



State of Idaho

Division of Occupational and Professional Licenses Idaho Licensing Board of Professional Counselors and Marriage and Family Therapists

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Minutes of 7/7/2023

Board Dennis M Baughman, LCPC - Chair
Members Spencer Zitzman, Ph.D., LMFT
Present: Lea Williams, LCPC
Anna James Krzemieniecki, LCPC
Theresa Bradford

Division Greg Loos, General Counsel
Staff: Emily Rough, Board Support Specialist

Board Tami Kammer, LMFT, LCPC
Members
Absent:

The meeting was called to order at 9:00 AM by Dennis M. Baughman, LCPC.

Zero-Based Regulation: The Board reviewed a document from general counsel with suggested changes to the rules. The changes approved are as follows:

Rule 000 – Legal Authority: The Board added Idaho Codes §§ 54-3402, 54-3405A-C, 54-3406, and 54-3410A to make it easier for the public to find the Board's legal authority.

Rule 010.02 – Internship: This previously added new definition was deleted as unnecessary. Idaho Code § 54-3402 distinguishes between supervised practice in school versus internships.

Rule 010.04 – Practicum: This definition was deleted as unnecessary. Idaho Codes §§ 54-3405(1)(a), 54-3405B(1)(a), and 54-3405(1)(c) identify practicum as part of the required educational program.

Rule 010.05 – Supplemental Practicum Hours: This was deleted as confusing and unnecessary. If an applicant fails to complete the required hours in a school practicum they must register as an intern and complete the hours through supervised experience.

Rule 06 – Group Supervision: This was deleted because the Board does not have statutory authority to set ratios.

Rule 150 – Qualifications for Professional Counselor: This section title was changed to "Licensure". The language regarding licensure restrictions was deleted as duplicative of Idaho Code § 54-3405.

Rule 150.01 – Qualifications for Professional Counselor: The title was changed to "Professional Counselor." Subsection a. was simplified to state that an approved graduate program is "A graduate program that is primarily counseling in nature and is accredited by the Council for Accreditation of Counseling and Related Educational Programs (CACREP) or substantially similar and otherwise approved by the Board." With this change, subsection a was deleted as unnecessary.

Rule 225.01 – License: This was deleted as duplicative of Idaho Code § 54-3405A(01).

Rule 225.02 – Experience: This was deleted because Idaho Code § 54-3405A already requires documentation.

Rule 225.02.a. – Experience: This section was condensed to a concise paragraph rather than an itemized list. The Board will hyperlink Idaho Code § 54-3405(a) for licensees who need more clarification.

Rule 230 – Qualifications for Associate Marriage and Family Therapist: The title was changed to “Associate Marriage and Family Therapist” and the preamble was deleted as duplicative of Idaho Code § 54-3405(a).

Rule 230.01 – Graduate Degree: The title was changed to “Approved Graduate Program” and the rule was condensed and simplified to state “A graduate program in marriage and family therapy or a related field which is accredited by the Commission on Accreditation for Marriage and Family Education (COAMFTE) or the Council for Accreditation of Counseling and Related Educational Programs – Marriage, Couple, and Family Counseling (CACREP-MCFC), or is substantially similar and otherwise approved by the Board.

Rule 230.02 – Practicum: The title was changed to “Required Practicum” and the rule was condensed and simplified to state that “The practicum must occur over a period of twelve (12) months or longer and require three hundred (300) hours of direct client contact, of which at least one hundred (100) hours must be with two or more individuals conjointly who share an ongoing relationship beyond that which occurs in the therapeutic experience itself. These hours may be completed as part of a practicum, registered intern supervised experience, or supervised experience in another jurisdiction.”

The Board added a new subsection titled “Required Examination” which states that “The National Marital and Family Therapy Examination as approved by the Association of Marital and Family Therapy Regulatory Boards (AMFTRB) or another recognized competency examination in marriage and family therapy that is approved by the Board.

Rule 238 – Marriage and Family Therapists: The preamble was deleted as unnecessary and subsection 01. was simplified to state that an approved graduate program is “A graduate program in marriage and family therapy or a related field accredited by the Commission on Accreditation for Marriage and Family Therapy Education (COAMFTE) or substantially similar and otherwise approved by the Board.” With this change, subsections a and b were deleted as unnecessary.

Rule 238.02 – Practicum: The title was changed to “Required Practicum” and this was updated for simplicity to refer to the newly revised Rule 230.02.

