

State of Ohio
Counselor, Social Worker And
Marriage & Family Therapist Board

Social Worker Professional Standards Committee Minutes

March 18, 2005

Meeting was called to order by: Ms. Gwen DaCons-Taylor, Chairperson

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| Members Present: | Mr. Glenn Abraham, Dr. Theresa Cluse-Tolar, and Ms. Molly Michelbrink |
| Members Absent: | Mr. Rocky Black |
| Staff Present: | Mr. Bill Hegarty, Ms. Marcia Holleman, Mr. Jim Rough, and Ms. Tammy Tingle |
| Guests Present: | Mr. Glenn Karr – Attorney-At-Law Mr. Henry Lustig - NASW Liaison |

1. DISCUSSION OF AGENDA

Discussion and approval of the Agenda.

2. APPROVAL OF JANUARY 21, 2005 MINUTES

A motion was made by Dr. Theresa Cluse-Tolar to approve the January 21, 2005 minutes, seconded by Mr. Glenn Abraham. Motion carried.

3. APPROVAL FOR SWA, LSW AND LISW APPLICATIONS:

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|--------|--------------------------|
| SWA | 18 Applications Approved |
| LSW | 94 Applications Approved |
| LSW(R) | 19 Applications Approved |
| LISW | 48 Applications Approved |

A motion was made by Ms. Molly Michelbrink to approve these applications, seconded by Mr. Glenn Abraham. Motion carried.

4. RESPONSE TO OLD BUSINESS FROM JANUARY 21, 2005

Mr. Henry Lustig reported on the concern of some youth with severe behavior issues being placed in foster homes and treatment homes without being provided with the proper care. Ms. Ms. Gwen DaCons-Taylor reported that she has asked Ms. Julie Barone, AAG for a response to this matter.

Discussion also followed regarding the jurisdiction of the board with regard to exempt and non-exempt social workers. It was decided that this issue will be discussed at the full board meeting with Ms. Julie Barone, AAG.

5. EXECUTIVE DIRECTORS REPORT

Mr. Jim Rough reported that he is pleased to be working with the CSWMFT Board and that he has an overall message for the board and that he will address the board at the full board meeting in the afternoon. He stated that his vision is to plan for the future as via a strategic plan and hoped that the board would support a review of all of all administrative processes with the idea of improving work flow and meeting established goals.

6. INVESTIGATIONS

Mr. Bill Hegarty discussed that Ms. Julie Barone, AAG provided reasoning that a roll call vote must be taken when the board votes on particular issues. It is to be reflected in the minutes as “Accepted By A Roll Call Vote”, if unanimous and dissenters noted by name if any.

Dr. Theresa Cluse-Tolar recommends the following cases for closure:

| | | | | | |
|---------|---------|---------|---------|---------|---------|
| 0409169 | 0410171 | 0410173 | 0410203 | 0410204 | 0412231 |
| 0412232 | 0501001 | 0502004 | 0502005 | | |

Accepted By A Roll Call Vote.

Mr. Bill Hegarty requested that the meeting to go into Executive Session.

Accepted By A Roll Call Vote.

LICENSE DENIAL

JoAnna Marie Jones
Carmelina Barbera

Accepted By A Roll Call Vote.

CONSENT AGREEMENTS

Lucious Harper
Heather Wood
Karen Hunter
Kimberly Simms
William Arnett

Amy McDaniel
Shante Lutkin-Turner
Tina Smith-Comedy

Accepted By A Roll Call Vote.

NOTICE OF OPPORTUNITIES FOR A HEARING

Thomas Kraft
Susan Pearce

Accepted By A Roll Call Vote.

6. NEW BUSINESS

Dr. Theresa Cluse-Tolar reported that the University of Toledo requires students to report on the Federal Education Reporting Protection Act (FERPA). After discussion it was determined that the committee will speak with Ms. Julie Barone AAG regarding FERPA and how it applies to the board.

7. ASWB

Mr. Glenn Abraham and Ms. Gwen DaCons-Taylor will be attending the Spring Conference in Boston, MA on April 7th – 10th and will make a report at the May 20th committee meeting.

The ASWB Exam Pass Rates were discussed. Comments were made regarding the pass and fail rate for Ohio.

8. NASW

Mr. Henry Lustig reiterated NASW's attempt to eliminate exemptions to being able to practice social work without a license. Discussion followed including the exemption for civil servants performing social work as part of their jobs.

9. NEW BUSINESS

- Mr. Bill Hegarty reported that according to Ms. Julie Barone, AAG, the Social Workers Professional Standards Committee meetings held on Thursdays are supposed to be public meetings.

Ms. Tammy Tingle reported that the files are public record and that according to the Sunshine Law the public is allowed to have reasonable access. Additionally, because the committee is together it is considered a public meeting and that minutes must be taken.

Ms. Gwen DaCons-Taylor suggested that we obtain clarification on this procedure. Ms. Molly Michelbrink questioned what is the committee to do if a member of the public comes into the meeting and wants to review the contents of a file. Mr. Glenn Abraham recommended that we inform the member of the public that the file is the CSWMFT Board located on the 16th Floor of the Riffe Center has custody of the files and they will be directed to the aforementioned location to follow the proper procedures.

Dr. Theresa Cluse-Tolar reported that in reviewing investigative cases, the mental health assessments the board is receiving are not very professional i.e. short, misspellings, not enough information to make an appropriated decision, etc. She suggested that we may need to start obtaining the assessments from professionals who can provide a more in depth assessment.

Ms. Tammy Tingle informed the committee that the Investigative Department can only give the assessor the materials that show that there may be some type of an impairment on the part of the professional being investigated.

Ms. Gwen DaCons-Taylor questioned who hired the assessors to provide the mental health assessments. Ms. Tammy Tingle informed her that the CSWMFT board members had voted on them. Dr. Theresa Cluse-Tolar responded that other assessors can be very expensive but the board has to think about protecting the public. Mr. Glenn Abraham was concerned about the professional being investigated, particularly Social Workers, may not be able to afford the assessment and thus we are denying them due process.

Ms. Gwen DaCons-Taylor stated that she felt that as a matter of professional courtesy, the board should contact the assessors and state the concerns of the board.

The committee moved forward with the recommendation that Dr. Theresa Cluse-Tolar further discuss the issue with Mr. Bill Hegarty.

- Mr. Henry Lustig passed out a questionnaire for the Social Workers Professional Standards Committee and requested that the members complete it for the NASW newsletter.
- Mr. Glenn Abraham raised the concern that some CEU Providers are giving out their assigned provider number for other organizations to use. These Providers say that they are co-sponsoring the event, but in actuality, they are not. The concern is that the organizations using the provider number may have a questionable program or that the Social Worker CEU Providers may charge a fee for the use of the provider number. It was suggested by the committee that the board may need to develop a rule regarding this issue or include a disclaimer with the approval letter that is sent to the Social Worker CEU Providers.

10. MEETING ADJOURNED

A motion was made by Dr. Theresa Cluse-Tolar to adjourn, seconded by Ms. Molly Michelbrink. Motion carried.

11. The board went back into session at 1:15 p.m. to review a consent agreement. Mr. Bill Hegarty moved that the board go into executive session.
Accepted By A Roll Call Vote.

Dr. Theresa Cluse-Tolar moved that the board come out of executive session.
Accepted By A Roll Call Vote.

CONSENT AGREEMENT

Marion Meacham

A motion was made by Dr. Theresa Cluse-Tolar to approve the consent agreement, seconded by Ms. Molly Michelbrink. Motion carried

12. MEETING ADJOURNED

Ms. Gwen DaCons-Taylor, Chairperson