

# ACA GOVERNING COUNCIL MEETING

## MINUTES

April 5-7, 2005

### Call to Order (Introductions and Announcements)

The ACA Governing Council meeting was called to order at 8:45 a.m., at the Omni Hotel at CNN Center, Atlanta, Georgia. President Samuel T. Gladding presided. Governing Council members present for all or part of the meeting were as follows:

Patricia Arredondo, ACA President-Elect  
Randy L. Burwell, Midwest Region  
Robert K. Conyne, ASGW and Internal Process Observer  
Bernadine L. Craft, C-AHEAD  
Samuel T. Gladding, ACA President  
Jane Goodman, ACA Treasurer  
David B. Hershenson, ARCA  
Warren F. Housley, ASERVIC  
A. Michael Hutchins, CSJ  
Greta M. Krahn, AADA  
Rachel B. Kristianson, Western Region  
Michael C. Lazarchick, NECA  
Lynn E. Linde, Southern Region  
Colleen R. Logan, AGLBIC  
Stephen H. London, North Atlantic Region  
Kim Long, ASCA  
Cathy Malchiodi, ACC  
Ja'Nitta Marbury, AMCD  
Niloufer M. Merchant, External Process Observer  
Juliet V. Miller, NCDA  
Cynthia J. Osborn, IAAOC  
Pamela O. Paisley, ACES  
Mark Pope, ACA Past President  
Timothy D. Rambo, Student Representative  
Sylvia E. Shortt, ACCA  
Molly L. Van Duser, IAMFC  
Glenna Wentworth, AMHCA  
S. Allen Wilcoxon, ACA Parliamentarian  
F. Robert Wilson, AACE  
Sandra L. Winborne, ACEG

Richard Yep, ACA Executive Director

Ja'Nitta Marbury was unable to be present on the last day of the meeting, and AMCD was represented by Beatrice Tatum.

Others in attendance at the meeting as guests or observers, included the following:

Nicola Barden, Vice Chair, British Association for Counseling and Psychotherapy  
 Scott Barstow, ACA Director of Public Policy and Legislation  
 Debra Bass, ACA Marketing Coordinator  
 Barbara Blackburn, ASCA President-Elect  
 Tim Bond, Former Chair, British Association for Counselling and Psychotherapy  
 Rocco Cottone, ACA Ethics Revision Task Force Member  
 Joseph Dear, Chair, ACA Western Region, and member of ACA Awards Committee  
 Lorne Flavelle, Canadian Counselling Association  
 Harriet Glosoff, ACA Ethics Committee Co-Chair  
 Sunny Hanson, ACA Past President, and Public Awareness and Support  
 Committee Member  
 Robin Hayes, ACA Director of Convention and Meetings  
 Suzanne Hobson, ACA Human Rights Committee Co-Chair  
 Theresa Holmes, ACA Executive Assistant to the Executive Director  
 Janet Jones, CSJ Leader  
 David Kaplan, ACA Associate Executive Director, Professional Affairs  
 Michael Kocet, ACA Ethics Committee Co-Chair  
 Courtland C. Lee, ACA Past President and Co-Chair, ACA International Committee  
 Barbara MacCallum, Canadian Counselling Association  
 Richard Mozier, ACA Associate Executive Director, Finance and Business Development  
 Carol Neiman, ACA Associate Director, Membership and Meetings  
 Beverly J. O'Bryant, ACA Past President, and AMCD President-Elect-Elect  
 David Paterson, Canadian Counselling Association  
 Val Potter, Chair, British Association for Counselling and Psychotherapy and  
 Co-Chair, ACA International Committee  
 Russell A. Sabella, ASCA Past President  
 Howard B. Smith, Liaison, Practice Research Network Task Force  
 Vilia Tarvydas, ACA Ethics Committee Member  
 Dawn Tullis, ACA Meetings Department  
 Marie A. Wakefield, ACA President-Elect-Elect

### **Governing Council Meeting Rules**

President Gladding called attention to the Governing Council Meeting Rules. These had been approved as meeting rules for the year at the previous Governing Council meeting, so no further action was called for. Parliamentarian Allen Wilcoxon noted some of the provisions of these meeting rules and outlined the specifics for the conduct of this meeting.

