

**BOARD OF CLINICAL SOCIAL WORK, MARRIAGE & FAMILY THERAPY,
AND MENTAL HEALTH COUNSELING
GENERAL BUSINESS MEETING MINUTES**

May 2, 2013 at 2:00 p.m.

May 3, 2013 at 8:30 a.m.

Holiday Inn and Suites

2725 Graves Road

Tallahassee, FL 32303

(850) 536-2000

CALL TO ORDER/ROLL CALL

The meeting was called to order on Thursday, May 2, 2013 at 2:00 p.m. by Ms. Bridgman, Vice-Chair, and recessed at 5:35 p.m. The meeting was called back to order on Friday, May 3, 2013 at 8:30 a.m. and adjourned at 10:30 a.m. Those present for all or part of the meeting included the following:

Members present:

Mary Bridgman, Esq., Vice-Chair

William Day, Ph.D., LMHC

Sue White, LCSW

Sandra Barlow, Ph.D., LCSW

Susan Gillespy, LMFT

Helen Douglas, R.D.H.

Mary Macomber, Esq.

Staff present:

Deborah Loucks, Board Counsel

Elana Jones, Prosecuting Attorney

Sharmin Hibbert, Prosecuting Attorney Supervisor

Sue Foster, Executive Director

Robin McKenzie, Program Administrator

Dee Ramer, Regulatory Supervisor

Court Reporter: Accurate Stenotype Reporters

850-878-2221

Member absent:

Frank Roberts, LMFT, LMHC, Chair (excused)

REVIEW AND APPROVAL OF MINUTES

The minutes of the February 7-8, 2013 general business meeting were reviewed and following review, the following action was taken by the Board:

Motion: by Ms. Macomber to approve the minutes as amended on page 7.

Second: by Ms. Douglas.

Vote: Unanimous.

Dr. John Armstrong, MD, FACS, State Surgeon General and Secretary of the Department of Health addressed the Board on various topics; thanking them for their willingness to serve the state of Florida.

DISCIPLINARY PROCEEDINGS

Miriam S. Acosta, LCSW, Case No. 2011-10720 (PCP: Buller, Douglas, White)

Ms. Acosta was not present and was not represented by counsel. A two count administrative complaint filed November 9, 2011 alleged violations of s. 491.009(1)(p), F.S., of inability to practice due to use of drugs, narcotics, chemicals, or any other substance; and s. 491.009(1)(t), F.S., of violation of a rule relating to the regulation of the profession or a lawful order of the Board.

A settlement agreement was presented to the Board with the following terms: fine of \$2,000; actual costs of \$6,145.40; restriction on practice to include attendance at AA meetings 4 times per week, daily contact with AA sponsor, probation for two years, appearances at first and last meetings of probationary period, practice under indirect supervision of a psychotherapist with responsibilities as listed in the settlement

agreement, no consumption of alcohol or controlled substances, random drug testing, quarterly reports to the Department.

Ms. Douglas and Ms. White were recused due to service on the Probable Cause Panel. The Board discussed that this case had been on the August 10, 2012, October 26, 2012, February 8, 2013 and this agenda and each time there had been a request for continuance. Following discussion, the following action was taken by the Board:

Motion: by Ms. Macomber to deny the continuance.

Second: by Dr. Day.

Vote: Unanimous.

Motion: by Ms. Macomber to reject the settlement agreement as presented.

Second: by Dr. Day.

Vote: Unanimous.

Motion: by Ms. Macomber to make a counter-offer to revoke her license.

Second: by Dr. Day.

Vote: Unanimous.

Beatty Cynthia Cohan, LCSW, Case No. 2010-17669 (PCP: Macomber, Szuch, and Barlow)

Ms. Cohan was present and was represented by Wilson Jerry Foster, Esq. A six count administrative complaint filed December 20, 2012 alleged violations of s. 491.009(1)(u), F.S., of failure to maintain in confidence a communication made by a patient in therapy; s. 491.009(1)(h), F.S., by violating s. 39.201(1)(a), F.S., of failure to perform legal obligation placed upon a licensee by failure to report abused, neglected child; s. 491.009(1)(v), F.S., of making public statements from client contacts, sent through email; s. 491.009(1)(n), F.S., failure to make available to patient, upon written request, copy of documents; s. 456.072(1)(q), F.S., violation of lawful order of the Board or failure to comply with subpoena; Rule 64B4-9.001(2), F.A.C., and s. 491.009(1)(w), F.S., by failing to maintain records for seven years after last treating patient in March 2007.

