

Minutes of the South Carolina Board of Examiners for the Licensure of  
Professional Counselors, Marriage and Family Therapists and Psycho-Educational Specialists

Regular Board Meeting and Hearings for Licensees

April 4, 2017

Synergy Business Park, Kingstree Building, Room 105  
110 Centerview Drive, Columbia, South Carolina 29210

Board members present were:

Danny L. Garnett, LMFT, LPC, D.Min.-President  
Jennifer C. L. Jordan, Ph.D., LPC  
Jerome Tilghman, M.A., LPC  
Robert B. Carter, Ed.S., LMFT  
Ronald H. Reames, M.A., LPC  
Michael Bailey (Public Member)

Board member absent:

Nikita Harrison, Ed.S., LMFT (Excused)

Also present were:

Marlo Koger, LLR Administrator  
David Love, LLR Chief Investigator – OIE  
Daniel Gourley, LLR Disciplinary Counsel - ODC  
Phillip Flohr, LLR Investigator – OIE  
Mary League, LLR Advice Attorney

**BOARD MEETING CALL TO ORDER:**

President Garnett stated that Public Notice of this meeting was properly posted at the office of the South Carolina Board of Examiners for Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists, Synergy Business Park, Kingstree Building, Room 105, at 110 Centerview Drive, Columbia, SC 29210 and provided to any requesting persons, organizations, or news media in compliance with Section 30-4-80 of the 1976 South Carolina Code, as amended, relating to the Freedom of Information Act. President Garnett called the meeting to order at 9:00 a.m. It was noted that a quorum was present. All votes referenced herein were unanimous unless otherwise indicated.

*NOTE: These Minutes are a record of the motions and official actions taken by the Board and a brief summary of the meeting.*

**AGENDA and APPROVAL OF MINUTES**

A motion was made by Mr. Tilghman to approve the February 27, 2017 agenda. Mr. Bailey seconded the motion. The motion carried. Mr. Tilghman motioned to approve the February 27, 2017 minutes. Mr. Carter seconded and all board members were in favor.

A motion was made by Mr. Tilghman to approve Ms. Harrison's absence. Dr. Jordan seconded.

**RATIFICATION OF NEW LICENSES AND CE SPONSORS:**

Dr. Jordan made a motion to accept ratification of the new licenses and the CE Sponsors. Mr. Tilghman seconded and the motion carried.

**PRESIDENT'S REMARKS AND CONFERENCE ATTENDANCE**

President Garnett mentioned that Dr. Ed Carney resigned because he will be relocating.

Mr. Bailey motioned and Mr. Tilghman seconded to approve Mr. Garnett, Dr. Jordan, and Ms. Koger to attend the CCE National Board Meeting in Greensboro. All were in favor.

Dr. Jordan motioned to approve Mr. Garnett and Ms. Harrison to attend the AMFTRB/AAMFT Annual Meeting. Mr. Reames seconded and all board members were in favor. If Ms. Harrison does not want to attend the additional person is to be determined.

## **DISCIPLINARY MATTERS:**

### IRC Report:

David Love, Chief Investigator with OIE, presented the Investigative Review Committee's (IRC) reports concerning disciplinary matters.

**Motion:** A motion was made by Mr. Carter to accept the IRC recommendations to dismiss cases 2016-56, 2016-58, 2016-59 and 2017-5. Mr. Tilghman seconded the motion. The motion carried.

David Love, Chief Investigator from Office of Investigations and Enforcement (OIE) gave the statistical report from the Office of Investigation and Enforcement cases. The Board accepted this as information presented.

Daniel Gourley, LLR Assistant Disciplinary Counsel gave the statistical report from the Office of Disciplinary Counsel's (ODC) cases. The Board accepted this as information.

David Love and Daniel Gourley provided an OIE and ODC process presentation.

## **ADMINISTRATIVE INFORMATION AND FINANCIAL REPORT:**

Board members reviewed the financial report and statistical report of the number of licensed LPCs/LMFTs/LPES.

