



Janet T. Mills  
Governor

STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL  
AND FINANCIAL REGULATION  
**Board of Counseling Professionals Licensure**  
35 STATE HOUSE STATION  
AUGUSTA, MAINE  
04333-0035

Anne L. Head  
Commissioner

**Minutes**  
**Maine Board of Counseling Professionals Licensure**  
**February 22, 2023 Board Meeting**

**MEMBERS PRESENT**

Jennifer King  
Christine McKenzie  
Kim Shaffer, Board Chair

**STAFF PRESENT**

Rebekah Smith, Hearing Officer  
Samantha Morgan, Assistant Attorney General  
Kristina Halvorsen, Board Administrator  
George Morgan, Board Investigator  
Cecile Sirois, Professional Licensing Supervisor

**CALL TO ORDER**

Kim Shaffer called the meeting to order at 12:08 p.m.

**MINUTES REVIEW AND APPROVAL**

Review and approval of the minutes of January 23, 2023.

A motion was made by Christine McKenzie and seconded by Jennifer King to approve the minutes as written.

**Vote: 3 in favor**

**ADJUDICATORY HEARING**

2021-COU-17580, 17658, 17674, 17683, 17734, 17748 Francis Colavecchio

The adjudicatory hearing started at 12:20 p.m.

A motion was made by Jennifer King and seconded by Christine McKenzie to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(10)(2) by providing information that contains misleading information.

**Vote: 3 in favor**

OFFICES LOCATED AT: 76 NORTHERN AVENUE, GARDINER, MAINE

A motion was made by Christine McKenzie and seconded by Jennifer King to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(5)(3) by failing to retain client records for at least five years after the last counselor/client contact.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(2)(5) by failing to notify and assist the client in seeking alternative services consistent with the client's needs and preference when termination or interruption of services to the client is anticipated.

**Vote: 3 in favor**

A motion was made by Christine McKenzie and seconded by Jennifer King to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(2)(7) by delegating professional responsibilities to another person when the licensee or registrant delegating responsibilities knows or has known that such person is not qualified by training, experience or licensure to perform them.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(4)(1) by practicing inhumane or discriminatory treatment toward any person or group of persons that would result in unjustifiable discrimination on the basis of age, race gender, religion, sexual preference, national origin or disability.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(5) for violating Board Rules, Chapter 8-A(2) by failing to make every reasonable effort to protect the welfare and best interest of those who seek services.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to find the licensee in violation of 10 M.R.S. § 8003(5-A)(A)(2) for gross negligence while engaged in the occupation or profession for which the person is licensed.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to preliminary deny the renewal application and to offer a Consent Agreement to include;

probation with a requirement that the licensee meet with a Board approved supervisor twice a month for at least 90 minutes, for 500 hours of direct clinical services, the supervisor must be a licensed LMFT, LCPC or PhD whose license has been active and in good standing for at least the past 5 years, if 20% or more of the direct clinical services are family services, then the supervisor must be a licensed MFT, and the supervisor is required to submit quarterly reports, 4 additional board approved continued education credits on ethics, credits are to be completed by the end of probation, and cannot be counted towards the required continued education for renewal. Probation to start once supervisor is approved by the board.

**Vote: 3 in favor**

A motion was made by Jennifer King and seconded by Christine McKenzie to delegate authority to the board chair to sign the decision and order without further board review.

**Vote: 3 in favor**

### **ADJOURNMENT**

The meeting adjourned at 6:35 p.m.

dismiss due to lack of evidence of violation of the Laws and Rules.

dismiss with a letter of guidance to include; that the licensee review the laws and rules pertaining to the rights of parents, ensure that written statements and disclosure statements are provided in timely manner when requested, to refer patients to a family therapist when necessary, and to notify DHHS any time information is given that may be cause for concern or safety of a minor.

dismiss with a letter of guidance, requesting that the licensee review the laws and rules pertaining to boundaries and scope of practice. The letter of guidance will stay in the file for one year.

find the licensee in violation of Board Rules Chapter 8-A(2)(1)(B) and Chapter 8-A(4)(2) and to offer a consent agreement with revocation of license.

enter executive session pursuant to Title 1 Chapter 13 § 405(6)(E) and 10 M.R.S. § 8003(B) at \_\_\_\_\_

find the licensee in violation of Board Rules Chapter 8-A(6)(1) and (2) and 10 M.R.S. Section, 5-A(A)(2) and to offer a Consent Agreement to include; a Censure, 1 year of probation with a requirement that the licensee meet with a Board approved supervisor once a month for at least 90 minutes, the supervisor must be a licensed LMFT, LCPC or PhD whose license has been active and in good standing for at least the past 5 years, and the supervisor is required to submit quarterly reports, 6 additional continued education credits on ethics, focusing on client records, accessing documentation, and release of records, the additional continued education credits are to be completed within 90 days, and cannot be counted towards the required continued education for renewal.