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South Carolina
Department of Labor, Licensing and Regulation

Board of Examiners for Licensure of
Professional Counselors, Marriage and Family
Therapists, and Psycho-Educational Specialists



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Minutes of the South Carolina Board of Examiners for the Licensure of
Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists

Regular Board Meeting, Applicant Appearance, and Disciplinary Hearings
November 18, 2008

Synergy Business Park, Kingstree Building, Room 108
110 Centerview Drive, Columbia, South Carolina 29210

Board members present were:

Tanya A. Williams, M.Ed., President, Chairperson LPC Standards Committee
Danny L. Garnett, D. Min., Vice President
Pamela G. Clark, PhD, Secretary-Treasurer, Chairperson, LMFT Standards
Committee
David L. Evans, Jr., M.A., Chairperson, LPES Standards Committee
M. Ellenor Mahon, M.Ed., Chairperson, Continuing Education Committee
Jackie H. Fleshman, Public Member
Linda E. Womack, Public Member

Also present were:

Tina F. Behles, CVR, Court Reporter
Kate K. Cox, Board Administrator
Rudy Guajardo, President AMHCA-SC
Susan F. Harrington, Board Administrative Assistant
Greg Hinson, LLR Investigations and Enforcement
Krista G. Isgett
David Love, LLR Investigations and Enforcement
Roderick McFadden, Applicant
Zanda McFadden
Paula Magarle, LLR Litigation Attorney
Magdalene W. Moton, Recorder
Kathleen H. Robbins, PhD, LPC
Frank Sheheen, RPP
Sheridon Spoon, Advice Counsel
Richard Wilson, RPP

BOARD MEETING CALL TO ORDER:

President Williams stated that Public Notice of this meeting was properly posted at the office of the South Carolina Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists, Synergy Business Park, Kingstree Building, Room 108, at 110 Centerview Drive, Columbia, SC 29210 and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. President Williams called the meeting to order at 9:05 a.m. It was noted that a quorum was present. All votes referenced herein were unanimous unless otherwise indicated.

APPROVAL OF AGENDA:

The Board reviewed the agenda for the meeting.

Motion: A motion was made by Mr. Evans to approve the agenda for the meeting. Ms. Womack seconded the motion. The motion carried.

APPROVAL OF MINUTES:

The Board reviewed the minutes of the August 19, 2008 meeting.

Motion: A motion was made by Ms. Womack to accept the minutes of the last meeting as printed. Ms. Mahon seconded the motion. The motion carried.

DISCIPLINARY MATTERS:

IRC Report

David Love, Office of Investigations and Enforcement, presented the November 5, 2008 Investigative Review Committee's (IRC) report concerning disciplinary matters. The IRC report included three (3) Dismissals; one (1) Cease and Desist Order, and three (3) Letters of Caution. There was no discussion.

Motion: A motion was made by Dr. Clark to accept the November 5, 2008 IRC recommendations. Mr. Evans seconded the motion. The motion carried.

Motion: A motion was by Ms. Cox to proceed with the Administrative Report as the next item on the agenda. The motion was seconded. The motion carried.

REPORTS/INFORMATION:

Administrative Information:

Mrs. Cox reported to the Board the licensure total of all licensees to be 2528. She noted LLR's new Office of Licensure and Compliance who conducts renewal notices and assist in continuing education audits has begun to function. She reported LLR is continuing to seek more electronic means for licensure and more efficient and effective operations are being sought due to the impact of the state and the national government's economy. Mrs. Cox reported that LLR's meeting rooms are being redesigned for the future purpose of videoing Board meetings. She reported Board meetings will be videoed in the future with live presentations of the meetings. She said the web-casting technology will be implemented through the Granicus, Inc. and video technology training will be offered to the Boards.

Mrs. Cox asked if any Board members needed picture identification for the Agency and encouraged Board members to keep the Board informed of address changes.

Board Reappointments:

Mrs. Cox reported on recent Board member reappointments. The reappointments were noted to be David L. Evans, Jr. (term expires 12/31/2011); Linda E. Womack (term expires 12/31/2012) and Jackie H. Fleshman (term expires 12/31/2012). She also reported Districts Two and Three need appointments. Mrs. Cox encouraged Board members to seek interested candidates for Districts Two and Three for Board appointments.

