

CHARLES D. BAKER GOVERNOR

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MIKE KENNEALY SECRETARY OF HOUSING AND ECONOMIC DEVELOPMENT

Commonwealth of Massachusetts Division of Occupational Licensure Board of Registration of Allied Mental Health and Human Services Professions

1000 Washington Street, Suite 710 Boston, Massachusetts 02118

EDWARD A. PALLESCHI UNDERSECRETARY OF CONSUMER AFFAIRS AND BUSINESS REGULATION

LAYLA R. D'EMILIA COMMISSIONER, DIVISION OF OCCUPATIONAL LICENSURE

Public Meeting Minutes

May 20, 2022

Board Members Present:

William Ahearn, Acting Chair Cynthia Belhumeur, Public Member Amy Vercillo, Member Frank Gomez, Member Jacqueline Gagliardi, Member Ashley Williams, Member (left meeting at 1:33 p.m.)

Staff Members Present:

Brian Bialas, Executive Director Lynn Read, Board Counsel

All board members and staff appeared by videoconference.

<u>Call to Order</u>: The meeting was called to order at 10:05 a.m.

Board Business

- **Public Meeting Minutes of April 15, 2022:** After a brief discussion, a MOTION was made by Dr. Vercillo, seconded by Ms. Belhumeur, to approve the Public Meeting Minutes of April 15, 2022 as drafted. The motion passed unanimously by a roll call vote.
- Executive Session Minutes of April 15, 2022: After a brief discussion, a MOTION was made by Mr. Gomez, seconded by Ms. Belhumeur, to approve the Executive Session Minutes of April 15, 2022 as drafted. The motion passed unanimously by a roll call vote.
- Ratification of Decisions by Board Staff to Approve Applications: The Board considered whether to approve the decisions made by staff on applications processed since the last meeting. A MOTION was made by Dr. Williams, seconded by Mr. Gomez, to approve the decisions made by staff on applications processed since the last Board meeting. The motion passed unanimously by a roll call vote.

TELEPHONE: (617) 701-8600

- Application Processing Under Application Review Policy: Mr. Bialas reported that this month's application review data is not yet available, so the Board will review two sets of data next month.
- Adjudicatory Hearing Scheduled in 2021-000408-IT-ENF (JD) for September 27-28, 2022: Mr. Bialas reported on the scheduling of this hearing.
- Conflict of Interest Law and Required Disclosures: Ms. Read discussed the conflict of interest law for state employees and board member disclosures under it.

LMHC Application Review

• **Michael Trainor:** The Board reviewed Mr. Trainor's application, including his 39-credit master's degree and 9 additional credits he finished after completing his master's degree.

After a brief discussion, a MOTION was made by Dr. Williams, seconded by Dr. Vercillo, to deny Mr. Trainor's application because he does not have a 60 graduate credits under 262 CMR 2.04. The motion passed unanimously by a roll call vote.

NCMHCE ESL Accommodation Requests

- Euclides Gibau: The Board reviewed Mr. Gibau's request, including supporting documentation. After a brief discussion, a MOTION was made by Mr. Gomez, seconded by Ms. Belhumeur, to allow Mr. Gibau 50% extra time and the use of a word-for-word translation dictionary. The motion passed unanimously by a roll call vote.
- **Leomary Jiminian:** The Board reviewed Ms. Jiminian's request, including supporting documentation. After a brief discussion, a MOTION was made by Dr. Williams, seconded by Ms. Belhumeur, to allow Ms. Jiminian 50% extra time and the use of a word-for-word translation dictionary. The motion passed unanimously by a roll call vote.
- Qingshuang Wu: The Board reviewed Ms. Wu's request, including supporting documentation. After a brief discussion, a MOTION was made by Mr. Gomez, seconded by Dr. Vercillo, to allow Ms. Wu 50% extra time and the use of a word-for-word translation dictionary. The motion passed unanimously by a roll call vote.
- Gulhan Gokdag-Ayyildiz: The Board reviewed Mr. Gokdag-Ayyildiz's request, including supporting documentation. After a brief discussion, a MOTION was made by Dr. Vercillo, seconded by Dr. Williams, to allow Mr. Gokdag-Ayyildiz 50% extra time and the use of a word-for-word translation dictionary. The motion passed unanimously by a roll call vote.

Monitoring Reports

• Anna Cardoso, 2021-000360-IT-ENF, 1st Quarterly Monitoring Report: The Board reviewed Ms. Cardoso's report. After a brief discussion, a MOTION was made by Ms. Belhumeur, seconded by Dr. Williams, to accept the report. The motion passed unanimously by a roll call vote.

