



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

STATE OF OHIO

COUNSELOR, SOCIAL WORKER AND MARRIAGE AND FAMILY THERAPIST BOARD

NOVEMBER 21, 2008

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 November 21, 2008.

Members present were Mr. Timothy Brady, Ms. Karen Huey, Mr. Jose Camerino, Dr. Otha Gilyard, Mr. Robert Nelson, Mr. Tommie Robertson, Ms. Jennifer Riesbeck-Lee, Dr. Susan Norris Huss and Ms. Molly Tucker. Absent: Mr. Jan White, Dr. Victoria White Kress, Ms. Mary Anne Sharkey, Dr. Thomas McGloshen and Ms. Francine Packard. Staff present: Mr. James Rough, Mr. Bill Hegarty, Ms. Patricia Miller, Ms. Marcia Holleman, Ms. Tracey Hosom, Ms. Jennifer Kreinbrink, Ms. Margaret-Ann Adorjan and Ms. Tammy Tingle. Also, present Atty. Melissa Wilburn, Assistant Attorney General and Mr. Henry Lustig, NASW. Guests: Dr. Kay Levine

- I.** Discussion and approval of agenda.
- II.** Mr. Robertson moved to accept the September 19, 2008, minutes, seconded by Mr. Camerino. Carried.
- III. Executive Director Report presented by Mr. Rough:**

Mr. Rough reported:

1. Distributed copies of the budget report. A more descriptive report was created listing the expenses, revenues and budget. For FY09, the Board will under spend mostly due to not purchasing new computers, discussed other areas of savings such as insurance on office content, and postage for renewals. Mr. Robertson thanked Mr. Rough for the revised budget report.
2. The license numbers continue to increase towards 31,000 total.
3. OBM requires travel expense reports to be submitted within thirty days of travel.
4. The Executive Committee will be discussing some issues with the Board.

5. E-mail policy has one change, to contact Mr. Rough instead of the tech person, requesting a motion.
6. Scope of Practice-requesting additions to the scope of practice for social workers, counselors and marriage and family therapists to more clearly note the requirements of rule 4757-5-01 pertaining to appropriate training and education for each competency claimed.
7. The laws and rules exam is in test mode and hopefully will be live in January 2009 and to be mandatory by June or July of 2009. Good feedback so far. Dr. Norris Huss's class will be taking the exam.
8. Five Year Rule Change-nothing controversial, hope to complete any changes by March with an April Public Hearing.
9. Civil Service Exemption-Case Western University professor stated that Cuyahoga County uses the title social worker, will send a letter regarding using the title social worker when not licensed but working in an exempt position. ODADAS and ODJFS are not objecting to the change but still waiting on a few other responses. Hope to put into the budget bill with help from ODMH.
10. HB 427 is in the senate, the first hearing had no changes to the bill and proposed amendments would only affect marriage and family therapists. The Psychiatrist Association is proposing an amendment to address their issues. Hope to have a vote at the next hearing.
11. LISW supervision applications are complete, there are over 4,800. Thanks to Ms. Kreinbrink, Ms. Broome, Ms. Adorjan and Ms. Holleman. Ms. Adorjan, Ms. Broome and Ms. Kreinbrink came in on the weekends, which was critical to completing this task.
12. Final filed rules on November 2, 2008, except for 4757-19-05.
13. Inactive status - discussing this issue with other boards and eLicensing system coordinator.

IV. Investigative Report presented by Mr. Hegarty:

Mr. Hegarty reported:

1. Thanked Ms. Hosom and Ms. Tingle for their hard work.
2. Since September 16, 2008, forty-nine new cases have been opened, thirty- six social workers, eleven counselors and two unlicensed. The breakdown of the types and demographics were distributed to the Board. Complaints received are mostly regarding audits. The Columbus and Cincinnati area had the most complaints.
3. A social work licensure denial hearing is scheduled for 12/8/08, a counselor discipline hearing for 12/17/08 and a marriage and family therapist licensure denial hearing for sometime in January 2009.

V. Legal Update presented by Atty. Wilburn:

Atty. Wilburn reported:

1. The Lamar appeal was won by the Board, the individual did not have the qualifications for licensure.
2. Mr. Jeff Rhodes- filed an appeal in the Muskingum court and the brief is due 12/3/08. The case involved the licensee bringing adult videos into the work place where a youth accessed the videos. Suspension of Mr. Rhodes license for one year with probation is pending the court's decision.
3. A discussion with Mr. Rough took place regarding inactive status and whether to put the status in the laws and rules.
4. Mr. Rough and Mr. Hegarty both stated they have received good feedback about Atty. Wilburn.

