

BEHAVIORAL HEALTH AND HUMAN SERVICES LICENSING BOARD
Minutes
April 24, 2023

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Dr. Dianna Cooper-Bolinskey called the meeting to order at 9:00 a.m. in the Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 25-14-1-12(a).

Board Members Present:

Dr. Dianna Cooper-Bolinskey, LCAC, LCSW, Board Chair
Kelley Gardner, LMFT, LMFT Section Chair
Kimble Richardson, MS, LMHC, LCSW, LMFT, LCAC, MHC Section Chair
C. Martin Justice, LMHC, LCAC
Andrew Harner, MSW, LCSW, SW Section Chair, Board Designee
Stephan Viehweg, MSW, LCSW
Jacqueline Eitel, RN, Consumer Member

Board Members Not Present:

Jon Ferguson, LMFT, LCAC, Vice Chair
Andrew Harner, MSW, LCSW, SW Section Chair, Board Designee (out at 10 a.m.,
back at 12 p.m)
LCAC Member - Vacant
LMFT Member - Vacant

State Officials Present:

Cindy Vaught, Board Director, Professional Licensing Agency
Dana Brooks, Assistant Board Director, Professional Licensing Agency
Adam Harvey, Deputy Attorney General, Office of the Attorney General

II. ADOPTION OF AGENDA

A motion was made and seconded to adopt the agenda as amended.

Justice/Gardner
Motion carried 7-0-0

III. APPROVAL OF MINUTES

A motion was made and seconded to approve the minutes of the March 28, 2022 and November 14, 2022 meeting as edited.

Viehweg/Gardner
Motion carried 7-0-0

IV. PERSONAL APPEARANCES

A. Probation

1. **John Demarsilis, LMHC, License No. 39003327A**
Cause No. 2021 BHSB 0017

Mr. Demarsilis appeared as requested to discuss his ongoing probation. He informed the Board that he has been at Adult and Child since December 12, 2022 and is no longer on probation with his employer. He stated that he attends support meetings twice a week and will have two (2) years of sobriety in August. The Board reviewed his supervision reports from Elle Jones. The Board noted that they have not received his signed order from his employer, or a report from his personal counselor. He stated he can provide the signed order but cannot provide the counselor report yet as he does not have one as of this date. He informed the Board he attended one counseling session, but it was not a good fit for him. The Board encouraged Mr. Demarsilis to review the probationary order in order to remain in compliance with what is required.

2. **Amy Holbert, LCACA, License No. 87900030A**
Cause No. 2021 BHSB 0004

Ms. Holbert appeared as requested to discuss her ongoing probation. She stated that she is currently working with the Nursing Board to renew her RN license. She informed the Board that she has completed random drug screenings per her supervisor's request and continuing education. Ms. Holbert said that she does not feel it is fair for her to renew a license in order for her to enroll in the nursing program. The Board stated that she has to follow her probation order.

3. **Raychel Minasian, LCSW, License No. 34009430A**
Cause No. 2022 BHSB 0001

Ms. Minasian appeared as requested to discuss her ongoing probation. Ms. Minasian stated that she has completed her required continuing education and submitted her probation reports. The Board reviewed her probation reports and continuing education with Ms. Minasian. They discussed what topics she covers with her supervisor and how client boundaries are handled. The Board noted that they would like to see a summary of the topics she discusses with her supervisor in the supervision reports. Ms. Minasian stated that she will inform her current supervisor.

B. Reinstatement

1. **Stacy Howard, LSW, License No. 33004830A**

Ms. Howard appeared as requested to discuss the reinstatement of her license that expired in 2006. She provided a copy of certificates of forty-two (42) hours of continuing education and a statement for the Board to review. The Board expressed concerns that her letter indicates that she might have been working as a Social Worker without a license. She informed the Board that when she received the social work license, the license was not required in the residential work she was performing. She also stated that when she worked at Resolute Treatment Center, which is an Ohio-based company, she let her license lapse because the license was not required as they did contract work with DCS. She informed the Board that she moved to Tennessee. She stated that the current role she is pursuing requires the license. The Board stated that most of the duties and jobs she has discussed with them requires a license. They clarified that the employer might not have required a license, but that the State does even if she was under supervision. The Board stated that the time where you did not need an LSW to work while being supervised has passed, and that information no longer applies as the laws have changed.

