

MINUTES
BEHAVIORAL HEALTH AND HUMAN SERVICES LICENSING BOARD
August 23, 2010

I. CALL TO ORDER AND ESTABLISH QUORUM

Andrew Harner called the meeting to order at 9:12 a.m. in Room W064, 402 West Washington Street, Indianapolis, Indiana and declared a quorum, in accordance with IC § 25-23.6-2.

Members Present:

Andrew Harner, MSW, L.C.S.W., President
Kimble Richardson, M.S. L.M.H.C., L.C.S.W., L.M.F.T., MHC Section Chair
Geneva Osawe, MSW, L.M.F.T., L.C.S.W., MFT Section Chair, Vice-President
Rex Stockton, Ed.D., L.M.H.C., L.C.S.W., L.M.F.T., Psychologist, MHC Section Chair
George Brenner, L.C.S.W., L.M.F.T., L.C.A.C.
Carla Gaff-Clark, Ed.D., L.M.H.C., CADAC-IV, L.C.A.C.
Ruth Hallett, Consumer Member

Members Absent:

Michael Aemmer, MA, L.S.W., L.M.F.T.
Vacant, SW Section Chair
Vacant, Consumer Member
Vacant, Psychiatrist Member

Staff Present:

Ronnie Saunders III, Assistant Board Director
Donna Sembroski, Legal Counsel, Office of the Attorney General

II. ADOPTION OF AGENDA

A motion was made and seconded to adopt the agenda, as amended.

STOCKTON/HALLETT
Motion carried 6-0-0

III. APPROVAL OF MINUTES FROM JULY 26, 2010

A motion was made and seconded to approve the minutes of the July 26, 2010 meeting of the Board, as amended.

HALLETT/BRENNER
Motion carried 6-0-0

IV. PERSONAL APPEARANCES

A. Keri Elaine Francis, LCSW Applicant

Re: Positive Response on Initial Application

Ms. Francis appeared before the Board to discuss the positive response on her application for licensure as a clinical social worker.

Ms. Francis answered "yes" to the following question:

"Have you been convicted of or pled guilty or *nolo contendere* to any offense, misdemeanor or felony in any state?"

Ms. Francis explained that she was arrested on May 19, 2001 for neglect of a dependent and possession of methamphetamine.

Ms. Francis explained that after she was arrested she returned to Purdue University to complete her Master's degree.

Ms. Francis had completed an addiction program with clean screenings throughout the program. She has not relapsed but was not on a 12-step program; she stated that she had “placed Christ at the center of my life and treatment.”

Ms. Francis explained that she does not introduce her personal situation into her treatment sessions with clients.

Mr. George Brenner, of the Board, showed a concern for Mr. Francis’ differentiating between her recovering from drugs and continuing to drink at social gatherings. She had never been submitted proof of diagnosis of alcohol abuse or dependency.

After discussion, a motion was made and seconded to approve the application to take the ASWB clinical examination.

STOCKTON/RICHARDSON
Motion carried 3-2-1

BRENNER and GAFF-CLARK dissented
HALLETT abstained

B. Robert C. Adams, LSW and LCAC Applicant

Re: Positive Response on Initial Application

Mr. Adams appeared before the Board to discuss the positive response on her applications for licensure as a social worker and clinical addiction counselor.

Mr. Adams answered “yes” to the following questions:

“Are you now being, or have you ever been treated for drug or alcohol abuse?”

“Have you ever convicted of, pled guilty or *nolo contendere* to a violation of any Federal, State or local law relating to the use, manufacturing, distribution or dispensing of controlled substances or drug addiction?”

“Have you been convicted of or pled guilty or *nolo contendere* to any offense, misdemeanor or felony in any state?”

Mr. Adams admitted that he was arrested for possession of cocaine in 1989 and driving under the influence of alcohol in 2007.

Mr. Adams is currently in a recovery program and attending meetings once or twice a week. He also serves as a sponsor to recovering addicts.

Mr. Adams’ employer, Ms. Rosie Wax, LMHC, LMFT, appeared on behalf of Mr. Adams. She stated that he is a great asset to the agency where he is employed and is under required supervision at the agency.

