



## *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 16, 2007**

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 November 16, 2007.

Members present were Mr. Timothy Brady, Mr. Jose Camerino, Dr. Theresa Cluse-Tolar, Ms. Randi Cohen, Mr. Fred Dailey, Dr. Susan Norris Huss, Dr. Victoria White Kress, Ms. Jennifer Riesbeck-Lee, Mr. Tommie Robertson, Ms. Mary Anne Sharkey-Dirck, and Ms. Molly Tucker. Absent: Ms. Karen Huey and Mr. Jan White. Staff present: Mr. James Rough, Mr. William Hegarty, Ms. Jennifer Kreinbrink, Ms. Patricia Miller, Ms. Tamara Tingle, Ms. Marcia Holleman, Ms. Tracey Hosom and Ms. Margaret-Ann Adorjan.

Also, present Atty. Peter R. Casey IV, Assistant Attorney General, Mr. Henry Lustig, NASW, Ms. Erin Schaefer, OAMFT, Ms. Jessica Myers, Intern for Health & Human Services, Ms. Teresa Lampl and Mr. Hugh Wirtz from The Ohio Council of Behavioral Health Care Providers.

- I.** Discussion and approval of agenda.
- II.** Dr. Cluse-Tolar moved to accept the September 21, 2007, minutes, seconded by Ms. Tucker. Carried.
- III. Executive Director Report presented by Mr. Rough:**

**Mr. Rough reported:**

1. A good discussion took place on E-therapy and the three professional standards committees will form a sub-group.
2. Ms. Miller reported the state rate for 2008 hotel reservations will increase to \$101.00 plus tax per night but the state reimbursement will remain at \$80.00 plus tax per night. The various hotels downtown including the Double Tree Guest Suites, Hyatt on Capital Square, and Courtyard Marriott are all increasing their state rate to \$101.00. If you locate a hotel on the way to the board meeting that

has a lower state rate then reservations can be made there for the year. Also the Double Tree Guest Suites will only take reservations the first day of the month for that month so if choosing the Double Tree a second option is needed as the hotel sells out quickly. Please let Ms. Miller know as soon as possible so reservations can be made for January 2008 and the rest of next year.

3. Proposed board policy changes have been reviewed with the personnel committee.
4. The term "Mental Health Professional" used in three board rules needs to be defined or other language used.
5. A change is needed in the ethics rule on "confidentiality with records".
6. The Rule changes were effective November 8, 2007, regarding ethics and are posted on the web site.
7. One more set of rules will have a JCARR hearing in early December with JCARR. Only a few individuals attended the Public Hearing.
8. Mr. Rough attended the NASW Ohio Chapter and OCA annual meetings, which went well.
9. All board members have attended an ethic's training or are scheduled to do so. This attendance only counts for 2007 and is an annual requirement from the Governor.
10. A house bill for Marriage and Family Therapist ability to diagnose and treat will be introduced in early December by Rep. Letson (D) and Rep. Webster (R) as co-sponsors. Guests from Ohio Council on Behavior Health Care, OACCA and ODMH are also supportive and we hope for good results.
11. Distributed the press release regarding disciplinary action.
12. Staff working well together.
13. There are still problems with obtaining the budget report but distributed what was obtained. Hopefully a better report will be available in January. The Board is in good shape financially. Distributed a disbursement and revenue report.
14. The number of licensees has been increasing slowly over the year.

#### **IV. Investigative Report presented by Mr. Hegarty:**

##### **Mr. Hegarty reported:**

1. Thanked his staff for their hard work and Dr. Huss, Dr. Cluse-Tolar and Mr. Brady for their hard work as the liaison for investigations.
2. Since September 19, 2007, forty-five new cases have been opened, thirty social workers, thirteen counselors, one marriage and family therapist and two unlicensed. Total cases opened from January 1, 2007, thru November 14, 2007, is two-hundred and thirty-three. The breakdown of the types and demographics were distributed to the Board. Complaints received are mostly regarding competency and practicing with a lapsed license. The Delaware, Dayton, Columbus areas have the most complaints. Mr. Robertson was given the marriage and family therapist case as he is the liaison.

3. The staff has traveled to Akron, Ashland, Athens, Austintown, Centerville, Charleston, SC, Cincinnati twice, Cleveland twice, Columbus four times, Dayton twice, Eaton, Elyria twice, Fairlawn, Hilliard, Massillon, Milford, Norwood, Reynoldsburg, Springdale, Springfield, Strongsville, Toledo, Worthington and Youngstown twice.
4. Thanked the Board for sending him to the Attorney Certification Conference in Charleston, SC. The conference was great. Shared some differences between Ohio and other states such as implementing fines, and while our statute does not allow this it was suggested consent agreements could include fines.
5. There will be three counselor hearings, one the week after Thanksgiving, one December 17, 2007, and one more will be scheduled.
6. Mr. Robertson asked where the money from fines would go. Atty. Casey stated probably the general fund.

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

**Atty. Casey reported:**

1. Two cases are currently in appeal, Mr. Keith Robertson whose case will not have any movement until April 2008 and the Institute for Natural Resources appeal; Atty. Casey requested a dismissal but has not received a return of his calls from the court.
2. Atty. Casey stated while fines are a good idea it is better to use disciplinary action. The issue of money from fines would require a statute change and he does not recommend fines go to the board-operating fund as it can be viewed as a conflict of interest.

