

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

DATE: August 15, 2008

TIME: 9:00 A.M.

LOCATION: Health Related Boards Conference Center
Iris Room, 227 French Landing
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Susan Hammonds-White, LPC, President
Randall Phillips, LPC, LMFT, Vice President
Reverend Frank S. Gordon, Citizen Member, Secretary
Janet E. Scott, LPC

STAFF PRESENT: Sherry Owens, Board Administrator
Barbara Maxwell, Administrative Director
Diona Layden, Advisory Attorney
Christopher Larkin, Advisory Attorney

Dr. Hammonds-White called the meeting to order at 9:05 a.m. A sufficient number of Board members were present to constitute a quorum.

Review/Ratify Minutes from the May 9, 2008 Board Meeting

Upon review of the May 9, 2008 Board meeting minutes, Dr. Scott made a motion, seconded by Reverend Gordon, to approve the minutes as written. The motion carried.

Conflict of Interest Statement

Ms. Layden reviewed the Conflict of Interest Policy Statement with the Board members which requires all Board members to disclose any possible conflicts of interest, whether personal or financial, to determine if the member should recuse him/her self from the meeting and leave the meeting room.

Office of General Counsel Report

Ms. Layden reviewed the Office of General Counsel Report stating the rule increasing the number of supervised hours from 1,000 to 3,000 has been sent to the Attorney General's Office for review.

Ms. Layden said the Board has five (5) remaining cases in the Office of General Counsel.

Ms. Layden introduced Christopher Larkin to the Board stating he would be their new advisory/litigating attorney.

The Board thanked Ms. Layden for her service to the Board.

Investigative Report

Ms. Stone reviewed the Investigative Report with the Board stating there are thirteen (13) cases in investigations for LPC, one of which was carried over from 2007 and one from 2006.

Ms. Stone said there are three (3) open cases for LMFT's and four (4) open cases for CPT's.

Disciplinary Report

Ms. Stone reviewed the Disciplinary Report stating she is currently monitoring one LMFT who was assessed costs of \$310.05 and a civil penalty of \$1,000.00.

Ms. Stone stated that all complaints are reviewed thoroughly and placed in the appropriate category by the coordinator. Ms. Stone said if it is unclear in which category to place the complaint, it may be reviewed by the Board consultant and Board attorney.

Financial Report

Ms. Owens reviewed the Financial Report stating the Board has a projected cumulative carry over of \$327,266.73 as of June 30, 2008.

Ms. Miller said the board had an actual surplus of \$261,582 as of June 30, 2007 and suggested the Board may want to consider a fee decrease.

Administrative Report

Ms. Owens reviewed the Administrative Report stating twenty-eight (28) LPC's, two (2) LMFT's and zero (0) LPT's were licensed since the last meeting.

Ms. Miller said approval for travel to association meetings can be obtained if it meets certain criteria and asked all Board members to submit travel requests 120 days prior to travel.

Ms. Owens stated Mr. Rick Agee, Compliance Coordinator, is conducting a five percent (5%) audit of the Board's monthly renewals and, at this time, all licensees are in compliance.

Practitioners Working on a Lapsed License and Required Continuing Education

Ms. Layden introduced Alison Cleaves, Assistant General Counsel, to speak to the Board regarding licensees who fail to obtain the required continuing education and fail to renew their licenses.

Ms. Cleaves discussed agreed citations for those licensees who fail to obtain the required continuing education and those working on an expired license. Ms. Cleaves said the agreed

citation is reported on the department's web site as discipline but not the national practitioner databank.

Upon discussion, Dr. Phillips made a motion, seconded by Reverend Gordon to review licensees working on a lapsed license on a case by case basis. The motion carried.

Dr. Phillips made a motion, seconded by Dr. Scott, to review licensees not compliant with the continuing education audit on a case by case basis. The motion carried.

Discuss the Costs to Search and Validate Examinations with the Bureau of Health Licensure and Regulation.

Dr. Phillips said he tried to meet with several volunteers to discuss the creation of a valid examination, but with the volunteers not being reimbursed for their time, travel or lodging it had been difficult to coordinate a meeting. Dr. Phillips recommended that he create an exam for review and comments.

Ms. Owens stated that she contacted other states to request copies of their exam but was unable to obtain copies.

Dr. Phillips asked Ms. Layden if there were any public notice laws prohibiting issuing the questions to Dr. Bonnington and Ms. Oxford for review. Ms Layden said she would have Mr. Larkin research this to determine if it can be done without public notice.

Discuss Recommendation Letters from Professionals

Ms. Owens said she has had several inquiries as to whether the reference letter required for new applicants can be from a professional not in the mental health field. Dr. Hammonds-White asked if there is anything in the rules that states who specifically is considered a professional. Ms. Owens said she has accepted letters from LPC's, Psychologists, LMFT's, Psychiatrists and LCSW's. Dr. Hammonds-White asked if this is something the Board needs to clarify.

Ms. Miller advised the board that it could interpret the rule for Ms Owens' purposes.

Discuss Legislation Regarding Art Therapy

The Board reviewed the amended bill regarding art therapy.

