

# The Future of Licensure and Lobbying

CSAP  
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## Disclosure

Susan Adams, Esq.

Director, State Legislative & Regulatory Affairs

- ▶ Financial: I am a paid employee of ASHA.
- ▶ Non-Financial: none

## The Future of Licensure: Interstate Compact

## Learner Outcomes - SLHIC

- ▶ Attendees will be able to identify the stages in developing an interstate compact.
- ▶ Attendees will be able to describe three areas where an interstate compact will support the profession.
- ▶ Attendees will be able to three issues that will be addressed by an interstate compact.

## What is an Interstate Compact?

- ▶ Contract between two or more states creating an agreement on a particular policy issue, adopting a certain standard or cooperating on regional or national matters.
  - ▶ Ex. Drivers License Compact
- ▶ Allows states to respond to national priorities with one voice
  - ▶ Threats of federally mandated solution
  - ▶ Distrust of federal government
- ▶ Retains collective state sovereignty over issues belonging to the states
  - ▶ State licensure processes remain in place
  - ▶ Licensees voluntarily become part of a Compact
  - ▶ State practice acts are not impacted

## Benefits of Interstate Compacts

- ▶ Effectiveness and efficiency
  - ▶ Economies of scale
- ▶ Flexibility and autonomy compared to national policy
  - ▶ “One size does not fit all”
- ▶ Dispute resolution among the states
- ▶ State and federal partnership
- ▶ Cooperative behaviors leading to “win-win” situations

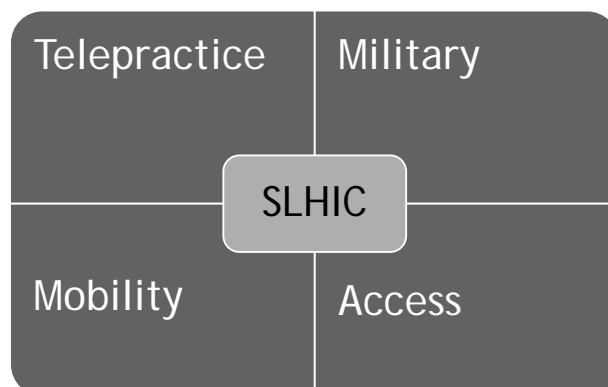
## Why an Interstate Compact?

- ▶ Mobile society (patients and practitioners)
- ▶ Technological advancements
- ▶ Support of spouses of relocating military members
- ▶ Deficit of health care professionals, especially serving rural areas
- ▶ Rising population
- ▶ Access to highly qualified specialists
- ▶ Enhance the states' ability to protect the public's health and safety
- ▶ Enhance the exchange of licensure, investigatory, and disciplinary information between member states

## Notable Healthcare Compacts

- ▶ Nurse Licensure Compact - 25 states
- ▶ Enhanced Nurse Licensure Compact - 29 states (10 pending)
- ▶ Compact on Mental Health - 45 states + DC
- ▶ Emergency Management Assistance Compact - 50 states + DC
- ▶ EMS Licensure Compact (REPLICA) - 13 states (8 pending)
- ▶ Medical Licensure Compact - 22 states (8 pending)
- ▶ Physical Therapy Compact - 18 states (6 pending)
- ▶ Psychology Compact (PsyPact) - 5 states (7 state threshold)

## Speech-Language-Hearing Interstate Compact



## SLHIC Timeline

- ▶ Year 1: Advisory Committee - Develop compact concept
- ▶ Year 2: Drafting Committee - Draft compact language
- ▶ Year 3: Outreach & Education - Outreach to state leaders and legislatures to educate and support passage of implementing language
- ▶ Year 4: Outreach & Education - Continued outreach to pass implementing language and adoption of compact in 10 states

## SLHIC Actions: Jun-Dec 2017

Action	Jun-17	Jul-17	Aug-17	Sep-17	Oct-17	Nov-17	Dec-17
Develop Advisory Group / Conduct Project Research / Plan & Develop Advisory Materials	x	x	x	x			
Convene In-Person Advisory Group Meeting #1 - Follow Up					x	x	x

