South Dakota Board of Examiners for Counselors & Marriage and Family Therapists
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South Dakota Board of Examiners for Counselors & Marriage and Family Therapists
Via Videoconference
April 17, 2020

President Rice Brinkworth called the meeting to order at 9:06 am central and determined a quorum.

Board Members Present via Videoconference: Lynell Rice Brinkworth, Tiffany Butler, Sherry Bartels, Roswitha Konz, Cheryl Hartman, Woody Schrenk, Bobbi Brown, Jeff Wangen and Seth Olson

Board Members Absent: None

Others Present via Videoconference: Jennifer Stalley, Executive Secretary; Karen Cudmore, administrative staff; Erin Handke, Assistant Attorney General; Marilyn Kinsman, Department of Social Services; and Brenda Tidball-Zeltinger, Department of Social Services

Motion to approve the proposed agenda by Hartman. Seconded by Butler. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Rice Brinkworth asked for comments from the public. There were no comments offered.

Motion to approve the meeting minutes of February 14, 2020 by Schrenk. Seconded by Konz. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Motion to accept the financial report as of April 4, 2020 by Konz. Seconded by Butler. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Motion to go into executive session for consideration of contested cases and contractual matters at 9:14 am by Butler. Seconded by Schrenk. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Rice Brinkworth declared the Board out of executive session at 10:05 am.

Motion to dismiss complaint 2019-05 by Butler. Seconded by Konz. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Wangen and Olson voted aye. Schrenk and Brown were recused. Motion carried.

The Department of Social Services provided an update to the Board. Kinsman introduced Brenda Tidball-Zeltinger to the Board. Tiball-Zeltinger is taking over Amy Iversen-Pollreisz's duties at the Department. Tidball-Zeltinger introduced herself and provided an update on her role at the Department. Kinsman will continue as the Board's primary contact for the Department. Kinsman noted the date for records retention changes has been moved to June 5th. Tidball-Zeltinger updated the Board on the use of Department legal staff to provide general counsel services to the Board moving forward.

Stalley provided the Board with an update on the Board's legislation. Senate Bill 18 and 19 passed and become law on July 1st. The administrative rules of the Board need to be revised to comport with the changes in the law. Stalley discussed the process for making administrative rule changes with the Board.

Rice Brinkworth appointed Rice Brinkworth. Butler and Schrenk to be a taskforce to help with identifying changes in administrative rules to be considered by the Board at the next Board meeting.

Motion to add a Board meeting on August 14, 2020 to serve as a Board meeting and public hearing for proposed administrative rule changes by Butler. Seconded by Hartman. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Stalley provided an office update, including the list of new licensees since the last meeting, Olson's resignation from the Board, discussions with other Department of Social Services boards concerning similar licenses, and the status of the database project. Stalley also introduced Karen Cudmore, as a new staff person serving the Board.

The Board discussed the implications of COVID-19 on licensure requirements. The Board noted Governor Noem's executive order 2020-04 directing state agencies to do everything reasonably possible to assist effort to respond to and recover from the COVID-19 emergency.

Motion by Hartman to allow for the approval of plan of supervision applications for a professional counselor without passage of the National Counselors Examination as a prerequisite of approval of a plan of supervision application until September 1, 2020, due to COVID-19 impacts to national testing agencies. Seconded by Butler. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Motion by Butler to allow for the approval of plan of supervision applications for a marriage and family therapist without passage of the National Examination in Marital and Family Therapy as a prerequisite of approval of a plan of supervision application until September 1, 2020, due to COVID-19 impacts to national testing agencies. Seconded by Konz. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Motion by Schrenk to renew the contract with Midwest Solutions for executive and administrative services with a 2% increase in the contract. Seconded by Hartman. The Board

voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

Motion to sign a letter of engagement for legal services from Carlon Law Office at a rate of $125 per hour by Konz. Seconded by Hartman. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

The Board thanked Olson for his service to the Board.

The Board's next meeting is scheduled for June 12th at 10:00 am (central) by teleconference.

Motion to adjourn by Brown. Seconded by Butler. The Board voted by roll call. Rice Brinkworth, Butler, Bartels, Konz, Hartman, Schrenk, Brown, Wangen and Olson voted aye. Motion carried.

The Board adjourned at 10:47 am.

Respectfully Submitted,

Jennifer Stalley, Executive Secretary