

<b>LFC Requester:</b>	<b>Eric Chenier</b>
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**AGENCY BILL ANALYSIS  
2019 REGULAR SESSION**

**WITHIN 24 HOURS OF BILL POSTING, EMAIL ANALYSIS TO:**

**[LFC@NMLEGIS.GOV](mailto:LFC@NMLEGIS.GOV)**

*and*

**[DFA@STATE.NM.US](mailto:DFA@STATE.NM.US)**

*{Include the bill no. in the email subject line, e.g., HB2, and only attach one bill analysis and related documentation per email message}*

**SECTION I: GENERAL INFORMATION**

*{Indicate if analysis is on an original bill, amendment, substitute or a correction of a previous bill}*

Check all that apply: Date 2/4/19  
**Original**     **Amendment**        **Bill No:** SB363  
**Correction**     **Substitute**   

**Sponsor:** Bill Tallman    **Agency Code:** 924  
**Short**    SPEECH & LANGUAGE    **Person Writing**    Daniel Manzano  
              PATHOLOGY ASSISTANT  
**Title:**    CHANGES    **Phone:** 505-670-3820    **Email** Daniel.Manzano@state.nm.us

**SECTION II: FISCAL IMPACT**

**APPROPRIATION (dollars in thousands)**

Appropriation		Recurring or Nonrecurring	Fund Affected
FY19	FY20		

(Parenthesis ( ) Indicate Expenditure Decreases)

**REVENUE (dollars in thousands)**

Estimated Revenue			Recurring or Nonrecurring	Fund Affected
FY19	FY20	FY21		

(Parenthesis ( ) Indicate Expenditure Decreases)

## **ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)**

	<b>FY19</b>	<b>FY20</b>	<b>FY21</b>	<b>3 Year Total Cost</b>	<b>Recurring or Nonrecurring</b>	<b>Fund Affected</b>
<b>Total</b>						

(Parenthesis ( ) Indicate Expenditure Decreases)

Duplicates/Conflicts with/Companion to/Relates to:  
Duplicates/Relates to Appropriation in the General Appropriation Act

### **SECTION III: NARRATIVE**

#### **BILL SUMMARY**

Synopsis: Senate Bill 363 (SB363) will make changes to the current speech-language pathology license. SB363 removes the language of a speech-language apprentice and changes the apprentice license to a speech-language assistant who will need “direct supervision” when the speech-language assistant is performing clinical activity.

SB363 defines a speech-language pathology assistant as “a person who assists in the practice of speech-language pathology and who meets the qualifications set forth in the Speech-Language Pathology, Audiology and Hearing Aid Dispensing Practices Act.” SB363 removes the current scope of practice for a speech language pathology apprentice and adds a scope of work for a speech language pathology assistant. SB363 delineates the requirements to obtain a speech pathologist assistant license.

SB363 will require a speech language pathologist, who serves as a supervisor, to maintain a national certification. A supervisor will be required to spend at least 50% of his or her time directly supervising an apprentice during the first 90 days of the apprentice’s employment.

#### **FISCAL IMPLICATIONS**

#### **SIGNIFICANT ISSUES**

One concern is that it appears the bill is trying to be in line with American Speech-Language-Hearing Association (ASHA). However, the language on page 10 (4a through 4c) is not quite the same as ASHA and is a bit confusing. They should remove 4a because this aligns with apprentices not assistants. ASHA requires that 100 hours of clinical be completed before being employed as SLP-A. This bill indicates that you could do this concurrently while working. Not sure what the certificate is referring to in 4b. Section 6b – supervisory requirements do not match ASHA. This bill is more restrictive. This bill does not go far enough in outlining the scope of practice for an SLP-A.

#### **PERFORMANCE IMPLICATIONS**

## **ADMINISTRATIVE IMPLICATIONS**

School districts employing a speech-language pathology assistant will have to ensure that the districts' schools have supervisors who meet the requirements in SB363 and are able to provide the direct supervision outlined in SB363.

## **CONFLICT, DUPLICATION, COMPANIONSHIP, RELATIONSHIP**

## **TECHNICAL ISSUES**

## **OTHER SUBSTANTIVE ISSUES**

## **ALTERNATIVES**

## **WHAT WILL BE THE CONSEQUENCES OF NOT ENACTING THIS BILL**

The current speech language pathologist apprentice license (919) will be in existence.

## **AMENDMENTS**