1	COMMONWEALTH OF PENNSYLVANIA
2	DEPARTMENT OF STATE
3	BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS
4	
5	<u>FINAL MINUTES</u>
6	
7	MEETING OF:
8	
9	STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE
10	PATHOLOGY AND AUDIOLOGY
11	
12	TIME: 10:38 A.M.
13	
14	Held at
15	PENNSYLVANIA DEPARTMENT OF STATE
16	2601 North Third Street
17	One Penn Center, Board Room C
18	Harrisburg, Pennsylvania 17110
19	as well as
20	VIA MICROSOFT TEAMS
21	
22	December 8, 2023
23	
24	
25	

2 State Board of Examiners in Speech-Language 1 2 Pathology and Audiology 3 December 8, 2023 4 5 6 BOARD MEMBERS: 7 8 Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA, 9 Chair 10 Arion R. Claggett, Acting Commissioner, Bureau of Professional and Occupational Affairs 11 12 Lisa A. Butler, M.A., CCC-SLP, Vice Chairperson Sarah E. Delano, M.Ed., CCC-A, Secretary - Absent 13 14 Amy S. Goldman, MS, CCC-SLP 15 Andrew A. McCall, M.D., FACS 16 17 18 BUREAU PERSONNEL: 19 20 Shana M. Walter, Esquire, Senior Board Counsel 21 Dana M. Wucinski, Esquire, Board Counsel 22 Thomas M. Davis, Esquire, Regulatory Board Counsel 23 Paul J. Jarabeck, Esquire, Senior Board Prosecutor 24 Amber Lee Czerniakowski, Board Prosecutor 25 Shakeena L. Chappelle, Board Administrator 26 Andrew LaFratte, MPA, Deputy Policy Director, 27 Department of State 28 29 30 ALSO PRESENT: 31 32 Angie Armbrust, Senior Associate, McNees-Winter 33 Group LLC, representing the Pennsylvania 34 Speech-Language-Hearing Association 35 Ted Mowatt, CAE, Vice President/Lobbyist, Wanner 36 Associates on behalf of Pennsylvania Academy of 37 Audiology 38 Dana Bitetti, Ph.D., CCC-SLP, Assistant Professor of 39 Communication Sciences and Disorders, La Salle 40 University 41 Madeline Helmstetter 42 43 44 45 46 47 48 49 50

3 * * * 1 2 State Board of Examiners in Speech-Language 3 Pathology and Audiology December 8, 2023 4 * * * 5 6 [Pursuant to Section 708(a)(1) and 708(a)(5) of the 7 Sunshine Act, at 10:00 a.m. the Board entered into 8 Executive Session with Dana M. Wucinski, Esquire, 9 Board Counsel, for the purpose of conducting quasi-10 judicial deliberations on the matters on the agenda and to receive advice of Board Counsel. 11 The Board 12 returned to open session at 10:30 a.m.] 13 * * * 14 The regularly scheduled meeting of the State 15 Board of Examiners in Speech-Language Pathology and 16 Audiology was held on Friday, December 8, 2023. Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA, Chair, 17 18 called the meeting to order at 10:38 a.m. 19 Andrew A. McCall, M.D., FACS, was not present at 20 the commencement of the meeting. * * * 21 22 Roll Call of Board Members/Introduction of Attendees 23 [Shakeena L. Chappelle, Board Administrator, provided 24 a roll call of Board members and an introduction of 25 attendees.]

* * * 1 2 Approval of minutes of the September 6, 2023 meeting 3 CHAIR MURPHY: 4 I'll entertain a motion for approval of 5 the minutes. MS. GOLDMAN: 6 7 So moved. 8 ACTING COMMISSIONER CLAGGETT: 9 Second. 10 CHAIR MURPHY: 11 Any discussion on the minutes? Any 12 additions or corrections or anything? 13 Seeing none. I'll entertain a vote if 14 Shakeena Chappelle would be able to 15 call roll? 16 17 Dr. Murphy, aye; Commissioner Claggett, 18 aye; Lisa Butler, aye; Amy Goldman, 19 aye. 20 [The motion carried unanimously.] * * * 21 22 Report of Prosecutorial Division 23 [Amber Lee Czerniakowski, Esquire, Board Prosecution 24 Liaison, presented the Consent Agreement for Case No. 25 22 - 68 - 014063.]

