil penalty. The Board assessed businesses that advertised in DEX a civil penalty. John McCulley, OSHA’s Executive Director, reports that the 2007 Oregon legislative session was very productive on issues of importance to SLP’s, SLPA’s and audiologists. Legislation passed and signed by the governor included:

- 17% increase in K-12 education funding.
- Increased funding for EI/ECSE plus a $6 million dollar Emergency Fund to be used for increases in caseload.
- HB 3141 addresses the shortage of SLP’s and SLPA’s in Oregon. This bill sets up an educational grant program and provides grants of:
  - up to $9000/yr. for students in SLP programs and $2000/yr. for students in SLPA programs.
  - $400/yr. for supervising SLP students and $200/yr. for supervising SLPA students.
- HB 2918 requires insurance companies to cover rehabilitation services for children with pervasive developmental disorders. For years, parents have been frustrated to learn that treatments considered beneficial for people with autism—such as speech, physical and occupational therapy—were not covered by insurance. Under HB 2918, a health plan may not deny benefits for these rehabilitative services to children younger than 18 solely because that child has pervasive developmental disorder.
- SB 491 requires insurance of coverage of bilateral cochlear implants if a policy already covers single cochlear

Continued on Page 4

News For Oregon Licensees — Fall 07

Recent Board Actions

Below are recent public actions taken by the Board. The Board publishes the number and verbatim text of the rule violated on public licensee discipline. A copy of statute, administrative rule and public orders of the Board is available upon request.

Non-Licensees

The three non-licensees below all were in violation of ORS 681.250 (2) “No person shall practice speech-language pathology or audiology or purport to be a speech-language pathologist or audiologist in this state unless the person is licensed in accordance with the provisions of this chapter.”

- Howe, Keith
  - Outcome: Consent Order
  - Clarification: Civil penalty of $500 for advertising in the October, 2006 issue of the Hood River News as providing “Educational Audiology Services for Hearing Impaired Children” without holding an audiology license. Must also publish a retraction of the advertisement in future edition of the Hood River News.

- Marsh, Donna O.T.R
  - Outcome: Letter of concern regarding advertisement of services
  - Clarification: Advised OT to ensure advertisement stays with scope of OT services.

Pacific Hearing Services

- Outcome: Final Order By Default
  - Clarification: Civil penalty of $100 for advertising under Audiologists in the 2006 Qwest local Dex Yellow Pages when no audiologist on staff.

Licensees

- Bowler, James, SLP #12557
  - Outcome: Final Order by Default
  - Violation: ORS 681.350(b) and (c); OAR335-005-0015(2); OAR 335-005-0015(3); OAR 335-005-0015(16); OAR 335-005-0025(8); OAR 335-005-0015(11)
  - Clarification: License revoked.

- Bowman, Rick, Audiology, #20590
  - Outcome: Consent Order
  - Violation: OAR 335-070-0020(2) “...each applicant shall submit forty (40) clock hours of documented and approved PD...”
  - Clarification: Civil penalty of $800 for second offense for failure to submit a license renewal form with a completed professional development summary sheet.

- Goldish, Susan, SLP #10670
  - Outcome: Final Order on Default
  - Violation: OAR 335-070-0020(4) and (6), “Document attendance and participation in a professional development activity...” and ORS681.350(1)
  - Clarification: Board found licensee in default of the notice. However, since licensee subsequently complied with the terms of the notice, the Board did not suspend the license.

- Norton, Jason, SLP #12900
  - Outcome: Final Order of Voluntary Limitation Consent Order
  - Violation: ORS 676.612(1)(a) referencing ORS 670.280
  - Clarification: Applicant agreed to have license issued with these conditions: he will not evaluate or treat female patients under the age of 25 years and he will notify employer of these restrictions as well as reporting requirements.

- Rogers, Margaret, SLP #11443
  - Outcome: Voluntary Limitation; Denial for Petition to Lift Voluntary Limitation
  - Violation: OAR 335-005-0015(2)
  - Clarification: Licensee entered an agreement not to evaluate or treat patients with dysphagia.

- Winters, Maxine Dillon, SLP, #12843
  - Outcome: Order of Emergency Suspension and Notice of Opportunity for Hearing - WITHDRAWN; Consent Agreement, Stipulation and Final Order
  - Violation: ORS 676.612(1)(b)
  - Clarification: Mental fitness to practice seriously in doubt. The Board issued an Order of Emergency Suspension and Notice of Opportunity for Hearing and withdrew the Order when Licensee subsequently surrendered license to practice in Oregon.
implants.

- HB 2585 eliminates restrictions of PERS retirees who return to work to provide services as SLP’s or SLPA’s in school districts or ESDs.

Of note to audiologists, the legislature did not approve the Health Licensing Agency’s (OHLA) uniform fee proposal. With this proposal, all OHLA licensees would have the same fee for license renewal. This change would have reduced the current hearing aid specialists licensing fee from $200/yr. to about $25/yr.

