



Counselor, Social Worker & Marriage and Family Therapist Board

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STATE OF OHIO

COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD

MARCH 20 , 2009

Chairperson, Mr. Kenneth Trivison, at the LeVeque Tower, 50 West Broad Street, Columbus, OH, convened the regular meeting of the Board at 1:00 P.M. on March 20, 2009.

Members present were Mr. Timothy Brady, Dr. Otha Gilyard, Mr. Robert Nelson, Mr. Tommie Robertson, Ms. Jennifer Riesbeck-Lee, Dr. Susan Norris Huss, Mr. Jan White, Dr. Victoria White Kress, Mr. John Cranley IV, Dr. Thomas McGloshen, Ms. Francine Packard, Ms. Molly Tucker, Ms. Karen Huey and Ms. Peggy Volters. Staff present: Mr. James Rough, Mr. Bill Hegarty, Ms. Patricia Miller, Ms. Marcia Holleman, Ms. Tracey Hosom, Ms. Tammy Tingle and Ms. Jennifer Kreinbrink.

Also, present Atty. Melissa Wilburn, Assistant Attorney General, Mr. Henry Lustig, NASW, Atty. Glenn Karr and Ms. Karen Hart from the United Methodist Home.

- I.** Discussion and approval of agenda.
- II.** Ms. Huey moved to accept the January 16, 2009, minutes, seconded by Mr. Brady. Carried.

Mr. Trivison welcomed new Board Member, Ms. Volters to the MFTPSC and to the CSWMFTB.

III. Executive Director Report presented by Mr. Rough:

Mr. Rough reported:

1. March is National Social Worker month, NASW is hosting several activities.
2. The renewal process change has been approved, licensees can request a paper application to renew their license, if needed.
3. Budget Testimony held in February.

4. The Boards and Commissions are working together with the Governor's office regarding the consolidation language in House Bill 1, which is the budget bill.
5. Senate testimony on the budget will be held April 21, 2009, and still waiting on HB 648 guidance for implementation.
6. Executive Committee is working on planning goals for the July meeting.
7. The rules exam is working but not live yet, licensees will receive three hours of ethics credit for the exam when we get enough questions developed.
8. ODMH has distributed rules for public comment that will allow MFT's to bill Medicaid.
9. Defining the civil service exemption definition is moving along, the Department of Youth Services has voiced their views but still waiting on other responses, ODMH is supportive of the change.
10. Acronym list is available.
11. Distributed the budget report and discussion was held.
12. Thanked Ms. Adorjan and Ms. Kreinbrink for all the scanning of files they have done.
13. The number of licensees has increased so the revenues have also increased.
14. Dr. Norris Huss requested the dates of the ethics training's, Mr. Rough will send the dates out and also commented that even if a Board Member is going off the Board they must still attend an ethics training every two years.
15. Gave out the Ohio Ethics Commission phone number if any Board Members want to check if their financial disclosure statement was received.
16. Mr. Trivison commented it was nice to have the contact information for the other Board Members.

IV. Investigative Report presented by Mr. Hegarty:

Mr. Hegarty reported:

1. Mr. Hegarty has been out of the office a lot during February and March due to serving his military time. Thanked Ms. Kreinbrink, Ms. Hosom and Ms. Tingle for their hard work.
2. Three hearings are scheduled between now and May. Hearing Officer reports will be in the board mailing, one counselor hearing and two social work hearings. In May a MFT licensure denial hearing will be scheduled.
3. Met with individual Committees.
4. Since January 13, 2009, forty new cases have been opened, twenty-five social work, thirteen counselor and two unlicensed. The breakdown of the types and demographics were distributed to the Board. Complaints received are mostly regarding poor record

keeping and falsification of records. The Toledo area had the most complaints.

V. Legal Update presented by Atty. Wilburn:

Atty. Wilburn reported:

1. The appeal regarding Mr. Merle Rhodes was successfully won by the Board but Mr. Rhodes has appealed to the next level court.
2. The Board has successfully won the Mr. Keith Roberts case and no appeal has been made.

VI. Social Worker Professional Standards Committee Report was presented by Ms. Riesbeck-Lee:

Ms. Riesbeck-Lee reported:

1. Approved one-hundred and seventy-four licensure applications.
2. Approved two notices for a hearing, two consent agreements, five Goldman cases, two hearing officer reports, and one licensure denial hearing.
3. Completed the five year rule review.
4. Completed the change to 4757-19-02.
5. Met with NASW regarding the scope of practice.
6. Requesting to send individuals to the ASWB meeting being held in Canada in April, will ask for a vote under new business.
7. With March being Social Work Month, expressed appreciation to all social workers.

