



NOTICE OF MEETING and AGENDA Board of Mental Health Practice

This meeting will be held in-person. The public is welcome to attend any Open Session discussion in the Lower Level, Goldenrod Room. This meeting will also be available to the public to participate by WEBEX using this link:

<https://sonvideo.webex.com/sonvideo/j.php?MTID=mf1532e82b7f9916390a2d4aeff5ec47a>

or call in information is 1-408-418-9388 using meeting number of 2498 635 6229

REVISED AGENDA	Revised (item 4a)	Posted: 06.23.2023, 6.28.2023
<p>Date: Friday July 7, 2023 9:00 am</p> <p>Location: State Office Building 301 Centennial Mall South (14th and M Street) Lower Level Goldenrod Room Lincoln, Nebraska</p> <p>For Information Contact: Carrie Oldehoft 402-471-4918 or dhhs.licensure2117@nebraska.gov</p>	<ol style="list-style-type: none"> 1. ROLL CALL AND CALL MEETING TO ORDER <u>Announcement:</u> 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. 2. ADOPTION OF AGENDA 3. APPROVAL OF MINUTES (5.5.2023) 4. UPDATES AND REPORTS: <ol style="list-style-type: none"> a. Executive Order 22-05 expires 12.31.2022 and 22-08 will expire on June 30, 2023 https://dhhs.ne.gov/Documents/ExecutiveOrdersExpiringGuidance.pdf b. 2023 Legislation <ul style="list-style-type: none"> • LB 16 Occupational Reform and Preliminary Conviction Review https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49705 • LB 123 Adopt the Behavioral Analyst Practice Act https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49987 • LB 179 Prohibit Conversion Therapy https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49819 • LB 337 Confidentiality https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49732 • LB 605 Certified Art Therapists https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49777 • LB 668 Emergency Custody https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50158 c. Association and Committee Updates: <ul style="list-style-type: none"> • AASCB http://www.aascb.org • Counseling Compact https://counselingcompact.org/ • AMFTRB http://www.amftrb.org • ASWB http://www.aswb.org • Justice Behavioral Health Committee d. 2023 Counseling Regulatory Boards Summit e. Reports: Disciplinary and Non-Disciplinary Actions, Licensure Statistics, Examination Pass/Fail Report (see agenda for reports) 5. CLOSED SESSION (approx. 10:00 am) Confidential Information Purpose: To hear discussions of confidential nature, and for the prevention of needless injury to the reputation of the individuals 6. OPEN SESSION (approx. 12:00 pm) Application Reviews, Recommendations, and Report Out (mail ballots) 7. ADJOURN (Approx. 12:30 noon) 	

Nebraska Open Meetings Act: 84-1407 through 84-1414 <https://ago.nebraska.gov/open-meetings>

<p>All items known at the time of distribution of this agenda are listed. A current agenda is available at the Department of Health and Human Services, Division of Public Health, Licensure Unit and https://dhhs.ne.gov/Licensure/Pages/Agendas-and-Minutes.aspx</p> <p>If auxiliary aids or reasonable accommodations are needed for attendance at a meeting, please call (402) 471-2117 (voice), or for persons with hearing impairments, please call the Nebraska Relay System, 711 TDD, prior to the meeting date. Advance notice of seven days is needed when requesting an interpreter.</p>	2023 Meeting Dates: Meetings start at 9:00 am	
	01.06.23	07.07.23
	03.03.23	09.08.23
	03.20.23	11.03.23
	05.05.23	

Agenda Item 3

These minutes have not been approved by the Board

MINUTES OF THE MEETING
Board of Mental Health Practice
May 5, 2023

1. **ROLL CALL AND CALL MEETING TO ORDER**

The Meeting of the Board of Mental Health Practice was called to order by the Chair, Susan Meyerle, at 9:01 a.m. at the 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 4.25.2023, and revised 4.27.2023.

Meyerle 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 (7):

Susan Meyerle, Chair
Dale Battleson, Secretary
Rebecca Czaja-Stevens, Member
Janeen Gill, Vice-Chair
David Hof, Member
Cassandra Dittmer, Member
Renea Gernant, Member

Members Absent (3):

Sara Batter, Member
Mychelle Martinez, Member
Paul Davies, Member

Others Present:

Carrie Oldehoeft, Health Licensing Coordinator, Licensure Unit
Teresa Hampton, DHHS Attorney (via WebEx)
Shanerika Fleming, DHHS Attorney (via WebEx)
Emily Ysias, DHHS Attorney (via WebEx)
Mindy Lester, Assistant Attorney General
Juliann Lanphier-Willson, DHHS Attorney (in room)
Public (on phone)

A quorum was present, and the meeting convened.

