



MEMORANDUM

DATE	October 25, 2022
TO	Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board
FROM	Paul Sanchez, Executive Officer
SUBJECT	Agenda Item 7: Executive Officer Report

This report and the statistical information provided by staff is to update you on the current operations of the Board.

a) Administration Update

Board management and staff have been focused on the Business Modernization project and implementation of Apply Simply!, the Board's new online licensing system.

The Board experienced delays in backfilling the analyst position created by the Business Modernization project workload due to several administrative setbacks. We are in the process of reviewing applications to fill this position and hope to hold interviews within the next 2-4 weeks.

b) Outreach Update

On September 9-10, 2022, the Paul Sanchez and Dr. Marcia Raggio, Board Chair attended the California Academy of Audiology (CAA) Annual Conference in La Jolla, California. Together they provided a presentation to members of the CAA that included an overview of the Board and focused on the legislative and regulatory processes, and changes impacting the practice of audiology and hearing aid dispensing.

On October 3, 2022, the Paul Sanchez and Cherise Burns provided a presentation which included a demonstration of the Board's Apply Simply! online licensing system to the California Council of Academic Programs in Communication Sciences and Disorders. Most of the State's Communication Sciences and Disorders program directors were in attendance and were able to see the new application system and ask

questions. The Board's program vendors also participated in the meeting and provided technical assistance.

On October 14-15, the Paul Sanchez attended the National Council of State Boards of Examiners for Speech-Language Pathology and Audiology in Santa Fe, New Mexico. The Conference theme was, "Good Governance: Inclusion and Collaboration in the Regulation of Audiology and Speech-Language Pathology." Topics included:

- Diversity, Equity, and Inclusion (in the regulatory space and with consumers)
- National Practitioner Databank Reporting
- Interstate Compact
- Over-the-Counter Hearing Aids
- State Information Exchange

There were about 13 states and one Canadian province in attendance. This conference would benefit from more states participating and providing a remote format since many of the speakers presented remotely. The interaction with other state boards was informative and the discussions on trends in other states was beneficial.

c) Budget Report

Included in your Board materials is the most recent Expenditure Projection Report (Item 7c). This report reflects fiscal activity through August 31, 2022 and is based on limited data provided by DCA's Budgets Office. Based on the limited data available to the Board, at this time, we are unable to provide a complete expenditure projection. The Board will work with the Budget's Office to track this information for planning and budgeting purposes.

Also included in your materials is the Board's current fund condition report. This report is a snapshot of the fund condition and will continue to be adjusted to reflect this year's complete revenue and expenditures.

d) Regulations Report

Below is a table with the Board's pending rulemaking files that are either going through the DCA Initial Review Process or already in the Official Rulemaking Process with the Office of Administrative Law. A separate detailed report (Agenda Item 17) is provided in your materials and will be discussed during the full Board meeting.

Rulemaking File	Final OAL Filing Date	Status	Comments
Required Professional Experience Direct Supervision Requirements and Tele-Supervision	8/4/2023	8/5/2022 – Initial 45-day comment period 6/13/2022 – Submitted for Agency review 4/5/2022 – Submitted for DCA review 5/17/2021 – Submitted for Legal review 5/14/2021 – Board approved language	Public comment period ends September 20, 2022
Notice to Consumer	9/8/2023	9/9/2022 – Initial 45-day comment period 8/15/2022 – Submitted for Agency review 8/9/2022 – Submitted for DCA review 3/24/2022 – Submitted for Legal review 2/25/2022 – Board approved language	Public comment period ends October 25, 2022
Uniform Standards Related to Substance-Abusing Licensees	9/29/2023	9/30/2022 – Initial 45-day comment period 9/12/2022 – Submitted for Agency review 8/22/2022 – Submitted for DCA review 3/24/2022 – Submitted for Legal review 8/13/2021 – Board approved language	Public comment period ends November 15, 2022
Fingerprinting Requirement		8/31/2022 – Submitted for Legal review 5/13/2022 – Board approved language	Board staff working with the DCA Budgets Office to develop the Economic and Fiscal Impact Statement
SLPA Academic and Program Requirements		10/18/2022 – Submitted for DCA review 8/19/2022 – Submitted for Legal review 8/12/2022 – Board approved language	
SLPA Supervision Requirements		8/18/2022 – Submitted for Legal review 5/13/2022 – Board approved language	

