

**BOARD OF CLINICAL SOCIAL WORK, MARRIAGE & FAMILY THERAPY, AND MENTAL
HEALTH COUNSELING**

GENERAL BUSINESS MEETING MINUTES

**MAY 9, 2019
8:00 A.M.**

**CROWNE PLAZA DOWNTOWN
304 W. Colonial Drive
Orlando, FL 32801
(407) 843-8700**

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the board's website.

I. CALL TO ORDER

The meeting was called to order on Thursday, May 9, 2019 at 8:00 a.m. by Lisa Bolhouse, Chair.

A. Roll Call

Roll call was conducted by Janet Hartman, Interim Executive Director. Those present for all or part of the meeting included the following:

MEMBERS PRESENT

Lisa Bolhouse, LCSW, Chair
Jamie Buller, LCSW, Vice-Chair
Denny Cecil-Van Den Heuvel, LMFT, LMHC
William Day, LMHC
Helen Douglas, RDH

STAFF PRESENT

Janet Hartman, Interim Executive Director
Jennifer Wenhold, Interim Executive Director
Ashleigh Irving, Program Administrator

MEMBERS ABSENT

Susan Gillespy, LMFT (unexcused)

BOARD COUNSEL

Deborah Loucks, Esq.
Senior Assistant Attorney General

PROSECUTION SERVICES

John Wilson, Esq. Deputy General Counsel
Chad Dunn, Esq. Assistant General Counsel

COURT REPORTER

Jane Heneghan,
American Court Reporting

B. Mission, Vision and Values

Ms. Bolhouse read the Florida Department of Health's mission, vision and values.

Mission: To protect, promote & improve the health of all people in Florida through integrated state, county, & community efforts.

Vision: To be the *Healthiest State* in the Nation.

Values (ICARE):

Innovation: We search for creative solutions and manage resources wisely.

Collaboration: We use teamwork to achieve common goals & solve problems.

Accountability: We perform with integrity & respect.

Responsiveness: We achieve our mission by serving our customers & engaging our partners.

Excellence: We promote quality outcomes through learning & continuous performance improvement.

C. Welcome

Ms. Bolhouse welcomed everyone to the meeting. She reminded the audience that the proceedings were being recorded and would later be posted on the Board's website. Ms. Bolhouse asked everyone to turn off all electronic devices and gave students an opportunity to stand and announce their school.

II. REVIEW OF MINUTES

A. February 7, 2019 General Business Meeting Minutes

The minutes of the February 7, 2019 general business meeting were reviewed and the following action was taken by the Board:

Motion: by Ms. Buller to approve the minutes of the February 7, 2019 meeting.
Second: by Ms. Douglas
Vote: unanimous.

III. DISCIPLINARY PROCEEDINGS

A. Recommended Order

i. Gabriel L. Tito, Registered Marriage and Family Therapy Intern, Case No. 2016-08678
(PCP: Buller, Day, and Roberts)
Represented by Counsel

Tabled until June 4, 2019 meeting.

B. Determination of Waiver

i. Juli Ann Arnold, LMHC, Case No. 2013-01936
(PCP: Shyers, Cecil-Van Den Heuvel, Sherrard)
Pro Se

Ms. Arnold was not present and was not represented by counsel. Chad Dunn presented the case before the Board. An administrative complaint filed on December 7, 2016 alleged violation of s. 491.009(1)(w) through a violation of 456.072(1)(c), F.S., by pleading guilty to a crime that is directly related to the practice of mental health counseling or the ability to practice mental health counseling.

Dr. Cecil-Van Den Heuvel was recused due to participation on the probable cause panel. Following review, the board took the following action:

Motion: by Ms. Buller to find that the respondent was properly served and has waived her right to a formal hearing. Also, to adopt material facts as set forth in the administrative complaint as the findings of the fact of the Board.

Second: by Ms. Douglas
Vote: unanimous.

Motion: by Ms. Douglas to adopt the allegations of law in the administrative complaint as the Board's conclusions of law and the conclusions of law as a violation of the practice act.

Second: by Ms. Buller.
Vote: unanimous.

