

**ALCOHOL AND DRUG COUNSELORS COMMITTEE  
PUBLIC SESSION MINUTES  
AUGUST 24, 2007**

**I. CALL TO ORDER**

This scheduled meeting of the Committee was called to order at 9:33 a.m., in the Hudson Conference Room, 6th floor , Newark, New Jersey by Committee Chair Edward Reading who gave notice of compliance with the Open Public Meetings Act.

**II. ROLL CALL**

Present:

Committee Chair, Edward Reading, LCADC  
Committee Vice Chair, Sylvia Lippe, LCADC  
Committee Member, Norwood Allen, CADC  
Committee Member, Jamie Lugo, CADC

Recused:

Until the matter is resolved, Public Member, Lorenzo S. Puertas is recused from attendance based on services he provides related to the profession that may be a possible violation of the statutory requirement for public board members.

Staff Present:

Executive Director, Elaine L. DeMars  
Deputy Attorney General, Susan Berger  
Deputy Attorney General Ginger Provost  
Administrative Staff, Celeste Paige  
Administrative Staff, Ray Yee

**III. INTRODUCTION OF NEW COMMITTEE MEMBERS**

Executive Director DeMars introduced the newly appointed Committee members. Jamie V.C. Lugo, CADC and Norwood H. Allen, Jr., CADC were appointed by Governor Corzine on July 27, 2007.

**IV. APPROVAL OF PUBLIC SESSION MINUTES**

On a motion by Sylvia Lippe, seconded by Jamie Lugo, the minutes of July 27, 2007 public session meeting were approved as amended.

**V. PUBLIC COMMENT**

N.J.A.C. 13:34-2.3(b)4

Richard Bowe, Executive Director of the Addiction Professionals Certification Board of New Jersey (APCBNJ) and Joan Krier, Executive Director and Lisa Daly, Director of Program Services, for New Jersey Prevention Network (NJPN) attended the meeting at the request of the Committee to discuss conflicting information that has been disseminated through the respective agencies regarding the 270 core course work hour requirement.. The Committee clarified that while APCBNJ has changed their requirements by adding specific course requirements to Domains 1,2, 3 and 4, for those who seek an APCBNJ certificate of completion, there has been no change to the requirements for State certification (CADC) or licensure (LCADC) set forth at N.J.A.C. 13:34-2.3(b)4. The

additional/new course titles are not a requirement for certification or licensure, but will be accepted as domain "electives." It was noted that the requirement for each domain, as set forth at N.J.A.C. 13:34-2.3(b)4, requires fifty-four course hours. In the regulations, the minimum six hour course requirements for Domains 1, 2, 3, and 4 do not total fifty-four course hours. Certification and licensure applicants are required to document the full fifty-four hours in each domain. The additional/new APCBNJ course titles will be accepted, but are not required. The Committee noted that other "electives" may be accepted to satisfy the domain hours as long as the course work has been approved (as specified at N.J.A.C. 13:34-2.3(b)4) and is within the specific domain.

## **VI. LEGISLATIVE /REGULATORY**

### **N.J.A.C. 13:34C - Revision Draft Status**

Executive Director Elaine DeMars reported that Regulatory Analyst Maryann Sheehan confirms that the draft revision for N.J.A.C. 13:34C and its suggested changes are currently in the review process within the Division of Consumer Affairs.

## **VII. APPLICATION PROCESSING**

On a motion by Sylvia Lippe, seconded by Norwood Allen the following applications were approved as noted:

### **CADC - Regular**

1. Loetell, Carleton
2. Nelson, Deirdre L.
3. O'Neil, Michael
4. Rutherford, Noreen
5. Schultz, Samantha

### **LCADC - Upgrade**

1. Brewer, John
2. Faines, Ronald
3. Greco, Lydia K.

### **LCADC - Regular**

1. Bellardo, Shirley A.
2. Cristino, Lorette A.
3. Greene, Charles B.
4. Johnson, Charlie P.
5. Kirchmeier, Donna L.
6. Legere, Janie
7. Mederos, Dawn
8. Palmisano, Heather
9. Scalise, Christine K.
10. Taub, Michael S.
11. Wolff, Stacey A.
12. Zahn II, David

### **Approved to Sit for the Oral Examination**

1. Ankrah, Sylvester CADC regular
2. Martin, Wendy LCADC regular
3. Parrish, Norman CADC regular
4. Sabatino, Stacie LCADC regular

5. Saliba, Angela LCADC regular
6. Schwartz, Robert CADC regular
7. Vidal, Kenia CADC regular
8. Westcott, Jessica CADC regular

Approved to Sit for the Written and Oral Examination

1. Bates Jr., James E. CADC regular
2. Davis, Lynn M. LCADC regular
3. Dowling, Marina CADC regular
4. Fairman, Terbett LCADC regular
5. Hedgebeth, Jeremiah J. CADC regular
6. Jalil, Abdul S. CADC regular
7. Kinyatta, Abdul Al Shakia CADC regular
8. Machin, Robin E. CADC regular
9. Pearce, Stephanie I. LCADC regular
10. Saggese, Lisa CADC regular
11. Van Benthuyzen, Terri A. LCADC regular

## **VIII. OLD BUSINESS**

### **A. Proposed Application Revisions**

The Committee reviewed proposed revisions to the application for certification/licensure. The revision are intended to further assist applicants in providing the required information and documentation. The Committee determined to define the term "electives" on the revised application as follows: "Electives" are additional courses within each domain to total 54 hours. By completing electives you can satisfy the requirement for the domain."