A settlement agreement was presented to the Board with the following terms: reprimand; fine of \$4,000; costs not exceed \$5,415.31; complete an 8 hour laws and rules course, a 3 hour course in record keeping and a 3 hour course in ethics; and sign a laws and rules affidavit within 3 years of the final order. Actual costs are \$5,225.77.

Dr. Barlow and Ms. Macomber were recused due to service on the Probable Cause Panel. Following review, the following action was taken by the Board:

Motion: by Ms. White to reject the settlement agreement as presented.

Second: by Ms. Douglas.

Vote: Unanimous.

Motion: by Ms. White to accept the original settlement agreement, adding supervision for one year, providing the board office with the name of her supervisor who will complete a monthly review of 100% of her records up to five. The supervisor and respondent will provide quarterly reports.

Second: by Ms. Douglas.

Vote: Unanimous.

Gail Patricia Brack, LMHC, LMFT, Case No. 2012-05654 (PCP: Sherrard, Gillespy, Roberts)

Dr. Brack was not present nor represented by counsel. An administrative complaint filed August 30, 2012 alleged violation of s. 491.009(1)(t), F.S., by violating a lawful order of the Board previously

entered in a disciplinary hearing. Respondent was required by previous final order to document 20 hours in laws and rules, 10 hours in ethics and 10 hours in boundary issues. As of July 27, 2012, respondent has failed to document proof of these hours.

Ms. Gillespy (Mr. Roberts was not in attendance) was recused due to service on the Probable Cause Panel. Following review, the following action was taken by the Board:

Motion: by Ms. White to find that the respondent was properly served with the administrative complaint.
Second: by Ms. Douglas.
Vote: Unanimous.

Motion: by Ms. White that respondent failed to submit an election of rights form or any other pleading and thereby waived her right to elect the method of resolution.
Second: by Ms. Douglas.
Vote: Unanimous.

Motion: by Ms. White to proceed with this case as a hearing not involving disputed issues of material fact.
Second: by Ms. Macomber.
Vote: Unanimous.

Motion: by Ms. White to adopt the findings of fact as alleged in the administrative complaint.
Second: by Ms. Douglas.
Vote: Unanimous.

Motion: by Ms. White to adopt the conclusions of law and find that the conclusions of law constitute a violation of the practice act as alleged in the administrative complaint.
Second: by Ms. Douglas.
Vote: Unanimous.

Motion: by Ms. White to accept the investigative file into evidence for purposes of determining penalty.
Second: by Ms. Macomber.
Vote: Unanimous.

Motion: by Ms. Macomber to revoke her license.
Second: by Ms. Douglas.
Vote: Unanimous.

The Department withdrew the Motion to Assess Costs of \$947.44.

Rafael Alalu, LMHC, Case No. 2012-13165 (PCP: Shyers, Day, Macomber)

Mr. Alalu was not present nor represented by counsel (Monica L. Felder-Rodriguez, Esq.) A two count administrative complaint filed October 16, 2012 alleged violations of s. 491.009(1)(w), F.S., through a violation of s. 456.072(1)(ll), F.S., of entering a plea of guilty or nolo contendere to a misdemeanor or felony of a crime in any jurisdiction; and s. 456.072(1)(c), F.S. Respondent was convicted of one count of conspiracy to commit health care fraud and two counts of health care fraud while serving as clinical director at Biscayne Milieu Health Center, Inc. Respondent was one of several conspiring and submitting false and fraudulent claims to Medicare, payment of kickbacks and bribes to patients in a \$205 million fraud.