### **Explanation and Assignments to Subcommittees**

President Gladding explained the concept of using Subcommittees to facilitate the business of the Governing Council. He noted that each of the four Subcommittees would be assigned specific agenda items and the intent is that these be discussed in the Subcommittees and that recommendations then be brought back to the full body for action. The Subcommittees held two sessions during the course of the meeting to discuss agenda items and make recommendations and/or proposed motions.

### **Approval of Agenda**

President Gladding called attention to the proposed Agenda for the meeting, and noted some of the specific items.

It was moved by Pope and seconded by Winborne that: The Agenda for the Governing Council meeting of April 5-7, 2005 be approved. Motion passed.

### **Presentation of Membership Research Project**

Mr. Paul Meyer of Tecker Consultants presented a report on a membership research project that his firm had conducted for ACA. This study attempted to identify membership issues, some of the reasons that former members had not continued with their membership, and some of the programs and services that would increase membership retention. Following the presentation, Mr. Meyer responded to questions from the group and there was a discussion of the report and of the many issues it raised.

### **Reports from Officers**

President Gladding, President-Elect Arredondo, and Past President Pope reported briefly on their activities, and each called attention to their written reports which were contained in the backup materials. There was no action required on these reports.

Executive Director Richard Yep presented a report on activities that are being carried out and on the status of various projects and ongoing concerns. No action was required on this report.

Treasurer Jane Goodman reported on the financial condition of the Association and called attention to several motions being submitted by the Financial Affairs Committee for action by the Governing Council. Her report was for information only, and each of the proposed actions are covered later in these Minutes.

### **Update on Revision of Policies and Procedures**

It was noted that a process has begun to update the Association Policies and Procedures to make them less cumbersome and to clarify some of these policies. No action was indicated at this time.

### **JCTP Report**

Governing Council members were given a copy of a report from the Joint Committee on Testing Practices in their backup materials. This report was for information only and no Governing Council action was required.

### **Approval of Minutes from Past Meetings**

Attention was called to the Minutes from the September 2004 Governing Council meeting and the Minutes of Executive Committee meetings since that time.

It was moved by Hutchins and seconded by Hershenson that: The Governing Council approve the Minutes of the following meetings:

ACA Governing Council – September 10-11, 2004

ACA Executive Committee – September 12, 2004

ACA Executive Committee – February 14, 2005

ACA Executive Committee e-mail ballot conducted as of March 9, 2005

Motion passed.

### Approval of Committee Appointments

Attention was called to the nominees for appointment to ACA Committees as submitted by President-Elect Arredondo. Dr. Arredondo had also submitted her appointments for Committee Chairs for 2005-2006.

It was moved by Hutchins and seconded by Winborne that: The Governing Council approve the Committee and Task Force appointments as submitted by President-Elect Arredondo. Motion passed. The appointments as approved by this motion are as follows:

#### Awards Committee

Renee Staton, Co-Chair  
 Robert Barret, Co-Chair  
 Melanie Rawlins, new committee member  
 Robin Wilbourn Lee, new committee member  
 Christine Eddy, Student representative

#### Bylaws and Policies Committee

Michele Carpentier, Co-Chair  
 Kathleen McDonald, Co-Chair  
 Hunter D. Alessi, new committee member  
 Christopher Roseman, Student representative

#### Cyber-Technology Committee

Kenneth McCurdy, Chair  
 Timothy Baker, new committee member

#### Ethics Committee

Harriet Glossoff, Co-Chair  
 Samuel Sanabria, Co-Chair  
 Shawn Spurgeon, new committee member  
 Louis Downs, new committee member  
 Christine Luquette, Student representative

#### Human Rights Committee

Rita Chung, Co-Chair  
 Nicole Hill, Co-Chair  
 Cyrus Ellis, new committee member  
 Laurie Vargas, new committee member  
 Laurie McClurg, Student representative

#### International Committee

Daya Sandhu, Co-Chair  
 Mary Alice Bruce, Co-Chair  
 Tadesse W. Giorgis, new committee member  
 Rhonda F. Jeter, new committee member  
 Veronica Kimemia, Student representative

#### Interprofessional Committee

Edward Delgado-Romero, Co-Chair  
 Loan Phan, Co-Chair  
 Mika Watanabe-Taylor, new committee member  
 Kris Wheatley, new committee member  
 Kevin Feisthamel, Student representative

