

RECORD OF PROCEEDINGS

COLORADO BOARD OF LICENSED PROFESSIONAL COUNSELOR EXAMINERS PUBLIC MINUTES November 16, 2007

Notice of this meeting was published at www.dora.state.co.us/mental-health, at least 7 days in advance of the meeting date.

I. CONVENE

The meeting of the Colorado State Board of Licensed Professional Counselor Examiners was convened in the Denver Post Building, 1560 Broadway, Suite 1380A&B, Denver, Colorado 80202, 9:17 a.m., by Susan L. Garcia, Board Vice-Chair.

Present, in addition to Board Vice-Chair, Susan L. Garcia, were Board members:

Alice Bovard-Taylor, Public Member

Jill Vitale, Public Member

Randal G. Kittelson, M. Div., Public Member

The following Board members were unable to attend:

Alan L. Cook, LPC, CACIII, Professional Member

Charles Knoeckel, LPC, Professional Member

Staff present:

Shelley Hitt, Section Director

Gayle D. Fidler, Program Director

Kennetha Julien, Office of Expedited Settlement

Karin Gleichauf, Program Assistant

Paul Burczyk, Administrative Assistant

Mary Risko, Assistant Attorney General

II. APPROVAL OF MINUTES

A motion was made, seconded and carried to approve the minutes of the September 21, 2007 meeting, as submitted.

III. OPEN FORUM

IV. ADDITIONS TO THE AGENDA

All agenda additions have been incorporated into these meeting minutes.

V. REPORTS

- Board Chair (No Report)

RECORD OF PROCEEDINGS

Colorado Board of Licensed Professional Counselor Examiners
November 16, 2007 Minutes
Page 2 of 5

- **Gayle Fidler, Program Director**
 - Reaffirmed LPC Board meeting dates for 2008.
 - Updated on replacement for Board member Brinkley.
 - Solicited Board members for attendance at ASSCB meeting in New Orleans, LA, January 10-12, 2008.

VI. NEW BUSINESS

Rule-Making Hearing – 9:30 a.m. – 9:45 a.m.

Proposed Revisions to the Colorado State Board of Licensed Professional Counselor Rules:

1. Rulemaking hearing to establish a minimum total hourly range requirement that a master's or doctoral degree must encompass for education equivalency in place of the current requirement of a minimum of 48 semester hours or 72 quarter hours of graduate study (for the master's degree or a minimum of 96 semester hours or 144 quarter hours of graduate study for the doctoral degree).
2. Public rule-making hearing commenced from 9:30 a.m to 9:45 a.m. Opinions and comments reviewed from the public were noted; including written comments, to date, from Elizabeth Winter, Bryan Tanner and Amy Pierce.

Closed the rule-making hearing at 9:45 a.m.

After thorough discussion and review by the Board, the Board voted animously to approve the proposed changes to Rule 10.

After thorough discussion and review by the Board, the Board voted 3 for approval and 1 in opposition to approve the proposed rule changes to Rule 17.

Board discussion and voting on rulemaking concluded at 10:07 a.m.

VII. OLD BUSINESS

VIII. LICENSING - Administrative Issues

Agenda Item #Un-numbered **SB**

- The Board reviewed SB's LPC application brought to meeting by Gayle Fidler.
- The Board remanded SB's LPC application to the Board staff, with guidance, to complete education equivalency.

Agenda Item #1A **CN**

- The Board reviewed CN's LPC application.
- The Board referred this matter to Executive Session for attorney advice.

RECORD OF PROCEEDINGS

Colorado Board of Licensed Professional Counselor Examiners
November 16, 2007 Minutes
Page 3 of 5

IX. MONITORING REPORTS

Agenda Item #1

Information regarding Licensed Professional Counselor on Active Stipulations.

- No comments/actions.

X. INVESTIGATIVE REPORTS

Agenda Item #2 AG Case #2007-002988

- The Board reviewed a Report of Investigation concerning a complaint received alleging AG violated the Mental Health Statute.
- The Board referred this matter to Executive Session for discipline.

Agenda Item #3 JI Case #2007-002468

- The Board reviewed a Report of Investigation concerning a complaint received alleging JI violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #4 MV Case #2007-002011

- The Board reviewed a Report of Investigation concerning a complaint received alleging MV violated the Mental Health Statute.
- The Board dismissed the case.