Ms. Jones indicated a correction to the Voluntary Relinquishment of License that Mr. Alalu agreed to never apply again as a licensed mental health counselor in Florida. A Voluntary Relinquishment of

License was presented to the Board. Dr. Day and Ms. Macomber were recused due to service on the Probable Cause Panel. Following review, the following action was taken by the Board:

Motion: by Ms. White to accept the voluntary relinquishment.

Second: by Ms. Douglas.

Vote: Unanimous.

Xiomara Ariel Imzadi, Registered CSW Intern, Case No. 2013-02536 (Waived Probable Cause)

Ms. Imzadi was not present nor represented by counsel. Allegation of possible violations of s. 491.009(1)(h),(p),(w), F.S., of failure to perform statutory or legal obligation, being unable to practice with safety due to illness, and being terminated from a treatment program for impaired practitioners.

Ms. Jones indicated a correction to the Voluntary Relinquishment of License regarding Ms. Imzadi's registered clinical social work intern number. A Voluntary Relinquishment of License was presented to the Board. Following discussion, the following action was taken by the Board:

Motion: by Ms. Macomber to accept the voluntary relinquishment.

Second: by Dr. Barlow.

Vote: Unanimous.

Sarah A. Pollard Hughey, LMHC, Case No. 2011-17118 (Waived Probable Cause)

Ms. Hughey was not present nor represented by counsel. The investigative report alleges possible violations of s. 456.063, F.S., 456.072(1)(v),(dd), F.S., s. 491.009(1)(k),(r),(w), F.S., and s. 491.0112, F.S., sexual misconduct in the practice, failure to meet minimum standards of practice.

A Voluntary Agreement to Withdraw From Practice was signed by Ms. Hughey on January 2, 2013 and a Voluntary Relinquishment of Registration was signed on March 14, 2013. Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to accept the voluntary relinquishment.

Second: by Ms. Douglas.

Vote: Unanimous.

RECOMMENDED ORDER HEARING

Irene Acosta, DOAH Case No. 12-1207

Petitioner Irene Acosta was not present nor represented by counsel. A Recommended Order dated November 16, 2012 by Administrative Law Judge, Claude B. Arrington stated the following recommendation: that the Board enter a final order adopting the findings of fact and conclusions of law and deny Irene Acosta's Amended Emergency Motion to Reinstate the Licensed Mental Health Counselor Intern License or for Alternative Relief.

The Petitioner filed the following exceptions:

Exception 1.

Motion: by Ms. Macomber to deny because the Board doesn't have the authority to reweigh evidence.

Second: by Ms. White.

Vote: Unanimous.

Exception 2.

Motion: by Ms. Macomber to deny because the Board doesn't have the authority to reweigh evidence.

Second: by Ms. White.

Vote: Unanimous.

Exception 3.

Motion: by Ms. Macomber to deny. The Board agrees with the Administrative Law Judge's conclusion of law.
Second: by Ms. White.
Vote: Unanimous.

Exception 4.

Motion: by Ms. Macomber to deny. The Board agrees with the Administrative Law Judge's conclusion of law.
Second: by Ms. White.
Vote: Unanimous.

Exception 5.

Motion: by Ms. Macomber to deny. The Board agrees with the Administrative Law Judge's conclusion of law.
Second: by Ms. White.
Vote: Unanimous.

Exception 6.

Motion: by Ms. Macomber to deny because the Board agrees with the Administrative Law Judge's conclusion of law.
Second: by Ms. White.
Vote: Unanimous.

Exception 7.

Motion: by Ms. Macomber to deny. The Board agrees with the Administrative Law Judge's conclusion of law.
Second: by Ms. White.
Vote: Unanimous.

Exception 8.

Motion: by Ms. Macomber to deny as it does not identify the legal basis for the exception.
Second: by Ms. White.
Vote: Unanimous.

Following discussion, the following action was taken by the Board:

Motion: by Ms. Macomber to adopt the findings of fact as set forth in the Recommended Order.
Second: by Ms. Douglas.
Vote: Unanimous.

Motion: by Ms. Macomber to adopt the conclusions of law as set forth in the Recommended Order.
Second: by Ms. White.
Vote: Unanimous.

