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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
CONDUCTED VIA VIDEOCONFERENCE

TIME: 9:01 A.M.

June 5, 2020

1 State Board of Examiners in Speech-Language
2 Pathology and Audiology
3 June 5, 2020
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6 BOARD MEMBERS:
7

8 Amy S. Goldman, MS, CCC-SLP, Chair
9 Theodore Stauffer, Executive Assistant, Bureau of
10 Professional and Occupational Affairs, on behalf of
11 K. Kalonji Johnson, Acting Commissioner, Bureau of
12 Professional and Occupational Affairs
13 Sarah E. Delano, M.Ed., CCC-A, Vice Chair
14 Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA
15 Nancy J. Stimson, Public Member
16
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18 BUREAU PERSONNEL:
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20 Nicole L. VanOrder, Esquire, Board Counsel
21 Christopher K. McNally, Esquire, Board Prosecution
22 Liaison
23 Paul J. Jarabeck, Esquire, Board Prosecutor
24 Sandra E. Matter, Board Administrator
25
26 Caleb Acker, Intern, Department of State
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28

29 ALSO PRESENT:
30

31 Anne Gilbertson, MS, CCC-SLP, Vice President of
32 Governmental Affairs, Pennsylvania Speech-Language-
33 Hearing Association
34 Ted Mowatt, Vice President/Lobbyist, Wanner
35 Associates, representing the Pennsylvania Academy of
36 Audiology
37 Angie Armbrust, Senior Associate, McNees-Winter
38 Group LLC
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1 State Board of Examiners in Speech-Language
2 Pathology and Audiology

3 June 5, 2020

4 ***

5 The regularly scheduled meeting of the State
6 Board of Examiners in Speech-Language Pathology and
7 Audiology was held on Friday, June 5, 2020. Amy S.
8 Goldman, MS, CCC-SLP, Chair, called the meeting to
9 order at 9:01 a.m. Patrick M. Murphy, Au.D., M.Ed.,
10 CCC-A, FAAA, was not present at the commencement of
11 the teleconference.

12 ***

13 Introduction of Board Members, Staff, and Audience
14 [Chair Goldman announced those in attendance.]

15 ***

16 Approval of minutes of the March 13, 2020 meeting

17 CHAIR GOLDMAN:

18 The first order of business is approval
19 of the draft minutes of our March 13
20 meeting.

21 MS. STIMSON:

22 Motion to approve the minutes with the
23 indicated changes.

24 MS. DELANO:

25 I second.

1 CHAIR GOLDMAN:

2 Any discussion? The minutes are
3 approved with the indicated changes.

4 [The motion carried unanimously.]

5 ***

6 Report of Prosecutorial Division

7 [Paul J. Jarabeck, Esquire, Board Prosecution Liaison,
8 presented the VRP Consent Agreement for Case No. 19-
9 68-015346.]

10 ***

11 Report of Board Counsel

12 [Nicole L. VanOrder, Esquire, Board Counsel, addressed
13 licensure by endorsement under Act 41, referring to
14 the proposed annex and the draft preamble. She stated
15 the regulation was required pursuant to Act 41 to
16 allow individuals from other jurisdictions with
17 substantially equivalent requirements who are
18 competent to obtain a license in Pennsylvania.

19 Ms. VanOrder addressed the annex incorporating
20 previous tweaks and changes. Additional definitions
21 were added in § 45.601 to conform to the standard
22 formatting.

23 § 45.602(a)(1) now requires applicants submitting a
24 law in a language other than English to submit a
25 translation, and § 45.602(a)(2)(i) now includes

1 clarification that the jurisdiction which issued the
2 license or certificate is the same as the one being
3 evaluated.

4 Ms. VanOrder stated there are two prongs in the
5 analysis of whether an applicant should be granted a
6 license under Act 41, including substantial
7 equivalency and competency. She mentioned two options
8 for competency, including the number of hours active
9 in a profession and 20 hours of postlicensure
10 continuing CE from an approved provider.

11 Ms. VanOrder referred to § 45.602(a)(2)(ii), in
12 accordance with section § 45.505, that discusses
13 limitations.

14 Ms. Matter noted that § 45.505 refers to
15 individuals submitting an application for approval of
16 CE and questioned keeping that section or only section
17 (d)(1) where it talks about American Speech-Language-
18 Hearing Association (ASHA) and (d)(2) the American
19 Academy of Audiology (AAA). She commented that it may
20 cause confusion if they refer to the entire section
21 and suggested using § 45.505(d), the following
22 programs are deemed approved for continuing education
23 credit (1) continuing education of programs approved
24 or sponsored by ASHA and (2) approved or sponsored by
25 the American Academy of Audiology.

