



## *Counselor, Social Worker & Marriage and Family Therapist Board*

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### **State of Ohio Counselor Professional Standards Committee Meeting September 15, 2011**

**Members Present:** Ms. Maureen Cooper, Dr. Terri Hamm, Dr. Victoria Kress, Dr. Otha Gilyard, and Mrs. Mary Venrick

**Staff Present:** Mr. William Hegarty and Mr. James Rough, Ms. Tracey Hosom, Mrs. Tammy Tingle, Mrs. Rena Elliott and Mr. Simeon Frazier

**Guests Present:** None

Due to a counselor licensure denial hearing held earlier that morning, Venrick called the meeting to order at 1:32 p.m.

#### **Discussion/Approval of Agenda**

Gilyard moved to approve the amended agenda. Cooper seconded. There was no additional discussion and the motion passed unanimously.

#### **Executive Committee Report**

Venrick reported that they discussed budget issues and senate bill 5, which will be voted on in November. She shared that the first payroll was paid by the State from fiscal year 2011 funds and that the extra funds will be used for the new C. E. auditor position.

The Art Therapy bill is on the table. If it's approved, there would be three Art Therapy professional standards committee members: one public member and two licensees. Regarding the July Planning meeting, they discussed Billing in relationship to non-compete agreements and independent contractors, multiple CEU committee issues, Investigative liaison committee issues, and Legislative issues.

Regarding the CEU competency model, Kress confirmed with the committee that they were not in favor of it. Kress, speaking for herself, believes that it complicates the ability to assess appropriate continuing education and it invites more ambiguity.

Kress moved to have Rough testify regarding the impact that the Art Therapy bill passage would have on the board. Gilyard seconded. Hamm abstained.

Rough entered at 1:45 p.m.

During the discussion, Rough shared some of the history behind the process of the MFTs becoming licensed and juxtaposed it against some of the challenges of the Art Therapists. The Committee believed that the Art Therapists should come in as counselors focus on earning an art therapy credential.

With the exception of Hamm's abstention, the motion passed unanimously.

Kress shared that there are strength in numbers, and that it makes more sense for the Art therapists to become licensed as counselors and seek art therapy credentials.

Rough reminded the committee that the full board must agree before he testifies.

### **CT Issues**

#### *J. Ryan Moore*

Cooper moved to award Moore's Counselor Trainee status. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

Tingle entered at 2:25 p.m.

#### *Debra Cypryla*

Cooper moved to approve Cypryla's Counselor Trainee application. Gilyard seconded. During the discussion, Gilyard shared that there didn't seem to be provocation and, though he supported the motion, he wonders if he'd feel the same if the husband slapped the applicant.

Kress shared that it shows that Cypryla is at times unable or unwilling to use self control via basic anger management skills.

The Committee reviewed the police report.

Though Cooper shared that it appeared that the family was in a "Pressure Cooker," with a sick child, Gilyard believes that it's plausible, and agrees, but he doesn't believe that the committee would view the situation the same if the husband was the one, under the same pressure, and slapped his wife.

The motion passed unanimously.

### **Investigation Report**

Hegarty passed out cases that were reviewed and are recommended to be closed by Venrick and Kress. He shared that there will need to be a secondary reviewer, since Kress is leaving the board.

Venrick moved to close the 10 cases that she reviewed. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

Kress moved to close the cases that she reviewed. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

Hegarty passed out a proposed consent agreement with Jimmy McKeller and the Board.

Kress moved to approve the consent agreement. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

Hegarty stated that there's a hearing at 3 p.m.  
Tingle & Hegarty left the meeting at 2:45 p.m.

### **Remediation Plan**

#### *Julia Watkins*

Gilyard moved to approve her remediation plan. Cooper seconded. There was no additional discussion and the motion passed unanimously.  
Venrick and Kress left the meeting for the hearing at 2:55 p.m.  
Cooper and Gilyard left the meeting for the hearing at 2:59 p.m.

## **State of Ohio Counselor Professional Standards Committee Meeting September 16, 2011**

**Members Present:** Dr. Terri Hamm, Ms. Maureen Cooper, Ms. Mary Venrick, Dr. Otha Gilyard and Dr. Victoria Kress

**Staff Present:** Mrs. Rena Elliott, Mr. Bill Hegarty, Mr. Jim Rough and Mr. Simeon Frazier

**Guests Present:** Glen Karr and Thelma Greaser

Venrick called the meeting to order at 9:10 a.m.

