

These minutes have not been approved by the Board

MINUTES OF THE MEETING
Board of Alcohol and Drug Counseling
January 23, 2025

1. ROLL CALL

The meeting of the Board of Alcohol and Drug Counseling was called to order by Tom Maxson, Vicechair, at 9:17 a.m., in the Lower Level Morrill Room, Nebraska State Office Building, 301 Centennial Mall South, Lincoln, Nebraska. In accordance with § 84-1411 of the Nebraska Open Meetings Act, copies of the agenda were 1) mailed to the Board members and other interested parties, and 2) posted on the DHHS web site at <https://dhhs.ne.gov/licensure/Pages/Agendas-and-Minutes.aspx> and on the bulletin board in the State Office Building Lobby on 1.14.2025.

The following members answered roll call:

Members Present (7):

Lori Cleveland, Member
Terry Duffy, Member, Secretary
Amy Eigenberg, Member
Jill Colegrove, Member
Tom Maxson, Vice-Chair
Brian Bierschenk, Member
Anthony Veronee, Member

Members Absent (1):

Victor Gehrig, Chair

Staff and Others Present (8):

Sean Loving, DHHS Program Manager, Licensure Unit
Anna Harrison, DHHS Compliance Monitor
Katherine Amyot, DHHS Dept Legal
Mindy Lester, Assistant Attorney General
Mark Meyerson, Trevor Klassen, Brittany Bingham-investigations
Public present

A quorum was present and the meeting convened.

2. ADOPTION OF AGENDA

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

3. APPROVAL OF MINUTES

MOTION: Colegrove moved, seconded by Eigenberg, to approve the minutes. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

4. INVESTIGATIVE REPORTS & OTHER CONFIDENTIAL INFORMATION

CLOSED SESSION

MOTION: Colegrove moved, seconded by Cleveland, to enter into closed session at 9:24 a.m. to hear discussions of investigative/confidential nature, and for the prevention of needless injury to the reputations of the individuals. Gehrig repeated the motion purpose. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

10:24 am After Board Member agreement, Maxson stated the meeting is now in open session

5. REVIEW, RECOMMENDATIONS AND REPORT OUT

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

Jason Dotzler- PLADC

MOTION: Colegrove moved, seconded by Cleveland, to deny for prior substance abuse history and conviction history. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

Corey Earlywine- LADC

MOTION: Eigenberg moved, seconded by Cleveland, to deny for substance use history, conviction history and insufficient period of sobriety. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

Freddy Toledo Francisquez- LADC

MOTION: Eigenberg moved, seconded by Colegrove, to issue with 1 year probation with standard conditions and random body fluid screenings. A voice vote was taken. Voting aye: Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Abstain: Cleveland. Motion carried.

Nicholas Rhamy- PLADC

MOTION: Colegrove moved, seconded by Eigenberg, to move for more information. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

Bryan Viator- PLADC

MOTION: Duffy moved, seconded by Cleveland, to issue without limitations. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

6. Updates, New Business, and Reports

1. Updates, New Business, and Reports
 - a) Legislation 2025
 - a. LB29 was discussed as well as LB346.
 - b) International Certification & Reciprocity Consortium (IC&RC)
 - a. No updates.
 - c) Reports: Disciplinary/Non-Disciplinary Actions, License Statistics, Examination Statistics, and Administrative Fees (attached with agenda)

7. Annual Business

a) Elections and Appointments

Duffy moved, seconded by Bierschenk, to keep the same officers, Chair-Victor Gehrig, Vice-Chair-Tom Maxson and Secretary-Terry Duffy. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried. Eigenberg remains educational consultant. Investigative consultants are Eigenberg and Colegrove.

b) Approval of Method of Noticing Meeting Agendas

Duffy moved, seconded by Eigenberg, to keep the same approval of method of noticing meeting agendas. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

c) Per Diem Payments

Bierschenk moved, seconded by Duffy, to keep the same per diem payments. A voice vote was taken. Voting aye: Cleveland, Duffy, Eigenberg, Colegrove, Maxson, Bierschenk, Veronee (7). Voting nay: None (0). Absent: Gehrig (1). Motion carried.

d) Board Goals for 2025

Review questions to create a jurisprudence exam. This will be on the agenda for April.

8. PUBLIC COMMENTS

No public comments.

9. ADJOURNMENT

Loving announced the next meeting is scheduled for April 24, 2025, and declared the meeting adjourned at 12:07 pm.

Summarized by:
Sean Loving, Program Manager