

Fall
2011



You can view the Laws and Rules on the Board's website; they have changed 10 times since September 2007 and again 9/1/2011; see next page article. If you do not have a computer at home, you can download or print the Laws and Rules from a computer at your local library.

Samples of revised professional disclosure statements are available on the Board's website. Please make sure your PDS is up-to-date!

News Link

Statute Changes in Work



Photo courtesy of the Ohio Statehouse Photo Archive

The Board has been discussing making a number of statute changes over the past two plus years. We have an Ohio House of Representative's sponsor, Rep. Barbara Sears, who will be introducing the bill with those changes. These changes have been reviewed by all of the affected associations, state agencies and other affected parties that the Board has been able to identify. The following are the major changes under consideration.

- ✦ 4757.01 Definitions - - change to definition of the practice of Social work and adds definition for Social Functioning.
- ✦ 4757.03 Counselor, social worker, and marriage and family therapist board. - change to allow Board members to serve until a new appointment is made.
- ✦ 4757.16 Application for license or registration.- changes to allow Professional Standards Committees to make rules on how

applications for licensure will be approved.

- ✦ 4757.23 Professional counselor license. - adds specific clinical coursework to statute section and Counselor Trainee registration.
- ✦ 4757.27 Independent social worker license. - deletes doctorate as qualifying degree and requires CSWE accredited MSW and adds Social Worker Trainee registration.
- ✦ 4757.28 Social worker license. - deletes related degree language.
- ✦ 4757.29 Certificate of registration as social work assistant. - deletes outdated language in Sections (B) & (C)
- ✦ 4757.30 Marriage and family therapist license - adds MFT trainee.
- ✦ 4757.31. Fees; deposit of receipts; vouchers. - adds a non-disciplinary fee for late completion of CEUs for renewal.
- ✦ 4757.33 Continuing education; additional coursework for certain social workers. - deletes related degree renewal requirements.
- ✦ 4757.36 Grounds for disciplinary action; reinstatement. - adds Counselor Trainee, Social Worker Trainee and MFT Trainee as well as registration for CE Programs and CE Provider status to disciplinary section.
- ✦ 4757.41 Exceptions from provisions. - deletes civil service exemption and ODADAS change to Chemical Dependency Board.
- ✦ 2921.22 Failure to report a crime or knowledge of a death or burn injury. - adds

counselors, social workers and MFTs to the section.

- ✦ 5101.60 & 5101.61 & 3721.21 & 3721.22 Adult protective services definitions & Reporting abuse, neglect or exploitation of adult & Long-term care facility definitions & Reporting abuse or neglect of resident or misappropriation of property - adds MFTs to the sections.
- ✦ 5123.61 Reporting abuse, neglect, and other major unusual incidents. - adds counselors and MFTs to section.
- ✦ 2305.51 Mental health professional or organization not liable for violent behavior by client or patient. - adds MFTs to section.
- ✦ 1701./1705./1785. General corporation law; Limited liability companies; Professional associations; and requires new division 4757.37 - adds counselors, social worker and MFTs to the sections.
- ✦ 3701.74 Patient or patient's representative to submit request to examine or obtain copy of medical record. - adds MFTs to the section.

Once the bill is introduced a link will be added to the web site for interested parties to follow this legislation. The Legislative Service Commission has a site that tracks all actions taken on each Bill that is introduced. You can help by writing your state Representative & Senator to support this Bill.



Renew online and save postage, waiting time and have an immediate receipt showing you have renewed your license!

Following is one of the many comments the Board has received:

The web system you have set up is extremely helpful. The site is user friendly and makes renewal simple. I appreciate how easy it was to submit for renewal and the time that it saved me. Thanks!

News From the Renewal Coordinator

Continuing Education:

There are many rules governing continuing education for license renewal. Here are a few facts to keep in mind when considering which programs to complete.

All licensees are required to complete three hours of ethics training for every renewal. The word "Ethics" does not need to be in the title of the training, but the training must cover an ethical topic. Ethics can be completed online. All licensees may bank up to 12 unused CEU hours from the last renewal period toward the current renewal. CEU approval numbers begin with a prefix of letters followed by numbers. An **S** in the prefix indicates approval for social workers, a **C** approval for counselors, and a **T** approval for marriage and family therapists. If you are dually licensed, CEU's approved for both licenses and completed during the appropriate cycle may be used for both licenses.

Social Workers may complete all of their continuing education via distance learning. Any program with the approval of NASW national approval or ASWB-ACE approval

are considered pre-approved. These programs are automatically accepted towards license renewal; post program approval is not required.