1 Chair Goldman noted her concern that practice-
2 building CE would be acceptable.

3 Ms. VanOrder suggested bringing it to §
4 45.505(e), which reads the Board may deny approval of
5 a program of continuing education based on the
6 following grounds: (1) provider failure to comply
7 with § 45.506, (2) the provider made one or more false
8 or misleading statements, (3) the identified faculty
9 was deemed not qualified, (4) the course content was
10 in office management or practice building.

11 Ms. VanOrder noted other changes made to the
12 document were presented at the last meeting. She
13 stated it continues to also provide for provisional
14 endorsement.

15 Ms. VanOrder addressed provisional licenses for
16 applicants demonstrating competency in § 45.602(a),
17 which would expire one year after issuance with the
18 option of another additional year and to also allow
19 for applicants demonstrating competence by completion
20 of CE for 90 days after the issuance of the license
21 with an optional extension of another 90 days.

22 Ms. VanOrder mentioned that a change was also
23 made to include a fee.

24 Ms. VanOrder referred to § 45.602(a)(2)(i), 2,520
25 hours of active engagement, questioning how the Board

1 arrived at the 2,520 hours of active engagement in the
2 last two years immediately preceding as opposed to the
3 last two of five years. She will discuss the matter
4 with previous board counsel and conduct necessary
5 research before moving the package forward.

6 Ms. VanOrder referred to the proposed preamble,
7 which was the explanatory document for putting forth
8 the regulatory package, and suggested incorporating a
9 public comment of support, dated January 22, 2020,
10 from the Pennsylvania Speech-Language-Hearing
11 Association.]

12 ***

13 MS. VANORDER:

14 If there are no further questions on Act
15 41, could we have a vote to proceed to
16 approve the Annex with the modifications
17 made today and proceed with issuing the
18 package as proposed?

19 CHAIR GOLDMAN:

20 Do I hear a motion? Sarah, Nancy?

21 MS. STIMSON:

22 So moved.

23 MS. DELANO:

24 Second.

25 CHAIR GOLDMAN:

1 All in favor?

2 [The motion carried. Mr. Stauffer abstained from
3 voting on the motion.]

4 ***

5 Report of Board Chair

6 [Amy S. Goldman, MS, CCC-SLP, Chair, addressed
7 concerns while reviewing a backlog of continuing
8 education applications. She noted articles older than
9 five years and an article not from a peer-reviewed
10 journal. She also mentioned a concern regarding
11 speaker biographies, learning objectives, how
12 attendance was being identified during virtual events,
13 and what happens to sessions that were approved for
14 live attendance and move online.

15 Ms. VanOrder referred to § 45.505 on page 45-46 of
16 the green book regarding approval of continuing
17 education programs.

18 Ms. VanOrder also referred to § 45.505(b)(3) and
19 suggested the Board deny an application with
20 insufficient information to be considered a viable
21 course, or ask the applicant for more information
22 before deciding whether to approve or not. She also
23 suggested including the section on the instruction
24 page.

25 Ms. Matter commented that the CE application was

1 online and offered to email everyone a copy to review
2 and suggest changes to that to make things clearer.

3 Chair Goldman committed to taking the first step
4 with those instructions and further discussing the
5 matter in September.

6 Chair Goldman questioned whether a change in
7 service regarding an approved session moving to online
8 would need to make notification of the change.

9 Ms. Matter believed that because of the situation
10 with the COVID-19 and going virtual, it would be
11 approved to go online as long as there was no change
12 in course content or instructors.

13 Ms. VanOrder mentioned the importance of not
14 having regulatory barriers for licensees and making
15 access as easy as possible.

16 Chair Goldman commented that teleconferencing
17 will be a big trend in CE, and attendance would be
18 better because people do not have to travel.]

19 ***

20 Report of Acting Commissioner - No Report

21 ***

22 [Patrick M. Murphy, Au.D., M.Ed., CCC-A, FAAA, joined
23 the meeting at 9:51 a.m.]

24 ***

25 Report of Other Board Members

1 [Sarah E. Delano, M.Ed., CCC-A, Vice Chair, addressed
2 newborn hearing screenings the continued mission of
3 identifying early and continuing rehabilitation.]