Rulemaking File	Final OAL Filing Date	Status	Comments
Examination Requirements for Hearing Aid Dispensers and Dispensing Audiologists		5/13/2022 – Board approved language	Board staff drafting regulatory documents
SLPA Application and Processing Times		8/12/2022 – Board approved language	Board staff drafting regulatory documents
SLP-AU CPD Requirements		8/12/2022 – Board approved language	Board staff drafting regulatory documents
HAD CE Requirements		8/12/2022 – Board approved language	Board staff drafting regulatory documents
Required Professional Experience Direct Supervision Requirements and Tele-Supervision	8/4/2023	8/5/2022 – Initial 45-day comment period 6/13/2022 – Submitted for Agency review 4/5/2022 – Submitted for DCA review 5/17/2021 – Submitted for Legal review 5/14/2021 – Board approved language	Public comment period ends September 20, 2022
Uniform Standards Related to Substance-Abusing Licensees		3/24/2022 – Submitted for Legal review 8/13/2021 – Board approved language	
Notice to Consumer		3/24/2022 – Submitted for Legal review 2/25/2022 – Board approved language	
SLPA Supervision Requirements		5/13/2022 – Board approved language	Board staff drafting regulatory documents
Examination Requirements for Hearing Aid Dispensers and Dispensing Audiologists		5/13/2022 – Board approved language	Board staff drafting regulatory documents

Rulemaking File	Final OAL Filing Date	Status	Comments
Fingerprinting Requirements		5/13/2022 – Board approved language	Board staff drafting regulatory documents

e) Licensing Report

The new online application system has been launched and applications for the below license types and qualification methods have been available since the end of September 2022:

- Required Professional Experience (RPE) Temporary license
 - Option #1 - Speech-Language Pathology
 - Option #1 Audiology
- Speech-Language Pathology license applications
 - Option #1 – RPE Qualification - Permanent Application
 - Option #2 - Equivalent Qualifications
 - Option #4 - Previously Licensed in California
- Audiology
 - Option #1 – RPE Qualification - Permanent Application

Licensing Cycle Times – The chart below provides a snapshot of Board’s current and past licensing processing times. Overall, application processing times are normal for this time of the year. Licensing staff have still been processing high volumes of paper applications while simultaneously developing, testing, and implementing the Apply Simply! new online application system. In addition, staff are in the process of development for the remaining license types for the Apply Simply! online application system that will be released later this Fall and at the end of January 2023. The Board’s processing timeframes are regularly updated on the Board’s website under the Applicant/Registrant Tab.

Licensing Cycle Times	10/1/21	2/1/22	5/1/22	8/1/22	Current
Speech-Language Pathologists (SLP) and Audiologists (AUD) Complete Licensing Applications	9 weeks	4 weeks	4 weeks	6 weeks	9 weeks
Review and Process SLP and AUD Supporting Licensing Documents	6 weeks	3 weeks	3 weeks	4 weeks	7 weeks
Review and Process RPE Applicant’s Verification Forms for Full Licensure	8 weeks	4 weeks	3 weeks	5 weeks	5 weeks

Licensing Cycle Times	10/1/21	2/1/22	5/1/22	8/1/22	Current
Hearing Aid Dispensers (HAD) Applications	Current	Current	3 weeks	4 weeks	8 weeks

f) Practical Examination Report

Practical examinations were conducted in July 22-23, 2022 and October 15, 2022. The October examination was scheduled to address the overflow of applicants for the year. We have not received the results yet for the October examination. The next practical examination will be held on November 18-19, 2022.

Below is a summary of results from the practical examination that was conducted in July 2022:

HAD Practical Examination Results for July 22-23, 2022					
Candidate Type	Number of Candidates	Passed	%	Failed	%
Applicants with Supervision (Temporary Trainee License)					
Hearing Aid Dispensers	25	20	80%	5	20%
Audiologists	5	2	40%	3	60%
Required Professional Experience Aide					
Applicants Licensed in Another State (Temporary License)					
Hearing Aid Dispenser	1	0	0%	1	100%
Audiologist					
Applicants without Supervision					
Hearing Aid Dispensers	7	6	86%	1	14%
Audiologists	3	2	67%	1	33%
Required Professional Experience					
Total Number of Candidates	41	30	73%	11	27%

g) Enforcement Report

The Board received 35 complaints and subsequent arrest notifications through the first quarter of the 2022-23 reporting year. During this same period the Board issued one (1) cease and desist letter.

There are currently nine (9) formal discipline cases pending with the Attorney General's Office. The Board is currently monitoring 18 probationers of which six (6) probationers

require drug or alcohol testing and five (5) are in a tolled status. Included in your Board materials (Item 7g) is the Board's statistical Enforcement report.