#### Nominations and Elections Committee

Samuel T. Gladding, Chair  
 Robert Nejedlo, new committee member

Professional Standards Committee

Patricia Stevens, Chair  
 Herbert Exum, new committee member  
 Rhonda Neswald-Potter, new committee member  
 Charles Lindsay, Student representative

Public Awareness and Support Committee

Bret Hendricks, Chair  
 Renee Middleton, new committee member  
 Patricia Nunez, new committee member  
 Aneesha Bhimani, Student representative

Public Policy and Legislation Committee

Dana Couch-Davis, Co-Chair  
 Caroline Wilde, Co-Chair  
 Ann Carter-Obayuwana, new committee member  
 Veronica Bordes, Student representative

Publications Committee

Jon Carlson, Co-Chair  
 Maureen Kenny, Co-Chair  
 Paul Peluso, new committee member  
 Michael Illovsky, new committee member  
 Angela Zapata, Student representative

Research and Knowledge Committee

Michael D'Andrea, Co-Chair  
 Patrick Akos, Co-Chair  
 Donna Kaiser, new committee member  
 Linwood Vereen, new committee member  
 Liza Hita, Student representative

Strategic Planning Committee

Ann Chapman, Chair  
 Bernal Baca, new committee member  
 Timothy Rambo, Student Representative

**Approval of Task Forces**

Attention was next called to the new and continuing Task Forces that President-Elect Arrodondo has submitted for approval by the Governing Council.

It was moved by Hutchins and seconded by Winborne that: The Governing Council approve the Task Force appointments as submitted by President-Elect Arrodondo.  
Motion passed. The Task Forces as approved by this motion are as follows:

Blue Ribbon Panel  
 Impaired Counselors Task Force  
 Sexual Minority Youth in Schools Task Force  
 Graduate Student Association  
 Implementation of the Multicultural Counseling and Advocacy Competencies  
 Best Practices for Working with Latino Clients  
 Best Practices to Empower All Families Through Counseling Interventions  
 Best Practices for Working with Immigrant Clients and Families  
 Mental Health Models in School Counseling

### Approval of 2005-2006 Parliamentarian

It was moved by London and seconded by Hershenson that: The Governing Council approve Judy Lewis to serve as Parliamentarian for the 2005-2006 Association year. Motion passed.

### Approval of Treasurer-Elect

A nominee for Treasurer-Elect of ACA for 2005-2006 is to be submitted by the President-Elect-Elect. This nominee will be submitted for approval to the ACA Executive Committee when that group meets in May 2005.

### Other Necessary Appointments

There are several other appointments that the incoming President-Elect needs to make each year. Of these, the Governing Council needs to approve the Student Representative to the Governing Council and the appointments to the ACA Insurance Trust and ACA Foundation.

It was moved by London and seconded by Hershenson that: The Governing Council approve the appointment of Timothy Rambo to serve as Student representative to the Governing Council for the 2005-2006 Association year. Motion passed.

It was moved by London and seconded by Hershenson that: The Governing Council approve the appointment of Judy Lewis to serve as Chair of the ACA Insurance Trust for 2005-2006 and the appointment of Bernal Baca as the new Trustee on the Insurance Trust. Motion passed.

It was noted that the ACA Foundation will be submitting nominees for Trustee and that the new Trustee will be selected from that group. This appointment will be submitted to the ACA Executive Committee for approval when that group meets in May 2005.

President-Elect Arredondo also announced the following appointments, which did not require Governing Council action for approval.

Financial Affairs Committee representatives:

Regions – Rachel Kristiansen

Divisions – Michael Hutchins

Representative to Executive Committee representing underrepresented groups:

Sandra Winborne (subject to approval by the Human Rights Committee)

### Caucuses for Election of Representatives

Policy requires that the Divisions and Regions shall caucus at some point during the Spring Governing Council meeting to select their representatives to the ACA Executive Committee, Nominations and Elections Committee, and Strategic Planning Subcommittee for the coming year. Consequently, these groups each held a caucus with the following results:

2005-2006 Executive Committee:

Division representative – Pam Paisley

Region representative – Steve London

2005-2006 Nominations and Elections Committee:

Division representative – Kim Long

Region representative – Randy Burwell

2005-2006 Strategic Planning Subcommittee:

Division representatives – Cathy Malchiodi and Molly Van Duser  
 Region representative – Anita Jones

**Committee and Task Force Reports**

Attention was called to the reports from the ACA Committees and Task Forces that had submitted reports. In some instances, the reports were for information only, and no Governing Council action was indicated for those. However, some Committees and/or Task Forces had submitted recommendations for action. Those recommendations were considered by the Governing Council and the actions taken concerning each such Committee or Task Force are included in these Minutes.

