

ALABAMA BOARD OF EXAMINERS FOR SPEECH-LANGUAGE PATHOLOGY AND
 AUDIOLOGY
 ADMINISTRATIVE CODE

CHAPTER 870-X-4
 LICENSE RENEWAL/USE OF THE LICENSE

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870-X-4-.01 Expiration.

(1) Licenses expire on December 31st following their issuance or renewal, and are invalid thereafter unless renewed. The Board shall mail a notice to every person licensed under this Act giving the expiration date and renewal fee. The notice shall be mailed before December 1 to the licensee's last known address.

(2) A person who fails to renew the license within a period of two years after the date of its expiration may not renew it. It may not be restored or reissued. The license is revoked and may not be renewed or validated. Such person may apply for and obtain a new license if the requirements of this Act are met.

Author: David Savage, Lissa Van Doorn, Gina Murray, Martha Paxton

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870-X-4-.02 Renewal.

(1) Licenses must be renewed annually and the license renewal fee of \$100.00 must be paid to the Board on or before January 1 following their issuance or renewal. The license renewal application must include indication that the licensee has met continuing education requirements as specified in 870-X-4-.08.

(2) Checks drawn on insufficient funds or otherwise invalid must be replaced by certified bonds or a cashier's check. A service charge of \$30.00 will be levied upon licensee in reference to §13A-9-13.2, Code of Ala. 1975.

(3) The licensee is responsible for license renewal. It is also the responsibility of licensees to keep the Board informed of their current mailing addresses.

Author: David Savage, Denise P. Gibbs, Lissa Van Doorn, Gina Murray

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870-X-4-.03 Late Renewal.

(1) Failure to pay the renewal fee prior to January 1 following issuance or renewal will not deprive the licensee of the right to renew, but prohibits that individual from continuing to provide speech-language pathology and/or audiology services unless in an exempt situation. The individual will be subject to mandatory continuing education audit, and a late renewal penalty if the renewal fee is received after January 31. Any renewal fee paid after January 31 will be increased by \$20.00 for each month or fraction thereof that the payment is late up to a maximum of twice the current renewal fee.

(2) All licensees failing to respond to the second renewal notice by March 31 shall be placed on a delinquent list by the executive secretary and referred to the Credentials Review and Enforcement Committee.

Author: David Savage, Lissa Van Doorn, Gina Murray

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870-X-4-.04 Revocation For Failure To Renew (Repealed 11/29/00).

(Repealed)

Author: David Savage

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870-X-4-.05 **Inactive Status.**

(1) A person holding a valid license and not practicing may put the license in an inactive status by request to the Board, and by paying a fee of one-half (1/2) of the renewal fee. The renewal application must be received by the Board by January 31st.

(2) A license may be held inactive for a maximum period of two years following expiration date of a valid license, at which time notice shall be mailed to the licensee at the last known address. If the licensee fails to renew the license within 30 days of notice of the expiration of two years inactive status, it shall be revoked and becomes invalid. Any licensee wishing to renew thereafter may reapply to the Board. In applying for a new license, the individual must meet continuing education requirements as specified in 870-X-4-.08(b).

(3) An inactive licensee shall not accrue any penalty for late payment of the renewal fee that activates the license.

Author: Denise P. Gibbs, Richard Talbott

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870-X-4-.06 **Suspension And Revocation, Or Reprimand.**

The license of any person licensed by the Board may be suspended or revoked or a reprimand may be issued by the Board. The registration of a Clinical Fellow (CF), Fourth-Year Intern or a Speech-Language Pathology or Audiology Assistant may be suspended or revoked or a reprimand may be issued by the Board. The licensed supervisor of the CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant shall be responsible for the legal, ethical, and moral professional behavior of the registered CF, Fourth-Year Intern or Assistant. A second reprimand within a five-year period will be cause for revocation of a license. A license or registration may be suspended or revoked or a reprimand may be issued upon a finding by the Board that:

(1) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has been convicted of a felony in any court within the United States, if the acts for which the person has been convicted

are found by the Board to have a direct bearing on whether the person should be entrusted to serve the public as a speech-language pathologist or audiologist.

(2) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has been guilty of fraud or deceit in connection with services rendered as a speech-language pathologist or audiologist.

(3) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has aided or abetted a person, not a licensed speech-language pathologist or audiologist, in illegally representing such person as a speech-language pathologist or audiologist within this state.

(4) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has been grossly negligent in the practice of speech-language pathology and/or audiology.

(5) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has willfully violated any of the provisions of state law governing said licensee or any regulations adopted by the Board.

(6) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has been guilty of unprofessional conduct or violation of the Code of Ethics.

(7) The licensee or registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) has used fraud or deception in applying for a license.

(8) Any disciplinary violation by a licensee may be punished with a fine not to exceed \$1000.00 per violation. Any disciplinary violation by a registered clinician (CF, Fourth-Year Intern or Speech-Language Pathology or Audiology Assistant) may be punished with a fine not to exceed \$500.00 per violation. The Board has the authority to effect any legal proceedings necessary to enforce compliance of this rule.

Author: David Savage, Loie Sears, Denise P. Gibbs,

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870-X-4-.07 Replacement.