**REPORTS OF STANDARDS COMMITTEES AND CONTINUING EDUCATION COMMITTEE:** President Garnett called for the ratification of the electronic reports of the Standards Committees and Continuing Education Committee beginning on February 24, 2017 through March 29, 2017. It was reported that the records are electronically maintained for the following categories:

Recommended for Licensure as a Professional Counselor Intern;  
Recommended for Extension of LPC Intern Licensure Status for 2 years;  
Recommended for Transfer from LPC-Intern to Professional Counselor;  
Recommended for Licensure as a Professional Counselor by Endorsement;  
Recommended for Licensure as Licensed Professional Counselor Supervisor;

Recommended for Licensure as a Marriage and Family Therapy Intern;  
Recommended for an Extension of LMFT Intern Licensure Status for 2 years;  
Recommended for Transfer from LMFT Intern to LMFT;  
Recommended for Licensure as a Marriage and Family Therapist by Endorsement;  
Recommended for Licensure as Marriage and Family Supervisor (LMFT/S);

Recommended for Licensure as Licensed Psycho-Educational Specialist;  
Recommended for Licensure as a Licensed Psycho-Educational Specialist by Endorsement;

Recommended for Reinstatement of Licensure or Re-application (all license types);

Recommended for extension on license renewal (all types);

Approval of One-Time Continuing Education Providership;  
Approval of Permanent Continuing Education Providership.

**Motion:** A motion was made by Mr. Tilghman to ratify the reports and seconded by Mr. Carter. The motion passed.

## **Discussion**

### **Alcohol and Drug Counselor Licensure**

Mr. Charlie Stinson, Laurens County Director of Alcohol and Drug Abuse Commission, provided a historical outline of some of the changes that have taken place in the alcohol and drug field since 1997. He provided an in depth

discussion of some of the statute changes that will be proposed regarding licensure for substance use disorder clinicians.

**Overview of Proposed Regulation and Statute Changes**

Dr. Jordan discussed some of the concerns the regulation committee has had over the last several months and major changes the committee is planning to propose. Dr. Jordan also asked for feedback.

**Discussion about the Counseling Profession and Counselor Education**

Dr. Jordan and Danny Garnett discussed current issues with Counselor education and proposed changes.

**Discussion with School Representatives**

Kathy Evans, University of South Carolina and Alexanderia Smith, Webster University discussed provided feedback on some of the possible changes and how it would or would not affect their program and or curriculum.

**Application Hearings:**

Mr. Malkasian, LPC Intern, was not able to appear. There was no motion made.

**HEARINGS:**

**OIE #2015-7/MOA**

Daniel Gourley, LLR Disciplinary Counsel presented a Memorandum of Agreement. The respondent was represented by Attorney Robyn Madden.

Mr. Garnett recused himself.

**Executive Session:** Mr. Carter motioned to go into executive session to receive legal advice. Mr. Tilghman seconded the motion. Mr. Carter motioned to come out of executive session and Mr. Bailey seconded it.

Mr. Carter motioned to accept the MOA, propose a public reprimand and assess a penalty of \$2,000. Respondent's license will be suspended for six months and respondent will be under supervision upon license reinstatement for a period of two years. Mr. Bailey seconded the motion and all were in favor. Mr. Garnett returned to the meeting.

**OIE #2016-27/MOA**

Daniel Gourley, LLR Disciplinary Counsel presented a Memorandum of Agreement. The respondent was represented by Attorney Sherri Lydon.

**Executive Session:** Dr. Jordan motioned to go into executive session for legal advice. Mr. Carter seconded the motion. Dr. Jordan motioned and Mr. Carter seconded to come out of executive session.

Mr. Bailey motioned that the board accept the Memorandum of Agreement and impose a private reprimand as well as require respondent to comply with other recommendations. Dr. Jordan seconded the motion and all were in favor.

**OIE #2013-19/MOA**

Daniel Gourley, LLR Disciplinary Counsel presented a Memorandum of Agreement. The respondent was represented by Attorney Chauncey Barnwell.

**Executive Session:** Dr. Jordan motioned to go into executive session for legal advice. Mr. Carter seconded the motion. Mr. Carter motioned and Dr. Jordan seconded to come out of executive session.

Mr. Carter motioned that the State did not meet the burden of proof regarding 40-75-110(A)8 and Regulation 36-19(B)5. In regards to 40-1-110-(1)f the State did meet its burden of proof. The Board imposes a sanction of public reprimand and the requirement that Respondent take a course, seminar or workshop in recordkeeping to total at least three hours. Dr. Jordan seconded the motion and all were in favor.

**OLD BUSINESS**

Record Keeping Policy Recommendation:

The board voted to accept the record keeping policy recommendation.

***ADJOURNMENT:***

There being no further business the meeting was adjourned at 4:45 PM on a motion from Dr. Jordan and seconded by Mr. Carter. The motion carried.

Respectfully submitted,



Marlo Koger  
Administrator