Motion: by Ms. Macomber to accept the Administrative Law Judge's recommendation and deny Irene Acosta's "Amended Emergency Motion to Reinstate Licensed Mental Health Counselor Intern License or for Alternative Relief".
Second: by Ms. White.
Vote: Unanimous.

APPLICATION REVIEW

Irene Acosta, Registered MHC Intern Applicant

Motion: by Ms. Douglas to deny the application because she did not graduate from a regionally accredited university.

Second: by Ms. Macomber.

Vote: Unanimous.

APPEARANCES

Jennifer B. Lagrotte, Approval of Supervisor/Reinstatement

Ms. Lagrotte was present with her proposed supervisor, Katherine Lemieux. Ms. Lagrotte has requested approval of her supervisor and reinstatement of her license. A final order was imposed on December 4, 2008 suspending respondent's license until at least June 25, 2013. Following suspension, respondent's license will be on probation for two years with indirect supervision.

Following discussion, the following action was taken by the Board:

Motion: by Ms. White to approve Ms. Lemieux as Ms. Lagrotte's supervisor and reinstate her license.

Second: by Ms. Macomber.

Vote: Unanimous.

Larissa K. Humiston, Reinstatement

Ms. Humiston was present and was represented by Edwin Bayo, Esq. A final order was imposed on May 21, 2012 placing respondent on 1 year suspension. PRN is required to advocate that respondent is able to practice with reasonable skill and safety. Following suspension, respondent's license will be on probation for one year with indirect supervision, and costs due by May 22, 2014. PBI Professional Boundaries course was completed August 22, 2012. Carolyn Bankston, LCSW will be Ms. Humiston's supervisor. The suspension is to be lifted as of 5/3/13.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to approve the reinstatement of her license.

Second: by Ms. Macomber.

Vote: Unanimous.

Bonnie J. Whitehurst, Termination of Probation

Ms. Whitehurst was present and was not represented by counsel. A final order was imposed on August 24, 2012. Respondent was placed on one year probation with indirect supervision, 8 hours of ethics and boundaries, 8 hours of laws and rules were completed March 27, 2013, pay fine of \$1,000 by May 22, 2014, and costs of \$10,000 by May 22, 2015.

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to approve termination of probation as of May 3, 2013.

Second: by Ms. Gillespy.

Vote: Unanimous.

James C. Lumberson, Termination of Probation

Dr. Lumberson was present and was represented by Douglas Lockwood III, Esq. The Board imposed a final order upon respondent on February 2, 2010 with 3 years of probation, reprimand, permanent restriction from being a juvenile sex offender therapist, quarterly reports, costs of \$12,800 due by February 22, 2013. Respondent received a 6 month extension to pay costs until July 30, 2013.

Following discussion, the following action was taken by the Board:

Motion: by Ms. White to grant the termination of probation.

Second: by Ms. Macomber.

Vote: Unanimous.

Motion: by Ms. Macomber to give Dr. Lumberson an extension to May 15, 2015 for payment of costs.

Second: by Ms. Douglas.

Vote: Unanimous.

Mary S. Campbell, Registered CSW Intern Applicant

Ms. Campbell was not present and was not represented by counsel. She is appearing due to positive response on the applicant history section of her application.

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to deny her application because she has not demonstrated safety to practice.

Second: by Ms. Douglas.

Vote: Unanimous.

PETITIONS FOR VARIANCE OR WAIVER OF RULE

Lina Haji, Rule 64B4-3.0085, F.A.C.

Ms. Haji was present and was not represented by counsel. She is seeking a waiver of or variance from Rule 64B4-3.0085, for acceptance by the Board of the 1500 hours of post-master's supervised experience which she has received from licensed psychologists. She has been employed as a clinician in the field of mental health in Florida and New York over the past 9 years. Supervisory letters were not received from all of Ms. Haji's supervisors and therefore were not previously approved by the Board.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to grant the petition and accept her supervision hours towards her post-master's supervised experience.

Second: by Ms. Douglas.

Vote: Motion passed with Ms. Gillespy opposed.

