



Counselor, Social Worker & Marriage and Family Therapist Board

50 West Broad Street, Suite 1075
Columbus, Ohio 43215-5919
614-466-0912 & Fax 614-728-7790
<http://cswmft.ohio.gov> & cswmft.info@cswb.state.oh.us

Social Worker Professional Standards Committee (SWPSC) Minutes

Thursday, March 19, 2009

Members Present: Mr. Tim Brady, Ms. Karen Huey, Mr. Bob Nelson,
Ms. Jennifer Riesbeck-Lee, Ms. Molly Tucker
Staff Present: Ms. Rhonda Franklin, Mr. Bill Hegarty, Ms. Marcia Holleman,
Ms. Tracy Hosom, Ms. Jennifer Kreinbrink, Mr. Jim Rough
Guests Present: Mr. Jan White, CPSC member

1. **Meeting Called to Order**

Ms. Riesbeck-Lee called the meeting to order at 10:05 a.m.

2. **Discussion/Approval of March 19th & 20th, 2009 Agenda**

Ms. Tucker asked if there were any changes or discussion of the March 19th and 20th, 2009 agenda. The Committee asked that the following item be added to the agenda: continuing education. Ms. Huey made the motion to approve the agenda with the addition. Seconded by Ms. Tucker. Motion carried.

3. **Approval of the January 15th & 16th, 2009 Minutes**

Ms. Riesbeck-Lee asked if there were any changes or discussion of the January 15th and 16th, 2009 minutes. Ms. Huey made the motion to approve the minutes. Seconded by Ms. Tucker. Motion carried.

4. **Continuing Education Units (CEU)**

Mr. Nelson requested that the SWPSC review and discuss the Louisiana Social Worker Board's CEU form. The committee determined that this form could guide the members as to why they approve or deny a program and/or provider. They will try to use this form, as is, at the May Board meeting.

5. **Investigations**

(A) **Closed Cases**

Mr. Brady made a motion that the following cases be closed as he had determined no actionable offenses had been found. Ms. Tucker seconded the motion. Motion carried.

2008-208	2008-218	2008-225	2008-226	2008-234
2008-237	2008-242	2008-255	2008-256	2008-264
2008-283	2008-284	2008-285	2008-287	2008-290
2009-7	2009-8	2009-9	2009-15	2009-16

Mr. Nelson made a motion that the following case be closed as he had determined no actionable offenses had been found. Ms. Tucker seconded the motion. Motion carried.

2008-288

(B) Executive Session

Ms. Riesbeck-Lee requested that the SWPSC meeting go into Executive Session at 10:15 a.m. to discuss the Hearing Officer Reports, Notice of Opportunity for Hearing, Consent Agreements, and Goldman Reviews (Disciplinary and Licensure). Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey – yes, Mr. Nelson – yes, Ms. Riesbeck-Lee - yes, Ms. Tucker - yes.

Ms. Riesbeck-Lee moved that the SWPSC come out of Executive Session at 10:30 a.m. Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey – yes, Mr. Nelson – yes, Ms. Riesbeck-Lee – yes, and Ms. Tucker – yes.

(C) Hearing Officer Report

Phyllis Patrick – Mr. Brady made a motion to concur with the hearing officer’s report and register Ms. Patrick as a Social Worker Assistant. Seconded by Ms. Huey. Ms. Riesbeck-Lee recused herself. Motion carried.

Denise Pollard – Ms. Tucker made a motion to concur with the hearing officer’s report and deny Ms. Pollard a license because she does not meet the 400 hour social service practicum requirement under the related degree rule. Seconded by Mr. Brady. Motion carried.

(D) Notice of Opportunity for Hearings

When voting, the committee members are not aware of the name of the licensee; the licensee’s name is provided after the motion has passed.

Elisha Jones, LSW - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Ms. Jones. Seconded by Ms. Huey. Motion carried.

Patricia A. Sharp, SWA - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Ms. Sharp. Seconded by Mr. Brady. Motion carried.

(F) Consent Agreements

Lenora Dotson, LSW - A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Dotson. Seconded by Ms. Huey. Motion carried.

Michelle Leffel-Rakich, LSW - A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Mr. Leffel-Rakich. Seconded by Ms. Huey. Motion carried.

Lisa Padgett, LSW - A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Padgett. Seconded by Ms. Huey. Mr. Brady recused himself. Motion carried.

Charles Startup, LISW - A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Mr. Startup. Seconded by Ms. Huey. Motion carried.

(G) Goldman Reviews (Disciplinary)

Pamela Thomas, LSW – A motion was made by Ms. Huey to revoke Ms. Thomas’ social worker license for non-compliance with a Board continuing education audit. Seconded by Ms. Tucker. Motion carried.