## SLHIC Actions: Jan-Jun 2018

Action	Jan-18	Feb-18	Mar-18	Apr-18	May-18	Jun-18
Convene Virtual Advisory Group Meeting # 2 - Follow Up	x	x				
Convene Final Advisory Group Meeting #3 - Follow Up		x	x			
Finalize Advisory Group Recommendations / Finalize Drafting Team Membership / Plan & Develop Drafting Team Materials			x	x	x	
Convene Drafting Team Meeting #1 / Plan Drafting Team Follow-Up & Next Steps					x	x

## SLHIC Advisory Group Members

- ▶ Dan Logsdon (Manager, CSG - National Center for Interstate Compacts)
- ▶ Rick Masters, Esq. (Special Counsel, CSG - National Center for Interstate Compacts)
- ▶ Kerri Phillips, SLPD, CCC-SLP (President-Elect, National Council of State Boards of Examiners for Speech-Language Pathology & Audiology)
- ▶ Marcus Beauregard (Director, Department of Defense - State Liaison Office)
- ▶ Senator Hanna Gallo, CCC-SLP (Rhode Island State Legislator)
- ▶ Senator Stephen Pappas (Wyoming State Legislator)

## SLHIC Advisory Group Members

- ▶ Florence Cuneo, AuD, CCC-A (Alabama Board)
- ▶ Miranda Ross, AuD, CCC-A (Georgia Board)
- ▶ John Sloan, MS, CCC-SLP (Maryland Board)
- ▶ Richard Cram, AuD, CCC-A (New Mexico Board)
- ▶ Luis Riquelme, PhD, CCC-SLP (New York Board)
- ▶ Nahale Kalfas, Esq. (North Carolina Board Counsel)
- ▶ Gregg Thornton, Esq. (Ohio Board Executive Director)
- ▶ Erin Haag (Oregon Board Executive Director)
- ▶ Sherry Sancibrian, PhD, CCC-SLP (Texas Board)
- ▶ Julia Lidgard, MS, CCC-SLP (Utah Board)
- ▶ Nancy Pajak, MS, CCC-A (Wyoming Board)

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## SLHIC Advisory Group Members



## SLHIC Advisory Group

- ▶ Met in Washington, DC on October 9-10, facilitated by the Council of State Governments - National Center for Interstate Compacts
- ▶ Role of Advisory Group
  - ▶ Design and oversight of development process
  - ▶ Substantive/strategic guidance to Drafting Team and key stakeholders

## SLHIC Advisory Group Discussion Topic Areas

- ▶ Purpose/Objective
- ▶ License v. Privilege
- ▶ Eligibility Criteria/Uniform Standards
- ▶ Discipline/Adverse Actions
- ▶ Re-licensure/Reinstatement
- ▶ Info Systems/Database
- ▶ Telehealth
- ▶ Structure
- ▶ Powers & Duties
- ▶ Finance

## SLHIC Drafting Team

- ▶ Dan Logsdon (Manager, CSG - National Center for Interstate Compacts)
- ▶ Rick Masters, Esq. (Special Counsel, CSG - National Center for Interstate Compacts/SLHIC Advisory Committee Member)
- ▶ Nahale Kalfas, Esq. (North Carolina Board Counsel/SLHIC Advisory Committee Member)
- ▶ Gregg Thornton, Esq. (Ohio Board Executive Director/SLHIC Advisory Committee Member)
- ▶ Kerri Phillips, SLPD, CCC-SLP (NCSB President-Elect/SLHIC Advisory Committee Member)
- ▶ George Cook, AuD, CCC-A (Occupational Audiologist)
- ▶ Marcus Beauregard (Director, Department of Defense, State Liaison Office/SLHIC Advisory Committee Member)

## SLHIC Drafting Team

- ▶ Meet in Washington, DC on May 21-22, facilitated by the Council of State Governments - National Center for Interstate Compacts
- ▶ Role of Drafting Team
  - ▶ Develops draft compact based on thoughts, ideas and suggestions of the Advisory Group
  - ▶ Use their own thoughts and expertise through the process

## Next Steps

- ▶ Finalize draft compact (2018-2019)
  - ▶ Release to stakeholders for comments
  - ▶ Finalize with advisory group
- ▶ State education/adoption (2019-2020)
  - ▶ Brief state legislators on compact
  - ▶ Work with states to find sponsors, pass legislation in states
- ▶ Enactment (2020-2021)
  - ▶ Reach threshold for enactment
  - ▶ Set up compact commission to run compact

