

MINUTES

**UTAH
Clinical Mental Health Counselor Licensing Board
MEETING**

March 19, 2013

**Room 475 - 4th floor – 9:00 A.M.
Heber M. Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:05.M.

ADJOURNED: 2:20 P.M.

**Bureau Manager:
Board Secretary:**

Richard J. Oborn
Lee Avery

Board Members Present:

Jason H. King, Ph.D. Chairperson
Ruth A. Baxter, Assistant Chairperson
Jerri Sena

Board Members Absent:

Dee Zarkos
Rodger Bischoff

Guests:

Kent Murphy, Idaho Society of Individual Psychology

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The Board reviewed the minutes dated December 18, 2013. Ms. Sena motioned to approve the minutes with changes, seconded by Ms. Baxter. The motion carried unanimously

Compliance Report:

#1. Mr. John Washington is in compliance with his stipulation. The Board needs to review his supervisor reports for March and his therapy report. He did retake the exam in February 2013.

#2. Ms. Jodi Hildebrandt is in compliance with her stipulation. The Board needs to review December, January and February supervisor reports. Review CE, to be completed by 1/27/13 and her essay.

Discussion:

The Board reviewed her essay and noted that it was written very well. She talked about consultation,

keeping current in the laws and statutes and confidentiality.

#3. Ms. Helen Johnson is in compliance with her stipulation. The Board needs to review her supervisor reports for December, January and February. She submitted her essay and CE certificates.

#4. Mr. Robert Crozier is in compliance with his stipulation. The Board needs to review his supervisor reports for January and February. He has a new part time job and submitted supervisor forms. His supervisor is Kent Nabers, Psychologist, issued 5/24/2000.

Discussion:

He has not indicated what date he started working. He needs to notify the Division the date he started working.

#5. Mr. Gregory Hood is not in compliance with his stipulation. The Board needs to review his supervisor report from December, January and February. All of his supervisor reports have now been received. He still has the shooting episode unresolved.

Discussion:

Mr. Hood's interview will be held via telephone due to his being ill. Ms. Baxter motioned to close the Board meeting at 9:40 A.M. to discuss the character, professional competence, or physical or mental health of an individual. The motion was seconded by Ms. Sena. There were no written notes taken. A recording was not made. The Board meeting opened at 10:06 A.M.

#6. Jennifer Spangler is a new probationer. Her violations include; she authored a report diagnosing and detailing facts not in evidence. The report was based upon information received from one part in a custody dispute regarding the other party. She failed to report any of the physical and emotional abuse of the children described in the report to proper authorities. She failed to understand the

unprofessional conduct involved. She submitted a proposed supervisor CV and submitted her probation plan.

APPOINTMENTS:

John Washington, probation interview

Mr. Washington met with the Board for his probation interview. Ms. Sena conducted the interview. Mr. Washington stated things are going well. Work has picked up and he is doing more evaluations. He has not taken the exams for his license. He has some study material and requested additional material for the CMHC exam. He continues to studying for both exams. He hopes to take the test in April or May. His wife's health is improving. The Board noted that his reports were received and they are all positive. He enjoys walking and takes the bus. Mr. Washington stated he feels calmer and focused now. He continues with therapy and counseling. In the next year, he hopes to have both exams passed and his CMHC license issued. The Board asked to see Mr. Washington in June 4, 2013. **Mr. Washington is in compliance with his stipulation.**

Jodi Hildebrandt, probation interview

Ms. Hildebrandt met with the Board. Mr. King conducted the interview. Ms. Hildebrandt stated things are going well. She continues to deal with the issues of the stalker who comes to her home. Ms. Hildebrandt stated she is setting her own personal boundaries. She is being proactive in obtaining the appropriate releases. She is working to stay current on the laws and she interacts with people who know what the current laws are. The Board encouraged Ms. Hildebrandt to look at the written ethical standards and case studies. To contact the state chapter and national chapter as well as those within her community for input. Make sure she reviews the pros and cons with the client before she releases information. The Board noted Ms. Hildebrandt has completed her continuing education requirement. The Board reviewed her essay and felt it was done very well. The Board noted Ms. Hildebrandt's probation is for one year and is scheduled to end July 27, 2013. The Board encouraged her to come to the next Board meeting prepared with letters why she feels she should be released from probation. She needs to have her supervisor include a note stating she supports Ms.

