

BEFORE THE STATE OF OREGON
BOARD OF LICENSED PROFESSIONAL COUNSELORS AND THERAPISTS

In the Matter of the Professional)
Counselor License of) FINAL ORDER
BY DEFAULT

Janice M. Brandstrom
3535 High Street
Eugene, OR 97405-3860

On or about November 3, 1994, a notice stating that the Board intended to suspend professional counselor license C0138 was served upon Janice M. Brandstrom by certified mail. This notice alleged that Janice M. Brandstrom failed to document that the licensee had completed 20 clock hours of continuing education to meet the standards for continuing education in accordance with OAR 833-25-050 and 833-25-060.

Pursuant to ORS 183 a hearing before the Board was scheduled for Friday, December 9, 1994 at 11:00 am in the first floor conference room of the Morrow Crane Building at 3218 Pringle Road SE in Salem, Oregon. Notice of date, time, and place of hearing and information on procedures, right of representation, and the rights of parties relating to the conduct of the hearing was served upon Janice M. Brandstrom with the notice of proposed suspension, on or about November 3, 1994. Ms. Brandstrom was not present nor represented by an attorney at the hearing.

Now therefore, after consideration of the records and files of the board relating to this matter, a majority of the Board enters the following order:

Findings of Fact

1. Licensee made application for renewal of license on March 14, 1994. Attached to the application was licensee's continuing education report listing 20.75 hours.
2. Licensee's continuing education report listed 1.5 hours for "Cross Cultural Counseling, Outreach, Advocacy, and Retention" taken on January 19, 1994 as distance learning hours. Also listed was one hour for "Oregon's Educational and Economic Challenge" taken January 7, 1994.
2. Licensee was selected for audit and asked to submit documentation showing that she completed the required hours and that the training met the Board's standards. Licensee's documents were received by the Board on May 31, 1994. Documentation showed 2.5 hours of continuing education completed by distance learning, but documentation did not show the training met standards for such training.
3. Licensee was given an opportunity to submit additional documentation to indicate distance learning had a mechanism for evaluation, measurement, or confirmation of exchange of information as required under OAR 833-25-050(6)(E); or identify other training hours meeting the adopted standards.
4. Licensee admitted she was unaware of specific provisions for continuing education and could not submit the requested documentation or alternative continuing education hours.

5. Licensee documented 18.25 hours of continuing education meeting Board standards; but did not document a minimum of 20 clock hours.
6. Licensee admits she did not meet the requirements of licensure.

Ultimate Findings of Fact

Licensee did not meet the continuing education requirements set forth in administrative rules adopted by the Board.

Conclusions of Law

Licensee violated one or more of the rules of the board, OAR 833-25-050 and OAR 833-25-060, pertaining to licensure.

Opinion

Licensees have an obligation to understand the requirements for licensure and the Board believes sufficient information has been distributed and opportunity for clarification available. By suspending the license, the Board is indicating that the licensee may seek reinstatement through petition to the Board. Like an active, valid license, a suspended license must be renewed to prevent expiration and loss of the opportunity to renew. The conditions for renewal of a suspended license are the same as those for an active, valid license. Failure to renew a suspended license will result in an expired license, which is not subject to renewal.

Order

Not having met the continuing education conditions for continued licensure, the professional counselor license of Janice M. Brandstrom is suspended.

Dated: January 7, 1995



Joshua B. Watson, Recording Officer
Board of Licensed Professional Counselors and
Therapists

Service by certified mail no. *P298 595 302* Mailed: *1-13-95*

Appeal Rights

Janice M. Brandstrom is entitled to judicial review of this order. Judicial review may be obtained by filing a petition for review within the Oregon Court of Appeals within 60 days from the service of this order after it becomes final, which will be accomplished by mailing. The appeal procedures are set forth in ORS 183.482.