

LOUISIANA BOARD OF EXAMINERS FOR
SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY (LBESPA)

RECEIVED
AUG 17 2007

IN THE MATTER OF

MICHELLE WAGNER

LICENSE No. 4956

LBESPA COMPLAINT

NUMBER 2007-08

CONSENT AGREEMENT AND ORDER

WHEREAS, this matter came before The Louisiana Board of Examiners for Speech-Language Pathology and Audiology (hereinafter referred to as "Board") pursuant to a complaint filed by Savannah Templet, L-SLP, on January 30, 2007.

WHEREAS, Ms. Michelle Wagner held a Provisional Speech-Language Pathology license from September 3, 2002 through September 3, 2003. The license was downgraded to a Speech-Language Pathology Assistant license on September 5, 2003, because Ms. Wagner had not successfully completed the Praxis examination within the specified period of time.

WHEREAS, Michelle Wagner, hereby admits the following findings of fact:

1. That during the time period from August 14, 2002 through the present time, Ms. Wagner worked as a speech therapist for St. James Parish School Board.
2. That Ms. Wagner provided "interpretive" statements on Speech evaluations, tests, and reports without a co-signature by a Speech-Language Pathologist, during the time in which time she held a Speech-Language Pathology Assistant license, and exceeded her scope of practice by interpretation.
3. That Ms. Wagner signed "SLP" after her name on Speech-Language Pathology related documents, clearly a misrepresentation of her credentials since she

held a speech-language pathology assistant license at the time and would therefore not be permitted to designate herself as an SLP.

4. That Ms. Wagner signed her name on Speech-Language Pathology related documents without identifying her LBESPA credential.

WHEREAS, by interpretation of results, Ms. Wagner exceeded her scope of practice as set out in Louisiana Administrative Code § 117.1.a. and has violated the code of ethics adopted and published by the board as identified in Rule 701(E)(2)(a) and (E)(2)(b) which states individuals shall engage in only those aspects of the professions that are within the scope of their competence, considering their level of education, training and experience, as well as, that individuals shall hold the appropriate qualification for the area in which they are providing or supervising professional services.

WHEREAS, by signing her name "SLP", Ms. Wagner has violated the Louisiana Administrative Code § 105 (B), as defined by the rules established by the board, or has violated the code of ethics adopted and published by the board as identified in: Rule 701(E)(3)(a) which states individuals shall not misrepresent their credentials, competence, education, training or experience; Rule 701 (E)(4)(b) which states individuals shall not engage in ...misrepresentation...or any form of conduct that adversely reflects on the professions or on the individual's fitness to serve persons professionally.

WHEREAS, Ms. Wagner has indicated her desire to resolve this matter through this Consent Agreement and Order;

IT IS HEREBY ORDERED that in consideration of the foregoing and pursuant to the authority vested in the Board by LA R.S. 49:955(D), the Board orders and Michelle

Wagner accepts the following administrative action which is a final decision pursuant to the LA R.S. 49:958:

1. Within ninety (90) days of the date of this Consent Agreement and Order, Applicant shall complete an open book examination regarding Louisiana Revised Statute 37:2650-2666, the Board's *Rules, Regulations and Procedures*, and Ethical Questions - Situations
2. Applicant will pay the costs of investigation in the amount of \$1,908.28 on or before ninety (90) days from the date that all parties sign this Consent Agreement and Order.
3. Applicant agrees to complete a self-study on the topics of duties within and outside the scope of practice for Speech-Language Pathology Assistant licensure. Applicant must submit a self-study outline to be pre-approved by the Board within 30 days of all parties signing this Consent Agreement and Order. Self-study must be successfully completed within six (6) months of the date that all parties sign this Consent Agreement and Order.
4. Applicant agrees to complete a 500 word narrative on the importance of appropriate representation of educational training credentials to consumers and professionals.
5. Applicant agrees to a Public Reprimand for violation of the above referenced sections in the Louisiana Revised Statutes; and Professional and Occupational Standards for Speech Pathology and Audiology.
6. Applicant agrees to publication of the Consent Order by LBESPA.
7. Applicant agrees to the report of this licensure concern being sent to SPALS, LSHA, ASHA, and HIPDB.
8. If Applicant **fails to successfully and timely complete** all requirements set forth above, the Applicant's license shall be **SUSPENDED** without further notice until such time as the Board receives and accepts documentation of Applicant's completion of the requirements set forth above.

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IN WITNESS HEREOF, The Louisiana Board of Examiners for Speech-Language Pathology and Audiology has entered into this Consent Agreement and Order and has executed same at Baton Rouge, Louisiana on this 19th day of ~~August~~ October, 2007.

The Louisiana Board of Examiners for
Speech-Language Pathology and Audiology

By: Glenn M. Waguespack
Board Chair

Stephen J. Harris
Board Member

Bardie N. Baker
Board Member

Theresa H. Rodgers
Board Member

Gyenne M. Fowler
Board Member

IN WITNESS HEREOF, Michelle Wagner, Licensee, has entered into this Consent Agreement and Order and executed same at Baton Rouge, Louisiana, on this 17 day of AUGUST, 2007.

Michelle Wagner, M.Ed., SLP-ASST.
Michelle Wagner, Licensee

NOTARIZATION REQUIRED

SWORN TO AND SUBSCRIBED BEFORE ME
THIS 17 DAY OF AUG., 2007
2007 Aug 17 10:54 AM
NOTARY PUBLIC EAST BATON ROUGE LOUISIANA
MY COMMISSION IS FOR LIFE.
Kenneth H. Douglas, Notary Public