(H) Goldman Reviews (Licensure)

Venita Dell - A motion was made by Ms. Huey to deny social worker assistant registration to Ms. Dell for not possessing the necessary coursework requirements. Seconded by Mr. Brady. Ms. Tucker recused herself. Motion carried.

Richard Jordan - A motion was made by Ms. Huey to deny exam pre-approval to Mr. Jordan for not possessing a qualifying degree in social work. Seconded by Ms. Tucker. Mr. Nelson recused himself. Motion carried.

Sandra Kraus - A motion was made by Ms. Huey to deny Ms. Kraus’ licensure application for not possessing a qualifying degree in social work. Seconded by Mr. Brady. Mr. Nelson recused himself. Motion carried.

Kavellen Maher - A motion was made by Ms. Huey to deny Ms. Maher’s licensure application for not possessing a qualifying degree in social work. Seconded by Mr. Brady. Mr. Nelson recused himself. Motion carried.

6. Working Meeting

The SWPSC proceeded with a working meeting to Review Pending Applications for Licensure, Files to be Audited, CEU Programs and Providers, and Licensure Renewal Issues.

7. Approval of Applications for Licensure

A motion was made by Ms. Tucker to approve the following applications for licensure. Seconded by Mr. Nelson. Motion carried.

LSW -	7 Applications Approved
LSW (Related Degree) -	9 Applications Approved
LISW -	2 Applications Approved

18 Applicants were approved for Licensure by the SWPSC at the March 2009 meeting.

156 Applicants were Licensed by Staff prior to the March 2009 meeting.

A motion was made by Ms. Tucker in regards to the other applicants. Seconded by Mr. Nelson. Motion carried.

LSW (Related Degree) - 2 Applicants with a Related Degree Issued Intent to Deny Exam Pre-Approval

8. Renewal and Budget Issues

Rhonda Franklin, Renewal Coordinator, spoke to the SWPSC regarding a proposal to send out postcards to those that failed to renew on time. Considering the additional paperwork and budget constraints, Ms. Franklin and the committee members were in agreement that this proposal not be implemented.

9. Correspondence

David Callan – Mr. Callan submitted additional information in regards to him doing telephone-only counseling. The SWPSC discussed this issue in further detail and determined that the topic of telephone therapy, which is similar to e-therapy, be discussed at the July full Board meeting.

10. Executive Committee

The committee was made aware of a counselor applicant who had taken and failed the counselor exam three times and her name had been included in the CPSC minutes. The applicant stated that someone had Googled her and found this information. She requested that her name be removed from the minutes. Ms. Huey stated that it is part of the public record and her name can not be removed.

11. ASWB

Ms. Tucker will be attending the ASWB Spring Education meeting in Canada in April.

12. Executive Director's Report

Mr. Rough mentioned that March is National Professional Social Work Month as recognized by the White House in March 1984.

Mr. Rough stated that the MFT rules from Bill 427 were filed with JCARR and a public hearing was held on March 3, 2009. The Bill is expected to be effective April 7, 2009. ODMH is in the process of creating rules concerning reimbursement and should be filed shortly. There will be a waiting period while the federal government approves the Medicare/Medicaid billing change; anticipated date for this to take place is July 1, 2009.

Mr. Rough mentioned that the Executive Committee planning goals are on the agendas for each professional standards committee.

Mr. Rough discussed the laws and rules exam that has been created on the website. He would like to release it now for CEU credit for licensees and after reviewing its effectiveness, release the exam as requirement for licensure by October 1, 2009, if possible.

Mr. Rough discussed the consolidation language in proposed state budget. HB 648 creates challenges for the boards and commissions but it is still in the process of being implemented.

Mr. Rough discussed the current budget situation within the state and the CSWMFT Board's desire to continue remaining fiscally responsible. A proposal has been made to eliminate the use of the bank lockbox for renewals and request renewal online exclusively. An estimated \$2500 per year will be saved as a result of this change.

Mr. Rough mentioned that the five year rule review items were enclosed in the Board mailing. The proposed rule changes are primarily for clarity or rule drafting standards. There is a separate set of rule changes requested by the committees as listed.

Mr. Rough discussed the formal AG's opinion regarding the civil service exemption; the exemption status is absolute. In light of this decision, several state agencies are now working to reconcile position description titles with licensure requirements so as to resolve this issue to their satisfaction.

Mr. Rough discussed the continued progression of the Art Therapist legislation. If this legislation were to become law, this group would likely join this Board as another discipline alongside the Counselors, Social Workers, and Marriage and Family Therapists.

13. 2:30 p.m. – SWPSC Administrative Denial Hearing

The matter of the eligibility of Candy Cain-Mino to be licensed as a social worker in the state of Ohio came before the Social Worker Professional Standards Committee on March 19, 2009. Members present were Mr. Brady, Ms. Huey, Ms. Riesbeck-Lee, and Ms. Tucker.