The Department's recommendation is a reprimand, suspension of license until appearance before the Board with an evaluation from PRN to prove she can practice with reasonable skill and safety and a \$1,000 fine payable within 1 year. Following discussion, the Board took the following action:

Motion: by Ms. Buller to accept the Department's recommendation.
Second: by Ms. Douglas.
Vote: unanimous.

A motion to assess costs in the amount of \$659.29 payable within 1 year was presented to the Board. Following discussion, the Board took the following action:

Motion: by Ms. Buller to approve the Department's motion and assess costs.
Second: by Ms. Douglas.
Vote: unanimous.

ii. Emelia A. Rampt, Registered Mental Health Intern, Case No. 2017-13498
(PCP: Barlow and Bolhouse)
Pro Se

Ms. Rampt was present and sworn in by the court reporter. She was not represented by counsel. Chad Dunn presented the case before the Board. An administrative complaint filed on September 6, 2018 alleged violation of s. 491.009(1)(c)(h)(w) and 456.072(1)(c)(k)(x)(dd), F.S. Ms. Rampt entered a plea of and was adjudicated guilty of one count of Battery and one count of Petit Theft in Pinellas County. Ms. Rampt failed to notify the Board in writing that she entered a plea of guilty within 30 days of conviction.

Lisa Bolhouse was recused due to participation on the probable cause panel. Following review, the board took the following action:

Motion: by Dr. Day to find that the respondent was properly served and has waived her right to a formal hearing. Also, to adopt material facts as set forth in the administrative complaint as the findings of the fact of the Board.
Second: by Ms. Douglas.
Vote: unanimous.

Ms. Rampt addressed the Board regarding any mitigating factors. Following her address Board Members asked questions and took the following action:

Motion: by Ms. Douglas to adopt the allegations of law in the administrative complaint as the Board's conclusions of law and the conclusions of law as a violation of the practice act.
Second: by Dr. Day.
Vote: unanimous.

The Department's recommendation is a reprimand, administrative fine of \$1000 payable within 1 year, 2 hours of laws and rules continuing education and suspension until appearing before the

Board with a PRN evaluation within 9 months. Following discussion, the Board took the following action:

Motion: by Dr. Cecil -Van Den Heuvel to impose a letter of concern, suspension of license until appearing before the Board with a PRN evaluation proving she can practice with reasonable skill and safety, \$500 fine payable within 1 year, and completion of 2 hours of laws and rules continuing education completed within 1 year.
Second: by Ms. Douglas.
Vote: unanimous.

A motion to access costs in the amount of \$604.14 payable within 1 year was presented to the Board.

Motion: Dr. Day to waive the Department's cost.
Second: by Ms. Douglas.
Vote: unanimous

C. Informal Hearing

i. Joseph L. Hall, Registered Mental Health Intern, Case No. 2017-18634
(PCP: Barlow and Bolhouse)
Pro Se

Mr. Hall was present and sworn in by the court reporter. Mr. Hall was not represented by counsel. Mr. Wilson presented the case before the board which includes the following violations: section 491.009(1)(c), Florida Statutes, provides that being convicted or found guilty of, regardless of adjudication, or having entered a plea of nolo contendere to, a crime in any jurisdiction with directly relates to the practice of his or her profession or the ability to practice his or her profession constitutes grounds for disciplinary action by the Board.

Ms. Bolhouse was recused due to participation on the probable cause panel. After review, the Board took the following action:

Motion: by Dr. Cecil-Van Den Heuvel accept the material into evidence, find that the respondent was properly served and has requested an informal hearing. Also, to adopt material facts as set forth in the administrative complaint as the findings of the fact of the Board.
Second: by Ms. Buller.
Vote: unanimous.

Mr. Hall spoke to the Board regarding any conclusions of law or mitigating factors.

Motion: by Ms. Douglas to adopt the allegations of law in the administrative complaint as the Board's conclusions of law and the conclusions of law as a violation of the practice act.
Second: by Dr. Day.
Vote: unanimous.

The Department's recommendation was revocation of license and \$1000 administrative fine.

