

**STATE COMMITTEE OF EXAMINERS IN THE
FITTING AND DISPENSING OF HEARING INSTRUMENTS
REGULAR MEETING**

**Wednesday, May 28, 2008 11:00 a.m.
Department of State Health Services
Exchange Building, Room S-402
8407 Wall Street
Austin, Texas 78754**

Minutes

Members Present:

Rosemary Geraci, Professional Member
Audrey McDonald, Public Member
Richard Davila II, Professional Member
Ronald Ensweiler, Professional Member
Kenneth Haesly, Professional Member
Jerome Kosoy, M.D., Physician Member
Kenneth Earl, Professional Member
Melissa Rodriguez, Professional Member

Staff Present:

David Richards
Joyce Parsons
Stephen Mills
Jose Paiz

Guests

Ray Jones
Jennifer Riggs

Agenda item 1 was the call to order by Mr. Ensweiler at 11 am.

Agenda item 2 was introduction of members, staff, and guests.

Agenda item 3 was public comment. Ray Jones and Jennifer Riggs addressed the committee.

Agenda item 6 was discussion and possible action regarding the drafting and proposal of amendments to 22 Texas Administrative Code, Chapter 141, regarding licensure by reciprocity. Mr. Haesly addressed the committee regarding withdrawing this item from the agenda.

Agenda items 4 and 5 were considered jointly. Agenda item 4 was discussion and possible action regarding the Committee's analysis and decision-making regarding applications for licensure by reciprocity.

Agenda item 5 was discussion and possible action regarding guidelines for processing and evaluating applications for licensure by reciprocity. Mr. Haesly and Mr. Ensweiler provided a handout with recommended guidelines and the committee discussed extensively. A motion was made by Ms. Rodriguez to accept the guidelines effective immediately for the review and processing of reciprocity applications. The motion was seconded, discussed and passed with opposition.

Agenda item 7 was discussion and possible action regarding the application form and the application process for reciprocity. Ms. Parsons discussed the application forms. Mr. Haesly suggested they add or request information on applicant's education. Mr. Davila suggested that staff send the guidelines with the applications.

Agenda item 8 was discussion and possible action regarding reciprocity application of Nasrin Barati-Zadeh. A motion was made, seconded, and passed to deny the application since the applicant does not hold a license issued by another state or territory.

Agenda item 9 was discussion and possible action regarding reciprocity application of Roger A. Caldwell. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the practical examination and the 10-question written examination of Texas law and rules.

Agenda item 10 was discussion and possible action regarding reciprocity application of James A. Carlson. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the practical examination and the 10-question written examination of Texas law and rules.

Agenda item 11 was discussion and possible action regarding reciprocity application of Joel Cmiel. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the practical examination and the 10-question written examination of Texas law and rules.

Agenda item 12 was discussion and possible action regarding reciprocity application of Daryl Cox. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the practical examination and the 10-question written examination of Texas law and rules.

Agenda item 13 was discussion and possible action regarding reciprocity application of Stephen R. Flanagan. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the practical examination and the 10-question written examination of Texas law and rules.

Agenda item 14 was discussion and possible action regarding reciprocity application of Juliana Taylor. A motion was made, seconded, and passed with opposition to approve the application pending successful completion of the written and practical examinations.

Agenda item 15 was discussion and possible action regarding reciprocity application of Rachel Lingnau. Mr. Haesly made a motion that Ms. Lingnau should be referred to the State Board of Examiners for Speech-Language Pathology and Audiology for licensure as an audiologist under Texas Occupations Code, Chapter 401, as her current license is not as a dispenser, but as an audiologist. The motion was seconded and discussion ensued. In accordance with Government Code, Chapter 551.071, the committee

went into executive session at 2:30 p.m.. The committee resumed in open session at 2:40 p.m. Mr. Haesly withdrew the previous motion. Mr. Haesly made a motion to table the application of Ms. Lingnau. The motion was seconded and passed with opposition.

The committee chair announced that **agenda item 6** is being revisited at this time. Ms. Rodriguez made a motion that the committee move towards incorporating the guidelines which were approved under agenda items 4 and 5 into the rules at 25 Texas Administrative Code, Chapter 141.10. The motion was seconded and passed with opposition.

Agenda item 16 was announcements and committee member comments not requiring committee action.

Agenda item 17 was adjournment at 2:45 p.m.

Approved:

Committee President

Date