License Renewal:

Mrs. Cox reported that biennial renewals will be due on or before August 31, 2009 and will be handled through LLR's new office of Licensure and Compliance. She stated licensees will have the opportunity to renew their licenses twenty-four (24) hours a day on any day of the week.

Technology:

Mrs. Cox reported that with the increased demand for technology that the Board's use of emails has proven to be cost and time saving, as well as the use of the web site.

Illegal Immigration Reform Act:

Mrs. Cox informed the Board of the state's new Illegal Immigration Reform Act. She reported in addition to complying with I-9 requirements, all employers are required to verify legal status of employees. She added that business owners are required to verify the legal status of employees and may do so by signing up with the E-Verification with Homeland Security or have employees provide proof of a valid driver's license or other government issued identity document. She noted LLR is offering employers training on the new Act in December 2008 and in January 2009. Sheridan Spoon informed Board that a licensee's license can be revoked due to non-compliance of the new Illegal Immigration Reform Act.

Mrs. Cox said she will email Board members another copy of the Illegal Immigration Reform Act that was included in today's Board meeting books.

American Marriage and Family Therapy Regulatory Boards Conference (AMFTRB):

Mrs. Cox reported that her attendance at the September 2008 AMFTRB Conference September 23-25, 2008 proved to be very informative. She added that the conference presented valuable information for Marriage and Family Therapy licensure issues and South Carolina is very helpful to other states at these meetings. Dr. Garnett who also attended the AMFTRB Conference reported on the Professional Examination Services (PES) Report held during the conference. He stated nine candidates from South Carolina sat for the PES Examination; and he reported on issues pertaining to the structure of the exam and its cost which are rising due to exam security. He reported that with a limited number of exam candidates, the exam cannot be offered as often as the states would like. Dr. Garnett also reported on the competency discussion held during the AMFTRB conference. He added that the nation is moving toward the assessment of competency and in the future the Board needs may want to have a competency standards committee in the future. The Board agreed.

Treasurer's Report:

Mrs. Cox reminded the Board that financial information is available upon request. She reported the Board is financially sound and has had no audit exceptions reported. She stated that the financial reports regarding the Board are kept in the LLR Finance Department and monthly statements are also maintained in the Board's office.

LEGAL ISSUES:

There were no legal issues brought before the Board.

APPLICANT APPEARANCE:

Roderick McFadden appeared before the Board regarding his application for licensure as a Licensed Professional Counselor Intern. Ms. Behles served as the court reporter. Mr. McFadden made a request to proceed with his licensure application although he answered "yes" to disciplinary question #8 on his application. Mrs. McFadden, wife of Mr. McFadden, appeared as a witness. The Board heard his request and asked appropriate questions of Mr. McFadden.

Motion: A motion was made by Dr. Garnett to go into Executive Session regarding the applicant. Dr. Clark seconded the motion. The motion carried. Time recessed: 9:55 a.m.

Motion: A motion was made by Ms. Womack to return to Regular Session. Dr. Garnett seconded the motion. The motion carried.

Motion: A motion was made by Dr. Clark for Mr. McFadden to prepare more inclusive documents to support his request for licensure and come before the Board at a later time. Dr. Garnett seconded the motion. The motion carried.

DISCIPLINARY HEARINGS:

Hearing for Garrish Smith, LPC

Mr. Smith, LPC was to appear before the Board in a disciplinary matter. He did not appear and was not represented by counsel. Ms. Magarle represented the State and showed proof of notice of the hearing and proper documents sent to and accepted by the Respondent, Mr. Garrish. Tina Behles served as court reporter. The Board conducted the hearing.

Motion: A motion was made by Dr. Garnett to go into Executive Session regarding the hearing. Ms. Mahon seconded the motion. The motion carried.

Motion: A motion was made by Ms. Womack to return to Regular Session. Dr. Garnett seconded the motion. The motion carried.

Motion: A motion was made to discipline Mr. Garrish. The motion was seconded. The motion passed. Final order will be written and will be posted on the Board's web site.

Hearing for Amy L. Libs, LPC

Ms. Libs, LPC appeared before the Board in a disciplinary matter. She was not represented by counsel. Ms. Magarle represented the State and showed proof of notice of the hearing and proper documents sent to and accepted by the Respondent. Tina Behles served as court reporter. The Board conducted the hearing.

