

**KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS**  
**MEETING MINUTES**  
**May 15 – May 16, 2025**

A meeting of the Kentucky Board of Licensed Professional Counselors was held in-person in the Small Conference room located, 500 Mero Street, Frankfort, KY and via teleconference on May 15 and May 16, 2025.

**MEMBERS PRESENT**

Dr. Andrea Brooks, Chair  
Denise Hutchins, Vice Chair  
Wm. Jake Roberts  
R. Kyle May  
Joellen Marion  
Dr. Hannah Coyt  
Dr. Charles Pemberton

**DPL STAFF**

Stephanie Hilson, Administrative Specialist Senior

**MEMBERS ABSENT**

**LEGAL COUNSEL**

Sara Janes, OLS

**OTHER**

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**Thursday, May 15, 2025**

**CALL TO ORDER**

Chair Brooks called the meeting to order at 9:01 a.m. central time.

Chair Brooks thanked the Board for being present and participating in the Board retreat. Chair Brooks thanked DPL staff, the Ad Hoc Statutes Committee, and Ad Hoc Jurisprudence Committee for beginning the work. It was stated that what's been drafted by the Committee isn't approved and will be reviewed for input by the full Board.

**NEW BUSINESS**

**Statutory recommendations for FBI CBC authority for ORI:**

The Counseling Compact requires that a criminal background check ("CBC") be sent directly to the Board from the FBI. Although 201 KAR 36:070 currently requires an FBI background check be submitted to the Board by an applicant, this regulation does not provide the Board with the statutory authority required to qualify for an ORI number. Since the FBI will not release a CBC to the Board without an ORI, the Board will be unable to become an active participant in the Compact until legislation is passed authorizing the Kentucky State Police and the FBI to release CBCs to the Board. The Board noted the Legislative session has ended for 2025 and discussed the current standstill for new regulations.

There are 17 states in compliance, including Wyoming and Ohio. The Board discussed different pathways to be in compliance: (a) Connecting with the President of the Senate, (b) coordinate with KMHCA or Children's Alliance to assist with lobbying. Chair Brooks and Dr. Pemberton will work on proposed language for a bill to submit to sponsors and ask if they are willing to move forward with the sponsorship. OLS can assist with drafting the language for the statute.

It was noted the KY Nursing Board has a standalone statute requiring a background check. The Board discussed reconsideration of a recommendation to place the background check requirement in KRS 335.515 (previously recommended by the Ad Hoc Statutes Committee) a recommending a new statute and simplifying the language. They discussed adding additional language in the regulations to add further description.

It is anticipated the Compact will go live in August/September 2025, and KY must be in compliance to participate. The Board will send the draft statute, a copy of the Compact law, and bullet points to the organizations and Senators discussed. Mr. Roberts agreed to approach a legislator to broker a meeting, and Dr. Pemberton agreed to contact a state advocacy group.

#### **Orientation on topics (in order of priority):**

Chair Brooks introduced the topics that would be discussed, including items that have been mentioned during Board meetings.

- a. Compact (data elements, FBI CBC, & fees): State fees, database, driver's license/state ID requirement
- b. Jurisprudence and LPCC-S exam requirements
- c. Changing licensure renewal dates: current expiration date is on a holiday, renewal fees due around Christmas time creating a hardship for some
- d. CEU approval requirements for conferences (fees)
- e. Supervision agreements: specialized experience, number of hours in certain topic
- f. Telehealth/distance counseling: Discussion on changing title of regulation to Telehealth? There are 19 accepted terms for telehealth.
- g. CACREP and Counseling Related Programs: The Board noted CACREP works for Mental Health programs, but doesn't work well for other programs, such as School Counseling (i.e. internships not being clinical), and the need to scrutinize trainings. Current education requirement states any degree earned 2015 – present time is required to be CACREP. Discussion on waiver language for new CACREP programs and foreign degrees. Potential pathway for graduate student to become licensed

#### **201 KAR 36:020 – Compact Privilege Fees & Jurisprudence Exam fee for resident licensees and those with the PTP**

#### **201 KAR 36:070 - Education Requirements:**

- Sections 1 & 2

Dr. Pemberton made a motion to create a committee, comprised of Chair Brooks, Dr. Coyt, and Dr. Pemberton, to review/replace/edit Sections 1 & 2 of 070 and any related regulations. Motion seconded by Ms. Hutchins, which carried.

- Section 3

(The Board took a lunch break from 12:09 p.m. – 1:09 p.m.)

- Section 4

#### **201 KAR 36:072 Reciprocity Requirements:**

- Section 2 (1)

#### **201 KAR 36:060 Qualifying experience under supervision:**

- Section 1
- Section 2
- Section 3

Ms. Hutchins made a motion to go into recess until 8:00 a.m., May 16, 2025. Motion seconded by Mr. May, which carried. Meeting recessed at 5:00 p.m. central time.

#### **Friday, May 16, 2025**

#### **CALL TO ORDER**

Chair Brooks called the meeting out of recess at 8:00 a.m. central time.

Board Chair recapped the previous day's work, and complimented Board members on the good work done, especially on the supervision agreement. Chair Brooks noted that additional review and edits to the regulation are needed to mirror the supervision form. The Board will review the LPCC-S regulation, Continuing Education regulation, and complete edits to 060. Due to insufficient time, licensure renewal dates and distance counseling regulations will be discussed during a full, Regular Board meeting.

#### **201 KAR 36:060 Qualifying experience under supervision:**

- Section 3
- Section 4
- Section 5
- Section 6
- Section 7 (previously section 8)

#### **201 KAR 36:075 Renewal, late renewal, and reinstatement of license:**


Chair Brooks noted a plan to include 201 KAR 36:070, 201 KAR 36:072, and 201 KAR 36:060 to the prior committee work assigned. The formed Committee will make recommendations to the full Board. The goal is to review planned regulations each

month in the full Board meeting. Chair Brooks, Vice Chair Hutchins, and Board Counsel will draft and submit to full Board for review/edit/ approval.

The Board plans to have one more retreat this year.

Ms. Hutchins made a motion to pay per diem for the Board Retreat (May 15 and May 16, 2025). Motion seconded by Mr. May, which carried.

Dr. Pemberton made a motion to adjourn the meeting at 11:56 a.m. Motion seconded by Mr. May, which carried. Meeting adjourned.

A handwritten signature in cursive script that reads "Andrea Brooks".

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Dr. Andrea Brooks, Board Chair