

**KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS
MEETING MINUTES
September 20, 2024**

A meeting of the Kentucky Board of Licensed Professional Counselors was held in-person in Room 127CW, 500 Mero Street, Frankfort, KY and via teleconference on September 20, 2024.

MEMBERS PRESENT

Dr. Hannah Coyt
Dr. Andrea Brooks
Beverly Martin
Denise Hutchins
Dr. Charles Pemberton
R. Kyle May
Wm. Jake Roberts

DPL STAFF

Kristen Lawson, Commissioner
Lyndsay Sipple, Board Section Supervisor
Robert Brossart, Board Administrator
Courtney Cook, Administrative Section Supervisor
Miranda Guarnieri, Board Administrator

MEMBERS ABSENT

LEGAL COUNSEL

Sara Janes, OLS

OTHER

Dawn Hinton (KCA), Danny Newsome, Emily Hughes, Dr. LaDonna Butler, DR, Miranda, Shelia Kleiser, Thomas Hall, Emma Uhls, Austin, Brianna O., Connor Mook

CALL TO ORDER

Chair Coyt called the meeting to order at 10:01 a.m.

MINUTES

Denise Hutchins made a motion to approve the August 16, 2024, Board Meeting Minutes. Dr. Charles Pemberton seconded the motion, which carried.

MONTHLY FINANCIAL REPORT

The Board reviewed the August 2024 financial reports and inquired about wages from July. Courtney Cook, Administrative Section Supervisor to investigate and request an email to be sent with question/information. No action is needed.

DPL REPORT

Commissioner Lawson reported no update. Thanked LPC board.

NEW BUSINESS (Out of Order)

Board Vacancies

- The Board will have two vacancies at the end of the month. Chair Dr. Hannah Coyt and Board member Beverly Martin terms expire on September 30, 2024. No update on if current members have been reappointed.

Chair Election - The chair tabled this item until later in the meeting.

SH NBCC Accommodation Request – Chair moved this item to closed session due exceptions to the Open Meetings Act.

Letter to Board from ZeroV

- Board Counsel reviewed, letter is regarding reunification therapy and impact on survivors and children and ZeroV is writing to ask the board to implement policy. The Board is limited in the ability to implement without statutory change which would require legislative involvement. – Dr. Charles Pemberton made motion for counsel to draft letter for board chair to respond to ZeroV that the Board does not have legislative power. Kyle May 2nd motion. Motion carries.

OLD BUSINESS (out of order)

Dawn Hinton reported the 2024 KCA Conference Registration is open and on track. The conference is being held in Louisville and they are working on finalizing sponsors. Dr. Charles Pemberton made motion to pay \$33,000 KCA for sponsorship, Dr. Andrea Brooks 2nd, motion carries.

Jake Roberts made a motion to enter closed session at 10:30 a.m., pursuant to KRS 61.810(1)(c), (f) (j) and (k) regarding deliberations of quasi-judicial bodies at which information protected by federal and state law may be discussed, to discuss applications, pending litigation/complaints, hearings, and NBCC Accommodations requests. Ms. Hutchins seconded the motion, which carried, and the board entered closed session at 10:30 a.m.

Dr. Charles Pemberton made motion to come out of the closed session at 1p.m. Denise Martin seconded the motion, which carried. No action was taken during the closed session.

SH NBCC Accommodation Request

- Dr. Charles Pemberton made motion to approve accommodations request, second by Dr. Andrea Brooks. Motion carries.

APPLICATIONS COMMITTEE

Dr. Andrea Brooks made a motion to accept the Applications Committee's recommendation for approvals and denials. Motion seconded by Denise Hutchins, which carried.

Licensed Professional Counselor Associate (LPCA)

Kimberly Hook Ashby, Whitney Bozarth, Breann L Breeding, Shakesha Lynn Brown, Jamie Sheffield Bryant, Cynthia Marie Burden, Mahalia Suzanne Cain, Matthew David Currin, Cody Chase Esmeier, Elizabeth Ann Evans, Jennifer Vanessa Flores, Olivia Hope Frederick, Emily Marie French, Mikaela Lauren Gray, Hannah Hagins, Danielle Evaleah Haney, Angela Rena Havens, Mary C Heim, Gayle Michelle Hill, Madilyn-Jo Hayes Hood, Emily Ann Hughes, Amelia Blake Hurt, Judite Maria Jepsen, Melissa Rachel Jobe, Kayla Deshea Kirklin, Jonamarie Laurila, Krista Danielle Lavender, David Gray McAlpine, Jason Wayne McKenzie, Kellie Marie Meenach, Andie Nicole Moreno, Briana Cailin O'Malley, Oswaldo Ortegon Cufino, Austin Shawn Owens, Morgan Marie Pippin, Angelica Frances Rubi, Martina Sexton, Carissa Gail Stallsworth, Angie Renee Starling, Leslie Kay Stratton, Kristin Leigh-Ann Terrill, Elizabeth Johnston Thompson, Demetria Ann Waddell, Ramonica L Williams