5 CHAIR MURPHY: 1 2 I'll entertain a motion to approve. 3 MS. WUCINSKI: I believe the Board would entertain a 4 5 motion to approve the Consent Agreement and Order at Case No. 22-68-014063. 6 7 MS. BUTLER: 8 So moved. 9 ACTING COMMISSIONER CLAGGETT: 10 Second. 11 CHAIR MURPHY: 12 Any discussion on the matter? Seeing 13 Shakeena, if you will be so kind none. 14 to call a roll vote? 15 16 Dr. Murphy, aye; Commissioner Claggett, 17 aye; Lisa Butler, aye; Amy Goldman, 18 aye. 19 [The motion carried unanimously. The Respondent's 20 name is Stacia Eggleston Moak.] * * * 21 Report of Board Counsel 22 23 [Dana M. Wucinski, Esquire, Board Counsel, noted the 24 Board entered into Executive Session for the purpose 25 of conducting quasi-judicial deliberations on a

number of matters currently pending before the Board 1 and to receive the advice of counsel. 2 3 Ms. Wucinski also noted the Board discussed the 4 consent agreement presented today, along with agenda 5 items 8 and 3 in Executive Session.] * * * 6 7 Report of Board Counsel - Motion to Deem Facts 8 Admitted MS. WUCINSKI: 9 10 Item 3. I believe the Board would entertain a motion to grant the Motion 11 to Deem Facts Admitted and Enter 12 13 Default and direct Board Counsel to 14 draft an Adjudication and Order in due 15 course for Paul Christian Lavra, Case 16 No. 22-68-013919. 17 MS. BUTLER: 18 So moved. ACTING COMMISSIONER CLAGGETT: 19 20 Second. 21 CHAIR MURPHY: 22 Any discussion on the matter? Seeing 23 no discussion. Ms. Chappelle, if you would call a roll vote? 24 25

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7 1 Dr. Murphy, aye; Commissioner Claggett, 2 aye; Lisa Butler, aye; Amy Goldman, 3 aye. 4 [The motion carried unanimously.] 5 * * * 6 Review of Applications 7 MS. WUCINSKI: 8 The Board is going to table agenda item 9 8 to allow Board staff to obtain 10 additional information regarding the Applicant's clinical education. 11 * * * 12 13 Regulatory Report 14 [Dana M. Wucinski, Esquire, Board Counsel, referred 15 to 16A-6808 regarding licensure by endorsement. She 16 mentioned drafting the final rulemaking for the annex 17 and preamble, noting it still needs edited by 18 regulatory counsel.] 19 MS. WUCINSKI: 20 I believe the Board would entertain a 21 motion to approve the Draft Final 22 Rulemaking for 16A-6808, Licensure by 23 Endorsement, and direct Board Counsel 24 to promulgate the regulation as final. 25 MS. BUTLER:

8 1 So moved. 2 ACTING COMMISSIONER CLAGGETT: 3 Second. CHAIR MURPHY: 4 5 Any discussion on the matter? Seeing 6 none. Ms. Chappelle, if you would call 7 a roll vote, please? 8 9 Dr. Murphy, aye; Commissioner Claggett, 10 aye; Lisa Butler, aye; Amy Goldman, 11 aye. 12 [The motion carried unanimously.] 13 * * * 14 Regulatory Report 15 [Dana M. Wucinski, Esquire, Board Counsel, noted 16A-16 6805 regarding the child abuse reporting requirement for the Board's information. She reported no 17 18 comments were received on the rulemaking, noting the 19 regulation was approved on December 6, 2023, and 20 would be published as final in a few weeks.] * * * 21 22 Miscellaneous - Creation of an Application Committee 23 [Dana M. Wucinski, Esquire, Board Counsel, stated 24 they want to create a committee for each Board as a 25 way to expedite the processing of applications. She