VII. Marriage and Family Therapist Professional Standards Committee Report was presented by Mr. Robertson:

Mr. Robertson reported:

1. Welcomed Ms. Volters to the Committee and to the Board.
2. Approved two exam requests, two MFT and two IMFT licensure applications. Mr. White moved to approve the exam and licensure requests, seconded by Ms. Tucker. Carried.
3. Discussed banking continuing education hours.
4. Agreed with the agenda for the July meeting.
5. Discussed the renewals being online, and agreed that a post card was not necessary to inform licensees regarding not renewing their license.
6. Reviewed programs and provider requests.
7. Reviewed exam scores and if IMFT testing level was passed then no additional testing was needed.

VIII. Counselor Professional Standards Committee Report was presented by Dr. White Kress:

Dr. White Kress reported:

1. Discussed counseling degrees, price increase from NBCC, consistency with continuing education approval and altering the custody evaluation wording.
2. Approved education programs.

Mr. Trivison had questions regarding the wording on the custody evaluations and what is outside of the scope of practice. Mr. Hegarty will draft a line to cover it in the laws and rules so it applies to all three licensures. Once this is complete the Board can vote on it.

3. Will complete the five year rule review for the May board meeting.

IX. Committee Reports

E-therapy Committee

No report was given.

CEU Committee

Ms. Packard reported:

- CEU violations were discussed.
- Discussion of banking continuing education hours, if a special circumstance would be accepted, ongoing discussion.
- Reviewed rules and using a new reviewing system for continuing education.
- Mr. Cranley requested that banking CEU hours be put in the laws and rules, Ms. Packard stated the counselors are not in agreement with this. Individual committees will discuss this issue.

Investigations Ad Hoc Committee

Dr. Norris Huss reported:

- Staff has looked at changing language in consent agreements and changing supervision to monitoring.
- Plan to review forms for changes.

X. Old Business:

The Executive Committee has completed Mr. Rough's evaluation.

XI. New Business:

Mr. Riesbeck-Lee moved to send Mr. Rough and Mr. Hegarty to the ASWB Spring Education meeting on Ethical Dilemmas in April, seconded by Mr. Brady. Carried.

ASWB will pay for Mr. Rough's expenses as he is on one of their Committees, the expense for Mr. Hegarty is estimated at \$1,200 or less. Mr. Hegarty thanked the Board.

Mr. Trivison encouraged everyone to attend the Thursday evening dinners and to try and have lunch together if possible. Mr. Robertson requested a more affordable restaurant choice.

Mr. Brady acknowledged the sacrifices that state workers are making with the state of the economy. Mr. Rough reported the details of the proposed Union contract that if voted for will be effective in July of this year.

Mr. Trivison thanked the Board and staff for all their hard work and reminded everyone to quietly leave the room so as to not disturb the Petroleum Storage Tank Release Compensation Board office.

XII. Adjourned:

Dr. White Kress moved to adjourn, seconded by Mr. Cranley. Carried.

Board Chair
Kenneth E. Trivison



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State of Ohio Counselor, Social Worker, & Marriage and Family Therapist Board Investigative Liaison Ad Hoc Committee Meeting March 20, 2009

Members Present were: Mr. Tim Brady, Dr. Susan Huss, Dr. Victoria Kress, Mr. Tommie Robertson

Staff Present were: Mr. Bill Hegarty, Ms. Tracey Hosom, Ms. Jenny Kreinbrink, Ms. Tammy Tingle

Guest Present: None

Dr. Huss opened the meeting at 12:00 p.m. Thanked Ms. Hosom for the minutes from last meeting, and then asked for a recap of information obtained since the last meeting.

Dr. Kress said that she reviewed literature on sanctioned supervision and will forward the data to everyone. Information on the subject is scarce. She discussed a training program for supervisors in Massachusetts that is still in development stages. She also spoke with Dr. Ron Ross, the Director of the Psychologist Board. At this time the Psychology Board does not use the term “sanctioned supervision.” They use the term “monitoring” and most of their cases they use forensic evaluations.

Mr. Hegarty asked about the costs associated with the evaluations, and if that would push someone out of the profession. Dr. Kress stated the cost it is not our concern. She also expressed some evaluations received in the past from the Cleveland Clinic have not been useful.

Dr. Kress asked if we could have more direction with the monitoring as people aren't sure what is required of them, that it seems “mysterious.” If someone is in supervision, and in sanctioned supervision, what issues are covered? Client case loads or supervision issues.

Ms. Tingle said that during her ethics presentations she receives many questions about supervision training, what it should consist of and who can provide it.

Mr. Hegarty agreed that the terminology “monitoring,” is more helpful, and discussed a packet of information provided by Ms. Kreinbrink, with examples of supervision, training and evaluations, reporting forms, for the committee to review. He asked that the ad hoc members review the materials and provide feedback at the next meeting.

Ms. Kreinbrink said she also included a sample information sheet listing areas to be evaluated in supervision reports. She hopes that the forms can be developed such that they serve as a guideline, and that supervisors will not limit their comments to the areas listed.