Application can be made to the Board for replacement of a license that has been lost, destroyed, or mutilated. A letter of request will serve as an application and it must be accompanied by a \$15.00 fee for replacement license.

Author: David Savage

Statutory Authority: Code of Ala. 1975, §§34-28A-1, et seq.

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870-X-4-.08 Mandatory Continuing Education.

(1) Continuing Education Requirements.

(b) Each licensee shall annually complete and report at least twelve (12) hours of continuing education. A minimum of ten (10) shall be in the area of licensure - Content Area I; one of the ten hours should be in the area of ethics; and a maximum of (2) may be in areas related to the profession of speech-language pathology or audiology - Content Area II, all which must contribute to professional competency of licensee. The Board shall not issue a renewal of a licensee's certificate of registration unless the licensee documents completion of twelve (12) hours of continuing education. The period for completion of the continuing education requirements shall be the period beginning January 1 and ending December 31 of each renewal period.

(b) Any speech-language pathologist or audiologist whose license has been placed on inactive status must obtain at least twelve (12) continuing education hours for each year of inactive status (refer to 870-X-4-.05 for inactive status) prior to license reactivation. These twelve (12) hours must be in compliance with the content area requirements.

(c) Any speech-language pathologist or audiologist whose license has been revoked due to failure to renew must demonstrate that they have obtained at least twelve (12) continuing education hours for each year during which the license was in revoked status in addition to the continuing education hours that were required for renewal at the time the license was revoked prior to the granting of a new license.

(d) Individuals with dual licenses in both speech-language pathology and audiology shall complete at least twenty-four (24) hours of continuing education on an annual basis as a

condition of licensure renewal. All twenty-four (24) required hours must meet the qualifying criteria specified. The required hours must be equally distributed between the two areas of speech-language pathology and audiology and must be completed in the twelve (12) month period beginning January 1 and ending December 31 of each renewal period. At the time of renewal, the licensee is required to specify the applicable area for each continuing education activity. Licensees with dual licenses should complete two of the 24 hours of continuing education in ethics.

(e) A single continuing education activity shall not apply to both areas of dual licensure.

(2) Record Keeping, Recording and Monitoring.

(a) It is the responsibility of each speech-language pathologist or audiologist to maintain and compile accurate records relating to all continuing education courses or activities attended and completed. It shall be the responsibility of each speech-language pathologist and audiologist to maintain the above described documentation and information pertaining to each renewal period for a period of five (5) years and this information shall be submitted on line or a form approved by and provided by the Alabama Board of Examiners for Speech Language Pathology and Audiology at the time of license renewal. The Board will not be responsible for maintaining the licensee's documentation of the continuing education hours.

(b) Each speech-language pathologist or audiologist must submit by December 31 (the time of annual license renewal) of each year evidence of satisfactory completion of the required hours of continuing education provided for in these rules. This information shall be submitted on a form provided by the Board or online. Upon receipt, the Board shall have the authority to review this information. Each speech language pathologist and audiologist will be notified that either (1) the requirements of these rules have been fulfilled (by automatic renewal of their license) or (2) that there are deficiencies resulting in noncompliance with rules and regulations relating to license renewal. Licensee with deficiencies will be notified that their license(s) may not be renewed until the noncompliance has been remedied in accordance with the rules relating to license renewal.

(c) Auditing. The Board requires documentation of continuing education for audit purposes. If a licensee fails to renew his/her license on time, this will result in an automatic audit. Each year 10% of all licensees will be randomly selected for audit of their continuing education hours. If it is determined that the speech-language pathologist or audiologist submitted false or misleading documentation to

ABESPA, such person may be subject to penalties outlined in Code of Ala. 1975, §34-28A-26.

(d) Each licensee shall certify by signature, electronic or otherwise, on his/her licensure renewal form, under penalty of perjury, that she/he has completed the required twelve (12) hours of continuing education, and that the continuing education obtained meets the qualifying criteria specified.

(e) Any speech-language pathologist or audiologist who receives notification that the license will not be renewed because of noncompliance with these rules will have until January 31 to remedy noncompliance/deficiencies, without penalty.

(f) If noncompliance/deficiencies are not remedied by February 28, the speech-language pathologist or audiologist has an additional thirty (30) days to appeal, in writing, to the Board. Upon the receipt of the written appeal, the Board may request the submission of additional information or records, or may require the speech-language pathologist or audiologist to appear before the Board in conjunction with the appeal. All applicable late renewal penalties apply during the appeal period.

(3) Extension. An extension to the Continuing Education submission/completion timelines may, at its sole discretion, be granted by the Board under the following:

(a) A written request including documentation and justification for the request per the conditions set forth herein, shall be submitted to the Board, by January 31. The speech-language pathologist or audiologist who seeks such an extension shall submit to the Board any additional documentation required by the Board to make a decision concerning the extension.

(b) Extensions shall be granted by the Board only when in their judgment some extraordinary circumstances beyond the control of the licensee could reasonably have prohibited, with a good faith effort on the part of said licensee, compliance with this requirement (e.g. extended illness; force majeure).