Board Action: A motion was made and seconded to reinstate Ms. Howard’s social work license on probation with the following terms:

- The Licensee’s license shall be on **INDEFINITE PROBATION**. The Licensee may not petition for withdraw of the probation for at least six (6) months from the date of April 24, 2023 and not prior to at least one personal appearance before the Board.
- The Licensee’s practice shall be governed by the following **TERMS AND CONDITIONS**:
- The Licensee must keep the Board apprised of the following information in writing and update it as necessary:
- The Licensee’s current home address, mailing address, e-mail address and residential telephone number.
- The Licensee’s place of employment, employment telephone number, employment e-mail address and name of supervisor.
- The Licensee’s title and work schedule, including the number of hours worked per week.
- The Licensee shall take and pass the Indiana jurisprudence examination.
- The Licensee shall provide copies of this Order signed by any employers within ten (10) days of the issuance of the Order. If Licensee starts or secures different employment, Licensee shall provide a copy of the Board Order signed by the new employer within ten (10) days of starting employment.
- Prior to a personal appearance before the Board, Licensee shall cause her supervisor to submit a supervisory report detailing Licensee’s employment performance. If Licensee is not employed, Licensee shall submit a written self-report to the Board.
- The Licensee shall comply with all statutes and rules regulating the practice of social work and report any future arrests, work discipline, or terminations to the Board immediately in writing.
- The failure of the Licensee to comply with the terms of his probation may subject Applicant to a show cause hearing and the possible imposition of further sanctions.

Harner/Richardson
Motion carried 7-0-0

C. Application

1. Mai Aburashed (LCSW)

Ms. Aburashed appeared as requested to discuss her yes response regarding past arrests and to provide clarification on her work history. Ms. Aburashed provided the Board with a statement and supporting documentation for review. She stated that her incident was dismissed in December 2022. She stated that she is completing additional training classes to not be in the same situation again. She informed the Board that she held a Canadian Social Work license. Ms. Aburashed stated that she obtained her post-degree training hours in Canada, and she has some employment opportunities in Lafayette that require a license. Ms. Aburashed is a 2017 graduate of Windsor University and is licensed in Canada.

Board Action: A motion was made and seconded to approve Ms. Aburashed application to sit for ASWB clinical examination.

Viehweg/Justice
Motion carried 6-0-0

2. **Leonard Burch (LSW)**

Mr. Burch appeared as requested to discuss his yes response regarding past arrests. He provided a statement and supporting documentation for the Board to review. He discussed with the Board the impact his arrests had on him. The last legal issue occurred over twelve (12) years ago, and he does discuss boundaries with his supervisor. Mr. Burch is 2021 graduate of Capella University

Board Action: A motion was made and seconded to approve Mr. Burch's application to sit for the ASWB master's examination.

Viehweg/Richardson
Motion carried 6-0-0

3. **Tavonya Bush (LCSW)**

Ms. Bush appeared as requested to provide clarification regarding her work history as she does not hold a social work license in the State of Indiana. Ms. Bush stated that when she completed her practicum through Indiana Wesleyan University, they informed her she did not need an LSW to work. She provided the Board with a summary of her work duties since she started working in 2014. The Board noted that the clinical and supervision hours she obtained cannot be accepted as she did not hold the appropriate license. She stated that her mentors reinforced that a license was not required for her employment. The Board informed her that to work in the social work field, she should have a license to practice. The Board discussed with her what her program taught her about licensure.

Board Action: A motion was made and seconded to change Ms. Bush's application to the social work license and approve her for the ASWB master examination.

