



MEETING MINUTES
FRIDAY, OCTOBER 21, 2022 at 9:00AM

Teleconference

**Nevada Board of Examiners
For Marriage & Family Therapists and Clinical Professional Counselors
7324 W. Cheyenne Avenue, Suite 10
Las Vegas, NV 89129**

Please Note: The Board may (a) address agenda items out of sequence to accommodate persons appearing before the Board or to aid the efficiency or effectiveness of the meeting; (b) combine agenda items for consideration by the public body; and (c) pull or remove items from the agenda at any time. The Board may convene in closed session to consider the character, alleged misconduct, professional competence or physical or mental health of a person. (NRS 241.020, NRS 241.030).

Public comment is welcomed by the Board. Public comment will be limited to three (3) minutes per person and comments based on viewpoint will not be restricted. A public comment time will be available prior to any action items on the agenda and on any matter not specifically included on the agenda prior to adjournment of the meeting. At the discretion of the President, additional public comment may be heard when that item is reached. The President may allow additional time to be given a speaker as time allows and at his/her sole discretion. (NRS 241.020, NRS 241.030) Prior to the commencement and conclusion of a contested case or a quasi-judicial proceeding that may affect the due process rights of an individual, the Board may refuse to consider public comment. (NRS 233B.126)

Action by the Board on any item may be to approve, deny, amend, or table

1. Call to Order, Roll Call, Confirmation of Quorum. Meeting called to order at 9:02 AM.
 - Board members present: John Nixon, Sara Pelton, Marta Wilson, Jenny Stepp, Lauri Perdue, Jennifer Ross, Hal Taylor
 - Board members not present: Steven Nicholas, Sheldon Jacobs
 - Staff present: Joelle McNutt, Stephanie Steinhiser, Senior Deputy Attorney General Henna Rasul
 - Members of the public present: Anthony Lee, Michael Moates, Shannon Iannotti, Megan Tennent
2. Public Comment

No vote may be taken upon a matter raised during a period devoted to public comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

- Anthony Lee: Would like the Board to reconsider what they deem appropriate as an acceptable course for supervisor training.

3. Discussion, recommendation, and possible action regarding review and approval of minutes from the August 19, 2022, meeting (For possible action)
 - John: I would ask for a motion to approve the minutes.
 - Motion to approve minutes from August 19th: 1st Lauri, 2nd Jenny. Hal abstains; Motion approved.
4. Discussion, recommendation, and possible action regarding review and approval of minutes from the September 8, 2022, hearing (For possible action)
 - John: I would ask for a motion to approve the minutes.
 - Motion to approve minutes from September 8th: 1st Sara, 2nd Lauri. Hal abstains; Motion approved.
5. Review/Decision regarding the following licensees who have petitioned the Board to be Primary Supervisors for Marriage and Family Therapist (MFT) and Clinical Professional Counselor (CPC) Interns: (For possible action)

Supervision Applicant	AAMFT Approved Supervisor/Supervisor Candidate or Approved Clinical Supervisor	University transcript showing 45-hour graduate-level supervision course	Mentor Signature of Supervisory Experience
Megan Tennent	Yes	N/A	N/A

- John: She has the proper credentialing so I would ask for a motion to approve.
 - Motion to approve Megan Tennent as a Primary Supervisor: 1st Jennifer, 2nd Jenny; No abstentions; Motion approved unanimously.
6. Board consideration of Consent Decree in the matter of Patricia Kilgore, Case No. NV18MFT014 and Case No. NV19MFT002 (For discussion/possible action)
 - John: Has everyone had a chance to review the document?
 - Jennifer: I'm really concerned at the breadth of concerns laid out in this and I was surprised to see a year of probationary status. When you look at sort of the length of time and the number of alleged infractions, I'm not sure what to make of that.
 - Jenny: I am very uncomfortable with one year of probation.
 - Henna: if you do decide to reject the settlement, you can propose amendments to what you'd like to see, and I could take that back. The licensee would have to then agree to this after the meeting. I can amend consent decree and bring it back to you. If she rejects the amended terms, then we'll just go to hearing.
 - Jenny: I would suggest a longer probation period of two years and some additional supervision.
 - Marta: I did not see that there were fines in addition to attorney's fees and costs.
 - Stephanie: An administrative fine does not go to the Board office; it goes to the General Fund. In terms of the additional supervision, you would need to specify how long you would like for that to be in addition to the extra year of probation.