(c) When an extension is approved by the Board, a new date for compliance shall be specified by Board.

(d) All late renewal penalties apply until deficiencies are remedied.

(4) Criteria for Approval of Continuing Education.

(a) Continuing Education in Speech-Language Pathology and Audiology shall consist of a series of planned learning

experiences beyond the educational programs that have led to the degree that qualifies one for licensure. The licensee must participate in CEU activities of at least twelve (12) clock hours for each license period. A minimum of ten (10) of the required twelve (12) hours of continuing education must improve the professional clinical competency of the licensee in the area of licensure - Content Area I. A maximum of two (2) of the required twelve (12) hours can be in an area related to the area of licensure but must improve the professional competency of the licensee - Content Area II. Dual licensees must complete twenty-four (24) clock hours with a minimum of ten (10) hours in each discipline from Content Area I.

CONTENT AREA I:

1. Anatomic and physiologic bases for the normal development and of speech, language and hearing and balance
2. Physical bases and processes of the production and perception of speech, language and hearing
3. Linguistic and psycho-linguistic variables related to normal development and use of speech, language and hearing
4. Technological, biomedical, engineering and instrumentation information which would enable expansion of knowledge in the basic communication processes
5. Various types of disorders of communication, their manifestations, classification and cause
6. Evaluation skills, including procedures, techniques, and instrumentation for assessment
7. Principles in habilitation and rehabilitation of communication disorders
8. Principles in diagnosis and rehabilitation of balance and vestibular disorders
9. Ethical Practices
10. Any other professional competency area that is relevant to treatment and diagnosis.

CONTENT AREA II: (Must relate to the professional competency of Speech-Language Pathology and/or Audiology)

1. Regulations and implementation of federal and/or state regulated programs

2. Service delivery models
3. Administration for supervision issues
4. Related areas which interface with delivery of speech-language pathology and audiology services

(b) One (1) hour of continuing education credit shall be given for each clock hour of attendance

(c) Acceptable continuing education activities include, but are not limited to:

1. Workshops in the area of licensure approved by the American Speech-Language-Hearing Association (ASHA) or the American Academy of Audiology (AAA);
2. Academic coursework at a regionally accredited college or university in the area of licensure taken for credit or official audit (three semester hours or five quarter hours = 12 hours of continuing education);
3. Distance learning and self-study provided the activity is approved by ABESPA (i.e. continuing education lending library (CELL), video conferences, telephone seminars and Internet courses sponsored by individual private practitioners, universities, schools, clinics, state agencies, hospitals, professional organizations, or related professional organizations);
4. Workshops and in-services that are university, school, clinic, hospital or state agency sponsored provided they are approved by ABESPA;
5. Publication of articles in a peer-reviewed journal for the year in which they are published (maximum of two (2) hours);
6. Scientific or educational lectures to include presentations such as poster sessions given by the licensee; the presenting licensee may count 1 ½ times the value of a workshop the first time it is presented to allow for preparation time (Example: a three hour workshop = 4 ½ hours.) No credit will be allowed for subsequent presentations of the same workshop;
7. Related areas of study pertain to the understanding of human behavior, both normal and abnormal, as well as services available from related professions which apply to the contemporary practice of speech-language pathology/audiology, e.g., theories of learning and behavior; services available from related professions that also deal with persons who have disorders of

communication; information from these professions about the sensory, physical, emotional, social or intellectual states of child or adult; and other areas such as, clinical supervision, counseling and interviewing.

8. Teaching at the college level in the area of communication disorders is not acceptable.

(d) Pre-approval is required for continuing education events that do not meet the requirements as listed under (C).

(e) During the first cycle of licensure renewal, the graduated scale for the collection of continuing education hours is based on the date an applicant receives his/her initial license. One clock hour CEU is required for every month a new licensee is licensed in the state.

(f) Preapproval, by the Board, of a continuing education activity may be requested by the licensee. Preapprovals cannot be retroactive, that is, must be for activities to occur after the Board approval date.

(g) No continuing education credit shall be given for identical courses taken during the same year.

(5) Documentation of continuing education compliance, as required during an auditing period, shall be evidenced by:

(a) A Continuing Education Registry Form from the American Speech-Language-Hearing Association (ASHA) and/or the American Academy of Audiology (AAA), specifically listing the continuing education obtained by the licensee and the dates of obtainment; or

(b) A certificate of attendance provided by a sponsor which contains the date of program, the program title and presenter(s), program site, number of clock hours attended, name of sponsor and name of licensee; or

(c) A personal letter to the licensee which contains the date of the program, the program title and presenter(s), program site, number of clock hours attended, name of sponsor, name of licensee and is signed by a program official; or

(d) An official transcript, from a regionally accredited college or university, indicating successful completion of academic coursework in appropriate subject matter as specified of this rule.

(6) Any speech-language pathologist or audiologist who fails to comply with the provisions of these rules or who otherwise violates provisions of Code of Ala. 1975, §34-28A-25 in connection with the requirements of these rules or relating to any

information to be maintained or submitted to the Board as provided for in these rules shall be, upon notice of hearing, subject to the penalties outlined in the Code of Ala. 1975, Chapter 28A, §34-28A-26.

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