Following discussion, the Board took the following action:

Motion: by Ms. Douglas to impose suspension of license until completion of a PRN evaluation proving he can practice with reasonable skill and safety, \$1000 administrative fine to be paid within 1 year, 2-hour domestic violence continuing education course to be completed within 1 year and appearance required at a future board meeting when application is submitted.
Second: by Dr. Day.
Vote: 3/1. Dr. Cecil-Van Den Heuvel opposed.

A motion to access costs in the amount of \$103.49 payable within 1 year was presented to the Board.

Motion: by Ms. Douglas to waive the Department's cost.
Second: by Dr. Day.
Vote: unanimous

D. Voluntary Relinquishment

i. Eric Gordon, Case No. 2018-07204

(PCP: Barlow and Bolhouse)

Pro Se

Mr. Gordon was not present nor represented by counsel. Mr. Wilson presented the case before the Board which includes the following allegations: section 491.009(1)(c), Florida Statutes and section 491.009(1)(w), Florida Statutes through a violation of Section 456.072(1)(x).

Ms. Bolhouse was recused due to participation on the probable cause panel. A voluntary relinquishment of license was presented to the Board. After review, the Board took the following action:

Motion: by Ms. Buller to accept the voluntary relinquishment.
Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

ii. Keith Herbert, LCSW, Case No. 2017-19397

(PCP: Barlow and Bolhouse)

Pro Se

Mr. Herbert was not present nor represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 491.009(1)(b) and 491.009(1)(w), F.S. by failure to perform a statutory obligation when he was excluded from Medicare and all federal health care programs by the United States Department of Health and Human Services.

Ms. Bolhouse was recused due to participation on the probable cause panel. A voluntary relinquishment of license was presented to the board. After review, the Board took the following action:

Motion: by Ms. Buller to accept the voluntary relinquishment
Second: by Ms. Douglas.
Vote: unanimous.

iii. Gerardo J. De Jesus, Registered Mental Health Counselor Intern, Case No. 2018-00230

(PCP: Barlow and Buller)
Represented by Counsel

Mr. De Jesus was not present nor represented by counsel. Mr. Wilson presented the case before the board which includes the following violations: section 491.009(1)(k), Florida Statutes.

A voluntary relinquishment of license was presented to the Board. After review, the Board took the following action:

Motion: by Dr. Cecil Van Den Heuvel to accept the voluntary relinquishment.
Second: by Ms. Douglas.
Vote: unanimous.

iv. Dan Engle, LMFT, Case No. 2018-02336

(PCP: Otis and Buller)
Pro Se

Mr. Engle was not present nor represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 491.009(1)(k) and 491.009(1)(r), Florida Statutes by committing an act upon a patient or client which constitutes sexual battery or sexual misconduct and failing to meet the minimum standards of performance in professional activities when measured against generally prevailing peer performance.

Ms. Buller was recused due to participation on the probable cause panel. A voluntary relinquishment of license was presented to the board. After review, the Board took the following action:

Motion: by Dr. Cecil Van Den Heuvel to accept the voluntary relinquishment.
Second: by Ms. Douglas.
Vote: unanimous.

v. Stephanie E. Driskill, Registered Clinical Social Work Intern, Case No. 2018-21099

(PCP: N/A)
Pro Se

Ms. Driskill was not present nor represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 456.072(1)(k)(dd), F.S. and 491.0045(1)2.(c)(3), F.S. An internal complaint was filed with the Consumer Service Unit with concerns that Ms. Driskill was practicing without a qualified supervisor.

After review, the Board took the following action:

Motion: by Ms. Buller to accept the voluntary relinquishment.
Second: by Ms. Douglas.
Vote: unanimous.

vi. Michael Eugene Fuller, Registered Mental Health Counselor Intern, Case No. 2018-08171

(PCP: Waived)
Represented by Counsel

Mr. Fuller was not present or represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 456.3072(1)(k)(o)(dd), F.S., 491..009(1)(h)(r)(t), F.S. and 64B4-9.002(2), F.A.C. A consumer complaint was filed alleging Mr. Fuller was practicing beyond his scope of licensure as the Director of Behavioral Services at "All Comfort Care". A voluntary relinquishment of license was presented to the board.