**Ethics Committee**

The ACA Ethics Committee had submitted several recommendations, and each of these was considered.

It was moved by Logan and seconded by Shortt that: The ACA Policies and Procedures for Processing Complaints of Ethical Violations be revised to allow for educational advice and counsel in closing selected case adjudications. Educational advice and counsel rendered by the committee should in no way be construed as a finding of unethical conduct or a sanction. Motion passed.

It was moved by Conyne and seconded by Logan that: Section K and Section O of the zxACA Policies and Procedures for Processing Complaints of Ethical Violations be edited to be consistent regarding telephone conference adjudication hearing versus physical in-person conferences adjudication hearings. Motion passed.

It was moved by Conyne and seconded by Hutchins that: Policy language in Section N of the ACA Policies and Procedures for Processing Complaints of Ethical Violations is changed to include new language as submitted and that the title of Section N is changed as noted below. Motion passed. The new language approved by this motion is as follows:

Section N  
 Sanctions

N.7. The ACA Ethics Committee will receive and review evidence that an Ethics Committee sanction has been completed and fulfills the terms and conditions imposed by the Committee. A quorum is needed to take a vote and a majority of votes cast will determine whether that obligation has been satisfied or not. A letter of notification will be sent by the Co-Chair of the Committee to the member stating the Committee's decision within thirty (30) business days from receipt of proof of completion.

Members of the Ethics Committee presented the proposed revision to the ACA Code of Ethics and responded to questions from the Governing Council. In the discussion that followed, there were a number of minor changes proposed and considered.

As a result of this discussion, it was moved by Pope and seconded by Van Duser that: The Governing Council votes to refer action on the Code of Ethics to the ACA Executive Committee meeting in May 2005. Motion passed. The Ethics Committee will

incorporate any agreed upon changes from the discussion in this meeting into the Code of Ethics prior to that Executive Committee meeting.

### **Financial Affairs Committee**

As requested earlier, the Financial Affairs Committee had provided a financial impact statement on possible action to require concurrent membership in ACA and one or more Division. The Governing Council took no further action on this topic at this meeting.

It was moved by Paisley and seconded by Winborne that: ACA recognize long standing members at the opening session of the ACA Convention by having members stand who have 10+, 15+, 20+ years of membership and provide a corresponding sticker at the registration desk that can be attached to the name badge. Motion passed.

It was moved by Marbury and seconded by Kristianson that: The Governing Council moves to extend the Super Saver 2 Rate for Convention registration fees for students until February 1<sup>st</sup> of each year. Motion passed.

It was moved by Marbury and seconded by Lazarchick that: The decision on reducing the number of members on the Public Policy and Legislation Committee from nine to six be deferred to the Executive Committee and ACA staff for more information by Fall 2005 Governing Council.

It was moved by Linde and seconded by Wilson that: This motion be tabled. Motion passed, and the motion was tabled.

The Governing Council was informed that funds have been made available to proceed with the production of the Spanish Language Video as authorized at a previous Governing Council meeting. No further action was required at this time.

### **Interprofessional Committee**

The Interprofessional Committee had submitted a proposed process for strengthening and formalizing interprofessional liaisons that the Governing Council was asked to consider. The Committee also requested approval of proposed parameters for related professional organizations and for related human rights advocacy organizations.

It was moved by Van Duser and seconded by Craft that: The process for the appointment of interprofessional liaisons, parameters for related professional organizations and parameters for related human rights advocacy organizations be referred to the President who will, in consultation with staff, revise the document and present it at the May 2005 Executive Committee meeting. Motion passed.

### **Nominations and Elections Committee**

The Governing Council considered a proposal for a change in method of handling the nominations and election procedure.

It was moved by Kristianson and seconded by London that: (a) a software system be used to gather candidate information, and (b) a strict in-house procedure be followed for tallying ballots.