2. **ADOPTION OF AGENDA**

MOTION: Gill moved, seconded by Batter, to adopt the agenda. A voice vote was taken. Voting aye: Battleson, Batter, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (7). Voting nay: None (0). Absent: Davies, Martinez, Hof (3). Abstain: None (0). Motion carried.

9:03 am Davies entered room

3. APPROVAL OF MINUTES (3.3.2023 with corrections)

MOTION: Davies, moved, seconded by Battleson, to adopt the minutes of 3.3.2023 with correction. A voice vote was taken. Voting aye: Battleson, Batter, Davies, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (8). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: None (0). Motion carried.

APPROVAL OF MINUTES (3.20.2023 with corrections)

MOTION: Dittmer, moved, seconded by Battleson, to adopt the minutes of 3.20.2023 with correction. A voice vote was taken. Voting aye: Battleson, Batter, Davies, Meyerle, Dittmer (5). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: Gernant, Czaja-Stevens, Gill (3). Motion carried.

4. New Member Training Manual

Board discussion regarding what to include in the manual, rough draft (see attached) was reviewed.

5. UPDATES AND REPORTS:

a. 2023 Legislation

- LB 16 Occupational Reform and Preliminary Conviction Review
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49705

Amendments introduced by Senator Briese to strike section 1, no other updates.

- LB 123 Adopt the Behavioral Analyst Practice Act
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49987

Amendments introduced by Senator Fredrickson, no other updates.

- LB 179 Prohibit Conversion Therapy
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49819

Amendments introduced by Senator Fredrickson, no other updates.

- LB 337 Confidentiality
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49732

LB 337 has been placed on General file, no other updates.

- LB 605 Certified Art Therapists
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=49777

LB 605 has been placed on General file, no other updates.

- LB 668 Emergency Custody
https://nebraskalegislature.gov/bills/view_bill.php?DocumentID=50158

This was introduced by Senator Agula, hearing will be 3.9.2023; no other updates.

b. Association and Committee Updates:

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

Hof not present for an update.

Meyerle updated board on Compac.

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

Meyerle updated there are currently 20 states involved. Other states have legislation pending.

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

Battleson will be attending the conference in September and requested funding from the board to attend as a delegate.

MOTION: Gill, moved, seconded by Czaja-Stevens, to approved funding for Battleson to attend the Annual meeting. A voice vote was taken. Voting aye: Batter, Davies, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (7). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: Battleson (1). Motion carried.

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

Batter reports will attend the May 31, 2023, virtual board exchange meeting, Annual conference will be in November. No additional information to report

- Justice Behavioral Health Committee

Gill reports no updates or scheduled meetings currently.

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

9:24 am Public exited phone call

6. CLOSED SESSION - CONFIDENTIAL INFORMATION

MOTION: Gill moved, seconded by Battleson, to enter into closed session at 9:26 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: Battleson, Batter, Davies, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (8). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: None (0). Motion carried.

9:33 am Cue-investigations entered room
9:38 am Klaassen- investigations entered room
10:15 am Cue exited room
10:15 am Meyerle exited room
10:21 am Meyerle entered room
10:26 am Battleson exited room
10:46 am Battleson entered room
10:47 am Harrison exited room
10:49 am Harrison entered room

11:44 am Board Break
11:44 am Harrison exited room
11:44 am Lester exited room
11:50 am Meeting resumed closed session

11:55 am Verbal agreement from all board members to enter into open session.

7. OPEN SESSION

Application Reviews, Recommendations, and Report Out

Heather Obara - Provisional Mental Health Practitioner:

MOTION: Davies moved, seconded by Czaja-Stevens, to issue the license subject to a censure and a requirement for 6 hours of in person ethics and professional boundaries coursework, approved by the board. Based on statues 38-178(15) and 38-179(9). A voice vote was taken. Voting aye: Batter, Czaja-Stevens, Davies, Dittmer, Gill, Hof, Meyerle (7). Voting nay: Battleson (1). Absent: Gernant, Martinez (2). Abstain: None (0). Motion carried.

Vincent Mahon- Licensed Independent Mental Health Practitioner:

MOTION: Czaja-Stevens moved, seconded by Dittmer, to recommend denial of application. Based on failure to meet qualification for licensure. A voice vote was taken. Voting aye: Battleson, Batter, Davies, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (8). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: None (0). Motion carried.

Rachel Ritton- Licensed Independent Mental Health Practitioner and Certification as a Master Social Worker:

MOTION: Dittmer moved, seconded by Batter, to defer for more information. A voice vote was taken. Voting aye: Battleson, Batter, Davies, Gernant, Gill, Meyerle, Czaja-Stevens, Dittmer (8). Voting nay: None (0). Absent: Martinez, Hof (2). Abstain: None (0). Motion carried.

