

MINUTES July 16, 2021
LICENSED PROFESSIONAL COUNSELORS BOARD OF EXAMINERS
DRAFT

The meeting was called to order by R Salgado at 12:32 PM. N Peirce took the roll call and determined a quorum was present.

Members Present:

R Salgado
N Pierce
R Cathey
C Hebert
F Nash
C Guillotte

Via Zoom:

L Fazio-Griffith
E Johns
J Mims
E Airhia

Members Absent:

K Tyner

Staff Present:

J Doming
R Lundin

Guests Present:

V Kamara
D Blackburn

Via Zoom:

A Trogden
B LeBlanc
N Slack
E Dixon

Agenda

R Salgado asks to approve the agenda. C Guillotte motions to accept. N Pierce seconds. All approved; no abstentions.

Board Meeting Minutes

J Doming- one modification needed: add F Nash to the minutes as present. N Pierce motions to approve the May Board Meeting Minutes with the modification. C Guillotte seconds. All approved; no abstentions.

Committee on Legislative Affairs Report: C Guillotte, E Airhia, J Mims, E Johns, A Trogden

C Guillotte states that the legislation session has ended and nothing new developed with the counseling compact.

LCA report presented by A Trogden. LCA will begin work on drafting bill with Representative Stagni. There are concerns with the language that came from the national level and she will be working with him in the next couple of months to draft language. LCA's big push is going to be for the national compact.

J Doming reached out re: behavioral services manual. Work is being done to correct language that may be incorrect based on legislation.

A Trogden presented that the qualified mental health counseling certificate certifies that a school counselor holds proper credentials and is a function of human resources in school systems rather than an additional credential.

J Mims inquires if it needs to be considered about what the Department of Education is doing with this and if the Board needs to add this as an exemption to Board Rules.

A Trogden states that it was a successful legislative session and the bills that LCA had concerns about did not move forward. The resolution asking for Board to evaluate two states and licensure process was defeated and is not moving forward. LCA Government Relations is holding a town hall meeting following the LPC Board update on September 26th.

No questions or comments.

C Guillotte motions to approve the Committee on Legislative Affairs Report. F Nash seconds. All in favor. No opposed.

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

R Salgado presents the Disciplinary Affairs Committee Report:

Unofficial Complaints Received since May 21, 2021:

- | | | |
|----|-----------|----------------------------|
| 1. | 20/21-137 | Practicing without License |
| 2. | 20/21-139 | Unethical Conduct |
| 3. | 20/21-140 | Unethical Conduct |
| 4. | 20/21-141 | Practicing without License |
| 5. | 20/21-143 | Unethical Conduct |
| 6. | 20/21-146 | Unprofessional Conduct |
| 7. | 20/21-147 | Unprofessional Conduct |
| 8. | 20/21-148 | Unprofessional Conduct |
| 9. | 20/21-158 | Unethical Conduct |

Official Complaints Received since May 21, 2021:

- | | | |
|----|------------|------------------------|
| 1. | 20/21-136* | Unlawful Practice |
| 2. | 20/21-138 | Unprofessional Conduct |

3. 20/21-142 Unprofessional Conduct
4. 20/21-144 Failure to Maintain Records
5. 20/21-145 Unethical Conduct
6. 20/21-149 Misrepresentation
7. 20/21-150 Unprofessional Conduct
8. 20/21-151* Failure to Report Charges
9. 20/21-152 Unprofessional Conduct
10. 20/21-153 Unprofessional Conduct
11. 20/21-154 Unprofessional Conduct
12. 20/21-155 Unprofessional Conduct
13. 20/21-156 [No Information]
14. 20/21-157 Unprofessional/Unethical Conduct
15. 20/21-159* Fraudulent Billing Practices
16. 20/21-160 Unethical Conduct/Fraudulent Billing Practices
17. 20/21-161 Unethical Conduct/HIPAA Violation
18. 21/22-1 Unethical conduct
19. 21/22-2 Unprofessional Conduct

Cases to Open:

1. 20/21-133 Unprofessional/Unethical Conduct
2. 20/21-134 Unethical Conduct
3. 20/21-135 Unethical Conduct
4. 20/21-136* Unethical Conduct
5. 20/21-137 Unethical Conduct
6. 20/21-139 Unethical Conduct
7. 20/21-142 Unprofessional Conduct
8. 20/21-144 Failure to Maintain Records
9. 20/21-145 Unethical Conduct
10. 20/21-149 Misrepresentation
11. 20/21-150 Unprofessional Conduct
12. 20/21-151* Failure to Report Charges
13. 20/21-152 Unprofessional Conduct
14. 20/21-153 Unprofessional Conduct
15. 20/21-154 Unprofessional Conduct
16. 20/21-158 Unethical conduct
17. 20/21-159* Fraudulent Billing Practices

Complaints to Close:

1. 20/21-114 Confidentiality/Scope of Practice
2. 20/21-120 Unprofessional/Unethical Conduct
3. 20/21-122* Unethical Conduct