It was moved by Wilson and seconded by Hutchins that: The Governing Council moves to divide the question. Motion passed, and the motion on the floor was divided into the two parts.

Vote was called for on Section A that: A software system be used to gather candidate information. Motion passed.

It was moved by Pope and seconded by Wilson that: Since this particular issue (a strict in-house procedure be followed for tallying ballots) is not of immediate urgency, that this issue be tabled. Motion passed, and this matter was tabled.

### **Public Policy and Legislation Committee**

The Public Policy and Legislation Committee had requested an increase in its budget for 2005-2006 in order to carry out some proposed activities. This request was considered and the following motion was adopted.

It was moved by Miller and seconded by Hershenson that: The Public Policy and Legislation Committee budget for FY 2005-06 be approved at \$10,500. After the ACA President, Public Policy and Legislation Committee Chair, and ACA legislative staff meet, the Public Policy and Legislation Committee Chair may request additional funding by submitting a written plan and details on a budget. Motion passed.

### **Strategic Planning Committee**

The Governing Council looked at the observations and recommendations made by the Strategic Planning Committee, but no action was taken at this meeting.

### **Task Force on Impaired Counselors**

This Task Force requested that it be continued for an additional year to complete its task. In addition, it is recommending a change in language in the ACA Code of Ethics regarding counselor impairment.

It was moved by Hutchins and seconded by Logan that: The report from the Task Force on Impaired Counselors re: The ACA Code of Ethics, be referred to the ACA Ethics Committee for consideration (under C.2.g.) for appropriate language relative to shared community responsibility. Motion passed.

It was moved by Linde and seconded by Craft that: The Task Force on Impaired Counselors be extended for one year. Motion passed.

### **High Stakes Testing Task Force**

The High Stakes Testing Task Force submitted a Position Paper on High Stakes Testing for consideration and approval by the Governing Council.

It was moved by Wilson and seconded by Krahn that: The Governing Council approve ACA's Position Statement on High Stakes Testing upon the condition that ASCA be consulted regarding the inclusion of appropriate sections of their position statement and

with final approval by the ACA Executive Committee no later than May 2005. Motion passed.

### **Practice Research Network**

Dr. Howard Smith presented a report on the activities and current status of the Practice Research Network. He indicated that for this group to continue its work, it is necessary for them to be financed due to the discontinuance of their previous funding. He then responded to questions from the group. This report was discussed by the Governing Council, but no action was taken.

### **Graduate Student and New Professionals Task Force**

The Graduate Student and New Professionals submitted two proposals for action by the Governing Council.

It was moved by Paisley and seconded by Malchiodi that: The Governing Council votes to modify student membership status to include All But Dissertation (ABD) students, as defined as actively engaged in the dissertation process. Motion passed.

The Governing Council also noted the proposal from this Task Force to extend the New Professional Membership category from one year to two, but did not take action on this matter.

### **Motions from Financial Affairs Committee**

The Governing Council acted on several motions submitted by the Financial Affairs Committee, as action items.

It was moved by the Financial Affairs Committee that: The Governing Council moves to maintain the suspension of Policy #301.2 and raise professional/regular dues \$10 effective July 1, 2005 (FY 2006) to \$145. Motion passed.

It was moved by the Financial Affairs Committee that: The Governing Council adopt Tate and Tryon's FY 2004 Audit Report. Motion passed.

It was moved by the Financial Affairs Committee that: None of the elected officers of the Association shall receive any form of compensation for these services to the Association with the exception that the Governing Council can approve compensation for the Association's President (base \$25,000 up to \$55,000), President-Elect (\$15,000), Past President (\$5,000), Treasurer(\$5,000).

It was moved by Pope and seconded by Winborne that: The motion be amended to include a range for the President-Elect from \$15,000 to \$27,500, and for Past President from \$5,000 to \$13,750. Motion defeated.

Vote was then called for on the motion that: None of the elected officers of the Association shall receive any form of compensation for these services to the Association with the exception that the Governing Council can approve compensation for the Association's President (base \$25,000 up to \$55,000), President-Elect (\$15,000), Past President (\$5,000), Treasurer(\$5,000). Motion passed.

At a later point in the meeting, it was moved by Logan and seconded by Shortt that: The motion passed earlier to change the compensation for ACA President, President-Elect, and Past President be rescinded. Motion passed, and the motion was again on the floor.

