

KENTUCKY BOARD OF LICENSED PROFESSIONAL COUNSELORS
MEETING MINUTES
June 21, 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 June 21, 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, Admin Section Supervisor
Stephanie Hilson-Robinson, Board Administrator
Robert Brossart, Board Administrator
Caitlin Hinds

MEMBERS ABSENT

LEGAL COUNSEL

Sara Janes, OLS

OTHER

Dawn Hinton, KCA
Caitlin Hinds
Brandi Erksine
Emily
Bridget Hahn

CALL TO ORDER

Chair Coyt called the meeting to order at 10:00 a.m.

MINUTES

Ms. Hutchins made a motion to approve the May 17, 2024. Mr. May seconded the motion, which carried.

MONTHLY FINANCIAL REPORT

The Board reviewed the May 2024 financial reports. No action is needed.

DPL REPORT

Commissioner Lawson has nothing new to report.

Board Administrator reported of updates to eServices to reflect recent regulation changes. There are reported technical errors that are being addressed as they occur.

There was a discussion of the state's database and the system not reporting an end date for LPCAs upon earning LPCC licensure. It was noted the database only includes an issue date, renewal date, and expiration date. It was also noted this should be corrected and made a programming priority since the supervision requirement ceases upon issuance of the LPCC credential, yet the system automates a notice on the LPCA license still showing as active if/when a supervisor requests to be removed after an LPCC credential is awarded.

Board Counsel reported emailing LRC regarding the technical amendment to the supervision agreement for the number of allowed supervisees.

Chair Coyt reported that information on the Safe Storage Act and updated FAQs were submitted to KCA so they would be added to the KCA Newsletter for informational purposes.

It was reported that the KSP and Affidavit still show up in the online application and this needs to be removed since these are no longer required and/or permitted by the regulations.

NEW BUSINESS

Board Counsel shared the NBCC Testing ADA Compliance Policy. Licensees are required to submit a NBCC Testing Accommodation Request form. The Board discussed who is a qualified professional in an educational institute. Discussions relating to two (2) NBCC ADA Accommodation Requests made to the Board were tabled to closed session.

The Board discussed updates made to the updated FAQs by Ms. Hutchins and other things to include (e.g. NC reciprocity info and deleting KSP background check and affidavit. Motion by Charles to approve FAQ with the stated updates. 2nd by Beverly. All in favor. None opposed. No abstentions. Motion carries.

KCA Annual Conference Sponsorship – Ms. Hinton reported the sponsorship is a little higher than previous years due to rising costs. This year's conference will be in northern KY. Ms. Hinton reported that KCA has received the most breakout sessions requests than ever before, with over 100 coming in thus far. Ms. Hinton confirmed the 2025 KCA Conference will be held in Louisville at the Marriott East. Chair Coyt made a motion to accept KCA's sponsorship of \$33,000.00. Ms. Hutchins seconded the motion, which carried.

OLD BUSINESS (taken out of order)

Ms. Hinton reported that attendance for the KCA Conference is ramping up and all keynote speakers have been confirmed. Ms. Hinton shared a Board member is assisting in the coordination of the conference. Fall 2024 KCA Newsletter is currently in the works and eNews will be going out soon.

Vice Chair Brooks reported work on the Counseling Compact database has begun. The software programmers expect to test the database in two weeks and expect to have a fully functioning program in three months. Vice Chair Brooks was elected Interim Chair of the Rules Committee after the previous Chair resigned. It was reiterated states must place an alert on their website about the proposed rule change and public comment period. There are two rules up for public comment. After the proposed rules are passed by the Rules Committee, they will be open for public comment. After passing through public comment, the proposed rules will go to the Executive Committee for adoption. The proposed rules are regarding the FBI background check and legacy (grandfathering) and required course hours.

Vice Chair Brooks relayed that the State will create their own application for the privilege to practice under the Compact. The Board Administrator will have access to the compact database to enter application information. It was noted that no additional rules will be passed until the October 8, 2024, Executive Committee Meeting.

Mr. Roberts made a motion to enter closed session at 10:55 a.m., pursuant to KRS 61.810(1)(c); (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 applications, pending litigation/complaints, and procurement. Ms. Martin seconded the motion, which carried, and the board entered closed session at 10:55 a.m.

Dr. Pemberton motioned to come out of the closed session at 12:07 p.m. Ms. Martin seconded the motion, which carried. No action was taken during the closed session.

APPLICATIONS COMMITTEE

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

Vice Chair Brooks made a motion to accept both NBCC Examination Accommodation Requests. Motion seconded by Ms. Martin. All in favor, motion carries.

Vice Chair Brooks made a motion to move the Applications Committee meeting in July to *July 16, 2024, at 12:00*. Ms. Martin seconded the motion, which carried.

