

South Dakota Board of Addiction and Prevention Professionals
Via Videoconference
May 5, 2023

President Hartman called the meeting to order at 9:00 a.m. central and determined a quorum.

Board Members Present via Videoconference: Amy Hartman, Jill Viedt, Nicole Bowen, Lynne Hagen, Kristi Jacobsma, Tiffany Kashas, Donald McCoy, Kelsey Smith

Board Members Absent: Kara Graveman

Others Present via Videoconference: Jennifer Stalley, Executive Secretary; Kaitlynn Kelly, administrative staff; Court Roper, Board Legal Counsel, Department of Social Services; Shale Kramme, Assistant Attorney General; Tracy Mercer, Department of Social Services.

Motion to approve the proposed agenda by Smith. Seconded by Jacobsma. **Motion carried.**

Hartman asked for comments from the public. There were no comments offered.

Motion to approve the meeting minutes of January 27, 2023, with a noted spelling correction by Jacobsma. Seconded by Hagen. **Motion carried.**

Motion to accept the March 31, 2023 financial report as presented by Kashas. Seconded by Bowen. **Motion carried.**

Motion to go into executive session for consideration of contested cases and contractual matters at 9:08 am by Jacobsma. Seconded by Smith. **Motion carried.**

Hartman declared the Board executive session at 9:58 a.m.

Hartman noted the time and place for the hearing in the matter of Complaints 2022-08, 2022-09, and 2022-11. The cases were consolidated for purposes of the hearing. Kianah Bay did not attend the hearing.

Motion to go into executive session for consideration of contested cases and contractual matters at 10:22 a.m. by Jacobsma. Seconded by Kashas. **Motion carried.**

Hartman declared the Board out of executive session at 10:41 a.m.

Motion to renew a contract with Albertson Consulting for database services in an amount of up to \$15,500 by Jacobsma. Seconded by McCoy. **Motion carried.**

Motion to renew a contract with Midwest Solutions for executive services with an increase of 7% by Smith. Seconded by Jacobsma. **Motion carried.**

Motion to move Complaint 2022-01 to hearing by Jacobsma. Seconded by Bowen. **Motion carried.**

Motion to find that Kianah Bay (Complaints 2022-08, 2022-09, and 2022-11) failed to respond to the Board regarding a complaint involving an underlying matter alleging a breach of ethics in violation of SDCL 36-1C therefore Ms. Bay is ineligible for trainee status, certification or licensure by the Board by Vied. Seconded by Kashas. **Motion carried.**

Motion to authorize legal counsel to offer a settlement agreement and execute a final order in Complaint 2022-10 or proceed to a hearing by McCoy. Seconded by Jacobsma. **Motion carried.**

Motion to open complaint regarding a National Practitioner Data Bank report received by the Board by Kashas. Seconded by Bowen. **Motion carried.**

Motion to accept National Certification Commission for Alcohol Professionals' examinations at the corresponding levels for certification or licensure by McCoy. Seconded by Jacobsma. **Motion carried.**

Stalley provided an update on Senate Bill 8 and the implementation plan for transitioning licensees to a biennial renewal. All CAC, LAC and CPS renewal dates will be reset to November 30, 2023, and all retired status licensees will be contacted about their options to move to an active or inactive status. ACT renewal dates will remain for current ACTs and move to an annual renewal from the date of issues moving forward.

The Board reviewed the proposed administrative rule changes as presented.

Motion to move the proposed rule changes to the administrative rule chapter 20:80:01, 20:80:02, 20:80:03, 20:80:04, 20:80:07, 20:80:08, 20:80:09 and 20:80:10 into the formal rulemaking process after review and formatting changes by Kashas. Seconded by Viedt. **Motion carried.**

Stalley provided an office update.

Tracy Mercer noted no additional updates from the Department of Social Services.

The Board set the Public Rules Hearing for the administrative rule proposal for June 27, 2023, at 9:00 am (central) via zoom.

The Board's next regular meeting is scheduled for September 15, 2023, at 10:00 am (central) in Pierre.

Motion to adjourn by Viedt. Seconded by Smith. **Motion carried.**

The Board adjourned at 12:06 p.m.

Respectfully Submitted,

Nicole Bowen, Secretary