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New Jersey Office of the Attorney General

Division of Consumer Affairs
Audiology and Speech-Language
Pathology Advisory Committee
124 Halsey Street, 6th Floor, Newark, NJ 07102



JOHN J. HOFFMAN
Acting Attorney General

ERIC T. KANEFSKY
Director

**PUBLIC SESSION MINUTES
SUSSEX CONFERENCE ROOM, 6TH FLOOR
NOVEMBER 21, 2013
124 HALSEY STREET
NEWARK, NJ 07105
9:00a.m.**

Mailing Address:
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Newark, NJ 07101
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ROLL CALL

PRESENT Nancy Schneider, Hilda Pressman, Dr. Gerard Caracciolo, Dr. Louis Conte (left at 12.40)

EXCUSED Anne Eckert, Aud.
Chetan S. Shah, M.D.

ABSENT Sharon Shinke Gardner

ALSO PRESENT Renee P. Clark, Executive Director
Carmen Rodriguez, DAG

CALL TO ORDER The regular bimonthly meeting of the Audiology and Speech-Language Pathology Advisory Committee was called to order at 124 Halsey Street at 9:00 a.m., all members having been notified of the time, date and place and materials pertinent hereto having been provided.

SUNSHINE LAW In compliance with Chapter 231 the Public Law of 1975, notice of this meeting was sent to the Courier-Post and the Record.

I MINUTES

A motion was made by Dr. Louis Conte seconded by Hilda Pressman to approve the September 19, 2013 Public Session Minutes as written. The motion carried by unanimous vote.

II REGULATORY ANALYST

- a. Charles Manning, Regulatory Analyst to discuss the waiver of continuing education requirements for first time renewal for new licensees.

The Committee determined that the regulatory analyst should draft regulations allowing for the waiver of continuing education requirements for first time licensees. Mr. Manning to craft regulations and return to committee for their approval.

- b. For Committee review, P.L. 2013 Chapter 49 in regards to applicants who served in the Armed Forces of the United States who do not meet all of the training, education and experience requirements for licensure.

Hilda Pressman made the motion that since the military does not provide education for audiologists or speech-language pathologists, no new regulations need be promulgated for this issue. Motion was seconded by Dr. Louis Conte and the motion carried by unanimous vote.

III NEW BUSINESS

- a. Inquiry submitted by Janet Deppe, Director, State Advocacy, Government Relations and Public Policy, American Speech-Language-Hearing Association in regards to changes to the Praxis Speech-Language Pathology exam requirements.

A motion made by Hilda Pressman to send Ms. Deppe a letter indicating the Committee has already proposed amendments to regulations to state no specific Praxis score is necessary for licensure and instead to state "passing the Praxis examination" is required for licensure. Although the regulatory change has not yet been adopted, the committee has already begun the process to make the change. Motion was seconded by Dr. Conte and the motion carried by unanimous vote.

IV CORRESPONDENCE

- a. The following submitted correspondence in regards to Speech Language Specialists issue:
 1. Nagassi Karee
 2. Allison Freeman
 3. Aron Rosenberg
 4. Jena Terranova
 5. Emily Kaufman
 6. Lindsay Domb
 7. Jenna Hennessy

- b. The following will appear to discuss the Committee's requirements in regards to the credit of clinical fellowship hours completed as a Speech Language Specialist without obtaining a Temporary License.

Amanda Sargenti, Dr. Shulman, Ms. Goldman and Dr. Tucker-Simpson to discuss issues relating to the clinical fellowship year and licensure.

1. Amanda Sargenti
2. Martin Shulman, Ph.D., Executive Director of School of Communication Disorders and Deafness at Kean University, Higher Education Committee for New Jersey Speech Language Hearing Association.
3. Sue Goldman, M.A., CCC-SLP
School Affairs of New Jersey Speech Language Hearing Association
4. Linda M. Tucker-Simpson, President, New Jersey Speech-Language and Hearing Association.

In response to all the letters submitted and all the discussion relating to Speech Language Specialists' Clinical Fellowship Year (CF) done in an exempt setting and Committee Licensure, a motion was made by Hilda Pressman to continue the policy that has been in place by the committee, to accept the CF hours done in an exempt setting, until a new regulation has been adopted. The motion was seconded by Dr. Caracciolo and the motion carried by unanimous vote.

