



BOARD MEETING MINUTES

November 3-4, 2016

2005 Evergreen Street, "Hearing Room"
Sacramento, CA 95815

For the sake of clarity, the meeting minutes are organized in numerical order to reflect their original order on the agenda; however, issues were taken out of order during the meeting.

1. Call to Order / Roll Call / Establishment of Quorum

Alison Grimes, Board Chair, called the Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board meeting to order at 1:20 p.m. Ms. Grimes called roll; seven members of the Board were present and thus a quorum was established.

Board Members Present

Alison Grimes, Board Chair
Patti Solomon-Rice, Vice Chair
Deane Manning, Board Member
Marcia Raggio, Board Member
Dee Parker, Board Member
Amnon Shalev, Board Member
Debbie Snow, Public Board Member

Board Members Absent

Rodney Diaz, MD, Public Board Member
Jaime Lee, Public Board Member

Staff Present

Paul Sanchez, Executive Officer
Breanne Humphreys, Program Manager
Anita Joseph, Enforcement Coordinator
Kelsey Pruden, Legal Counsel
Karen Robison, Analyst

Guests Present

Vanessa Cajina, KP Public Affairs for Hearing Healthcare Providers (HHP)
Erin Evans-Fudem, California Speech Hearing Association (CSHA)
Sean Green, CSHA
Jimmy Fremgen, Assembly Committee Consultant
Amy White, California Academy of Audiology (CAA)

2. Public Comment for Items not on the Agenda

There were no comments from Public/Outside Agencies/Associations.

3. Review and Possible Action on the Board's Draft Sunset Report

Mr. Sanchez led the Board in a section by section review of the Sunset Report draft. The Board noted corrections to the text such as correcting the acronym of the Hearing Aid Dispensers Examination Committee, Board member attendance, and other edits. The Board requested separating the audiology aide and the speech-language pathology aide. Mr. Sanchez requested assistance from Board members in answering trade specific questions. Members volunteered to work on specific items of the report individually or as a committee and submit their work to Mr. Sanchez by November 14, 2016. The Board will meet telephonically on November 17, 2016 at 2:30 p.m. to review the updated Sunset Report draft.

4. The Board recessed at 5:05p.m.

November 4, 2016

1. Call to Order / Roll Call / Establishment of Quorum

Alison Grimes, Board Chair, called the Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board meeting to order at 9:25 a.m. Ms. Grimes called roll; eight members of the Board were present and thus a quorum was established.

Board Members Present

Alison Grimes, Board Chair
Patti Solomon-Rice, Vice Chair
Rodney Diaz, MD, Public Board Member
Deane Manning, Board Member
Marcia Raggio, Board Member
Dee Parker, Board Member
Amnon Shalev, Board Member
Debbie Snow, Public Board Member

Board Members Absent

Jaime Lee, Public Board Member

Staff Present

Paul Sanchez, Executive Officer
Breanne Humphreys, Program Manager
Francisco Del Pozo, Licensing Analyst
Anita Joseph, Enforcement Coordinator
Kelsey Pruden, Legal Counsel
Karen Robison, Analyst
Tim Yang, Licensing Analyst

Guests Present

Vanessa Cajina, HHP
Sean Green, CSHA
Natalie Martin-Rojas, Department of Consumer Affairs (DCA)
Amy White, CAA

2. Public Comment for Items not on the Agenda

A written comment addressing Dispensing Audiologist (DAU) Continuing Education (CE) offered by hearing aid manufacturers was submitted by Margaret Winter, M.S.

Closed Session

3. Pursuant to Government Code Section 11126 (c) (3), the Board will Meet in Closed Session to Deliberate on Disciplinary Matters

1I-2014-32

Adopt Stipulated Settlement with correction to license type.

1I-2014-33

Adopt Stipulated Settlement

1I-2012-72

The Board did not deliberate on this matter. This matter will be addressed at the telephonic Board Meeting on November 17, 2016.

4. Pursuant to Government Code Section 11126 (a) (1), the Board will Meet in Closed Session for the Executive Officer's Evaluation

The Board met in closed session to discuss the evaluation of the executive officer.

Return to Open Session

5. Review and Approval of the August 11-12, 2016 Meeting Minutes

M/S/C Raggio/Solomon-Rice

- **Move to approve the August 11-12, 2016 Board Meeting Minutes. The motion carried 6-0 with Deane Manning abstaining.**

6. Executive Officer's Report

Mr. Sanchez informed the Board that regulations are being completed slowly and thanked them for their patience. He noted that the Hearing Aid Dispenser Continuing Education regulation was approved on October 26, 2016. In order to get additional staff trained on the regulation process a staff member will be attending a regulations class given by the Office of Administrative Law (OAL) in December 2016. Ms. Pruden informed the Board that DCA implemented a new policy where the proposed regulation receives a formal review by DCA prior to filing the regulation with OAL.

