

Texas State Board of Examiners of Marriage and Family Therapists

Board Meeting

Saturday, January 26, 2019, 11 a.m.

Exchange Building, Room N-102

8407 Wall Street, Austin, TX 78754

MINUTES

Board Members Present:

Jennifer Smothermon, Professional Member

Michael Miller, Public Member

Ken Bateman, Professional Member

George Francis, Public Member

Anthony Scoma, Public Member

Richmond Stoglin, Professional Member

Lisa Merchant, Professional Member

Staff Present:

Sarah Faszholz

Georgia Norman

Tim Speer

Jeff Bulloch

Agenda Item 1 was to call the meeting to order at 11:20 am by Ms. Smothermon, chair.

Agenda Item 2 was the approval of the minutes of the October 27, 2018, Board meeting. A motion was made by Chaplain Stoglin to approve the minutes. The motion was seconded and passed.

Agenda Item 3 was the discussion regarding reports from the following board committees:

Ms. Smothermon gave the Ethics Committee report. The panel reviewed 7 cases, of which 3 cases were closed and 4 cases were proposed for disciplinary action. Ms. Faszholz gave the report on complaints closed by the executive director and compliance activities. The committee also discussed proposed amendments to Title 22 of the Texas Administrative Code, Chapter 801, concerning the licensure and regulation of marriage and family therapists, changes to the board's Schedule of Sanctions / Aggravating and Mitigating Factors policy and the board's Complaint Review Team policy. A motion was made by Mr. Francis to approve the report. The motion was seconded and passed.

Mr. Miller gave the Licensing Standards Committee report. The committee reviewed 7 cases, of which 4 cases were approved, 2 cases were denied and 1 case was tabled. The committee also discussed proposed amendments to Title 22 of the Texas Administrative Code, Chapter 801, concerning the licensure and regulation of marriage and family therapists and the petition for the adoption of a rule, concerning 22 TAC Subchapter I Licensing — petition for new §801.205 Emergency Limited Temporary License. A motion was made by Mr. Francis to approve the report. The motion was seconded and passed.

Mr. Francis gave the Professional Development Committee report. The committee discussed the quarterly summary from the Texas State Board of Examiners of Marriage and Family Therapists' Jurisprudence Examination vendor and public comments concerning proposed amendments to Title 22 of the Texas Administrative Code, Chapter 801, concerning the licensure and regulation of marriage and family therapists. A motion was made by Mr. Miller to approve the report. The motion was seconded and passed.

Ms. Smothermon gave the Rules Committee report. The committee discussed public comments concerning proposed amendments to Title 22 of the Texas Administrative Code, Chapter 801, concerning the licensure and regulation of marriage and family therapists, the board's Schedule of Sanctions / Aggravating and Mitigating Factors policy, the board's Complaint Review Team policy and the adoption of a rule, concerning 22 TAC Subchapter I Licensing — petition for new §801.205 Emergency Limited Temporary License. A motion was made by Mr. Francis to approve the report. The motion was seconded and passed.

Agenda Item 4 was the discussion regarding public comments concerning proposed amendments to Title 22 of the Texas Administrative Code, Chapter 801, concerning the licensure and regulation of marriage and family therapists. The proposed amendments and call for public comment were published in the December 14, 2018 edition of the *Texas Register* (43 TexReg 8006). A motion was made by Dr. Merchant to accept as amended. The motion was seconded and passed.

Agenda Item 5 was the discussion regarding changes to the board's Schedule of Sanctions / Aggravating and Mitigating Factors policy. A motion was made by Dr. Merchant to accept as amended. The motion was seconded and passed.

Agenda Item 6 was the discussion regarding the board's Complaint Review Team policy. A motion was made by Chaplain Stoglin to accept. The motion was seconded and passed.

Agenda Item 7 was the discussion on the following agreed orders, default orders, and final orders in enforcement cases:

A motion was made by Mr. Francis to accept the order for 1062-18-0018 JM. The motion was seconded and passed.

A motion was made by Mr. Francis to accept the order for 1062-18-0027 NS. The motion was seconded and passed.

A motion was made by Mr. Francis to accept the order for 1062-17-0043 DA. The motion was seconded and passed.

Agenda Item 8 was the discussion regarding proposal to convene April 2019 board meetings at Tarrant County College Southeast Campus in Arlington, Texas. A motion was made by Mr. Miller to accept. The motion was seconded and passed.

Agenda Item 9 was the report from the Board Chair concerning current challenges and accomplishments; lawsuits; interaction with stakeholders, state officials, and staff; committee appointments and functions; workload of board members; conferences; and general information regarding the routine functioning of the board. Ms. Smothermon gave the report.

Agenda Item 10 was the report from the Interim Executive Director concerning program operations; customer service accomplishments, inquiries, and challenges; current and/or historical licensee statistics; media, legislative, and stakeholder contacts and concerns; workload processing; special projects assigned to interim executive director; and general information regarding the routine functioning of the licensure program. Ms. Faszholz gave the report.

Agenda Item 11 was the Management report from the Professional Licensing and Certification Unit Manager, concerning unit organization and staffing; program costs and revenue; current operational initiatives; customer service accomplishments and challenges; workload processing and statistical information; status of rulemaking within the unit; legislative and media contacts and tracking; and general information regarding routine unit functions. Mr. Speer gave the report.

Agenda Item 12 was the discussion regarding future priorities and activities of the board.

Agenda Item 13 was public comment. Two people addressed the board.

Agenda Item 14 was Executive Session: Consultation with board attorney pursuant to Government Code § 551.071 regarding pending or contemplated litigation and/or settlement offers. There was none.

Agenda Item 15 was the discussion regarding pending or contemplated litigation or settlement offers. There was none.

Agenda Item 16 was adjournment. The meeting adjourned at 4:30 pm.