- | | |
|---------------|--------------------------------|
| 4. 20/21-123 | Unethical Conduct |
| 5. 20/21-126 | Fraudulent Renewal Application |
| 6. 20/21-128 | Unethical Conduct |
| 7. 20/21-131 | Unprofessional Conduct |
| 8. 20/21-134 | Unethical Conduct |
| 9. 20/21-142 | Unprofessional Conduct |
| 10. 20/21-145 | Unethical Conduct |

Complaints to Dismiss:

- | | |
|-----------------|------------------------|
| 1. 20/21-148 | Unprofessional Conduct |
| 2. 20/21-155 NL | Unethical Conduct |
| 3. 20/21-156 NL | [No Information] |
| 4. 20/21-157 NL | Unprofessional Conduct |
| 5. 21/22-1 NL | Unethical Conduct |
| 6. 21/22-2 NL | Unprofessional Conduct |

TOTAL OPEN CASES TO DATE: 85

E Airhia provides information regarding the reinstatement of LPC #6597. Recommends that the license be reinstated with an amendment to the MOU to restrict the license to remain under supervision.

No public comments

L Fazio-Griffith motions to approve. R Cathey seconds.

All in favor. No opposed.

No questions. No comments

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

Report presented by L Fazio-Griffith:

Total Number of LPC Applications Reviewed:				
June & July 2021				
Application	June	July	Expedited	Total
LPC Application for Licensure	14	20	21	55
<i>48 APPROVED; 7 DENIED</i>				
LPC Endorsement Application	2	8	4	14
<i>13 APPROVED; 1 DENIED</i>				
PLPC Application (Section 1, 2, 3)	17	31	54	102
<i>91 APPROVED; 14 DENIED</i>				
PLPC Application: Section 1 Only	0	1	0	1
<i>0 APPROVED; 1 DENIED</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	7	20	6	33
<i>31 APPROVED; 2 DENIED</i>				
Appraisal Privilege	0	0	1	1
<i>1 APPROVED; 0 DENIED</i>				
PLPC: Change/Add Supervisor	7	19	0	26
<i>26 APPROVED</i>				
PLPC Practice Setting Updates	43	29	0	72
<i>72 APPROVED</i>				
PLPC Audited Renewal Approvals				0
PLPC Standard Renewal Approvals				0
LPC Audited Renewal Approvals				149
LPC Standard Renewal Approvals				112
Telehealth Approvals				233
Total LPC Applications Reviewed	90	128	86	181
<i>Expedited: Totals from Approvals from 5/19/2021 to 7/13/2021</i>				

N Slack states that she is an applicant licensed in Texas. The Texas Board is asking for approval by Louisiana allowing her to provide counseling services to Texas residents while she is located in Louisiana. Applied for licensure by endorsement and was denied because master's degree was completed in 2004.

J Doming states that Texas patients are not under our jurisdiction. Letter can be sent next week.

N Slack mentions that she has been working in clinical director role and providing supervision. Not sure if that would have any bearing on application.

J Mims indicates that she does not meet the requirements for licensure by endorsement. To qualify for licensure by endorsement, must have course in DSM-5.

L Fazio-Griffith presents V Kamara, PLPC applicant, appeal stating that she completed abnormal behavior course in 2004.

G Guillotte states that she is being required to reapply and start from scratch. Individual is reapplying and would be required to complete a DSM-5 course.

Recommendation from committee is to deny.

L Fazio-Griffith motions to accept the Committee on Licensure/ Supervision/ Appraisal-LPC report, which includes two appeals. C Guillotte seconds. All in favor. No opposed.

D Blackburn introduces herself as LPC and V Kamara's supervisor. States that this is the first-time hearing of the 6-year requirement and in 4 weeks, there was back and forth regarding Ms. Kamara's ability to practice.

V Kamara states that she has followed all the rules necessary and has taken the exam twice. Indicates that she has a master's degree but the Board is stopping her from working. She has called local universities to complete new DSM-5 course and they are asking why she is being required to complete course. States that we all have continue education.

R Salgado explains that not all licensees were required to complete a new DSM-5 course. Those who have an expired/lapsed license, must meet current requirements at time of reapplication. There is understanding that this has caused challenges. However, the Board is held to legislation and rules.

J Mims provides explanation of change from Counselor Intern to PLPC in 2015 and the timeframe. Current rule is that you must reapply under current rules.

V Kamara shares that her father was sick and in hospice and has to provide for son. Lost house in 2016. Has been one disaster after another. Registered to take the exam in September.

C Guillotte states that she has failed to meet requirements. We have these laws and rules that the Board is bound by. Has until 10/31/21 to pass exam to apply as LPC. If not, unfortunately, the clock stops and must start over with current academic requirements.

N Pierce mentions that she could modify her job duties in order to continue working at practice setting.

R Salgado that the Board will take her comments into consideration

D Blackburn explains that it was disruptive to get 4 different deadlines.

R Salgado explains that some of those deadlines were extended as a courtesy by the Board. States that Board has previously motioned and passed report and recommend approval of report as is.