It was then moved by Logan and seconded by Krahn that: The base compensation for ACA President, President-Elect, and Past President be returned to the original amounts. It will be up to the discretion of the individual as to whether or not he/she chooses to receive the full amount. Value judgments of such decisions shall be avoided to the extent possible.

It was moved by Wilson and seconded by Osborn that: The motion be amended by striking the third sentence. Amendment passed.

Vote was then called for on the motion, as amended to read that: The base compensation for ACA President, President-Elect, and Past President be returned to the original amounts. It will be up to the discretion of the individual as to whether or not he/she chooses to receive the full amount. Amended motion passed.

It was moved by the Financial Affairs Committee that: The Governing Council approve the adoption of the FY 2006 proposed budget reflecting \$8,894,539 in revenues, \$8,774,071 in expenses, and \$120,468 as projected revenues over expenses. Motion passed.

### **Proposed Bylaws and Policy Amendments**

The ACA Bylaws and Policy Committee had submitted three proposed changes in ACA Bylaws for Governing Council consideration and action..

The first proposed change involved a change regarding Student Representation. Although a motion was drafted on this matter, it did not come to the floor and will be considered by the ACA Executive Committee at its May 2005 meeting.

It was moved by Krahn and seconded by Van Duser that: The Governing Council moves to change Policy 501.10 to insert a new Section B as follows: A practical application and/or experiential component will be included in the diversity training. Motion passed.

It was moved by Linde and seconded by Long that: The proposed change in Bylaws regarding Ethnic Minority representation be referred back to the Human Rights Committee for the development of comprehensive strategies for increasing minority representation in leadership.

It was moved by Pope and seconded by Hutchins that: The motion be amended to move that the Human Rights Committee will be directed to develop comprehensive strategies for increasing ethnic minority representation in leadership and report back to the Governing Council at our next meeting in fall 2005. Amendment passed.

Vote was called for on the motion as amended that: The Human Rights Committee will be directed to develop comprehensive strategies for increasing ethnic minority representation in leadership and report back to the Governing Council at our next meeting in fall 2005. Amended motion passed.

### **AGLBIC Resolution**

It was moved by Craft and seconded by Van Duser that: Based on the research supporting same sex parenting, that the resolution regarding Sexual Orientation, Parenting and Children be approved. Motion passed. The resolution, as adopted, reads as follows:

WHEREAS, ACA actively supports policy and legislation that promotes safe, secure and nurturing environments for all children; and

WHEREAS, ACA has an established nondiscrimination policy mandating that professional counselors do not condone or engage in discrimination based on sexual orientation; and

WHEREAS, discrimination against lesbian, gay, bisexual and transgender parents deprives their children of the benefits, rights and privileges enjoyed by the children of heterosexual parents; and

WHEREAS, some jurisdictions prohibit gay, lesbian, bisexual and transgender individuals and couples from adopting children; and

WHEREAS, there is no scientific evidence that parenting effectiveness is exclusively related to parental heterosexual orientation; lesbian, gay, bisexual and transgender parents are as likely as heterosexual parents to provide healthy and supportive environments for their children; and

WHEREAS, research indicates that the adjustment, development and psychological well-being of children is unrelated to parental sexual orientation and the children of gay, lesbian, bisexual and transgender parents are as likely as those of heterosexual parents to thrive;

THEREFORE, BE IT RESOLVED, That the American Counseling Association opposes any discrimination based on sexual orientation in matters related to creating and maintaining families including adoption, child custody and visitation, foster care, and reproductive health care; and

BE IT FURTHER RESOLVED, That the American Counseling Association believes that children reared by a same-gender couple benefit from legal ties to each parent; and

BE IT FURTHER RESOLVED, That the American Counseling Association shall take an active leadership role in opposing all discrimination based on sexual orientation in matters related to creating and maintaining families including adoption, child custody and visitation, foster care, and reproductive health services; and

BE IT FURTHER RESOLVED, That the American Counseling Association strongly encourages counselors to actively participate in the elimination of all discrimination based on sexual orientation in matters of adoption, child custody and visitation, foster care, and reproductive health services in their practice, research, education and training; and

BE IT FINALLY RESOLVED, That the American Counseling Association shall continue to serve as a resource to the general public as well as to its members, divisions and regions regarding discrimination based on sexual orientation in matters of creating and maintaining families including adoption, child custody and visitation, foster care, and reproductive health services.

