

**BEHAVIORAL HEALTH AND HUMAN SERVICES LICENSING BOARD  
MINUTES**

**April 25, 2022**

**I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM**

Mr. Richardson called the meeting to order at 9:00 a.m. in the Professional Licensing Agency Conference Room W064, Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 25-14-1-12(a).

**Board Members Present:**

Kimble Richardson, MS, LMHC, LCSW, LMFT, LCAC, MHC, Board Chair  
Stephan Viehweg, MSW, LCSW  
Andrew Harner, MSW, LCSW, Board Chair, SW Section Chair, Board Designee  
Kelley Gardner, LMFT  
Jacqueline Eitel, RN, Consumer Member  
C. Martin Justice, LMHC  
Dr. Dianna Cooper-Bolinsky, LCAC  
Jon Ferguson, LMFT

**Board Members Not Present:**

Vacant  
Vacant

**State Officials Present:**

Cindy Vaught, Board Director, Professional Licensing Agency  
Dana Brooks, Assistant Board Director, Professional Licensing Agency  
Adam Harvey, Deputy Attorney General, Office of the Attorney General

**II. ADOPTION OF AGENDA**

A motion was made and seconded to adopt the agenda as amended.

Harner/Justice  
Motion carried 8-0-0

**III. APPROVAL OF MINUTES**

There were no minutes for review.

**IV. PERSONAL APPEARANCES**

**A. Probation**

- 1. Amy Holbert, LCACA, License No. 87900030A**  
Cause No. 2021 BHSB 0004

Ms. Holbert appeared as requested to discuss her ongoing probation. She informed the Board that she updated her email address, and that is why she did not receive notice to

appear at the last meeting. She stated that she is currently working at the Hamilton Center and has submitted reports from her supervisor. She stated that her IPRP compliance is ongoing, and she has submitted two reports from her Sponsor. The Board noted that they do not have a current report from her personal therapist. They informed her that the last report received stated that the therapy had ended. The Probationary Order indicates that she must meet with a counselor monthly, and they encouraged her to not end her counseling. The Board inquired if she has been attending self-help meetings. She stated that the IPRP has a meeting application that she can attend, and she is able to provide a printout of the meetings she attends. Ms. Holbert stated that she has remained sober for one year now. Her next appearance is scheduled for July 25, 2022.

**2. David Shields, LCSW, License No. 34003290A**

Cause No. 2016 BHSB 0014

Mr. Shields appeared as requested to discuss his ongoing probation. He stated that he is still employed at Kenosis Counseling but is having trouble finding an LCSW supervisor. He informed the Board that most of the people he reached out to are busy and are unable to supervise him. The Board informed him that he needs to have a supervisor in order to meet his probation requirements. Mr. Shields stated that he is currently in counseling, and that he provided a copy of his evaluation for the Board. The Board noted they did receive an evaluation, but it was not a complete comprehensive evaluation. Mr. Shields stated that his criminal matters is still pending, with an expected trial date in May.

**3. Delilah Spriggs, LSW, License No. 33010032A**

Cause No. 2020 BHSB 0027

Ms. Spriggs appeared as requested to discuss her ongoing probation. She stated that she is currently employed at Parkview under supervision. Her employment currently with connecting individuals to different crisis services. She stated that she understands that the Board requested she complete a new substance abuse evaluation under an individual with clinical credentials, and she is still working to complete a new evaluation. She stated that she is in a grief support group but does not attend consistently. She informed the Board that her individual counseling was completed, and her counselor terminated her from their sessions in November 2021.

**4. David Moore, LCSW, License No. 34007612A**

Cause No. 2016 BHSB 0015

Mr. Moore appeared as requested to discuss his ongoing probation. He stated that he is currently working at Ryan's Place in their Grief Support division where he is supervised by Joanna Woolace, LCSW. He has completed his criminal probation. He informed the Board that he is trying to respect the boundaries his ex-wife has implemented involving seeing her and his children. He said it has been hard balancing things. Mr. Moore attends personal therapy and a men's support group to assist with his balancing struggles. He also exercises with a workout partner and reaches out to family and friends. He stated that he discusses ethical boundaries with his work supervisor. The Board advised that when he requests to withdraw probation, he have his supervisor provide a report with the topics that were discussed.