Dr. Pemberton made a motion to send a Cease-and-Desist letter to a named Comprehensive Care for all MHAs practicing as described in the job description submitted to the Applications Committee. Vice Chair Brooks seconded the motion, which carried.

Licensed Professional Counselor Associate (LPCA)

Ashley Nicole Anglin, Nancy Davida Arrowood, Amy Christine Beal, Hannah Sunshine Bland, James Evan Brewer, Carolyn Compton, Kristi Renee Dodds, Alexis Nicole Gibson, Wesley Morgan Harrod, Emma Gabrielle Looney, Derrick Ross Lottes, Alyssa Faith Lowe, Samantha Alexandria Loya, Mollie Raeann Martin, Dailin Morris, Kayla M Morris, Whitney Jasmine Nicole Munday, Nancy Rajni Patel, Tonya Lynne Ricketts, Thomas Chase Roth, Hannah Ruth Stephens, Glenn Newton Stepp, Allison L Strickling, Kayla Lee Williams, Morgan Williamson

Licensed Professional Clinical Counselor (LPCC)

Malisa Adams, Emily Shea Aust, Amanda Kristan Bourland, Robert Lewis Bozard, Amanda Noelle Brooks, Lisa Brown, Raymond Young Causey, Carrie F Collins, Ashley N Crabtree, Brandi Kay Erskine, Mariah Kaye Fleming, Joshua Michael Hopkins, Dianna C. Hunt, Lametria Delois Johnson, Cynthia Lewis Jones, Quinn Scott Lambert, Elizabeth Flora Ann Mckinney, Brooke Melton, Jessica Moore, Anthony Dewayne Quarles, Christine Robertini, Amy Carwell Ross, James F Sapp, Desiree Whitney Starks, Courtney Nicole Thompson, Tylina Nicole Thornsby, Alexandria L Tsenekos

COMPLAINTS COMMITTEE

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

LPC INVESTIGATIONS

- 2022LPC-00029 - Offer of informal settlement with six (6) hours of CEs on boundaries, HIPAA, professionalism, and mandatory reporting within three (3) months and supervision for twelve (12) months by a board approved supervisor.
- 2023LPC00031 - Deferred to July.

COMPLAINTS COMMITTEE

- 2024LPC-00008– Re-reviewed for clarification. No change in outcome recommended.

- 2024LPC-00009 - Offer informal settlement with five (5) years of revocation. If the offer of informal settlement is not accepted, 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-reviewed for clarification. No change in outcome recommended.
- 2024LPC-00019- Combine with settlement offer in 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 three (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.

Mr. May seconded the Committee’s recommendations in its Motion. Motion carried.

LEGAL COUNSEL

Board Counsel relayed Dr. Shelton signed the FFD assessment for 2023LPC-00018.

Board Counsel reported the inquiry into BetterHelp still pending.

ADMINISTRATIVE HEARINGS

2024-KBLPC-00002 - Recommended Order of Dismissal

2024-KBLPC-00007 – Recommended Order of Dismissal

Dr. Pemberton made a motion to file both Recommended Order of Dismissal’s for 2024-KBLPC-00002 and 2024-KBLPC-0007. Mr. May seconded the motion, which carried.

OLD BUSINESS

Board Counsel reports the RFP for FFD has been submitted to Courtney Cook. Awaiting response.

PER DIEM

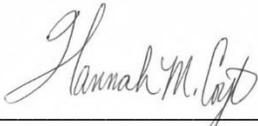
Ms. Martin made a motion to pay per diem for today's meeting as well as the following days:

- Dr. Hannah Coyt: 6//2024 (Meeting with Board Counsel and Board Administrator), 6//2024 (Meeting with Board Counsel and Board Administrator), 6//2024 (Meeting with Board Counsel and Board Administrator), 6/21/2024 (Regular Meeting)
- Dr. Andrea Brooks: 5/23/2024 (Meeting with Board Administrator), 6/20/2024 (Applications Committee Meeting), 6/21/2024 (Regular Meeting)
- Denise Hutchins: 6/20/2024 (Complaints Committee Meeting), 6/21/2024 (Regular Meeting)
- Beverly Martin: //2024 (Complaints Review), //2024 (Complaints Review), 6/20/2024 (Complaints Committee Meeting), 6/21/2024 (Regular Meeting)
- Dr. Charles Pemberton: //2024 (Applications Review), 6/20/2024 (Applications Committee Meeting), 6/21/2024 (Regular Meeting)
- Wm. Jake Roberts: //2024 (Regular Meeting)
- R. Kyle May: //2024 (Applications Review), //2024 (Applications review), // (Applications review), 6/21/2024 (Regular Meeting)

Ms. Hutchins seconded the motion, which carried.

ADJOURN

Dr. Pemberton motioned to adjourn at 12:25 p.m. Second by Ms. Martin and carried.



Dr. Hannah Coyt, Board Chair