**VI. Counselor Professional Standards Committee Report was presented by Ms. Cohen:**

**Ms. Cohen reported:**

1. Thanked the Board and staff for their hard work.
2. Approved three counselor education programs and more await review.
3. Approved seventy-one PC and sixty-one PCC licensure requests.
4. Sent out eighty exam packets, processed five hundred and twenty-two counselor trainee supervision agreements and clinical resident letters.
5. In September thirty-five individuals passed the NCE exam and three failed. In October eighteen individuals passed the NCE exam and fourteen passed the clinical exam.
6. Discussion took place about a retirement status, hardship requests and discontinuing the practicum form.
7. Recommending a committee is formed to discuss E-therapy.

8. Mr. Dailey moved to send Ms. White Kress and Mr. Rough to New Orleans, January 10 thru January 12, 2008 to attend the AASCB conference, seconded by Ms. Tucker. Carried.

**VII. Social Work Professional Standards Committee Report was presented by Ms. Tucker:**

**Ms. Tucker reported:**

1. Thanked the Board and staff for their hard work and Dr. Cluse-Tolar for returning for the November meeting.
2. Mr. Brady closed his first cases and did a great job.
3. Reviewed eight Goldman Hearings.
4. Approved four Notices of a Hearing, reviewed a licensee impairment action, and approved a special adoption request.
5. Thanked the Board for sending her to the ASWB conference.
6. Mr. Lustig, representative for NASW gave a report.
7. Developing a working list of topics such as future statute changes, degrees, and exempt settings.
8. Defined the term administrative social worker.
9. Licensed two hundred and forty applicants and approved two hundred and thirteen requests to take the exam.
10. Three thousand applications received for LISW supervisor status and three hundred and ninety-two were processed.
11. Denied eight licensure applicants.

**VIII. Marriage and Family Therapist Professional Standards Committee Report was presented by Ms. Sharkey Dirck:**

**Ms. Sharkey Dirck reported:**

1. Thanked Ms. Adorjan for her hard work.
2. Approved six requests for marriage and family therapist licensure, denied one request to take the exam and approved one supervision hardship request. Ms. Sharkey Dirck moved to approve the six requests for marriage and family therapist licensure, seconded by Ms. Tucker. Carried.
3. The Committee is pleased with the progress of the MFT legislation.
4. A presentation by Atty. Karr on Internet Therapy was given and a spirited discussion took place afterwards. Requesting a subcommittee is formed.
5. A discussion regarding LISW's supervising MFT's was put on the agenda for the January meeting.

**IX. Old Business:**

1. Ms. Cohen moved to create a sub committee consisting of one person from each committee and to have on-going discussions on E-therapy, seconded by Mr. Camerino. Carried.

## **X. New Business:**

1. Mr. Rough introduced Ms. Lampl and Mr. Wirtz from the Ohio Council of Behavioral Health Care Providers. Mr. Wirtz thanked the Board for being supportive and a great liaison. The OCBHCP represents one hundred and sixty five agencies for mental health areas including public policy issues, products and services, information training and integration of behavioral healthcare. The focus is on consumers receiving the help they need with the lack of funds available, and difficulty of rules. Ms. Lampl gave a presentation on OCBHCP's mission. The issue of too much paperwork involved was presented. Ms. Cohen and Mr. Hegarty brought up the discussion of disclosure statements and the necessity for them. Mr. Rough and Mr. Trivison thanked Ms. Lampl and Mr. Wirtz for coming and for their help with marriage and family therapy legislation.
2. Mr. Camerino reported the Personnel Committee met and reviewed some minor policy changes including policies 1.2 Table of Organization, 1.3 ADA Internal Complaint Policy, 1.4 Non-Discrimination on the Basis of Disability, 1.6 Safety Security Action Plan, 2.4 Primary Duties of the Office Staff, 4.1 Processing of Applications, and 4.3 Processing Renewals. He moved to approve the changes seconded by Ms. Cohen, no discussion or questions were raised and the motion passed unanimously.
3. Mr. Trivison thanked Dr. Cluse-Tolar again for coming back for the November meeting, for her hard work and wished her well.
4. Mr. Rough thanked Mr. Dailey, Ms. Cohen and Dr. Huss and is hopeful they will be re-appointed for another term.
5. Mr. Dailey stated he will not be re-appointed but thanked the Board for their friendship and support. Especially thanked the CPSC and commented on the dedication of the Board and hopes Ms. Cohen and Dr. Huss are re-appointed.
6. Mr. Trivison thanked everyone including the Board, staff, Atty. Casey, Mr. Lustig and the two speakers.
7. Atty. Casey introduced Ms. Jessica Myers, AG's office Intern for Health and Human Services.
8. Mr. Trivison wished everyone a Happy Holiday and will see everyone next year.

## **XI. Adjourned:**

Mr. Dailey moved to adjourn, seconded by Ms. Tucker. Motion passed unanimously and the meeting is adjourned. (3:30 p.m.)

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Board Chair  
Kenneth E. Trivison

