

MINUTES
Texas State Board of Examiners of Professional Counselors
April 17, 2004

The meeting was called to order at 9:30 a.m. by Dan Meador, and a quorum was established. Board members present were James Castro, Diane Boddy, Glynda Corley, Alma Leal, Michelle Eggleston, Ana Bergh, J. Helen Perkins and Dan Wilkins. Others present were Bobbe Alexander, Executive Director; Linda Coy, Administrative Assistant; Dan Meador, Board Attorney, Debbie Peterson, Division Director, Professional Licensing and Certification Division and Stephen Mills, Assistant Director, Professional Licensing and Certification Division.

The second order of business was agenda item number five, taken out of order. Agenda item number five was the discussion and possible action regarding the election of vice-chair. Dr. Leal made the motion to elect Dan Wilkins for vice-chair. Ms. Bergh seconded the motion. **The motion passed.**

The third order of business was action concerning absent board members. The motion was made by Ms. Corley to excuse the absence of board member, Judith Powell. Dr. Leal seconded the motion. **The motion passed.**

The fourth order of business was approval of the minutes for the December 13, 2003 board meeting. Ms. Eggleston made the motion to accept the minutes. Ms. Corley seconded the motion. **The motion passed.**

The fifth order of business was public comment. **No action to be taken.**

Agenda item 6 was discussion and possible action concerning the approval to accept the Order for revocation on W.W. Ms. Bergh made the motion to accept the order. Ms. Boddy seconded the motion. **The motion passed.**

Agenda item 7 was discussion and possible action concerning the approval to accept the Default Order, for revocation on E.T. Dr. Leal made the motion to accept the order. Mr. Castro seconded the motion. **The motion passed.**

Agenda item 8 was the presentation by Shawn O'Brien from the National Board of Certified Counselors regarding the National Exams. **No action taken.**

Agenda item 9A was the Testing and Continuing Education Committee Report. Dr. Leal made a motion to deny the appeals for re-examination for R. Keith Franklin, Gabriella Garcia and Marsha Wells-Pegram. Dr. Leal suggested that Bobbe Alexander respond to Arthur Linskey, Director of Clinical Services, regarding the examination. Dr. Leal referred the letter from Mary Yokum regarding the continuing education credits to the Rules Committee. Ms. Corley seconded the motion. **The motion passed.** Dr. Wilkins assigned James Castro, Dr. Alma Leal and Diane Boddy to serve on the Adhoc and to study the NBCC Exam.

Agenda item 9B was the Administration and Finance Committee Report. Ms. Bergh made the motion to accept the Administration and Finance Committee Report. Dr. Leal seconded the motion. **The motion passed.**

Agenda item 9C was the Applications Committee Report. Ms. Corley made a motion to accept the appeal for Ruben Aguirre regarding his criminal history. Ms. Corley made the motion to accept the appeal with stipulations for Henry Akin III. These stipulations consist of staying alcohol and drug free, attend regular AA meetings and to forward these weekly meetings to the board on a monthly basis. At the discretion of the board for a period of 18 months the board may request random drugs/alcohol screenings at the expense of Mr. Akin. Ms. Perkins seconded the motion. **The motion passed.** Ms. Corley made a motion to accept the appeal for Donald Bright and allow him to be under the 2000 supervised experience requirement. Ms. Corley made a motion to deny Gabrielle Carey appeal for supervisor status based on not being licensed one year. Ms. Corley made the motion to accept the appeal for Sandra Dunnuck. Ms. Corley made a motion to deny the appeal for John Delgrosso based on the University not being accredited. Ms. Corley made a motion to accept the appeal of Nicole Herman and change the issue date of her license once her academics were verified. Ms. Corley made a motion to deny the appeal for Barbara Johnson based on Sociology not being counseling-related. Ms. Corley made a motion to deny the appeal for Gretchen Johnson based on falsification on application and not meeting academic requirements. Ms. Corley made a motion to deny the appeal for Thomas Jones for criminal history and falsification on application. Ms. Corley made a motion to accept the appeal with stipulations for Robert Lyons III. Mr. Lyons must maintain a clean record during the period of holding the temporary license and a criminal history background check be ran before issuing him a license. Ms. Corley made a motion to accept the appeal for Jack Rowe. The board will accept 2000 hours from his Ph.D. program as supervised experience hours and 400 hours from his practicum hours, but Mr. Rowe must show proof of the remaining 600 hours. Ms. Corley made a motion to accept the appeal for Capri Tophoven to be allowed to sit for the exam but must take both exams if needed within one year of receiving the approval letter. Ms. Corley made a motion to accept the appeal for Aini Zubedy by accepting the supervision hours and be giving an approval letter to sit for the exam. Ms. Bergh seconded the motion. **The motion passed.**

Agenda item 9D was the Complaints Committee Report. Dr. Wilkins reported that on April 15, 2004, the committee heard 39 cases, closed 30 cases and determined that disciplinary action were necessary on 8 cases and 1 case needed additional information. Dr. Wilkins moved to accept the report. Ms. Corley seconded the motion. **The motion passed.**

Agenda item 9E was the Professional and Regulatory Trends Committee Report. Dr. Leal recommended to the have the Rules Committee to determine the definition of Tele-practice and establish guidelines. Dr. Leal made the motion to accept the report. Ms. Bergh seconded the motion. **The motion passed.**

Agenda item 9F was the Rules Committee Report. Ms. Eggleston reported the minor changes of the amended proposed rules. Ms. Eggleston made the motion to accept the Rules Report. Ms. Bergh seconded the motion. **The motion passed.**

Agenda item 10 was discussion and possible action regarding approval of the proposed rule amendments to TAC 22 Chapter 681, board rules. This item was pulled. **No action taken.**

The next order of business was announcements. The next board meeting will be September 23, 2004 thru September 25, 2004 in South Padre Island, TX .

The last order of business was adjournment. A motion was made, seconded, and passed to adjourn at 10:30 a.m.

Judith D. Powell, Chair

Date

Bobbe Alexander, Executive Director

Date