The following disciplinary actions have been adopted by the Board during the past 12 months:

Name	License No.	License Type	Case No.	Effective Date	Action Taken
Banaga, Ramon Rocello	SPA 3446	Speech-Language Pathology Assistant	11-2017-073	August 19, 2022	Revocation Stayed, Seven Years' Probation with Specified Terms and Conditions
Swanson, Robin	HA 3104	Hearing Aid Dispenser	D1-2012-98	July 28, 2022	Revocation of License
Arreola, Diana	SPA 5384	Speech-Language Pathology Assistant	11-2019-177	June 2, 2022	Voluntary Surrender of License
Brasier, Carley Amara Green	SP 20434	Speech-Language Pathologist	11-2018-222	May 28, 2022	Revocation Stayed, Five Years' Probation with Specified Terms and Conditions
Lilly, Alice Penelope	HA 8322	Hearing Aid Dispenser	1C-2018-168	May 6, 2022	Revocation Stayed, Three Years' Probation with Specified Terms and Conditions
Colbert, Michael	HA 5026	Hearing Aid Dispenser	1C-2018-081	May 1, 2022	Voluntary Surrender of License
Long, Wayne Erwin	HA 7793	Hearing Aid Dispenser	1C-2017-019	December 3, 2021	Revocation of License
Lindahl, Holli Jolette	SPA 1981	Speech-Language Pathologist	11-2019-154	December 2, 2021	Revocation of License

Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board - 0376

FY 2022-23 BUDGET REPORT

October 28, 2022 Board Meeting

FM 2

OBJECT DESCRIPTION	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2022-23				
	ACTUAL EXPENDITURES (MONTH 13)	ACTUAL EXPENDITURES (MONTH 13)	ACTUAL EXPENDITURES (MONTH 13)	ACTUAL EXPENDITURES (Prelim FM13)	ACTUAL EXPENDITURES (Prelim FM13)	GOVERNOR'S BUDGET 2021-22	CURRENT YEAR EXPENDITURES 08.31.2022	PERCENT SPENT	PROJECTIONS TO YEAR END	UNENCUMBERED BALANCE
PERSONNEL SERVICES										
Salary & Wages (Staff)	478,930	525,967	601,545	599,726	746,598	724,000	133,361	18%	724,000	0
Statutory Exempt (EO)	91,296	94,944	98,268	92,318	106,164	82,000	17,837	22%	82,000	0
Temp Help	8,446	224	64,729	38,449	57,039	1,000	4,662	466%	1,000	0
Board Member Per Diem	5,100	4,700	4,600	1,700	5,100	6,000	0	0%	6,000	0
Overtime/Flex Elect	19,003	36,663	55,901	54,620	67,286	5,000	8,161	163%	5,000	0
Staff Benefits	309,624	332,488	434,247	418,932	489,282	446,000	89,680	20%	446,000	0
TOTALS, PERSONNEL SVC	912,400	994,986	1,259,290	1,205,746	1,471,470	1,264,000	253,701	20%	1,264,000	0
OPERATING EXPENSE AND EQUIPMENT										
General Expense	42,122	34,923	48,858	67,144	74,273	68,000	230	0%	68,000	0
Sched. Reimb. - Fingerprints	(31,000)	(33,143)	(31,000)	(45,276)	(38,252)	28,000	0	0%	28,000	0
Printing	9,772	10,587	11,227	19,251	40,231	28,000	0	0%	28,000	0
Communication	6,228	5,986	7,072	7,482	3,518	21,000	128	1%	21,000	0
Postage	25,482	19,259	7,155	1,725	6,407	12,000	473	4%	12,000	0
Insurance	20	4,040	25	158	22	0	0	0%	0	0
Travel In State	15,163	5,210	13,115	9,148	11,088	30,000	0	0%	30,000	0
Training	0	0	7,088	0	175	9,000	0	0%	9,000	0
Facilities Operations	73,447	86,769	101,321	82,568	126,495	99,000	11,004	11%	99,000	0
C & P Services - Interdept.	38	49	52	70	82	24,000	0	0%	24,000	0
Attorney General	133,121	112,665	156,882	298,782	200,014	143,000	0	0%	143,000	0
Office Admin. Hearings	45,135	37,170	8,025	128,785	38,496	22,000	0	0%	22,000	0
C & P Services - External	82,277	71,696	73,529	79,957	64,415	70,000	2,095	3%	70,000	0
DCA Pro Rata	339,000	392,000	367,221	355,665	463,371	430,000	110,500	26%	430,000	0
DOI - Investigations	153,000	200,000	200,908	32,198	96,124	66,000	16,500	25%	66,000	0
Interagency Services	0	0	0	2,196	118	29,000	0	0%	29,000	0
IA w/ OPES	0	500	67,039	24,264	47,009	60,000	0	0%	60,000	0
Consolidated Data Center	3,258	195	4,971	14,553	20,198	17,000	1,459	9%	17,000	0
Information Technology	1,240	2,013	431	5,210	4,171	29,000	0	0%	29,000	0
Equipment	3,220	0	15,400	30,670	1,193	12,000	0	0%	12,000	0
Other Items of Expense		0	113,356	2,553	1,746	0	0	0%	0	0
TOTALS, OE&E	1,001,524	1,199,919	1,172,675	1,117,103	1,194,721	1,169,000	1,219,664	104%	1,169,000	0
TOTAL EXPENSE	1,913,924	2,194,905	2,431,965	2,322,849	2,666,191	2,433,000	1,473,365	61%	2,433,000	0
SURPLUS/(DEFICIT):										0.00%

