



## South Dakota Board of Examiners for Speech-Language Pathology

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### DRAFT OFFICIAL BOARD MINUTES FOR January 17, 2020 TELECONFERENCE

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

**MEMBERS ABSENT:** None

**OTHERS PRESENT:** Carol Tellinghuisen, Executive Secretary  
Jill Lesselyoung, Executive Assistant  
Sarah Larson, Assistant Attorney General  
Jennifer Schultz, SDSLHA  
Tiffany Trask, SDSLHA

**CALL TO ORDER/WELCOME AND INTRODUCTIONS:** President Schmidt called the meeting to order at 8:33AM MDT. Schmidt welcomed the new legal counsel for the Board, Sarah Larson, Assistant Attorney General and the public members in attendance.

**ROLL CALL:** Schmidt requested Lesselyoung to call the roll. Schmidt, yes; Heinemeyer, yes; Hauge, yes; Protexter, yes; Tucker, yes. A quorum was present.

**CORRECTIONS OR ADDITIONS TO THE AGENDA:** None

**APPROVAL OF THE AGENDA:** Heinemeyer made a motion to approve the agenda. Hauge seconded the motion. **MOTION PASSED** by roll call vote. Schmidt, yes; Heinemeyer, yes; Hauge, yes; Protexter, yes; Tucker, yes.

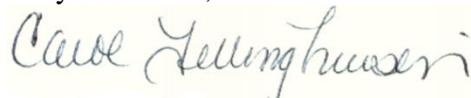
**PUBLIC TESTIMONY/PUBLIC COMMENT PERIOD:** Schmidt call for any public comments. Public comments are limited to five minutes. Tellinghuisen advised that if most of the participants are attending for

agenda item six they could also talk at that time. There were no public comments.

**AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY INTERSTATE COMPACT:** Schmidt advised all members were asked to review the information on the compact. She advised it is designed for ease and portability and the privilege to practice in compact states. Tellinghuisen asked Schultz to go ahead and present to the Board. Schultz advised the association had passed a resolution to introduce legislation this session to pass the compact in SD. The association wants to make sure the efforts are collaborative. She supports SD to be an early adopter which would allow South Dakota to have a voice in drafting the rules, fees and when the background checks have to be completed. She advised Wyoming and Nebraska are introducing legislation this year. Protexter advised she had not been aware of the compact previously and seems like it is moving quickly. Schultz advised the association had sent surveys and posting to the Facebook site. Heinemeyer applauded Schultz for her efforts but feels rushed and even though it seems great was nervous regarding unforeseen consequences. Hauge advises it feels it would benefit the profession and support underserved areas. Schmidt advised she was concerned on the shortage of practitioners as well however questioned how it will assist the shortage as the licensure process in SD is easy. Tellinghuisen advised it is easy to get licensed in SD and questioned if the background checks would slow down the process. We need to see how the background check process works from some of the larger boards and make sure we don't have unintended consequences. Schultz advised most of the practitioners are employed by school systems and have already completed the required background checks. Heinemeyer questioned if the practitioners already licensed could be grandfathered in. Schultz advised it would be up to the commissioners drafting the rules and most states are not currently doing the background checks. Tellinghuisen questioned if we would have to go to the legislature every year to amend rules to be in compliance. Hauge understood that state law would supersede the compact rules. Tellinghuisen and Schmidt voiced concerns on the unknown fees. Tellinghuisen advised it would require legislation to implement a privilege to practice fee. Tellinghuisen advised the current administration is in favor of compacts and asked what we could do to support to make it work. Tucker questioned if we joined and found out later it was too hard with the fees how much work would it be to exit. Tellinghuisen advised it would require legislation to exit. Tellinghuisen advised if the Board votes to accept it will go the DOH for consideration. Schultz advised the unknowns would remain unknown for a period of time and if the Board voted to accept it would be in a holding pattern until ten states have approved. Hauge made a motion to support. Tucker seconded the motion. Discussion was held. Schmidt advised the Board's cash balance could easily be depleted with one difficult complaint and has concerns on the fees to join and maintain. She questioned Schultz on how the fees would work for the smaller states. Schultz advised it is unknown and legislation may dictate that states may charge a fee but doesn't say they have to. Following discussion, Tucker amended her second to table the vote to another meeting. **MOTION PASSED** by roll call vote. Schmidt, yes; Heinemeyer, no; Hauge, yes; Protexter, yes; Tucker, yes. Another meeting will be set for further discussion and the vote.

The meeting was adjourned 9:45AM.

Respectfully submitted,



Carol Tellinghuisen  
Executive Secretary

1-27-1.17. Draft minutes of public meeting to be available--Exceptions--Violation as misdemeanor. The unapproved, draft minutes of any public meeting held pursuant to § 1-25-1 that are required to be kept by law shall be available for inspection by any person within ten business days after the meeting. However, this section does not apply if an audio or video recording of the meeting is available to the public on the governing body's website within five business days after the meeting. A violation of this section is a Class 2 misdemeanor. However, the provisions of this section do not apply to draft minutes of contested case proceedings held in accordance with the provisions of chapter 1-26.

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