### **Discussion and Approval of Agenda**

Gilyard moved to accept the agenda. Kress seconded  
During the discussion, Cooper added "the CEU committee report" the motion passed, unanimously.

### **Approval of July '11 Minutes**

Kress moved to approve the minutes. Cooper seconded.  
During the discussion,

#### *Hamm's Amendments*

In the "Endorsement" section, Hamm clarified the language to read: "*Hamm suggested offering a PCC consent agreement instead of a PC consent agreement with two years to complete additional coursework if the applicant has been practicing in another state for five years or more and diagnosing & treating clients with mental and emotional disorders. This would be extended to applicants who need to complete the following courses, only- Diagnosis, Treatment, and Evaluation of Mental & Emotional Disorders.*"

*Hamm also suggested that when an applicant from another state has five years or more diagnosing & treating, mental and emotional disorders, this could stand in lieu of the Diagnosis & Treatment coursework; particularly when the applicant has provided substantial documentation of competency in practice.”*

In the “Consent Agreements (Continued)” section of “New Business”, Hamm also replaced “Rough send out a letter regarding” with “The Board offer” to read, *“Hamm moved that the board offer consent agreements for out of state graduates of PhD counselor Education programs that did a clinical internship...”*

#### *Kress’ Amendments*

In the section involving the CEU committee report, Kress replaced the word “approval” with “status” to read *“The CPSP doesn’t think that 30% program acceptability is sufficient for provider status.”*

In the section involving the “Discussion and Approval of Agenda,” Kress changed “Course” to “Program” to read *“Kress added ‘CACREP Program Requirements’ to New Business.”*

In the “Approval of PCC Applicants” section, “PC and” was deleted to read: *“Kress moved to approve the list of 43 PCC applicants”*

In the “Counselor Application Coordinator’s Report” “To reflect this” was changed to “On the NCMHCE due to its high failure rate” to read: *“She stated that they should, possibly, change the cut-off score on the NCMHCE due to its high failure rate.”*

In the “CACREP” section of “Old Business,” “At the last meeting, it was approved” was replaced with “...” and “...OACES and OCA were in support of it as well” along with “OACES sent in a letter, approving” to read *“Kress shared that OACES sent a letter approving adopting to CAREP accreditation,”*

In the same section “CORE’s language” was replaced with “Accreditation” to read *“WSU counseling programs are CACREP & CORE accredited and wish that CORE accreditation be included, as well.”*

In the same section, “She” was replaced with “Kress” to read *“Kress shared that physicians, social workers, and all other professionals must graduate from accredited programs for their license.”*

In the same section, “professionally, and exclusively, outside of assuring diagnosis and treatment, along with 240 hours of clinical work” was removed, to read *“Kress believes that the board doesn’t have the resources to effectively do what CACREP does.”*

“s” was added to read *“Gilyard shared that programs try to keep costs down.”*

In the same section, “Provide,” “It appears,” and “And situations like this only add to her belief that CACREP accreditation is necessary” were added to read: *“Gilyard recommended that if this is done, the committee should correspond with the concerned schools to provide advice on this issue.*

*Cooper shared that the current make up of standards for the PC license without the CACREP credibility, is in line, more so, with the MFT license.*

*Kress confirmed that it appears that the only PhD in METHESCO’s program is Vergel Lattimore and he’s not a counselor. He’s an MFT. She stated that she’s now, more concerned and situations like this only add to her belief that CACREP accreditation is necessary.”*

In the Endorsement section, “Continuing Education” was replaced with “CACREP program”, and “Language” was added. Also, “As there was confusion previously, that CACREP approval would be required for OHIO PC licensure, and that” along with “There will be more time required” and “and organizations, since this was actually meant as a licensure requirement” were deleted, while “Stating,” “She believes they need to” and “She believes that all licensees in Ohio have graduated from ma CACREP program ”to read “*Kress shared with Rough that she’d like to change the CACREP Program requirement language. The letter was sent to programs & professional organizations stating that it would only be done to require program pre-approval. She believes that all licensees in Ohio should have graduated from a CACREP Program. She believes they need to get input from schools.*”

There was no additional discussion and the motion passed unanimously.

### **CEU Committee Report**

Cooper reported that the CEU committee discussed continuing competencies. Cooper and the Social Work committee voiced concerns about it. The MFT committee was more excited about the concept. They’ll keep in mind, OSU’s trial of it, but they have concerns regarding how to regulate it.