After discussion, a motion was made and seconded to approve the social worker application to take the ASWB intermediate examination and to approve licensure as a clinical addiction counselor.

BRENNER/STOCKTON
Motion carried 6-0-0

C. Barnett J. Langford, LCSW and LCAC Applicant

Re: Positive Response on Initial Application

Ms. Langford appeared before the Board to discuss the positive response on her applications for licensure as a clinical social worker and clinical addiction counselor.

Ms. Langford answered “yes” to the following question:

“Have you been admonished, censured, reprimanded or requested to withdraw, resign or retire from any hospital or health care facility in which you have trained, held staff membership or privileges or acted as a consultant?”

Ms. Langford explained that in July 2006 that she was assigned to a patient that committed suicide the next day.

Ms. Langford was fired from her position but was it was determined by the Kentucky Board of Employment that there was not HIPPA violation.

Ms. Langford had no other performance issues with her employment and submitted a letter of support from the clinical director of Lifespring, Inc., Misty Kannapel Gilbert, LCSW.

After discussion, a motion was made and seconded to approve the clinical social worker application to take the ASWB clinical examination and to approve licensure as a clinical addiction counselor.

BRENNER/STOCKTON
Motion carried 6-0-0

D. John W. Ambers, LCAC Applicant

Re: Positive Response on Initial Application

Mr. Ambers appeared before the Board to discuss the positive response on her application for licensure as a clinical social worker.

Mr. Ambers answered “yes” to the following questions:

“Have you ever convicted of, pled guilty or *nolo contendere* to a violation of any Federal, State or local law relating to the use, manufacturing, distribution or dispensing of controlled substances or drug addiction?”

“Have you been convicted of or pled guilty or *nolo contendere* to any offense, misdemeanor or felony in any state?”

Mr. Ambers admitted that he had addictions to alcohol and drugs from 1971 to 1981. His last conviction was in 1978 and paroled in 1985.

Mr. Ambers is a current member of Alcoholics Anonymous and serves as a sponsor.

Mr. Ambers stated that he had to go through DCFS to receive clearance for his current position and has had no disciplinary actions at the hospital.

After discussion, a motion was made and seconded to approve licensure as a clinical addiction counselor.

RICHARDSON/HALLETT
Motion carried 7-0-0

E. Melvin D. Davis, LAC Applicant

Re: Positive Response on Initial Application

Mr. Davis appeared before the Board to discuss the positive response on her application for licensure as a clinical social worker.

Mr. Davis answered “yes” to the following questions:

“Are you ever being, or have you ever been treated for drug or alcohol abuse?”

"Have you been convicted of or pled guilty or *nolo contendere* to any offense, misdemeanor or felony in any state?"

Mr. Davis went into an alcohol and drug rehabilitation program in 1992 and currently is in the same program with the same sponsor. He stated that his last DUI was 1990 in Illinois.

Mr. Davis has had no relapses and currently works for the Salvation Army.

After discussion, a motion was made and seconded to approve the licensure as an addiction counselor.

BRENNER/STOCKTON
Motion carried 7-0-0

F. Annette Michele Quinn, LSW Applicant

Re: Positive Response on Initial Application

Ms. Quinn appeared before the Board to discuss the positive response on her application for licensure as a clinical social worker.

Ms. Quinn answered "yes" to the following question:

"Are you ever being, or have you ever been treated for drug or alcohol abuse?"

Ms. Quinn stated that she had checked herself into a treatment program in August 2001 and continues to be seen by the same program, although she has been discharged she continues in outpatient treatment. She has had no relapses.

Ms. Quinn does part time work as a substance abuse counselor at Fall Creek Counseling; her employer is aware of her past treatment.

After discussion, a motion was made and seconded to approve the social worker application to take the ASWB intermediate examination.

BRENNER/GAFF-CLARK
Motion carried 7-0-0

V. ADMINISTRATIVE HEARINGS

A. In the Matter of Patrick Michael Clisham

Administrative Cause No. 2010 BHSB 007

Re: Request for Withdrawal of Probation Status

Parties and Counsel Present:

Patrick Michael Clisham, Petitioner

Participating Board Members:

Mr. Harner (Hearing Officer)

Mr. Richardson

Ms. Osawe

Ms. Hallett

Dr. Stockton

Mr. Brenner

Ms. Gaff-Clark

Case Summary: Mr. Patrick Michael Clisham appeared before the board to request for withdrawal of probation status of his license to practice marriage and family therapy in the State of Indiana.

