



Counselor, Social Worker & Marriage and Family Therapist Board

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Social Worker Professional Standards Committee (SWPSC) Minutes

Thursday, November 20, 2008

Members Present: Mr. Tim Brady, Mr. Bob Nelson, Ms. Jennifer Riesbeck-Lee,
Ms. Molly Tucker
Staff Present: Mr. Bill Hegarty, Ms. Marcia Holleman, Ms. Tracy Hosom,
Ms. Jennifer Kreinbrink, Ms. Patty Miller, Mr. Jim Rough,
Ms. Tammy Tingle
Guests Present: Mr. Jose Camerino, MFTPSC member, Ms. Rhonda Shamansky,
Hearing Examiner, Ms. Melissa Wilburn, Assistant Attorney General

1. 9:00 a.m. – SWPSC Administrative Denial Hearing

The matter of the eligibility of Marcus McLittle to be licensed as a social worker in the state of Ohio came before the Social Worker Professional Standards Committee on November 20, 2008. Members present were Mr. Brady, Mr. Nelson, Ms. Riesbeck-Lee, and Ms. Tucker.

A Notice of Proposed Opportunity for Hearing was issued to Mr. McLittle by the Counselor, Social Worker, & Marriage and Family Therapist Board on September 19, 2008. An administrative hearing was held on November 20, 2008. Assistant Attorney General Melissa Wilburn represented the State. Mr. McLittle was present and represented by counsel.

Mr. Hegarty requested that the SWPSC Meeting go into Executive Session at 11:40 a.m. to discuss the denial of Mr. McLittle to be licensed as a social worker. Accepted By A Unanimous Roll Call Vote.

At 11:55 a.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 Mr. McLittle will be licensed as a social worker.

2. Meeting Called to Order

Ms. Riesbeck-Lee called the meeting to order at 12:50 p.m.

3. Discussion/Approval of November 20th, 2008 Agenda

Ms. Riesbeck-Lee asked if there were any changes or discussion of the November 20th, 2008 agenda. The Committee asked that the investigations meeting time be changed from 2 a.m. to 2

p.m. Ms. Tucker made the motion to approve the agenda with the correction. Seconded by Mr. Brady. Motion carried.

4. Approval of September 18th & 19th, 2008 Minutes

Ms. Riesbeck-Lee asked for the approval of the September 18th and 19th minutes. The Committee changed the wording under the heading “Diagnosis Question” on the September 19th minutes. Mr. Brady made the motion to approve the minutes with the correction. Seconded by Mr. Nelson. Ms. Tucker abstained. Motion carried.

5. Executive Director’s Report

Mr. Rough discussed with the SWPSC how minutes will not be taken during the public forum. He stated that individuals can email the Board requesting the speaker’s responses. Ms. Riesbeck-Lee would like to keep the forum to one hour and have speakers talk for two minutes. Mr. Rough suggested that Ms. Riesbeck-Lee give a context as to why they want this rule change to 4757-1902. Ms. Riesbeck-Lee will reiterate that the rule has not been filed and the SWPSC wants comments from the public. Mr. Rough told the Committee that they can always have another forum in March after they have received public comments at the January meeting.

6. Investigations

Mr. Hegarty asked for delegation authority from the SWPSC for audit and non-compliance orders. He wants this authority so that he can send out the Notice of Opportunity for Hearings on behalf of the Committee without needing their formal approval. Ms. Tucker made a motion to delegate authority to Mr. Hegarty on behalf of the Committee on audit and non-compliance orders. Mr. Brady seconded. Motion carried.

(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.

2008-98	2008-108	2008-123	2008-144	2008-148
2008-154	2008-176	2008-179	2008-181	2008-184
2008-188	2008-195	2008-197	2008-198	2008-204
2008-220	2008-222	2008-228	2008-239	2008-246

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.

2008-158

(B) Executive Session

Ms. Riesbeck-Lee requested that the SWPSC meeting go into Executive Session at 1:45 p.m. to discuss the Notice of Opportunity for Hearings, Consent Agreements, and Goldman Reviews (Licensure). Accepted by a Roll Call Vote – Mr. Brady –yes, Mr. Nelson – yes, Ms. Riesbeck-Lee – yes, Ms. Tucker - yes.

Ms. Riesbeck-Lee moved that the SWPSC come out of Executive Session at 1:58 p.m. Accepted by a Roll Call Vote – Mr. Brady –yes, Mr. Nelson – yes, Ms. Riesbeck-Lee – yes, Ms. Tucker – yes.

(C) **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.**

Michelle R. Grant, LSW – A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Ms. Grant. Seconded by Mr. Brady. Motion carried.

Amy L. McDaniel, LISW - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Ms. McDaniel. Seconded by Mr. Brady. Motion carried.

Charles A. Startup, LISW - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Mr. Startup. Seconded by Mr. Brady. Motion carried.

(D) **Consent Agreements**

Shelley J. Ahleman, LISW – A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Ahleman. Seconded by Mr. Brady. Motion carried.

Mary Jane DeHanes, LSW – A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. DeHanes. Seconded by Mr. Brady. Motion carried.

Elizz Rainspirit, LISW – A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Rainspirit. Seconded by Mr. Brady. Motion carried.

Carol Watkins, LSW – A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Watkins. Seconded by Mr. Brady. Motion carried.

(E) **Goldman Reviews (Licensure)**

Lisa Gabbert – A motion was made by Mr. Brady to deny social worker assistant registration to Ms. Gabbert for not possessing the necessary coursework requirements. Seconded by Ms. Tucker. Ms. Riesbeck-Lee recused herself. Motion carried.

