

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

In the Matter of the Application) FINAL ORDER
for Licensure Renewal)

William R W Eriksen
PO Box 293
Ashland, OR 97520

On or about July 2, 1993, a notice stating that the Board intended to refuse to renew profession counselor license C0512 was served upon William R. W. Eriksen by certified mail. This notice alleged that William R. W. Eriksen (licensee) failed to meet the conditions for renewal.

Pursuant to a written request for hearing as provided by ORS Chapter 183, a hearing before the Board was scheduled for October 15 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 William R. W. Eriksen on or about September 10, 1993 by certified mail. Dr. Eriksen was not present and not represented by an attorney, but had submitted information for inclusion in the record.

Upon conclusion of the hearing, the Board left the record open for Dr. Eriksen to submit additional documentation.

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. The continuing education report and subsequent information filed April 27, 1993 by the licensee does not show 20 hours of continuing education taken between April 1, 1992 and April 1, 1993. It shows one hour at a conference of University Counseling Center Directors.
2. Dr. Glen Shipley and Dr. J. Fraser Pierson attest to 10 hours of clinical supervision during license year.
3. Licensee claims 10 hours from Conference in 1992. Documentation submitted is for the Conference in 1993 and lists discussion groups and topics such as budget cutbacks, limited time, sexual assault, staff morale, dual relationships.
4. Licensee did not submit proof of attendance or information about the 1992 conference. In a certified letter sent October 29, 1993, the Board offered licensee opportunity to submit proof of attendance and that content met continuing education requirements. Materials were to be in the Board office and available before the December 10 meeting.
5. By letter, received in the Board office on December 9, Dr. Eriksen admits he confused discussion conferences with training, but says he can verify at endance.
6. By close of business December 9, 1993, no additional information was received by the Board.

ULTIMATE FINDINGS OF FACT

1. Licensee did not document completion of 20 clock hours of continuing education.
2. Discussion groups for administrators of counseling programs does not meet the definitions of training set forth in rule as meeting the needs of a counselor's client.

CONCLUSIONS OF LAW

The number of hours of continuing education required for renewal by ORS 675.725(1)(d) were not 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.

ORDER

Not having met the conditions for renewal, thereby not renewing, the professional counselor license of William R. W. Eriksen is deemed expired and no longer eligible for renewal.

Dated:

1/25/94


Joshua D. Kadish, Presiding Officer
Board of Licensed Professional Counselors
and Therapists

Service by certified mail no. P 909 902 542

Mailed: 1-28-94

Appeal Rights

William R. W. Eriksen 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.