Hildebrandt being released from probation. The Board advised Ms. Hildebrandt that supervisor reports are protected. The Board encouraged her to consult with the AMHCA and an attorney regarding the stalking. The Board asked to see Ms. Hildebrandt on June 4, 2013. **Ms. Hildebrandt is in compliance with her stipulation.**

Helen Johnson, probation interview

Ms. Johnson met with and was introduced to the Board. Ms. Baxter conducted the interview. Ms. Johnson stated she is doing okay. She has a good support system that she relies on. She turns to the therapists in her community. They meet and provide input to each other. The Board noted that Ms. Johnson submitted her essay. She said the ethics course was very helpful; and feels that her writing has improved. With her license on probation, she has been removed from several insurance panels. The Board noted that this frequently happens to probationers. Ms. Johnson stated she is working full time. The courses she attended gave her materials regarding updating her files and forms and she has adjusted these areas in her practice. The Board advised her that because she is in compliance and her location, the Board will do her next interview telephonic. The Board asked to see Ms. Johnson on June 4, 2013. **Ms. Johnson is in compliance with her stipulation.**

Robert Crozier, probation interview

Mr. Crozier met with the Board. Ms. Senna conducted the interview. Mr. Crozier stated he is working two jobs, fulltime for Discovery House in Layton, where he is working about 32 hours a week. Mr. Crozier stated he works well with geriatric patients. He sees three to four people a day. He started this job about a month ago and gave his supervisor all the information. He will contact his supervisor and follow-up regarding his reports. Mr. Crozier stated he is trying to get his doctorate degree online. He is going through Waldon University. He continues seeing his therapist and this is going well. He was attending 12 step support groups, however, his current employment and schools have made this difficult. The Board noted that he turned his probation practice plan in at the December 2012 Board meeting. His June report is due by May 20th for this month. The Board asked to see Mr. Crozier on June 4, 2013. **Mr. Crozier is in**

Gregory Hood, probation interview

compliance with his stipulation.

The Board tried to contact Mr. Hood, via phone call, due to his illness. Tried at 11:30, no answer, tried 11:40 no answer.

Ms. Baxter motioned to recommend the Division revoke his license due to non compliance, him being unavailable for meeting, and he lied to the Board regarding the shooting and not disclosing details. He has not been in compliance, and Ms. Higgs has had to contact him for all documents needed for the Board. He miss-represented his credentials, i.e. when he started working at a yoga facility, teaching yoga, he indicated in the flyer that he is an LPC. He has failed to be in compliance with this professional code of conduct.

Seconded by Ms. Sena and carried unanimously.

Ms. Baxter added to the above motion that if there is a conviction of the criminal charges, his license is immediately revoked, seconded by Ms. Sena. The motion was carried unanimously. The Board noted that if he submits a written response, the Board would like to see it.

Board called Mr. Hood at 2:06 P.M. He was advised that there were details about his arrest that he failed to share with the Board. The Boards concern is that he minimizes information, he has a lack of personal responsibility, Ms. Higgs has had to reach out to him many times to obtain his documents for the Board. At this time the Board feels the Board is working harder on his probation than he is. The Boar advised Mr. Hood that when he signed the stipulation, he indicated he would adhere to the UMHCA Code of Ethics. It is the Boards opinion that he is avoiding or minimizing his actions and not seeking to move forward. He became intoxicated and indiscriminately discharged a firearm. The Board has recommended to the Division to revoke his license. Mr. Hood was advised that he will receive a notice from the Division, regarding the allegations and will need to respond in writing within 30 days of receiving an order to show cause.

Mr. Hood is not in compliance with his stipulation because he was not available for his interview when the Board called him at 9:30 and again at 9:40 and

the pending criminal charges.

