

## **MINUTES**

Mississippi State Board of Examiners for Licensed Professional Counselors  
Regular Board Meeting  
Suite 402; Robert E. Lee Building  
239 North Lamar Street; Jackson, Mississippi  
January 20, 2016

### **Board Members Present**

Dr. Walter Frazier, Chair  
Dr. Glenn Waller  
Dr. Juawice McCormick, Vice-Chair

### **Others Present**

Jeff Jernigan, Attorney General's Office  
Alice Gorman, Cornerstone Consulting Inc.  
LeeAnn Mordecai, Executive Director

### **Board Members Absent**

District III – Vacant  
District IV – Vacant

## **I. Call to Order**

The Regular Board meeting of the Mississippi State Board of Examiners for Licensed Professional Counselors (“Board”), held in the Board office at Suite 402 of the Robert E. Lee Building located at 239 North Lamar Street in Jackson, Mississippi, was called to order at 9:32 a.m. by Dr. Walter Frazier, Chair (“Chair”) on January 20, 2016. A roll call of members was taken and a quorum was present.

Chair acknowledged receipt of Dr. Diane Williams’ resignation letter for District IV and recognized her service and dedication to the Board and the profession with appreciation and admiration. Chair acknowledged receipt of Dr. Juawice McCormick’s resignation from District II and receipt of the Governor’s appointment letter of Dr. Juawice McCormick to District IV. Congratulations to Dr. McCormick in new appointment.

## **II. Board Operations**

### **A. Financial Matters**

#### **1. Financial Report**

The Board reviewed Routine Expenditures and Encumbrances to FY2016 Budget as presented by Cornerstone Consulting representative Alice Gorman. Ms. Gorman presented expenditures to Office Depot and MS Prison Industries Corporation in total amount of \$835.68 that were paid by the Chair in the interim since November meeting.

The 2016 Year-to-Date budget was presented by Alice and reviewed by the Board. Discussion was held regarding upcoming expenditures and cash flow.

2. Outstanding Invoices for Payment

The Board did not have any outstanding invoices for payment at this time.

3. FY2017 Budget

The Board reviewed the FY2017 Budget as Requested vs the FY2017 Budget as Recommended by the Legislative Budget Office and determined it was necessary to request a Budget hearing.

The Board discussed the reasons for the Budget Hearing request and determined the Board would adjust original request but still request additional increase above the recommended based on equipment needs (\$1500 for Board notebooks/tablets), travel costs, contractual costs, and need for part-time assistant (\$6,000 – approximately 8 hours a week.) Ms. Gorman will provide computer pricing by the February meeting from state contract. Ms. DeRossette will write handout for the hearing and let analyst assistant know the request is different than original.

4. Minutes Approval

The Board reviewed the October 22, 2015, Regular Board Meeting Minutes, the November 19, 2015, Regular Board Meeting Minutes, and the November 19, 2015, Special Called Board Meeting Minutes. Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to approve the minutes as written.

5. Travel Vouchers

Upon motion by McCormick, seconded by Waller, the Board unanimously agreed to pay travel vouchers in the amount of \$159.84 for McCormick and Frazier.

### **III. New Business**

A. University of Mississippi

The University of Mississippi representatives, Dr. Suzanne Dugger and Dr. Marc Showalter, had to cancel presentation at today's meeting and were rescheduled for the February meeting.

B. Reciprocity Rule/Portability

The Board discussed reciprocity for persons licensed five or more years as well as the statute pertaining to "shows residency or pays income tax in the state of Mississippi." The Board determined it would accept persons with the equivalent of full time independent practice for five years as a licensed professional counselor or its version in its state with no disciplinary actions on file and subject to Board approval. The residency/pays income tax in Mississippi would still apply until statute

is updated. The Board will revisit the discussion to propose Rules and Regulations revision.

Board asked Jernigan to review other similar Board's Rules/Statutes on reciprocity and present at the February Board meeting.

C. New Lobbying Requirements

The Board reviewed HB825 lobbying requirements and recommendations from Board attorney and Cornerstone. Upon motion by McCormick, seconded by Waller, the Board unanimously agreed HB825 does not apply to Board members for action of registering as a lobbyist.