Counselors may complete 15 hours of the required thirty hours of continuing education via distance learning per renewal cycle. You may also get six CEU hours for Peer review sessions. Peer review hours must be documented by date and signature of those attending. Trainings approved by NBCC are not automatically accepted in Ohio; you must submit a post program approval request.

MFTs may complete all of their continuing education via distance learning. All trainings that are not pre-approved, completed within the State of Ohio or outside of the State of Ohio may be submitted for approval on the Post Program Approval form for marriage and family therapists only. AAMFT approved trainings are not automatically accepted in Ohio you must submit a post program approval request.

Rule Changes Effective 9/1/2011

4757-9-03 Modifies renewal for new LSW who previously held related degree license; and diversity addition to ethics 3 hours of CEUs.

4757-13-03 Removes supervision from prior to 1998 from acceptable experience toward PCC licensure since that experience is so far in the past.

4757-17-01 The PCC-S supervisor shall sign off on all diagnosis, change in diagnosis, ISPs, Treatment plans, and correspondence to any third party outside of the agency.

4757-19-01 Remove requirement for previously licensed LSW to have 400 hour field work course.

4757-23-01 Documents better the requirement that LSW supervised practice shall be provided by a licensed independent social worker with supervision designation, which has been in place since September 1, 2008.

Go to this link to see complete rules: <http://cswmft.ohio.gov/laws.stm>

Want to be a Board Member?

Anyone interested in becoming a board member should go to the Governor's web site at governor.ohio.gov. Submit a complete application to the address at that web site. Several Board members' appointments expire 10/10/2012. While a position for which you are eligible may not be immediately available, submitting an application gets you on the list for consideration in the future.

You can see the Board member's positions on the web site at the following link: "About the Board" -

<http://cswmft.ohio.gov/about.stm>

The Board is made up of three Professional Standards Committees each of which is responsible for issues dealing solely with its licensees. The full Board deals with budgets, personnel and issues affecting all licensees.

Disciplinary Actions Taken Against Licensees

Social Workers:

Linda S. Neil (LSW) Practice on a lapsed license. Reprimand and additional CEUs.

Paul Mortimer (LSW) Improper Renewal. Revoked.

Rebecca Vocca (LSW) Falsification of records. Personal counseling.

Colleen Scarborough (LSW) Improper renewal. Surrender of license.

Stephanie Adams (LSW) Practicing without a license. Reprimand and additional CEUs.

Joyce Foster (SWA) Improper renewal. Reprimand

Virginia Zuniga (SWA) Improper Renewal. Surrender of registration.

Jill Vaccaro (SWA) Improper Renewal. Surrender of registration.

Counselors:

Jerry N. Sedwick (LPC) Improper renewal. Surrender of license.

Richard Anderson (LPCC) Scope of Practice. Personal counseling.

Diane Zieger (LPCC) Impairment. Personal counseling and monitoring

Barbara Henry (LPCC) Scope of practice. Additional CEUs

Jimmy McKeller (PC) Complaint received. Surrender of license.



Please make sure you have completed your continuing education requirements before you renew.

The board has increased the audit rate from 10% to 20% and will soon go to 50%.

Too many licensees are renewing without appropriate continuing education hours. Continuing education hours are required by statute. There are numerous options available.

See disciplined licensees at the top of this page!

Budget Bill Includes New Fees & Board Staff Position

House Bill 153, Ohio's biennial budget bill passed on June 30, 2011, included language authorizing the Board to charge fees for continuing education course approval and continuing education provider status.

A rule change to rule 4757-1-05 has been filed and has a public hearing on November 8th in the Board offices at 2:00 p.m.

The rule sets the fees as \$30 for each program and \$125 for the first provider status and each subsequent renewal for two years.

We anticipate making the fees effective as of April 1, 2012 and are waiting for the resolu-

tion of ballot issue 2 to determine the budget impact for the remainder of the biennium to make a final decision on the amounts to charge.

The revenues will fund an additional staff person to perform reviews of CE programs and increase the number of CEU renewal audits.

The CEU renewal audits have had a high failure rate for the last six years.

The Board expends an enormous amount of time on CE program and provider application reviews and approvals/denials.

Ethics and Records Requests

Many licensees call the Board asking what to do when a client requests their records. They may have concerns that the records won't be helpful, or question what the client is going to do with the records. However, regardless of what the client intends to do with the records, the OAC states that licensees are required to provide clients with *reasonable* access to their records. Licensees can charge a nominal fee, for copies. Only in exceptional instances shall records requests be denied; refer to the OAC rule regarding these exceptions.

