



Counselor, Social Worker & Marriage and Family Therapist Board

50 West Broad Street, Suite 1075
Columbus, Ohio 43215-5919
614-466-0912 & Fax 614-728-7790
<http://cswmft.ohio.gov> & cswmft.info@cswb.state.oh.us

STATE OF OHIO

COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD

MAY 16, 2008

Chairperson, Mr. Kenneth Trivison, at the LeVeque Tower, 50 West Broad Street, Columbus, OH, convened the regular meeting of the Board at 1:00 P.M. on May 16, 2008.

Members present were Mr. Timothy Brady, Ms. Karen Huey, Mr. Jose Camerino, Dr. Victoria White Kress, Ms. Jennifer Riesbeck-Lee, Ms. Francine Packard, Mr. Jan White, Dr. Susan Norris Huss, Mr. Robert Nelson, Ms. Molly Tucker, Mr. Tommie Robertson and Ms. Mary Anne Sharkey. Staff present: Mr. James Rough, Mr. William Hegarty, Ms. Jennifer Kreinbrink, Ms. Patricia Miller, Ms. Marcia Holleman, Ms. Tracey Hosom and Ms. Margaret-Ann Adorjan. Also, present Atty. Peter R. Casey IV, Assistant Attorney General and Mr. Henry Lustig, NASW.

- I.** Mr. Trivison welcomed everyone to the meeting. Discussion and approval of agenda. Ms. Tucker moved to accept the agenda, seconded by Dr. White Kress. Carried.
- II.** Ms. Huey moved to accept the March 21, 2008, minutes, seconded by Ms. Riesbeck-Lee. Mr. Robertson abstained. Carried.
- III. Executive Director Report presented by Mr. Rough:**

Mr. Rough reported:

1. The addition of the criminal record check has been going smoothly without any major issues.
2. How to better manage e-mail messages, retention schedule, keeping the saved e-mail in one folder was discussed. A definition will be sent and additional information.
3. The backlog continues to lessen for LISW supervision designation applications, over three thousand are completed.
4. The Budget is in good shape, no funds were allowed to be spent on new computers, but hopefully in fiscal year 2009. Less expenses were incurred in the legal area so less of the budget was used. The licensing system fee will decrease next year. Fines, late fees, license

verification charges may be in the budget correction Bill by June 30, 2008.

5. The number of licensees continues to increase.
6. Social Work civil service exemption HB 427 was discussed with Ohio Department of Mental Health, they are unable to take a stance without the Governor's support. The position description is currently being reviewed. Brief description of the process was given.
7. The staff continues to do a good job.
8. A comment section has been added to the web-site, both Ms. Broome and Ms. Adorjan have been noted as doing a good job.
9. The minutes from Board meetings will be posted on the web-site after approval by the Board.

IV. Investigative Report presented by Mr. Hegarty:

Mr. Hegarty reported:

1. Thanked the Counselors and Social Workers Professional Standard Committees for their work on hearings.
2. Since March 19, 2008, fifty-nine new cases have been opened, thirty social workers, twenty-five counselors and four unlicensed. The breakdown of the types and demographics were distributed to the Board. Complaints received are mostly regarding competency, renewal and non-sexual boundaries. The Columbus, Cleveland and Toledo area had the most complaints.
3. The staff has traveled to Cincinnati, Circleville, Cleveland three times, Columbus nine times, Cuyahoga Falls, Dayton twice, Kettering, Lakewood, Lisbon, Mentor, N. Canton, Niles, Oregonia, Orwell, Portsmouth, Rio Grande, Toledo, Warren, West Liberty, Youngstown, and Zanesville.
4. Thanked the staff, who have been very busy.
5. A counselor hearing is scheduled for July.
6. After presenting Ethics trainings, a pressing feeling of accountability for renewal hours and audits is being voiced.

V. Legal Update presented by Atty. Casey IV, Esquire:

Atty. Casey reported:

1. Two cases are in the Appellate Court, Mr. Keith Robertson and Mr. Jeff Rhodes.

Mr. Robertson's brief is complete but the Magistrate has requested a second brief.

Mr. Rhodes is appealing a discipline decision, and has requested the discipline be stayed until the court of appeal hears the case. The stay was granted before the Board was notified of the request. The case deals with pornography.

2. **Institute for Natural Resources (INR)** – This agency was denied provider status due to providing courses that did not meet the rules. They appealed the decision in the court of appeals. The Board submitted a motion for reconsideration and was denied even though another case used the same reconsideration argument and was granted the request. Argued on merit, the Board had based the denied status on past programs instead of proposed programs.

A discussion took place with Mr. Rough, Mr. Trivison and the Executive Committee regarding INR and the decision was to grant provider status. The programs proposed for the first year were acceptable and after one year the Board will review the actual programs held in the first year. The settlement states the same issue cannot be argued, a consent agreement will be signed and the approval will start July 1, 2008, and INR will agree to dismissal of the case. Discussion took place.