4 ***

5 Report of Board Administrator

6 [Sandra E. Matter, Board Administrator, referred to
7 the email regarding the renewal period opening June 3,
8 2020.

9 Ms. Matter addressed the extension and waiver
10 requests for individuals with medical or financial
11 hardship issues.

12 Ms. Matter questioned whether requests received
13 need to wait until September for someone to review
14 those requests and determine whether or not an
15 extension would be granted and for how long and if
16 they could be completed online.

17 Chair Goldman stated all ASHA-produced continuing
18 education was free online for ASHA members from March
19 till the end of June. She asked Ms. Delano or Dr.
20 Murphy to review the audiology requests for extension,
21 and both Ms. Delano and Dr. Murphy agreed to review
22 those applications.

23 Chair Goldman noted she was handling all of the
24 speech-language pathologist (SLP) vacancies.

25 Chair Goldman referred to the renewal email

1 regarding notifying the Board for those who
2 wanted to go inactive.

3 Chair Goldman reminded everyone to take the child
4 abuse course. She also noted that there was no longer
5 a grace period for renewals.]

6

7 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
8 10:01 a.m. the Board entered into Executive Session
9 with Nicole L. VanOrder, Esquire, Board Counsel, for
10 the purpose of conducting quasi-judicial deliberations
11 on matters that are pending before the Board. The
12 Board returned to open session at 10:20 a.m.]

13

14 MOTIONS

15 MS. VANORDER:

16 I believe the Board would like to make a
17 motion in regards to Item No. 2 on the
18 agenda.

19 CHAIR GOLDMAN:

20 Do I have a motion regarding Case No.
21 19-68-015346 to approve the Consent
22 Agreement?

23 MS. STIMSON:

24 I'll motion.

25 MS. DELANO:

1 I'll second.

2 CHAIR GOLDMAN:

3 Any further discussion? All in favor?

4 Opposed? Abstentions?

5 [The motion carried unanimously.]

6 ***

7 Miscellaneous/Discussion

8 [Anne Gilbertson, MS, CCC-SLP, Vice President of
9 Governmental Affairs, Pennsylvania Speech-Language-
10 Hearing Association, requested clarification regarding
11 the CEUs with the extension of the license renewal
12 till October 29, 2020.

13 Ms. Matter explained, that licensees had until
14 October 29, 2020 to renew. She noted CE was also
15 extended until that date; however, if a licensee was
16 using that CE to renew by October 29, 2020, the
17 licensee could not use that CE for the next renewal
18 cycle that ends July 31, 2022.

19 James Shafer, Au.D., Pennsylvania Academy of
20 Audiology, questioned CEUs in reference to the
21 convention in September, noting the potential of it
22 going to a virtual online convention. He wanted to
23 verify that as long as there was approval and it was
24 not practice-building coursework, PAA would still be
25 approved for the CEUs.

1 Ted Mowatt, Senior Associate, Wanner Associates,
2 representing the Pennsylvania Academy of Audiology,
3 commended Acting Commissioner Johnson, Steve
4 Latanishen, Ms. Matter, and the Department of Health
5 for their help getting audiologists back to work and
6 allowing them to practice and take care of patients.]

7 ***

8 Adjournment

9 CHAIR GOLDMAN:

10 Do I have a motion to adjourn?

11 DR. MURPHY:

12 I'll move to adjourn.

13 CHAIR GOLDMAN:

14 Do I have a second?

15 MS. DELANO:

16 I second.

17 CHAIR GOLDMAN:

18 All in favor?

19 [The motion carried unanimously.]

20 ***

21 [There being no further business, the State Board of
22 Examiners in Speech-Language Pathology and Audiology
23 Meeting adjourned at 10:29 p.m.]

24 ***

25

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 that the minutes accurately summarize the substance of the State Board of Examiners in Speech-Language Pathology and Audiology Meeting.



Derek Richmond,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE
PATHOLOGY AND AUDIOLOGY
REFERENCE INDEX

June 5, 2020

TIME	AGENDA
9:01	Official Call to Order
9:02	Introduction of Board, Staff, and Audience Members
9:03	Approval of Minutes
9:04	Report of Prosecutorial Division
9:05	Report of Board Counsel
9:29	Report of Board Chair
9:50	Report of Other Board Members
9:54	Report of Board Administrator
10:01	Executive Session
10:20	Return to Open Session
10:21	Motions
10:23	Miscellaneous/Discussion
10:29	Adjournment

