



Nikki R. Haley
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South Carolina
Department of Labor, Licensing and Regulation

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



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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 Motion Hearings for Licensees

April 2, 2013

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

Board members present were:

Danny L. Garnett, President
David L. Evans, Jr., M.A.Ed.
Jackie H. Fleshman, Public Member
M. Ellenor Mahon, M. Ed.
Ronald H. Reames, M.A.
Samer G. Touma, PhD

Also present were:

Patricia Glenn, LLR Administrator
Susan Harrington, Board Administrative Assistant
David Love, LLR Investigator – OIE
Melina Mann, LLR General Counsel
Cheryl McNair, LLR Investigator – OIE
Sara McCartha, LLR Advice Attorney
Larue J. Bettis, American Mental Health Counselor's Association (SC)
Marie Queen, SCAMFT Administrator
Clark Price, Esquire

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 9:10 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 9:10 a.m.

Motion: A motion was made by Mr. Evans to approve the April 2, 2013 Agenda and the October 2, 2012 Minutes. Ms. Mahon seconded the motion. The motion carried.

PRESIDENT'S REMARKS 9:12 A.M.:

President Garnett welcomed board members and discussed issues to be addressed at up-coming AAMFT meeting which he and Ms. Glenn, Administrator will be attending in Oct., 2013.

DISCIPLINARY MATTERS:

IRC Report 9:15 a.m.:

David Love, Investigator from Office of Investigations and Enforcement (OIE), presented the Investigative Review Committee's (IRC) reports concerning disciplinary matters.

Motion: A motion was made by Dr. Touma to accept the IRC recommendations for Dismissal of cases 2012-19, 2012-28, 2012-30; for Authorization of Formal Complaints for 2012-15 & 2012-20; for Cease & Desist, 2012-18. Mr. Evans seconded the motion. The motion carried.

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

Melina Mann, LLR General Counsel, gave the statistical report from the Office of General Counsel's (OGC) cases. The Board accepted this as information.

ADMINISTRATIVE INFORMATION AND FINANCIAL REPORT:

Patti Glenn gave the Administrative Report and the Financial Report of the Board. She gave statistical reports as handouts in her reports. Mrs. Glenn noted the OIE and OGC reports and licensure information. She discussed 2013 legislation which affected the board:

Doc. No. 4231 revised clean-up regulations will become law effective May 17, 2013.

Discussed the up-coming national meetings of interest:

AMFTRB- Annual meeting will be held Oct. 15 & 16, 2013

LEGAL ISSUES:

None

UNFINISHED BUSINESS:

None

NEW BUSINESS:

Election of Officers: A motion was made by Dr. Touma to approve Danny Garnett, LPC/LMFT as President and David Evans, LPES as Vice President. Ms. Fleshman seconded the motion. The motion carried.

PUBLIC COMMENTS:

None

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 October 2, 2012 through April 1, 2013. It was reported that the records are electronically maintained and can be for 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);

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

Motion: A motion was made by to ratify the reports by Mr. Evans and seconded by Ms. Mahon. The motion passed.

Discussion: Governor Haley's Executive Order for Boards to review their statutes/regulations/policies to identify possible over-regulation and to ensure the laws foster a more competitive business climate & encourage economic growth in SC.

Discussion ensued re: shortening the time it took CCE (evaluating company) to review applications, reciprocity, mobility and a model law for portability on which the national association is working to produce.

Public Comments: Ms. Laurue Bettis stated their association is working to enact a law which would enable licensed military spouses moving from state to state to obtain licensure easier.

HEARINGS:

OIE#2012-13- Consent Agreement- Private Order

Melina Mann, LLR General Counsel presented a Consent Agreement signed and agreed to by respondent, for a Private Order with supervision.

Motion: a motion was made by Dr. Touma and seconded by Ms. Mahon to accept the Consent Agreement. The motion carried.

OIE#2011-30- Memorandum of Agreement-Private Order

Melina Mann, LLR General Counsel presented a MOA signed by respondent. Respondent was represented by Clark Price, Esquire.

Executive Session: Mr. Evans made the motion to go into Executive Session for legal advice. Dr. Touma seconded the motion. The motion carried.

Executive Session: Mr. Evans made the motion to come out of Executive Session. Mr. Reames seconded the motion. The motion carried.

Dr. Touma made the motion to accept the Memorandum of Agreement re: OIE#2011-30 and issue a Private Reprimand Order. Ms. Fleshman seconded the motion. The motion carried.

ANNOUNCEMENTS:

It was announced the next meeting of the South Carolina Board of Examiners for the Licensure of Professional Counselors, Marriage and Family Therapists, and Psycho-Educational Specialists will be Oct. 8, 2013.

ADJOURNMENT:

There being no further business the meeting was adjourned at 12:05 p.m. on a motion from Ms. Fleshman, and seconded by Ms. Mahon. The motion carried.

Respectfully submitted,

Patricia F. Glenn

Administrator
Patricia F. Glenn