

Oklahoma Board of Licensed Alcohol and Drug Counselors

Minutes of the Meeting

Monday, September 20, 2010 at 9:00 a.m.

The Oklahoma Board of Licensed Alcohol and Drug Counselors met on September 20, 2010, in accordance with the Administrative Procedures Act and Open Meeting Act. The meeting was held at 101 NE 51st Street, Oklahoma City, Oklahoma.

Advance notice of this regularly scheduled meeting was transmitted to the Oklahoma Secretary of State on November 18, 2009 and the notice and agenda were posted in prominent public view on the front doors of the Oklahoma Medical Board building located at 101 NE 51st St., Oklahoma City, OK on September 17, 2010 at 9:00 am. The notice and agenda were posted on the OBLADC website on September 17, 2010 at 9:00 am.

Members present were:

Robert Stevens
Jane Lepak
Patti Pojezny
Kyle McGraw
Keith Killian

Rhonda Cochran notified the office that she was unable to attend this meeting.

Mr. Stevens called the meeting to order at 900 am and asked the Board to introduce themselves. Other present were: Sandra Balzer, Richard D. Pierson, Executive Director, Cheryl Waite, Administrative Assistant, Libby Scott, legal counsel, Daniel J. Gamino, John Rudd, Teresa Rue-Wallace, Stanley E. Peters, Jr., Nicole Roberson, Lajoy Flow, Chuck Robinson, Jessy Dike, Amy Kirkwood, Stacy Hatcher, Sandra Fleming, Diana Warren, Bill Robinson, H. Smith, Irvin Profit, Nancy Turner and Shaunda Wingfield.

James Patterson, board member, entered the boardroom at 903

Minutes of the July 19, 2010 meeting were reviewed. Mr. McGraw made a motion to approve the minutes. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Complaint # 147-0610 was presented. Mr. Somadi's attorney contacted Ms. Balzer to request hearing be continued to November meeting. Ms. Pojezny made a motion to continue to November meeting. Dr. Killian seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes

Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Complaint #130-1009 – Marvin Ray Brace was to be present with signed consent order, he was not present. Ms. Balzer asked the board to continue to November meeting. Dr. Killian made motion to continue to November meeting. Mr. McGraw seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Complaint #109-0709 James Keith Carson has surrendered his CADC. Mr. Patterson made a motion to accept surrender of CADC and if we are to accept reinstatement in the future, Mr. Carson would complete requirements of consent order first. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Complaint #108-0609 – William Robinson, CADC #244 appeared for review of consent order requirements. Ms. Pojezny made a motion to accept that Mr. Robinson has completed requirements thus far, and will release upon payment of \$1000.00 fine. Mr. McGraw seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

916 Ms. Scott left the board room and Ms. Balzer resumed her role as Legal Counsel

918 Mr. Attanasi, ODAPCA director, entered the boardroom

Complaint #131-1209, John Rudd, LADC applicant has appeared to discuss voluntary surrender of ADSAC Assessor Certification. Mr. Rudd appeared with his attorney, Daniel Gamino, Teresa Wallace, (clinical director) & Stanley Peters, Jr. (client). Attorney passed out information to the board and questioned Mr. Rudd and his witnesses regarding charges. Mr. Patterson made a motion to continue this complaint to November meeting and ask Ms. Poff and possibly witnesses to appear. Dr. Killian seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

1015 – board took a brief recess

1025 – the board returns

Complaint #113-0709 Chelsey Graham, LADC applicant asked the board to reconsider denial of her application. Ms. Graham is not present. No action taken.

Complaint #137-0210 Nicole Roberson, LADC applicant has appeared to discuss allegations of dual relationship. Ms. Roberson gave her statement regarding the charges. Mr. McGraw made a motion to allow Ms. Roberson to continue with the process with the following stipulations: 6 hours of Ethics CEUS, report to the board at the January board meeting, download the Rules from our website and demonstrate knowledge of them, read Boundaries by Townsend and McCloud and report back to the board, get a BAS who does not work for the agency from a list provided by the board. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Patterson made a motion to file a board-initiated complaint against Charles Jones for failing to provide adequate supervision. Dr. Killian seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Patterson made a motion to send a letter to the Oklahoma Healthcare Authority regarding alleged inappropriate billing at Youth Care of Oklahoma by a LADC candidate who was not properly supervised and the agency had knowledge she was not properly supervised. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Complaint #128-1109, Gary Smith appeared regarding modification of Informal Disposition Agreement. The board questioned Mr. Smith on his recovery program. The board asked that Mr. Smith return in November with a letter from his LADC Supervisor for his next update.

Complaint #930109, Nancy Turner appeared for her final review of compliance with Informal Disposition Agreement. Ms. Pojezny made a motion to find she has successfully completed the requirements set forth by the board. Mr. McGraw seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Shaunda Kay Wingfield appeared regarding Public Intoxication charges and her application for CADC. The board questioned Ms. Wingfield regarding her application. Mr. McGraw made a motion to accept her application for CADC. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Irvin Profit appeared to request an extension beyond the 5-year time limit to complete all requirements due to a possible learning disability. Mr. Yenser, Mr. Profit's LADC supervisor requested the board extend the time limit. Mr. McGraw made a motion to extend time through June 2011. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

1200 break for lunch
1235 return from lunch

Complaint #118-0809 Irma Ponce was to return for her quarterly report. Ms. Ponce was not present. Mr. Patterson made a motion that she return back as a "show cause hearing" and leave open for additional disciplinary action at that time. Dr. Killian seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes

Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes.

Lyle Kelsey, Reji Varghese, and Dela Kwetey presented the financial report. Mr. McGraw made a motion to approve June 2010 invoice for \$3150.29 for payment. Dr. Killian seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Dr. Killian made a motion to accept the financial report. Ms. Pojezny seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Ms. Pojezny made a motion to accept July 2010 and August 2010 invoices. Mr. McGraw seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Pierson addressed the case of Crystal Cordell, CADC applicant whose application has not yet been approved because of DUI charge. Ms. Pojezny made a motion to deny Ms. Cordell's application for CADC. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Pierson presented the agreement for Supervision Training with the National Center for Employee Development in Norman, which needs to be signed this week. Mr. Patterson made a motion to sign the agreement "as is". Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Pierson asked the board for their input on possible legislative changes. He is meeting with Ms. Balzer and Mr. Stevens to work on some of these issues.

Ms. Pojezny made a motion to accept the following individuals for certification/licensure who have passed their Oral exams on August 6, 2010 and August 13, 2010.

Ashlee Day	LADC	Oklahoma City
Candy Hightower	LADC	Ada
Larry Hochhaus	LADC	Tulsa
Kathy Loehr	LADC	Tulsa
Mary Chance	LADC	Claremore
Tara Holcomb	LADC	Wagoner

Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian -Yes
Ms. Pojezny -Yes
Mr. Stevens -Yes
Mr. McGraw -Yes
Ms. Lepak -Yes
Mr. Patterson -Yes

Mr. Pierson gave his Executive Director's Report.

Being no further business to come before the Board, Mr. McGraw made a motion to adjourn the meeting at 1347