Attention! Open Board Positions

Nancy Dunn
Audiologist and Board Chair

For a number of years, the Board has been fortunate to have dedicated public members who, as non-hearing and speech professionals, have provided an invaluable perspective to all Board activities. The two Board positions for the public are now open. If you have patients, clients, friends, or associates who are interested in public health issues, please ask them to consider serving on the Board. The Board meets about four times per year, usually in Portland. Board members receive $30 per diem plus mileage and parking expense reimbursement.

To provide more continuity for the Board, the three year terms for audiology positions are now staggered: one audiology term expires June 30, 2008, the other on June 30, 2010. We hope to accomplish the same interval for the SLP positions in the near future.

Audiologists and SLP’s who wish to serve on the Board can apply at any time. The governor’s office will fill vacancies from the applications that are on file when the vacancies occur. You can find application information at: http://www.governor.state.or.us/Gov/boards.shtml.

2003 Complaint Investigation Results

2004 Complaint Investigation Results

2005 Complaint Investigation Results

2006 Complaint Investigation Results

2007 Complaint Investigation Results (as of 9/07)
Amended Definition of Occupational Therapy Practice

Licensees will be interested to know that the Oregon Licensing Board for Occupational Therapy (O.T.) recently revised the O.T. scope of practice. Thanks to those who worked on the compromise. Here is the full text:

AOTA Model: Definition of Occupational Therapy Practice – with minor amendments which may be adopted by the Board as it considers a new rule at the April 27, 2007 board meeting:

The practice of occupational therapy means the therapeutic use of everyday life activities (occupations) with individuals or groups for the purpose of participation in roles and situations in home, school, workplace, community, and other settings. Occupational therapy services are provided for the purpose of promoting health and wellness and to those who have or are at risk for developing an illness, injury, disease, disorder, condition, impairment, disability, activity limitation, or participation restriction. Occupational therapy addresses the physical, cognitive, psychosocial, sensory, and other aspects of performance in a variety of contexts to support engagement in everyday life activities that affect health, well-being, and quality of life.

The practice of occupational therapy includes:

A. Methods or strategies selected to direct the process of interventions such as:
   1. Establishment, remediation, or restoration of a skill or ability that has not yet developed or is impaired.
   2. Compensation, modification, or adaptation of activity or environment to enhance performance.
   3. Maintenance and enhancement of capabilities without which performance in everyday life activities would decline.
   4. Health promotion and wellness to enable or enhance performance in everyday life activities.
   5. Prevention of barriers to performance, including disability prevention.

B. Evaluation of factors affecting activities of daily living (ADL), instrumental activities of daily living (IADL), education, work, play, leisure, and social participation, including:
   1. Client factors, including body functions (such as neuromuscular, sensory, visual, perceptual, cognitive) and body structures (such as cardiovascular, digestive, integumentary, genitourinary systems).
   2. Habits, routines, roles, and behavior patterns.
   3. Cultural, physical, environmental, social, and spiritual contexts and activity demands that affect performance.
   4. Performance skills, including motor, process, and communication/interaction skills.

C. Interventions and procedures to promote or enhance safety and performance in activities of daily living (ADL), instrumental activities of daily living (IADL), education, work, play, leisure, and social participation, including:
   1. Therapeutic use of occupations, exercises, and activities.
   2. Training in self-care, self-management, home management, and community/work reintegration.
   3. Development, remediation, or compensation of physical, cognitive, neuromuscular, sensory functions and behavioral skills.
   4. Therapeutic use of self, including one’s personality, insights, perceptions, and judgments, as part of the therapeutic process.
   5. Education and training of individuals, including family members, caregivers, and others.
   6. Care coordination, case management, and transition services.
   7. Consultative services to groups, programs, organizations, or communities.
   8. Modification of environments (home, work, school, or community) and adaptation of processes, including the application of ergonomic principles.
   9. Assessment, design, fabrication, application, fitting, and training in assistive technology, adaptive devices, and orthotic devices, and training in the use of prosthetic devices.
   10. Assessment, recommendation, and training in techniques to enhance functional mobility, including wheelchair management.
   11. Driver rehabilitation and community mobility.
   13. Application of physical agent modalities, and use of a range of specific therapeutic procedures (such as wound care management; techniques to enhance sensory, perceptual, and cognitive processing; manual therapy techniques) to enhance performance skills as they relate to occupational therapy services.
Online Renewal (Finally)!
Tim Anderson
Administrative Assistant

We will have all of the elements in place for online renewal of your license this fall. However, we need to have a current email address for you on file for you to be able to renew in this manner. Make sure you send us an email to speechaud.board@state.or.us

Tim has Left the Building
Tim Anderson
Administrative Assistant

October 5 is my last day with the Speech and Audiology Board. I have greatly enjoyed working for this Board; the Board members have always been friendly and Brenda is a great director.

