

STATE COMMITTEE OF EXAMINERS IN THE FITTING AND DISPENSING OF HEARING INSTRUMENTS

COMPLAINTS SUBCOMMITTEE MEETING
Wednesday, September 24, 2014, 10:00 a.m.
Texas Department of State Health Services
Exchange Building
8407 Wall Street, Room N-102
Austin, Texas 78754

MINUTES

Board Members Present

Benjamin Norris, Professional Member
Barbara Willy, Public Member
Amy Trost, Professional Member
Cindy Steinbart, Public Member

Staff Members Present

Stewart Myrick
Carol Miller
Robin Chapman
Michael De La Cruz

Guests Present

Adam Aseran
Craig Bryan
John Druley

Agenda Item 1 was call to order by Benjamin W. Norris at 10:00 a.m.

Agenda Item 2 was the introduction of members, staff, and guests.

Agenda Item 3 was to review, discuss and amend, as needed, and approve minutes of the complaints subcommittee meeting held on August 12, 2014. A motion was made by Amy Trost to approve the amended minutes. The motion was seconded by Cindy Steinbart and passed.

Agenda Item 4 was the consideration, discussion and possible action regarding the following pending complaints and any associated investigations:

Complaint # 1066-12-0015 was discussed. Amy Trost made a motion to table the complaint for additional information. The motion was seconded by Cindy Steinbart and passed.

Complaint # 1066-12-0019 was discussed. Cindy Steinbart made a motion to table this complaint for receipt for additional information. The motion was seconded by Barbara Willy and passed.

Complaint # 1066-14-0017 was discussed. Cindy Steinbart made a motion to close with no violation. The motion was seconded by Amy Trost and passed.

Complaint # 1066-14-0018 was discussed. Cindy Steinbart made a motion to close with no violation. The motion was seconded by Amy Trost and passed.

Complaint # 1066-14-0019 was discussed. Cindy Steinbart made a motion to table this complaint for receipt of additional information. The motion was seconded by Amy Trost and passed.

Complaint # 1066-14-0020. Amy Trost made a motion to close with no violation. The motion was seconded Barbara Willy and passed.

Agenda Item 5 was staff overview report, discussion and possible action concerning open complaints. Stewart Myrick gave the report.

Agenda Items 6 was Items for future consideration. There was none

Agenda Item 7 was adjournment. The meeting adjourned at 12:00 p.m.

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

Wednesday, September 24, 2014, 1:00 p.m.
Texas Department of State Health Services
Exchange Building
8407 Wall Street, Room N-102
Austin, Texas 78754

MINUTES

Board Members Present

Barbara Willy, Public Member
Amy Trost, Professional Member
William McCrae, Professional Member
Benjamin Norris, Professional Member
Jesus Rangel, Professional Member
Cindy Steinbart, Public Member
Gary Haun, Professional Member

Staff Present

Cindy Bourland
Carol Miller
Stewart Myrick
Alice Bradford
Michael De La Cruz
Robin Chapman

Agenda Item 1 was call to order. The meeting was called to order by William McCrae at 2:07 p.m.

Agenda Item 2 was the introduction of members, staff, and guests.

Agenda Item 3 was public comment. There was no public comment.

Agenda Item 4 was the review, discuss and amend as needed, and approve minutes from committee meeting held January 22, 2014. Amy Trost made a motion to accept attorney's recommendation for amended minutes. The motion was seconded by Gary Haun and passed.

Agenda Item 5 was the complaints Subcommittee report of its August 12, 2014 and September 24, 2014 meetings, including number of cases reviewed, cases closed, disciplinary action recommended, and related discussion and possible action concerning the report and the following pending complaints: 1066-13-0029, 1066-14-0011, 1066-14-0012; 1066-14-0013, 1066-14-0015, 1066-14-0016, 1066-12-0015, 1066-12-0019, 1066-14-0017; 1066-14-0018, 1066-14-0019, 1066-14-0020. The report was given by Benjamin Norris. Amy Trost made the motion to accept the report. The motion was seconded by Cindy Steinbart and passed.

Agenda Item 6 was the discussion and possible action regarding complaint #1066-13-0003. Amy Trost Made a motion to table agenda item 6. The motion was seconded by William McCrae and passed.

Agenda Item 7 was the discussion and possible action regarding complaint #1066-13-0021. Benjamin Norris made the motion to approve agreed order. The motion was seconded by Amy Trost and passed.

Agenda Item 8 was the discussion and possible action regarding report by PLCU exam staff concerning the licensure exam. Cindy Steinbart made a motion to adopt policy regarding limiting exam candidate to only take the written exam five times. The motion was seconded by Barbara Willy and passed.

Agenda item 9 was the discussion, deliberation, and possible action, including, without limitation, potential adoption, with respect to the following proposed amendments and new rules under 22 Texas Administrative Code, Chapter 141, published in the Texas Register on August 22, 2014, 39 Texas Register 6359-6365, and discussion, deliberation, and possible action regarding related comments received:

Proposed amendments to §§141.2, 141.3, 141.6, 141.9, 141.11, 141.13, 141.16, 141.17, 141.18, 141.20, and 141.28. Jesse Rangel made a motion to adopt the rules as proposed. The motion was seconded by Amy Trost and passed.

Proposed new joint rules with the State Board of Examiners for Speech-Language Pathology and Audiology, proposed in Chapter 141 as §141.30. Amy Trost made the motion to approve proposed new joint rules with the State Board of Examiners for Speech-Language Pathology and Audiology with revisions recommended by the attorney. The motion was seconded by Gary Haun and passed.

Proposed new §141.31. Jesse Rangel made a motion to adopt rules as proposed. The motion was seconded by Amy Trost and passed.

Agenda Item 10 was the discussion and possible action regarding meeting dates for 2015. The motion was made to accept meeting dates to be held on January 21, 2015, May 13, 2015 and September 23, 2015. The motion was seconded by Gary Haun and passed.

Agenda Item 11 was the discussion and possible action regarding election of the assistant presiding officer. Benjamin Norris made a motion to appoint Amy Trost as assistant presiding officer. The motion was seconded by Gary Haun and passed.

Agenda Item 12 was the committee Chair Report and Update concerning current challenges and accomplishments; interaction with stakeholders, state officials, and staff; subcommittee appointments and functions; workload of committee members; and general information regarding the routine functioning of the committee. William McCrae gave the report.

Agenda item 13 was the Executive Director's Report and Update concerning program operations; current and/or historical licensee statistics; media, legislative, and stakeholder contacts and concerns; and general information regarding the routine functioning of the licensure program. Stewart Myrick gave the report.

Agenda Item 14 was management Report and Update from the Professional Licensing and Certification Unit, Department of State Health Services, including program costs and revenue; status of rulemaking within the unit; legislative and media contacts and tracking; and general information regarding the routine functioning of the unit. Cindy Bourland gave the report.

Agenda item 15 was items for future consideration.

Agenda item 16 was adjournment. The meeting was adjourned at 4:45 p.m.