### **B. Ron Martino**

The Committee reviewed the July 25, 2007 letter from James P. Nolan, Esq., and his certification that the list of clients previously submitted by Mr. Martino represents the total list of clients (since March 15, 2004). Mr. Martino's former clients submitted written confirmation stating that Mr. Martino has informed that he is no longer providing alcohol and drug counseling services, pursuant to the Consent Order filed February 23, 2007. None of his former clients are seeking restitution.

## **IX. NEW BUSINESS**

### **A. Douglas J. Susan, Esq., Catholic Charities, Diocese of Metuchen**

#### **Scope of Practice: Urinalysis for Drug Testing**

The Committee received an email which raised the question, "Is it within the scope of practice for an LCADC (or CADC under the supervision of an LCADC) to order and interpret the results of a urinalysis for drug testing?" The Committee will advise the writer that the motivation for testing is usually either clinical or legal. At times, and in some cases, the motivations overlap. The clinical motivations include, Assessment/Diagnosis, Recovery Monitoring, Early Detection of Relapse, etc. Some legal motivations include, the violation of law or regulations, public safety, identification of illegal use, etc. Most clients, as well as many clinicians, utilize the legal motivations more than the clinical motivations. If the testing is being used for exclusively clinical reasons, it can be an extremely valuable adjunct to the therapeutic process, especially when being used to treat progressive, chronic disease.

A licensed physician is able to "order" toxicology tests for a patient. In many programs, which have a medical director, the physician has "standing orders" for tests to be done for a variety of clinical reasons. A CADC or LCADC may "implement" the physician's order. APN's and PA's may also order testing.

An LCADC can also "order" a toxicology test for a variety of reasons, such as part of an initial or ongoing assessment, recovery monitoring, early detection of relapse, etc. Some, not all, toxicology laboratories require a physician's order, while others allow for licensed therapists to order toxicology tests. The LCADC should only order toxicology tests, not other medical tests, such as HIV, Hep.C, etc. A CADC may "implement" an ordering of a test by a physician's standing order, or by a clinical supervisor.

A CADC cannot order a test independent of a Licensed Clinical Supervisor.

The only person who can "officially interpret" toxicology tests are those physicians who have been certified as an MRO (Medical Review Officer). These individuals must have taken a specific CME (Continuing Medical Education) course, and passed a written examination of the topics. A Certified or Licensed Counselor can only communicate the results and interpretation provided by the MRO (to authorized individuals). Interpretation of toxicology tests is limited to the scope of practice of the MRO. Individuals who are not certified as an MRO cannot interpret what may appear as a positive or negative test result. **THE ONLY ONE WHO CAN INTERPRET THESE TESTS ARE THE MRO.** Administrators, Counselors, Supervisors, Lawyers, etc. cannot interpret toxicology tests unless they are also a certified MRO. If information is being forwarded to the Division of Criminal Justice or Administrative Law, only the MRO can interpret the test results.

Individuals who work with toxicology testing (e.g. Clinical Supervisors, Administrators who develop program policy, etc.) as a major component of their job function or scope of practice, should maintain up-to-date continuing education of the topic, since the science, the technology, and the legal issues related to it are evolving rapidly most programs require drug testing as part of the admission into the program. The agency program director (agency) determines whether to require drug (urine) testing . There are programs that require monthly drug testing and others (drug courts) require weekly testing where the medical personnel interprets the results. In most cases there is a "standing order" of the Medical Director. The counselor implements the order. (If there is no Medical Director, the test can be used as part of the assessment process. The counselor, however, should have knowledge and experience in integrating results into treatment. Interpretation of results requires the expertise of a Medical Review Officer (MRO), but the counselor can utilize the results of the test that has been interpreted by the MRO. It was noted that some labs include the MRO reviews while on-site testing does not usually include the expertise of the MRO. If information is being forwarded to the Division of Criminal Justice or Administrative Law, only the MRO can interpret the results.

## **X. NEXT MEETING**

The next meeting of the Committee is scheduled for September 21, 2007 at 9:30 a.m. at 124 Halsey Street, Newark, New Jersey.

## **XI. EXECUTIVE SESSION**

On a motion by Norwood Allen, seconded by Jamie Lugo the Committee moved to Executive Session to review pending applications and to discuss pending disciplinary and confidential matters.

## **XII. ADJOURNMENT**

On a motion by Sylvia Lippe, seconded by Norwood Allen the meeting adjourned at 3:21 p.m.