**B. Renewal**

**1. Meredyth Grenert, LSW, License No. 33008484A**

Ms. Grenert appeared as requested to discuss her yes response to the renewal question “Since you last renewed, and except for minor violations of traffic laws resulting in fines and arrests or convictions that have been expunged by a court, have you been arrested, entered into a diversion agreement, been convicted of, pled guilty to, or pled nolo contendere to any offense, misdemeanor, or felony in any state or U.S. territory?” Ms. Grenert submitted a statement and supporting documents regarding her arrest in April of 2020 for theft. She entered into a pre-trial diversion and informed the Board that she completed all requirements by the courts in December of 2021. She stated that the incident occurred because of stress. She is now seeking other ways to manage stress and is talking to her doctor so she can voice her anxiety and depression better.

**Board Action:** A motion was made and seconded to approve Ms. Grenert’s application for renewal.

Harner/Viehweg  
Motion carried 8-0-0

2. **Joyce Lowry, LMFT, License No. 35000512A**

Ms. Lowry did not appear and will be rescheduled for May 23, 2022.

3. **Brae Salmond, LMHC, License No. 39004091A**

Mr. Salmond appeared as requested as he provided information to the Board that he failed to disclose information on his license renewal. Mr. Salmond stated that he should have responded yes to the question “Since you last renewed, have you been denied staff membership or privileges in any hospital or health care facility or, have staff membership or privileges been revoked, suspended, or subjected to any restriction, probation, or other type of discipline or limitations?” Mr. Salmond provided a statement to the Board indicating that he was terminated from his employment at Inlow Counseling. He informed the Board that it was a private practice, and he was required to share an office. He found the working environment unfavorable and interactions he had between his supervisor felt toxic. He stated that his employer alleged he committed ethical violations like patient abandonment. Mr. Salmond stated that when he left, his clients assumed he was setting up a private practice himself and wanted to remain with him for treatment. Mr. Salmond stated that it was not his intention to mislead the Board, but that he did not think about his termination when he renewed.

**Board Action:** A motion was made and seconded to approve Mr. Salmond’s application for renewal.

Justice/Viehweg  
Motion carried 8-0-0

**C. Reinstatement**

**D. Application**

1. **Jamie Brown (LCACA)**

Ms. Brown did not appear and will be rescheduled for May 23, 2022.

2. **Eric Comiskey (LMHC)**

Mr. Comiskey appeared as requested to provide clarification on his work history. The Board informed Mr. Comiskey that based upon the documents he has provided, it appears that he has been working in the State of Indiana since 2012 without a license. Mr. Comiskey stated that he held a license in Illinois and was informed by his employer that as long as he was license eligible, he was able to work in the state of Indiana. He stated that he thought as long as he held his LPC license in the state of Illinois, that was enough. The Board informed him that is incorrect, if he is working in Indiana, he needs a license to practice. The Board inquired his reason for obtaining an Indiana license now. Mr. Comiskey stated that his place of employment changed work programs and are now requiring him to provide an Indiana license. He stated that he is a 2011 graduate of Argosy University and has continued to obtain continuing education in order to maintain his Illinois license.

**Board Action:** A motion was made and seconded to place Mr. Comiskey's mental health counselor temporary permit on probation with the following terms and conditions:

1. Applicant may not petition the Board to withdraw probation for at least six (6) months from the effective date of the Order.
2. Upon issuance of a full LMHC, Applicant's LMHC shall be governed by the same terms of probation until such probation has been withdrawn pursuant to a hearing under Ind. Code § 25-1-9-16(d).
3. Applicant shall take and submit ten (10) continuing education credits covering the areas of ethics, professional licensing, and regulatory issues.
4. Applicant shall keep the Board informed of the following information and update it as necessary:
  - a. Applicant's current home address, mailing address and residential telephone number;
  - b. Applicant's place of employment, employment telephone number, and name of supervisor; and
  - c. Applicant's occupation title and work schedule, including the number of hours worked per week.
5. Applicant shall not violate any federal or state laws, rules or regulations governing the practice of Licensed Mental Health Counselors or any other statutory provisions which apply to all the health professions.
6. The failure of Applicant to comply with the terms of this Order may subject Applicant to a show cause hearing and the imposition of further sanctions.