Jennifer Spangler, new probation interview

Ms. Spangler met with the Board. This is Ms. Spangler's first interview with the Board. The Board introduced itself to Ms. Spangler. Ms. Baxter conducted the interview. Ms. Spangler reviewed the violations that brought her before the Board to include she authored a report diagnosing and detailing facts not in evidence. The report was based upon information received from one party in a custody dispute regarding the other party. She failed to report any of the physical and emotional abuse of the children described in the report to proper authorities. She failed to understand the unprofessional conduct involved. Ms. Spangler stated that this has been a learning experience for her. She works at Red Stone Counseling, in St. George and has been a counselor for eighteen years. She has a degree at BYU, educational psychology. She has attended many training conferences, however, few were in forensic and court reporting because she usually does not provide forensic reports to the courts. She worked in Primary Children's Hospital, working with fractured families. The Board advised Ms. Spangler that all therapists should stay away from forensics until they obtain specific training with certificates. The Board recommended the next time she is served with a subpoena, she needs to tell the attorney she wants a court order from the judge requesting the information, and the order needs to be very specific in what they want her to talk about. Ms. Spangler was encouraged to frequently review the UMHCA Code of Ethics. The Board reminded Ms. Spangler that is her role to provide therapy, not protection to her clients. She needs to refer issues to the proper authority. It is her responsibility to empower her clients and their parent to stand up for their own safety. Ms. Spangler advised the Board that her proposed supervisor is Joseph McKein. She met with him the end of February. He is the Director of the behavioral unit at IHC. She spoke with him during a follow-up when one of her clients was a patient at IHC. He has a copy of her stipulation and order and knows the details. Ms. Spangler briefly reviewed a proposed CE course she plans to take. The course is for 18 credits and is NBCC accredited. It covers the areas listed in her

overtime there has been more web-based webinars, where those in attendance can ask and answer questions and feels these should be listed separately in the rule. The Board opted to not make any changes at this time.

4. Consideration of rule amendments prompted by bills passed during 2013 General Legislative Session

The Board reviewed consideration of rule amendments prompted by bills passed during 2013 General Legislative Session. The Board reviewed HB56 58-60-102(8) defines remote therapy: and 58-60-107(I)(i) exemptions from licensure, and 58-60-205, qualifications for licensure or certification as a clinical social worker, certified social worker, and social service worker and 58-60-502, unprofessional conduct. Ms. Baxter motioned to support the language changes, seconded by Ms. Sena. The motion carried unanimously.

HB 244

Mr. Oborn advised the Board that starting in May 2013 the Division has the authority to issue fines to probationers who violate the conditions of their agreements. The Fee schedule will be established at a later date.

5. Long term plan for phasing in CACREP standards for all new CMHC license applicants

Long term plan for phasing in CACREP standards for all new CMHC license applicants Mr. Oborn will contact the schools for attendance at the June meeting, noting that students cannot get employed unless their program is CACREP. Tabled to the June meeting

6. Blake Hunsaker, CMHC, public reprimand

Mr. Oborn reviewed the public reprimand regarding Mr. Blake Hunsaker, CMHC. He engaged in unprofessional conduct.

7. Jan Plumb, ACMHC, disciplinary surrender

Mr. Oborn reviewed the public reprimand regarding Mr. Jan Plumb, ACMHC, disciplinary surrender. He engaged in unprofessional conduct by engaging in a dual relationship with a client.

8. Joanie Jones, CMHC, disciplinary surrender

Mr. Oborn reviewed the disciplinary surrender regarding Ms. Joanie Jones, ACMHC. She relapsed in her drug/alcohol addiction.

9. Scheduling of 2013 Board meetings

The next Board meeting June 4, 2013, location to be

determined. Mr. Oborn will find a place and send an email to the board members.

BOARD MEETINGS:

The next Board meeting June 4, 2013.

2013 Board meetings have been scheduled:

June 4, September 17, December 31

Motion to adjourn at 2:20 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

Date Approved

(ss) _____
Chairperson, Utah Professional Counselor Licensing Board

Date Approved

(ss) _____
Bureau Manager, Division of Occupational & Professional Licensing

Waiting Formal Approval