

**Louisiana Licensed Professional Counselors Board of Examiners
September 16, 2022
Board Meeting
LPC Board Office, Baton Rouge, LA
DRAFT**

The meeting was called to order by L Fazio-Griffith at 12:01 PM. N Pierce took the roll call and determined a quorum was present.

Members Present:

L Fazio-Griffith
N Pierce
K Hebert
K Tyner
F Nash
C Guillotte
E Airhia
A Hays

Members Absent:

R Salgado
E Johns

Staff Present:

J Doming
R Lundin

Guests Present:

J Raines
T Devillier
A Lowe
D Dantel
K Fox

Agenda:

E Airhia motions to accept the agenda. C Guillotte seconds. All in favor. No opposed.

LPC Licensure Hearings for Applicants Scheduled to Appear:

J Raines presented K Fox.
<<See court reporter minutes>>

LPC Licensure Hearings for Applicants not Scheduled to Appear

J Raines- Applicants were informed by letter for opportunity of formal hearing and if they did not choose a formal hearing then it will go as informal hearing and will be done by default.

Board Members Recused: L Fazio-Griffith

Sherene Jones case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Sherene Jones. K Tyner seconds. All in favor. No opposed.

Jodie Lown case presented by J Raines. F Nash motions to accept the Findings of Fact and Conclusion of Law for Jodie Lown. E Airhia seconds. All in favor. No opposed.

Preston Favorite case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Preston Favorite. K Tyner seconds. All in favor. No opposed.

Christie Price case presented by J Raines. K Tyner motions to accept the Findings of Fact and Conclusion of Law for Christine Price. C Guillotte seconds. All in favor. No opposed.

Martha Leon case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Martha Leon. K Tyner seconds. All in favor. No opposed.

Deyajaira Flores case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Deyajaira Flores. K Hebert seconds. All in favor. No opposed.

Damara Mora case presented by J Raines. C Guillotte motions to accept the Findings of Fact and Conclusion of Law for Damara Mora. F Nash seconds. All in favor. No opposed.

Rachel Rachlinski case presented by J Raines. K Tyner motions to accept the Findings of Fact and Conclusion of Law for Rachel Rachlinski. E Airhia seconds. All in favor. No opposed.

Noble Barkley case presented by J Raines. C Guillotte motions to accept the Findings of Fact and Conclusion of Law for Noble Barkley. K Tyner seconds. All in favor. No opposed.

Amna Mousa case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Amna Mousa. A Hayes seconds. All in favor. No opposed.

Pamela Honore case presented by J Raines. A Hays motions to accept the Findings of Fact and Conclusion of Law for Pamela Honore. C Guillotte seconds. All in favor. No opposed.

Michael Tims case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Michael Tims. K Tyner seconds. All in favor. No opposed.

Haley Marsh case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Haley Marsh. F Nash seconds. All in favor. No opposed.

Molly Boyd case presented by J Raines. E Airhia motions to accept the Findings of Fact and Conclusion of Law for Molly Boyd. F Nash seconds. All in favor. No opposed.

Terri Bursey-Agugua case presented by J Raines. A Hayes motions to accept the Findings of Fact and Conclusion of Law for Terri Bursey-Agugua. E Airhia seconds. All in favor. No opposed.

No Public Comments

Recess

L Fazio-Griffith motions to recess at 1:30 PM.

L Fazio-Griffith motions to reconvene at 1:43 PM.

Board Meeting Minutes

E Airhia motions to accept the July Board Meeting minutes. C Guillotte seconds. All in favor. No opposed.

Committee on Disciplinary Affairs Report: K Tyner, N Pierce, R Salgado, J Doming, J Raines

Disciplinary Affairs Report presented by N Pierce.