Richardson/Cooper-Bolinsky  
Motion carried 8-0-0

3. **Anthony Cooper (LSW)**

Mr. Cooper did not appear and will be rescheduled for May 23, 2022.

4. **Robin Goben (LMFT)**

Ms. Goben appeared as requested to discuss her yes response to the question "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever

been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" In September of 2004 Ms. Goben was arrested for possession of drugs and was dismissed in November of 2004 by the prosecutor. She provided a statement and supporting documents for the Board to review. Ms. Goben is a 2002 graduate of the University of Louisville and is currently licensed in the state of Kentucky. She has received an opportunity to work with a colleague in Indiana that is along the border.

**Board Action:** A motion was made and seconded to approve Ms. Goben's application for marriage and family therapy pending the completion of the jurisprudence examination.

Gardner/Ferguson  
Motion carried 8-0-0

5. **Nathan Hora (LMHC)**

Mr. Hora did not appear and will be rescheduled for May 23, 2022.

6. **Dawn Jezuit (LCACA)**

Ms. Jezuit appeared as requested to discuss her yes response to the question "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Ms. Jezuit submitted a statement and supporting documents for the Board to review. Ms. Jezuit has had several incidents from 2007 to 2015. She informed the Board that her last incident was in 2013 for an OWI and possession of drugs in the state of Illinois. She stated that she completed her counseling and evaluation which was required and has been working on obtaining her Master's degree since that occurrence. Ms. Jezuit is 2020 graduate of Purdue University. The Board noted that her education and practicum meet licensure requirements.

**Board Action:** A motion was made and seconded to approve Ms. Jezuit's application for a clinical addictions counselor associate to take the MAC examination.

Cooper-Bolinsky/Justice  
Motion carried 8-0-0

7. **Kevin Jones (LCSW)**

Mr. Jones appeared as requested to discuss his yes response to the question "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" The Board noted that on his license renewal for the LSW, he did not disclose his background. Mr. Jones provided a statement and supporting

documents for his dismissal from Counseling for Change for the Board to review. He stated that he had been experiencing depressive moments but was trying to push through. He informed the Board that he was trying self-care. Mr. Jones stated that he did not disclose the incident on his renewal as he answered the questions quickly and did not realize the error until later.

**Board Action:** A motion was made and seconded to approve Mr. Jones to approve his application for clinical social work to sit for the ASWB Clinical Examination.

Harner/Viehweg  
Motion carried 8-0-0

8. **Michael Ledford (LSW)**

Mr. Ledford did not appear and will be rescheduled for May 23, 2022.

9. **Dorette McNeary (LCACA)**

Ms. McNeary appeared as requested to discuss her yes response to the question “Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?” Ms. McNeary provided a statement and supporting documents for the Board to review. Ms. McNeary informed the Board that she had an Indiana CNA permit. While she held this permit, she had two complaints filed against her that were investigated. She provided details of the situation to the Board and informed them that that she was found not at fault. Ms. McNeary stated that the only other incident in her background was a bounced check that occurred in the 1990’s.

**Board Action:** A motion was made and seconded to approve Ms. McNeary’s application for clinical addiction counselor associate to sit for the MAC examination.

Cooper-Bolinsky/Justice  
Motion carried 8-0-0

10. **Kiara Norwood (LMHC)**

Ms. Norwood appeared with counsel Todd Ess to discuss the submitted post-degree supervision and experience hours that she completed. The Board noted that her post-degree experience hours appear to be in her own private practice, which she cannot use if she only holds a mental health associate license. Currently she needs to complete an additional ten (10) months of experience and 1855 hours which is not her private practice. Ms. Norwood stated that prior to the completion of her hours, she consulted with legal counsel and other clinicians on the legality of what she was planning.

Mr. Ess provided Exhibits for the Board to review. These Exhibits are an affidavit by Qiana Paynter, Ms. Norwood’s supervisor, a copy of the details of Ms. Norwood’s business license from her INBIZ account, a copy of her supervision log, a copy of her supervision contract, and a copy of her business sublease agreement.