	9
1	explained that the Application Committee would be
2	responsible for checking emails daily to review
3	pending applications. She explained that the
4	application could be processed and ratified at the
5	next Board meeting if the Application Committee
6	grants the application. She further explained that
7	the Application Committee does not have the authority
8	to deny the application and would go on the agenda
9	for full Board to review.]
10	MS. WUCINSKI:
11	I believe the Board would entertain a
12	motion to create an Application
13	Committee that has the authority to
14	approve applications. I would note
15	that Lisa Butler, Dr. Patrick Murphy,
16	and Amy Goldman would be the current
17	Application Committee members, which is
18	subject to change with approval of the
19	Board.
20	MS. BUTLER:
21	So moved.
22	ACTING COMMISSIONER CLAGGETT:
23	Second.
24	CHAIR MURPHY:
25	Any discussion on the matter? Seeing

Ms. Chappelle, would call a roll 1 none. 2 vote, please? 3 4 Dr. Murphy, aye; Commissioner Claggett, 5 aye; Lisa Butler, aye; Amy Goldman, 6 aye. 7 [The motion carried unanimously.] 8 * * * 9 Miscellaneous - 2024 Pennsylvania Academy of 10 Audiology Meeting - September 26-27, 2024 [Ted Mowatt, CAE, Vice President, Wanner Associates, 11 12 on behalf of the Pennsylvania Academy of Audiology, 13 welcomed Board members to attend the Pennsylvania 14 Academy of Audiology Meeting in Gettysburg.] 15 MS. GOLDMAN: 16 I move we authorize up to two members 17 of the Board plus Ms. Wucinski if she 18 is available to attend the Gettysburg 19 2024 meeting of the Pennsylvania 20 Academy of Audiology, September 26-27, 2024. 21 22 MS. BUTLER: 23 I move to add one more person, Paul 24 Jarabeck, because Dana and Paul are 25 both presenting.

1 MS. WUCINSKI: 2 Amy made a motion. Is there a second? 3 CHAIR MURPHY: I'll second that. 4 5 MS. BUTLER: 6 If one of them are not able to attend, 7 I would be more than happy to. 8 CHAIR MURPHY: 9 And this motion includes any expenses 10 for the attendees. MS. WUCINSKI: 11 12 Yes. 13 CHAIR MURPHY: 14 Okay, all right, that's fine because I 15 always pick up my own expense. MS. WUCINSKI: 16 17 If you are picking up your own expense, 18 then it can be two additional Board 19 members. 20 CHAIR MURPHY: That's fine. 21 22 MS. WUCINSKI: 23 We can discuss that at future meetings. 24 CHAIR MURPHY: 25 That's fine.

[Board members did not vote on the motion because no 1 2 roll call vote was taken.] 3 * * * 4 Miscellaneous - Vote for Board Member Attendance at 5 2024 PSHA Conference - April 10-13, 2024 6 [Dana M. Wucinski, Esquire, Board Counsel, informed 7 Board members that the Pennsylvania Speech-Language-8 Hearing Association (PSHA) granted the Board a half-9 hour presentation and Board Counsel would be 10 presenting on the disciplinary process.] MS. BUTLER: 11 12 I move for Dana, Paul, Ms. Butler, and 13 Ms. Goldman to attend. 14 MS. GOLDMAN: 15 Second. 16 CHAIR MURPHY: 17 Any discussion on the matter? Seeing 18 none. Ms. Chappelle, would you please call a roll vote? 19 20 21 Dr. Murphy, aye; Commissioner Claggett, 22 aye; Lisa Butler, aye; Amy Goldman, 23 aye. 24 [The motion carried unanimously.] * * * 25

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Miscellaneous - Vote for 2024 Board Officers 1 2 MS. BUTLER: 3 Is there a nomination for Chair for the 4 State Board of Examiners in Speech-5 Language Pathology and Audiology? 6 MS. GOLDMAN: 7 I nominate Lisa Butler. 8 MS. WUCINSKI: 9 Is there a second on Lisa? 10 CHAIR MURPHY: 11 I second that. MS. WUCINSKI: 12 13 Are there any other nominations for 14 Chair? If there are no other 15 nominations, Shakeena, do you want to 16 do a roll call? 17 18 Dr. Murphy, aye; Commissioner Claggett, 19 aye; Lisa Butler, aye; Amy Goldman, 20 aye. 21 [The motion carried unanimously.] 22 * * * 23 MS. GOLDMAN: 24 I move to nominate Patrick Murphy for 25 Vice Chair.

