



Counselor, Social Worker & Marriage and Family Therapist Board

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STATE OF OHIO

COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD

NOVEMBER 18, 2005

The regular meeting of the Board was convened at 1:00 PM on November 18, 2005, by Chairperson, Dr. Theresa Cluse-Tolar, at the One Columbus, 10 West Broad Street, Columbus, OH.

Members present were: Mr. Glenn Abraham, Ms. Linda Barson, Dr. Randi Cohen, Dr. Susan Norris Huss, Ms. Molly Michelbrink, Dr. William Mosier, Ms. Mary Anne Sharkey, Mr. Kenneth Trivison, Mr. White and Mr. Williams. Absent: Mr. Rocky Black.

Staff present: Mr. James Rough, Mr. William Hegarty, Ms. Marcia Holleman, Ms. Tracey Hosom, Ms. Patricia Miller, Mr. Brian Powrie, Ms. Rena Elliott, Mr. Simeon Frazier and Ms. Tamara Tingle.

Also present: Mr. Peter R. Casey IV, Assistant Attorney General, Atty. Glennon Karr, Mr. Henry Lustig, NASW Representative, Dr. F. Robert Wilson, OMHCA, Dr. Gerald Strauss, OPA, Mr. Michael Raney, Ohio Psychological Assoc., Ms. Donna Tromski-Klingshirn, OMHCA, Ms. Janet Shaw, Ohio Psychiatric Assoc., Dr. Paul Granello, OACES, Ms. Dana Heller-Lenitt, OCA, Dr. Lynne Guillot Miller, OACES, Ms. Carolyn H. Towner, OCA, Ms. Amanda Sines, OCA, Ms. Tracy Intihar, Ohio Psychiatric Association, Mr. Bill Hills, JCARR, Mr. Jason Miller, OACES, Dr. Susan Sears, Licensees, Ms. Penny Tipps, Ms. Vickie Hack, The Betty Jane Center, Ms. Pamela Faber, Family Counseling Services, Mr. Glenn Kirby, Malone College.

- I. Discussion and approval of agenda. Ms. Barson moved to accept the agenda, Dr. Mosier seconded. Carried.
- II. Dr. Mosier moved to accept the September 30, 2005, minutes, Dr. Norris Huss seconded. Carried.
- III. **Legal Update presented by Mr. Peter R. Casey IV:**

Mr. Casey reported the Morgan case is still in the appellate court and a decision has not been made, hopefully a decision will be made before January.

IV. Executive Director Report presented by Mr. Rough:

Mr. Rough reported:

- 1.) The transition team continues to meet regarding HB 66. Senator Coughlin introduced a Bill to eliminate the consolidation but support from the Associations is still needed.
- 2.) The January through June renewals were sent out earlier this week.
- 3.) Hopefully everyone viewed the new office and found it to be nice, quiet and much more space.
- 4.) Some issues are being worked out with the scanning project but the rest of the files should be out of the office by the second week of December.
- 5.) Gave a report on the ASWB meeting.
- 6.) A meeting has been planned for April 20 and 21 at the Mohican State Park to discuss strategic planning.
- 7.) HB 117 was discussed in the Committee meetings.
- 8.) The Personnel Committee will meet on Thursday January 19, the Continuing Education Committee will meet on Thursday January 5, 2006, in Bowling Green and the Statute Committee will meet December 16, 2005, in the Board office.
- 9.) Distributed the budget report.
- 10.) There are 29,530 licensed individuals, some individuals are licensed three times in the system. Active/Renewal means eligible to renew on line.
- 11.) On line renewals are going well, 57 % have renewed on line and on-line renewal may be made mandatory in the future. If the licensee requests a renewal application, one will be mailed out.

V. Investigative Report presented by Mr. Hegarty:

Mr. Hegarty reported:

- 1.) Thanked his staff for doing a good job.
- 2.) Mr. Hegarty suggested Ms. Tingle, Investigator, to attend the FARB conference in February at a cost of airfare \$218, hotel \$567, meals \$160 and conference fee \$445. Dr. Norris Huss moved to approve Ms. Tingle to attend the FARB conference, Ms. Barson seconded. Carried. Mr. Rough is in favor of sending Ms. Tingle also as this training is part of her professional growth plan.
- 3.) Since September 27, 2005, twenty-one new cases were opened, eleven social worker, seven counselor and three unlicensed. Total cases opened from 1/1/05 thru 11/15/05 is one hundred and forty-eight. The number of cases are down and the breakdown of the type and demographics was distributed to the Board.
- 4.) The staff has been busy on the road traveling to Cincinnati twice, Canton, Columbus twice, Ravenna, Tiffin, Cleveland five times, Akron, Athens and Youngstown.

VI. Counselor Professional Standards Committee Report was presented by Dr. Huss:

Dr. Huss reported:

- 1.) A discussion was held regarding a rule change concerning testing issues.
- 2.) Twenty-five PC's and fifteen PCC's were approved. Two remediation plans for failing the examination were denied. One consent agreement was approved.
- 3.) Many correspondences were reviewed.
- 4.) A preliminary discussion took place regarding supervision. The meeting held in October had good discussions of supervision issues. Visitors from the Association present at the meeting thanked the Committee for allowing their attendance.
- 5.) Review of counseling programs at Universities will be on a rolling schedule so the review can be done better. Also clarifying a rule for what license the faculty needs.