Mr. Clisham's license was placed on indefinite probation on April 27, 2010 with no opportunity to request withdrawal of his probation until completion of his criminal probation.

Mr. Clisham appeared, without counsel, and requested that his license be reinstated in his opening statement.

Mr. Clisham stated that he has continued his aggressive sobriety plan. Mr. Clisham answered questions about his probationary order and showed that he was in compliance with all terms and conditions placed on him by the Board.

Board Action: After discussion, a motion was made and seconded to reinstate Mr. Clisham's license to practice.

STOCKTON/OSAWA
Motion carried 7-0-0

VI. OLD/NEW BUSINESS

A. Reinstatement for Licenses Expired for Three-Plus Years

1. Shelly Catherine Landis, License # 34004450A

The Board reviewed documentation from Ms. Landis regarding her request to renew her expired license to practice clinical social work. Ms. Landis' license has been expired since April 1, 2006. Ms. Landis submitted documentation of having completed 40 hours of CEUs within the previous 24 months, which is necessary for the renewal of licenses expired for longer than three (3) years.

After review and discussion, a motion was made and seconded to require her to submit a letter detailing the reasons for failing to renew her license.

HARNER/RICHARDSON
Motion carried 7-0-0

2. Cynthia Ellen Holloway, License # 35001399A

The Board reviewed documentation from Ms. Holloway regarding her request to renew her expired license to practice clinical social work. Ms. Holloway's license has been expired since April 1, 2006. Ms. Holloway submitted documentation of having completed 40 hours of CEUs within the previous 24 months, which is necessary for the renewal of licenses expired for longer than three (3) years.

After review and discussion, a motion was made and seconded to require her to submit a letter detailing the reasons for failing to renew her license.

RICHARDSON/HALLETT
Motion carried 7-0-0

3. Mitzi Lynn Walburn, License #33002389A

The Board reviewed documentation from Ms. Walburn regarding her request to renew her expired license to practice clinical social work. Ms. Walburn's license has been expired since April 1, 2004. Ms. Walburn submitted documentation of having completed 40 hours of CEUs within the previous 24 months, which is necessary for the renewal of licenses expired for longer than three (3) years.

After review and discussion, a motion was made and seconded to require her to submit a letter detailing the reasons for failing to renew her license.

HALLETT/RICHARDSON
Motion carried 7-0-0

4. Cynthia D. Probst, License #39000798A

The Board reviewed documentation from Ms. Probst regarding her request to renew her expired license to practice clinical social work. Ms. Probst's license has been expired since April 1, 2006. Ms. Probst submitted documentation of having completed 40 hours of CEUs within the previous 24 months, which is necessary for the renewal of licenses expired for longer than three (3) years. Further, Ms. Probst submitted a letter detailing the reasons for failing to renew her license.

After review and discussion, a motion was made and seconded to reinstate her license.

HALLETT/RICHARDSON
Motion carried 7-0-0

VII. CE SPONSOR APPLICATION REVIEW

- A. A motion was made and seconded to approve the continuing education sponsor application of Madison State Hospital.

HALLETT/STOCKTON
Motion carried 7-0-0

- B. A motion was made and seconded to deny approval to the continuing education sponsor application of Hummingbird Spiritual Center.

STOCKTON/HALLETT
Motion carried 7-0-0

VIII. FORMAL ADOPTION OF APPLICATION REVIEW

A motion was made and seconded to approve the recommendations made by each section of the Board for the licensure application reviews conducted from 8:00 a.m. to 9:00 a.m., and at any other time since the previous board meeting.

HALLETT/RICHARDSON
Motion carried 7-0-0

IX. ADJOURNMENT

There being no further business and having completed its duties, the meeting of the Behavioral Health and Human Services Licensing Board adjourned at 11:16 a.m.

Andrew Harner, MSW, L.C.S.W., President
Behavioral Health and Human Services Licensing Board