As much as I like being here, I’m going to try full-time at my business as a web designer / web programmer. Thanks for all the memories!
License Renewal
Requirements: Division 70, Professional Development

Carol Clupry
Speech-Language Pathologist Board Member

Having current knowledge of professional practices is just one of the many things we keep track of as practicing Audiologists and Speech-Language Pathologists. As we are nearing the 2008 license renewal period there may be questions about professional development activities that fall under OAR 335-070-0020.

During the licensing period, 40 hours of professional development are required for audiologist and speech-language pathologist licenses. Note that this is different than our Certification Maintenance for ASHA CCC or TSPC licenses. Twenty hours of professional development are required for SLPA license renewal. New this year, licensed audiologists do not have to report PD hours for their hearing aid specialist license. The Board of Examiner’s audiology license automatically fulfills the hearing aid requirements.

Divisions 70 of OARs guide these professional development activities and can be found in its entire version on the Board of Examiner’s Website http://www.oregon.gov/BSPA/index.shtml.

This article serves as a review and offers some definition and guidance to what is appropriate for professional development. If you have questions, please contact the Board Office.

Many activities are automatically accepted as they fall under OAR 335-070-0030. Please read this section when considering professional development.

There are other activities that are very relevant to your position, but don’t quite seem to fit the “acceptable activities”. For these situations, a Special Activity Approval form is completed. This form is found on the BSPA website above. If your chosen activity is not directly related to the clinical practice of speech pathology and audiology, and doesn’t fall under the guidelines written in this law, you are asked to write a brief description to accompany your application. It’s important to consider the Special Activity application time frame which requires application within 30 days of the completion of the activity.

Special Activity approvals are reviewed by practicing Speech-Language Pathologists and Audiologists. We appreciate applications that are complete and include the required documentation. Checking the website will ensure that you have the correct form and most current mailing address. Please read the application form thoroughly and provide the necessary information so your application can be processed in a timely manner.

Following is a review of the rule for professional development, with a few comments for clarification. My comments are italicized. I recommend that you visit the Board of Examiner’s website and review the entire section relating to professional development.

335-070-0020 Professional Development Hours Defined

(a) Activities accepted for professional development include but are not limited to:
   (A) Activities on the clinical practice of speech-language pathology and audiology;
   (B) Teacher-oriented content that is not related to the profession but enhances ability to serve students; (examples could include workshops in curriculum, reading, literacy, writing. If there are other teacher content areas you feel are relevant, please request special approval).
   (C) Business and management activities to enhance practice management;
      (could include computer training…EXCEL, OFFICE 2007, etc. Dealing with Difficult People)
   (D) Courses involving professional ethics, diversity issues, reimbursement issues;
      (2nd language learners, multicultural populations, students of poverty, Medicaid reimbursement)
   (E) Foreign language study when the language is needed for direct clinical practice;
      (Spanish or any foreign language that assist you in communication with clients, including American Sign Language)
   (F) Supervising clinical fellows, practicum students, publishing articles, making presentations and teaching classes when they are not part of the licensee's regular job responsibilities

Supervision of clinical fellow: up to 10 hours for a complete CF year, one per year (ASHA allows 5 hours)
Practicum students: one hour a week up to 20 hours, one per year. You must maintain some type of documentation that you completed this supervision and present it if you are audited.
Workshop presentation: The actual time of workshop presentation and same amount of time for preparation (3 hours workshop+3 hour prep time=6 hours). Only the first time workshop is presented.
Teaching class: actual “seat time” of class up to 20 hours (as no activity can be more than 50% of the total professional development hours to be obtained)
Publishing articles: 20 hours

(b) Activities not accepted include but are not limited to:
   (A) Attending meetings, including association, business, committee, board meetings;
   (B) Serving on committees and volunteer activities;
   (C) Work experiences when they are part of the licensee’s regular job description including supervising clinical fellows, publishing articles, making presentations and teaching classes

   (2) Credit for professional development shall be calculated on an hourly basis. One professional development hour (PDH) is defined as sixty (60) minutes or one (1) clock hour of attendance/participation in an approved professional development activity unless otherwise stated. For example, one hour may be considered equivalent to .1 CEU; therefore 1.0 ASHA CEU = 10 PDHs.
   (3) Licensees shall complete the required professional development hours within the two year period prior to license renewal, that is, 24 months prior to January 30 of each even numbered year. Approved professional development hours completed in excess of the requirement shall not be carried over to the subsequent renewal period.
   (4) At least fifty percent (50%) (20 hours) of the required professional development hours must be directly related to the clinical practice of speech pathology and audiology.
   (5) Not more than fifty percent (50%) (20 hours) of the required professional development hours may be accrued in a single course or activity.