VII. Social Worker Professional Standards Committee Report was presented by Mr. Abraham:

Mr. Abraham reported:

- 1.) Forty-eight independent social work applications, one hundred social work applications, ten related degree social work applications and nineteen social work assistant registration applications were reviewed.
- 2.) One notice of opportunity for a hearing was approved, eight cases reviewed by Dr. Cluse-Tolar were closed, one consent agreement was approved and two hearing officer reports were reviewed.
- 3.) One license was revoked and one license was suspended.
- 4.) Ms. Michelbrink and Mr. Rough attended the ASWB meeting in Michigan.
- 5.) A preliminary discussion was held concerning the statute meeting in December.

VIII. Marriage and Family Therapist Standards Committee Report was presented by Ms. Barson:

Ms. Barson reported:

- 1.) A denial hearing was held yesterday.
- 2.) Four applicants were approved to take the examination.
- 3.) One denial for a supervision hardship.
- 4.) Mr. Powrie was given numerous directions from the Committee.
- 5.) A licensee's consent agreement was discussed and found to not be in compliance.

- 6.) Five applicants were approved for a marriage and family therapist license. Dr. Cohen moved to approve the five MFT applicants, Mr. Trivison seconded. Approved.
- 7.) A discussion was held concerning the steps needed to prepare for a rule filing with JCARR.

IX. Old Business:

- 1.) Dr. Huss requested that two Board members, and two staff members attend the American Association for State Licensing Boards conference in Phoenix, Arizona at an estimated cost of \$4,800. The Board members and Mr. Rough will present on supervision. Dr. Huss moved for Dr. Cohen, Dr. Huss, Ms. Elliott and Mr. Rough to attend the American Association for State Licensing Boards conference in Phoenix, Arizona, Dr. Mosier seconded. Carried.
- 2.) Mr. Abraham requested that Dr. Cluse-Tolar, Mr. Hegarty and Mr. Abraham attend the Counsel of Social Work Education conference in Chicago, Illinois from February 15 thru 19. Dr. Cluse-Tolar will be going as a representative for the University of Toledo so the Board will only need to pay for Mr. Abraham and Mr. Hegarty at an estimated cost of \$3,219.00. Mr. Abraham moved to approve the individuals to go to the Counsel of Social Work Education conference, Ms. Barson seconded. Carried.

X. New Business:

- 1.) Dr. Huss stated Rule 4757-5-01(C)(7) is a new section added to the rule to require licensees working with children to know the law as stated in section 3109.051 of the Revised Code. In the existing draft part of that section it is quoted and I believe we should add the remaining language for that sentence to our rule as follows: The statute section cited is “a parent of a child who is not the residential parent of the child is entitled to access, under the same terms and conditions under which access is provided to the residential parent, to any record that is related to the child and to which the residential parent of the child legally is provided access,” **to which I believe should be added “unless the court determined that it would not be in the best interest of the child for the parent who is not the residential parent to have access to the records under those same terms and condition”**. Adding this additional language makes the intent of section 3109.051 of the Revised Code clearer for someone reading this rule.

Dr. Huss moved that rule 4757-5-01 be refiled with the following change. Add the following words to section 4757-5-01(I)(7) after the words “...provided access, “ insert “**unless the court determined that it would not be in the best interest of the child for the parent who is not the**

residential parent to have access to the records under those same terms and conditions”. Dr. Cohen seconded. Carried.

2. Dr. Huss moved that rule 4757-13-03 be withdrawn to be re-filed at a later date and that the Counselor Professional Standards Committee invite all interested parties to attend a meeting on Thursday January 19 at 10:00 am to further discuss the issue of a Professional Clinical Counselor examination. Dr. Mosier seconded. Carried.
3. Dr. Huss moved that should a second tier examination be approved that all PC's licensed prior to the implementation date be grandparented from the requirement to take the new second tier examination, Dr. Cohen seconded. Carried.
4. Mr. White suggested for New Board Member Training guidelines are needed and a mentor should be assigned to the new Board Member, someone who will stay with that member and walk them through their responsibilities for the first year. Also, an orientation from Mr. Rough before the first Board meeting giving the individual information on policies, procedures and the Sunshine Law. The new member should attend the ASWB New Board Member Training as soon as possible and CLEAR has an on-line training if the ASWB training will be more than six months after start date. The individual should sit in on each Committee meeting to get an overall view and be acclimated to the Robert Rules of Order. Mr. Rough may have a session about motions, etc. to go over at the next meeting. Any other suggestions, please give to Ms. Michelbrink, Ms. Sharkey or Mr. White.

Ms. Barson thanked the New Board Member Committee for their work and Jim will add this to the policy and procedures manual. Ms. Sharkey commented that when she started on the Board there was not an MFT Committee and she had a chance to sit in on the other Committee meetings and felt it was very insightful.

5. Mr. Rough reported the Board won an award from ASWB for the Board newsletter. Ms. Hosom and Mr. Hegarty helped write the newsletter.
6. Dr. Huss requested if anyone had any issues concerning laws and rules to contact her, Mr. Abraham or Mr. Trivison.

Break (1:50 PM)

Public Hearing (2:10 PM)

XI. Adjourned:

Mr. Williams moved to adjourn, seconded by Mr. Trivison. Motion passes unanimously and the meeting is adjourned.

Dr. Theresa Cluse-Tolar
Board Chair