Regarding regulating spirituality based CEUs, they’ll review them as they come. They shared that they appreciate Gilyard’s insight.

The survey responses are good.

Rough continues to look at words/hour, and the college level should be able to read 10,000 words of content for 1 CEU hour. “College Level” was not defined.

Glenn Karr shared that he’s a slow reader, and he has concerns on how much will be absorbed and retained given the amount of credit received.

Cooper shared that a person can take as long as needed, but only receive one hour’s worth of credit.

Regarding the statute, the wording of a “fee/fine” was discussed.

The idea was referenced from the Optometry Board’s law, 47557.36 to implement a non-disciplinary fee, and rule 4757-1-05 (10) “Late completion of continuing counselor, social worker or marriage & family therapy education required under section 4757.33 and rules adopted there under. ”

Regarding the newsletters, quarterly distribution has been the norm. It would cost \$28,000 to distribute to all licensees semi-annually, if fees/fines are charged, then we may want to use it to fund the distribution of the newsletter.

Regarding the Violation/Discipline list; a tangible (permission based opt-in) list was discussed to send out as it may serve as a larger deterrent than listing it on the website. The Dental Board offers up to 4 hours of CEU credit for up to 4 hours of volunteering services. Rough wanted the committee to discuss it.

Karr suggested that they consider malpractice coverage.

Cooper stated that they wouldn’t track clients.

Gilyard stated that the Presbyterian churches do well with this. They have a substantial number of professionals in their congregation. He shared that the service to the indigent community which saves the State a lot of money by keeping them out of the Emergency Room. He thinks it would be a good idea.

Cooper discussed mission trips and volunteer work would be a good idea.

Greaser discussed the Red Cross crisis trips and how CEU credits would be nice. Gilyard discussed an NPR broadcast that discussed the need for counseling after going through a tornado, along with the long term effects that follow. Karr shared that he believes that there may be a problem when leaving the state for CEU credit. The committee is of the belief that the Red Cross would be able to cover that. Hamm shared that she appreciates the structure defined in the Dental Board rules. Karr confirmed that there are fines for not completing CEU credits, if the license is suspended. Cooper reported that Rhonda Franklin shared that some licensees report receiving 30 hours of CEUs in one day. "Cross Country" only places the final/completion dates on a certificate, they are now researching putting a starting date on their certificates. They are waiting for feedback before deciding regulating hours/day is permissible. There were three calls regarding legalizing marijuana. Calls like this will be handled on a case by case basis. Regarding approving CEU programs, there was a discussion on new board members and public members regarding evaluating CEUs and being educated properly. The Committee agreed to pass along/refer to other committee members when uncertain and to give public members renewals with few issues. Gilyard shared how pleased he is with Patty Miller's work.

### **Executive Director's Report**

Rough reported that the committee should review the July planning meeting minutes. There are six board members with appointments up on 10/10/11. Two will apply for re-appointment. The draft changes in the statute have been emailed. Rough had a call from a prison system legislative liaison that got a call from the governor's office. The civil service change won't affect them. He notified concerned parties of the concerns regarding the impact of the civil service exemption. Six rules went into effect on 9/1/11 the one affecting counselors removed the acceptance of supervised experience before 1998. He'd like to have clarity regarding who signs off on what with respect to supervision. The five year review of the rules is in process. Cooper had Rough explain the procedure of how it's done. Rough discussed a PCC that wants to take the NCMHCE to apply for an Army job. The NBCC must be notified as it would be a violation of the contract, since the contract is only for licensure, and this PCC took the PCLE to get licensed. The committee is in agreement to allow the applicant to take the exam. Hamm asked regarding the AASCB conference and whether or not someone would attend after Rough explained some of the background. The committee was in favor of Rough to attend. Hamm moved to have Rough attend the conference. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

The committee took a break at 10:15 and returned at 10:25 a.m.

### **Approval of PC Applicants**

Gilyard moved to approve the list of 99 PC applicants. Kress seconded. There was no additional discussion and the motion passed unanimously.

### **Approval of PCC Applicants**

Kress moved to approve the list of 40 PCC applicants. Gilyard seconded. There was no additional discussion and the motion passed unanimously.

### **Counselor Application Coordinator's Report**

Elliott reported that Frazier processed 564 Counselor Trainee/Clinical Resident applications and that she had sent 142 Exam packets.

In July, there were 57 candidates for the NCE. 51 passed, and 6 were unsuccessful. There were 31 candidates for the NCMHCE. 20 passed, and 11 were unsuccessful.

