



Counselor, Social Worker & Marriage and Family Therapist Board

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STATE OF OHIO

COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD

MAY 22, 2009

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 22, 2009.

Members present were Mr. Timothy Brady, Dr. Otha Gilyard, Mr. Robert Nelson, Mr. Tommie Robertson, Mr. Jan White, Dr. Victoria White Kress, Mr. John Cranley IV, Dr. Thomas McGloshen, Ms. Francine Packard, and Ms. Karen Huey. Absent: Dr. Susan Norris Huss, Ms. Peggy Volters, Ms. Molly Tucker and Ms. Jennifer Riesbeck-Lee. Staff present: Mr. James Rough, Ms. Patricia Miller, Ms. Marcia Holleman, Ms. Tracey Hosom, Ms. Tammy Tingle and Ms. Jennifer Kreinbrink.

Also, present Atty. Melissa Wilburn, Assistant Attorney General, Atty. Leah O'Carroll, Assistant Attorney General, Mr. Henry Lustig, NASW, Atty. Glenn Karr, and the following students from Ohio University Ms. Stacy Arbaugh, Ms. Diane Betts, Ms. Amanda Eppley, Ms. Sabrina Sahle, and students from Ohio State University Ms. Meagan Fadely and Ms. Casey Bolitho.

- I. Discussion and approval of agenda.
- II. Mr. White moved to accept the March 20, 2009, minutes, seconded by Dr. Gilyard. Carried.

Mr. Trivison welcomed visitors to the CSWMFTB meeting.

III. Executive Director Report presented by Mr. Rough:

Mr. Rough reported:

1. Met with the Committees in their individual meetings about the budget. A draft letter to be attached to the budget submission reflecting a thirty percent cut will be reviewed by Mr. Trivison, Dr. White Kress and Ms. Huey. A response from OBM should be received in June.

2. Licensure renewals for July through December 2009 will be online only and to-date requests for the option of a paper renewal application is less than five percent.
3. Testimony was given on April 21, 2009, to the Senate on the budget.
4. HB648 also known as “Joe the Plumber” implementation is waiting for the state working group draft rules.
5. Discussed the planning meeting in July and the agenda items.
6. The online Laws and Rules exam is up and running.
7. MFT rules effective April 18, 2009. ODMH’s public hearing took place and they plan to final file and have federal Medicaid approval by July 1, 2009.
8. The five year rule review is complete and will be final filed when done working on the fines and fees section.
9. The civil service exemption 4757.41 states exempt if working for state, city or county agencies. Support is in favor of the change.
10. The office has been busy, thanked the staff especially after renewals were processed. Receiving positive comments regarding the paperless renewal process.
11. The budget report was distributed and discussed.
12. The total number of licensees is increasing.

IV. Investigative Report presented by Ms. Tingle:

Ms. Tingle reported:

1. Ms. Tingle reported forty new cases since March 18, 2009.
2. Licensure denial hearings are set for July for a social worker and a counselor.

V. Legal Update presented by Atty. Wilburn:

Atty. Wilburn reported:

1. Filed the appellate brief for the Merle Rhodes case.
2. Atty. Wilburn will be leaving the Board and Atty. Leah O’Carroll will be taking her place. Atty. O’Carroll was a licensed social worker, has been with the Attorney General’s office for five years and spent three and half years with the Nursing Board.
3. Mr. Trivison extended the Boards thanks to Atty. Wilburn and wished her luck. Welcomed Atty. O’Carroll to the Board.

VI. Social Worker Professional Standards Committee Report was presented by Mr. Brady:

Mr. Brady reported:

1. Approved sixteen social worker assistant applications, one-hundred and seventeen social worker applications and fifty-eight independent social work

- applications. Denied four applications and reviewed one hearing officer report.
2. Pre-approved five-hundred and seventy exam requests and reviewed two Goldman Hearings.
 3. Discussed the LISW supervision rule.
 4. Reviewed programs and providers for continuing education.
 5. Mr. Nelson presented the CEU Committee report.
 6. Several students from Ohio University and Ohio State University visited.

VII. Marriage and Family Therapist Professional Standards Committee Report was presented by Mr. Robertson:

Mr. Robertson reported:

1. Approved two requests to take the licensure exam and denied two requests.
2. Approved four MFT and two IMFT applications for licensure. Denied one supervision hardship request.
3. A licensure denial hearing took place and the outcome was to uphold the decision to deny licensure to the individual.
4. Dr. McGloshen presented the CEU Committee report. Banking hours was discussed.
5. Requested the topic of supervision with multiple licenses be discussed at the July Board meeting.
6. Reviewed the ODMH matrix for consistency with counselors and social workers.
7. Discussed ways to increase licensure.