Viehweg/Justice
Motion carried 6-0-0

4. **Michael Butler (LMHCA)**

Mr. Butler appeared per the Board's request to discuss his application and behavior toward Board staff. Mr. Butler informed the Board that he apologizes for the language he used and provided them with his frustrations regarding the application process. He stated that what occurred is outside his normal behavior. The Board stated that they understand frustrations with the application process but talked with him about professionalism and self-care. Mr. Butler is a 2022 graduate of Indiana Wesleyan University. The Board approved his education requirements but also made some adjustments to which of his graduate courses fulfilled which course content areas.

Board Action: A motion was made and seconded to approve Mr. Butler's application to sit the NBCC NCE examination.

Richardson/Justice
Motion carried 6-0-0

5. **Tamara Davis (LSW)**

Ms. Davis appeared as requested to discuss why she did not disclose her background. She provided a statement and supporting documentation for the Board to review. She stated that both incidents occurred over twenty (20) years ago and she did not remember them. She stated that she was not charged for the incidents and assumed that the Board was asking about incidents where someone was charged. The Board discussed with her the importance of disclosing this information should she apply for her clinical license. Ms. Davis is a 2022 graduate of Indiana Wesleyan University

Board Action: A motion was made and seconded to approve Ms. Davis to sit for the ASWB master's examination.

Viehweg/Richardson
Motion carried 6-0-0

6. **Ashley Fisher (LBSW)**

Ms. Fisher appeared as requested to discuss why she did not disclose her background. She provided a statement and supporting documentation for the Board to review. Ms. Fisher informed the Board that she was not charged and that it was expunged. She stated that previous background checks did not reveal a prior arrest on her record. The Board explained the differences between dismissed and expunged. She discussed with the Board her current work and career goals. Ms. Fisher is a 2022 graduate of Indiana Wesleyan University.

Board Action: A motion was made and seconded to approve Ms. Fisher to sit for the ASWB bachelor's examination.

Viehweg/Richardson
Motion carried 6-0-0

7. **Abigail Hill (LMHC)**

Ms. Hill appeared at her request to discuss her application. The Board previously reviewed her application on March 3, 2023 and determined that she was missing two course criteria. Ms. Hill stated that she is currently licensed as a licensed professional counselor in the State of Arkansas. She moved to Indiana in 2019. She stated that she had previously applied to the Board, but she never completed the application process. The Board reviewed her education and post-degree experience and supervision. Ms. Hill provided the Board with a copy of her Arkansas application and additional syllabi information for their review and consideration. Ms. Hill is a 2013 graduate from Bellevue University.

Board Action: A motion was made and seconded to approve Ms. Hill application to sit for the NBCC NCMHCE examination.

Richardson/Justice
Motion carried 7-0-0

8. **Kelli Hoeflinger (LMHC)**

Did not appear as requested. The Board noted that they have questions regarding her work history as she does not hold an associate mental health counselor license in the State of Indiana.

Application was tabled until Ms. Hoeflinger can appear to provide further clarification.

9. Tina Jones-White (LSW)

Ms. Jones-White appeared as requested to discuss her yes response regarding past arrests and to provide clarification on her work history. She provided a statement and supporting documentation for the Board to review. She also provided the Board with a brief summary of her work and duties at Positive Change with a statement that supervision was not provided. The Board stated that the duties she described require a license. Ms. Jones-White stated that she graduated in 2020 from Indiana University and that she had trouble obtaining supervision during that time due to the pandemic. She stated that she currently has a supervisor.

Board Action: A motion was made and seconded to approve Ms. Jones-White to sit for the ASWB master's examination.

Harner/

Motion died with no second. The board discussed practicing without a license and being consistent with their votes on similar cases. The Board discussed the impact of COVID with her situation.

