

**TENNESSEE BOARD OF LICENSED PROFESSIONAL COUNSELORS,  
MARITAL AND FAMILY THERAPISTS  
AND CLINICAL PASTORAL THERAPISTS MINUTES**

**DATE:** May 9, 2008

**TIME:** 9:00 a.m.

**LOCATION:** Health Related Boards Conference Center  
Poplar Room  
227 French Landing, Suite 150  
Heritage Place, Metro Center  
Nashville, TN 27432

**BOARD MEMBERS**

**PRESENT:** Susan Hammonds-White, LPC, President  
Reverend Gordon, Citizen Member, Secretary  
Janet Scott, LPC  
Dan Hammer, LMFT

**BOARD MEMBERS**

**ABSENT:** Randal Phillips, Ph.D., Vice President

**STAFF**

**PRESENT:** Sherry Owens, Board Administrator  
Diona Layden, Advisory Attorney  
Barbara Maxwell, Administrator Director

Dr. Hammonds-White called the meeting to order at 9:10 a.m. A sufficient number of Board members were present to constitute a quorum.

**Reviews/Ratify February 29, 2008 Board Meeting Minutes**

Upon review of the February 29, 2008 minutes Reverend Gordon made a motion, seconded by Dr. Scott, to approve the minutes as written.

**Conflict of Interest Policy Statement**

Ms. Layden discussed the conflict of interest with the Board asking all Board members to disclose any potential conflict of interest to determine if the member should recuse him/herself from the proceedings and leave the meeting room.

### **Contested Case**

Ms. Layden said the contested case scheduled for today's meeting has been continued and she will notify the Board when it will be heard.

### **OGC Report**

Ms. Layden said the legislation regarding art therapy has been delayed.

Ms. Layden said the rules pertaining to increasing the number of postmasters supervision hours will become effective July 1, 2009, upon a roll call vote by the Board today.

Ms. Layden stated two (2) cases remain in the Office of General Counsel.

### **Order of Compliance for William C. Kerstetter, LPC**

Ms. Layden distributed an order of compliance to the board members and administrative staff for William C. Kerstetter, LPC.

Upon review of the order of compliance the Board determined Mr. Kerstetter has met the requirements for reinstatement of his license. Reverend Gordon made a motion, seconded by Dr. Scott, to approve the order as written. The motion carried.

### **Investigative Report**

Ms. Stone reviewed the Investigative Report for LPC's stating there are currently six (6) cases from December 2007 and three (3) cases from February.

Ms. Stone stated one (1) MFT complaint was carried over from December 2007 and one (1) complaint was received in January. Ms. Stone said one complaint was closed with a letter of warning.

Ms. Stone said three (3) CPT complaints were carried over from December 2007 and one (1) complaint was received in April.

Dr. Hammer asked what type of allegations pertained to care of services.

Ms. Stone stated it could be sitting in the waiting room too long, or the patient didn't like the way the office staff handled the paperwork.

### **Disciplinary Report**

Ms. Stone stated there are currently two (2) practitioners being monitored. Ms. Stone said since Mr. Kerstetter is in compliance with his order his name will be removed from the list.

## **Financial Report**

Ms. Owens reviewed the financial report stating the board has a cumulative carryover of \$261,582.11. Ms. Owens stated that the new financial report would be available at the August board meeting.

## **Administrative Report**

Ms. Owens reviewed the Administrative Report stating of the 1231 active LPC's, 920 have the Mental Health Service Provider Endorsement. Ms. Owens stated there are 303 active LMFT's and thirty four 34 active CPT's.

Ms. Owens stated that twenty-nine (29) LPC's, four (4) LMFT's, and one (1) CPT renewed on line between February 22, 2008 and May 2, 2008. Ms. Owens encouraged everyone to use the internet to renew licenses.

Ms. Maxwell stated all travel is frozen due to the budget; however, if travel is mandatory or an emergency it will be taken into consideration on a case by case basis.

Ms. Owens stated that the continuing education audit is an ongoing process and there are no non-compliance issues at this time.

## **Rules**

Ms. Layden distributed a draft of the rule amendments pertaining to postmaster's supervision and contact hours for the Board's review.

Ms. Layden said pursuant to the amendment to Rule 0450-1.04 (4)(a)(4) the applicant must complete 3000 hours of supervised post masters supervision, including 150 contact hours, as of July 1, 2009. Ms. Layden said until July 1, 2009 the applicant must complete 1000 hours of post masters supervision and 100 contact hours.

Ms. Layden stated that she worded the rule amendment this way so that anyone coming into the profession will know what the rule was as to what it is now.

Upon review, Dr. Scott made a motion, seconded by Reverend Gordon, to approve the rules as amended. A roll call vote was conducted and all Board members voted in the affirmative.

Ms. Layden stated the amendment also includes a rule amendment the Board has already discussed and approved pertaining to qualification for licensure.

## **Discuss Costs to Search and Validate Examinations**

Ms. Owens stated the task force was unable to meet before today's meeting to discuss costs to search and validate examination.

### **Senate Bill Regarding Art Therapy**

Dr. Hammonds-White stated they are unsure where this legislation came from and does not know what group wants this. Dr. Hammonds-White said her recollection is that each member of the Board was asked to comment on this legislation as to whether or not we were in favor with the legislation; however, the comments from the Board were not forwarded to the legislators regarding this issue.