### **Advocacy for "Duty to Warn" or "Duty to Protect" Legislation**

The Governing Council discussed the proposal for legislation regarding the establishment of statutory laws on the responsibility of mental health professionals to warn or protect violent acts threatened by clients.

It was moved by Wilson and seconded by Wentworth that: The Governing Council moves to direct the Public Policy and Legislation Committee to:

- a. Advocate for the establishment of statutory laws regulating the responsibility of mental health professionals duty to warn or protect violent acts threatened by their clients in states where a counselor's *Tarasoff* duty is not defined by statutory law;
  - b. Advocate for the adoption of directives regulating a mental health professional's *Tarasoff* duty in jurisdictions (e.g., military bases) outside state control;
  - c. Provide assistance to ACA branches' efforts to advocate for the establishment of statutory law regulating a mental health professional's *Tarasoff* duty within their branch jurisdictions (through awarding of grants, use of the Talent Bank formed by the committee, issuing a Briefing Paper regarding the need for *Tarasoff* statutes, and technical assistance from committee and professional staff);
  - d. Submit a report of progress at the Autumn ACA Governing Council meeting.
- Further, that the Public Policy and Legislation Committee include advocacy for the enactment of "Duty to Warn" legislation in its advocacy agenda for FY 2006 and that during FY 2006, the Public Policy and Legislation Committee investigate the feasibility of such advocacy and develop an advocacy plan (including the possibility of partnering with other affected professional groups) to be delivered to the ACA Governing Council by its Spring 2006 meeting. Motion passed.

#### **Regional Leadership Meeting Sites**

Policy requires that the sites for the Regional Leadership meetings that are held each fall be approved by the ACA Governing Council. Therefore, the proposed sites for the Fall 2005 meetings were submitted for approval.

It was moved by Kristianson and seconded by Burwell that: The following sites be approved for the Fall 2005 Regional Leadership meetings.

- Midwest Region – Oklahoma City, OK
- North Atlantic Region – Stamford, CT
- Southern Region – Memphis, TN
- Western Region – Honolulu, HI

Motion passed.

#### **Unfinished Business**

It was agreed that the ACA Executive Committee shall be empowered to act on any items that are not completed at this Governing Council meeting.

#### **Appreciation**

It was moved by Gladding and seconded by Pope that: The Governing Council adopt the resolution expressing appreciation for the Ethics Revision Task Force. Motion passed by acclamation. The Resolution, as adopted, reads as follows:

WHEREAS Michael Kocet and the Task Force that has revised the ACA Code of Ethics has worked long and hard on week days, weekends, nights and in face-to-face meetings since 2002, giving of themselves in an unselfish and altruistic way; and

WHEREAS the document they have produced is thorough and exemplary in its coverage with attention to diversity, purpose, and aspirations;

THEREFORE, BE IT RESOLVED, that the ACA Governing Council commend and thank the Task Force for both the document it produced and the monumental effort it invested in writing, revising, and presenting this Code.

It was moved by Conyne and seconded by Pope that: The Governing Council moves to recognize the dedication of long term ACA staff, specifically the staff who have been with the association for more than 25 years. The ACA President and Executive Director are to find an appropriate way in which to recognize these five staff. Motion passed.

It was moved by Gladding and seconded by the body that: The Governing Council thanks Mark Pope for his wisdom, willingness to confront hard issues, share his passion for a better world and a better ACA, and spending time, energy, and love in the service of ACA. Motion passed by acclamation.

It was moved by Gladding and seconded by the group that: The Governing Council express profound appreciation and gratitude to the following people who, although they will continue to be Governing Council members until June 30, 2005, are attending their last in-person Governing Council meeting.

Robert Conyne  
Bernadine Craft  
Warren Housley  
Greta Krahn  
Lynn Linde  
Niloufer Merchant  
Juliet Miller  
Mark Pope  
Allen Wilcoxin

Motion passed by acclamation.

### Adjournment

It was moved by Kristianson and seconded by Winborne that: The ACA Governing Council meeting be adjourned. Motion passed.

The meeting was adjourned at 12:00 noon on April 7, 2005.