Judith Elia, LMFT, Rule 64B4-3.0085, F.A.C.

Ms. Elia was not present and was not represented by counsel. She is a qualified supervisor who has supervised registered marriage and family therapy intern Ms. Jessica Monroe for the last ten months. The Board did not receive a supervisory letter from Ms. Elia and therefore did not approve her as Ms. Monroe's supervisor. The variance or waiver of Rule 64B4-3.0085 is requesting the Board's acceptance of the 39 weeks that Ms. Judith Elia provided supervision for Ms. Monroe. A letter dated May 23, 2012 that wasn't received by the board office states that she will be supervising Ms. Monroe beginning June 1, 2012.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to deny the petition because there was no documentation of an economic, technological, legal, or other type of hardship.

Second: by Ms. Macomber.

Vote: Unanimous.

Leticia Calderon, Registered CSW Intern and Denise Stoddard, LCSW, Co-petitioner

Ms. Calderon and Ms. Stoddard were present and were not represented by counsel. They are requesting a variance or waiver of Rule 64B4-11.007, F.A.C., to allow Ms. Calderon to use Ms. Stoddard as her qualified supervisor as she is fluent in American Sign Language. The only other qualified supervisor that uses her language is in Miami and she resides in St. Augustine.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to grant the petition and approve Ms. Stoddard as a qualified supervisor upon receipt of a letter from a psychologist that would be available for consultation, a signed qualified supervisor affirmation statement, and a copy of her certificate of completion for a 16 hour supervision course from a board approved provider.

Second: by Ms. Macomber.

Vote: Unanimous.

Carly Olson, Rule 64B4-3.0085, F.A.C.

Ms. Olson was present along with Barbara Triggs, her qualified supervisor. Ms. Olson is requesting that she be allowed to count the 35 hours of supervision and associated client contact hours, which she earned from June 1, 2011 until May 2, 2012. Ms. Olson was not aware that her supervisor had not completed the required supervisory letter and Ms. Triggs believed she had sent in the required supervisory letter.

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to grant the petition and approve Ms. Olson's supervised experience hours in question.

Second: by Ms. Douglas.

Vote: Unanimous.

Paris Corredera Carroll, Rule 64B4-3.0085, F.A.C.

Ms. Corredera Carroll was not present and was not represented by counsel. This waiver is requesting that the Board allow her to count 37 weeks of supervised experience between April 1, 2012 and December 17, 2012 under the supervision of Perla Musykanski. Ms. Carroll indicates that her supervisor, Perla Musykanski sent the board office a letter in December 2012 indicating she was going to be her supervisor, but she had actually started supervision with her in April 2012. Ms. Corredera Carroll indicated there were attachments to her waiver, but none were received.

Motion: by Ms. White to deny the petition because there was no documentation of an economic, technological, legal, or other type of hardship.

Second: by Dr. Day.

Vote: Unanimous.

Introductions of Board staff.

Board staff and a Registered Clinical Social Work Intern; currently a candidate from the Marriage and Family Therapy PhD program at Florida State University, were in the audience and acknowledged by the Board.

APPLICATION REVIEW

Udayram Ramharack, MHC Licensure Applicant

Dr. Ramharack was not present and was not represented by counsel. Dr. Ramharack was licensed as a psychologist and bilingual school psychologist in New York and is licensed as a school psychologist in Florida.

Board staff requested a review of his application including the two years of post-master's clinical experience.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to deny his application because he does not meet the statutory requirements.
Second: by Dr. Day.
Vote: unanimous.

Virgil Perry, Registered MHC Intern Applicant

Mr. Perry was present and was not represented by counsel. He is appearing due to an affirmative response on the applicant history section of the application.

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to approve his application for registered internship.
Second: by Ms. Macomber.
Vote: Unanimous.

Roger Pinnix, MHC Licensure Applicant

Mr. Pinnix was not present and was not represented by counsel. He is requesting a hearing before the Board concerning his master's degree which was not from a regionally accredited institution as required by statute.