Ms. Maxwell said she takes the responsibility for not informing the legislative liaison as she was not in the training session regarding legislation and was unaware she was to pass the Board member's comments to the legislative liaison.

Dr. Hammonds-White said she would like to have the bill for the Board to review.

Ms. Layden stated she would bring a copy of the Senate Bill to the next Board meeting.

### **Marital and Family Therapist Supervision Rule**

The Board discussed a letter from Deborah P. Martin, M.A., on February 29, 2008, regarding the number of supervisors a LMFT post graduate can have under a temporary license.

Dr. Phillips was going to research this issue and report to the Board at today's meeting.

Upon discussion, Dr. Hammonds-White requested the letter from Ms. Martin be sunshined for the August meeting.

### **Review/Ratify Oral Exam Results**

The following candidates passed the oral examination and are ready to be licensed as Marital and Family Therapist. Upon review Dr. Hammer made a motion, seconded by Dr. Scott to ratify the following candidates who passed the oral examination and are ready for licensure.

**David Tiner**  
**Kimberly Wilson**  
**Kay Francis**  
**Donna Purnell**

The motion carried.

Upon review Dr. Hammer made a motion, seconded by Dr. Scott to schedule Clifford Reeves, LMFT candidate, to retake the oral exam. The motion carried.

### **Discuss/Ratify Newly Licensed**

Upon review Dr. Scott made a motion, seconded by Reverend Gordon, to ratify the following newly licensed, temporary licensed LPC's and LMFT's.

**LPC**

Tanya Barrett  
Joanna Bartlett  
Karen Bell  
Jonathan Boggs  
Macie Caudill  
Deann Christian  
Hilda Davis  
Nina DiTommaso Morgan  
Teresa Dunn  
Amy Eller  
Stephen Gallup  
Rebecca Gatlin  
Preston Goforth  
Crystal Henson  
Enoch Idol  
Tracey Johnson  
Jessica Korzyniowski  
Marcia Lara  
Anna Long  
Martha Morrison  
Jamie Pettit  
Anita Randolph  
Rosemary Sarver  
Jeffery Campbell Sr  
Karin Gubin  
Kimberly Wells

**LPC-Temp**

Allison Bradshaw  
Anthony Clausi III  
Freda Frailey  
Kelly Reedy  
Corey Teague  
Lynne Whitten

**MFT**

Kay Francis  
Maggie Jean Jones  
Elizabeth Kitzmiller  
David Morgan  
David Tiner

**MFT-Temp**

Nicole Hawker  
Carol Smith  
Benjamin Thompson  
Kenneth Winters Jr

The motion carried.

### **Correspondence**

The Board reviewed a letter from Sheila Talley, LMFT regarding her Tennessee license which went into a failure to renew status upon moving to Kentucky in April 2001. Ms. Talley stated in her letter that she telephoned the Board to send a verification of licensure to the state of Kentucky and should have been instructed at that time to submit an affidavit of retirement.

Ms. Layden informed the Board that the statute and rules require the practitioner to retire their licensure. Ms. Layden said in this incidence the practitioner did not submit an affidavit of retirement resulting in the lapsing of her license.

Dr. Hammonds-White stated the issue is not administrative and that in our rules and statutes it gives specific instructions on how to retire your license.

Ms. Owens stated that Ms. Talley's renewal was returned to us as the forwarding order had expired.

Ms. Layden stated there is nothing in the statute or rules that give the Board the discretion to waive the fees in respect to reactivation of expired license. Ms. Layden said when Ms. Talley submits the reinstatement application she must have completed the required continuing education twelve (12) months proceeding reactivation of her licensure.

Ms. Owens stated Ms. Talley must pay \$875 to reactivate her license and includes all past due renewal fees, current renewal fees, and all penalties.

Dr. Hammonds-White stated it seems Ms. Talley is asking the Board to do something that it has no authority to do.

Dr. Hammonds-White said it was her understanding that it is the responsibility of the licensee to read the rules and know what to do. Dr. Hammonds-White said she is regretful that the Board is not in a position to do anything about this particular situation.

Dr. Hammer stated practitioners need to read the rules and know their options.

Ms. Layden stated that she and Ms. Owens will work together on the letter to Ms. Talley.

### **Applications for Review**

The Board reviewed the temporary license application for **Rachel Tanner Smith, LPC**. Dr. Scott asked Ms. Smith if her probation has been completed. Ms. Smith stated the terms of her probation have been met. Upon review, Dr. Scott made a motion, seconded by Dr. Hammer, to approve Ms. Smith for temporary licensure. The motion carried.

The Board reviewed the application for **Ralph Topham, LPC**. Upon review, Dr. Scott made a motion, seconded by Reverend Gordon, to approve Mr. Topham for licensure. The motion carried.

### **Change August Board Meeting Date**

Ms. Owens said the next Board meeting is scheduled for t August 15, 2008; however, due to an administrative change the meeting could be moved to a later date. Upon discussion, the Board decided to keep the August 15, 2008 meeting date until notified of a change.

With no other Board business to conduct, Dr. Scott made a motion, seconded by Reverend Gordon, to adjourn at 10:35 a.m. The motion carried.

**Ratified by the Board of Licensed Professional Counselors, Licensed Marital and Family Therapist and Licensed Pastoral Therapist on August 15, 2008**