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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

**STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE
PATHOLOGY AND AUDIOLOGY**

TIME: 9:34 A.M.

PENNSYLVANIA DEPARTMENT OF STATE
BOARD ROOM C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

March 8, 2019

1 State Board of Examiners in Speech-Language
2 Pathology and Audiology
3 March 8, 2019
4
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6 BOARD MEMBERS:
7

8 Ann C. Roman, MS, CCC-SLP, Chairperson
9 Kalonji Johnson, Acting Commissioner, Bureau of
10 Professional and Occupational Affairs - Absent
11 Louis R. Sieminski, Ph.D., Vice Chairman
12 Amy S. Goldman, MS, CCC-SLP, Secretary
13 Sarah E. Delano, M.Ed., CCC-A
14 Brian J. McKinnon, M.D., MBA, MPH, FACS
15
16

17 BUREAU PERSONNEL:
18

19 Judith Pachter Schulder, Esquire, Board Counsel
20 J. Karl Geschwindt, Esquire, Board Prosecution Liaison
21 Adam L. Morris, Esquire, Board Prosecutor
22 Bridget K. Guilfoyle, Esquire, Board Prosecutor, on
23 behalf of Heather J. McCarthy, Esquire, Board
24 Prosecution Liaison
25 Adrienne McClendon, Law Clerk, Department of State
26 Sandra E. Matter, Board Administrator
27
28

29 ALSO PRESENT:
30

31 Anne Gilbertson, MS, CCC-SLP, Pennsylvania
32 Speech-Language-Hearing Association
33 Angie Armbrust, Senior Associate, McNeese-Winter Group
34 LLC
35 Ted Mowatt, Senior Associate, Wanner Associates,
36 representing the Pennsylvania Academy of Audiology
37 James Shafer, Au.D., Pennsylvania Academy of Audiology
38 Kimberly Adams, Chief of Fiscal Management, Bureau of
39 Finance and Operations
40 Shannon Boop, Fiscal Management Specialist, Bureau of
41 Finance and Operations
42 Amanda Richards, Fiscal Management Specialist, Bureau
43 of Finance and Operations
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1 State Board of Examiners in Speech-Language
2 Pathology and Audiology

3 March 8, 2019

4 ***

5 The regularly scheduled meeting of the State
6 Board of Examiners in Speech-Language Pathology and
7 Audiology was held on Friday, March 8, 2019. Ann C.
8 Roman, MS, CCC-SLP, Chairperson, called the meeting to
9 order at 9:34 a.m.

10 ***

11 [Chairperson Roman requested the introduction of those
12 in attendance.]

13 ***

14 Approval of Minutes of the December 7, 2018

15 CHAIRPERSON ROMAN:

16 I need a motion to approve the minutes.

17 MS. GOLDMAN:

18 I move we approve the minutes.

19 DR. MCKINNON:

20 Second.

21 CHAIRPERSON ROMAN:

22 Those who approve? Those opposed?

23 [The motion carried. Dr. Sieminski abstained.]

24 ***

25 [Amy S. Goldman, MS, CCC, Secretary, exited the

1 meeting at 9:36 a.m. for recusal purposes on the
2 Consent Agreement for File No. 18-68-005048.]

3 ***

4 Report of Prosecutorial Division

5 [Adam L. Morris, Esquire, Board Prosecutor, presented
6 the Consent Agreement for File No. 18-68-005048.]

7 ***

8 [Amy S. Goldman, MS, CCC, Secretary, reentered the
9 meeting at 9:40 a.m.]

10 ***

11 Appointment - Bureau of Finance and Operations Annual
12 Budget Presentation

13 [Kimberly Adams, Chief of Fiscal Management, Bureau of
14 Finance and Operations (BFO), introduced herself,
15 Shannon Boop and Amanda Richards, also from BFO.

16 Ms. Adams addressed licensee population from a
17 revenue standpoint. She reviewed FY 2014-2015 through
18 FY 2018-2019, going from 7,888 to 8,253 to 8,714. She
19 noted the current licensee population at 8,728.

20 Ms. Adams stated 94.3% of revenue was from
21 renewals and applications. Ms. Adams reviewed a
22 categorical breakdown of administrative and legal
23 expenses for FY 2016-17 and FY 2017-18, FY 2018-2019
24 budget, and FY 2018-2019 expenses. She noted an
25 increase in expenses. She commented that expenses are

1 incurred from direct-based cost, timesheet-based
2 charges, and licensee-based charges.