Dr. Huss determined that staff and liaisons seem to agree to the use of the term monitoring, as it is more along the lines of what we want to say, it is clearer.

Mr. Robertson agreed, as long as we clarify and define “monitoring.”

Dr. Kress said that she wants to look at what kinds of supervision and supervisors are available, and pointed out our goal is for licensees to receive appropriate supervision in order to ensure public safety,

Ms. Hosom asked about possible alternatives to disciplinary action. Some states move licensees through a separate system to monitor impaired practitioners.

Mr. Robertson pointed out the primary concern is for the client/consumer of services. If a licensee is under supervision due to impaired practice, that usually must have come after a violation. The purpose of discipline is to teach and correct, if we know of impairment we can't have the public going to see them.

Dr. Huss suggested perhaps developing a list of long term goals and short terms goals: develop a training model for supervision, develop a list of people available for supervision, education available. She closed the meeting by asking members to review the material provided, asked that Dr. Kress get more information about the tentative program in Massachusetts, and asked that we gather more information before discussing the issues presented with the professional organizations.

The ad hoc committee meeting adjourned at 12:50 p.m.

Susan Norris Huss, PhD., PC
Chairperson



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March 19, 2009

Chairperson, Mr. Kenneth Trivison, at the LeVeque Tower, 50 West Broad Street, Columbus, OH, convened the executive committee meeting of the Board at 8:30 a.m. on March 19, 2009.

Members present were Ms. Jennifer Lee and Dr. Victoria White Kress. Staff present: Mr. James Rough

The executive committee met and reviewed the goals established in last July's planning meeting. The committee discussed use of the online search of licensee information and the change from Active-In-Renewal status to Failed-To-Renew for those who are past their expiration date. Committee chairs will discuss input with committees.

A motion for executive session to address personnel issues was made at 8:40 a.m. and approved by a role call vote. The Committee returned from Executive Session at 9:00 a.m.

The committee agreed on the final version of Mr. Rough's evaluation.

Meeting adjourned at 9:06 a.m.

Meeting reconvened at 11:30 a.m.

The final document was completed and the committee presented the executive director's annual review to Mr. Rough and provided oral comments. The board is very pleased with his leadership and the functioning of the board office and staff.

Meeting adjourned at 11:55 a.m.

Kenneth E. Trivison, M.A.

Board Chair
Kenneth E. Trivison



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March 19, 2009

CEU Committee Minutes:

Committee Attendance: Ms. Francine Packard, PCC, Dr. Thomas McGloshen, IMFT, PCC, Mr. Robert Nelson, LISW; Mr. James Rough, Executive Director and Ms. Patty Miller, CE Coordinator

The committee discussed the use of fines for audit violations. Mr. Rough asked that they think about and discuss with their professional standards committees how to assess audit violations keeping in mind that a fine would probably be a formal discipline. Currently, most audit errors are resulting in caution letters, which are not formal discipline.

A licensee requested to bank CE hours during the final two months prior to renewal date for the next renewal period. She had completed her hours for the current renewal. The committee did not favor this change due to tracking of CEs for audits and the difficulty of documenting which hours count for which renewal period. If we accept these hours, then we would need to audit the prior renewal period as well to check for double use of renewal CEs.

The committee discussed paragraph (C)(2) of rule 4757-9-06 concerning the granting of CEs for conducting presentations as part of a licensee's job. The committee agreed to delete paragraph (2), which would allow all licensees to request these hours whether part of their job or not. Mr. Rough will draft an amendment to this paragraph for the May meeting.

A CE provider had contacted Ms. Miller and had failed to renew their provider status since 1992 while using the provider number throughout that time until the present. A new director discovered the error. The committee did not want to deny programs already provided under that number, but denied that provider status for one year. Each individual program will require approval. The committee asked Mr. Rough to work with the staff CE auditor to review the CE provider numbers on CE certificates for validity. Mr. Rough will report at the May meeting on the CE audit findings for CE provider numbers.

Some confusion arises when a CE program advertises as 'approved by the Counselor, Social Worker & Marriage and Family Therapist Board for social workers'. Some licensees see the board's name and assume it applies to them. The committee recommended that the listing read 'approved for social workers by the Counselor, Social

Worker and Marriage and Family Therapist Board'. How can we implement this to remove the confusion?

State printing is sending the renewal cards from our database three times a year and mailed the renewal postcards to all providers who were due for renewal in May & July 2009. The postcards were relatively inexpensive to print and mail. Staff plans to prepare similar print/mail requests three times a year in September & November, January & March, and May & July ending dates for provider status approximately two months prior to the first month of each group.

The committee reviewed the Louisiana CE rubric form and the SWPSC will use it in May and then perhaps adjust it, the CPSC will adjust the form for use and the MFTPSC will consider using it.

Signature Approving Minutes