Following discussion, the following action was taken by the Board:

Motion: by Ms. White to deny his application because his education was not from a regionally accredited university as required by statute.
Second: by Ms. Macomber.
Vote: Unanimous.

Alan I. Stevens, CSW Licensure Applicant

Mr. Stevens was not present and was not represented by counsel. Mr. Stevens was sent a letter dated March 12, 2013 requesting a course in psychopathology from an accredited school of social work, proof of passing the ASWB clinical level exam, and proof of 2 years of post-master's supervised clinical experience under a qualified supervisor.

Following discussion, the following action was taken by the Board:

Motion: by Dr. Barlow to deny his experience as being clinical.
Second: by Ms. Macomber.
Vote: Unanimous.

TOPIC DISCUSSIONS

Tobacco Cessation Presentation:

Saving Lives through Education, Amy Cober, Florida State University

Ms. Cober requested an appearance before the Board to discuss tobacco cessation in the mental health professions. A copy of her Healthy People 2020 Power-Point presentation was provided. Andree Aubrey, LCSW appeared with Ms. Cober to answer questions.

CEBroker Questions Regarding Rule 64B4-6.001(4) Requirement.

This rule was recently changed to require a 3 hour laws and rules (refresher) continuing education course for renewal every third biennium. Jim Akin, Executive Director, NASW Florida Chapter and Dr. Larry Barlow, Executive Director of FAMFT were present to discuss this new requirement.

Following discussion, the Board asked Ms. Loucks to develop language regarding the course content criteria for the 3 hour course. The draft language will be included in the August 1st agenda. Until the language has been adopted into rule; no 3 hour laws and rules courses will be approved.

The Board Responded to the Following Questions From CE Broker:

Does the new 3 hour laws and rules course requirement have to be one 3 hour course or can it be a combination of courses totaling 3 hours? **It must be one 3 hour course.**

Can a rule/statute approved provider offer the new 3 hour laws and rules course? **Yes.**

Can a provider enter a laws and rules course that is more than 3 hours if they want to and the additional hours can be used to fulfill the general requirement? **Yes.**

Could a licensee use the 8 hour laws and rules course to fulfill the 3 hour laws and rules renewal requirement and then use the additional 5 hours to fulfill general requirements? **Yes.**

Can the 3 hour laws and rules course be completed as “live” or “home study”? **The course may be completed either way.**

Does the new 3 hour laws and rules course need to route to the Board for approval each time a new one is entered? **No.**

Is it like the other required subject areas in that only the first submission routes to the Board and then any additional courses that are added by a provider are auto-accepted? **Yes.**

Is the new 3 hour laws and rules course requirement part of the 30 hours or will these be an additional hours requirement? **This is part of the 30 hour renewal requirement and should be taken once every 6 years.**

64B4-10.004, Technical Change

Board agreed to a technical change as a wrong rule was cited.

Supervised Experience Attestation Form

This is draft language added to the form that requires the supervisor to notify the board office of the date that they stopped providing supervision to the intern.

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to have board counsel begin rule development to allow the additional information on the supervision form.

Second: by Ms. White.

Vote: Unanimous.

Motion: by Dr. Day that this will not have a financial impact or require a Statement of Estimated Regulatory Costs.

Second: by Ms. Macomber.

Vote: Unanimous.

LMFTs that are CRCs that apply for LMHC

Ms. Ann White, LMFT, CRC, submitted information regarding allowing those who hold CRC credentials with an LMFT license would be able to apply for LMHC without taking the national examination required by statute. She submitted information on states which currently recognize the CRC exam for licensure.

The Board determined there would have to be a statutory change for this to be accepted. The Board doesn't have the authority to change the statute.

Trimester Hours vs. Semester Hours

The Board indicated to staff to continue counting trimester and semester hours as equivalent.

OTHER BUSINESS

Ratification of Continuing Education Providers

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to ratify the list of approved continuing education providers.

Second: by Ms. White.

Vote: Unanimous.

Committee of One Actions

Following discussion, the following action was taken by the Board.

Motion: by Ms. White to ratify the committee of one actions.

Second: by Ms. Douglas.