- Jennifer: So, beyond the concern of the dual relationship, I think that what I'm also seeing is a pattern of an apparent lack of recognition for the accountability to the Board and to the license. There's an alleged pattern of not recognizing what the duties are for accountability and, on a larger scale, that concerns me. So, I would like to see if we're extending a probationary period, I think I would like to see supervision that spans that probationary period. I still have concerns about the larger implications for other clients in the future.
 - Motion to reject the consent decree as written and be amended to include one year probation, which would include monthly supervision by a supervisor approved by the Board and include an administrative fine of \$1,000.00: 1st Hal, 2nd Jennifer; No abstentions; Motion approved unanimously.
7. Review, discussion, and possible action regarding approval of Michael Moates's reciprocity application for CPC licensure (For discussion/possible action) – Joelle McNutt
- Joelle: Mr. Moates applied for CPC licensure via reciprocity and upon review of his application, the licenses he holds from other states do not correspond to our licenses here in Nevada.
 - John: I would like to remind everyone that it is a may issue, not a must issue directive. What we are looking for is a corresponding valid and unrestricted license as a MFT or CPC. In other words, a mental health counseling professional license. Now the laws say license, that would be another key word because a license, certification, and registration are all different things. So we are looking for an unrestricted license that implies for us then the full scope of practice. I see that you've submitted three licenses to us. One, one is from Florida, is that correct?
 - Michael Moates: I hold 20 licenses.
 - John: Using the Florida example, when I look at the Florida licenses, they're actually registrations of referencing other licenses in another state specifically for telehealth.
 - Michael Moates: On the record, I hold 20 clinical licenses in 11 or 12 different states, in the practice of psychology, behavior analysis, chemical addiction counseling, and mental health counseling. In addition to the telehealth licenses I have across various states, Senate Bill 277 was passed in New Hampshire, which extends all of the telehealth licenses that were issued and makes them permanent licenses.
 - John: We do not have a telehealth only license. We only have one license, and it is for the full scope of practice.
 - Jenny: Where is your original CPC license? Unrestricted unencumbered, conventional license, mental health license.
 - Michael Moates: I will look that up.
 - John: What I would recommend is going ahead with the rest of the agenda and then we'll come back to him so that he can look up his documents.
 - Michael Moates: Thank you.
 - John: Mr. Moates, we have finished the remaining agenda items. Are you able to produce your license?
 - Michael Moates: No response.

- Hal: These are difficult cases and I believe we should give the applicant every opportunity to provide the information therefore I would move that we table this.
 - Motion to table the approval of Michael Moates's reciprocity application for CPC licensure pending receipt of valid, corresponding license verified by the Board office no later than the close of business November 1, 2022: 1st Hal, 2nd Lauri; No abstentions; Motion approved unanimously.
8. Review, discussion, and possible action regarding approval of Joseph John Andersen's reciprocity application for MFT licensure (For discussion/possible action) – Joelle McNutt
- John: This agenda item was stricken.
9. Review, discussion, and possible action regarding approval of NVBOE Operating Policies and Procedures Manual (For discussion/possible action) – Joelle McNutt
- Joelle: You will find the Operating Policies and Procedures Manual I have written for the Board in your supporting documents.
 - Motion to approve the NVBOE Operating Policies and Procedures Manual: 1st Sara, 2nd Marta; No abstentions; Motion approved unanimously.
10. Review, discussion, and possible action regarding approval of revisions to the NVBOE Employee Manual (For discussion/possible action) – Joelle McNutt
- Joelle: This manual was approved by the Board in 2020, but since we are no longer participating in the health reimbursement account that was set up and we're now participating in the Public Employees Benefits Program, I wanted the manual to reflect accurate information.
 - Motion to approve revisions to the NVBOE Employee Manual: 1st Jenny, 2nd Sara; No abstentions; Motion approved unanimously.
11. Report from President (Advisement)
- John: No report.
12. Report from Treasurer (Advisement)
- Sara: The monthly Treasurer Report has been updated to be more streamlined.
13. Report from Executive Director (Advisement)
- Joelle: Our regulation changes were approved effective September 28, 2022. We started looking at this in December of last year. Thank you for all of the hard work that the Board has done over the year to have this come to fruition. Our interns and our licensees will really benefit from these changes. So, I just wanted to say thank you and congratulations. I provided the productivity spreadsheet for you so you can see how many licenses we've issued, applications we've received, and how many supervisors we've approved month over month. The audit is underway and ongoing. My ongoing projects include developing a process to transfer hours from another state, revising all the intern forms to reflect the regulation changes and continuing to write manuals including personnel and complaints.
14. Report from Senior Deputy Attorney General Henna Rasul (Advisement)
- Henna: No report.

15. Discussion regarding future agenda items and possible future meeting dates

- Joelle: In years past we have not had meetings in December and a November meeting would be the 18th of November, right before Thanksgiving or December 16th.
- Marta: Further discussion about the Counseling Compact would be good.
- Joelle: There is a meeting next week and I plan to attend. It is my understanding that in order to participate in the Compact, a law would have to be passed so I can look at the Bill Draft requests.

16. Board member comments

- No Board member comments.

17. Public comment

No vote may be taken upon a matter raised during a period devoted to public comment until the matter itself has been specifically included on an agenda as an item upon which action may be taken. (NRS 241.020)

- No public comment.

18. Adjournment

- Meeting adjourned at 10:48 AM.

Meeting agendas are available for download at the Nevada State Board of Marriage Family Therapists & Clinical Professional Counselors website: <http://marriage.nv.gov>. Anyone who needs the agenda or supporting materials for this meeting is invited to call or email Joelle McNutt at (702) 486-7388 or mftbd2@mftbd.nv.gov. The agenda and supporting materials may be provided by email or can be arranged to be picked up in person. This agenda has been sent to all members of the Board and other interested persons who have requested an agenda from the Board. Persons who wish to continue to receive an agenda and notice should make a formal request to Joelle McNutt at mftbd2@mftbd.nv.gov.

We are pleased to make reasonable accommodations for members of the public who are disabled and wish to attend the meeting. If special arrangements for the meeting are necessary, please notify Joelle McNutt at (702) 486-7388 or mftbd2@mftbd.nv.gov no later than 48 hours prior to the meeting. Requests for special arrangements made after this time frame cannot be guaranteed.

THIS MEETING HAS BEEN PROPERLY NOTICED AND POSTED IN THE FOLLOWING PUBLIC LOCATIONS AND WEB SITES:

State of Nevada Administrative Website: <https://notice.nv.gov/>

State of Nevada Board of Examiners for Marriage & Family Therapists and Clinical Professional Counselors: 7324 W. Cheyenne Ave. Suite #10 Las Vegas, Nevada 89129

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