After review, the Board took the following action:

Motion: by Ms. Douglas to accept the voluntary relinquishment.
Second: by Ms. Buller.
Vote: unanimous.

vii. Carmen Garcia, Registered Mental Health Counselor Intern, Case No. 2018-21063

(PCP: Waived)
Pro Se

Ms. Garcia was not present or represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 456.072(1)(k)(dd) and 491.0045(1)(2)2.(c)(3), F.S. An internal complaint was filed alleging Ms. Garcia was practicing without a qualified supervisor. A voluntary relinquishment of license was presented to the board. After review, the Board took the following action:

Motion: by Ms. Buller to accept the voluntary relinquishment.
Second: by Ms. Douglas.
Vote: unanimous.

ix. Scott McDonald Hutchison, Registered Mental Health Counselor Intern, Case No 2018-21095

(PCP: Waived)
Pro Se

Mr. Hutchison was not present or represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 456.072(1)(k)(dd), 491.0045(1)(2)2.(c)(3), F.S. Rule 64B4-007(2)(b), F.A.C. An internally generated complaint indicated Mr. Hutchison may be practicing without a supervisor. A voluntary relinquishment of license was presented to the board. After review, the Board took the following action:

Motion: by Dr. Cecil-Van Den Heuvel to accept the voluntary relinquishment.
Second: by Ms. Douglas.
Vote: unanimous.

ix. Vanessa Niven-Zedner, Registered Marriage and Family Therapy Intern, Case No. 2018-21070

(PCP: Waived)

Pro Se

Ms. Niven-Zedner was not present or represented by counsel. Mr. Wilson presented the case before the board which includes possible violation of s. 456.072(1)(k)(dd) and 491.0045(1)(2)2.(c)(3), F.S.. An internally generated complaint indicated Ms. Niven-Zedner may be practicing without a supervisor. A voluntary relinquishment of license was presented to the board. After review, the Board took the following action:

Motion: by Ms. Douglas to accept the voluntary relinquishment.
Second: by Dr. Day.
Vote: unanimous.

IV. PROSECUTION REPORT

A. John Wilson, Deputy General Counsel

Mr. Wilson introduced Chad Dunn as the new PSU section manager for the Allied Health professions. Mr. Dunn then presented the following report to the Board:

Inventory of Cases as of April 23, 2019	
Cases in hold status (48 Status)	2
Cases under legal review (60-68 Status)	112
Cases awaiting probable cause determination (70 Status)	29
Total cases where PC has been found (80 Status)	6
Cases for formal hearing request (85-88 Status)	10
Cases submitted for Board review (100 Status)	14
Cases at DOAH (110 Status)	0
Cases on appeal (140 Status)	0
+	
Total Cases open/active in PSU	179

Total Number of Cases Older Than One Year:	
2009	1
2010	0
2011	1
2012	0
2013	2
2014	1
2015	7
2016	11
2017	17
2018	28
+	
Total	68

Motion: by Ms. Douglas to continue prosecution of cases one year and older.
Second: by Ms. Buller.

Vote: unanimous.

V. PETITION FOR VARIANCE OR WAIVER OF RULE

A. Lisa Ann Salimando-Jurgerich

Ms. Salimando-Jurgerich was present and sworn in by the court reporter. She was not represented by counsel. She filed a petition seeking a variance of rule 64B4-11.07(1)(b), F.A.C. which defines Licensed Clinical Social Worker, or the Equivalent, Who Is a Qualified Supervisor. Ms. Salimando has been asked to complete 6 additional semester hours of clinically oriented graduate level coursework to include a course in Psychopathology. After discussion, the following action was taken:

Motion: by Ms. Buller to deny the petition for variance or waiver of rule because the Psychopathology course is a statutory requirement.
Second: by Ms. Douglas.
Vote: unanimous.

Motion: by Ms. Buller to approve application contingent on completion of 3 hours of graduate level course in Psychopathology, 8-hour laws and rules and 3 hours HIV.
Second: by Ms. Douglas.
Vote: unanimous.