A motion was made and seconded to approve Ms. Jones-White application to sit for the ASWB master's examination. Upon passing the examination place her license on probation with the following terms:

- The Applicant's license shall be on indefinite probation. The Applicant may not petition for withdraw of the probation for at least three (3) months from the date of April, 2023.
- The Applicant's practice shall be governed by the following TERMS AND CONDITIONS:
- The Applicant must keep the Board apprised of the following information in writing and update it as necessary:
- The Applicant's current home address, mailing address, e-mail address and residential telephone number.
- The Applicant's place of employment, employment telephone number, employment e-mail address and name of supervisor.
- The Applicant's title and work schedule, including the number of hours worked per week.
- The Applicant shall take at least ten (10) Continuing Education Units ("CEUs") in ethics or licensure and submit documentation of those CEUs to the Board.
- The Applicant shall provide copies of this Order signed by any employers within ten (10) days of the issuance of the Order. If Applicant starts or secures different employment, Applicant shall provide a copy of the Board Order signed by the new employer within ten (10) days of starting employment.
- The Applicant shall take and pass the Indiana Jurisprudence examination.
- The Applicant shall comply with all statutes and rules regulating the practice of social work and report any future arrests, work discipline, or terminations to the Board immediately in writing.
- The failure of the Applicant to comply with the terms of this probation may subject Applicant to a show cause hearing and the possible imposition of further sanctions.

Harner/Richardson
Motion carried 7-0-0

10. **Tracy Stillman (LSW)**

Ms. Stillman appeared as requested to discuss why she did not disclose her criminal/legal history. She provided a statement and supporting documentation for the Board to review. She informed the Board that it had not come back on past background checks. She stated that the incident was dismissed and was informed by the courts that what occurred would not impact her. She stated it was not her intention to lie on her application. She provided the Board with information on her current work and job duties. Ms. Stillman is a 2022 graduate of Indiana Wesleyan University.

Board Action: A motion was made and seconded to approve Ms. Stillman to sit for the ASWB master's examination.

Harner/Viehweg
Motion carried 7-0-0

11. **Laurie Tackett (LMHCA)**

Ms. Tackett appeared as requested to discuss her yes response regarding past action against a license she has held. Ms. Tackett provided a statement and supporting documentation for the Board to review. She previously held a nursing license in the State of Ohio. She informed the Board that she avoids using narcotics and would like to assist individuals with their addiction recovery. Ms. Tackett informed the Board that she has no intention of returning to the practice of nursing. She stated that her nursing license is currently suspended in the state of Ohio and in order to reinstate it, she would have to complete a long list of requirements. She stated that she has completed an inpatient rehabilitation program and a twelve (12) step support program. The Board reviewed her self-care routine to prevent relapse and triggering. They noted that she meets the educational requirements but assisted her in making adjustment to which courses covered which content areas. Ms. Tackett is a 2022 graduate of Walden University.

Board Action: A motion was made to approve Ms. Tackett to sit for the NBCC NCE examination.

Richardson/

The board discussed the impact of past discipline and reviewed the requirements the Ohio Nursing Board needed prior to reinstatement of her nursing license. The Board asked for clarification if Ms. Tackett had done any of the evaluations required by Ohio. She stated that she has, but she has not submitted copies to the Indiana Board at this time. Board counsel stated that since we do not have documentation that she has completed those requirements, the Board will have to make their determination by what has been submitted.

Motion died with no second.

The Board tabled Ms. Tackett's application for additional documentation showing that she has remedied some of the concerns put forth by the Ohio Nursing Board.

12. Christopher Thorpe (LMHC)

Mr. Thorpe appeared as requested to provide clarification on his work history. The Board noted that he does not currently hold a mental health counselor associate license in the State of Indiana and has provided documentation that he has been working as a therapist since 2013. Mr. Thorpe stated that he was informed that he could practice provided he was under supervision. He stated that he obtained his Master of Psychology degree from the University of Phoenix in 2013, and that was what he was told after graduation. He stated that he has been working as a contractor for DCS, which did not require a license. The Board noted that what Mr. Thorpe is describing was correct during the time of his graduation, but that provision is no longer in effect. The Board stated that they will accept his post-degree experience and supervision, but that he is missing five (5) educational criteria. The Board requested that he provide syllabi showing how this was met.

Mr. Thorpe's application was tabled for additional information.

13. Brittany Wright (LMHCA)

Ms. Wright appeared as requested to discuss why she did not disclose her criminal/legal background. She provided a statement and supporting documentation for the Board to review. She informed the Board that she thought her record was expunged. She stated that she is currently working in the State of Illinois and is pursuing the clinical level professional counselor license in that state. Ms. Wright informed the Board that she is not currently practicing in Indiana.