Vote: Unanimous.

Exemption Application

Following discussion, the following action was taken by the Board.

Motion: by Ms. Macomber to ratify approval of the exemption.

Second: by Ms. White.

Vote: Unanimous.

Application Denials

Following discussion, the following action was taken by the Board:

Motion: by Ms. Macomber to deny applicants listed for the reasons stated.

Second: by Dr. Day.

Vote: Unanimous.

Ratification of Applicants

Following discussion, the following action was taken by the Board:

Motion: by Ms. Macomber to ratify the approval of license numbers as listed.

Second: by Ms. Day.

Vote: Unanimous.

Election of Officers

Motion: by Dr. Day to nominate Ms. Bridgman as Chair.

Second: by Ms. Macomber.

Vote: Unanimous.

A motion was made to nominate Dr. Day for vice chair. He declined. Another motion was made to nominate Ms. Gillespy for vice chair. She declined.

Motion: by Ms. Macomber to nominate Ms. White as Vice-Chair.

Second: by Ms. Douglas.

Vote: Unanimous

REPORTS

Prosecuting Attorney

Ms. Jones reported that as of April 30, 2013 the Prosecution Services Unit had 62 open disciplinary cases. Of the 62 cases, 19 are under legal review, 16 are pre-probable cause and 10 cases are priority one. Six cases will be heard at this Board meeting, 7 are awaiting proper service/diligent search, 2 have been filed with DOAH, and 2 have requested an appeal. Ms. Jones asked that the Board grant permission to continue working on the year old cases. 16 cases are over one year old.

Motion: by Ms. Macomber to grant permission for the Department to continue working on cases older than one year.

Second: by Ms. Douglas.

Vote: Unanimous.

Assistant Attorney General

The following rules were adopted on 03/15/2013 and became effective on 04/04/2013

Rule 64B4-3.001 Application for Licensure for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling Applicants.

Rule 64B4-3.0085 Intern Registration

Rule 64B4-4.003 Application Fee for Licensure by Endorsement.

2013-2014 Annual Regulatory Plan

Ms. Loucks provided a regulatory report for the Board's review. The report included a list of rules the Board may be revising during the next fiscal year.

Motion: by Ms. Macomber to approve the 2013-2014 Annual Regulatory Plan.

Second: by Ms. White.

Vote: Unanimous.

Executive Director

Ms. Foster provided budget information for the Board's review. She also informed the Board that staff are currently updating the Board's website and the new site should be unveiled later this year. Ms. Foster referred members to SB1420 which is now enrolled regarding mental health treatment in jail and standardizing information in expert's competency evaluation reports. She also referred members to the unlicensed activity postcard in the file folders which will be available to all county health departments for information to report unlicensed activity.

A renewal report was placed in the file folders which had the numbers and percentages of licensees and interns that had recently renewed. She also discussed the legislation SB 1368/ SB966 and HB 1161 which passed all of the House Committees and came down to the last day of session on the calendar in the Senate. This 22 page bill would limit intern registration to five years.

Ms. Foster provided the Board with the Annual Renewal of Delegations form and requested the Board's approval.

Motion: by Ms. Macomber to approve the list of delegations.

Second: by Ms. Douglas.

Vote: Unanimous.

Board Members

Dr. Barlow indicated she had attended the ASWB spring meeting in Austin, TX as a member of their Program and Education Committee.

Ms. Macomber has been appointed as a Public Member of the Board of the National Commission for Certifying Agencies (NCCA)

INFORMATIONAL – NO ACTION TAKEN

Correspondence from Frank Roberts, LMFT, LMHC

2012 ASWB Examination Pass Rates

Email from Ohio Board Executive Director

Call for Input for the 2014 ACA Code of Ethics Draft

CACREP 2012 Annual Report Now Available

2012 NBCC Examination Pass Rates

CS for CS for SB 1368: Clinical, Counseling & Psychotherapy Services

COAMFTE US Department of Education Recognition

ADJOURNMENT

The meeting recessed at 5:35 p.m. on Thursday and adjourned at 10:30 a.m. on Friday.