

MINUTES FEBRUARY 17TH, 2012
LICENSED PROFESSIONAL COUNSELORS BOARD OF EXAMINERS
Approved March 9th, 2012

The meeting was called to order by G Bockrath at 1:00 p.m. A roll call was taken and a quorum was present.

Members Present:

G Bockrath D Dowling
M Reynaud P Millhollon
E Cowger T Moore
A Williams A Allen
G Perkins

Staff Present:

M Olsan

Absent:

F Selby
L Choate

Guests: C Nardini, C Williams

Agenda

G Bockrath moved to amend the agenda to read F Selby's resignation letter at the start of the meeting and to discuss Legislative Updates before Disciplinary Affairs so as to accommodate C Williams and C Nardini's schedule. E Cowger seconded. All approved; no abstentions.

G Bockrath read F Selby's resignation letter to the Board.

Board Minutes

G Perkins moved to accept the January 20th, 2012 Meeting Minutes. P Millhollon seconded. All approved; no abstentions.

Committee on Disciplinary Affairs – L Choate, M Reynaud

M Reynaud presented the Disciplinary Committee report. One unofficial complaint was received since the last Board meeting. Five official complaints were received. One complaint was dismissed.

The following cases were closed:

10/11-19 – Unprofessional Conduct/ Fraudulent Billing
11/12-16 – Misrepresentation of Credentials

The following cases were dismissed:

11/12-29 – Unprofessional/Abusive Behavior*

*Anonymous complaint.

The following cases were opened:

11/12-28 – Failure to Respond to Board Requests*
11/12-30 – Unprofessional/Abusive Behavior
11/12-31 – Practicing without a License
11/12-32 – Failure to Report Supervisee

11/12-33 – Unprofessional Conduct

* Board-Initiated Case.

There are a total of 31 active cases.

Executive Session: The Board entered Executive Session for a report from M Olsan regarding cases 07/08-02 and 08/-09-04. The Board exited Executive Session.

M Reynaud reported the Board was currently seeking a new Private Investigator (PI).

M Olsan presented the issue of Board staff determining a person may have provided mental health counseling services prior to being registered or licensed by the Board at the time of application for internship or licensure. G Bockrath suggested M Olsan draft a letter of concern to both the applicant and employer. T Moore agreed with this suggestion and stated that the person is still in violation even if they are attempting to be registered or licensed with the Board. D Dowling stated that this issue needed to be addressed at the educational level as well.

M Olsan presented the idea of creating a committee for non-licensee disciplinary issues discussed previously by M Reynaud and L Choate. M Reynaud said he did not see a need for a different committee; and suggested that instead a different Action Chart be created for these types of cases. G Perkins suggested these cases be delineated differently.

G Bockrath motioned to accept the Disciplinary Committee Report. All approved; no abstentions.

Legislative Updates – G Bockrath, M Olsan, C Nardini, C Williams

C Nardini and C Williams arrived to the Board meeting during the Disciplinary Committee report and therefore, the agenda was not formally amended. C Nardini presented an update regarding the OBH service definition manual. She said LCA met with A Speier about the language in the manual as well as questions regarding certification for substance abuse counseling. C Nardini said the latter topic is a reimbursement not a practice issue. C Nardini said a mental health professional providing substance abuse counseling must have a certification in order to be reimbursed by Magellan. C Nardini reported that DHH will not require every mental health professional to become a LAC; but rather, those providing substance abuse counseling will just need to document competency. Those who have worked in the field prior to March 1st, 2012 and have been reimbursed will be grandfathered into Magellan's program. Those who have not worked in the field and been reimbursed prior to March 1st will have to document competency prior to receiving approval to bill for such services.

C Nardini reported that D Tatman has not been successful in finding an author for a fee change bill. C Nardini stated D Tatman is trying to set a meeting with Representative Barrow and asked for M Olsan's participation. M Olsan agreed to attend and provide whatever assistance possible. C Nardini and C Williams also stated their concerns of the Board being more restrictive in their interpretation of Act 320. Specifically, C Nardini and C Williams reported that the LCA Executive Board disagrees with the Board requiring the termination of client relationship in the event that the client does not agree to allow the LPC to consult and collaborate with their physician, for example. T Moore stated that in this case, the law mandates this rule. C Nardini and C Williams reported that the "termination language" would most likely result in less support from the LCA membership for a fee increase.

G Bockrath asked LCA for specifics regarding proposed changes to the Act 320 language and if an author for this bill has been found. C Nardini reported that LCA had not yet selected a legislator for the bill to revise Act 320 language.