Board Action: A motion was made and seconded to switch Ms. Wright's application to a mental health counselor by reciprocity and approve her application once all reciprocity requirements have been met.

Richardson/Justice
Motion carried 7-0-0

V. ADMINISTRATIVE HEARINGS

A. Kelli Lo, LSW, License No. 33005234A

Cause No. 2023 BHSB 0016

Re: Appeal of Denial of Reinstatement

Parties Present:

Respondent was present.

Margie Addington, Court Reporter, Accurate Court Reporting

Participating Board Members:

Dr. Dianna Cooper-Bolinskey, LCAC, LCSW, (Hearing Officer)

Kelley Gardner, LMFT,

Kimble Richardson, LMHC, LCSW, LMFT, LCAC

C. Martin Justice, LMHC, LCAC
Andrew Harner, LCSW
Stephan Viehweg, LCSW
Jacqueline Eitel, Consumer Member

Case Summary: On or about March 28, 2023 Ms. Lo's application was denied due to her failure to appear before the Board to discuss reinstatement. Ms. Lo stated that she is currently licensed in the State of Illinois and has completed forty (40) hours of continuing education for reinstatement. She stated that she has not been working as a social worker. She has been working at a Family and Childrens Center as a planning coordinator from 2019 to 2022. Ms. Lo submitted Exhibit A, which was a copy of her Illinois license, for the Board to consider. She informed the Board that she was unable to appear due to car issues. She stated that it was not her intention to miss the appearance.

Board Action: A motion was made and seconded to grant Ms. Lo's Petition for Review. The Board hereby reverses its decision to deny Lo's social work license reinstatement. Ms. Lo is hereby granted an active social work license, effective July 11, 2023.

Harner/Viehweg
Motion carried 7-0-0

B. Jennifer Fageol, LSW, License No. 33009809A
Cause No. 2021 BHSB 0033
Re: Petition for Reinstatement of License

Parties Present:

Respondent was present with counsel Rori Goldman
Ryan Eldridge, Deputy Attorney General, Office of the Attorney General
Margie Addington, Court Reporter, Accurate Court Reporting

Participating Board Members:

Dr. Dianna Cooper-Bolinskey, LCAC, LCSW, (Hearing Officer)
Kelley Gardner, LMFT,
Kimble Richardson, LMHC, LCSW, LMFT, LCAC
C. Martin Justice, LMHC, LCAC
Andrew Harner, LCSW
Stephan Viehweg, LCSW
Jacqueline Eitel, Consumer Member

Case Summary: On or about March 9, 2022 a Proposed Settlement Agreement was reached with Ms. Fageol with the following terms:

- The parties execute this Agreement voluntarily.
- Both parties voluntarily waive their rights to a public hearing on the Complaint and all other proceedings in this action to which either party may be entitled by law, including judicial review.
- The Petitioner agrees that the terms of this Agreement will resolve any and all outstanding claims or allegations or potential claims or allegations relating to disciplinary action against the Respondent's license arising from the Complaint filed on December 16, 2021.
- Respondent's S.W. license shall be placed on INDEFINITE SUSPENSION for a MINIMUM of ONE (1) YEAR from the date of the final order.

- Prior to petitioning for reinstatement, Respondent shall submit to a fitness for duty evaluation with a licensed Health Service Provider in Psychology ("HSPP").
 - The HSPP provider may not be an acquaintance of Respondent.
 - The fitness for duty evaluation shall include, but is not limited to, whether Respondent retains any deficits in understanding what constitutes a professional relationship, and whether Respondent has any mental health issues requiring new treatments for which Respondent is not already receiving. Respondent agrees to follow these new treatment recommendation(s) of the HSPP provider.
- The HSPP provider shall submit to the Board a copy of the fitness for duty evaluation, and a copy of this Final Order signed by the HSPP provider.
- Respondent's fitness for duty evaluation shall occur no more that ninety (90) days prior to Respondent submitting a petition for reinstatement.
- Upon reinstatement, the Board will determine any additional probationary period and/or restrictions on Respondent's license.
- Respondent shall pay a FEE of FIVE DOLLARS (\$5.00) to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund.
- Respondent further understands that a violation of the Final Order, any non-compliance with the statutes or regulations regarding the practice of behavioral health, or any violation of this Settlement Agreement may result in Petitioner requesting a summary suspension of Respondent's license, an Order to Show Cause as may be issued by the Board, or a new cause of action pursuant to Ind. Code § 25-1-9-4, any or all of which could lead to additional sanctions, up to and including a revocation of Respondent's license.

