

Oklahoma Board of Licensed Alcohol and Drug Counselors

Minutes of the Meeting

Monday, January 14, 2008 at 10:00 a.m.

The Oklahoma Board of Licensed Alcohol and Drug Counselors met on January 14, 2008, in accordance with the Administrative Procedures Act and Open Meeting Act. The meeting was held at 5104 North Francis Avenue, Suite C, and Oklahoma City, Oklahoma. Members present were:

Patty Gail Patten
Robert Stevens
Evelyn Phyffer
Rhonda Cochran
Jane Lepak

Kyle McGraw notified the Board that he had a work emergency and would not be able to attend.

Terry Wallace was absent.

Patty Gail Patten, Board Chair, determined a quorum was present and called the meeting to order at 10:09 A.M. Ms. Patten asked that others present please introduce themselves. Others present included:

Brenda White, Assistant Attorney General
Ric Pierson, Executive Director
Cheryl Waite – Administrative Assistant
Stori Johnson-Mahan, Executive Director, ODAPCA
Linda Winton
Joyce O'Neal
Goodwin Bassett
Melissa Turner
Jatonna Privette

Minutes of November 5, 2007 were reviewed and discussed. Mr. Stevens moved to approve the minutes. Ms. Phyffer seconded the motion. The minutes for the November 5, 2007 meeting were approved unanimously.

Linda Winton and Ric Pierson presented the following items from the Complaint Review Committee for the Boards input:

- A. Complaint #421007 is a candidate who is using CADC, ICADC without completion of requirements. The Board moved that the information presented was probable cause for a violation of Rule 38:10-3-5(b)&(c) Ms. Phyffer made a motion to move forward with the complaint. Ms. Lepak seconded the motion. The motion passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

- B. Complaint #431007 is a complaint regarding dual-relationship. After discussion, Mr. Stevens made a motion that there was probable cause for a violation of Rule 38:10:3:2(e),(g),(i) and (j) and Rule 38:10:3:3(e) Ms. Lepak seconded the motion. The motion passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

- C. Complaint #441007 is a complaint regarding non-compete. A motion was made by Mr. Stevens that there was probable cause for a violation of Rule 38:10:3:2(e) and Rule 38:10:3:3(e) and possibly others. Ms. Phyffer seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

D. Complaint #451007 is a complaint regarding non-complete. A motion was made by Mr. Stevens that there was probable cause for a violation of Rule 38:10:3:2(e) and Rule 38:10:3:3(e) and possibly others. Ms. Lepak seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

At 10:40 Sandra Balzer, Assistant Attorney General entered the board meeting.

E. Complaint #461007 LADC without proper education. Applicant surrendered license. After much discussion, a motion was made by Ms. Phyffer to accept the surrender of her license upon surrender of her wallet card as well or a notarized document stating that the wallet card has been destroyed. Ms. Lepak seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

F. Complaint #471007 refers to relapse of a candidate reported by employer. A motion was made by Mr. Stevens to file a formal complaint due to a violation of Rule 38:10:3:4(b), Rule 38:10:5:2, Rule 38:10:7:1 and Rule 38:10:7:2:2(d&e) and possibly others. Ms. Phyffer seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

G. Complaint #491107 refers to a complaint of a dual relationship. A motion was made by Ms. Cochran to file a formal complaint of violation of Rule 38:10:3:2(c), Rule 38:10:3:2(g), and Rule 38:10:3:3(e) and possibly others. Ms. Phyffer seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

Patty Gail Patten, Board Chair suggested we address New Business at this time.

Joyce O'Neal presented a complaint in person. Ms. O'Neal terminated supervision contract with Vera Pierce. Ms. O'Neal alleged Ms. Pierce entered into an inappropriate relationship with a client. The Board chair exercised emergency action citing Rule: 38:1:1:7 and made the motion to immediately suspend the certification process of Vera Pierce. Ms. Phyffer seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

At 11:02 Sandra Balzer replaced Brenda White as Assistant Attorney General to the Board.

Melissa Turner came before the Board requesting the Board's decision of September 10, 2007 to deny her reciprocity for CADC from Arkansas be rescinded. After discussion, Mr. Stevens made the motion to rescind the denial and accept reciprocity from Arkansas. Ms. Lepak seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

Jatonna Privette appeared before the Board to discuss her application due to being on active probation. After discussion, Mr. Stevens made the motion to decline Ms. Privette's application and suggested she come back to the Board in July 2008. Ms. Cochran seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

Goodwin K. Bassett appeared before the Board to discuss his application for CADC. After discussion, Mr. Stevens made the motion to deny the application based on Mr. Bassett being convicted of a felony in 2004. Ms. Phyffer seconded the motion. The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

At 1225 the Board went into recess for lunch. The Board was called back to order at 1300.