Rule 238.03 – Supervised Marriage and Family Therapy Experience Requirements: The title was changed to “Required Post-Graduate Supervised Experience” and was simplified and condensed to state “Two thousand (2,000) hours of direct client contact over a period of at least two (2) years which includes: (1) one thousand (1,000) direct client contact hours with two or more individuals conjointly who share an ongoing relationship beyond that which occurs in the therapeutic experience itself; and two hundred (200) hours of supervision, of which one hundred (100) hours must be individual, rather than group, supervision. One hundred (100) hours must be supervised by a licensed marriage and family therapist, with the remaining one hundred (100) hours of supervision provided by a supervisor who has at least two (2) years of experience practicing marriage and family therapy.” With this change, subsections c through j were deleted.

The Board added a new subsection titled “Required Examination” which states “The National Marital and Family Therapy Examination as approved by the Association of Marital and Family Therapy Regulatory Boards (AMFTRB) or another recognized competency examination in marriage and family therapy that is approved by the Board.”

Rule 239 – Supervision Requirements: This was retitled as “Practice Standards” and the preamble was deleted as unnecessary. A new rule was added stating that “Licensees must comply with Board-adopted Code of Ethics pertaining to their licensure.”

Rule 239.01.a. –Requirements for Registration: This was retitled as “Supervision” and simplified to state: “Registered interns obtaining supervised or postgraduate experience hours must be supervised by a Board-approved supervisor and must explicitly identify themselves as interns in documentation and advertising.” Subsections were added stating that to qualify as a supervisor the individuals must be licensed clinical professional counselors or licensed marriage and family therapists and must possess two years of experience under such licensure. The two years of experience is suspended for LCPCs until July 1, 2026, to allow current licensees to meet the requirement.

Rule 239.01.b. – Requirements for Registration: The Board discussed the importance of supervisor training for public protection and restored the 15-hour training requirement that was deleted during a previous meeting.

To clarify who is eligible to supervise, the Board added a statement in Rule 150 stating that “A supervised graduate-level practicum may be utilized to fulfill this requirement, which can be provided by a counselor education faculty member at an accredited college or university.”

Rule 240 – Examination: These were moved to each appropriate license type.

Rule 250 – Fees: Division staff will look into the LMFT examination and reexamination fee to see if this is collected by a third party, in which case it would be unnecessary to keep in the rules. The language regarding nonrefundable fees was deleted as duplicative of Idaho Code § 54-3411(2).

Rule 300 – Endorsement: This was deleted as duplicative of Idaho Code § 54-3406.

Rule 425.02 – Documentation of Attendance: This rule was deleted because the Board doesn’t need a rule authorizing audits and the last sentence was deleted as duplicative of Idaho Code § 67-2614.

Rule 425.04 – Waiver: This was deleted as unnecessary because of the existing provisions in the Administrative Procedures Act.

Rule 525 – Documentation of Informed Consent: The first sentence was deleted as duplicative of Idaho Code § 54-3410. Language stating that supervisees must list specific contact information for their supervisor was added. The information left was consolidated into one clear paragraph.

Public Comment: Chad Yates, Idaho Counseling Association, stated his concern over the reduction of required continuing education hours. He also stated that doctoral students currently provide supervision to students and that the new rules do not explicitly state that they can supervise. Mr. Baughman and Mr. Loos discussed that doctoral students are employed by the school making them faculty, which is addressed in the rules.

Rule 150.02.a – Supervised Experience Requirements: The Board added “counselor education faculty member or doctoral student” to help delineate who is eligible to supervise.

Heather Tustison, LCPC, stated her concern over the reduction of required continuing education hours.

Alyssa Peters, LPC, asked the Board if continuing education was hurting the profession and if not, why would the requirement be removed. The Board responded that research shows that continuing education doesn't make licensees more ethical, which is the rationale for lowering the required hours and requiring more targeted topics.

Caitlin Hart, LCPC, asked the Board if lowering the required continuing education hours affects the Board's ability to join the compact. Mr. Baughman responded that it does not and that the Board could address the matter in the future if it is determined to be otherwise.

Katy Stoll, LMFT, asked if the Board has considered requiring one-time continuing education courses for topics such as suicide prevention.

A motion was made and seconded to approve the draft rules, with corrections made from today, as Proposed Rules, and for them to be posted in the August Administrative Rules Bulletin. The motion carried unanimously.

Adjourn

There being no further business, the meeting was adjourned at 11:14 AM.

The next meeting is on 08/18/2023.