VIII. Counselor Professional Standards Committee Report was presented by Dr. White Kress:

Dr. White Kress reported:

1. Approved forty-seven PC applications and forty-nine PCC applications.
2. Discussed the licensure exam.
3. Completed the five year rule review.
4. Discussed the budget situation and agreed to only four Board meetings per year and to attaching a letter to the budget submission requesting to not have the Board's budget cut thirty percent.
5. Approved three counselor education programs.

IX. Committee Reports

E-therapy Committee

No report was given.

CEU Committee

Ms. Packard reported:

- Discussed CEU audits, fines, and revising the forms used for reviewing program and provider requests.
- Discussed the requirement of post-tests for home study programs.
- Discussed lapsed providers.
- Discussed webinars and requirements.

Investigations Ad Hoc Committee

Dr. White Kress reported:

- Productive meeting.
- Discussed the supervision training from Associations.
- Discussed supervision training in other states.
- Reviewed how other state licensing boards operate.
- Discussed a focus group interviewing supervisors.

Executive Committee

Mr. Trivison reported:

- Discussed the budget and cuts to be made.

X. Old Business:

- The mileage rate for exempt employees is 45 cents per mile effective May 1, 2009 and the 45 cent rate is effective for bargaining unit employees October 1, 2009.
- The Board Planning Meeting will meet at 1:00 p.m. in July with a similar format as last year. Mr. Rough will put a schedule of topics together. Lunch plans will also be discussed.
- Mr. Brady brought up raising revenues to off set budget cuts, Mr. Rough stated it was about the appropriation for spending being cut so raising revenues would not increase our allowed spending.

XI. New Business:

-Mr. Rough reported it is time again for New Chairs of the Committees and Full Board to be elected. It has been a rotation in the past and would be a good idea to continue this pattern. Mr. White moved to nominate Dr. Norris Huss as Board Chair, seconded by Dr. White Kress. Carried. Dr. Norris Huss is nominated as the Board Chair. Mr. Rough added that Committee Chairs can serve two consecutive one year terms per the statute.

Mr. Trivison thanked the Board and staff for all their hard work and reminded everyone to quietly leave the room so as to not disturb the Petroleum Storage Tank Release Compensation Board office.

XII. Adjourned:

Dr. White Kress moved to adjourn, seconded by Ms. Packard. Carried.

Board Chair
Kenneth E. Trivison



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May 21, 2009

CEU Committee Minutes:

Committee Attendance: Ms. Francine Packard, PCC, Dr. Thomas McGloshen, IMFT, PCC, Mr. Robert Nelson, LISW; Mr. James Rough, Executive Director, Rhonda Franklin, Renewal Coordinator and Ms. Patty Miller, CE Coordinator

The committee reviewed the passing score on a post-test to receive credit for a home-study program and determined a 70% passing score was the minimum required.

The committee agreed that the SWPSC will use the rubric from Louisiana as well as the MFTPSC. Jim to make modifications so they can use the same form. CPSC will use the existing form.

The Board is requiring five post-test questions for home-study programs for each hour of CEUs, but this is not stated in the laws and rules. An agency that did not meet the five-question post-test was upset and asked where it was stated in the laws and rules, also they made claims that other providers are not meeting this requirement. At renewal time, this requirement can be stated. Committee approved adding this to the five-year rule review changes.

Counselor provider status requires the individual approved to review the programs to be a licensed counselor if the state has counselor licensure otherwise they must have a degree in counseling and those degrees will be reviewed on an individual basis.

The committee determined that if a provider lapses but continues to offer programs for the next six months, the year to re-apply starts when they stopped offering programs.

The committee determined that a webinar, which is live and offers voice and video interaction to participants will be treated as a live program. If originated from out-of-state licensees may submit a post-program approval form. No post program test is required if it is a live program.

The committee did not think the program about Co-dependence and based on the writings from Pia Mellody included counseling substance. The Committee said it was okay as long as it pertained to the modality of our licensees. No committee members were familiar with Pia Mellody.

The committee discussed taking appropriate disciplinary action against all CEU audit failures. Jim will draft for committee review at July meeting.

Signature Approving Minutes



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Executive Committee Minutes May 21, 2009

Chairperson, Mr. Kenneth Trivison, at the LeVeque Tower, 50 West Broad Street, Columbus, OH, convened the executive committee meeting of the Board at 8:30 a.m. on March 19, 2009.

Members present were Ms. Jennifer Lee, Mr. Tommie Robertson, Ms. Karen Huey and Dr. Victoria White Kress. Staff present: Mr. James Rough

The executive committee met and reviewed the goals established in last July's planning meeting and the agenda for July 16, 2009 meeting. The committee discussed the budget issues and a potential 30% cut of non-payroll operating budget and its impacts. Discussed releasing Mr. Rough's evaluation at the board meeting. Committee chairs will discuss input with committees.

Committee approved the policy drafted by Mr. Rough for compliance with the Joe the Plumber law otherwise known as section ORC 1347.15 of the Revised Code. The policy is based on input from the state working group and has been reviewed by the board's attorney.