XI. INITIAL REVIEW

Agenda Item #5 BB Case #2008-000529

- The Board reviewed an inquiry alleging BB violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #6 MD Case #2008-000743

- The Board reviewed an inquiry alleging MD violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #7 PD Case #2008-000814

- The Board reviewed an inquiry alleging PD violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #8 LH Case #2008-000050

- The Board reviewed an inquiry alleging LH violated the Mental Health Statute.
- The Board referred this case to Executive Session for discipline.

Agenda Item #8A JK Case #2008-000824

- The Board reviewed an inquiry alleging JK violated the Mental Health Statute.
- The Board referred tabled this case for further consideration.

RECORD OF PROCEEDINGS

Colorado Board of Licensed Professional Counselor Examiners
November 16, 2007 Minutes
Page 4 of 5

Agenda Item #9 **JM** **Case #2008-000818**

- The Board reviewed an inquiry alleging JM violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #10 **JM** **Case #2008-000625**

- The Board reviewed an inquiry alleging JM violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #11 **FM** **Case #2008-000579**

- The Board reviewed an inquiry alleging FM violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #12 **MR** **Case #2008-000626**

- The Board reviewed an inquiry alleging MR violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #13 **AW** **Case #2008-000821**

- The Board reviewed an inquiry alleging AW violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #14 **MW** **Case #2007-003469**

- The Board reviewed an inquiry alleging JM violated the Mental Health Statute.
- The Board dismissed the case.

Agenda Item #14A **BR** **Case #2008-000823**

- The Board reviewed an inquiry alleging BR violated the Mental Health Statute.
- The Board referred this case to Executive Session for discipline.

XII. CASE CONSIDERATION – Prior to Mailing 20-day Letter

Agenda Item #15 **SC**

- The Board reviewed an inquiry submitted regarding SC.
- The Board directed staff to send a 20-day notice letter to SC.

Agenda Item #16 **MD**

- The Board reviewed an inquiry submitted regarding MD.
- The Board directed staff to send a 20-day notice letter to MD.

Agenda Item #17 **JH**

- The Board reviewed an inquiry submitted regarding JH.
- The Board directed staff to send a 20-day notice letter to JH.

Agenda Item #18 **BM**

- The Board reviewed an inquiry submitted regarding BM.
- The Board directed staff to send a 20-day notice letter to BM.

RECORD OF PROCEEDINGS

Colorado Board of Licensed Professional Counselor Examiners
November 16, 2007 Minutes
Page 5 of 5

Agenda Item #19 ES

- The Board reviewed an inquiry submitted regarding ES.
- The Board directed staff to send a 20-day notice letter to ES.

Agenda Item #19A RN

- The Board reviewed an inquiry submitted regarding RN.
- The Board determined that a 20-day notice letter should not be sent to RN.

Agenda Item #19B DR

- The Board reviewed an inquiry submitted regarding DR.
- The Board determined that a 20-day notice letter should not be sent to DR.

XIII. RE-CONSIDERATIONS/APPEALS (Open Session)

Agenda Item #20 AG

- The Board reconsidered an inquiry submitted regarding AG.
- The Board upheld its previous decision.

XIV. EXECUTIVE SESSION (CLOSED)

A motion was made and seconded that the Board enter into Executive Session at 12:44 p.m., in order to discuss with counsel the following matters: Agenda Item No. 1A, 2, 8 and 14A to discuss pending or imminent court action involving the Board as a party pursuant to CRS 24-6-402(3)(a)(II).

Items referred for discipline during Open Session were considered in Executive Session.


By unanimous agreement, the Board moved to go out of Executive Session at 1:35 p.m.

XV. RETURN TO OPEN SESSION

XVI. ADJOURN

The Board formally adjourned the meeting at approximately 1:40 p.m. The Board will reconvene on Friday, January 18, 2008, at the Denver Post Building, 1560 Broadway, Suite 1380A&B, Denver, CO 80202, at approximately 9:00 a.m.

As Board Chair/Vice-Chair, I attest that these minutes of the open public meeting of the Colorado Board of Licensed Professional Counselor Examiners substantially reflect the substance of the discussions and actions taken related to matters under the authority of the Board, pursuant to §12-43-203, C.R.S, and in compliance with §24-6-402, C.R.S.



Board Chair



Vice-Chair