

**TENNESSEE
PRIVATE PROBATION SERVICES COUNCIL
MINUTES**

DATE: December 3, 2010

PLACE: 2nd Floor Conference Room- Andrew Johnson Tower
710 James Robertson Parkway
Nashville, Tennessee

PRESENT: Board Members:
Judge Chris Craft, Chairman
Judge J. Klyne Lauderback
Judge Hugh Harvey
Judge John Hudson
Sidney Chism
Dena McCollough
Veronica Thornton

PRESENT: Staff Members:
Donna Hancock, Executive Director
Benton McDonough, Assistant General Counsel
Adrian Chick, Assistant General Counsel

CALL TO ORDER:

Chairman Craft called the meeting to order at 10:00 a.m. and the following business was transacted:

Ms. Hancock called the roll. All council members were present.

Judge Craft recognized the service of former member Judy Harvey and welcomed her replacement, Veronica Thornton. Ms. Thornton has been working in the private probation services field since 1988.

Judge Craft welcomed Benton McDonough, new Assistant General Counsel to the Private Probation Services Council. Mr. Chick advised that he will continue working with the Council as part of the litigation team.

Mr. Chick advised that he submitted the Council's suggested legislative amendment regarding 'meeting dates' to the Commissioner but that he is unsure if the Governor will pursue the change during the next legislative session. Mr. Chick stated that he would notify the Council of the Governor's decision as soon as he received it.

Agenda - Ms. Hancock advised that Craig Turner of Correction Service, Inc. called to advise that he would be unable to attend the meeting. Therefore, she asked that his presentation be removed from the agenda. The agenda was adopted as amended.

Minutes – Ms. McCollough made a motion to approve the minutes of September 3, 2010 as amended, seconded by Judge Hudson. **MOTION CARRIED.**

LEGAL REPORT - ADRIAN CHICK, STAFF ATTORNEY

Mr. McDonough presented the following Legal Report for consideration:

1. Complaint No. 2010012521 TENNESSEE COMMUNITY COUNSELING

Complaint: Respondent violated Administrative Rule 1177-1-.08(1). The respondent failed to pay “quarterly provider” fees even after they received a letter of warning from board staff informing them of a ten (10) day deadline.

Response: No response has been received at this time.

History: No prior complaints.

Recommendation: Consent Order with a \$500 civil penalty and authorization for hearing.

MOTION: Judge Lauderback made a motion to accept Legal’s recommendation, seconded by Judge Hudson. **MOTION CARRIED.**

2. Complaint No. 2010029211 ABUSE INTERVENTION WITH LIFE SKILLS

Complaint: The complainant states that the respondent is actively partaking in unlicensed activity. Complainant alleges that the Hamilton County General Sessions Court orders defendants to this facility for counseling; however, the respondent is not a properly licensed private probation company.

Response: Respondent states that their company does not provide probation services to any client in any program. In fact, respondent states that they are certified through the Domestic Violence State Coordinating Council.

History: No prior complaints.

Recommendation: Dismiss.

MOTION: Judge Harvey made a motion to accept Legal’s recommendation, seconded by Judge Hudson. **MOTION CARRIED.**

200901209-1 (not on Legal Report that was distributed)

Mr. Chick advised that he presented this complaint to the Council at their meeting on June 4, 2010 and they authorized formal charges to be filed against the Respondent for possible unlicensed activity. Currently this company is not operating and it appears that there is a lawsuit involved. Mr. Chick recommended that the complaint be closed and the license file flagged to reopen the complaint if the company reapplies for a license. After some discussion, the Council decided to let their original authorization for a hearing stand.

ADMINISTRATIVE REPORT - DONNA HANCOCK, DIRECTOR

Complaint Statistics & Comparison Report – Ms. Hancock presented a report of the complaints open at this time last year compared to the ones currently open.

Ms. Hancock also advised that she has requested information regarding the Council's budget and the report for the last fiscal year (FY 09/10) has not been completed yet. She was able to obtain the figure for the total revenues collected in FY 09/10 by the Council which was approximately \$19,000 more than the previous fiscal year.

NEW BUSINESS / UNFINISHED BUSINESS:**Election of Officers –**

Chairman: Judge Lauderback made a motion to nominate Judge Craft as Chairman, seconded by Judge Hudson. **MOTION CARRIED. Judge Craft was elected by acclamation.**

Vice-Chairman: Judge Hudson made a motion to nominate Judge Lauderback, seconded by Ms. McCullough. **MOTION CARRIED. Judge Lauderback was elected by acclamation.**

Judge Hudson advised that he would be interested to see examples of quarterly reports submitted to the Council by metropolitan entities compared to rural entities. Ms. Hancock advised that she would bring copies to the next meeting for the Council's review.

ADJOURN:

Being no further business, the meeting adjourned at 11:40 a.m.



Judge Chris Craft, Chairman



J. Klyne Lauderback, Vice Chairman