

MINUTES

**UTAH
Professional Counselor Licensing Board
MEETING**

December 21, 2010

**Room 474 - 4th floor – 2:00 P.M.
Heber M. Wells Building
Salt Lake City, UT 84111**

CONVENED: 2:04 P.M.

ADJOURNED: 4:33 P.M.

Bureau Manager:

Richard J. Oborn

Board Secretary:

Lee Avery

Board Members Present:

Jason H. King, Chairperson
Ruth A. Baxter
Jerri Sena

Board Members Absent:

Rodger Bischoff
Dee Zarkos

Guests:

Stuart Jones
Diane Jackson, UMHCA President

DOPL Staff Present:

Connie Call, Compliance Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The Board reviewed the minutes dated September 21, 2010. Ms. Sena motioned to approve the minutes with changes, seconded by Ms. Baxter. The motion carried unanimously.

COMPLIANCE REPORT:

Connie Call, Compliance Specialist

#1. Joanie Jones, probation interview. Ms. Jones is out of compliance with her stipulation. On 9/14/2010 Ms. Jones missed the UA test. She tested positive on 9/15/2010. She tested out of range on 10/23/10 and on 11/8/2010 her UA was a dilute.

#2. John Washington, new probation interview. Mr. Washington was arrested in October 2009 for

soliciting a prostitute in Salt Lake County. Mr. Washington is also licensed as a private probation provider.

Preliminary review of discussion items

Mr. Oborn reviewed Mr. Washington's file with the Board.

APPOINTMENTS:

Joanie Jones, probation interview

Ms. Jones met with the Board. Ms. Baxter conducted the interview. Ms. Jones advised the Board that things are going a lot better. She is still dealing with medical issues. She is attending support meetings and things at work are stable. She continues working at First Step House. The Board talked with Ms. Jones regarding her urine tests and encouraged her to check with her physician to see if any medication she is taking could affect the urine tests. The Board also encouraged Ms. Jones to test earlier in the day. Ms. Jones stated she receives support from her employment, NA and her family. The Board encouraged her to contact her employer regarding their Employee Assistance Program for additional support. Ms. Jones stated she attends NA meetings at least once a week. Her current supervisor is Sylvia Weight; however, this may change to Dr. Robert Simmons. She might have a new therapist too. The Board advised Ms. Jones that Dr. Simmons and her new therapist will need to be approved by the Board. They will need to sign the report indicating they read her stipulation and order. They are not approved until the Board approves them. The Board asked to see Ms. Jones on March 15, 2011. **Ms. Jones is out of compliance with her stipulation.**

John Washington, new probation interview

Mr. Washington met with the Board. Ms. Sena conducted the interview. The Board introduced itself. Mr. Washington advised the Board that in July 2009 he was arrested. He had a plea in abeyance and has now completed all of the requirements. The Board advised him to submit a copy of the court documents to DOPL. Mr. Washington stated that his previous record consisted of three DUI convictions in, 1998, 1999 and 2001. Mr. Washington stated he was seeing Dr. Peter Byrne. He attends SA groups 2 times a week and he is working through the 12 steps. Mr. Washington stated that he keeps his personal life away from his professional life and did not cross boundaries

with clients. Mr. Washington stated that his employer is very supportive. His supervisor is Gail Stringham. Ms. Sena motioned to recommend to the Division to accept Gail Stringham as his supervisor, seconded by Ms. Baxter. The motion carried unanimously. The Board gave Mr. Washington a format for his practice plan. The Board requested Mr. Washington obtain a resume from his therapist for the Board's approval. The Board asked to see Mr. Washington on March 15, 2011. **Mr. Washington is in compliance with his stipulation.**

DISCUSSION ITEMS:

1. Investigation report, Dee Thorell

Mr. Oborn advised the Board that Ms. Thorell had a conflict and is unable to keep her appointment with the Board.

2. Possible changes to the Professional Counselor Licensing Act Rule relating to supervised experience requirement for licensure as a LPC

- a. Definition of "direct personal face to face supervision" as referenced in Utah Code 58-60-405 (1)(f)
- b. Increasing the current limit on number of supervisees if certain criteria are met
- c. Changes to qualification to be a qualified supervisor of an Association Professional Counselor supervisee gathering 4,000 hours needed for LPC license

Mr. King requested the Board discuss possible changes to the Professional Counselor Licensing Act Rule relating to the 100 hours of face to face supervision requirement for licensure as a LPC. Mr. King stated that he has been approached by individuals who would like to see changes in the current rule regarding supervised experience. Specifically, Mr. King is proposing that the rule include a definition of the term "direct personal face to face supervision" as referenced in Utah Code 58-60-405(1)(f). Mr. Oborn stated that the Division is concerned about there being a patchwork between the mental health professions with each one having a different definition. The Division currently interprets this phrase to be physical face to face supervision. The Board noted that some States define face to face to include video conference. The Board noted that face to face literally or through video conferencing does not guarantee quality. If the Board decided to change the rules, then parameters would need to be established. The Board may want to look at NBCC because they now have a separate certification for distance counseling. The Board opted to table this discussion for another Board meeting.

The Board discussed increasing the current limit on the number of supervisees a supervisor could supervise, if certain criteria are met. The Board noted

that CACREP allows 2 supervisees for 1 supervisor. The Board decided to table this discussion for another Board meeting.

The Board discussed changing the qualification to be a qualified supervisor to include a certification through NBCC and/or continuing education specific to supervision. The Board decided to table this discussion for another Board meeting.

3. Update regarding Christy Kane, former probationer

Mr. Oborn advised the Board that Ms. Kane completed the requirements of her probation and was released from probation on October 18, 2010.

BOARD MEETINGS:

The next Board meeting is March 15, 2011.

2011 Board meetings have been tentatively scheduled:

March 15, June 21, September 20, December 20

Motion to adjourn at 4:33 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

March 15, 2011
Date Approved

(ss) Jason King
Chairperson, Utah Professional Counselor Licensing Board

March 15, 2011
Date Approved

(ss) Richard J. Oborn
Bureau Manager, Division of Occupational & Professional Licensing