Dr. Hammonds –White said although this bill was withdrawn during the legislative session, it is eventually going to be reintroduced. Dr. Hammonds-White said the bill allows a person who has an LPC license to be eligible to become a certified/registered art therapist which is within the LPC scope of practice.

Ms Miller said the Boards' comments regarding the legislation will be passed on to the commissioner's office.

Dr. Hammonds-White said it's not a state regulation issue; however, every time another type of certification is added it affects the professional counselors.

Dr. Scott made a motion, seconded by Reverend Gordon, that the legislation regarding certification for art therapy is unnecessary and would not strengthen the LPC professional license. The motion carried.

Discuss Marital and Family Therapist Supervision Rule

Dr. Phillips said he and Ms. Owens discussed whether or not an applicant for licensure can have more than one supervisor while obtaining their clinical hours. Dr. Phillips said he does not have a problem with an applicant having more than one supervisor. Ms. Owens said applicants send in the required information when they have more than one supervisor.

Review/Ratify Oral Examination Results

Upon review Dr. Phillips made a motion, seconded by Reverend Gordon, to ratify the following candidates who passed the oral examination and are ready for licensure as Marital and Family Therapist:

- Amy Alexander
- Clifford Reeves
- Nancy Barr
- Jan Harvey
- Deborah Martin
- Tamera Tarver
- Molly Aiken
- John Kennedy
- Brian Miller
- Amanda Terry
- Robin Scott-Charboneua

The motion carried.

Discuss/Ratify Newly Licensed

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

LPC

- Kelly Allard
- Jennifer Armstrong
- Gladys Bentley
- Jenna Britt
- John DeLoache
- John Denton
- Carolyn Dobbins
- Kathryn Donev
- Connie Erwin
- Kristel Headley
- Amanda Healey
- Ira Helderma

MFT

- Amy Alexander
- Nancy Barr
- Jan Harvey
- Deborah Martin
- Donna Purnell
- Clifford Reeves
- Kimberly Wilson

MFT Temp

- Mardius Kinder
- Ashley Lohr
- Carmen Taylor

David Holmes
Keli Johnson
Joseph Johnston II
Tammy Lewis
Dezerae Nash-Spacek
Julia Neilan
Mary Nelson
Timothy Tatum
Ralph Topham
Richard Underwood
Kristen Vicars
Tory White
Yohunnah Woods-Moton

LPC Temp

Frances Anderson
Rebecca Cochran
Floyd Cole
Michelle Foote-Pearce
Susan Fuhr
Susan Miller
Kelly Myers
Miranda Russell
Rachael Tanner-Smith
David White

LPC Reinstated

Franklin Conley
Steven Jenkins
William Swiggart

The motion carried.

Review/Discuss Correspondence

Dr. Hammonds-White said Phoenix State University is offering licenses for pastoral counseling for \$100.00. Ms. Layden said without more specific information there is nothing the Board can do. Dr. Hammonds-White said she would forward the information to Ms. Layden.

The Board reviewed a letter from Dr. Stuart Bonnington regarding supervision via web cam. Ms. Owens said Dr. Bonnington is supervising an applicant being deployed to Korea, and he asked if a web cam can be allowed for this applicant to complete his supervision while being deployed. Upon discussion, the Board decided to table this discussion until the next Board meeting to give Dr. Phillips the opportunity to discuss this subject with the AAMFT.

The Board reviewed an email from Cara Cochran, LPC/LMFT regarding supervision in a school setting. Dr. Hammonds-White said the internship requires 300 hours in a mental health setting, which is a clinical setting, not a school setting. Dr. Hammonds-White said the rule's intent was not to allow supervision in a school setting.

The Board reviewed a letter from Christopher Quarto, Professor of Psychology at MTSU. Dr. Quarto wants to know if the Theories of Counseling course would satisfy study in both the theories of human behavior, learning and personality, and theories of counseling areas. Dr. Hammonds-White said the Board will not accept this course as satisfying the requirements for theories of human behavior, learning and personality, and theories of counseling areas.

The board reviewed a letter from Kimberly Rogers regarding keeping her application open until she can sit for the Jurisprudence Exam in October 2008. Upon discussion, Dr. Hammonds-White made a motion, seconded by Dr. Phillips to allow Ms. Rogers to keep her application open until she sits for the Jurisprudence Exam in October 2008.

Agreed Order for Brian Irwin

Mr. Larkin said he spoke with Mr. Irwin's attorney who stated he faxed the signed order to him yesterday. Mr. Larkin stated he did not receive the order and would present it to the Board at the November 21, 2008 meeting.

Review Applicant Files

Upon review of the application for Ruby Taylor, LPC, Dr. Scott made a motion, seconded by Dr. Phillips, to approve Ms. Taylor for licensure. The motion carried.

Other Board Business

Dr. Hammonds-White said that Board member Dr. Dan Hammer, LMFT has passed away. Dr. Hammonds-White stated that Dr. Hammer was an asset as a Board member and Licensed Marital and Family Therapist and would be greatly missed as both a colleague and Board member. The Board expressed their deepest sympathy to Dr. Hammers' family.

With no other Board business to conduct, Dr. Phillips made a motion seconded by Dr. Scott to adjourn at 11:35 a.m. The motion carried.

Ratified by the Board of PC, MFT and CPT on November 21, 2008