B. Charles C. Carballo

Dr. Carballo was present and sworn in by the court reporter. He was not represented by counsel. He filed a petition seeking a waiver of rule 64B4-2.002, Definition of "Supervision" for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling. He became a Registered Mental Health Counselor Intern 7/13/2018, but would like the Board to accept hours completed with his current qualified supervisor during his doctoral internship and prior to him becoming a registered intern.

After discussion, the following action was taken:

Motion: by Dr. Day to deny petition for variance or waiver of rule because he did not meet the purposes of the underlying statute by alternate means found acceptable.
Second: by Ms. Douglas.
Vote: unanimous.

C. Che'von Jackson

Ms. Jackson was not present nor represented by counsel. She filed a petition seeking waiver of 64B4-2.00,2 Definition of "Supervision" for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling. Ms. Jackson would like the hours she completed while working with the White Mountain Apache Tribe at Apache Behavioral Health Services, Inc in Arizona to count towards licensure. She was supervised by a Licensed Professional Counselor and not a Licensed Clinical Social Worker. The agency she worked for would not allow her to attain a supervisor outside of the agency and the only LCSW in the organization is licensed in Alaska.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve petition for variance or waiver because she demonstrated meeting the purpose of the underlying statute by alternate means found acceptable. Ms. Jackson's hours will be reviewed based on conditions determined by the Board at a later date.
Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

VI. APPEARANCES

A. Motion for Reconsideration

i. Amy Shoosmith

Ms. Shoosmith was present and sworn in by the court reporter. She was represented by Ms. Donna Levine, Esq. She filed a Motion for Reconsideration seeking a review of the requested PRN evaluation. Ms. Shoosmith believes the board ignored documents provided in her application from her personal psychologist and college professors.

After discussion, the following action was taken:

Motion: by Dr. Day to deny motion for reconsideration.
Second: by Ms. Buller.
Vote: unanimous.

B. Application for Exemption

i. Joseph Hall

Mr. Hall was present and sworn in by the court reporter. He was not represented by counsel. His application was brought before the Board because of a request for an exemption.

Mr. Hall withdrew his application for exemption.

C. Application for Licensed Mental Health Counselor

i. Stevie Nicole Pietroburgo Hopkins

Ms. Hopkins was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve application contingent on a PRN evaluation attesting to her ability to practice with reasonable skill and safety to be reviewed by Dr. Day and the applicant's agreement to accept conditions if there are any.
Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

ii. Edward Rico

Mr. Rico was not present nor represented by counsel. His application was brought before the Board because of an affirmative answer to the general criminal history question.

Tabled until August 15, 2019 meeting.

B. Application for Registered Mental Health Counselor Intern

i. Rachel Henesy

Ms. Henesy was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

After discussion, the following action was taken:

Motion: by Dr. Day to approve application.
Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous

ii. Somer Leigh Banjanin

Ms. Banjanin was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve application.
Second: by Ms. Douglas.
Vote: unanimous.

iii. Justine Sommers

Ms. Sommers was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to two health history questions.

After discussion, the following action was taken:

Motion: by Dr. Cecil-Van Den Heuvel to approve application.
Second: by Ms. Douglas.
Vote: unanimous.

iv. Carla Rasnick

Ms. Rasnick was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

After discussion, the following action was taken:

Motion: by Dr. Day to approve application.

Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

v. Keyunda Washington

Ms. Washington was not present nor represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

Tabled until August 15, 2019 meeting.

vi. Michele Crandell

Ms. Crandell was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question. Dr. Martha Brown, Associate Medical Director of PRN advised the Board that she has scheduled intake with PRN.

After discussion, the following action was taken:

Motion: by Dr. Cecil-Van Den Heuvel to approve application contingent on PRN evaluation to be reviewed by Dr. Cecil-Van Den Heuvel.
Second: by Ms. Douglas.
Vote: unanimous.

vii. Tammy Mantalas

Ms. Mantalas was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to a health history question.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve application.
Second: by Ms. Douglas.
Vote: unanimous.

viii. Karen Luensman

Ms. Luensman was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the Board because of an affirmative answer to two health history questions.

After discussion, the following action was taken:

Motion: by Dr. Cecil-Van Den Heuvel to approve application.
Second: by Ms. Douglas.
Vote: unanimous.