0376 - Speech-Language Pathology and Audiology and Hearing Aid Dispensers Fund Analysis of Fund Condition (Dollars in Thousands)

Prepared 10.17.22

2022-23 Budget Act

	PY 2021-22	CY 2022-23	BY 2023-24	BY +1 2024-25	BY +2 2025-26
BEGINNING BALANCE	\$ 1,545	\$ 1,239	\$ 1,552	\$ 1,814	\$ 2,005
Prior Year Adjustment	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Adjusted Beginning Balance	\$ 1,545	\$ 1,239	\$ 1,552	\$ 1,814	\$ 2,005
REVENUES, TRANSFERS AND OTHER ADJUSTMENTS					
Revenues					
4121200 - Delinquent fees	\$ 31	\$ 27	\$ 27	\$ 27	\$ 27
4127400 - Renewal fees	\$ 2,001	\$ 2,289	\$ 2,289	\$ 2,289	\$ 2,289
4129200 - Other regulatory fees	\$ 73	\$ 36	\$ 36	\$ 36	\$ 36
4129400 - Other regulatory licenses and permits	\$ 480	\$ 529	\$ 529	\$ 529	\$ 529
4163000 - Income from surplus money investments	\$ 6	\$ 6	\$ 27	\$ 30	\$ 31
4171400 - Escheat of unclaimed checks and warrants	\$ 3	\$ 8	\$ 8	\$ 8	\$ 8
4172500 - Miscellaneous revenues	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Totals, Revenues	\$ 2,594	\$ 2,895	\$ 2,916	\$ 2,919	\$ 2,920
Totals, Transfers and Other Adjustments	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
TOTALS, REVENUES, TRANSFERS AND OTHER ADJUSTMENTS	\$ 2,594	\$ 2,895	\$ 2,916	\$ 2,919	\$ 2,920
TOTAL RESOURCES	\$ 4,139	\$ 4,134	\$ 4,468	\$ 4,733	\$ 4,925
Expenditures:					
1111 Department of Consumer Affairs Regulatory Boards, Bureaus, Divisions (State Operations)	\$ 2,622	\$ 2,400	\$ 2,472	\$ 2,546	\$ 2,623
Chapter 16, Statutes of 2020 (AB 84)	\$ 82	\$ 0	\$ 0	\$ 0	\$ 0
9892 Supplemental Pension Payments (State Operations)	\$ 38	\$ 38	\$ 38	\$ 38	\$ 38
9900 Statewide General Administrative Expenditures (Pro Rata) (State Operations)	\$ 158	\$ 144	\$ 144	\$ 144	\$ 144
TOTALS, EXPENDITURES AND EXPENDITURE ADJUSTMENTS	\$ 2,900	\$ 2,582	\$ 2,654	\$ 2,728	\$ 2,805
FUND BALANCE					
Reserve for economic uncertainties	\$ 1,239	\$ 1,552	\$ 1,814	\$ 2,005	\$ 2,120
Months in Reserve	5.8	7.0	8.0	8.8	9.1

NOTES:

Assumes workload and revenue projections are realized in BY +1 and ongoing.

Expenditure growth projected at 3% beginning BY +1.

Expenditures General Salary 4.55% increase.

Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board

LICENSES ISSUED	FY	FY	FY	FY	FY	FY	FY	FY
	15/16	16/17	17/18	18/19	19/20	20/21	21/22	22/23
								QTR 1
AU	48	53	77	63	63	71	79	28
DAU	26	24	30	35	31	23	28	12
AUT	0	0	2	4	3	1	4	0
SLP	1,352	1,457	1,482	1,446	1,444	1,621	1,782	444
SPT	0	0	0	0	0	0	1	0
SLPA	606	501	558	602	615	505	649	253
RPE	834	897	945	977	1,059	1,039	1,177	419
AIDE	44	44	33	32	44	22	44	26
PDP	22	21	20	15	5	13	14	7
HAD Permanent	140	120	137	135	95	55	108	30
HAD Trainee	180	152	169	156	116	93	124	36
HAD Licensed in Another State	16	16	20	17	12	11	22	3
HAD Branch	407	315	341	333	312	249	263	38
TOTAL LICENSES ISSUED	3,675	3,600	3,814	3,815	3,799	3,703	4,295	1,296

LICENSEE POPULATION	FY	FY	FY	FY	FY	FY	FY	FY
	15/16	16/17	17/18	18/19	19/20	20/21	21/22	21/22
								QTR 1*
AU	556	698	720	831	837	830	869	871
DAU	1,045	1,211	1,246	1,334	1,384	1,375	1,416	1,435
<i>Both License Types</i>	<i>1,601</i>	<i>1,909</i>	<i>1,966</i>	<i>2,165</i>	<i>2,221</i>	<i>2,205</i>	<i>2,285</i>	<i>2,306</i>
AUT	0	0	2	4	7	8	8	8
SLP	14,860	18,024	19,161	21,374	22,527	23,309	24,894	25,186
SPT	0	0	0	0	0	0	1	0
SLPA	2,795	3,752	4,118	4,822	5,297	5,538	5,962	6,081
RPE	806	1,174	1,232	1,364	1,595	1,626	1,740	1,839
AIDE	133	235	216	245	273	290	306	305
PDP	160	174	177	178	165	160	152	155
HAD Permanent	996	1,179	1,266	1,380	1,407	1,398	1,439	1,446
HAD Trainees	158	238	204	214	237	243	267	267
HAD Licensed in Another State	18	18	28	31	42	47	66	65
HAD Branch Office	963	1,409	1,297	1,347	1,401	1,411	1,429	1,381
TOTAL LICENSEES	22,490	28,112	29,667	33,124	35,172	36,235	38,549	39,039

* Data as of October 17, 2022

Legend:

AU = Audiologist

DAU = Dispensing Audiologist

AUT = Audiologist Temporary

HAD = Hearing Aid Dispenser

RPE = Required Professional Experience

PDP = Continuing Professional Development Assistant

SLP = Speech-Language Pathologist

SPT = Speech-Language Pathologist Temporary

SLPA = Speech-Language Pathology

Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board Enforcement Report

COMPLAINTS AND CONVICTIONS	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Complaints Received	329	158	164	91	79	24
Convictions Received	128	124	103	45	48	11
Average Days to Intake	2	1	1	5	7	5
Closed	10	5	17	2	0	0
Pending	1	1	1	6	0	0

INVESTIGATIONS	Desk	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Assigned		446	273	260	131	131	35
Closed		388	188	189	193	178	28
Average Days to Complete		102	148	222	380	598	279
Pending		126	198	260	198	132	139

INVESTIGATIONS	DOI	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Assigned		17	13	9	0	1	0
Closed		19	12	10	8	6	0
Average Days to Complete		462	752	770	839	1,409	0
Pending		19	20	19	11	2	2

ALL TYPES OF INVESTIGATIONS	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Closed w/o Discipline Referral	386	183	181	187	178	25
Cycle Time - No Discipline	115	184	251	368	491	266

CITATIONS/CEASE & DESIST	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Citations Issued	26	16	11	6	7	0
Avg Days to Citation & Fine	82	155	336	429	1,138	0
Cease & Desist Letters Issued	3	1	0	2	0	1

ATTORNEY GENERAL CASES	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Pending at the AG	22	21	23	21	10	9
Accusations Filed	5	4	8	8	5	1
Statement of Issue (SOI) Filed	2	5	1	2	0	0
Accusation Withdrawn, Dismissed, Declined	4	3	1	0	1	2
SOI Withdrawn, Dismissed, Declined	0	4	1	0	0	0
Average Days to Discipline	780	1,741	824	2,245	1,362	1,850

**Speech-Language Pathology & Audiology & Hearing Aid Dispensers Board
Enforcement Report**

ATTORNEY GENERAL FINAL OUTCOME	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-21	FY 2021-22	FY 2021-22 Q1
Probation Only	4	4	5	1	1	1
Surrender of License	3	1	3	3	2	0
License Denied (SOI)	3	2	1	0	1	0
Suspension & Probation	0	1	0	0	2	0
Revocation-No Stay of Order	3	1	3	2	4	0
Public Reprimand/Reproval	1	0	0	0	0	0

Note: All data provided uses complaint open date as the start to any "Days to" data provided in this report.