

Oklahoma Board of Licensed Alcohol and Drug Counselors

Minutes of the Meeting

Monday, September 19, 2011 at 9:00 a.m.

The Oklahoma Board of Licensed Alcohol and Drug Counselors met on September 19, 2011, 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 and posted on the OBLADC website on November 16, 2010. 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 16, 2011 at 9:00 am. The agenda was posted on the OBLADC website on September 16, 2011 at 9:00 am.

Members present were:

Patti Pojezny
Kyle McGraw
Keith Killian
Robert Stevens
Jane Lepak

James Patterson notified the board office he was running late, and Ms. Cochran notified the board office she was sick.

Mr. Stevens asked Board and visitors to introduce themselves. Others present were: Richard D. Pierson, Executive Director, Cheryl Waite, Administrative Assistant, Sandra Balzer – AAG, Mark Attanasi – ODAPCA, Irma Ponce, Marvin Brace, Dan Smalley, Ron Latimer, John K. Robinson, Florence C. Onyia, L. Kristi Graham, Sylvester Atakpo, William Robinson, Rhonda Wilkay, Susan Glaspey, Phyllis Walta, Katrina Hinds, Gerrell Thomas, Stefanie Bold,

Minutes of the July 18, 2011 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
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Complaint #108-0609 – William Robinson, CADC #244 – Failure to comply with consent order. Mr. McGraw made a motion to move to executive session. Dr. Killian seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Ms. Pojezny made a motion to return to regular session. Dr. Killian seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

The Mr. McGraw made a motion that the board verbally admonished Mr. Robinson & finds no further disciplinary action at this time. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Ms. Ponce, LADC applicant appeared before the board to report on compliance with consent order. Dr. Killian made a motion to allow Ms. Ponce to continue with the consent order and appear in January. Mr. McGraw seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Marvin Ray Brace, Jr., CADC #161 Complaint #130-1009 appeared before the Board to discuss compliance with consent order. Mr. Brace is having difficulty finding a supervisor in Stillwater. Mr. McGraw made a motion to change the consent order to supervise 2 hours every other week, rather than one hour per week as originally stated, and continue supervision for 6 months. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Kristi Graham, LADC #626 was present to give progress on her consent order with the board. Dr. Killian made a motion that Ms. Graham has completed all requirements of consent order and shall be dismissed. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

John Kujan Robinson, LADC applicant appeared to discuss his application status after emergency suspension of his candidacy for LADC. Mr. Robinson made a statement regarding the charges. Mr. Stevens recused himself from the discussion. Dr. Killian made a motion that we see no finding that an emergency exists. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - recuse
Kyle McGraw - Yes
Jane Lepak - Yes

Dr. Killian made a motion that the board enter into an informal agreement with Mr. Robinson that he provide the Board with results of Substance Abuse Evaluation, and take 6 hours of ethics CEUs (3 hours by the November board meeting, and 3 after), and bring this information to the November board meeting. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - recuse
Kyle McGraw - Yes
Jane Lepak - Yes

1025 – The board took a brief recess.

1033 – The board returned

Mr. Varghese entered the boardroom to present the financial reports. Ms. Pojezny made a motion to accept the financial report. Ms Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Sylvester Atakpo appeared to request the board accept his application for LADC, after the Board denied his application on July 18, 2011. Mr. Atakpo made a statement. Mr. McGraw made a motion to accept the application because Mr. Atakpo is employed with a new agency and closely supervised within the new agency - with the stipulation that he do 6 additional hours of Ethics CEUS in the next 6 months and return to the January 2012 board meeting with his LADC supervisor. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - No
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Barbara Hicks to consider accepting supervision and past requirements even though her license expired in 2007. Ms. Pojezny made a motion to deny her

request to accept previous work. Ms. Lepak seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Florence Onyia to accept her application for LADC even though she cannot get a transcript showing she has received her Master's degree. Dr. Killian made a motion to deny Ms. Onyia's application. Mr. McGraw seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Cyndy Malwick to accept previous work towards LADC requirements. Dr. Killian made a motion to deny previous work towards her LADC. Ms. Pojezny seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Florencio Bueno, CADC application to consider coursework towards LADC. Mr. McGraw made a motion to deny Mr. Bueno's request. Ms. Lepak seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - abstain
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from David Romines, LADC applicant to accept previous supervision from Minnesota. Mr. McGraw made a motion to deny the previous supervision. Ms. Lepak seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Richard Gilchrist, CADC applicant requesting past supervision from Kansas. Ms. Pojezny made a motion to request more information about the

credentials of the people who supervised Mr. Gilchrist in Kansas. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Crystal Probasco, LADC #383 appeared regarding her inability to provide CEUs for annual CEU audit. Ms. Probasco explained that basically it just “slipped” her mind. Ms. Pojezny made a motion to accept the CEUs she submitted and impose a \$75.00 late fee for completing CEUS and renewal late. Ms. Lepak seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Stevens request the Board approve Employees Assistance Professionals Association as an approved provider of CEUs. Dr. Killian made a motion to accept Employees Assistance Professionals Association as a provider. Ms. Pojezny seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Recuse
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Pierson presented a request from Alice Ginkens, LADC #571, whose spouse is deployed to Malaysia to get CEUs online because she is living out of the country. Dr. Killian made a motion to allow her to get all 20 CEUs online while living outside of the US. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Mr. Bernard M. Manyibe is requesting the board accept his University of Nairobi transcript. Dr. Killian made a motion that the Board would accept his courses as application for LADC with an official transcript showing his Masters degree. Ms Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

1208 break for lunch
1245 return from lunch

Mr. Pierson asked the board if he should proceed to change the language in Title 18 as provided under Central Purchasing rules. Ms. Pojezny made a motion to proceed, Dr. Killian seconded the motion. . A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes

Ms. Balzer brought a recommendation to the board about creating an informal process for resolution of complaints. Mr. Stevens suggested the board take the information presented by Ms. Balzer and review for further discussion at the next board meeting.

