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

In the Matter of the Continuation of licensure	))	FINAL ORDER

Jennifer E. Coiner
Voc. Resources, Inc.
132 E. Broadway
Eugene, OR 97401

On or about November 3, 1993, a notice stating that the Board intended to suspend professional counselor license number C0155 was served upon Jennifer E. Coiner by certified mail. This notice alleged that Jennifer E. Coiner (licensee) violated the rules of the Board by not meeting the annual continuing education requirements during license year 1993-94.

Pursuant to a written request for hearing as provided by ORS Chapter 183, a hearing before the Board was scheduled for February 18, 1994 at 1:45 pm in the Conference Room of the State Archives Building, Salem, Oregon. Notice of date, time, and place of the hearing and information on procedures, right to representation, and the rights of parties relating to the conduct of the hearing was served upon Jennifer E. Coiner on or about January 14, 1994 by certified mail. The licensee was present but not represented by an attorney.

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 followed procedures for maintaining certification as a rehabilitation counselor.

2. Re-calculation of hours during required time period, April 1, 1992 through April 1, 1993 shows a total of 19.5 hours.

3. Track record with the national association for Certified Rehabilitation Counselors shows 10 years of meeting continuing education requirements.

4. When certificates of attendance were not available, licensee kept other documents in belief they would suffice.

5. All continuing education hours presented by licensee were direct contact, attended training.

6. Licensee identified additional hours taken days before beginning date and days after closing date.

ULTIMATE FINDINGS OF FACT

1. Licensee did not pay attention to licensing requirements.

2. Licensee completed more than the required number of hours within days of the allowable time period.

3. When rounding to the nearest hour, as requested by the Board instructions, 20 hours could be identified.

CONCLUSIONS OF LAW

The number of hours of continuing education required for renewal by ORS 675.725(1)(d) were fulfilled to the satisfaction of the Board.

OPINION

The Board believes licensees, by seeking licensure, have agreed to abide by the regulations of the Board and are obligated to keep abreast of the regulations and must accept the responsibility for and consequences of not reading or studying Board rules and distributed information. The Board believes sufficient information has been distributed and opportunity for clarifications available. The Board also believes that it should not be held accountable for interpretations by others that were not in keeping with the printed materials provided to all licensees. The Board stated that it was not setting precedent by recognizing a first-time situation and may not accept similar arguments in the future. The Board further warns Ms. Coiner to not only pay attention to the required time period for continuing education, but also to make sure the specific course content is directly related to counseling rather than administration or advocacy.

ORDER

Providing sufficient evidence that the minimum standards and requirements for annual continuing education were met, the professional counselor license of Jennifer E. Coiner will not be suspended.

Dated: 3/25/94

[redacted]

Joshua [redacted]. Kadish, Presid[redacted]
Board of Licensed Professional Counselors
and Therapists

Service by certified mail no. P409 902 554 Mailed: 3-30-94

Appeal Rights

Jennifer E. Coiner is entitled to judicial review of this order. Judicial review may be obtained by filing a petition for review with 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.