Motion: A motion was made by Mr. Evans to go into Executive Session regarding the hearing. Ms. Fleshman seconded the motion. The motion carried.

Motion: A motion was made by Mr. Evans to return to Regular Session. Dr. Garnett seconded the motion. The motion carried.

Motion: A motion was made to discipline Ms. Libs by Mr. Evans. The motion was seconded by Dr. Garnett. The motion passed. Final order will be written and will be posted on the Board's web site.

UNFINISHED BUSINESS:

Letters to Licensees and Renewal Notification:

Mrs. Cox reported that the next renewal deadline date is August 31, 2009 and will be handled by LLR's new Office of Licensure and Compliance. She added that late renewals can be processed online if the licensee has not practiced; renewal fees and continuing education hours remains the same; and the with LLR's demand for cost savings, more technology has been implemented. The OLC Division will mail renewal notices; do random audits of new licensees; and gather audit materials for Board review. Letter to notify licensees of renewal is the renewal notification that contains User Ids and Passwords to enter the system. This will be the third on-line renewal cycle.

NEW BUSINESS:

Meeting Requirements for LPC and LMFT Candidates for Licensure

Mrs. Cox reported on the Board's current procedure for applicants who have not met all the education licensure requirements. President Williams asked whether the Board agrees with the procedure that applicants needing to meet the requirements with one course or can allow them to at times meet the requirement by using an integrated approach of letting two courses cover the requirement. The Board agreed to use an integrated approach one a case by case basis when needed. CCE process was reviewed.

Direct Counseling Hours

Ms. Cox reported that she had received questions on direct counseling hours and asked the Board to define Sections 3-05 (3) and 36-08 (3). The Board stated this matter will be held over.

DISCUSSION TOPICS:

Dr. Clark asked Ms. Cox how is data compiled and maintained for complaints/disciplinary actions. Ms. Cox reported that complaint/disciplinary data is maintained within LLR's data system. She added that complaints/disciplinary actions are recorded; processed on an individual basis; and audited. She stated all public orders are posted on the Board's website and public orders are also released upon an FOIA request. Ms. Cox stated she audits the status of the complaint matters monthly and contacts the Office of Investigations Enforcement, as well as Legal.

PUBLIC COMMENTS:

Dr. Robbins addressed the Board regarding a mailing she would like to be sent to all licensees to announce that the Board's web site is the primary source of information; she commented on the LLR web page design and placement of topics; she commented on the Frequently Asked Questions on the web; and she asked if the renewal letters could be mailed three months in advance of the renewal period. Ms. Cox reported that the Board's website is the main source of information for licensees and has been for many years, and there is a Board News Section. Mrs. Cox noted licensees are usually given eight (8) weeks to renew their license by August 31st of the renewal year and that renewal is now handled by a renewal department. It was also noted that the web page design is an LLR product for all boards. There was discussion. The Board stated they would consideration Dr. Robbins' comments as information.

REPORTS OF STANDARDS COMMITTEES AND CONTINUING EDUCATION COMMITTEE:

President Williams called for review and ratification of the reports submitted for the Standards Committees and Continuing Education Committee beginning on August 20, 2008 through November 18, 2008.

Recommended for Licensure as a Professional Counselor Intern:

Aubrey, Margaret
Baker, Michael
Berryhill, Amy
Bridges, Jessica
Brown-Baker, Catreace
Cantrell, Cheryl
Cox, Andrea
Dials-Corujo, Shaneen
Dugan, Matthew
Everhart, Ashley
Fields, Jason
Gaillard, Mary Leize
Golden, Katy
Gosnell, Cari
Hasting, Bonnie
Hollis, Rodrick
Jones, Samantha Brown
Matthews, Rachel
McCarrell, Ronnie
McLean, Susan
Morgan, Erin
Oaks, Linda
Paris, Jacob
Parrish, Julia
Perrault, David
Player, Laura
Sawyer, Patricia
Shohen, Lisa
Simmons, Sarah
Smith, Christi
Suits, Ashley
Terry, Erin
Walker, Millicent
Wallace, Anita
Weaver, Leslie
Wilday, Friederike
Zortea, Anne

Recommended for Transfer from LPC-Intern Status to Professional Counselor:

Andrews, Carlton
Bissell, Gregg
Callaham, Rebecca
Caw, Roni
Coatsworth, William
Frazier, Anne

Graham, Amy
Gravley, Michael
Mathis, Stephanie
Matthews, Glynis
Mulkey, William
Powell, Danita
Powell, Gina
Robinson, Zabrina
Rouse, Geneva
Saxon-Ward, Laurrinda
Simmons, LaToya
Starnes, Tamara
Stone, Marcus
Zovnic, Sarah

Recommended for Extension of LPC Intern Licensure Status: (two years)

| | |
|-----------------------|---|
| Blair, Mary Ruth | (2 extensions) 4/3/05 to 4/3/07 and 4/3/07 to 4/3/2009 |
| Davis, Nancy Whitford | (3 extensions) 3/19/04 to 3/19/06; 3/19/06-08 and 3/19/08-3/19/2010 |
| Deems, Nicole | 10/30/2008 to 10/30/2010 |
| Gunsallus, Stephen | 8/25/08 to 8/25/2010 |
| Henderson, Melissa | 10/26/2008 to 10/26/2010 |
| Mendat, Katherine | 10/30/2008 to 10/30/2010 |
| Ott, Lannie | 12/6/2008 to 12/6/2010 |
| Parlato, Dolores | 11/2/2008 to 11/2/2010 |
| Rabon, Bryan | 9/19/2008 to 9/19/2010 |
| Sadik, Suhad | 11/9/2008 to 11/9/2010 |
| Thompson, Stacey | 11/30/2008 to 11/30/2010 |
| Young, Veronica | 11/22/2008 to 11/22/2010 |

Recommended for Licensure as a Professional Counselor by Endorsement:

| | |
|-----------------------|----|
| Beddingfield, Melissa | NC |
| Calhoun-White, Sandra | NC |
| Lesslie, Patricia | GA |

Recommended for Reinstatement of Licensure or Re-application: (all license types)

| | |
|---------------------|-----------|
| DuBose, Catherine | LPC#3503 |
| Fleischaker, Martin | LPES#3049 |
| Fleischaker, Martin | LPC#648 |
| Grant, Arthur | LPC#006 |
| Moore, Debra Ann | LPC#528 |
| Moore, Debra Ann | LMFT#1505 |
| Rushton, David | LPC#2818 |
| Yanity, Lisa | LPC#2373 |

Recommended for Licensure as a Professional Counselor by Bypass (old law applicant):

None

Recommended for Extension on LPC/S or LPC/SIT:

None

Recommended for Licensure as Licensed Professional Counselor Supervisor:

Barron, Keith
Elkins, Jennifer Ferguson
Elrod, Phillip
McMeekin, Janice
Murphy, Kathy
Padgett, Kristi

Recommended for Licensure as a Marriage and Family Therapy Intern:

Cooke, Lisa
Hall, Charlton
Martin, Christine
McMeekin, Janice
Peeler, Marian
Rissmiller, Vickie

Recommended for Licensure as Marriage and Family Therapist:

None

Recommended for Licensure as a Marriage and Family Therapist by Endorsement:

None

Recommended for an Extension of LMFT Intern Licensure Status:

None

Recommended for Transfer from LMFT/Intern to LMFT:

None

Recommended for Licensure as Marriage and Family Supervisor (LMFT/S):

None

Recommended for Licensure as Licensed Psycho-Educational Specialist:

Maguire, Liza

One-Time Continuing Education Providership:

Garvey, James
Institute of Dream Studies
Lawhon, Rick
Nexus Center
Winston's Wish Foundation

Permanent Continuing Education Providership:

Cheryl Mansson

Motion: A motion was made by Dr. Garnett to ratify the reports. The motion was seconded by Ms. Mahon. The motion passed.

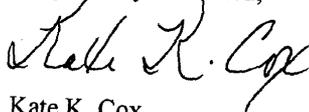
ANNOUNCEMENTS:

It was announced the next meeting of the South Carolina Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists will be held on Tuesday, February 3, 2009. Other Board meeting dates in 2009 were announced to be June 2, 2009 and October 6, 2009.

ADJOURNMENT:

There being no further business the meeting was adjourned at 2:58 p.m.

Respectfully submitted,



Kate K. Cox
Administrator