Ms. Goldman stated that the fitness for duty evaluation was completed by Dr. Sean Samuels, HSPP, and provided to the Board. She stated that Dr. Samuels did not note any treatment recommendations. Ms. Fageol stated that she started a new employment at Headwaters Counseling, and her supervisors are aware of her suspension and the reasons for it. She stated that they have been very supportive and have provided multiple types of supervision for her. She stated that her role is as group facilitator where she goes over education and assessments. She stated that she is in independent therapy to address her issues and is seeing a psychiatrist and nurse for her medications. She stated that she has not been in contact with the client despite him reaching out to her. She stated that she has paid her \$5.00 fee and would like to continue to help people.

The State inquired how she would react if in similar position. She stated that her current employment has a higher level of support from the supervisors, so she would feel better about approaching them. She stated that she has completed job shadowing, CEs to help increase her training, and asked her supervisors to help hold her accountable.

The Board inquired if the work she is currently doing is bachelor level work. She stated that she is not performing one on one therapy, nor is she providing supervision. She stated that she does not do treatment modalities as that is a team decision. The Board inquired if there are others that are working the same position. She stated that there are three (3) individuals; two hold bachelor's degrees, and one holds a Master of Education. The Board asked for clarification if she is involved in the clinical decisions during the team discussions. She stated that she does provide her input and the team takes that information into account. The Board inquired if she believes her nonresponse to her client has impacted him negatively. She stated that she does not know as she is not in communication with him.

Ms. Goldman stated that she understands if the Board has concerns regarding the unlicensed practice, but Ms. Fageol has provided a fitness for duty, is seeing a counselor, and following her medication

requirements provided by her psychiatrist. She has placed safeguards in place to prevent a repeat of a similar situation.

Mr. Eldridge stated that it is up to the Board to determine if she has met the requirements of her suspension order, but the State has concerns based upon her testimony here today that she is currently in violation of IC 25-23.6-1-8.

Board Action: A motion was made and seconded to deny Ms. Fageol's request for reinstatement of her suspended license, and to file a complaint against Ms. Fageol for the unlicensed practice.

Harner/Viehweg
Motion carried 7-0-0

- C. Christy Garau, LCSW, License No. 34007249A**
Cause No. 2022 BHSB 0010
Re: Administrative Complaint

The hearing in the matter of Ms. Garau was continued.

- D. Andrew Hertel, LAC, License No. 86000352A**
Cause No. 2022 BHSB 0019
Re: Notice of Proposed Default and Response

Parties Present:

Respondent was not present.
Margie Addington, Court Reporter, Accurate Court Reporting

Participating Board Members:

Dr. Dianna Cooper-Bolinskey, LCAC, LCSW, (Hearing Officer)
Kelley Gardner, LMFT,
Kimble Richardson, LMHC, LCSW, LMFT, LCAC
C. Martin Justice, LMHC, LCAC
Andrew Harner, LCSW
Stephan Viehweg, LCSW
Jacqueline Eitel, Consumer Member

Case Summary: On or about August 19, 2022 Mr. Hertel's license was placed on probation based upon his license renewal response where he disclosed that he pled guilty to possession of methamphetamine. On or about December 22, 2022 an Order to Show Cause was issued against Mr. Hertel due to his non-compliance with his probation terms.

The Board took juridical notice of the file in this matter.

Board Action: A motion was made and seconded by to find Mr. Hertel in Default.