1316 – Mr. Patterson entered the boardroom.

Ms. Balzer asked the board for the possible action and implementation of the Peer Assistance Program. The Board will reconsider in November.

Mr. Pierson presented the proposed language change to allow LADC's to provide services for mental health disorders not associated with co-occurring disorders. Mr. Patterson made a motion to approve the presented language now, and give the committee the authority get feedback from the Dept. of Mental Health and Substance Abuse Services, and make any minor changes if necessary. Ms. Pojezny seconded the motion. A roll call vote was taken and recorded as follows:

Dr. Killian - Yes
Patti Pojezny - Yes
Robert Stevens - Yes
Kyle McGraw - Yes
Jane Lepak - Yes
James Patterson- Yes

1403 – Mr. McGraw left the board meeting.

1407 – Dr. Killian left the board meeting.

Jo Ann Pearce, Executive Director of A Chance to Change and Ray Miller, Executive Director of KUBOIS, representing OSASA, appeared to discuss concerns regarding Master's Degree requirement changes beginning 1/1/2012. Mr. Patterson made a motion that the committee who is already working on the language changes to include the recommendations provided & work with ODAPCA so we can add to November agenda. Ms Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Patti Pojezny - Yes
Robert Stevens - Yes
James Patterson - Yes
Jane Lepak - Yes

Mr. Pierson addressed the board on possible action on the collaboration with the Medical Licensure Board on a seminar on prescription drug abuse. Mr. Patterson made a motion to

authorize Mr. Pierson to continue communication with Medical Licensure board on this issue. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Patti Pojezny - Yes
Robert Stevens - Yes
James Patterson - Yes
Jane Lepak - Yes

Mr. Pierson asked for the board's direction on supervision candidate who failed supervision exam. Mr. Pojezny made a motion to allow her to retest. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Patti Pojezny - Yes
Robert Stevens - Yes
James Patterson - Yes
Jane Lepak - Yes

Mr. Pierson presented the following complaints for the board to find probable cause:

- * Complaint #181-0411, LADC applicant. Positive UA results and refusal to take UA.
- * Complaints #180, 184, 185, 187-0411, LADC. Various unprofessional conduct.
- * Complaints # 190-0611, LADC. Dual relationships, providing services outside scope of practice.
- * Complaint #192-0611, CADC applicant. Practicing for 8 months without supervision.
- * Complaint #193-0711, LADC. Dual relationships/boundaries.
- * Complaint #196-0711, LADC. Obtaining prescription drugs by forgery/fraud.
- * Complaint #198-0811, LADC. Pled guilty to Medicaid fraud.

Ms. Pojezny made a motion to find probable cause on all complaints. Ms. Lepak seconded the motion. A roll call vote was taken and recorded as follows:

Patti Pojezny - Yes
Robert Stevens - Yes
James Patterson - Yes
Jane Lepak - Yes

Mr. Pierson presented note from Amber Dan, candidate for CADC who provided services from 8/2010 until 4/2011 without being under supervision. Mr. Patterson made a motion to delay approving her CADC until she comes before the board. Ms. Pojezny seconded the motion.

Ms. Pojezny made a motion to accept all new CADC/LADC who have passed oral exams or have been accepted through reciprocity:

CADC'S WHO PASSED ADVANCED WRITTEN 7/22/11

Amy Dwerlkotte	LADC	Pawhuska
Chris Herrera	LADC	Miami
Jerri Venable	CADC	Skiatook

CADC/LADC'S WHO PASSED ORAL EXAM 8/5/11

Tamika Carter	LADC	Oklahoma City
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Priscilla George	LADC	Norman
Darcy McConnell	LADC	Edmond
Terry Rawlins	LADC	Mustang

CADC/LADC'S WHO PASSED ORAL EXAM 8/12/11

Carrie Mildren	CADC	Oklahoma City
Lynn Sageser	LADC	Oklahoma City
Ronda Rothell	CADC	Marlow
Margaret Grady	LADC	Oklahoma City

CADC/LADC'S WHO PASSED ORAL EXAM 8/19/11

Jim Musgrave	LADC	Bartlesville
Louis Anderson	LADC	Tulsa
Richard Turnham	LADC	Claremore

REQUESTING RECIPROCITY FROM NORTH CAROLINA

Christopher John Flanagan	LADC	Edmond
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Ms. Lepak seconded the motion. . A roll call vote was taken and recorded as follows:

Patti Pojezny - Yes
Robert Stevens - Yes
James Patterson - Yes
Jane Lepak - Yes

Mr. Pierson presented the Executive Director's report.

Being no further business to come before the Board, the meeting adjourned at 1443.