The Board stated that the concern is not in regards if she had appropriate supervision, but that she was her own employer in her own private practice. Mr. Ess stated that the language in the statute does allow private practice, and if the Board cannot accept her employment, then they cannot accept the supervision. Ms. Norwood stated her LLC clients do private pay, and not through insurance. She stated that she made sure she was under supervision, and she did bi-weekly meetings with her supervisor to go over client notes, files, and what she struggled with. The Board inquired if she did consultations. Ms. Norwood stated she did do consultations on issues that she needed to refer out.

The Board stated that they have concerns setting a precedent for approving her LLC employment, and that they have concerns on her practice setting. It is understood that part of the reason an Associate does not do private practice is that they are still learning and understanding the business and clinical sides of the profession. Part of working under supervision is that there is more clear understanding of the liability. If she owns the private practice as an Associate, who would hold the liability. There is also concern that her supervisor is considered a contracted employee of the business. The Board expressed concerns of the ethical dilemmas if there was a disagreement between Ms. Norwood and her contracted supervisor. Ms. Norwood stated that if there is a disagreement, her supervisor has final say. Mr. Ess inquired if the Board has concerns on the interpretation of the contract agreement, or the potential abuse that could occur. The Board stated they have concerns on both items, and that the documentation submitted does not show that Ms. Norwood's supervisor has unilateral oversight of the work experience. The Board stated that the contract appears to only cover communication.

**Board Action:** A motion was made and seconded to not accept the hours Ms. Norwood completed under her own limited liability company.

Richardson/Cooper-Bolinsky  
4-4-0  
Gardner- nay, Ferguson- nay, Viehweg- nay, Harner- nay  
Motion does not carry.

The Board stated that in order for them to understand how the business was structured, and how her contracted supervisor impacted the business, they will need more information. The Board stated they would like to see how the employment oversight is completed with her contracted supervisor, and submit a copy of an example of one of her consultations.

The Board tabled Ms. Norwood's application.

**11. Meaghan Owens (LSW)**

Ms. Owens did not appear and will be rescheduled for May 23, 2022.

**12. Natalie Snapp (LMHCA)**

Ms. Snapp appeared as requested to discuss her application and interactions with office staff. Ms. Snapp is a 2021 graduate of Liberty University. The Board noted that her education has been approved and meets requirements with the adjustment that her course of COUN 500 fits better for the Foundations criteria. Ms. Snapp explained that during her application process, she was very frustrated with her attempts to call the office. She stated that when she called, it would overflow to a different Board. She stated that when she had called to check up on her application that day, she was already having a bad day. Ms. Snapp stated that what occurred is not in line with her character, and if she could do things differently, she would approach the situation in a calmer manner.

**Board Action:** A motion was made and seconded to approve Ms. Snapp's application for mental health counselor associate to take the NCE examination.

Richardson/Justice  
Motion carried 8-0-0

**13. Nathaniel Spaulding (LCAC)**

Mr. Spaulding did not appear and will be rescheduled for May 23, 2022.

**14. Parker Terry (LCSW)**

Mr. Terry appeared per Board request to discuss his application, experience, and supervision. Mr. Terry has applied for a Clinical Social Work license but does not currently hold a Social Work License to practice in the State of Indiana. Mr. Terry provided experience and supervisor forms that indicate he is working as a social worker in Indiana. The Board staff requested additional information regarding how he was supervised, and Mr. Terry provided additional information regarding his supervision under a Psychiatric Nurse Practitioner as there was no Clinical Social Worker on staff to provide him his clinical supervision at his employment at a Health Facility Administration. Mr. Terry stated that he did work alongside a Clinical Social Worker who can verify he completed his hours, however, she did not supervise him. He informed the Board that he has obtained a number different certificate of trainings in order to increase his specialties knowledge base. He informed the Board that the work he was completing was under supervision and was not independent practice. The Board noted that in order for his supervision to count, it must be done under a Clinical Social Worker, and he must hold the LSW first. The Board inquired on his degree at Harris University as it does not appear to be CSWE accredited. Mr. Terry stated that he understands the requirements and would like to withdraw his application. The Board accepted Mr. Terry's request to withdraw his application.