VI. Counselor Professional Standards Committee Report was presented by Dr. Norris Huss:

Dr. Norris Huss reported:

1. The Executive Committee met.
2. Requiring counselor trainees to have a disclosure statement.
3. Reviewed the University of Toledo's counselor education program and approved it.
4. Several consent agreements, remediation plans and two Goldman hearings were reviewed.
5. Fifty-six PC's, forty-four PCC's and four hundred and eighty-two counselor trainees and clinical residents were approved.
6. In September forty-nine passed the NEC exam, two failed, fourteen passed the clinical and four failed. In October twenty-eight passed the NCE exam, three failed, twenty-two passed the NCMHCE and three failed.

VII. Social Work Professional Standards Committee Report was presented by Ms. Riesbeck-Lee:

Ms. Riesbeck-Lee reported:

1. A licensure denial hearing took place and Atty. Wilburn did a good job.
2. Licensed one-hundred and eighty-one individuals, denied four LISW applicants and approved two-hundred and twenty-eight exam requests. There are close to five thousand supervision designations.
3. Over one hundred responses were received regarding the proposed rule change for social workers and twenty-eight people attended the public forum to discuss the proposed rule change.

4. Two social work Board Members are up for re-appointment.

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

Mr. Robertson reported:

1. Three requests to take the exam were approved, three MFT and six IMFT applications were approved. Ms. Tucker moved to approve the list of MFT's and IMFT's, seconded by Ms. Huey. Carried.
2. Legislation Update-draft language being worked on.
3. Executive meeting discussed a planning meeting in July next year similar to this past July.
4. Reviewed laws and rules, discussed the temporary MFT license.
5. Thanked Ms. Adorjan for her hard work.

VIII. Committee Reports

Mr. Trivison requested a continued discussion of the similarities and differences between the three professional standards committees as brought up at the extended meeting in July.

E-therapy Committee

Mr. Rough reported:

Proposed language in the five-year rule will be sent to Associations for feedback, hope to file in April as part of the five-year rule review and with a hearing in May. Mr. Camerino reported attending an internet therapy session with the Ohio Psychology Association and was confident that our proposed rule is good.

CEU Committee

Mr. Camerino reported:

- Minutes are now being kept of the meeting.
- Drafting language for a definition for provider for the five year rule review, reviewing live computer programs and if post tests are needed.
- Drafting a letter with Ms. Miller to respond to Mr. Moyer who spoke at the September meeting appealing a denied program.
- Decided five post test questions for every hour of a home study program is required.
- A large number of licensees failing to comply with audits of continuing education, will continue to track.
- Discussing how to standardize continuing education process for counselors, social workers and marriage and family therapists.

- Will review in January some programs approved by one committee and denied by another committee.
- Discussed validity of provider status.
- Continue to discuss inactive status.
- Consumer education tabled till January 2009.

Ad Hoc Committee

See executive director's comments on inactive status.

IX. New Business:

Dr. Norris Huss moved to create an ADHOC Committee to include all investigative liaisons and staff investigators to explore ethics violations, seconded by Dr. Gilyard. Carried. Discussion was highly positive that this process will bring clarity within the discipline process.

Dr. Norris Huss moved to send Mr. Rough in January to the AASCB conference in Tucson, Arizona, seconded by Ms. Huey. Carried.

Mr. Robertson questioned how often someone attends the national meetings and what information can Mr. Rough bring back to the Board. Mr. Rough reported the ASWB meeting had good information on licensure, exams, etc. and that the national meetings are held once a year. This is the best opportunity in each case to keep up to date on the examination process for each license.

Ms. Riesbeck-Lee moved to approve the Email Policy with changes as presented by Mr. Rough, Dr. Norris Huss seconded. There was no discussion and the motion passed.

Mr. Camerino thanked the Board in case he was not re-appointed but hoped that he would return. Mr. Hegarty thanked Mr. Camerino for his service.

Mr. Rough recognized Mr. Camerino, Ms. Sharkey, Dr. White Kress, Mr. Brady, Ms. Riesbeck-Lee and Dr. McGloshen and thanked them for their service and that every member brings a lot to the Board.

Ms. Miller reported she will be making 2009 hotel reservations. Ms. Tucker requested no reservations be made for her. Everyone else requested the same hotel.

Mr. Rough reminded Board Members if not yet re-appointed they would not be able to attend the January 2009 meeting.

Mr. Trivison wished everyone Happy Holidays.

XI. Adjourned:

Mr. Trivison thanked everyone. Dr. Norris Huss moved to adjourn, seconded by Ms. Huey. Carried.

Board Chair
Kenneth E. Trivison