

These minutes have been approved by the Board 5.3.2024

MINUTES OF THE MEETING
Board of Mental Health Practice
March 1, 2024

1. ROLL CALL

The meeting of the Board of Mental Health Practice was called to order by the Chair, L. Janeen Gill, at 9:00 am. at the Nebraska State Office Building, 301 Centennial Mall South, Lower Level, Goldenrod Room, Lincoln, Nebraska. In accordance with Neb. Rev. Stat. § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were e-mailed to the Board members and other interested parties, posted on the DHHS web site at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx>, and posted in the Licensure Unit on 2.14.2024 and revisions 2.15.24, 2.27.24 and 2.29.24

Gill stated that there is a current copy of the Open Meetings Act posted on the door to the meeting room and available at the link listed below on the agenda.

The following members answered roll call:

Members Present, (9)

Dale Battleson, Member
Paul Davies, Member
Sara Batter, Member, Secretary
L Janeen Gill, Member, Chair
Rebecca Czaja-Stevens, Member, Vice-Chair
Scott Stocking, Member
Amanda Milander-Mace, Member
Renea Gernant, Member
Adrian Martin, Member

Members Absent (1):

Susan Meyerle, Member

Others Present:

Carrie Oldehoeft, Health Licensing Coordinator, Licensure Unit
Sean Loving, Program Manager, Licensure unit
Lindsay Braddock, Unit Administrator, Licensure Unit
Mindy Lester, Assistant Attorney General
Abby Nissen, Assistant Attorney General
CJ Roberts, DHHS Attorney
Larry Wiehn-Investigations
Carla Cue-Investigations

A quorum was present, and the meeting convened.

9:04 am Meyerson-Investigations entered room

2. Introduction of New Program Manager-Sean Loving

3. ADOPTION OF AGENDA

MOTION: Batter moved, seconded by Battleson, to adopt the agenda. A voice vote was taken. Voting aye: Batter, Battleson, Gill, Gernant, Martin, Czaja-Stevens, Davies, Milander-Mace, Stocking (9). Voting nay: None (0). Absent: Meyerle (1). Abstain: None (0). Motion carried

4. ADOPTION OF MINUTES (1.5.2024)

MOTION: Battleson moved, seconded by Czaja-Stevens, to adopt the minutes. A voice vote was taken. Voting aye: Batter, Battleson, Gill, Gernant, Czaja-Stevens, Davies, Milander-Mace, Stocking (8). Voting nay: None (0). Absent: Meyerle (1). Abstain: Martin (1). Motion carried

4. ADOPTION OF MINUTES (1.19.2024)

MOTION: Battleson moved, seconded by Gernant, to adopt the minutes. A voice vote was taken. Voting aye: Batter, Battleson, Gill, Gernant, Czaja-Stevens, Davies, Milander-Mace, Stocking (8). Voting nay: None (0). Absent: Meyerle (1). Abstain: Martin (1). Motion carried

5. CLOSED SESSION - CONFIDENTIAL INFORMATION

MOTION: Stocking moved, seconded by Battleson, to enter into closed session at 9:10 a.m. to hear discussions of a confidential nature, and for the prevention of needless injury to the reputation of the individuals. A voice vote was taken. Voting aye: Batter, Battleson, Gill, Gernant, Martin, Czaja-Stevens, Davies, Milander-Mace, Stocking (9). Voting nay: None (0). Absent: Meyerle (1). Abstain: None (0). Motion carried

9:23 am Board break

10:33 am Board returned to closed session

10:36 am Batter exited room

10:41 am Batter entered room

10:44 am Braddock entered room

10:49 Cue exited room

10:55 am Batter exited room

10:57 am Batter entered room

10:59 am Wiehn exited room

11:02 am Wiehn entered room

11:10 am Roberts exited room

11:12 am Roberts entered room

11:12 am Meyerson exited room

11:27 am Battleson exited room

11:29 am Wiehn exited room

11:46 am Stocking exited room

11:48 am Battleson entered room

11:49 am Stocking entered room

11:53 am Verbal agreement from all board members to enter open session.

6. OPEN SESSION

Application Reviews, Recommendations, and Report Out

11:53 am Board break

12:00 pm Board returned to open session

12:13 am Public joined Webex and entered room

New Member mentor:

Battleson will mentor Martin

Rachel McAlpin- Reinstatement Mental Health Practitioner and Certified Professional Counselor

MOTION: Czaja-Stevens moved, seconded by Batter, to recommend issuance of the license with a 3-year probation, no solo practice, Practice monitor, employer quarterly reports, comply with recommendations of current and future treatment recommendations as listed in the Fitness for Practice evaluation and the Standard Terms and Conditions of probation. Basis: Prior Discipline and Conviction History. A voice vote was taken. Voting aye: Batter, Gill, Gernant, Martin, Czaja-Stevens, Davies, Milander-Mace, Stocking (8). Voting nay: None (0). Absent: Meyerle (1). Abstain: Battleson (1). Motion carried

Rachel McAlpin- Reinstatement Independent Mental Health Practitioner

MOTION: Czaja-Stevens moved, seconded by Batter, to recommend denial of the reinstatement

application Basis: Prior Discipline and Conviction History. A voice vote was taken. A voice vote was taken. Voting aye: Batter, Gill, Gernant, Martin, Czaja-Stevens, Davies, Milander-Mace, Stocking (8). Voting nay: None (0). Absent: Meyerle (1). Abstain: Battleson (1). Motion carried

Cody Madrigal:

MOTION: Battleson moved, seconded by Czaja-Stevens, to recommend denial of application. Based on failure to meet qualification for licensure. A voice vote was taken. Voting aye: Batter, Battleson, Gill, Gernant, Martin, Czaja-Stevens, Davies, Milander-Mace, Stocking (9). Voting nay: None (0). Absent: Meyerle (1). Abstain: None (0). Motion carried

Oldehoeft reported out that Practice Monitors for Rebecca Vidlak and Jennifer Sharp have been approved by the board.

7. UPDATES AND REPORTS:

a. Legislation:

Braddock updated the board on the following legislation:

LB896, LB 932, LB1130 and LB822 hearings had been held and no additional information at this time

Braddock and Oldehoeft updated the board on LB605 and LB1417

Braddock reported if LB605 passes regulations will be present in May with a special meeting in June.

b. Jacob Stotler present information and need for Mental Health board commitment and need for training for partitions on process.

c. Association and Committee Updates:

- AASCB <http://www.aascb.org>

Meyerle updated via public attended meeting in January along with the Compact meeting. Heavy discussion on technology issues. 2024 Regulatory Summit meeting, the department will review and select who will be attending.

- Counseling Compact <https://counselingcompact.org/>

Meyerle updated that compact is working with companies regarding technology on the software system they will be using. Discussion on home state documentation. Discussion on fees for compact licensure and who will collect.

- AMFTRB <http://www.amftrb.org>

Battleson reported going to an item writing conference for exam's

- ASWB <http://www.aswb.org>

Batter updated the board that a testing will fall under PSI in 2024 and should have more information after the annual meeting. March is Social Worker month.

- Justice Behavioral Health Committee

Gill reports no updates or scheduled meetings currently.

d. Reports: Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report (see agenda for reports)

ADJOURN

Gill declared the meeting adjourned at 1:05 pm; the next meeting is scheduled for May 3, 2024 in person.

Summarized by: Licensure Unit