**15. Marc Torbek (LSW)**

Mr. Torbek appeared as requested to discuss his response to the question "Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?" Mr. Torbek provided a statement and supporting documents of several alcohol/drug charges from 2002 to 2007 for the Board to review. Mr. Torbek stated that his social work program showed him different methods on how to improve himself. He stated that he is involved with AA and his church. He stated that he keeps himself on track with his clinical supervision and is currently employed with Landmark Recovery. Mr. Torbek is a 2021 graduate of IUPUI.

**Board Action:** A motion was made and seconded to approve Mr. Torbek's social work application to sit for his ASWB master's examination.

Harner/Viehweg  
Motion carried 8-0-0



**16. Amanda Fields (LSW)**

Ms. Fields appeared on her own to discuss her yes response to the question “Except for minor violations of traffic laws resulting in fines, and arrests or convictions that have been expunged by a court, have you ever been arrested; have you ever entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state; have you ever been convicted of any offense, misdemeanor, or felony in any state; have you ever pled guilty to any offense, misdemeanor, or felony in any state; or have you ever pled nolo contendere to any offense, misdemeanor, or felony in any state?” Ms. Fields was requested to appear before the Board to discuss her application on August 23, 2021, September 27, 2021, November 15, 2021, and December 6, 2021, but did not appear. The Board reviewed her submitted information without an appearance on September 27, 2021, and stated they would need an appearance before they could make their determination. It was emailed to Ms. Fields on December 13, 2021, to notify our office when she would like to appear to discuss her application. Ms. Fields stated that she did not appear at the previous requests as she was going through a messy separation and did not want to focus on her licensure at that time. She also stated that her previous email address at the Hamilton Center is no longer valid, and she did not keep her email updated with the Board. She stated that the social work profession is her calling, and she has been working at a nonprofit organization to assist in treating addiction in women. She stated that as someone who has a previous history with addiction, she can relate with her clients. She stated that she still has her own struggles but maintains a good support system with her friends and children. She informed the Board that she tries to stay involved in her children’s activities and is trying to take up hobbies.

**Board Action:** A motion was made and seconded to approve Ms. Fields’ application for social work to sit for the ASWB Master level examination.

Harner/Viehweg  
Motion carried 8-0-0

**V. ADMINISTRATIVE HEARINGS**

**A. Jennifer A. Campbell, LCSW, LCAC, License No. 34006177A, 87001499A**  
Cause No. 2021 BHSB 0029  
Re: Administrative Complaint and Proposed Settlement Agreement

**Parties Present:**

Respondent was present with counsel Carol Dillon  
Carah Rochester, Deputy Attorney General, Office of the Attorney General  
Margie Addington, Court Reporter, Accurate Court Reporting

**Participating Board Members:**

Kimble Richardson, LMHC (Hearing Officer)  
Stephan Viehweg, LCSW  
Andrew Harner, LCSW  
Kelley Gardner, LMFT  
Jacqueline Eitel, RN, Consumer Member  
C. Martin Justice, LMHC  
Dr. Dianna Cooper-Bolinskey, LCAC  
Jon Ferguson, LMFT

**Case Summary:** On or about November 17, 2021 an Administrative Complaint was filed against Ms. Campbell with allegations that Ms. Campbell entered into a romantic relationship with a client. On or about April 11, 2022 a Proposed Settlement was filed for the Board to consider. Ms. Campbell stated that she did enter into a romantic relationship with a client four months after she had terminated services with that client. She stated that she self-reported what occurred. Ms. Campbell expressed to the Board that she would like clarification on the what the Board needs in the reports that need to be submitted. The Board stated that it will be up to her to ensure those reports are submitted to the Board, and that the content of her reports is the most important rather than length. The Board stated that they will provide feedback during her quarterly appearances.

**Board Action:** A motion was made and seconded to accept the Proposed Settlement Agreement in the matter of Ms. Campbell as written. The Settlement Agreement reads as follows:

- Both parties agree to the Settlement and all facts within this matter.
- Both parties agree to waive a public hearing in this matter, and all other proceedings in this action which either party may be entitled to by law, including juridical review.
- Ms. Campbell agrees that terms of the Proposed Settlement will resolve all outstanding claims, allegations, potential claims, or potential allegations relating to the complaint filed on November 17, 2021.
- Ms. Campbell's license shall be placed on Indefinite Probation for no less than one (1) year with the following terms:
  - Ms. Campbell shall complete ten (10) continuing education units in the area of boundaries.
  - Ms. Campbell shall provide a copy of all her Board Orders to her employer. Her employer must sign her Order and submit a copy of that signed Order within ten (10) days of her employment. Should Ms. Campbell's employer change, she shall have her new employer provide a signed copy of her Order to the Board within ten (10) days of the new employment beginning.
  - If Ms. Campbell is working as a behavioral health provider, she shall be supervised by a practitioner licensed by this Board. Ms. Campbell's supervisor shall provide quarterly supervisory reports to the Board.
  - Ms. Campbell shall make quarterly personal appearances to the Board.
  - Ms. Campbell shall keep the Board up to date on her contact information.
  - Ms. Campbell shall keep the Board up to date on her current employment information and their contact information.
  - Ms. Campbell shall comply with all statute and rules regulating the practice of clinical social work and clinical addiction counseling. She shall report to the Board any future arrests, instances of substance abuse, work discipline, or terminations of employment to the Board immediately in writing.
  - Ms. Campbell shall pay a fee of \$5.00 to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund.
  - Ms. Campbell understands that any violation of her Agreement could result in an Order to Show Cause that could lead to further action against her license up to revocation.

Viehweg/Cooper-Bolinsky  
Motion carried 8-0-0

**B. Phillisha V. Brown, LSW, License No. 350005662A**  
Cause No. 2021 BHSB 0013  
Re: Administrative Complaint

The hearing in the matter of Ms. Brown was continued.

**C. Dee Allen Cotner, LMFT, License No. 33007602A**

Cause No. 2022 BHSB 0004

Re: Administrative Complaint

The hearing in the matter of Ms. Cotner was continued.

**D. Anita L. Wigfall**

Cause No. 2022 BHSB 0005

Re: Petition for Review of Board's Denial of LCSW Application

**Parties Present:**

Respondent was present.

Margie Addington, Court Reporter, Accurate Court Reporting

**Participating Board Members:**

Kimble Richardson, LMHC (Hearing Officer)

Stephan Viehweg, LCSW

Andrew Harner, LCSW

Kelley Gardner, LMFT

Jacqueline Eitel, RN, Consumer Member

C. Martin Justice, LMHC

Dr. Dianna Cooper-Bolinskey, LCAC

Jon Ferguson, LMFT

**Board Witness:** Cindy Vaught, Board Director, Professional Licensing Agency

**Case Summary:** On or about January 26, 2022 Ms. Wigfall's application for clinical social work licensure was denied as she did not pass the ASWB clinical examination on January 19, 2022. Ms. Wigfall submitted a request to appeal the Board's decision to deny her license. She informed the Board that she has been going through the licensure process for many years. She stated that she has taken the examination in 2015, 2021 and 2022 but did not pass. She informed the Board that she is currently employed at a hospital as an LSW and does not understand her difficulties in passing the clinical examination. She stated that she failed her last attempt by one (1) point. Ms. Wigfall stated that in order to prepare for the examination she received professional tutoring. She does have test anxiety. She submitted an appeal through the ASWB, as she was informed that another applicant obtained the same score as her but passed the exam. The Board informed Ms. Wigfall that the ASWB has different versions of the examination and that each of the examinations have a different passing rate in order to eliminate cheating. They stated that the ASWB sets the passing rate.

Ms. Vaught was called by the Board to provide clarifying information. Ms. Vaught stated that their office has received three scores for Ms. Wigfall. Each of the scores indicates a non-passing score. Ms. Vaught stated that they have not received any communication from the ASWB regarding her appeal being granted, or what information they provided her during that process.

The Board inquired to Ms. Wigfall if she holds a LSW license in the State. She stated that she does not. She has been granted three Temporary LCSW permits which have all expired. Ms. Wigfall stated that she thought she had an Active LSW license, based upon her communication with the IPLA. The Board inquired if she had email correspondence regarding what had been discussed. Ms. Wigfall stated that she has had multiple conversations with the IPLA office regarding her application process, and it is unfair for her provide all the email correspondence she has had with them.

**Board Action:** A motion was made and seconded by the Board to uphold the original decision to deny Ms. Wigfall's license application for clinical social work on the basis of failing the ASWB clinical examination.