- Bryan Frascati, 2019-001151-IT-ENF, 4th Quarterly Monitoring Report: The Board reviewed Mr. Frascati's report. After a brief discussion, a MOTION was made by Dr. Williams, seconded by Mr. Gomez, to accept the report and to require Mr. Frascati to submit a petition before the Board will terminate his probation. The motion passed unanimously by a roll call vote.
- Charlene Kelly, 2020-000430-IT-ENF, Approval of Proposed Supervisor: The Board considered Ms. Kelly's submission of a new proposed supervisor, Joseph Kelly, no relation. After a brief discussion, a MOTION was made by Mr. Gomez, seconded by Dr. Williams, to approve Mr. Kelly as Ms. Kelly's supervisor. The motion passed unanimously by a roll call vote.
- Cassandra DeQuevedo, 2020-001070-IT-ENF, 2nd Quarterly Monitoring Report: The Board reviewed Ms. DeQuevedo's report. After a brief discussion, a MOTION was made by Dr. Vercillo, seconded by Ms. Belhumeur, to accept the report. The motion passed unanimously by a roll call vote.
- Lynn Oski, 2019-000401-IT-ENF, Petition to Terminate Stayed Suspension and 5th Quarterly Monitoring Report: The Board reviewed Ms. Oski's report and petition. After a brief discussion, a MOTION was made by Mr. Gomez, seconded by Dr. Williams, to accept the report and to deny the petition due to insufficient information. The motion passed unanimously by a roll call vote.
- Virginia Childs, 2018-000909-IT-ENF, 8th Quarterly Monitoring Report: The Board reviewed Ms. Childs' report. After a brief discussion, a MOTION was made by Dr. Williams, seconded by Ms. Belhumeur, to accept the report. The motion passed unanimously by a roll call vote.
 - The Board directed Mr. Bialas to inform Ms. Childs that she may submit a petition to terminate her stayed suspension once her supervisor submits another report.
- Maxine Orocofsky, 2019-001041-IT-ENF, Approval of Proposed CEs: The Board reviewed Dr. Orocofsky's submission of proposed CEs in ethics. After a brief discussion, a MOTION was made by Dr. Williams, seconded by Dr. Vercillo, to approve the proposed CEs. The motion passed unanimously by a roll call vote.

Open Session for Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of Meeting

Midge Williams of MaMHCA discussed private practices as acceptable sites for obtaining LMHC experience hours. She also asked whether Mr. Bialas has received any complaints about the new format of the NCMHCE. Mr. Bialas said that he has not received any such complaints.

Emily Hogan asked about the status of her LMFT application. Mr. Bialas said that he would have someone contact her about that.

Executive Session (Closed Session under G.L. c. 30A, § 21(a)(1), Individual Character Rather Than Competence, and under G.L. c. 30A, § 21(a)(7) to comply with G.L. c. 4, § 7, ¶ 26(c) and G.L. c. 214, § 1B, to review sensitive medical information)

At 11:00 a.m., a MOTION was made by Dr. Williams, seconded by Ms. Belhumeur, to exit the public meeting and enter into a closed executive session under G.L. c. 30A, § 21(a)(1), Individual Character Rather Than Competence, and under G.L. c. 30A, § 21(a)(7) to comply with G.L. c. 4, § 7, ¶ 26(c) and G.L. c. 214, § 1B, to (1) interview applicants regarding their good moral character; (2) review sensitive medical information in NCMHCE accommodation requests; then (3) enter into investigative conference under G.L. c. 112 § 65C to review new cases; and then (4) after the conclusion of the investigative conference, not return to the public meeting and adjourn. The motion passed unanimously by a roll call vote.

See separate minutes of Executive Session.

<u>Investigative Conference</u> (Closed Session under G.L. c. 112, § 65C)

The Board entered investigative conference at 12:17 p.m.

During the investigative conference, the Board took the following actions:

Cases

2021-000829-IT-ENF (TC):	Dismiss
2021-000868-IT-ENF (KL):	Dismiss
2021-000869-IT-ENF (KD):	Dismiss
2021-001118-IT-ENF (YY):	Dismiss; open complaint for
	CE violation
2021-001105-IT-ENF (CS):	Refer to Office of
	Investigations
2022-000056-IT-ENF (MA):	Interview respondent
2022-000147-IT-ENF (TS):	Dismiss with advisory letter;
	open complaint for CE
	violation
2021-001003-IT-ENF (MN):	Interview respondent
2022-000065-IT-ENF (EF):	Refer to Office of
	Prosecutions
2022-000173-IT-ENF (PS):	Interview respondent
2022-000391-IT-ENF (AC):	Close, no action taken
Dr. Williams left the meeting at 1:33 p.m.	
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2022-000303-IT-ENF (Able Learning):	Dismiss

Adjournment

At 1:40 p.m., a MOTION was made by Ms. Gagliardi, seconded by Mr. Gomez, to adjourn the meeting. The motion passed unanimously by a roll call vote.

The meeting adjourned at 1:40 p.m.

The above minutes were approved at the public meeting held on June 17, 2022.

Brian P. Bielon Brian Bialas, Executive Director

List of Documents Used by the Board at the Public Meeting:

- Agenda for Meeting of May 20, 2022
- Public Meeting Minutes of April 15, 2022
- Executive Session Minutes of April 15, 2022
- Documents from LMHC Application of Michael Trainor
- NCMHCE ESL Accommodation Request of Euclides Gibau
- NCMHCE ESL Accommodation Request of Leomary Jiminian
- NCMHCE ESL Accommodation Request of Qingshuang Wu
- NCMHCE ESL Accommodation Request of Gulhan Gokdag-Ayyildiz
- Anna Cardoso, 2021-000360-IT-ENF, 1st Quarterly Monitoring Report
- Bryan Frascati, 2019-001151-IT-ENF, 4th Quarterly Monitoring Report
- Charlene Kelly, 2020-000430-IT-ENF, Submission of Proposed Supervisor
- Cassandra DeQuevedo, 2020-001070-IT-ENF, 2nd Quarterly Monitoring Report
- Lynn Oski, 2019-000401-IT-ENF, Petition to Terminate Stayed Suspension and 5th **Quarterly Monitoring Report**
- Virginia Childs, 2018-000909-IT-ENF, 8th Quarterly Monitoring Report
- Maxine Orocofsky, 2019-001041-IT-ENF, Submission of Proposed CEs