The Board will be revisiting the Disciplinary Guidelines/Uniform Standards language at the telephonic meeting later this month in an effort to submit the Uniform Standards proposed language by splitting the documents. The Hearing Aid Dispenser Advertising regulation will be reviewed by Ms. Pruden to locate First Amendment violations and will be brought back to the Board for approval.

a. Administration Update

The Board is recruiting a licensing analyst to assist with the processing of speech and audiology applications. The positions the Board requested through Budget Change Proposals (BCP) were denied.

b. Budget Report

The Board is expecting to expend most of its budget for the 2016/2017 fiscal year. The Board will be watching its expenditures throughout the year.

c. Licensing Report

Mr. Sanchez commended Tim Yang and Francisco Del Pozo on their hard work for exceeding licensing timeframe goals.

d. Practical Examination Report

The Board held its last practical examination of the calendar year on October 29, 2016. The examination stations are worked by licensed hearing aid dispensers and dispensing audiologists in an effort to make the examination process as fair as possible. The Board has been looking at locations in southern California to hold the practical examination.

e. Enforcement Report

The Board has received approximately the same number of complaints and convictions this calendar year as it received in calendar year 2015. The Board is underfunded in the area of enforcement. However, there are measures in place so the Board does not overextend itself in this area. Staff will look to give separate AuD, Dispensing Audiology (DAU), and SLP enforcement statistics in the future.

f. Strategic Plan Update

The Board has completed eight of the objectives listed in the Strategic Plan. The Board will receive status updates on the Strategic Plan in the future.

7. Update on Speech-Language Pathology Statewide Issues on Variable Term Waivers

Ms. Parker updated the Board on the Variable Term Waiver (VTW) conference call between Ms. Parker, the Council on Teacher Credentialing (CTC) and California Department of Education (CDE). There will be a one page summary that will go out on CDE letterhead to ensure the school districts follow the procedures when employing those individuals working under the VTW. Additionally, the definition of a Speech-Language Pathology Assistant (SLPA) will be included so the schools understand a SLPA's training, allowable job tasks, and their supervision requirement.

8. Discussion and Possible Action on drafting and issuing a Consumer Hearing Aid Fact Sheet

Mr. Sanchez updated the Board on the need for information, AB 1950, and publishing a consumer fact sheet. Distribution of the fact sheet was addressed. Making the fact sheet available on the website was discussed, in addition to, not making the distribution a mandatory requirement for those who fit and sell hearing aids. Mr. Raggio drafted a fact sheet and received suggestions by the Board on information to

include as well as limiting the fact sheet to one page. Ms. Raggio will continue to work on the fact sheet and bring it back to for discussion at the February 2017 Board meeting.

9. Update on AB 2317 (California State University: Doctor of Audiology degrees)

Ms. Raggio reported that AB 2317 was signed into law in late 2016. She informed the Board that without Mr. Sanchez's contributions at the meetings and testimony during the legislative sessions she does not believe we would not have gotten this far. The California State University Chancellor will be putting together a task force to begin development of CSU programs. The timeframe of the programs beginning is unknown at this time; however, some programs have the resources to offer classes by the fall of 2018. Additionally, tentative budget reports show these programs will run in the black from year one.

10. Report on the Annual Conference of the National Council of State Board of Examiners

Ms. Grimes reported that the most interesting topic she heard at the Annual Conference of the National Council of State Board of Examiners (NCSB) conference was a presentation by a representative of the National Center for Interstate Compacts (NCIC) about interstate compacts and how they can facilitate licensure portability. The NCSB is forming a task force to look at the issue in greater depth. The Board recommends Mr. Sanchez attend the next meeting which will be held in New Orleans, Louisiana and will add voting to send him to the conference to the agenda of the next Board meeting.

11. Discussion on the President's Council of Advisors on Science and Technology Report: Aging America and Hearing Loss: Imperative of Improved Hearing Technologies

Ms. Grimes noted the President's Council of Advisors on Science and Technology (PCAST) report was sent to the President in October 2015 and recommends changes to the way older Americans with age related hearing loss access hearing care. Ms. Grimes opined that if the recommendations in the report are adopted it will change how we handle hearing aids on this Board. The Board discussed the changes the recommendations will bring about and how they will affect licensees, such as, providing a copy of the hearing test at no additional cost to the consumer. The Board was reminded that the recommendations by PCAST have not been implemented by the Federal Drug Administration or the Federal Trade Commission.

12. Future Agenda Items and Future Board Meeting Dates

Future agenda items include: manufacturer continuing education, Audiology update, continuing education program overview, SLP/SLPA fact sheet, sending Mr. Sanchez to the NCSB conference, and the SLP topics of foreign-trained applicants, supervision, and aides.

- a. February 9-10, 2017 – Southern California
- b. May 11-12, 2017 – Bay Area
- c. August 10-11, 2017 – TBD
- d. November 9-10, 2017 - TBD

13. Adjournment

The meeting adjourned at 1:35 p.m.