

The Board has approved these minutes on 7.9.2020.

MINUTES OF THE CONFERENCE CALL MEETING

Board of Alcohol and Drug Counseling
May 28, 2020

1. ROLL CALL

The meeting of the Board of Alcohol and Drug Counseling was called to order by Lori Cleveland, Chair, at 9:05 a.m., in the Lower Level Room B, Nebraska State Office Building, 301 Centennial Mall South, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Open Meetings Law.

The following members answered roll call:

Members Present In-Person (3):

Lori Cleveland, Chair
Victor Gehrig, Member
Mary Sneckenberg, Member

Members Present via Conference Call (4):

Jill Colegrove, Member
Amy Eigenberg, Vice Chair
Ian Lemmer, Secretary
Natasha Robinson, Member

Member Absent (1):

Christine Chasek, Member

Staff Present (5):

Kris Chiles, Program Manager, Licensure Unit
Heidi Weiland, Health Licensing Coordinator, Licensure Unit
Mindy Lester, Assistant Attorney General
Teresa Hampton, DHHS Attorney
Anna Harrison, Compliance Monitor, Licensure Unit

2. ADOPTION OF AGENDA

MOTION: Gehrig moved, seconded by Sneckenberg, to approve the agenda. A voice vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Lemmer, Robinson, Sneckenberg (7). Voting nay: None (0). Absent: Chasek (1). Motion carried.

3. Reinstatement Appeal Hearing – Linda Dowden

The request for hearing was withdrawn.

4. APPROVAL OF MINUTES (1.9.2020)

MOTION: Sneckenberg moved, seconded by Robinson, to approve the minutes of 1.9.2020. A voice vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Lemmer, Robinson (6). Voting nay: None (0). Absent: Chasek (1) Abstain: (0). Motion carried.

5. INVESTIGATIVE REPORTS & OTHER CONFIDENTIAL INFORMATION
CLOSED SESSION

MOTION: Gehrig moved, seconded by Robinson, to enter into closed session at 9:10 a.m. to hear discussions of investigative/confidential nature, and for the prevention of needless injury to the reputations of the individuals. Cleveland repeated the motion purpose. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Lemmer, Robinson, Sneckenberg (7). Voting nay: None (0). Absent: Chasek (1). Motion carried.

9:10 a.m. Lester departed meeting
9:47 a.m. Hampton departed meeting, Lester entered the meeting
9:58 a.m. Lemmer exited the call, conflict of interest
10:30 a.m. Klaassen entered the call
10:40 a.m. Cue entered the call
11:04 a.m. Klaassen and Cue departed the call
11:05 a.m. Break
11:17 a.m. Return to closed session
11:55 a.m. Cleveland exited the meeting, conflict of interest
11:58 a.m. Cleveland entered the meeting, Lemmer departed the call
12:01 a.m. Harrison departed the call

MOTION: Gehrig moved, seconded by Sneckenberg, to return to open session at 12:01 p.m. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Motion carried.

6. REVIEW, RECOMMENDATIONS AND REPORT OUT

OPEN SESSION: Applications, Summary of Mail Ballot Votes and Reinstatements

Conviction Reviews

Trevor Stryker: PLADC Applicant

MOTION: Robinson moved, seconded by Gehrig, to recommend to issue the license with no terms and conditions. A roll call vote was taken. Voting aye: Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (5). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: Cleveland (1). Motion carried.

Randy Salisbury: PLADC Applicant

MOTION: Gehrig moved, seconded by Robinson, to recommend denial of the application for license. The basis for the denial is conviction history, lifetime on the Sex Offender Registry, moral and dishonorable conduct and lack of good character. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: (0). Motion carried.

Dawn Cornelius: PLADC Applicant

MOTION: Gehrig moved, seconded by Colegrove, to recommend to issue the license with no terms and conditions. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberger, Gehrig, Robinson, Sneckenberg (6). Voting Nay: None (0). Absent: Chasek, Lemmer (2). Abstain: None (0). Motion carried.

Brenda Finnegan: PLADC Applicant

MOTION: Gehrig moved, seconded by Sneckenberg, to recommend a 1-year probation, abstain from alcohol alcohol and controlled substances, random body fluid screens, comply with all treatment recommendations now and future, employer quarterly reporting, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting Nay: None (0). Absent: Chasek, Lemmer (2). Abstain: None (0). Motion carried.

Greta Johnson: PLADC Applicant

MOTION: Robinson moved, seconded by Colegrove, to recommend deferral for additional information. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: (0). Motion carried.

Jessica Duda: (Mail Ballot) PLADC Applicant

MOTION: Colegrove moved, seconded by Gehrig, to recommend a 3 year probation, abstain from alcohol and controlled substances, random body fluid screens, comply with all treatment recommendations now and future, employer quarterly reporting, and standard probationary terms and conditions. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting Nay: None (0). Absent: Chasek, Lemmer (2). Abstain: None (0). Motion carried.

Kimberly Hupp – PLADC Applicant

MOTION: Colegrove moved, seconded by Robinson, to recommend denial of the application for a license. The basis for the denial was conviction history, diagnosis, active addiction, and substance abuse history. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: (0). Motion carried.

Reinstatement Reviews:

Mark Porter – LADC Applicant

MOTION: Gehrig moved, seconded by Colgrove, to recommend deferral for additional information. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: (0). Motion carried.

Lauren Smith – PLADC Applicant

MOTION: Colegrove moved, seconded by Gehrig, to recommend denial of the application for reinstatement. The basis for the denial is that the applicant has not had sufficient time completed on probation. A roll call vote was taken. Voting aye: Cleveland, Colegrove, Eigenberg, Gehrig, Robinson, Sneckenberg (6). Voting nay: None (0). Absent: Chasek, Lemmer (2). Abstain: (0). Motion carried.

7. UPDATES REPORTS

a. 2020 Legislation: No updates, session recessed due to COVID-19

b. 172 NAC 15 and 16 Public Hearing on 10.16.19 - approval of the Public Hearing Comments
https://www.nebraska.gov/nesos/rules-and-regs/regtrack/details.cgi?proposal_id=2078

Chiles advised the revised regulations have been reviewed by the DHHS legal department. The next steps for review: the Board of Health, Director of Public Health, Attorney General, and the Governor. If the Governor approves, the regulations will be filed with the Secretary of State and effective 5 days following.

c. Justice Behavioral Health Committee Report:

Robinson reported she didn't respond to attend the meeting on June 10th. She is unsure if it is still taking place. Robinson will follow after the June 10th meeting.

d. International Certification & Reciprocity Consortium (IC&RC)
<https://internationalcredentialing.org>:

Robinson reported upcoming online meeting in June. Another online meeting is scheduled for October or November.

e. Reports: Disciplinary and Non-Disciplinary Actions, License Statistics, Examination Statistics, and Administrative Fees:

Report dates beginning January 1, 2020 to May 28, 2020:

Disciplinary and Non-Disciplinary Action Report: 3 licensees currently on probation.

Examination Results: 13 pass, 3 fail

Statistics: (number of individuals holding a current license)

LADC 763
PLADC 425

Chiles advised the July meeting could possibly be another conference call. Potential agenda item: creating a jurisprudence examination for the alcohol and drug profession.

9. ADJOURNMENT

There being no further business, Cleveland declared the meeting adjourned at 12:22 p.m.

Submitted by:

Lori Cleveland, Chairperson
Board of Alcohol and Drug Counseling

Summarized by:
Heidi Weiland, Health Licensing Coordinator, Licensure Unit