Unofficial Complaints Received since September 16, 2022:

- | | |
|--------------|-----------------------------------|
| 1. 22/23-6 | Unprofessional/Dangerous Behavior |
| 2. 22/23-7 | Dual Relationships |
| 3. 22/23-12 | Unprofessional Behavior |
| 4. 22/23-14 | Unethical Behavior |
| 5. 22/23-21 | Unethical Behavior |
| 6. 22/23-23 | Unprofessional Behavior |
| 7. 22/23-25 | Unethical Billing Practices |
| 8. 22/23-32 | Unprofessional/Unethical Behavior |
| 9. 22/23-35 | Unprofessional Behavior |
| 10. 22/35-37 | Unprofessional Behavior |
| 11. 22/23-38 | Unprofessional Behavior |

Official Complaints Received since July 15, 2022:

- | | |
|-------------|-------------------------------|
| 1. 22/23-5 | Confidentiality |
| 2. 22/23-8 | Telehealth across State Lines |
| 3. 22/23-9 | Unethical Behavior |
| 4. 22/23-10 | Unethical Behavior |
| 5. 22/23-11 | Dual Relationship |

6. 22/23-13	Unprofessional Behavior
7. 22/23-15	Unethical Behavior
8. 22/23-16	Unprofessional Behavior
9. 22/23-17	Unprofessional Behavior
10. 22/23-18	Unethical Behavior
11. 22/23-19	Illegal Billing Practices
12. 22/23-20	Unethical Behavior
13. 22/23-22	Unethical Behavior
14. 22/23-24	Unethical Behavior
15. 22/23-26	False Application*
16. 22/23-27	False Application*
17. 22/23-28	False Application*
18. 22/23-29	False Application*
19. 22/23-30	False Application*
20. 22/23-31	False Application*
21. 22/23-33	Unprofessional Behavior
22. 22/23-34	Unprofessional Behavior
23. 22/23-36	Unethical Conduct
24. 22/23-39	Unprofessional Behavior
25. 22/23-40	Unprofessional Behavior/Dual Relationship
26. 22/23-41	Unethical Behavior

Cases to Open:

1. 22/23-1	Unethical Behavior
2. 22/23-2	Practicing without license
3. 22/23-4	Practicing without license
4. 22/23-5	Confidentiality
5. 22/23-6	Unprofessional/Dangerous Behavior
6. 22/23-7	Dual Relationships
7. 22/23-9	Unethical Behavior
8. 22/23-10	Unethical Behavior
9. 22/23-11	Unethical Behavior
10. 22/23-12	Unprofessional Behavior
11. 22/23-14	Unethical Behavior
12. 22/23-19	Illegal Billing Practices
13. 22/23-25	Unethical Billing practices
14. 22/23-26	False Application*
15. 22/23-27	False Application*
16. 22/23-28	False Application*
17. 22/23-29	False Application*

- | | |
|--------------|--------------------|
| 18. 22/23-30 | False Application* |
| 19. 22/23-31 | False Application* |

Cases to Close:

- | | |
|--------------|-------------------------|
| 1. 20/21-34 | Unethical Behavior |
| 2. 21/22-142 | Unethical Behavior |
| 3. 21/22-143 | Threatening Behavior |
| 4. 21/22-145 | Unprofessional Behavior |
| 5. 21/22-149 | Unethical Behavior |
| 6. 21/22-151 | Unprofessional Behavior |
| 7. 22/23-01 | Unethical Behavior |
| 8. 22/23-05 | Unlicensed Counselor |
| 9. 22/23-07 | Dual Relationship |
| 10. 22/23-09 | Unethical Behavior |
| 11. 22/23-10 | Unethical Behavior |
| 12. 22/23-11 | Unethical Behavior |

Complaints to Dismiss:

- | | |
|--------------|-------------------------------|
| 1. 22/23-3 | Telehealth across state lines |
| 2. 22/23-8 | Telehealth across state lines |
| 3. 22/23-13 | Unprofessional Behavior |
| 4. 22/23-15 | Unethical Behavior |
| 5. 22/23-16 | Unprofessional Behavior |
| 6. 22/23-18 | Unethical Behavior |
| 7. 22/23-20 | Unethical Behavior |
| 8. 22/23-21 | Unethical Behavior |
| 9. 22/23-22 | Unethical Behavior |
| 10. 22/23-23 | Unprofessional Behavior |
| 11. 22/23-24 | Unethical Behavior |
| 12. 22/23-34 | Unethical Conduct |
| 13. 22/23-37 | Unprofessional Conduct |

TOTAL OPEN CASES TO DATE: 99

K Tyner motions to accept the Committee on Disciplinary Affairs Report. All in favor. No opposed.