3. Ms. Hosom, investigator, has been sued by an Ohio licensee who wants Ms. Hosom brought in on her civil case, currently working to dismiss this request.

VI. Marriage and Family Therapists Professional Standards Committee Report was presented by Ms. Sharkey Dirck:

Ms. Sharkey Dirck reported:

1. Thanked Atty. Casey for his hard work.
2. Approved two applicants to take the licensure exam, approved one hardship regarding supervision.
3. Gave an MFT legislation update.
4. Requested to be kept current on MFT and IMFT licensure updates.
5. Approved the draft for both criminal background check and electronic service rule.
6. Mr. Trivison reported that Ms. Adorjan created a book reflecting the MFTPSC decisions, minutes since the beginning of licensure, academic programs accepted for licensure, tracking of decisions by month and year and each meeting additional information is added. Mr. Rough commented the counselors will have a spreadsheet on endorsement decisions, Ms. Adorjan commented the book keeps decisions consistent and Mr. White said good job.

VII. Counselor Professional Standards Committee Report was presented by Mr. White:

Mr. White reported:

1. Congratulations to Ms. Tucker on motherhood.
2. A hearing was held Thursday for an applicant denied licensure, Atty. Casey and Ms. Packard did a great job.
3. The CEU Committee, Personnel Committee, Executive Committee and Electronic Service Delivery reports were given.
4. Discussed licensure by endorsement issues.

5. Reviewed program and provider continuing education.
6. Reviewed and approved Xavier University counselor program.
7. Approved two consent agreements and one opportunity for a hearing.
8. Closed numerous cases.
9. Approved forty-nine PC and thirty PCC applications for licensure. Staff processed three hundred and eighty-five counselor trainee applications, and mailed one hundred and fifty-nine exam packets.
10. In April, Forty-eight individuals took the NCE exam and forty-three passed, five failed, and six individuals took the NCMECE exam, four passed and two failed.

VIII. Social Worker Professional Standards Committee Report was presented by Ms. Tucker:

Ms. Tucker reported:

1. Thanked the Board and Staff for the cake, gift certificate and well wishes.
2. Approved nine notices of opportunity for a hearing, six consent agreements, closed many cases, and had three Goldman cases and one Goldman Discipline case.
3. One licensure discipline hearing was scheduled but the individual did not show, her licensure request is denied.
4. Discussed the exemption of civil service employees, and administrative social work.
5. Approved one-hundred and twenty-five applicants for licensure, approved four-hundred and seventy-eight approvals to take the exam, processed three hundred and eighty-eight trainee requests and processed six hundred and eight supervision designations and denied seven applicants.
6. Discussed Electronic Service Delivery, Continuing Education and holding a special meeting on various topics.
7. Thanked the staff for their hard work.
8. Ms. Huey asked about moral character and our Board's need for a rule in reference to criminal background checks. Dr. Norris Huss added to start with Ohio Department of Education. Also discussed a concern about 119 Hearings.

IX. Old Business:

1. **Electronic Service Delivery** – Dr. White Kress reported the draft was sent to Associations for feedback and Atty. Casey was consulted about the wording and tightening the language. Issue of an initial face-to-face requirement was discussed, the public feedback is that it would be a barrier, still in discussion. Ohio Department of Mental Health conducted a survey of eight hundred people and a small percentage wanted or preferred face-to-face, some national feed back was received but hoping for additional comments.

2. **Continuing Education Committee** – Mr. Camerino reported a discussion of the content of continuing education took place and what topics are acceptable that may have been denied in the past. Provider definition being worked on. Monitoring compliance. Mr. Rough gave an update on the one hour credit on-line program. Hoping in two weeks to send a draft to Universities for testing and have running by the end of the year. The cost will be five or ten dollars and licensees cannot receive credit until they complete and pass the test.
3. **Executive Committee** – Met on Friday and clarified the role of Executive Committee versus the Personnel Committee. Discussed adding an extra day to the July Board meeting to discuss various topics. The CPSC suggested adding Saturday, SWPSC suggested coming in on an off day and MFTPSC suggested coming in Tuesday night and starting Wednesday morning. Ms. Huey stated the SWPSC workload is lighter so Thursday evening, a working dinner would work. Ms. Riesbeck-Lee suggested after the Board meeting to start around 2:30 Friday afternoon. **Dr. Huss moved to plan a July Board meeting for strategic planning Thursday evening during dinner, seconded by Ms. Huey. Carried.** If this set up works then continue at the next meeting in September. Mr. Trivison requested topics to be discussed so an agenda can be made. The topics include bartering, E-therapy, coaching, distance learning, consumer education, and civil service exemption. Dr. Huss added to discuss the value of being a provider and why provider status is needed.

X. New Business:

No new business.

XI. Adjourned:

Mr. Trivison thanked everyone. Dr. White Kress moved to adjourn, seconded by Mr. Robertson. Carried.

Board Chair
Kenneth E. Trivison