1 MS. WUCINSKI: 2 Is there a second for Patrick Murphy? 3 MS. BUTLER: 4 I second. 5 MS. WUCINSKI: 6 Are there any other nominations for 7 Vice Chair? Hearing none. Shakeena. 8 9 Dr. Murphy, aye; Commissioner Claggett, 10 aye; Lisa Butler, aye; Amy Goldman, 11 aye. 12 [The motion carried unanimously.] 13 * * * 14 MS. WUCINSKI: 15 The final would a nomination for the 16 Secretary. 17 Do I have a nomination? 18 CHAIR MURPHY: 19 I nominate Amy Goldman. 20 MS. BUTLER: 21 I second. 22 MS. WUCINSKI: 23 Are there any other nominations? Ιf 24 not, Shakeena. 25

1 Dr. Murphy, aye; Commissioner Claggett, 2 aye; Lisa Butler, aye; Amy Goldman, 3 aye. [The motion carried unanimously.] 4 * * * 5 6 Report of Board Chairperson 7 [Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA, Chair, thanked everybody for their service to the Board this 8 9 year, especially Shakeena Chappelle. 10 Chair Murphy referred to the Vision Statement, 11 noting they are a progressive, responsive, and 12 equitable leader for the professions in Pennsylvania. 13 He encouraged everyone to inform the Board of any 14 issues or concerns within the realm of speech 15 pathology or audiology.] * * * 16 Report of Acting Commissioner 17 18 [Arion R. Claggett, Acting Commissioner, Bureau of 19 Professional and Occupational Affairs, informed Board 20 members that the request for proposal (RFP) for the 21 Pennsylvania Licensing System (PALS) replacement was 22 issued on September 28, 2023. He noted the RFP 23 closed on November 30, 2023. He mentioned they are 24 currently reviewing bids and offered to provide an 25 additional update at the next meeting.

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Ms. Goldman requested an update on telemedicine 1 2 legislation. 3 Ms. Wucinski had nothing new to report since the 4 last Board meeting. 5 Ms. Goldman noted that Medicare would stop 6 routinely funding telemedicine in July 2024.] 7 * * * 8 Report of Board Administrator - No Report 9 * * * 10 Report from Other Board Member 11 [Lisa A. Butler, M.A., CCC-SLP, Vice Chairperson, 12 addressed CE requirements for supervision and 13 cultural competency and ethics. She mentioned looking into adding a CE requirement for supervision 14 15 and cultural competency, but the American Speech-16 Language-Hearing Association (ASHA) already has this 17 in their CE requirements and may cause confusion, 18 where someone may have to do two times the ethics 19 course and two times the supervision course because 20 it would not line up with the three years and the two 21 vears. 22 Ms. Goldman mentioned that the issue leads into 23 item five, noting she submitted text for an email 24 blast on ethics but was not sure what happened with 25 that submission.

16

Ms. Butler asked Acting Commissioner Claggett whether the Board could send an email blast reminder to licensees in June for the July 2024 renewal of all required continuing education units (CEUs).

5 Ms. Goldman explained that the reminder would 6 include true or false questions and where to find the 7 answers within Title 49, Chapter 15 in § 45.102 Code 8 of Ethics and § 45.103. She offered to resubmit it 9 for the March meeting for review.

Ms. Butler agreed, noting it could be sent out in June 2024.

Dr. McCall noted the issue is recurring and the ASHA rollover requirements of every three years and the Board every two years causes confusion for practitioners in the state. He asked whether it is a problem for Pennsylvania or also happening in other states. He agreed with Ms. Goldman and keeping people educated on state requirements.