J Doming presents reinstatement LPC 5316 with required Memorandum of Understanding (MOU). N Pierce motions reinstate with required MOU. K Tyner seconds. All in favor. No opposed.

Discussion on PLPC/PLMFT bill rules. Concerns with our current PLPCs/PLMFTs billing. Board Rules are clear that PLPC/PLMFT may not bill directly. They are working at an agency and billing with an NPI number.

J Raines states that Mississippi licensure Board came out with something informing provider to contact insurance company.

F Nash indicates that provider must have NPI, and they are listed as those that have rendered the service and then another for agency billing. Billing under facility or agency billing NPI number.

May not say that a provisional license may not bill under an agency's NPI number. Only fully licensed professional that can directly bill. A PLPC/PLMFT may not bill themselves, but the agency may bill on behalf of them with the agency NPI. Professional billing under agency's NPI.

C Guillotte reiterates that provisional licensees may not bill or receive payment directly.

No Public Comments

Committee on Legislative Affairs Report: C Guillotte, E Airhia, K Hebert

Legislation updates presented by C Guillotte. Advocacy for Medicaid provider reimbursement. LCA conference coming up. Several government relations events.

MFTAC discussed hours during graduate practicum and keeping up with rules and potential MFT compact.

E Airhia motions to accept the Committee on Legislative Affairs report. F Nash seconds. All in favor. No opposed. No public comments.

Committee on Licensure/Supervision/Appraisal Report- LPC: L Fazio-Griffith, A Johns, R Salgado

The LPC Committee on Licensure/Supervision/Appraisal Report presented by L Fazio-Griffith.

Total Number of LPC Applications Reviewed:				
August & September 2022				
Application	Aug	Sept	Expedited	Total
LPC Application for Licensure	7	10	12	29
<i>28 Approved; 1 Intent to Deny</i>				
LPC Endorsement Application	3	5	4	12
<i>10 Approved; 1 Incomplete; 1 Intent to Deny</i>				
PLPC Application (Section 1, 2, 3)	21	31	47	99
<i>87 Approved; 4 Incomplete; 7 Intent to Deny; 1 Additional Information Needed</i>				
PLPC Application: Section 1 Only	0	0	0	0
<i>NA</i>				
PLPC Application: Section 1 and 2 Only	0	0	0	0
<i>NA</i>				
PLPC Application: Section 2 Only	0	0	0	0
<i>NA</i>				
PLPC Application: Section 2 and 3 Only	0	0	0	0
<i>NA</i>				
PLPC Application: Section 3 Only	0	0	0	0
<i>NA</i>				
LPC Supervisor Application	10	11	3	24
<i>22 Approved; 2 Intent to Deny</i>				
Appraisal Privilege	2	1	0	3
<i>3 Approved</i>				
PLPC: Change/Add Supervisor	13	12	0	25
<i>25 Approved</i>				
PLPC Practice Setting Updates	41	40	0	81
<i>81 Approved</i>				
PLPC Audited Renewal Approvals				1
PLPC Standard Renewal Approvals				21
LPC Audited Renewal Approvals				19
LPC Standard Renewal Approvals				0
Telehealth Approvals				81
Total LPC Applications Reviewed	97	110	66	364
<i>Expedited: Totals from Approvals from 7/14/2022-9/14/2022</i>				

A Hays motions to accept the LPC Committee on Licensure/Supervision/Appraisal Report. K Tyner seconds.

Discussion on Diagnostic Statistical Manual of Mental Disorders policy. K Tyner motions for policy to go back to committee for further consideration and possible 4-year timeframe rather than 3. F Nash seconds. No Public Comments

Committee on Licensure/Supervision- LMFT: C Guillotte, A Hays, K Tyner, F Nash
LMFT Committee on Licensure/Supervision report presented by C Guillotte.