Need to move for approval at the full board meeting.

Meeting adjourned at 9:06 a.m.

Board Chair
Kenneth E. Trivison



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State of Ohio Counselor, Social Worker, & Marriage and Family Therapist Board Investigative Liaison Ad Hoc Committee Meeting May 21, 2009

Members Present were: Mr. Tim Brady, Dr. Susan Huss, Dr. Victoria Kress, and Mr. Tommie Robertson

Staff Present were: Ms. Tracey Hosom, Ms. Jenny Kreinbrink, and Ms. Tammy Tingle

Guest Present: None

Dr. Huss opened the meeting at 3:00 p.m. and asked if the new budget concerns would impact the committee. Some discussion surrounding the potential ramifications, the committee doesn't think there will be an impact in the short term.

Dr. Kress said she was aware the state association in Mass. is looking at developing a training program for monitors. Mr. Brady thought that maybe the NASW Ohio chapter would be interested in developing something here. Dr. Kress said that she may be willing to develop a training curriculum on monitoring, she could possibly write up something for the professional organizations and the board's newsletter.

Dr. Huss noted that the forms this committee reviewed were still somewhat "mysterious" and do not clearly answer what we expect from the supervisor, we need to develop something that specifically address's expectations.

Ms. Tingle explained that upwards of 50-75% of the board's disciplinary actions involve supervision/monitoring. Mr. Brady explained there is some advantages to having someone look over your work, it makes it less likely to make mistakes, and sometimes it makes more sense for people to learn by doing. Mr. Robertson pointed out that with the problems that rise to the level of formal discipline, monitoring is valuable.

Dr. Huss said the monitoring also serves as an example to licensees on the verge of making a bad decision; it is useful for them to see we are monitoring. There are two types of monitoring: 1. to oversee what the licensee is doing, and 2. to assist with developing skills, such as appropriate boundaries.

Dr. Kress pointed out that in school internships, the supervision is sometimes observed or recorded, or the supervisor may sit in on the session. When a licensee presents a case, the details between what is presented and what is taped, may be different. Mr. Robertson said that the monitor needs something very detailed about what the board expects in order

to be satisfied that the requirements have been met. He asked that staff provide copies of some good reports and some bad reports for the next ad hoc meeting.

Dr. Huss asked that we look at the two issues. How do we communicate this back: Do we want Dr. Kress to look at putting together a training program? Do we want staff to put something together with specific criteria identified? Dr. Kress said that in Mass. they would have certified monitors, and perhaps people will not would not to do it without perceiving a gain.

Dr. Huss pointed out that it may be better for the state organizations to develop this, or at least with us. Mr. Brady suggested concern about the liability of supervisors/monitors. And Dr. Huss agreed, if a practitioner is impaired and has been disciplined, there is a higher assumption that it may happen again. Dr. Kress will check with liability insurance coverage, to check about the liability for providing monitoring. Mr. Robertson suggested we know what is specifically required in monitoring first.

Dr. Kress expressed willingness to develop an hour long training program to present ant the state conferences for professional organizations. Or perhaps conduct a training in the Cleveland area. Dr. Huss suggested a focus group, to see the interest level, and see what questions come up, in order to see where we need to proceed. Dr. Huss asked staff to provide some contact information for approved supervisor, and also pointed out the new "Joe the Plummer" law. Dr. Huss also stated that if the legal department gave approval, then she didn't see a problem with gathering data.

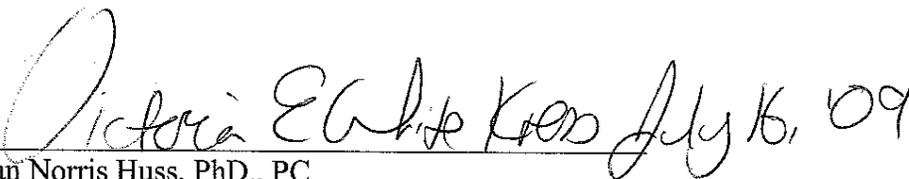
Ms. Kreinbrink will check with the board's attorney to see if it is appropriate to contact them, and then proceed from there. Ms. Kreinbrink pointed out that the supervisors where basically all over the state, and she is not a ware of any that have provided monitoring supervision more than once.

Mr. Robertson raised concern about the potential for a monitor to provide the supervision, and then at the completion not find the licensee's work acceptable, he pointed out the risk for the supervisor or the board to be sued.

Mr. Brady suggested the Ohio Council as a good resource for information, and they may be interested in this. When we move forward we could include them in the loop.

Dr. Huss identified staff will look into what we are currently doing and provide specific instruction such as: 15 hours in this area, 15 hours in this area, etc. Mr. Robertson said it should be more event driven such as: time limited on satisfying a particular competency.

The ad hoc committee meeting adjourned at 3:50 p.m.


Susan Norris Huss, PhD., PC
Chairperson