A Notice of Proposed Opportunity for Hearing was issued to Ms. Cain-Mino by the Counselor, Social Worker, & Marriage and Family Therapist Board on December 8, 2008. An administrative hearing was held on March 19, 2009. Assistant Attorney General Melissa Wilburn represented the State. Ms. Cain-Mino was present and not represented by counsel.

Mr. Hegarty requested that the SWPSC Meeting go into Executive Session at 3:10 p.m. to discuss the denial of Ms. Cain-Mino to be licensed as a social worker. Accepted By A Unanimous Roll Call Vote.

At 3:15 p.m. Ms. Riesbeck-Lee moved to come out of executive session. Accepted By A Unanimous Roll Call Vote.

The Social Worker Professional Standards Committee reviewed all the evidence and determined that Ms. Cain-Mino will not be licensed as a social worker.

14. Meeting Adjourned

A motion was made by Mr. Brady to adjourn the meeting at 2:15 p.m. Seconded by Ms. Huey. Motion carried.

Social Worker Professional Standards Committee (SWPSC) Minutes

Friday, March 20, 2009

Members Present: Mr. Tim Brady, Mr. Bob Nelson,
Ms. Jennifer Riesbeck-Lee, Ms. Molly Tucker
Staff Present: Ms. Marcia Holleman, Ms. Jennifer Kreinbrink, Mr. Jim Rough
Guest Present: Ms. Sharon Hanger, NASW Board Treasurer and Taskforce Chair,
Ms. Karen Hart, Mr. Lustig's intern, Mr. Henry Lustig, NASW Liaison,
Mr. Ken Trivison, MFTPSC member, Ms. Cindy Webb, Executive
Director of NASW

1. Meeting Called to Order

Ms. Riesbeck-Lee called the meeting to order at 9:01 a.m.

2. New Business

NASW – Ms. Webb stated that Mr. Rough posed several questions to NASW, after the open forum, on the matter of the administrative LISW and several other issues and discussed those answers with the SWPSC. She also referred the committee to the social work licensure bill from the 1970s and NASW's position on the bill.

Ms. Hanger said there has been conjecture about the LISW being a mental health license. She said that NASW has an ethics committee and they are looking at strengthening supervision. Ms. Hanger also posed the question of having structure in place for supervision and scope of practice.

Ms. Webb mentioned that social workers are being asked to work outside their scope of practice and this is creating a "toxic environment." She also stated that NASW encourages social workers to continue to have pure consultation with one another. NASW is putting together a supervisor registry and is determining the qualifications/criteria to be on the registry.

Mr. Rough will look at a LSC summary for 1997 and bring that information to the May meeting. The Board may need to change the Independent Social Worker Professional Employment Reference form to reflect that the supervisor and supervisee have the same scope of practice.

Endorsement of a LISW – The SWPSC reviewed and discussed the request for Ms. Holleman to license a LISW, via endorsement, if an applicant is unable to obtain their supervision documentation from licensure in another state without the Committee's approval. The SWPSC discussed this topic and will permit Ms. Holleman to approve the aforementioned applications.

4757-23-01(D)(4) – Several licensees' submitted statements that paying supervision would be a contradiction to rule 4757-23-01(D)(4). The SWPSC discussed this matter. Ms. Tucker made a motion to strike 4757-23-01(D)(4). Seconded by Mr. Nelson. Motion carried.

3. Old Business

4757-19-02(C)(2)(d) – The SWPSC discussed the change to this rule. Ms. Tucker made a motion to approve it as follows: "Applications received after June 30, 2011 shall require that at least fifteen hundred of the supervised hours and one year in paragraph (C)(2)(a) of this rule shall be in

a setting, which consists of face-to-face client contact involving the delivery of direct social work services and which includes diagnosis and treatment of mental and emotional disorders or assessment and intervention.” Seconded by Mr. Nelson. Motion carried.

The SWPSC reviewed this rule change further and decided to make a change to the aforementioned rule. Ms. Tucker made a motion to change “and which includes” to “which includes.” Seconded by Mr. Nelson. Motion carried.

Five Year Rule Review – Ms. Tucker made a motion to approve all rules in the five year rule review, as written, that affect the SWPSC. Seconded by Mr. Nelson. Motion carried.

Definitions – The SWPSC will begin writing definitions during the May meeting.

4. National Association of Social Workers (NASW)

Mr. Lustig mentioned that NASW’s advocacy day, held March 26, 2009, had 400 attendees. Two agenda items were social work workplace safety and educational debt relief. He stated that NASW can be the sponsors for the civil service exemption bill. NASW is pushing for school social workers to not be grouped together with non-licensed individuals.

5. Meeting Adjourned

A motion was made by Ms. Tucker to adjourn the meeting at 11:35 a.m. Seconded by Mr. Brady. Motion carried.

Ms. Jennifer Riesbeck-Lee, Chairperson