3 Ms. Adams addressed revenues and expenses from FY
4 2016-2017, FY 2017-2018, and the balance for FY 2018-
5 2019. She noted that revenue was exceeding
6 expenditures. She commented that any excess goes back
7 to the restricted account for the Board's use.

8 Ms. Adams provided a breakdown of Board member
9 expenses for FY 2016-2017 and FY 2017-2018, noting the
10 budget figure for FY 2018-2019. She noted that the
11 budget will remain the same for FY 2019-2020.

12 Ms. Adams reviewed the expenditure sheet that
13 gives a pictorial overview of how expenses have
14 fluctuated since 2006.]

15

16 Report of Board Counsel

17 [Judith Pachter Schulder, Esquire, Board Counsel,
18 noted prior discussion regarding ethics and
19 supervision for continuing education (CE). The
20 Board discussed the American Speech-Language-Hearing
21 Association (ASHA) standard to have an ethics
22 requirement with the biennial renewal.

23 Ms. Pachter Schulder referred to § 45.501(a) of
24 the Board's regulations, which requires 20 hours of
25 CE, up to 10 granted on a case-by-case basis for a

1 lecturer or speaker but no ethics requirement aside
2 from child abuse.

3 Ms. Pachter Schulder commented that the Board
4 could write regulations that would require a specific
5 course rather than always requiring ethics or
6 supervision. On the pro side for requiring continuing
7 education on supervision, the Board discussed that
8 requiring a supervision course may encourage licensees
9 to supervise students. On the con side, the Board
10 referred to previous discussion about only a limited
11 number of licensees who supervise.

12 Ms. Pachter Schulder stated that about six states
13 require ethics. Ms. Goldman mentioned that the Board
14 sponsors ethics training in some of the states where
15 that is required. Ms. Pachter Schulder noted that none
16 of the Boards in Pennsylvania sponsor any continuing
17 education program and that if the Board chose to
18 sponsor CE Programs, it would add a whole new level of
19 responsibility on the Board to issue continuing
20 education certificates.

21 Ms. Goldman questioned the impact of specifying
22 ethics in terms of auditing the renewals. Ms. Pachter
23 Schulder explained that for other Boards within the
24 Bureau, licensees certify that they completed the
25 required continuing education amount, including any

1 specific requirement.

2 Dr. Sieminski discussed ethics courses in
3 undergraduate and graduate curriculums as well as for
4 members of ASHA or the American Academy of Audiology
5 (AAA). He noted a methodology of addressing
6 violations.

7 Chairperson Roman commented that people with a
8 suspended or revoked license that violated ethics
9 should be required to follow ASHA requirement for 2
10 hours but 1 hour would be sufficient. The Board
11 discussed that it can add such a requirement to its
12 penalty in applicable Adjudications and Orders.]

13 MS. GOLDMAN:

14 I would like to make a motion that this
15 Board go down the road of adding to the
16 regulations 1 hour of CE in ethics.

17 CHAIRPERSON ROMAN:

18 I'd like to second that motion. Anymore
19 discussion?

20 [The Board discussed the motion. Ms. Pachter Schulder
21 explained the regulation process.]

22 CHAIRPERSON ROMAN:

23 Those who approve the motion? Those who
24 oppose? Abstain?

25 [The motion carried. Dr. McKinnon opposed the

1 motion.]

2

3 [Ms. Pachter Schulder noted that the Board did not
4 want extra credit also added for supervision at this
5 time.]

6

7 Report of Chairperson - No Report

8

9 Report of Commissioner - No Report

10 [Judith Pachter Schulder, Esquire, Board Counsel,
11 reported that Kalonji Johnson was appointed the Acting
12 Commissioner of the Bureau of Professional and
13 Occupational Affairs, and Ian Harlow was promoted to
14 Deputy Secretary for Regulatory Programs.]