Total Number of LMFT Applications Reviewed:				
August & September 2022				
Application	Aug	Sept	Expedited	Total
LMFT Application for Licensure	0	1	1	2
<i>2 Approved</i>				
LMFT Endorsement Application	0	0	3	3
<i>3 Approved</i>				
PLMFT Application (Section 1, 2, 3)	2	2	0	4
<i>4 Approved</i>				
PLMFT Application: Section 1 Only	0	0	0	0
<i>NA</i>				
PLMFT Application: Section 2 and 3 Only	0	0	0	0
<i>NA</i>				
PLMFT: Change/Add Supervisor	0	0	0	0
<i>NA</i>				
PLMFT Practice Setting Updates	0	1	0	1
<i>5 Approved</i>				
LMFT Supervisor	0	0	0	0
<i>NA</i>				
LMFT Supervisor Candidate	0	1	0	1
<i>NA</i>				
PLMFT Audited Renewal Approvals				0
PLMFT Standard Renewal Approvals				0
LMFT Audited Renewal Approvals				1
LMFT Standard Renewal Approvals				0
Total LMFT Applications Reviewed	2	5	4	12
<i>Expedited: Totals from Approvals from 7/14/2022-9/14/2022</i>				

Received 16 requests to take the NMFTE. 5 individuals took the exam. 2 passed, 3 failed.

K Tyner mentioned that there has been a shift in scores. Committee plans to look at that information and share that information with universities.

K Tyner motions to accept the LMFT Committee on Licensure/Supervision report. A Hays seconds. All in favor. No opposed. No public comments.

Marriage and Family Therapy Advisory Committee Report: C Guillotte, K Tyner, F Nash, A Hays

Marriage and Family Therapy Advisory Committee Report presented by K Tyner. MFTAC will be facilitating supervision course at LCA conference. LAMFT just opened membership on website. Liaison for LAMFT was not able to attend meeting. There are updates to the COAMFTE requirements regarding direct hours during one's education. As a committee, will take a deeper dive and discuss further for possible rule change. There was an assumption that LMFTs can receive credit for peer supervision but currently only LPCs may receive credit. Will look at rules for rule updates and clean up. Committee would like to make informed decisions. Need to revisit test scores and communicating to universities about information and where some weaknesses may be.

C Guillotte motions to accept the Marriage and Family Therapy Advisory Committee Report. Motion to accept Claude/F Nash seconds.

Committee on Professional Assistance Program Report: E Airhia, L Fazio-Griffith, C Guillotte

Committee on Professional Assistance Program Report presented by E Airhia. Some participants have been referred by the Licensure Committee. PAP currently has 7 members. 4 old cases and 3 have been added in one month. Committee has requested medical or full substance abuse evaluations to make recommendations.

C Guillotte that members are not all due to substance abuse but also due to mental health.

J Doming states that procedures and processes have improved and consulting with outside sources.

E Airhia motions to accept the Committee on Professional Assistance Program Report. C Guillotte seconds. All in favor. No opposed.

Committee on Budget Report: N Pierce, R Salgado, J Doming

Committee on Budget Report presented by J Doming. Review and Approval of June and July 2022 Financial Report and Budget Review for Fiscal Year 22/23. Committee has approved changing current billboards to vinyl.

E Airhia motions to approve Budget Report. K Tyner seconds. All in favor. No opposed. No public comments.

Executive Director Report: J Doming

Presented by J Doming.

Discipline and PAP Correspondence (NLs) and Records; Discipline and PAP committee meetings; Board vendor management and correspondence; ED meeting re: new legislative requirements; LCA summary reports for conference; Archiving paper records; Criminal Records Check Correspondence and review of records; Submitted 4 State Reports; Website Updates/Revisions for fingerprinting; NBCC conference scheduling and reporting for LA; Continuous student staff training and coordinating schedules; Renewal applicant correspondence and staff support; General email correspondence and phone calls; Technology policy, telework trainings and new computer set up; New FT hire; Financials and deposits.

E Airhia motions to accept Executive report. K Tyner seconds. All in favor. No opposed.

Personnel Report, Deputy Director position discussed.

New Business

LCA conference at the Astor Crowne Plaza September 25th-27th

Board update Sunday, September 25th at 3:45pm

November elections for 2023 board officers

Counseling Compact meeting October 25,26

New board member Chastity Butler, LPC-S

A Hays motions to adjourn. N Pierce seconds. Board Meeting adjourns at 3:16 PM.