C. Application for Licensed Clinical Social Worker

i. Annette Roldan

Ms. Roldan was not present nor represented by counsel. Her application was brought before the Board because of an affirmative answer to the health history.

Tabled until August 15, 2019 meeting.

ii. Phyllis Robertson

Ms. Robertson was not present nor represented by counsel. Her application was brought before the board because of previous discipline imposed while in the military.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve application contingent on documentation of completion of a 3-hour graduate level Psychopathology course.
Second: by Ms. Douglas.
Vote: unanimous.

D. Application for Registered Clinical Social Work Intern

i. Yolande Maxius

Ms. Maxius was present and sworn in by the court reporter. She was not represented by counsel. Her application was brought before the board because of an affirmative answer to two health history questions.

After discussion, the following action was taken:

Motion: by Ms. Bolhouse to deny application because she did not show that she could practice with reasonable skill and safety.
Second: by Cecil-Van Den Heuvel.
Vote: unanimous.

ii. Sharon Barber

Ms. Barber was/ was not present nor represented by counsel. Her application was brought before the board because of an affirmative answer to the criminal history question.

After discussion, the following action was taken:

Motion: by Ms. Buller to approve application.
Second: by Ms. Douglas.
Vote: unanimous.

E. Application for Marriage and Family Therapist

i. Kenya Brownlee

Ms. Brownlee was not present nor represented by counsel. Her application was brought before the board because of previous discipline history from the Illinois licensure board for misrepresenting the completion of the required continuing education hours on a license renewal application.

After discussion, the following action was taken:

Motion: by Ms. Douglas to deny application for lack of coursework and discipline in Illinois.
Second: by Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

VII. RULES DISCUSSION

A. 64B4-2.002, Definition of “Supervision” for Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

The Board decided to open the rule for development to limit the number of interns per supervisor to 25 simultaneously. Board Counsel will bring draft language to the August 15, 2019 meeting.

B. 64B4-3.0085, Intern Registration

Ms. Loucks presented a rule draft and form for the Board’s consideration. The amendments include completion of a Supervision Plan Form for Registered Clinical Social Work Interns who did not complete a clinical practicum, internship, or field work in his or her graduate program. The intern would be required to complete 900 clinical hours of practicum experience with their Qualified Supervisor as a Registered Social Work Intern. After discussion, the board decided to amend the language to include supervised experience will not count until the completion of a clinical practicum. The board would also like to amend the Supervision Plan Form to include the Marchman Act, Myers Act and child abuse reporting. Board Counsel will bring draft language to the August 15, 2019 meeting.

C. 64B4-6.001, Renewal of Active License

Ms. Loucks presented a rule draft with proposed amended language for the Board’s consideration and provided an overview of the amendments to the Board.

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

Motion: by Dr. Cecil-Van Den Heuvel to approve the proposed language.
Second: by Ms. Buller.
Vote: unanimous.

Motion: by Ms. Buller that a Statement of Estimated Regulatory Costs is not required as the proposed rule amendment has no impact to small businesses regarding regulatory costs and no impact over \$200,000 in the aggregate in Florida within one year of this rule being filed.

Second: Dr. Cecil-Van Den Heuvel.
Vote: unanimous.

Motion: by Dr. Cecil-Van Den Heuvel that the proposes rule amendments would not cause a net increase in regulatory costs in excess of one-million dollars (\$1,000,000.00) within five years after implementation of the final rule.

Second: by Ms. Douglas.

Vote: unanimous.

Motion: Ms. Bolhouse that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: Ms. Buller.

Vote: unanimous.

D. 64B4-5.008, Terms of Probation

Ms. Loucks presented a rule draft with proposed amended language for the Board's consideration and provided an overview of the amendments to the Board.

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

Motion: by Ms. Buller to approve the proposed language.

Second: by Dr. Day.

Vote: unanimous.

Motion: by Ms. Buller that a Statement of Estimated Regulatory Costs is not required as the proposed rule amendment has no impact to small businesses regarding regulatory costs and no impact over \$200,000 in the aggregate in Florida within one year of this rule being filed.