G Perkins suggested M Olsan join E Cowger at the LCA Executive Board retreat the following Friday. M Olsan agreed this would be a good opportunity to provide information and answer questions on behalf of the Board. C Nardini and C Williams agreed M Olsan could have time on the agenda to present the Board's financials.

Committee Professional Assistance Program (PAP) – P Millhollon, E Cowger

P Millhollon reported one open case, PAP-03, will be closed after the individual is reported to the National Practitioners Data Bank (NPDB). T Moore stated that the report should include the Board asked for voluntary surrender of the individual's license.

Committee on Licensure and Supervision – A Williams, P Millhollon

P Millhollon reported 7 folders were reviewed for registration/licensure/supervision for LMFT.

Registration of Supervision: 2 approved, 2 denied.

Licensure: 1 approved, 1 denied.

Supervision: 0 approved, 1 denied.

A Williams reported 62 folders were reviewed for registration/licensure/supervision for LPC.

Part One: 6 approved, 2 denied

Part Two: 2 approved, 0 denied

Part One and Two: 1 approved, 0 denied

Part Two and Three: 5 approved, 0 denied

Change of Supervisor: 9 approved, 0 denied

Registration of Supervision: 16 approved, 0 denied, 1 needs further review

Licensure: 20 approved, 0 denied

Privileging: 0 approved, 0 denied

Supervision: 0 approved, 0 denied

A Williams presented the issue of defining "substantial equivalency" as it relates to the endorsement of LPCs. A Williams motioned for M Olsan to work with other neighboring states to encourage a portability pact. T Moore seconded. All approved; no abstentions. A Williams motioned to accept the Committee on Licensure and Supervision report. All approved; no abstentions.

Committee on Privileging – A Williams

No report.

Committee on Rules – G Perkins, A Williams, E Cowger

G Bockrath thanked G Perkins for all of the Committee's hard work on the proposed rules for Act 320. G Perkins thanked M Olsan for her work in codifying the rules for placement in the LA Register. G Perkins reported that the Rules Committee needed to revisit the record keeping issue in the rules before submitting a Notice of Intent. She reported the Emergency Rules for Act 320 were extended for another 120 days. G Perkins motioned to accept the Committee on Rules report. All approved; no abstentions.

Marriage and Family Therapy Advisory Committee Report –M Reynaud, T Moore

T Moore reported the MFTAC voted for new officers during their meeting. The new Chair of the MFTAC is M Reynaud. The Chair-Elect, Legislative Workgroup Chair, and Board Liaison to LAMFT is P Millhollon. The Board congratulated the new officers.

M Reynaud reported the MFTAC will have a meeting on February 25th, 2012 in Shreveport, LA to work on a policy and procedure manual for MFTAC. He reported the MFTAC also wishes to work on a supervisor manual as well. M Reynaud also reminded everyone about the LAMFT conference and reported the MFTAC will present on Thursday, March 15th at 8:00 AM. He said this will be a MFTAC update rather than a Board update because they are expecting many questions.

Committee on Correspondence – A Williams, M Olsan

The items of correspondence were not discussed due to time constraints. Items A, C and D on the agenda were discussed previously during the meeting.

Public Comments

None.

Committee on Personnel – D Dowling

No report.

Committee on Budgeting – D Dowling, T Moore, E Cowger, M Olsan

D Dowling reported that the Committee on Budgeting recommended the Board charge for verifications and mailing lists. D Dowling motioned for the Board to accept the recommendations of the Committee. All approved; no abstentions.

Financial Report – M Olsan

M Olsan presented the January 2012 financial report. E Cowger motioned to approve the financial report. P Millhollon seconded. All approved; no abstentions. D Dowling requested M Olsan review other bank's CD rates.

Executive Director Report – M Olsan

M Olsan gave a condensed Executive Director report due to time constraints. She reported that requiring a background check for all new applicants will require a law change. M Olsan will talk to LCA and LAMFT about this change.

LAMFT Liaison Report – T Moore

No report.

LCA Liaison Report – E Cowger

No report.

New Business – M Olsan

G Bockrath explained how the elections process worked previously. She said new officers for the Board would be elected in May of 2012. G Bockrath asked Board members to begin thinking about whom to elect.

D Dowling suggested the Board write a letter to F Selby Board thanking him for his service.

The next Board meeting is March 9th, 2012.

Closing

E Cowger motioned to adjourn the meeting at 3:27 PM. M Reynaud seconded. All approved; no abstentions.

Respectfully Submitted by,

Mary Alice Olsan, Executive Director