L Fazio-Griffith motions to accept the report. J Mims seconds. All in favor.

C Guillotte presents LMFT report:

Total Number of LMFT Applications Reviewed:				
June & July 2021				
Application	June	July	Expedited	Total
LMFT Application for Licensure	0	1	2	3
<i>2 APPROVED; 1 DENIED</i>				
LMFT Endorsement Application	1	0	1	2
<i>2 APPROVED; 0 DENIED</i>				
PLMFT Application (Section 1, 2, 3)	4	2	0	6
<i>5 APPROVED; 1 DENIED</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
PLMFT Practice Setting Updates	3	1	0	4
LMFT Supervisor	0	0	0	0
LMFT Supervisor Candidate	0	0	0	0
PLMFT Audited Renewal Approvals	0	0	0	0
LMFT Audited Renewal Approvals	0	0	0	0
Total LMFT Applications Reviewed	8	4	3	15
<i>Expedited: Totals from Approvals from 5/19/2021 to 7/13/2021</i>				

No public comments

C Guillotte motions to accept report from Committee on Licensure/ Supervision/ Appraisal Report LMFT. R Cathey seconds. All in favor. No opposed.

Committee on Rules: J Mims, L Fazio-Griffith, E Johns, R Salgado, R Cathey

Presented by L Fazio-Griffith. Emergency rules regarding teletherapy have expired. Notification of intent on rules will be published July 20, 2021 in regard to arrest notification and rule revisions/clean-up to allow 100% synchronous videoconferencing supervision and removal of 2109(2)e).

F Nash motions to accept the committee on rules report. J Mims seconds. All in favor. No opposed.

Recess

R Salgado motions to recess at 1:49 PM.

R Salgado motions to reconvene at 2:02 PM.

Committee on Professional Assistance Program Report: R Cathey, E Airhia, L Fazio-Griffith

Presented by E Airhia. Committee has 6 open cases and 3 cases that are being monitored on the side. PAP 24 approved for reinstatement.

R Cathey states that committee meets in between Board meetings as needs arise.

No questions or comments.

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

Marriage and Family Therapy Advisory Committee Report: R Cathey, C Guillotte, K Tyner, F Nash

Presented by R Cathey. Committee review 2 licensure applications. Both of which were denied. MFTAC will be doing presentation at LCA conference regarding supervision and issues within. The presentation will be for LMFT and LPC. Committee will try to have a public meeting in August to go over PowerPoint presentation to address current issues Board is seeing and adding information to presentation regarding best practices related to supervision. MFTAC is inviting leadership of LAMFT and representatives of each MFT program to September meeting.

No questions or comments.

C Guillotte motions to accept the Marriage and Family Therapy Advisory Committee report. L Fazio-Griffith seconds. All in favor. No opposed.

Financial Report:

Presented by J Doming:

April, May, June 2021 Financials and new Fiscal Year budgets.

Review of FY20/21 financials:

LPC licensure applications increased

Appraisal Applications decreased

Expedited applications increased

License verification requests have doubled in the last 5 years

\$7,500 was generated in investment income; those rates have since decreased

R Salgado points out that budget from FY 15/16 to the present shows a lot of work by the increase in revenues mostly due to the increase in discipline, verifications, file copies, late fees and expedited processing. The Board has not run a deficit in 6 years.

New budgets for FY21/22 and FY22/23 have room for additional/improved technology. The expenses are mostly unchanged from the current year. Additional expenses will be for advertising and technology.

Proposal for a radio advertisement that would run for 11 weeks in the month of October-December.

No questions or comments.

N Pierce motions to accept. E Airhia seconds. All in favor. No opposed.

Executive Director Report: J Doming

Presented by J Doming:

J Doming- Board has been doing criminal record checks since 2019. Audit by DOJ and LSP show that board's procedures are in accordance with requirements. State reports submitted; Committee work performed; Rules submitted; Financials and budget preparation; Student staff training; Communication with all board constituents.

R Salgado proposes moving to executive session to discuss the Executive Director's annual evaluation. R Cathey seconds. Public dismissed.

R Salgado motions to exit the executive session. N Pierce seconds. R Salgado motions to recognize excellence in the performance of the Executive Director and proposes a 5% pay increase. J Mims seconds. All approve. R Salgado motions to give a \$3k bonus to the Executive Director. J Mims seconds. All approve. J Doming tells the board state employees cannot receive a bonus, but that she appreciates the generosity. No bonuses will be received. R Salgado motions to give the ED the authority to give staff bonuses if approved. J Mims seconds. All approve. State employees may not receive bonuses. J Doming states she will be in compliance with state civil service rules and compliance procedures for classified and unclassified employees. J Doming appreciates the board's approval of board work and the opportunity to continue to do good work.

No questions or public comments.

New Business:

Next Board Meeting Date/Time: September 17th at 12:30pm

Close of Business:

Board meeting adjourns at 3:31pm

Respectfully Submitted By,
Jamie S. Doming, Executive Director