O.A.C. Section: 4757-5-09 (F)

Counselors, social workers, and marriage and family therapists shall provide clients with reasonable access to records concerning the client. Counselors, social workers, and marriage and family therapists who are concerned that clients' access to their records

could cause serious misunderstanding or harm to the client shall provide assistance in interpreting the records and consultation with the client regarding the records. Licensees should limit clients' access to their records, or portions of their records, only in exceptional circumstances when there is compelling evidence that such access would cause serious harm to the client. Both the clients' requests and the rationale for withholding some or all of the records shall be documented in the clients' files. When providing clients with access to their records, licensees shall take steps to protect the confidentiality of other individuals identified or discussed in such records.

Questions you would like to see addressed under the "Ethics Issues" column can be sent to: Tracey.Hosom@cswb.state.oh.us



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COUNSELOR, SOCIAL
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AND FAMILY
THERAPIST BOARD

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*The Board
regulates the
practice of
counseling, social
work and marriage
and family
therapy in the
State of Ohio.*

Meet Dr. Thomas McGloshen, IMFT, PCC-S

Thomas H. McGloshen, Ph.D., is a Professional Clinical Counselor (Supervisor) and Independent Marriage and Family Therapist in private practice in Dublin, Ohio. He chairs the Marriage and Family Therapist Professional Standards Committee of the Ohio Counselor, Social Worker, and Marriage and Family Therapist Board. He is also Clinical Assistant Professor in the Department of Family Medicine at The Ohio State University, a Clinical Member and Approved Supervisor in the American Association for Marriage and Family Therapy, a Certified Family Life Educator and Certified Group Psychotherapist. Dr. McGloshen has served as a Presbyterian

pastorate, worked as an outpatient therapist in community mental health, and has provided career development counseling to church professionals. He has also published in the areas of marital relations, child management, older recent widows, education, and career development. He and his wife of 46 years, Joan, have two daughters and three grandchildren. On November 3, 2011, he will be presented the Charles "Chuck" Weaver Award at the All Ohio Counselor's Conference as a person "who has shown long, consistent and distinguished service to the counseling profession and who has shown exemplary caring for people."

Banking CE Hours - a New Option

Rule 4757-9-04 includes changes, which allows licensees to bank up to 12 hours of CEUs in excess of 30 hours of CEUs from the immediately prior renewal period, if any. If you are audited using up to 12 hours of prior CEUs, a licensee will be audited for that period and the prior period and will have to show at least 60 hours of CEUs. For example, a licensee earned 42 hours of CEUs from May 20, 2008 to May 20, 2010. That licensee may use

up to twelve hours of CEUs from the May 20, 2010 renewal toward the renewal due in May 20, 2012. If audited, the licensee shall provide proof of at least 60 total hours: 42 hours of CEUs (or 30 plus whatever number are being banked) from May 20, 2008 to May 20, 2010; and at least 18 CEUs (or the remainder needed to equal a total of 30 hours) from May 20, 2010 through May 20, 2012.

Renewal Mailings Changing to Quarterly

*The Board receives many calls for duplicate renewal forms from licensees that received them 5 to 8 months in advance due to the semi-annual mailings. Renewal notices are now being mailed quarterly. The renewal forms will be mailed approximately, 50 days before the beginning of each quarters renewals as follows:

- *November 2011 renewal notices for those scheduled to **renew January - March**
- * February 2012 renewal notices for those scheduled to renew **April - June**.
- * May 2012 renewal notices for those scheduled to renew **July - September**.
- *August 2012 renewal notices for those scheduled to renew **October - December**.

Departing Board Members

The Board thanks the following members for exemplary service and appreciates their hard work and participation as noted below:

- **John Cranley**, Public Member on the MFT Professional Standards Committee with three years on the Board - he has been a strong advocate for many changes including banking CE hours.
- **Jennifer Riesbeck Lee**, LSW, Social Worker Professional Committee Chair for two years and full Board chair for one year with six years on the Board- she has been a tireless advocate for the civil service exemption removal from our statute.
- **Dr. Victoria White Kress**, PCC-S, Counselor Professional Standards Committee chair for two years and six years on the Board - she has completed innumerable coursework reviews, syllabus reviews, Counseling Program reviews and Discipline case reviews. She has been an exceptional advocate for improving the counselor licensure process.
- **Peggy Volters**, IMFT, PCC-S, MFT Professional Standards Committee with three years of service to the Board - she brought a consistent focus to all discussions of licensure and rule changes and their impact on the family system in practice.