

**IDAHO SPEECH, HEARING AND COMMUNICATION SERVICES
LICENSURE BOARD**

Bureau of Occupational Licenses
700 West State Street, P.O. Box 83720
Boise, ID 83720-0063

Board Meeting Minutes of 4/12/2018

BOARD MEMBERS PRESENT: Gayle L Chaney - Chair
Barbra Osterhout
Kevin C Woodall
Patrick J Brown
La Vona Andrew
Kenneth W Nuhn
Cynthia K Olsen

BUREAU STAFF: Tana Cory, Bureau Chief
Julie Eavenson, Admin. Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Betsy Duncan, Technical Records Specialist II

OTHERS PRESENT: Carlie Foster, Lobby Idaho, attorney

The meeting was called to order at 1:03 PM MDT by Gayle L Chaney.

APPROVAL OF MINUTES

Ms. Andrew made a motion to approve the minutes of 2/15/2018. It was seconded by Mr Woodall. Motion carried.

Mr Nuhn made a motion to approve the minutes of 3/15/2018. It was seconded by Mr. Woodall. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the Legislative report. The deadline to submit proposed law changes to the Governor's Office is mid-July 2018 and the deadline to submit proposed rule changes to the Governor's Office is mid-August 2018 for the 2019 Legislative Session.

Ms. Cory updated the Board on the status of legislation that may affect the Board.

Senate Bill 1316 was introduced in the Senate on February 19. Some designated Board members met with Senators Burgoyne and Den Hartog on February 26 and the Senators said they would like to see comments or proposed amendments. Suggested amendments/comments were provided to them February 27. Some of the proposed amendments were put into the bill and it passed the Senate on March 12 and the House on March 21. The Governor let the bill pass without his signature and it will become law July 1.

House Bill 623 passed the House March 6 by a vote of 47-23 and was sent to the Senate. Designated members of Boards served by the Bureau were contacted and reviewed the bill. A letter expressing concerns about House Bill 623 was prepared and signed by 28 of the designated Board members. It was addressed and delivered to Senator Patti Ann Lodge, Chair of the Senate Judiciary and Rules Committee March on 12. The bill was held in Committee.

Ms. Cory said that district meetings will be set again in preparation for the 2019 Legislative Session to connect Board members and legislators.

INTERIM COMMITTEE UPDATE

Ms. Cory reported on the activity of the Occupational Licensing and Certification Laws Committee, a 2018 Legislative Interim Committee.

FINANCIAL REPORT

Ms. Cory gave the financial report, which indicated that the Board had a cash balance of \$300,766.49 as of 3/31/2018.

INVESTIGATIVE REPORT

Ms. Peel gave the investigative report, which is linked above.

FOR BOARD DETERMINATION

Mr. Woodall made a motion to approve the Bureau's recommendation and authorize closure in case I-SHS-2018-9. It was seconded by Ms. Osterhout. Motion carried.

Ms. Olsen made a motion to accept the Settlement Order in Case SHS-2018-3 and authorize the Chair to sign. It was seconded by Mr. Nuhn. Motion carried.

VOLUNTARY PROCESS AND COLLECTIONS PROCESS

Ms. Peel presented the Bureau's Voluntary Process and Collections Process to the Board.

OLD BUSINESS

The Board reviewed the To Do List and noted the items that needed action are included in the agenda.

EXECUTIVE ORDER

The Board reviewed a rough draft of the Executive Order response and identified some modifications. Bureau staff will prepare the final draft for review and final approval at the next meeting.

HEARING AID DEALER/FITTER PROVISIONAL PERMIT QUARTERLY REPORT PROCESS

Mr Brown reported that consideration of the current process has resulted in the realization that law and rule changes need to be made to update the training and supervision requirements for permit holders and for full licensure of hearing aid dealers. Mr. Brown made a motion to form a subcommittee for this purpose. The subcommittee would consist of himself and Ms. Olsen. Dennis Bell, a former Board member, will also be asked to participate. Ms. Osterhout seconded it. Motion carried.

NEW BUSINESS

Next meeting was confirmed for May 22, 2018 at 8:30 AM

NOTIFICATION TO LICENSEES

The Board reviewed the postcard draft to inform licensees of the rule changes approved by the 2018 Legislature session. Ms. Andrew made a motion to approve the postcard language and send it to licensees. It was seconded by Mr. Woodall. Motion carried.

PROPOSED LAWS AND RULES

The Board discussed a temporary rule change to set the age requirement for sign language interpreters to 18 years of age. This rule would be in effect from July 1 until the permanent rule change takes effect. Ms. Andrew made a motion to direct Bureau staff to draft the temporary rule and have it approved by the Board Chair. It was seconded by Ms. Osterhout. Motion carried.

CORRESPONDENCE

The Board reviewed correspondence. Ms. Olsen made a motion to direct Bureau staff to respond and obtain Board Chair approval of the response drafts. It was seconded by Ms. Andrew. Motion carried.

Tosha Strickland – Respond that the Board does not regulate billing or the use of billing codes.

Alicia Vineyard – Respond that Idaho Code does not include removal of cerumen in the scope of practice of a hearing aid dealer.

Andrew Seitz – Respond that the scope of practice for audiologists in Idaho does not include authority to prescribe medications.

CONTINUING EDUCATION COURSES

A course consisting of a Beltone National Meeting was reviewed by the Board. Ms. Olsen made a motion to approve the course. It was seconded by Mr. Woodall.

EXECUTIVE SESSION

Mr. Brown made a motion that the Board go into executive session under Idaho Code § 74-206(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Mr. Woodall. The vote was: Ms. Andrew, aye; Mr. Brown, aye; Ms. Chaney, aye; Mr. Nuhn, aye; Ms. Olsen, aye; Ms. Osterhout, aye; and Mr. Woodall, aye. Motion carried.

Ms. Osterhout made a motion to come out of executive session. It was seconded by Mr. Nuhn. The vote was: Ms. Andrew, aye; Mr. Brown, aye; Ms. Chaney, aye; Mr. Nuhn, aye; Ms. Olsen, aye; Ms. Osterhout, aye; and Mr. Woodall, aye. Motion carried.

APPLICATIONS

Ms. Olsen made a motion to approve the following for licensure:

OBRINGER KELLY SLP-3387

Approved for Exam:

MIRZA USMAN
ZIEGLER BRADY

Approved / Pending receipt of additional documentation and Board Chair review:

901158233

901158204

It was seconded by Mr. Woodall. Ms. Andrew was recused from the vote. Motion carried.

CONTINUING EDUCATION FOR REINSTATEMENT

Ms. Osterhout moved to approve the submitted CE for reinstatement. It was seconded by Ms. Andrew. Motion carried.

CONTINUING EDUCATION AUDIT AND QUARTERLY REPORT REVIEW

The Board reviewed the submitted CE audits and quarterly reports. The Board discussed whether CE credit hours would be allowed for classes that were taught by a licensee, and determined it would have to be decided on a case by case basis.

ADJOURNMENT

Ms. Osterhout made a motion to adjourn the meeting at 4:53 PM. It was seconded by Ms. Andrew. Motion carried.

Gayle L Chaney, Chair

Barbra Osterhout

Kevin C Woodall

Patrick J Brown

La Vona Andrew

Kenneth W Nuhn

Cynthia K Olsen

Tana Cory, Bureau Chief