Licensed Professional Clinical Counselor (LPCC)

Stephanie Lynn Belt, Alisha Jo Bennett, Lindsey Kaylon Bryant, Heather Lee Chesnut, Sophia Sherell Dew, Glory Amaris Duff, Crystal Nicole Dukes, Samuel Lincoln Erickson, Robin Salyer Fleischer, Emma Paige Frazier, Kayla Brooke Gilbert, Dakota Harmon, Megan Kathleen Hobbs Begovic, Kari E Housholder, Veronica Renae Huddle, Sarah Elizabeth Hunter, Maria Mangione, Cailin Louise McKinney, Phyllis Mogielski-Watson, Connor Dietrich Mook, Casey Jo Springer, Adilia Jean Taylor, Justa Marie Thomas, Dane Tosh, John Kyle Valencourt, Jamie K Waddle, Ashley Nicole Washburn, Heather Whitt, Brooke Arlene Zarotny

Dr. Andrea Brooks made motion to refund the money to for recent Transcript Audits to the following applicants, C.G., M.R., L.K., S.F., B.W., A.B., A.C., L.H., & J.R. (Reciprocity Transcript Audit), second by Dr. Charles Pemberton. Motion carries.

COMPLAINTS COMMITTEE

Complaints Committee makes the following recommendations as its Motion for approval:

INVESTIGATIONS – One (1) Investigation Report was submitted to the Board late afternoon on September 18, the day before the Committee met. Therefore, this report will be considered at the next Complaints Committee meeting.

COMPLAINTS

- 2024LPC-00009 / 2024LPC-00035 - Offer informal settlement with three (3) years of revocation effective on the date he entered recovery May 7, 2024– and if he can show evidence of compliance 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 for five (5) years of revocation.
- 2024LPC-00029 - Refer to Clinton for investigation.
- 2024LPC-00030 - Refer to Clinton for investigation.
- 2024LPC-00031 - Dismiss.
- 2024LPC-00032 - Defer to October for certified mail return.
- 2024LPC-00033 - Refer to Clinton for investigation.
- 2024LPC-00034 - Defer to October and re-send the notice for a response as Respondent may be in treatment according to court records.
- 2024LPC-00036 - Dismiss. Based on the lack of evidence substantiating the allegations the board must dismiss as it has no authority under KRS Chapter 335 or 201 KAR Chapter 36 to investigate allegations of criminal conduct or bad moral turpitude absent a finding by a court or other proof.
- 2024LPC-00037 - Private admonishment for maintaining an active website when ineligible to practice with the ability to prepay, which would thus requiring a refund. Require that she de-active her website to ensure no improper payments are made until she gets a supervisor and is eligible to practice.
- 2024LPC-00038 - Offer of informal settlement with offer to give her a "C" after continuation of supervision with a board-approved supervisor for 6 months (which is equal to the 6 months she practiced w/o supervision as was admitted by the previous supervisor) and completion of the 3-hour law class on counseling. Motion by Dr. Brooks to amend to include that the supervision agreement also include an approved job placement and upon completion of the 6-months of supervision,

Respondent must reapply for the LPCC credential with the Application's Committee. 2nd by Ms. Hutchins. All in favor. Motion to amend carries.

- 2024LPC-00039 - Offer of informal settlement to suspend her "S" status for 6 months for failure to comply with supervision requirement and take 3 CEUs in KY LPC laws and the board will reinstate the "S" credential upon her writing a letter to the board seeking reinstatement at the end of 6 months with proof she did the law class.
- 2024LPC-00040 - Dismiss. No evidence.
- 2021LPC-00031 - Admonishment CEU verification - Approved.
- 2023LPC-00048 - PWR CEU's & Retraction Letter - Approved.
- 2024LPC-00018 - Admonishment CEU's verification - Approved.
- KS Self Report - 6-month Progress report - Approved.
- 2023LPC-00001 & 2023LPC-00023 - Defer until October due to running out of time.
- 2024LPC-00015 - Defer to October due to time expiring for meeting and prioritized to start of meeting. BA and Board counsel to check to ensure the public admonishment was formally set aside.
- 2024LPC-00020 - Defer to October due to time expiring for meeting and prioritized to start of meeting. BA and Board counsel to check to ensure the public admonishment was formally set aside.
- Anonymous Complaint by Corporate Employees - Defer to October
- Texas AG complaint re: K.M. - Defer to October.

