

**OFFICIAL BOARD MINUTES FOR March 26, 2015  
TELECONFERENCE**

**MEMBERS PRESENT:** Brittany Schmidt, President  
Jane Heinemeyer, Vice-President  
Shirley Hauge, Member  
Kristin Gohn, Member  
Connie Tucker, Lay Member

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Carol Tellinghuisen, Executive Secretary  
Paula Spargur, Executive Assistant  
Ann Mines, Assistant Attorney General  
Tom Harmon  
Jerry Aberlee

President Schmidt called the meeting to order at 9:31 AM CT.

**CORRECTIONS OR ADDITIONS TO THE AGENDA:** Tellinghuisen requested to add discussion on attending the National Council of State Boards of Examiners (NCSB) October meeting.

**APPROVAL OF THE MINUTES:** Heinemeyer moved and Tucker seconded to approve the minutes from January 7, 2015. Motion carried by unanimous vote.

**FY FINANCIAL UPDATE:** Spargur reported fiscal year to date figures as of January 31, 2015: year to date revenue of \$9,138.98; expenditures of \$20,122.95 and cash balance of \$61,815.88.

**LIAISON FOR THE SDSLHA – JOHN BURKE:** John Burke is a member of the South Dakota Speech Language and Hearing Association and will be working as the liaison for the Board. He asked the Board to contact him if assistance was needed from the Association.

**QUESTION REGARDING SDCL 13-42-9:** Attorney Tom Harmon who represents 15-20 school districts requested the Board review SDCL 13-42-9 and consider adopting something similar. Tellinghuisen voiced concerns about the appropriateness of a licensure board getting involved with contract negotiations as that is not the board's function and it was not a "protection of the public" issue. Tellinghuisen suggested the Board check with the National Association to see if other licensure boards get involved with disciplining licensees for breaking contracts. Tellinghuisen stated there is a difference between a license and a certificate.

**SPEECH LANGUAGE PATHOLOGY  
March 26, 2015**

Schmidt explained the difference in South Dakota between the original DOE certificate and the current license. Licensure is required for all Speech Language Pathologists not just educators. The educators do have the option to retain their certificate with the Department of Education; however licensure is required for all Speech-Language Pathologists.

The Board agreed to see if there is precedence in other states on this. Harmon asked the Board if they would not support this legislation would they support requiring certificates of all those in education. Jerry Aberlee stated he would not support this legislation but would support having a dual certificate and licensure for those in education. The Board will research the proposal and provide the information at the next scheduled meeting.

**NORTH CAROLINA US SUPREME COURT CASE:** Mines explained the North Carolina US Supreme Court Case to the Board and the impact it could have on Regulatory Boards. There were two factors that played a large role; clearly articulated state policy and active supervision by the state. The overall concern is that board members naturally have a private interest. In South Dakota members are appointed by the Governor instead of elected by the Association as in North Carolina. This is a good reminder to all board members that their role is protection of the public. If any additional information comes down from this case the information will be relayed to the board.

**EXECUTIVE SECRETARY CONTRACT:** Tellinghuisen requested the Executive Secretary contract be renewed with a 2% increase. Gohn moved and Heinemeyer seconded to approve the increase. Motion carried by unanimous vote.

**NCSB:** The Board discussed attending the National Council of State Boards of Examiners (NCSB) October meeting. The Board agreed to send a staff and/or board member .

**SCHEDULE NEXT MEETING:** The next meeting was tentatively scheduled for May 14, 2015 at 9:30 AM CT/8:30 AM MT. Hauge moved and Heinemeyer seconded to adjourn the meeting. Motion carried by unanimous vote. Meeting adjourned at 10:23 AM CT.

Respectfully submitted,

Carol Tellinghuisen  
Executive Secretary