Harner/Viehweg  
Motion carried 8-0-0

- E. Jennifer Dyarman, LCSW, LCAC, License No. 34006895A, 87001541A**  
Cause No. 2021 BHSB 0027  
Re: Administrative Complaint and Proposed Settlement Agreement

**Parties Present:**

Respondent was present with counsel Carol Dillon  
Carah Rochester, Deputy Attorney General, Office of the Attorney General  
Margie Addington, Court Reporter, Accurate Court Reporting

**Participating Board Members:**

Kimble Richardson, LMHC (Hearing Officer)  
Stephan Viehweg, LCSW  
Andrew Harner, LCSW  
Kelley Gardner, LMFT  
Jacqueline Eitel, RN, Consumer Member  
C. Martin Justice, LMHC  
Dr. Dianna Cooper-Bolinskey, LCAC  
Jon Ferguson, LMFT

**Case Summary:** On or about November 8, 2021, an Administrative Complaint was filed against Dr. Dyarman with allegations that she entered into a romantic relationship with her client which ended in marriage. On or about April 21, 2022, a Proposed Settlement Agreement was filed for Board review. Dr. Dyarman stated that she has had a number of stresses in her life. She stated that her client had found her after he got released. As they had wanted to get married quickly, they requested their friend marry them. Dr. Dyarman stated that she attended a Pre-Settlement Conference with the Board liaison, Andrew Harner, to address the Board's concerns and reach a Settlement.

**Board Action:** A motion was made and seconded to accept the Proposed Settlement Agreement in the matter of Ms. Dyarman as written. The Settlement Agreement reads as follows:

- Both parties agree to the Settlement and all facts within this matter.
- Both parties agree to waive a public hearing in this matter, and all other proceedings in this action which either party may be entitled to by law, including juridical review.
- Both parties agree that terms of the Proposed Settlement will resolve all outstanding claims, allegations, potential claims, or potential allegations relating to the complaint filed on November 8, 2021.
- Dr. Dyarman agrees that her Clinical Social Work license and Clinical Addiction Counselor license shall remain on Indefinite Probation for no less than eighteen (18) months with the following terms:
  - Dr. Dyarman shall keep the Board up to date on her contact and residential information.
  - Dr. Dyarman shall keep the Board informed of her behavioral health employer's name and contact information.

- Within ninety (90) days of the Final order in this matter, Dr. Dyarman shall submit a fitness for duty evaluation completed by an HSPP or LCSW. Dr. Dyarman agrees to follow all treatment recommendations made by the provider, and the provider shall not be someone whom Dr. Dyarman has prior professional or personal relationship with of any kind.
- Dr. Dyarman shall make quarterly appearances before the Board.
- Dr. Dyarman shall have all behavioral health employers submit a signed copy of the final order in this matter and any future orders to the Board within ten (10) days of beginning employment, so long as Dr. Dyarman remains on probation.
- Dr. Dyarman shall have all behavioral health employers submit quarterly reports detailing her work performance. If she is not employed as an LCSW or LCAC, she shall submit quarterly self-reports to the Board covering her personal circumstances. These reports shall continue as long as Dr. Dyarman remains on probation.
- If Dr. Dyarman is self-employed, she shall have a practice monitor to audit her cases on a quarterly basis. Her practice monitor shall submit quarterly reports to the Board on the audit and any other supervision they might have provided Dr. Dyarman. The practice monitor shall be licensed practitioner licensed by this Board, and not have any disciplinary sanctions levied against their license. The practice monitor shall not be someone with whom Dr. Dyarman has a prior professional or personal relationship of any kind.
- Dr. Dyarman shall complete twenty (20) additional continuing education units covering the area of boundaries and ethics. She shall submit proof of their completion to the Board.
- Dr. Dyarman shall not practice social work or clinical addiction counseling in a correctional setting, inclusive of offering services to incarcerated clients.
- Dr. Dyarman shall comply with all statute and rules regulating the practice of behavioral health.
- Dr. Dyarman shall pay a fee of \$5.00 to be deposited into the Health Records and Personal Identifying Information Protection Trust Fund.
- Dr. Dyarman must maintain her licenses in Active status at all times while the Board's Final Order is in effect. Dr. Dyarman agrees that any renewal application shall be denied by the Board unless agrees to the continued terms of discipline order under this cause number on the renewed licenses.
- Dr. Dyarman understands that any violation of her Agreement could result in an Order to Show Cause that could lead to further action against her license up to revocation.