Ms. Goldman explained that every state has different CE requirements and schedules, where some of them go on a calendar year and some of them on a state fiscal year. She mentioned that instead of another CE requirement that would require changes in their regulation that it may be more expeditious to provide the educational correspondence.

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Ms. Butler thanked Ms. Goldman for providing the email blast, noting the importance of licensees looking at ethics right before they complete their license for the state of Pennsylvania.

5 Acting Commissioner Claggett asked Ms. Goldman to6 resend the email to the Board for review.

Ms. Butler addressed her attendance, along with Ms. Goldman and Ms. Wucinski, at the National Council of State Boards of Examiners for Speech-Language Pathology and Audiology (NCSB) Conference. She offered to provide Board members with a copy of the different licensure requirements in all of the states.

14 Ms. Butler provided an update regarding the 15 compact, noting they are selecting an executive 16 director and data system that will complete overall 17 funding, along with looking for funding and possibly 18 grants. She noted they are currently getting all 19 member states connected to the data system and 20 working out issues with the criminal background 21 She also noted they are deciding where the check. 22 commission will be housed and will possibly be 23 dependent on the executive director. 24 Ms. Butler reported that the big legislation

25 plans for 2024 are Alaska, Arizona, Connecticut,

1	Florida, Hawaii, Illinois, Massachusetts, Minnesota,
2	New York, Oregon, Pennsylvania, Rhode Island, and
3	Wisconsin. She provided a map of the states that
4	have joined, states in the process, and states that
5	continue to work on it. She noted the importance of
6	people being able to move from state to state and
7	have a license, especially those in the military.
8	Ms. Butler commented that one of the biggest
9	topics was social media issues, including things
10	licensees put on Facebook and believed it is time to
11	take a step back and think about what licensees are
12	posting in social media. She provided an example of
13	a speech-language pathologist who posted personal
14	information through pictures and lost their license.
15	Ms. Butler addressed content sharing on social
16	media, where individuals must comply with the Health
17	Insurance Portability Accountability Act (HIPAA),
18	must not include misrepresentation, and must be
19	professional. She noted the importance of licensees
20	thinking about what is being put on social media and
21	websites and to ask themselves if they would want
22	their posting on the front page of a newspaper.
23	Ms. Butler reported 7,525 speech-language
24	pathologists in Pennsylvania in 2020 and 9,426 in
25	2023, noting an increase of 1,901. She also reported

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1 906 audiologists in 2020 and 1,114 in 2023, noting an 2 increase of 208 audiologists.

3 Ms. Butler addressed the importance of 4 registering assistants in Pennsylvania, where anyone 5 who has an assistant and is a licensee must register 6 that assistant under their name. She reported having 7 only 4 registered assistants in the state of 8 Pennsylvania. She stated there are regulations for assistants and would like a discussion at the next 9 10 meeting to go over the process, noting information could be found on their website. 11

Ms. Butler also mentioned there were a lot of things for audiologists at the meeting, including hearing aids. She mentioned the Board does not deal with hearing aids and is the responsibility of the Pennsylvania Department of Health.

17 Ms. Butler informed audiologists that the 18 American Academy of Audiology is having their 19 2024+HearTECH Expo April 17-20, 2024, in Atlanta, GA. 20 She also announced PSHA's Annual Convention April 10-21 13, 2024, at the Sheraton in Pittsburgh, PA. She 22 mentioned there was also an article for audiologists 23 that went over legislation about where audiologists 24 stand and where hearing aid sales stand. 25 Ms. Butler informed everyone that all of the

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handouts are available at the National Council of
 State Boards of Examiners of Speech-Language
 Pathologists and Audiologists for free at
 www.ncsb.info.

5 Ms. Butler commented that it was great partnering 6 with other states and seeing how Pennsylvania 7 compares with other states. She mentioned that North 8 Carolina has a simple brochure for consumers and gave 9 Pennsylvania permission to adopt it for audiologists 10 and speech-language pathologists. She suggested 11 placing it on the agenda for discussion at the next 12 meeting.