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## SLHIC Resources

- ▶ **Speech-Language-Hearing Interstate Compact Webpage:**  
<http://www.asha.org/Advocacy/state/Audiology-and-Speech-Language-Pathology-Interstate-Compact/>
- ▶ Questions? Comments? Concerns?
  - ▶ [interstatecompact@asha.org](mailto:interstatecompact@asha.org)
  - ▶ Dan Logsdon - CSG Contact - [dlogsdon@csg.org](mailto:dlogsdon@csg.org)
  - ▶ Kerri Phillips - NCSB Contact - [kerriphillips@bellsouth.net](mailto:kerriphillips@bellsouth.net)
  - ▶ Susan Adams - ASHA Contact - [sadams@asha.org](mailto:sadams@asha.org)

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## Day at the Capitol for Better Speech and Hearing Month



# Lobbying Wins and Woes

Rhea Dyer, President

West Virginia Speech Language Hearing Association

## Securing a Lobbyist

- ❖ Securing: put together a set of guidelines outlining estimated amount of time, responsibilities, and settings/lobbying areas essential to your organization.
  - Use relational capital to secure a list of names that might be a good fit for your association
  - Put out an ad for a lobbyist using the list of registered lobbyists in your state (hopefully each state has one)
- ❖ Narrowed the field?
  - Schedule interviews
  - Review potential cost



## Retaining a Lobbyist

- ❖ Find someone who lobbies for allied professions- Ex. PT, OT, Psychology
- ❖ Build into your interview/contract components of retention
  - Initial contract may be for 3 years with option to renew for 5 additional years
- ❖ Be clear initially about the expectations
  - If they bid on a job that was not well described in terms of time and responsibilities, they may not return.
- ❖ Establish clear and open lines of communication- if they do not feel they are serving your organization well, they may move on to other projects

## Benefits vs. Drawbacks

### Benefits

- ❖ Creates a proactive culture
- ❖ Allows for quick action
- ❖ Creates communication between government and profession
- ❖ Creates a strong governmental affairs committee

### Drawbacks

- ❖ Cost
- ❖ Year to year need may not be the same
- ❖ Increased work load for executive board/committees
- ❖ More people to monitor
- ❖ Cost!

## Experiences

- ❖ We have had awful and awesome lobbyists. If you find one that you can align with, don't let them go!
- ❖ Our current lobbyist sends us a daily report of bill tracking to comment/review during legislative session

SB 9	(Halt)	Permitting county boards of education to base certain workforce decisions on individual's qualifications	01/26/18 - To Senate	Senator Cline requests to be removed as sponsor of bill	Senate Ref. 1 - Education	Add a note.
SB 8	(Halt)	Directing certain school funding to assist county boards with exceptional students with special needs.	02/29/18 - To Senate	Education	Senate Ref. 1 - Education Senate Ref. 2 - Finance	Add a note.
SB 20	(Halt)	Rescinding election of State BOE members	01/26/18	02/29/18 - To Senate	Senate Ref. 1 - Education Senate Ref. 2 - Government Organization	Add a note.
SB 28	(Halt)	Relating to hiring of school personnel		02/29/18 - To Senate	Senate Ref. 1 - Education Senate Ref. 2 - Finance	Add a note.
SB 336	(Halt)	Board of Hearing Aid Devices rule relating to governing WV Board of Hearing Aid Dealers	01/08/17	02/12/18 - To Senate	Senate Ref. 1 - Judiciary	Add a note.
SB 450	(Halt)	Permitting state licensing boards from hiring lobbyists.	01/04/17	02/02/18 - To Senate On 04/ reading 04/ reading	Senate Ref. 1 - Government Organization	Add a note.
SB 528	(Halt)	Reducing personnel employed by the West Virginia Department of Education		02/29/18 - To House	House Ref. 1 - Education House Ref. 2 - Finance	Add a note.



## Accomplishments

- ❖ Secured salary supplement for school-based SLP's in 2006
- ❖ Provided support for legislation that we supported, rejected, or felt needed amended.
- ❖ Worked with the state licensure board, ASHA, and other stakeholders to culminate information needed to make decisions
- ❖ Kept house bill requiring unnecessary additional speech and language testing and milestones from being passed in 2018 with the support of WWSHA and ASHA- required attendance at all hearings and quick feedback to ensure success
- ❖ Helped pass an alternate certification pathway for school-based SLP's who were going to be required to re-take the PRAXIS to practice in the schools.