Second: Ms. Bolhouse.

Vote: unanimous.

Motion: Ms. Buller that no part of this rule or a violation of this rule should be designated as a minor violation.

Second: Dr. Day.

Vote: unanimous

Ms. Bolhouse asked that development for Rule 64B4-3.009, F.A.C. regarding Limited Licenses be placed on hold at this time.

IX. OTHER BUSINESS

A. Ratification Lists

i. License Numbers Issued

Motion: by Ms. Buller to ratify license numbers issued.

Second: by Dr. Cecil-Van Den Heuvel.

Vote: unanimous.

ii. Approved Continuing Education Providers

Motion: by Ms. Buller to ratify continuing education providers approved.

Second: by Dr. Cecil-Van Den Heuvel.

Vote: unanimous.

iii. Committee of One Actions

Motion: by Ms. Buller to ratify committee of one actions.

Second: by Ms. Douglas.

Board of CSW, MFT, & MHC

Meeting Agenda

May 9, 2019

Vote: unanimous.

X. REPORTS

A. Board Counsel

i. Rules Report

Ms. Loucks provided monthly rules reports for February 2019, March 2019 and April 2019 for Board review.

ii. Legal Issue of the Month

Ms. Loucks shared a First District Court of Appeal document for an order filed with the Florida Board of Nursing and advised the Board to be cognizant of the discipline guidelines and to make sure the discipline being imposed is within the guidelines. If the discipline is higher than the guidelines set to go through the records and specify why the Board is aggravating the penalty.

Ms. Loucks announced to the Board that she was reassigned to another board office and appreciates this Board for its many years of professionalism. She was standing in for the current Board Counsel due to a scheduling conflict.

B. Executive Director

i. 2019 Legislative Update

Ms. Wenhold announced to the Board that she has been assigned as Interim Executive Director for the Board of Pharmacy and Dentistry. She thanked the Board for the previous years they have worked together and introduced the Interim Executive Director, Janet Hartman. Ms. Hartman thanked the Board for a warm welcome and presented an overview of the legislative efforts effecting those professions licensed under Chapter 491. Senate Bill 1042, Senate Bill 84, House Bill 247, Senate Bill 884, and Senate Bill 188 all died.

Ms. Senate Bill 1418 affecting s.491.0147, F.S. requiring providers to disclose information from a clinical record under certain circumstances relating to threats to cause serious bodily injury or death; requiring psychiatrists to disclose certain patient communications for purposes of notifying law enforcement agencies of certain threats. If signed by the governor, this law will go into effect July 1, 2019.

House Bill 23 establishes standards of practice for telehealth providers. It authorizes certain telehealth providers to use telehealth to prescribe certain controlled substances under specified circumstances; providing registration requirements for out-of-state telehealth providers. Ms. Hartman indicated that this may require some rule making in the future.

ii. Expenditures by Function

Ms. Hartman presented the annual budget reports to the Board which included expenditures of the Board, adequacy of renewal fees, as well as projected and historical cash balances.

iii. Graduate Packet

Board staff provided a packet to all Florida schools at the end of April that highlights a three step process to help streamline the licensure process. Schools have been giving positive feedback regarding the packet. Jim Aikin of the Florida chapter of the National Association of Social Work

spoke on the feedback received from the graduate packet. He commended board staff on getting factual information out about licensure.

C. Chair

Ms. Bolhouse announced that the ASWB has been invited to the August or November 2019 Board meeting to present on the exam. They will be allowed to present for 20 minutes. She asked the Board to consider sending an exception for 18 months.

i. Telehealth Newsletter

Ms. Bolhouse presented a news article regarding a pact developed amongst Boards of Psychology. She asked members to have a rules committee meeting before the August meeting to discuss changes occurring within the profession.

D. Board Members

There were no reports from board members. Ms. Hartman will be traveling to Alexandria, Virginia to attend the ASWB New Board Member Training.

XI. FOR YOUR INFORMATION

A. AMFTRB Exam Report

B. ASWB Exam Report

C. NCMHCE Exam Report

XII. ADJOURNMENT

After no further discussion, the meeting adjourned at 2:05 p.m.