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

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

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

7. **Working Meeting**

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

8. Approval of Applications for Licensure

A motion was made by Ms. Riesbeck-Lee to approve the following applications for licensure. Seconded by Ms. Tucker. Motion carried.

SWA -	2 Applications Approved
LSW -	14 Applications Approved
LSW (Related Degree) -	10 Applications Approved

26 Applicants were Approved for Licensure by the SWPSC at the November 2008 meeting.

155 Applicants were Licensed by Staff prior to the November 2008 meeting.

A motion was made by Ms. Tucker in regards to the other applicants. Seconded by Ms. Riesbeck-Lee. Motion carried.

LSW (Related Degree) -	3 Applicants with a Related Degree Issued Intent to Deny Exam Pre-Approval
LISW -	1 Applicant Needs to Submit Additional Information

9. Meeting Adjourned

A motion was made by Mr. Brady to adjourn the meeting at 4:45 p.m. Seconded by Ms. Riesbeck-Lee. Motion carried.

Social Worker Professional Standards Committee (SWPSC) Minutes

Friday, November 21, 2008

Members Present: Mr. Tim Brady, Ms. Karen Huey, Mr. Bob Nelson,
Ms. Jennifer Riesbeck-Lee, Ms. Molly Tucker
Staff Present: Ms. Marcia Holleman, Mr. Bill Hegarty,
Ms. Jennifer Kreinbrink, Mr. Jim Rough,
Guest Present: Mr. Henry Lustig, NASW Liaison

Ms. Riesbeck-Lee called the meeting to order at 8:58 a.m.

1. **Discussion/Approval of November 21st, 2008 Agenda**

Ms. Riesbeck-Lee asked if there were any changes or discussion of the November 21st, 2008 agenda. No changes or discussion were made. Ms. Tucker made the motion to approve the agenda. Seconded by Mr. Brady. Motion carried.

2. **Executive Director's Report**

Mr. Rough stated that the travel claims must be submitted within 30 days of that travel time.

Mr. Rough showed the draft email policy to the SWPSC and the executive committee reviewed it at the Thursday morning meeting.

He discussed the scope of practice and ethics rules with the Ohio Association of Social Work Educators and they thought of a better way of tying the two together. The scope of practice is for the "license" and each licensee has a personal scope of practice as defined by education, training, and supervised practice. He proposed adding the following to each scope of practice rules: Each licensee of the board has a personal scope of practice, which is determined by their education, training and supervised practice as defined in paragraph (A) of ethics rule 4757-5-02 of the Administrative Code. This change should more clearly tie the scope of practice rule to the ethics rule on the same subject.

The laws and rules exam is up and running in the test mode. Mr. Rough has collected input to revise the instructions and other items. He would be happy to have additional input on exam questions. He also said that there is a link to an appropriate web page for reference material on each question. Mr. Rough would like to go live for CEUs and pick a date, possibly April 1, 2009, for applicants to be required to complete the exam for licensure.

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.

The request for a formal Attorney General opinion on the civil service exemption has been acknowledged and assigned to an AG office staff member.

HB 427 passed the House on 5/22/08. The senate had it first committee sessions this week and the Health Committee heard sponsor testimony on 11/19/08. Mr. Rough has met with all senate health committee members.

The LISW supervision application process is complete. We have 4,837 active LISW-S licensees and the only applications pending are two with discipline histories for SWPSC review and new applications under the current rule. Mr. Rough thanked Ms. Margaret-Ann Adorjan, Ms. Paula Broome, Ms. Holleman, and Ms. Kreinbrink for getting so many done in a timely manner.

The approved rule changes from last meeting were filed and a JCARR hearing was held 9/23/08. The proposed rules are now in effect as of 11/2/08 with the exception of 4757-19-05, which is being reviewed by the SWPSC.

3. Old Business

Five Year Rule Review – The SWPSC will table the five year rule review until the January meeting.

4757-19-08 Approval of applications for social worker licenses and registration – The SWPSC discussed how long exam scores are good for and if licensees should re-test. The SWPSC will leave the rule as is and will wait for recommendations from the inactive status ad hoc committee.

Disclosure Statement for Social Worker Trainees – The SWPSC discussed this issue and determined that Social Worker Trainees do not need a disclosure statement.

Draft of 4757-19-05 Social Worker Trainee Applications – The committee discussed the Social Worker Trainee rule change and tabled it until the January Board meeting. They requested Mr. Rough withdraw the filed rule change and file any changes with a future filing.

4. Investigations

Executive Session

Ms. Riesbeck-Lee requested that the SWPSC meeting go into Executive Session at 9:35 a.m. to discuss the Hearing Officer Report. 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 9:55 a.m. Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey – yes, Mr. Nelson – yes, Ms. Riesbeck-Lee – yes, Ms. Tucker – yes.

Rosamaria Sanchez, LSW - A motion was made by Mr. Nelson to indefinitely suspend Ms. Sanchez for a minimum of two years. Ms. Sanchez may request that suspension be lifted by the SWPSC but she needs to present valid reasons why it should be lifted. Seconded by Ms. Tucker. Motion carried.

5. 10:00 a.m. - Public Forum

The SWPSC held a public forum to discuss the proposed rule change to 4757-19-02 Requirements for licensure as an independent social worker. Individuals can email the Board requesting the speaker's responses.

6. National Association of Social Workers (NASW)

Mr. Lustig mentioned that the NASW conference was successful and they had 350 attendees.

7. **Meeting Adjourned**

A motion was made by Ms. Riesbeck-Lee to adjourn the meeting at 12:02 p.m. Seconded by Ms. Tucker. Motion carried.

Ms. Jennifer Riesbeck-Lee, Chairperson