Motion seconded by Dr. Andrea Brooks, which carried.

LEGAL COUNSEL

- Governors order to ban conversion therapy to be added to agenda for October Board meeting for the Board to review. All mental health boards will be required to report disobedience to the Governor.
- Brain Spotting - Agencies offering courses in brain spotting with no certification or licensing requirements. Brain spotting is a counseling technique and if services are using the term counseling the Board would have authority to act. Board Counsel to further investigate if Brain Spotting would fall under practicing counseling without a license.
- Complaints regulation management, planned to have filed by October 15.

ADMINISTRATIVE HEARINGS

- 2024KBLPC-00004 Order of Dismissal
- 2024KBLPC-00001 Order of Dismissal
 - Beverly Martin made a motion to approve the Order of Dismissal for 2024KBLPC-00004 & 2024LPC-00001. Motion seconded by Denise Hutchins, which carried.

OLD BUSINESS

Dr. Andrea Brooks gave an update on the Counseling Compact. Work on database is being done and estimating two months before a prototype will be available for States to access. Future possibility of a database committee. Three factors needed for onboarding process, 1.) Type of system being used vender system vs inhouse system and Occupational Therapy and Speech-Language Pathology &

Audiology use the same systems as well. 2) Requirement of background check. 3) States that share a boarder. Tennessee and Ohio are on track.

- Background check form was completed by LPC and sent by Director to FBI to obtain service number but have not hear back.

Counseling Compact full commission meets on October 8th, 2024. Full privileges are expected in August 2025, each state will come with a compact fee.

Dr. Andrea Brooks inquire about having special meeting after the October regular board meeting to discuss the Compact. Motion by Dr. Charles Pemberton for Nov. 1st at 9am CST /10am am EST for two hours. Second by Denise Hutchins.

RFP for a FFD Evaluator

- No bids, to be reposted.

RFP for Training Series

- Draft, re-presenting with only the Domestic Violence and Suicide trainings with the removal of the law training due to the law changing so frequently.
- Dr. Andrea Brooks made a motion to move RFP for training forward to Board Counsel to begin process. Dr. Charles Pemberton 2nd. Motion carries.

Chair Election

- Dr. Andrea Brooks elected as Chair.

Vice Chair Election

- Denise Hutchins elected as Vice Chair.

PER DIEM

Beverly Martin made a motion to pay per diem for today's meeting as well as the following days:

- Dr. Hannah Coyt: 8/21/2024 (Meeting with Board Counsel and Board Administrator), 8/28/2024 (Meeting with Board Counsel and Board Administrator), 8/29/2024 (RFP Meeting with Board Counsel and Board Administrator), 9/4/2024 (Meeting with Board Counsel and Board Administrator), 9/13/2024 (Ad Hoc Jurisprudence Exam Committee Meeting), 9/18/2024 (Meeting with Board Counsel and Board Administrator), 9/20/2024 (Regular Meeting)
- Dr. Andrea Brooks: 8/26/2024 (Meeting with Board Counsel for Interrogatories), 8/28/2024 (Meeting with Board Counsel and Board Administrator), 9/18/2024 (Applications Review), 9/19/2024 (Applications Committee Meeting), 9/20/2024 (Regular Meeting),
- Denise Hutchins: 9/19/2024 (Complaints Committee Meeting), 9/20/2024 (Regular Meeting)
- Beverly Martin: 9/17/2024 (Complaints Review), 9/18/2024 (Complaints Review), 9/19/2024 (Complaints Committee Meeting), 9/20/2024 (Regular Meeting)
- Dr. Charles Pemberton: 8/24/2024 (Applications Review), 9/13/2024 (Ad Hoc Jurisprudence Exam Committee Meeting), 9/18/2024 (Applications Review), 9/19/2024 (Applications Committee Meeting), 9/20/2024 (Regular Meeting)
- Wm. Jake Roberts: 9/20/2024 (Regular Meeting)

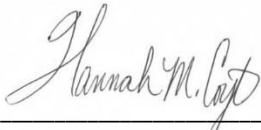
- R. Kyle May: 9/13/2024 (Ad Hoc Jurisprudence Exam Committee Meeting), 9/18/2024 (Applications Review), 9/20/2024 (Regular Meeting)

Denise Hutchins seconded the motion, which carried.

Jurisprudence Committee meeting – Dr. Charles Pemberton to follow up with Counsel for RFP on September 25th and full committee meeting is set for September 26th, 2024.

ADJOURN

Dr. Charles Pemberton motioned to adjourn at 1:30 p.m. Second by Denise Hutchins. Motion carried.



Dr. Hannah Coyt, Board Chair