In August, there were 66 candidates for the NCE 60 passed and 6 were unsuccessful. There were 40 candidates for the NCMHCE 30 passed and 10 were unsuccessful.

Kress shared that the State of Ohio is strong, curriculum wise, and the data supports it; it's one of the most stringent with regards to the requirements in the country. She stated that they should, possibly, change the cut-off score on the NCMHCE due to its high failure rate. She shared that it may be time to increase the number of person's passing the exam.

Gilyard shared that doctors and medical schools wouldn't tolerate these statistics. Cooper wants to see comparable passage rates with other states, and how close people are getting to passing.

She also wants to know how long the NCMHCE applicants are removed from school vs. practicing in the field. She'd like to see the date.

### **Old Business**

#### **CACREP Language**

Kress passed out proposed wording of new CACREP requirement language. It was supported by the OCA legislative advisory committees & OACES.

The Methodist Theological Seminary (METHESCO) was not in favor of it, as they're theologically based and have concerns about seeking CACREP accreditation .

Wright State University (WSU) representative Steve Fortson spoke with Kress about the CACREP requirements and had concerns about requiring CACREP. The final wording is as follows:

*“(2)The individual must hold from an accredited educational institution a graduate degree in counseling, except that graduates of Ohio Counseling programs shall be*

required to have graduated from a program accredited by the council on accreditation of counseling and related programs 'CACREP' for their degree to be accepted as a qualifying degree after January 1, 2018."

Kress reiterated that the board shouldn't be expected to review programs for universities and she believes that the quality of the review is diminished, as it is not the committee's area of expertise. She believes that this will go a long way towards protecting the public. Also, she believes that this will be a national trend.

Kress moved to accept the CACREP language. Gilyard seconded. During the discussion, Gilyard shared that he has interest in seeing a good theologically based program adopt these standards. The motion passed, unanimously.

## **New Business**

### Draft for PCC-S CEUs

Kress gave a brief history of the issue. She shared that Randi Cohen advocated and organized supervision standards. Which include four areas to be covered and the board doesn't have the staff or resources to verify it. She believes the four areas are great, but they're not being verified.

The committee agreed that the programs should be required to list, on the certificate. Hamm moved to have providers include the supervision curriculum area with the corresponding hours on the certificate. Cooper seconded. There was no additional discussion, as the motion passed, unanimously.

### The Use of "PCC" by non-counselors

Rough shared that the International Coach Federation has a Professional Certified Coach credential which has a Registered, U.S. Patent and Trademark Office for a PCC that requires use of the "®" symbol, to read PCC®.

The Committee will discuss it after sending it to the OCA to review.

### OAC 4757-17-01 (c) (4) Clarification

Kress shared a brief history of the issue to share why it needs clarification, and that it isn't a new issue.

She shared that the committee should be certain that the requirements are reasonable requests.

Cooper asked why it's being done: "Legal protection?" "Public protection?"

Greaser shared that It's a way of monitoring.

The committee agreed that in cases that a (co-)signature couldn't be obtained, then it must be documented in the client's file that the correspondence was approved by the supervisor.

## **Correspondence**

### Merek Ramirez

He's a Capella student that believed that his program was acceptable.

Kress shared that Capella has had some course deficiencies and the students are ultimately suffering.

Gilyard shared that a lot of programs have been expressed as basically being “Money Machines” that are generating lots of money and producing ill-equipped graduates.

Kress shared that there are online programs, like Walden, that seem to be doing a good job.

Hamm shared that the law hasn’t changed.

Rough shared that the board, previously, didn’t review as closely, and upon further review, it was clear that it was not meeting requirements.

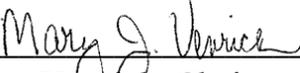
Cooper moved to sending him a letter explaining their position, and send a copy to, both, Capella and CACREP. Gilyard seconded. There was no additional discussion as the motion passed, unanimously.

Cooper asked Rough regarding an applicant that wants a provisional PC license. She’s a KSU graduate with 3 recent misdemeanors. The Committee recommended asking for input from the supervisor and classroom teacher at KSU, and looking at the internship report.

If it comes back as being acceptable, she may receive the provisional PC. There will also be input from the internship coordinator.

Kress moved to approve Lindsey Wilson’s Program, as it is in accordance with 4757-13-07, with a commendation on how strong their program is. Hamm seconded. There was no additional discussion and the motion passed unanimously.

The meeting adjourned at 11:57 a.m.

  
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**Mary Venrick, Chair**