

**KENTUCKY LICENSING BOARD OF HEARING INSTRUMENT SPECIALISTS  
BOARD MEETING MINUTES**

**August 6, 2009  
2:00 p.m.**

A regular Board meeting of the Kentucky Licensing Board for Specialists in Hearing Instruments was held at the Division of Occupations and Professions in Frankfort, Kentucky on August 6, 2009.

**BOARD MEMBERS PRESENT**

Steve Clark  
Charlie Robinette  
Mike Stone  
Brian Schreiner  
Arthur Azar  
Dr. William Brown

**OCCUPATIONS & PROFESSIONS STAFF**

Barbara Rucker

**BOARD MEMBERS NOT PRESENT**

Greg Osetinsky, M.D  
Gerry Gordon-Brown  
Lisa Brown

Mark Brengelman – Assistant Attorney General  
Board Counsel

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**CALL TO ORDER**

Mr. Clark called the meeting to order at 2:35 p.m.

**APPROVAL OF MINUTES**

Dr. Brown made a motion to approve the minutes from the June 5, 2009 Board meeting. Mr. Robinette seconded the motion. The motion carried.

**FINANCIAL STATEMENT**

Following review of the financial statement, Mr. Robinette made a motion to accept it as submitted. Mr. Stone seconded the motion. The motion carried.

**DIRECTOR'S REPORT**

Ms. Rucker gave the director's report on behalf of Ms. Short. The Board as updated on the status of the database and website revisions.

**OLD BUSINESS**

Susan Ellis, Internal Policy Analyst with the Office of Occupations and Professions, was asked to gather information regarding an umbrella policy for the Board to enter into with an insurance carrier to cover consumers if a licensee did not issue a refund as directed by law. She will report her findings to the Board at their October meeting.

Exam revisions will continue. It is their Board's hope that the revised exams will be administered to exam candidates during the December 4, 2009 exams.

Mr. Brengelman presented the Board with suggested language related to clarifying the continuing education requirements in 201 KAR 7:075. Following review, amendments, and discussion, Mr. Stone made a motion that Mr. Brengelman incorporate the amendments and file the regulation. Mr. Robinette seconded the motion. The motion carried.

Mr. Clark reported that he had reviewed correspondence from the Hearing Aid Academy, LLC related to an exam preparation course they were offering. Ms. Kyler was asked to send a response to them stating that it appeared to be a comprehensive training course however, it would not be considered continuing education nor would it fulfill the provision allowed in KRS 334.090(7) of the satisfactory completion of a course in the selling of fitting of hearing instruments in order to skip apprentice training stages I and II.

**NEW BUSINESS**

The fact that Walgreens was selling hearing enhancement products without a license was discussed. It was the interpretation of the Board's legal counsel, Mr. Brengelman, that the law did not prevent them from doing so as they were not testing and fitting the hearing instrument.

Mr. Azar reported that his apprentice, Ms. Linda Staggs, had been in a serious automobile accident. Ms. Staggs is scheduled to sit for licensure exam on August 7, 2009. He asked that her inability to test not be counted against her as a "no show" or "fail." Mr. Brown made a motion to grant that request. Mr. Stone seconded the motion. The motion carried. Mr. Azar recused from voting on the matter.

### **COMPLAINTS**

The following recommendations were made by the complaint committee.

06-031 – Dismissed  
09-001 – Ongoing  
09-007 – Notice of Hearing and Formal Charges Filed  
09-008 – Dismissed  
09-009 – Dismissed  
09-010 – Ongoing  
09-011A – Referred to KBI for Investigation  
09-011B – Referred to KBI for Investigation  
09-012A – Referred to KBI for Investigation  
09-012B – Referred to KBI for Investigation  
09-013 – Dismissed  
09-014 – Ongoing  
09-014A – Ongoing  
09-015 - Ongoing

Mr. Azar seconded the motion. The motion carried.

### **APPLICATION REVIEW**

Mr. Robinette made a motion that the following applications be approved:

Melinda Allred under the sponsorship of Bruce Campagna  
Robert Ison under the sponsorship of Pamela Ison  
Carrie L. Parrett under the sponsorship of Ron Yonts  
Paula JoNell Winchester under the sponsorship of Carolyn Reeves  
Cora Young under the sponsorship of Vicky Durkin

Mr. Stone seconded the motion. The motion carried.

### **CONTINUING EDUCATION**

No applications for continuing education were submitted for review.

### **APPROVAL OF TRAVEL & PER DIEM**

Mr. Schreiner made a motion to approve the travel and per diem. The motion was seconded by Mr. Robinette. The motion carried.

### **NEXT MEETING**

Next Board meeting is scheduled for October 23, 2009. Complaint Committee will meet at 1:00 p.m. Board meeting will meet at 2:00 p.m.

### **ADJOURNMENT**

Having no further business before the Board, Mr. Schreiner made a motion that the meeting be adjourned at 4:10 p.m. The motion was seconded by Dr. Brown. The motion carried.

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Approved by Steve Clark  
Prepared by Carolyn Kyler, Board Administrator  
August 12, 2009