8. ADJOURN

Meyerle declared the meeting adjourned at 11:55 am; the next meeting is scheduled for Jul 7, 2023.

Dale Battleson, Secretary
Board of Mental Health Practice
Summarized by: Licensure Unit

Agenda Item 4d

Active Licenses:

		SUMMARY COUNT OF LICENSES	
Profession	License Statuses: License Types	Active	Active-Military
Mental Health Pract	EO 20-27 Prov Independent MHP License		
	EO 20-27 Prov Mental Health Practitioner		
	Independent Mental Health Practitioner	2,866	2
	Marriage & Family Therapist	127	
	Master Social Worker	1,209	2
	Master Social Worker (CMSW)	55	
	Mental Health Practitioner	2,261	5
	Non-License (Exam applicant only)	14	
	Professional Counselor	1,052	1
	Provisional Master Social Worker	418	
	Provisional Mental Health Practitioner	1,328	
	Social Worker	598	
	Supervised Marriage & Family Therapist		
	Temporary Cert Marriage Family Therapis		
	Temporary Mental Health Practitioner		
	Grand Total	9,928	10

Examinations:

EXAMINATION STATISTICS SUMMARY REPORT			
Profession: Mental Health Practice		Run Date: 06/23/2023	
Date Range: 01/01/2023 to 6/23/2023		Page No: Page 1 of 2	
Exam Battery	Exam Name	Result Status	Number of Candidates per Result Status
AMFTRB	AMFTRB	Pass	2
NBCC-NCMHCE	NBCC-NCMHCE	Pass	8
	NBCC-NCMHCE	Fail	11
NBCC-NCE	NCE (NBCC)	Pass	35
	NCE (NBCC)	Fail	12
ASWB-Clinical	ASWB-Clinical (formerly AASSWB)	Pass	46
	ASWB-Clinical (formerly AASSWB)	Fail	33
	ASWB-Clinical (formerly AASSWB)	Fail	33
ASWB-Masters Exam	ASWB Master's Exam	Pass	1
Jurisprudence Exam	Jurisprudence	Pass	7

Disciplinary and Non-Disciplinary Actions:

COMPLIANCE LISTING REPORT						
Profession: Mental Health Practice				Run Date: 06/23/2023		
Action Start Date Range: 01/01/2023 to 06/23/2023				Page No: Page 1 of 2		
Licensee Name	License No	License Type	License Status	Disciplinary Action	Action Start	Action End
Batten, Amy K	3981	Mental Health Practitic	Active	Probation	03/16/2023	03/16/2026
Berry, Cora Simmerman	284	Professional Counselo	Revocation	Temporary Suspension	04/07/2023	05/17/2023
Berry, Cora Simmerman	393	Mental Health Practitic	Revocation	Petition for Disp Action & Temp Susp	03/31/2023	05/17/2023
Berry, Cora Simmerman	393	Mental Health Practitic	Revocation	Temporary Suspension	04/07/2023	05/17/2023
Berry, Cora Simmerman	284	Professional Counselo	Revocation	Petition for Disp Action & Temp Susp	03/31/2023	05/17/2023
Leach, Michael Lee	1224	Professional Counselo	Inactive	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Leach, Michael Lee	2172	Mental Health Practitic	Revocation	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Leach, Michael Lee	1224	Professional Counselo	Inactive	Revocation	05/24/2023	
Leach, Michael Lee	737	Independent Mental H	Revocation	Petition for Disciplinary Action Filed	05/17/2023	05/24/2023
Leach, Michael Lee	737	Independent Mental H	Revocation	Revocation	05/24/2023	
Leach, Michael Lee	2172	Mental Health Practitic	Revocation	Revocation	05/24/2023	
Mautz, Lauren Mae	3424	Social Worker	Active	Probation	03/03/2023	03/03/2025
Myers, Tara Lynne	12063	Provisional Mental He	Revocation	Revocation	01/04/2023	
Rodriguez, Andrea Lynn	1913	Professional Counselo	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	3855	Mental Health Practitic	Revocation	Revocation	02/02/2023	
Rodriguez, Andrea Lynn	3855	Mental Health Practitic	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	2997	Independent Mental H	Revocation	Revocation	02/02/2023	
Rodriguez, Andrea Lynn	2997	Independent Mental H	Revocation	Petition for Disciplinary Action Filed	01/31/2023	02/02/2023
Rodriguez, Andrea Lynn	1913	Professional Counselo	Revocation	Revocation	02/02/2023	
Rolland, Michael Aaron	2250	Mental Health Practitic	Inactive	Probation		
White, Sharlett Renee	12084	Provisional Mental He	Active	Probation	04/01/2023	04/01/2026
White, Sharlett Renee	12084	Provisional Mental He	Active	Petition for Disciplinary Action Filed	03/21/2023	03/22/2023