

Meeting Minutes

Board of Addiction & Prevention Professionals

Park Place Center, 3101 W. 41st Street, Sioux Falls, SD 57105

February 7, 2019

10:30 AM to 5:00 PM (CST)

Call In Number: 866-410-8397

Access Code: 730-588-5906

In attendance: Nicole Bowen, Ellen Feiner, Stacy Gorman, Amy Hartman, Don McCoy, and Diane Sevening.

Jill Viedt participated via conference call.

Not in attendance: Terri Brown and Kara Graveman.

Others in attendance: Paula Koller & Tina Nelson.

Jessica Tyler from DSS participated via conference call.

The BAPP's purpose is to protect the public through the development and establishment of generally accepted standards of professionalism and competence to be used in the recognition, certification, and licensure of addiction and prevention professionals in South Dakota.

I. At 10:37 a.m. Viedt called the meeting to order. She welcomed Stacy Gorman to the Board and introductions were made.

II. Viedt called the roll. A quorum was present.

III. McCoy made a motion to approve the February 7, 2019 meeting agenda, with the addition of George Eagleman's request. Sevening seconded the motion. Motion passed.

IV. Sevening made a motion to approve the November 1, 2018 Board of Directors meeting minutes. Feiner seconded the motion. Motion passed.

V. Sevening made a motion to approve the financial report. McCoy seconded the motion. Motion passed.

VI. Koller's benefitted employee termination date was January 8, 2019. A two-week break was required for payroll purposes. On Thursday, January 24, 2019, Koller returned to work at the BAPP, as to what was understood to be a part time non-benefitted position. However, her re-hire letter reflected her position as 'temporary / seasonal', not to exceed one year of employment. Viedt asked Paula if she would like to continue with her employment at the BAPP and Koller replied 'yes'. The Board would like her to remain employed, as a non-benefitted employee, without the one-year restriction. This would alleviate the need to re-hire at this time.

VII. Viedt called for Public Input at 11:00 a.m. Thomasina Real Bird, legal counsel for V. Hare, joined the meeting via conference call. V. Hare was not in attendance or on the phone call. McCoy made a motion recommending no decision be made until the Executive Committee confers with Mr. Bratkiewicz. Sevening seconded the motion. Motion passed.

Hartman joined the meeting at 11:15 a.m.

VIII. Public Input: G.C. joined the meeting via conference call at 12:00 p.m. After review of all the information, McCoy made a motion to deny her request for the LAC credential. Gorman seconded the motion. Motion passed. The Board encourages her to continue fulfilling the current requirements for LAC; complete and submit the application in its entirety, including the testing fee; and, successfully pass the examination. If she feels she's taken coursework that will meet the academic requirements, she can complete the Portfolio Review – Course Evaluation process. Also, the Board is concerned she's practicing without a license and requests she take immediate steps to modify language pertaining to advertising, websites, professional directory listings, etc., which incorrectly state or imply she's been authorized to practice as a private independent addiction counselor.

Conference call with Jessica Tyler ended at 1:00 p.m.

IX. 1:05 p.m. Hartman moved the meeting into Executive Session pursuant to SDCL 1-25-2(3) to review and discuss confidential and privileged legal matters with the BAPP's General Counsel, Jeff Bratkiewicz. The matters to be reviewed and discussed include, but not limited to, pending ethical complaints and investigations, regulatory and sensitive internal matters, potential litigation, and legal training and information provided by the State of South Dakota concerning state professional licensing boards.

Viedt joined Executive Session via secured telephone line (non-conference).

3:40 p.m. Hartman moved the meeting out of Executive Session and telephone call with Viedt ended.

3:45 p.m. Return to General Session. Viedt and Tyler joined the meeting via conference call.

X. 2017-3 HPAP's report was reviewed. Feiner made a motion to continue with monitoring. McCoy seconded the motion. Motion passed.

XI. 2017-7 The BAPP received proof of completion of the ten additional hours of education/training in the areas of ethics and professionalism, as reflected in the Stipulation for Reprimand and Order with Reprimand. The Stipulation states the practitioner shall not act as a supervisor for an ACT without prior written permission and approval from the BAPP. Sevening made a motion to close the file. Feiner seconded the motion. Motion passed.

XII. 2018-5 – McCoy made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. Sevening seconded the motion. Motion passed.

XIII. 2018-6 McCoy made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. Sevening seconded the motion. Motion passed.

XIV. 2018-7 Sevening made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. Feiner seconded the motion. Motion passed.

XV. 2019-1 Feiner made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. This is the second ethical complaint filed against the practitioner. Gorman seconded the motion. Motion passed.

XVI. McCoy made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. The BAPP notified M.S. in 2017, that ACT's are prohibited from providing clinical supervision. Feiner seconded the motion. Motion passed.

XVII. E.S. Pending Upgrade Application. McCoy made a motion recommending no decision be made until the Executive Committee confers with Bratkiewicz. Feiner seconded the motion. Motion passed.

XVIII. Sevensing made a motion to ratify Bratkiewicz's decision authorizing B.S's Addiction Counselor Trainee recognition application be processed, pending final review and approval by the Board. Feiner seconded the motion. Motion passed.

XIX. Feiner made a motion to ratify the Executive Committee's decision regarding an anonymous complaint. Because the complaint was submitted anonymously, no further action was taken. However, a copy of the complaint was provided to the Chief Executive Officer of Addiction Recovery Centers. Sevensing seconded the motion. Bowen, Hartman and Viedt abstained. Motion passed.

XX. McCoy made a motion denying Johna Nielsen's request for independent practice. The Board recommends she contact Lois Nicolas and / or Jayne DeBoer to request verification of the work experience, or at least document the dates of her employment. Sevensing seconded the motion. Motion passed.

XXI. Sevensing made a motion to deny Stacy Krall's request to waive the reinstatement fee. Feiner seconded the motion. Motion passed.

XXII. The Sub-Committee provided an update regarding the November 19, 2018 meeting, which addressed CSAD issues/challenges regarding workforce development. No information has been received regarding the next meeting with CSAD and the licensing Boards. The Board members also reviewed HB 1028, in relation to this matter.

XXIII. The Compliance Review Committee and sub-committee determined no changes would be made to the Supervised Practical Training Hours form, at this time. McCoy requested the Supervised Practical Training Hours form be sent to the Compliance Review Committee.

XXIV. The Board discussed the job description requirement for the application process (CPS, CAC, and LAC) and determined no changes would be made at this time.

XXV. The Board discussed HB IIII.

XXVI. Other Business - Feiner made a motion to approve George Eagleman's application for Addiction Counselor Trainee status, which may be renewed annually for up to five years. Gorman seconded the motion. Motion passed.

XXVII. Upcoming Board of Directors meetings: May 2, 2019 and August 1, 2019, and November 7, 2019.

XXVIII. Sevensing made a motion to adjourn the meeting at 4:15 p.m. McCoy seconded the motion. Motion passed.