Lyle Kelsey and Reji Varghese of the Medical Board presented the financial reports. Ms. Phyffer made a motion to accept the Financial report as presented. Ms. Lepak seconded the motion. The motion was passed with a voice vote and none opposed. Mr. Stevens made a motion to pay invoice #13719 to The Medical Board for \$39,978.75 for expenses incurred January-May 2007. Ms. Phyffer seconded the motion. The motion was passed with a voice vote and none opposed. Mr. Stevens made a motion to approve pending charges for November and December 2007. Ms. Phyffer seconded the motion. The motion was passed with a voice vote and none opposed.

Presented transcripts for Steve Hobbs. Board states he needs 6 hours in Counseling or Counseling related subjects.

Reviewed supervision documentation by Bob Rodgers for Michelle Hickox. Mr. Pierson brought this to the board after noting that Dan Stevens, M.S. had signed on supervision line for Bob Rodgers. The Board requested Michelle Hickox and Dan Stevens appear before the Board on March 10, 2008 to discuss supervision hours.

Mr. Pierson asked direction on what the board would like for him to do when a supervision evaluation is received in the office and the supervisor is not recommending the candidate for licensure/certification. The board expressed that they would like to talk to those candidates. Mr. Pierson asked if we are permitted to give a supervisee a copy of their supervision evaluation if the candidate did not receive a copy from the supervisor. The Board stated the candidate has a right to a copy of their evaluation under open records laws.

Edwin Miller submitted CEU approval request for Supervision Training. The Board said they would approve the training, but cannot designate it as training to become a supervisor due to no provision in the law as to what you need to do to become a supervisor.

Mr. Pierson presented request by Mr. Thomas Griffith to reconsider applicable transcript for CADC application. The Board decided Mr. Griffith would need 14 more hours of counseling specific courses.

The following persons were presented to the Board for reciprocity:

Sherry L. Miller, LADC from Illinois and Montana
Mavonna Ellis, LADC from Arkansas

Mr. Stevens made a motion to accept both candidates for licensure in Oklahoma. Ms. Phyffer seconded the motion. . The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

Candidates for licensure/certification that have completed all requirements and are eligible for licensure/certification were presented to the Board. Mr. Stevens made a motion to accept all candidates presented contingent upon receipt of their \$100.00 license/certification fee. Ms. Lepak seconded the motion. . The motion was passed with a roll call vote as follows:

Rhonda Cochran: Yes
Evelyn Phyffer: Yes
Patty Gail Patten: Yes
Robert Stevens: Yes
Jane Lepak: Yes

The following candidates were approved:

Jackie Richards, CADC, Oklahoma City
Jayne Bowman, LADC, Tulsa
Jennifer Bruner, LADC, Moore
Cathey Budd, LADC, Tulsa
Ruth Ann Burton-Pugh, LADC, Oklahoma City
Sara Covington, LADC, Oklahoma City
Janine Graff, LADC, Edmond
Phyllis Hess, LADC, Claremore
Taylor Randolph, LADC, Enid
Deloris Reed, LADC, Tulsa
Laura Savage, LADC, Tulsa

Legislative Committee members, Mr. Pierson, Ms. Patten, and Ms. Phyffer, discussed legislative changes to language in Title 38 and/or Title 59. Changes were submitted last week to Senator Laster.

Ms. Patten and Mr. Pierson reported for the co-occurring committee that the legislative language changes were approved in committee last week prior to being sent to Senator Laster.

Forms were submitted to enhance monitoring of candidates, certified or licensed counselors under Board sanctions. Changes needing to be made were noted. Forms were approved with noted corrections.

Mr. Pierson gave the Executive Director's report with the following activities and events reported:

- He will be a member of the Advisory Committee for the Oklahoma United Methodist Chemical Dependency Ministries, which meets twice a year.

Discussion was held on upcoming conferences. Mr. Pierson asked the Board about participating in the following conferences:

Substance Abuse Conference in Tulsa, January 23-25, 2008

ODAPCA, March 20-21, 2008

IC&RC, New Jersey, April 8-11,2008

A motion was made by Mr. Stevens that the Executive Director and Board Chair, or another representative, attend the IC&RC conference in New Jersey as well as the other conferences. The motion was seconded by Ms. Cochran that we be represented at these conferences. Voice vote was unanimous in favor of attending.

There being no further business to come before the Board, the meeting was adjourned at 1500 hours.