

KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS
COMPLAINTS COMMITTEE MINUTES
June 20, 2024

A meeting of the Kentucky Board of Licensed Professional Counselors was held via teleconference on June 20, 2024.

MEMBERS PRESENT

Beverly Martin
Denise Hutchins
Jake Roberts

DPL STAFF

Robert Brossart, Board Administrator

MEMBERS ABSENT

LEGAL COUNSEL

Sara Janes, OLS

OTHER

Marisa Neal
Shelby

CALL TO ORDER

Denise Hutchins called the meeting to order at 3:05 p.m.

APPROVAL OF MINUTES

Beverly Martin moved for the approval of the May 16, 2024, minutes. Jake Roberts seconded motion. Motion carried.

LPC INVESTIGATIONS - See Below

COMPLAINTS COMMITTEE

Denise Hutchins requested the Board enter closed session, pursuant to KRS 61.810(1)(j) and (1)(k) regarding deliberations of quasi-judicial bodies at which information protected by federal and state law may be discussed, to discuss complaints. So moved by Jake Roberts, seconded by Beverly Martin, which carried. The board entered closed session at 3:14 p.m.

INVESTIGATIONS

- **2022LPC-00029** - Offer of informal settlement with 6 hours of CEs on boundaries, HIPAA, professionalism, and mandatory reporting within 3 months and supervision for 12 months by a board approved supervisor.
- **2023LPC00031** - Deferred to July due to late receipt of report.

COMPLAINTS COMMITTEE

- **2024LPC-00008**– Re-review for clarification. No change in outcome recommended except clarification that the private admonishment not be published on the website. Admonishment must be reported to the NPDB.
- **2024LPC-00009** - Offer informal settlement with five (5) years of revocation – if he can show evidence of completion of probation terms, including completion of the treatment program with evidence of sobriety and no new charges he can reapply. If he doesn't take the offer of informal settlement, then file formal administrative complaint.

- **2024LPC-00015** - Written admonishment to be public on website, reported to NPDB, with six (6) hours CEUs on ethics, boundaries and dual relationships w/n three (3) months and proof of completion to the board.
- **2024LPC-00016** - Dismiss for lack of jurisdiction. This is a private employment matter over which the board has no authority.
- **2024LPC-00017** - Dismiss for lack of evidence to support the complaint.
- **2024LPC-00018**– Re-review for clarification. No change in outcome recommended except clarification that the private admonishment not be published on the website. Admonishment must be reported to the NPDB.
- **2024LPC-00019**- Combined into settlement offer with 2024LPC00013. Informal Settlement with Six (6) hours of CEUs in Ethics and Professionalism, Communication and Use of Technology with clients. Require licensee to obtain substance use assessment and file report with recommendations from provider within three (3) months. Follow recommendations of substance use assessment, if any, with proof of compliance to the Board. Board to report complaint to approved supervisor. Require quarterly reports on progress from an approved LPCC-S for twelve (12) months.
- **2024LPC-00020**- Public written admonishment with six (6) hours CEUs in ethics and documentation for falsification of medical billing w/n 3 months, with proof of completion to the Board.
- **2024LPC-00021**- Dismiss for lack of evidence that the Respondent has violated 201 KAR Chapter 36 since it appears Respondent made reasonable efforts to transition care due to a conflict of interest.
- **2024LPC-00022**- Dismiss. This is a private legal dispute and the Complainant fails to provide evidence of a violation of 201 KAR Chapter 36 or KRS Chapter 335 over which the Board would have jurisdiction or authority to act.
- **Anonymous complaint – 1**- No action can be taken based on lack of complaint, lack of evidence or names of potential witnesses.
- **Anonymous complaint – 2** - Take no action based on failure to sign the complaint. If complaint is signed give it a number and initiate normal procedures.
- **2021LPC-00041** - CEUs Accepted by committee.
- **2024LPC-00005** - CEUs Accepted by committee.
- **2023LPC-00032** - CEUs Accepted by committee.

Denise Hutchins made a motion to leave closed session at 5:17 p.m. The second by Beverly Martin was carried. No action was taken during closed session.

Beverly Martin made motion to present complaints recommendations for consideration at the regular board meeting on 6/21/2024. Seconded by Denise Hutchins. Motion carried.

ADJOURN

Beverly Martin motioned to adjourn at 5:19p.m., seconded by Denise Hutchins. Motion carried.