D. Request to Reinstate Lapsed License

The Board reviewed request to reinstate license that lapsed in 2007. Upon motion by McCormick, seconded by Waller, the Board unanimously agreed to respectfully inform requestor, Debbie Ferguson, that a license lapsed more than one year must apply for LPC under current Rules and Regulations.

E. Reciprocity Agreement Request from North Dakota

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to take no action on request from North Dakota to sign a reciprocity agreement.

F. Contract Worker Contract

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to accept contract worker contract with Kim Case effective January 20, 2016, through June 30, 2016, and authorize chair to sign on behalf of the Board.

Chair called a recess at 11:15 a.m.

Board meeting resumed at 11:30 a.m.

G. License Exam/Two Tier

The Board briefly discussed a two tier license but tabled discussion because it would require a statute change.

H. Legislative Agenda

Board agreed need to develop a legislative agenda if outside legislation is proposed and thereby opening the LPC statutes or if the Board determines it needs to pursue legislative changes. Other items of concern: cost of administrative hearing, fingerprint background check, education requirements, and associate license. Tabled until the February meeting.

I. NBCC Official Score Reports for Candidates

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to accept NBCC score reports from the NBCC secure portal.

J. NBCC Meeting

Upon motion by Waller, seconded by Frazier, the Board unanimously agreed McCormick and Morecai would attend the NBCC meeting in Virginia in May.

NBCC has asked each state to complete a "Hot Topics" list. McCormick will complete and submit on behalf of the Board.

K. 73-30-25(l) Statute – Non-Resident Temporarily Employed

Did not address. There was no formal request to Board.

L. Future Board Meeting Schedule

Meeting schedule was confirmed. Board will continue to meet on third Wednesday of the month, at least through June 30, 2015, and or new appointments to the Board that would require revisiting decision.

#### **IV. Old Business**

A. Rules and Regulations

1. Retired Status Clarification

Waller to review Rules and make suggestion on Retired status and process for reinstatement.

2. Lapsed and Inactive Status

Waller to review Rules and make suggestion on Inactive vs Lapsed status and process of reinstatement of Inactive or Lapsed at the February 20 meeting.

3. Juris Prudence Exam

Executive Director to contact NBCC to set up meeting.

4. Clarification of Rule 4.2(A)

Board discussed the Rule and the intent. Upon motion by McCormick, seconded by Waller, the Board unanimously agreed to accept conferred prior to add January 1, 2017, to the Rule to clarify.

Chair called a recess at 12:35 p.m.

Board reconvened at 1:31 p.m.

B. Board Action Items

The Board reviewed the list and noted updates.

#### **V. Executive Session**

Upon motion by McCormick, seconded by Waller, the Board unanimously agreed to close the meeting at 1:48 p.m. for a consideration of the necessity for an Executive Session. The Board made a determination that an Executive Session was needed for the purpose of reviewing complaints and licensure applications, discussing issues pertaining to matters of potential litigation. Upon motion by Waller, seconded by McCormick, the Board unanimously agreed the Board had reason to go into Executive Session. The Board entered into Executive Session

The Board exited closed session, upon motion by Waller, seconded by McCormick, and unanimously carried. Upon motion by Waller, seconded by McCormick, the Board unanimously agreed go into Executive Session at 1:49 p.m. for the reasons above.

Upon conclusion of the business of the Executive Session, motion by McCormick seconded by Waller, and unanimously approved, the Board agreed to exit Executive Session, and return to open session at 4:43 p.m.

Upon return to open session, the following was announced as action taken while in Executive Session.

Applications were reviewed. Complaints were reviewed and discussed.

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to approve decisions made during Executive Session. (See following chart for additional details). Abstentions noted.