Richardson/Harner
Motion carried 7-0-0

A motion was made and seconded to suspend Mr. Hertel's application for no less than four (4) years, and prior to requesting reinstatement he must complete the following:

- All criminal matters have been resolved.
- Fitness for duty by HSPP within ninety (90) days of his request for reinstatement.

Harner/Richardson
Motion carried 7-0-0

VI DISCUSSION

A. Supervision Requirements

The Board discussed the concern regarding virtual supervision that occurred during the pandemic. At the time of the pandemic, one hundred percent (100%) of the supervision was in a virtual setting and was allowed. The Federal COVID-19 Public Health Emergency mandate is set to end in May 2023. The current statute in place for virtual supervision is fifty percent (50%). The Board noted that there would have to be a statute change if there was a stakeholder that would want to change that requirement. The Board is unable to present that change unless sponsored by the Professional License Agency. The Board noted that they have been flexible reviewing virtual application during this time, but after May 2023 they will have to review application under the current laws.

The Board discussed Compact licensing and proposed SB 160. As the bill has not passed, the Board will have to have a different discussion should it pass.

The Board discussed the rise in cases regarding unlicensed practice. They stated that they will work with Doug Boyle, Communications for the Professional Licensing Agency, regarding a statement to provide to the various associations to bring attention to this concern.

B. Carlyn Smith (LCACA)

Ms. Smith last appeared before the Board to discuss her application, and the Board placed her on probation due to unlicensed practice. The Board has approved her for testing, and the clinical addiction counselor associate license. Ms. Smith provided an email for review that her understanding was that she was approved for testing as a full clinical license, and not an associate license. The Board noted that they approved her for the associate license as they could not count all her unlicensed practice hours.

VII. APPLICATIONS FOR REVIEW

A. Hollis Moor

Ms. Moor is applying to take the NBCC NCE examination for her mental health counselor associate license. The NBCC has provided a score report to the Board which reflects that she has failed the examination on three other occasions. They noted that she was approved for those examinations by other jurisdictions, and she is approved to test for Indiana.

Board Action: A motion was made and seconded to approve Ms. Moor to sit for the NBCC NCE examination.

Justice/Richardson
Motion carried 7-0-0

VIII. REPORT FROM THE OFFICE OF THE ATTORNEY GENERAL

The Attorney General's office reported to the Board that they have opened 15 new complaints with 114 open complaints. They have closed 55 since the beginning of the year. Primarily the complaints have been from Marion County followed by Hamilton County. The content of the complaints are unprofessional conduct, unlicensed practice, and professional incompetence. The average age of the open complaints is 8.7 months and primarily against Clinical Social Workers and Mental Health Counselors.

There are currently 25 open litigation cases with only 11 closed this year. The average duration of the litigation cases are 10.8 months. The litigation has occurred mostly in Marion County followed by Hamilton. The current litigation charges are for unprofessional conduct followed by lewd/immoral conduct. Primarily the charges have been filed against Clinical Social Workers followed by Mental Health Counselors.

IX. FORMAL ADOPTION OF APPLICATION REVIEWS

A motion was made and seconded to formally adopt the application reviews.

Viehweg/Justice
Motion carried 7-0-0

X. CONTINUING EDUCATION SPONSOR APPLICATION REVIEW

A. Northstar

The Board noted that the sample program presented was good. The mission and goals meet the requirement.

Board Action: A motion was made and seconded to approve Northstar as a CE sponsor.

Harner/Viehweg
Motion carried 7-0-0

XI. OLD/NEW BUSINESS

The Board staff noted that there is a long hearing scheduled to occur during next month's meeting. Current prospective is that the hearing should take six (6) to eight (8) hours to present. As a result, appearances to be scheduled for the next Board meeting will be limited.

XII. ADMINISTRATORS' REPORT

There was no administrator's report.

XIII. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Behavioral Health and Human Services Licensing Board adjourned at 3:40 p.m. by general consensus.

Dr. Dianna Cooper-Bolinsky, LCAC, LCSW
Board Chair

Date