A motion was made by Nancy Schneider seconded by Dr. Louis Conte to create a regulations sub Committee with Dr. Gerard Caracciolo and Hilda Pressman to look into changes in regulations. The motion carried by unanimous vote.

IV CORRESPONDENCE (cont.)

- c. Carol Anne Giordano, Manager of Quality Improvement Meridian at Home submits an inquiry in regards as to whether or not assessing vital signs if being instructed and deemed competent within the scope of practice of a speech language pathologist.

Hilda Pressman made a motion to send Ms. Giordano a letter indicating that assessing vital signs is not within the scope of practice of a speech-language pathologist. The motion was seconded by Dr. Caracciolo and the motion carried by unanimous vote.

- d. Sarah Santana submits correspondence in regards to the new, New Jersey state licensure requirements and the newly required temporary license/supervised hours.

Motion was made by Hilda Pressman to send Ms. Santana a letter indicating the Committee has determined to continue the policy that had been in place previously, to accept the CF hours done in an exempt setting until a new regulation has been adopted. Motion was seconded by Dr. Caracciolo and the motion carried by unanimous vote.

- e. Bess Shapiro submits correspondence as to whether she can complete her CF while working for a teletherapy company working with students from another state, from her home in New Jersey.

A motion was made by Hilda Pressman to send Ms. Shapiro a letter requesting the following information:

1. Name of the company and of her potential supervisor.
2. Is the potential supervisor licensed in New Jersey?
3. Will the potential supervisor be present for all sessions?
4. Will her Clinical Internship meet the standards of N.J.A.C. 13:44C-3.5 Requirements for clinical internship?

The Committee also indicated that they cannot give her any directions on working in another state, and she would have to contact the other state for further information. Motion was seconded by Dr. Caracciolo and the motion carried by unanimous vote.

V WEBSITE REVIEW

Committee Chair indicated previous website changes were not made, so instructed Executive Director to make previously requested changes.

VI FYI

- a. Letter sent to agencies in regards to Speech Language Specialists.

Reviewed for informational purposes.
- b. Kimberly J. Borgman complied with the terms of Settlement issued October 25, 2013.

Reviewed for informational purposes.

VII CORRESPONDENCE

- a. Aaron Rosenberg-submitted correspondence requesting information concerning the FEES regulation.

After review a motion was made by Hilda Pressman seconded by Dr. Gerard Caracciolo to send the following responses to Mr. Rosenberg's questions about the regulation on FEES N.J.A.C. 13:44C-7.2A:

1. A physician must be present in the facility, but not necessarily in the room, during an endoscopic examination.
2. A nurse can not take the place of the physician being available in the facility during an endoscopic examination.
3. Subsequent training in FEES is not acceptable; must follow regulation N.J.A.C. 14:44C-7.2A regarding performance of FEES.

The motion carried by unanimous vote.

- b. Naomi Gottesman submitted correspondence as to whether she can open her own LLC as a temporary licensee.

A motion made by Hilda Pressman seconded by Dr. Gerard Caracciolo to send Ms. Gottesman a letter indicating that as a Temporary licensee she cannot operate independently. She would have to hire a licensed speech language pathologist to operate the LLC and she cannot complete her clinical internship in her LLC. In addition, she must follow regulations and file a form with the director which notifies the committee who the person is that is running her LLC. The motion carried by unanimous vote.

VII ADJOURNMENT

A motion was made by Dr. Gerard Caracciolo seconded by Hilda Pressman to proceed to Executive Session, to hold an investigative inquiry, to consider and review advertisements, consumer complaints and other information received pursuant to the Committee's investigative authority in order to determine whether violations of law, including Board's regulations have occurred. The results of these deliberations will be made known when and if the Board determines to initiate disciplinary or other enforcement actions. If the Committee chooses to issue a Uniform Penalty Letter, the action will be taken in Public Session immediately after the Executive Session.

Respectfully submitted

Audiology and Speech-Language Pathology Advisory Committee

Renee P. Clark
Executive Director