**MS BOARD OF EXAMINERS FOR LICENSED PROFESSIONAL COUNSELORS**

**APPLICATION REVIEW - EXECUTIVE SESSION**

**Wednesday, January 20, 2016**

<b>CR Apps for LPC</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
Sapp, Brittany S.	Approved		3	0
Flynt, Meghan K.	Approved		3	0
Colvin Megan Ann	Approved		3	0
Boyle, Elizabeth Louise	Approved		3	0
Kyle, Lindsay Dyer	Approved		3	0
Johnson-Waldington, Mary	Denied		3	0

<b>CR Apps for Candidacy</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
White, Nakisha D.	Approved		3	0

<b>New Apps for Licensure</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
Wilson, Victoria Leonard	Continued Review		3	0
Hamm, Megan M.	Approved		3	0
Phillips, Tiffany A.	Approved		3	0
Kimbrough, Rebecca Elisabeth	Approved		3	0
Dietle, Sandra	Approved		3	0
Carnathan, Desiree Wasinger	Approved		3	0

<b>New Apps for LPC-Supervisor</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
Prevost-Josey, Nancy	Approved		3	0
Wilson, Shandra	Continued Review		3	0
Volkenant-Meurer, Margaret	Approved		3	0
Montgomery, Yoko D.	Approved		3	0
Strickland, James	Approved		3	0

<b>New Apps for Candidacy</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
McDanell, Amanda Dawn	Approved		3	0
Walker, Morgan Rebecca	Continued Review		3	0
Lycette, Karen Lord	Continued Review		3	0
Heard, Chastity M.	Approved		3	0

<b>Board Request</b>	<b>BOARD DECISION</b>	<b>ABSTENTION</b>	<b>YAYS</b>	<b>NAYS</b>
Barnes, Sabine (sit 4th time)	Approved		3	0
Thompson, Kambria (accept expired app & hours greater than 7 years to sit for 4th time)	Not Reviewed - Must Submit New Application			
Hunter, Jr., Roane Therrell (sit 3rd time)	Approved		3	0

**MS BOARD OF EXAMINERS FOR LICENSED PROFESSIONAL COUNSELORS**  
**License Report to Board - January 20, 2016**

<b>Licensed Since Last Meeting - November 19, 2015</b>	<b>Issue Date</b>	<b>Lic Number</b>
Carrie Ann Cherep Carr	11/23/2015	2053
Heather Nicole Clayton	12/14/2015	2057
Jennifer Gavrock Ferren	11/20/2015	2050
Benton Luke Floyd	12/11/2015	2056
Resa Lauren Frederick	11/23/2015	2052
Alexandria K. Kerwin	11/23/2015	2051
Jessica Denton McCoy	11/24/2015	2054
Naomi Fortune Muffuletto	11/24/2015	2055

**MS BOARD OF EXAMINERS FOR LICENSED PROFESSIONAL COUNSELORS**  
**Executive Session - January 20, 2016**

<b>COMPLAINTS</b>	<b>BOARD DECISION</b>	<b>Investigating Board Member</b>
2015-09	Pending	J. McCormick
2015-10	Pending	J. McCormick
2015-11.1 & 11.2	Pending	G. Waller
2015-18	Pending	W. Frazier
2015-20	Pending	J. McCormick
2015-21	Pending	J. McCormick
2015-22 - denied application	request hearing - to be scheduled	J. McCormick
2015-23		W. Frazier
2015-24		W. Frazier
2015-25		W. Frazier
2015-27		W. Frazier
2013-02		Update on Appeal
2014-12		Frazier - Compliance with Agreed Order
2015-17		McCormick - Compliance with Agreed Order

**III. New Business (continued)**

**A. Reciprocity Rule/Portability**

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to ask Board attorney to draft administrative rules proposal that would allow license applications from licensees from another state as presented by the Board attorney.

**VI. Next Meeting**

**Regular Board Meeting**

Wednesday, February 17, 2016 – 9:00 a.m.

239 N Lamar Street; 4<sup>th</sup> Floor; Suite 402  
 Robert E. Lee Building  
 Jackson, MS

**VII. Adjournment**

Upon motion by Waller, seconded by McCormick, the Board unanimously agreed to adjourn the meeting at 4:52p.m.

Approved this the 17th day of February, 2016 .

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Chair

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Board Member