Ms. Butler thanked the state for allowing them to
be part of the conference and Ms. Wucinski and Ms.
Goldman for also attending.

16 Ms. Goldman commented that Pennsylvania is a 17 member state, which allows them to share the 18 information. She encouraged anyone who is a leader 19 in their state association or otherwise engaged in 20 that kind of leadership in the professions to join 21 the NCSB Facebook group and attend the meetings. She 22 noted they would be covered under the Board's 23 membership and would have a reduced fee. She 24 requested an addition to the March 2024 agenda to 25 send delegates to the 2024 NCSB Annual Conference in

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San Antonio, TX, September 26-28. 1 2 Acting Commissioner Claggett referred to the 3 brochure Ms. Butler provided and believed it to be a 4 good idea for the Board to copy that type of brochure 5 and add it to their web page.] * * * 6 7 Public Comment Period 8 [Amber Lee Czerniakowski, Esquire, Board Prosecution 9 Liaison, referred to the prior discussion regarding 10 continuing education credit confusion. She informed 11 Board members that the prosecution division attempted 12 outreach to students at Temple University and West 13 Chester University to teach students about 14 prosecution and discuss regulations regarding 15 continuing education before they enter the 16 profession. She noted making them aware of ASHA 17 requirements and explained Pennsylvania regulation 18 requirements. She mentioned that prosecution is 19 hoping to attend more schools throughout next year. 20 Ms. Goldman thanked prosecution for their 21 outreach and suggested they inform the Board of a 22 scheduled event so Board members could attend. 23 Ms. Czerniakowski noted she would be reaching out 24 to Salus University and offered to provide 25 information once she receives confirmation regarding

2.2

23 1 the date.] * * * 2 3 [Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA, Chair, 4 thanked everybody for their attendance and 5 participation. He noted 2024 Board meeting dates are 6 March 8, June 7, September 6, and December 13.] 7 * * * 8 [Lisa A. Butler, M.A., CCC-SLP, Vice Chairperson, 9 provided websites for NCSB and the AAA Conference in 10 chat.] * * * 11 12 Adjournment 13 CHAIR MURPHY: 14 I will entertain a motion to adjourn. 15 MS. GOLDMAN: 16 So moved. 17 CHAIR MURPHY: 18 Second? MS. BUTLER: 19 20 I second. 21 CHAIR MURPHY: 22 We are adjourned for 2023. 23 * * * 24 [There being no further business, the State Board of 25 Examiners in Speech-Language Pathology and Audiology

Meeting adjourned at 11:24 a.m.] * * * CERTIFICATE I hereby certify that the foregoing summary minutes of the State Board of Examiners in Speech-Language Pathology and Audiology Meeting, was reduced to writing by me or under my supervision, and the minutes accurately summarize the substance of the State Board of Examiners in Speech-Language Pathology and Audiology Meeting. Madeline Helmstetter, Minute Clerk Sargent's Court Reporting Service, Inc.

1 2 3 4 5 6 7 8	STATE	BOARD OF EXAMINERS IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY REFERENCE INDEX
		December 8, 2023
6 7 0	TIME	AGENDA
9 10 11	10:00 10:30	Executive Session Return to Open Session
11 12 13	10:38	Official Call to Order
14 15 16 17	10:38	Roll Call of Board Members
	10:38	Introduction of Attendees
17 18 19	10:39	Approval of Minutes
20 21	10:40	Report of Prosecutorial Division
21 22 23	10:43	Report of Board Counsel
23 24 25	10:43	Review of Applications
23 26 27	10:45	Regulatory Report
27 28 29	10:47	Miscellaneous
30 31	10:55	Report of Board Chairperson
32 33	10:56	Report of Acting Commissioner
34 35	10:58	Report from Other Board Members
36 37	11:21	Public Comment
37 38 39	11:24	Adjournment
39 40 41		
41 42 43		
43 44 45		
45 46 47		
47 48 49		
49 50		