Viehweg/Cooper-Bolinsky  
Motion carried 8-0-0

## **VI DISCUSSION**

### **A. FAQ's**

The Board staff stated they have received some FAQs from the Social Work Section, but they are still waiting for FAQs from the Addiction, Marriage and Family Therapist, and Mental Health Counselor Sections. They noted that some of the questions can be applied to all sections, and that one or two of the questions falls under legal advice, but they can try to direct people one where to obtain some of their answers in the statutes.

### **B. Charity G. Gichina, LMFTA**

Ms. Gichina's application was submitted for review of her post-degree hours and experience and has requested the Board approve her application for full licensure. Ms. Gichina's LMFTA license was issued November 5, 2020. Ms. Gichina will have held her LMFTA for a period of two years as of November 5, 2022. Per the Board's rules, an applicant must hold her LMFTA license for a period of two years before the LMFT license can be issued. The Board stated that Ms. Gichina will need to provide continuous experience and documented supervision hours up until November 5, 2022 before the Board is able to issue the LMFT license.

## **VII. APPLICATIONS FOR REVIEW**

### **A. Sarah Hunter (LMHC)**

The application in the matter of Ms. Hunter was tabled.

### **B. LaWanna Westmoreland (LAC)**

Ms. Westmoreland applied for an LAC on March 25, 2022. She graduated from IUPUI with her Master of Social work in 2021. She has requested to be grandfathered in based on grandfathering as she indicated that she has been in the field since 2013. The Board stated that the grandfathering period has closed, and that they cannot grandfather her in for her LAC license. Ms. Westmoreland will need to provide documentation regarding her practicum, supervision, and experience before the Board can review her application in order to take the examination for licensure.

## **VIII. REPORT FROM THE OFFICE OF THE ATTORNEY GENERAL**

The Attorney General's office reported to the Board that they have 102 open complaints and they have closed 37 since the beginning of the year. The average age of the open complaints is 5.8 months. There are currently 24 open litigation cases with only 8 closed this year. The average duration of the litigation cases are 5.9 months.

## **IX. FORMAL ADOPTION OF APPLICATION REVIEWS**

A motion was made and seconded to formally accept the adoption of application reviews.

Viehweg/Gardner  
8-0-0

## **X. CONTINUING EDUCATION SPONSOR APPLICATION REVIEW**

There were no CE applications for review.

## **XI. OLD/NEW BUSINESS**

The Board discussed private practice and independent practice. They discussed if they would need to create a rule for the definition of independent practice and what the minimum expectations are for supervision standards. An example of discussion is if an LBSW can they practice independently as an LBSW. The Board discussed the difference of being employed at a private practice and independently practicing on their own in their own private practice. The Board discussed if they should reach out to other Boards on how the define that practice.

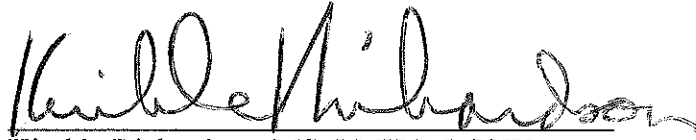
## **XII. ADMINISTRATORS' REPORT**

Cindy Vaught, Board Director, reported to the Board that the renewal window has now closed. Anyone renewing after April 1 will be late renewals.

Ms. Vaught discussed proposed legislative SB 5 which proposed the elimination of the graduate credit hours needed for the master's degree, and to eliminate the Board requesting the syllabi for review of the education. The Board expressed concerns on that syllabi elimination change, as transcripts and course titles are sometimes not clear if it will meet requirements. SB 5 also addresses reciprocity applications, but the Board already has language for reciprocity. This will not impact their profession. Compact licensure was brought up by the Board, but there is nothing in SB 5 that speaks to a compact license at this point.

**XIII. ADJOURNMENT**

There being no further business, and having completed its duties, the meeting of the Behavioral Health and Human Services Licensing Board adjourned at 3:54 p.m. by general consensus.



Kimble Richardson, MS, LMHC, LCSW,  
LMFT, LCAC, MHC  
Chair

8/21/2023  
Date