

Behavioral Sciences Regulatory Board
Board Minutes
November 9, 2009

Called to order at 10:05 a.m.

Members Present: Patty Bartell, Gray Price, Wes Jones, Jean Hogan, Sharon Stuewe, Ron Mc Nish, Richard Maxfield, Kathy Hubka, Amory Lovin, Jody Patterson and Lori Senne

Staff Present: Phyllis Gilmore, Camille Nohe, Leslie Allen, Marsha Schrempp, Roger Scurlock, Bruno Langer and Maryann Peerenboom

Audience Present: Sky Westerlund, Catie Rech, Nicole Martin and Kelsey Nepote

I. Minutes

Item: Minutes for the September 14, 2009, Board meeting indicated the incorrect date for next meeting, the correct date should be November 9, 2009.

Action: Gary Price moved and Wes Jones seconded to approve the minutes as corrected. The motion passed.

Item: Minutes for September 14, 2009 Board Retreat

Action: Kathy Hubka moved and Wes Jones seconded approval of the minutes as submitted. The motion carried.

II. Public Comments

Item: Sky Westerlund announced that she was unable to attend the October 3rd Terry Mathis Center Safety Training. She had been exposed to the H1N1 virus and felt it better to stay home. She reminded the Board about HB 2118 regarding social work safety training. She asked again for the Board's support on this issue.

Action: none

III. Staff Reports

Roger Scurlock

Item: Roger reported the Board received 8 Reports of Alleged Violations (RAV's) and closed 0 in September. The Board received 15 Reports of Alleged Violations and 23 were closed in October. This leaves 102 open cases at the end of October.

Leslie Allen

Item: Leslie reported that things have begun to slow down slightly, and become more manageable. She has again begun working on improving forms.

Phyllis Gilmore

Item: Phyllis reminded the Board about the envelope for the Board fund.

Item: Phyllis reported that the record retention program had been completed. All records both expired and current have been scanned.

Item: Phyllis reported that the University Round Table discussions were beneficial and worthwhile. She indicated that it appeared we did not lose attendees by having the meetings at the Board office.

V. Complaint Review Committee

Wes Jones

Item: Wes Jones gave an overview of the last CRC meeting. For the month of October they reviewed 14 cases, 12 cases were dismissed, 1 case was returned for further investigation, 2 cases were sent non-disciplinary letters and 7 cases received other action.

IV. Psychology

Item: No report

Action: None needed.

V. Social Work

Item: No report

Action: None needed.

VI. Professional Counseling

Item: The PC advisory committee will meet on February 12, 2010 at 10:00A.M.

Action: None needed.

Item: Nicole Martin was presented to the Board for a determination of ineligibility for a professional counselor license, due to not having a degree in counseling.

Action: Gary Price moved that Nicole Martin be found ineligible for a professional counselor license. Jean Hogan seconded. The motion carried.

VII. Masters Level Psychology

Item: No report

Action: None needed.

IX. Marriage and Family Therapy

Item: No report

Action: None needed.

X. Registered Alcohol and Other Drug Abuse Counselors

Item: Ron Mc Nish reported that licensure was still being pursued and educational presentations were being offered around the state.

Action: None needed.

XI. Other Business

A. Old Business

1. Disciplinary Reporting

Item: Roger reported that all disciplinary actions for current licensees have been scanned. Those with expired licenses are currently being scanned.

Action: None needed

2. Investigative Procedure

Item: Roger explained the investigative flow chart to the Board. He explained that each case does not follow this exactly, but this is the general procedure used. Discussion followed.

Action: It was decided that the flow chart should be dated. There were also concerns raised about whether all complainants should be allowed to respond to the response statement of the respondent. The CRC committee will take this feedback to their next meeting and consider these concerns and report back to the Board.

3. HB 2118

Item: Ron Mc Nish opened the floor to further discussion regarding whether the Board should consider changing their current position on HB 2118 from neutral to one in favor of.

Action: Richard Maxfield moved to have the Board take a position in favor of HB 2118, Amory Lovin seconded. Discussion followed. With a vote of 6 in favor, five opposed, the motion passed.

4. Fee Increase

Item: Phyllis Gilmore brought the proposal for a fee increase by instituting an original license fee for social work before the Board. When this item was previously presented to the Board, it was tabled until additional fees became necessary for increased cash flow. It was indicated to the Board that the need for additional funds was now imminent.

Action: Wes Jones moved to begin the process to change the regulation, to allow for an Original License fee for Social Workers. Richard Maxfield seconded. The motion passed.

5. Exam Limitation

Item: Phyllis Gilmore presented proposed basic language to the Board for changing regulations to allow exam limitations for each of the professions. This language was presented solely for Board input and suggestions. Discussion followed. It was the consensus of the Board to proceed with the process and drafting of new language to be presented at the next Board meeting.

B. New Business

1. Suspension policy for bad checks

Item: Phyllis Gilmore reported that the BSRB has never had an applicant pay a fee for a bad check, a letter is sent to the applicant and usually this letter generates a positive response in providing payment. There have been a couple of isolated incidents that required more intense contact from the office. At this time the Board does not have a policy or procedure in place if an individual does not respond to promptings for payment of a license renewal or reinstatement.

Action: Gary Price moved that the Board will suspend or may suspend the license of a person writing a bad check if they do not respond to notification from the Board within thirty days. Richard Maxfield seconded. The motion passed.

XII. Adjournment

Item: Jean Hogan moved that the meeting be adjourned, Gary Price seconded. The motion passed.

Action: The meeting was adjourned at 11:40 a.m.

Next Meeting January 11, 2010.