15

16 Report of Other Board Members

17 [Amy S. Goldman, MS, CCC, Secretary, requested that
18 Board members attend the Board's presentation at the
19 Pennsylvania Speech-Language-Hearing Association
20 Convention on Thursday, April 11, 2019, from 2:30 p.m.
21 to 4 p.m. at the Lancaster Marriott. The Board
22 reviewed the planned presentation to include the
23 introduction of Board members, how to successfully
24 apply for provisional and initial licenses, the
25 difference between licensure and Department of

1 Education certification, the regulatory review and
2 disciplinary processes, the Bureau and Board's
3 mission.

4 Ms. Goldman referred to the National Council of
5 State Boards of Examiners for Speech-Language
6 Pathology and Audiology's spring newsletter. She
7 stated the newsletter provides information and an
8 update on the status of the compact for audiology and
9 speech-language pathology, noting that the Council of
10 State Governments is anticipating releasing draft
11 language this spring.

12 Ms. Goldman referred to the vision statement,
13 commenting that there was nothing regarding consumer
14 protection and requested further discussion at the
15 June Board meeting.)

16 ***

17 Report of Board Administrator - No Report

18 ***

19 Next Board Meeting Dates

20 [Sandra E. Matter, Board Administrator, noted the
21 tentative 2020 Board meeting dates.]

22 ***

23 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
24 10:36 a.m. the Board entered into Executive Session
25 with Judith Pachter Schulder, Esquire, Board Counsel,

1 for the purpose of conducting quasi-judicial
2 deliberations and to receive legal advice. The Board
3 entered into public session at 11:08 a.m.]

4 ***

5 MOTIONS

6 MS. PACHTER SCHULDER:

7 During executive session, the Board
8 engaged in quasi-judicial deliberations
9 under Section 708(a)(5) of the Sunshine
10 Act with regard to the Consent Agreement
11 at File No. 18-68-005048 for which
12 member Goldman is recused and met with
13 Cynthia Montgomery, Deputy Chief
14 Counsel, to discuss a personnel matter
15 for which Ms. Pachter Schulder and Ms.
16 Matter were excused.

17 Is there a motion to adopt the
18 consent agreement?

19 DR. MCKINNON:

20 So moved.

21 MS. DELANO:

22 I'll second. All those in favor? Those
23 opposed? Abstained?

24 [The motion carried unanimously. Ms. Goldman recused
25 herself from deliberations and voting on the motion.

1 The Respondent's name is Katherine Elizabeth Deneke,
2 SLP.]

3 ***
4 [Judith Pachter Schulder, Esquire, Board Counsel,
5 noted that where a licensee is impaired, has been in a
6 monitoring program and then violates the program, as a
7 condition for reinstatement, it is not necessary to
8 have a formal hearing if the parties agree, by way of
9 a Consent Agreement, that the reinstatement is
10 conditioned on the licensee being monitored by the
11 PHMP Disciplinary Monitoring Unit. If the parties
12 cannot agree on reinstatement terms, the matter would
13 be delegated for a formal hearing.

14 Ms. Pachter Schulder also noted the Board
15 reviewed the security training.]

16 ***

17 Adjournment

18 CHAIRPERSON ROMAN:

19 I need a motion to adjourn?

20 MS. GOLDMAN:

21 Move to adjourn.

22 DR. SIEMINSKI:

23 Second.

24 CHAIRPERSON ROMAN:

25 All those in favor?

1 [The motion carried unanimously.]

2 ***

3 [There being no further business, the State Board of
4 Examiners in Speech-Language Pathology and Audiology
5 Meeting adjourned at 11:10 a.m.]

6 ***

7

8 CERTIFICATE

9

10 I hereby certify that the foregoing summary
11 minutes of the State Board of Examiners in
12 Speech-Language Pathology and Audiology Meeting, was
13 reduced to writing by me or under my supervision, and
14 that the minutes accurately summarize the substance of
15 the State Board of Examiners in Speech-Language
16 Pathology and Audiology Meeting.

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19

Seth R. Baier,

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Minute Clerk

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Sargent's Court Reporting

22

Service, Inc.

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1 STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE
2 PATHOLOGY AND AUDIOLOGY
3 REFERENCE INDEX
4 March 8, 2019
5

6 TIME	7 AGENDA
8 9:34	9 Official Call to Order/Roll Call
10 9:35	11 Approval of Minutes
12 9:36	13 Report of Prosecutorial Division
14 9:40	15 Appointment - Bureau of Finance and 16 Operations Presentation
17 9:49	18 Report of Board Counsel
19 10:12	20 Report of Other Board Members
21 10:36	22 Executive Session
23 11:08	24 Return to Open Session
25 11:08	26 Motions
27 11:10	28 Adjournment
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