

West Virginia Board of Examiners in Counseling

Minutes

January 28, 2008

- Time and Place: The West Virginia Board of Examiners in Counseling met January 28, 2008 at Marshall University Graduate College's South Charleston campus.
- Board Members present: Adrienne Biesemeyer
Debbie Frost
Bob Masson
Chris Schimmel, Secretary
John Charonko, Chair
Excused Absence – Donna Evans
- Others Present: Jean Ann Johnson-Executive Director
Roxanne Clay-Assistant to the Executive Director
Lisa Kaplan-representative from WVLPC Association
Kevin Hanson-
Jake Wegman-WVBEC Attorney
- Quorum Established: Meeting called to order at 9:40am. A quorum was established.
- Approval of Minutes: Minutes were reviewed for October 15, 2007.
Section titled "Bill Pay" from October 15, 2007 – acknowledge that no motion/second/pass was noted.
Minutes were approved. M/S/P (Biesemeyer/Frost)
- Travel Forms: Travel forms were distributed and signed.
- P-Card Approval: Having examined the P-Card records for October, November and December of 2007, the board approved all purchased. M/S/P (Charonko/Masson).
- Credentialing: Board discussed concerns about an applicant's file that reflected counseling activity/supervision time that was accumulated while working a full-time job with a non-counseling establishment. The board requested that ED send a letter to the applicant and the ALPS and invite them both to the next scheduled Board meeting to help the members understand this unusual situation.
- The credentialing Committee recommended 11 applicants for licensure. The Board approved new licenses for:
Amy Burdette
Erin Burke
Earl DuVall III
Carolyn Gardner-McConnell
Danielle Hagenstein
Jessica Laslo
Heidi Lucas
Emily Osterman
Linda Shreve

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Carol Taylor
Eric Wellman
M/S/P (Frost/Charonko)

Marriage and Family
HB 4146:

WVBEC remains concerned over the proposed legislation of a separate board for the licensure of marriage and family therapists. ED reported that the association of drug and alcohol counselors, the WV Psychological Association either have drafted or are in the process of drafting position papers that oppose the establishment of a separate licensing board for marriage and family therapists. WVLPC requested email addresses for all LPCs in WV. The Board indicated that it was willing to provide said list for the fee normally associated with obtaining the list.

Kevin Hanson:

Mr. Hanson filed a complaint against an LPC. Mr. Hanson appeared at the request of the board to further explain his concerns reflected in his complaint.

Executive Session:

Motion to enter executive session at 12:29pm. M/S/P (Biesemeyer/Masson)

Case #05-07:

Motion on probable cause. M/S/P (Frost/Masson)

Recommend that WVBEC enter into a consent agreement with LPC. Board recommends that LPC consent agreement contain 3 hours of graduate education in ethics and other topics related to findings in addition to the 6 hours already required by his license renewal process. LPC must be supervised by ALPS approved by the Board. M/S/P (Frost/Masson). Charonko as a member of the Complaint Review Committee abstained from voting.

Case #02-06

ED reported that bankruptcy papers have been filed by 02-06 which listed her debt to WVBEC.

Case #07-06

Review for reinstatement. Completed supervision and took course at WVU in ethical issues in counseling. Motion to reinstate M/S/P (Frost/Biesemeyer) Schimmel as the remaining member (John Niles) of the Complaint Review Committee, abstained from voting.

Case #07-07

Counselor has moved to Oklahoma. Consent Order signed and finalized.

Case #06-05

LPC asking for time extension to take courses required in consent agreement. Permission granted on extension, but LPC

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must provide documentation of enrollment in course and must stay in supervision until WVBEC meeting in July, 2008.

- Applicant File Review: ALPS wanting Board to advise her. ALPS wants to know if she can withhold a positive recommendation for applicant because applicant owes a significant amount of money for supervision. Board advises ALPS to submit necessary forms required of licensee and Board will make decision on licensure.
- Case #09-07 Board elected to invite LPC to meet with complaint review committee to further explain situations reflected in the complaint filed against her license. Board would like to simply garner more information about the case and the complaint prior to make a decision. A member of the complaint review committee will be in contact with the LPC to arrange a meeting prior to the next Board meeting. M/S/P (Frost/Masson). Charonko and Schimmel, as members of the Complaint Review Committee, abstained from voting.
- Case #08-07 Board Counsel presented the amended consent agreement to the members for approval. Board Counsel and Chair met with the LPC and his attorney to finalize consent agreement and order.
- Exit Executive Session: Motion to exit executive session at 2:17pm M/S/P (Frost/Masson)
- Executive Director's Report: The Board's account balance as of January 24, 2008 is \$115,635.51. The financial documents were reviewed and appeared to be in order.
- FIMS system is up and running and beneficial to the functioning of the board.
- Computer testing is going smoothly. Board developed an approval letter unique to our board that is mailed to applicants. This document allows the applicant to sit for the exam.
- ED commended Assistant for her ability to assist in the running of the day-to-day business of the board.
- The 2005-2007 Annual Report was presented to the board for review. Report was submitted on time to the appropriate agencies required by Chapter 30.
- Evaluations from the session that board members conducted at the November 2007 WVCA state

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counseling conference. The session was received well and received high marks.

Conference Call Service – ED has signed up for a subscription to a conference call system that we pay for only when we use. ED can post the number for the public to have access when we have to schedule a meeting. Ethics committee will also use the service during complaint investigations.

Enter Executive Session: 2:42pm M/S/P (Frost/Beisemyer)

Case #08-07 Board attorney reported that the LPC has signed amended consent agreement and is to pay the partial payment of \$1,000 in owed fees by February 28, 2008. LPC attorney will be mailed a copy of final consent agreement.

Exit Executive Session: 2:45pm M/S/P (Schimmel/Masson)

Board Appointments: A. Biesemeyer presented potential names to serve as board members. The Board held a discussion that the board possibly try to seek a person who represents a culturally diverse population. The two names presented will be forwarded to the governor's office for approval. The board will continue its search. M/S/P (Frost/Masson)

Quorum Constitution: ED asked board attorney about a recent published Ethics Commission opinion on the number of members needed to be present at meetings to form a quorum. Board discussed the opinion and will follow in good faith.

PERD Report: ED covered the results of the PERD report that was conducted through 01/04/08. Results were discussed and the recommendations will be implemented as appropriate.

DHHR Recommended Services for Sex Offenders: The Board reviewed and discussed the DHHR's new recommendations for persons who work in the treatment of sexual offenders. The Board instructed the ED to construct a letter acknowledging the receipt of the standards.

Questions to the Board: Entertained question about changing "grandfather" status to a status that reflects she meets the requirements for licensure under the new rule. The Board decided that this is not possible.

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Marshall University Professors from the Huntington campus requested that the board consider a waiver of the Addictions course and the Marriage and Family course for their recent graduates. MU professors cited that they did not know the new requirements for licensure included these courses and therefore they did not properly inform students of then need to take these. After careful consideration and much discussion on the part of the Board, it was decided that there would be no fair and just way to track what students should be granted a waiver, thereby making the rule inconsistent and difficult to adhere to. It was decided that a waiver was not in the best interest of all parties.

The board discussed the allowance of additional internship hours towards supervision in cases where master's level students were required to complete an excess of 300 hours. Currently, the formula works in this way:

3 hrs of internship = 300 hours with a maximum of 900 hours to be granted.

Adjourn 4:30pm m/s/p (Schimmel/Frost)

Respectfully Submitted,

Christine Schimmel, Secretary