



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

SEPTEMBER 19, 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 September 19, 2008.

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

Also, present Atty. Melissa Wilburn, Assistant Attorney General and Mr. Henry Lustig, NASW.

- I.** Discussion and approval of agenda with modifications. Dr. Gilyard moved to accept the agenda, seconded by Mr. Brady. Carried.
- II.** Mr. Robertson moved to accept the July 18, 2008, minutes, seconded by Dr. Gilyard. Carried. Ms. Riesbeck-Lee and Dr. Norris Huss abstained.
- III. Executive Director Report presented by Mr. Rough:**

Mr. Rough reported:

1. Distributed copies of the budget report. The final FY08 budget report will be distributed at the November meeting. The Board is on track so far for FY09. The request to replace the computers in the office has been denied as five years must pass before replacing them. An attempt to put an expenditure report with more understandable categories of all charges to the Board is in work, hoping to have a more informative report for the November meeting.
2. The list of licensees shows the number still slowly increasing.

3. A list of committees and committee members was distributed.
4. Discussed a letter from the Governor's office regarding Board Member attendance at full board meetings, all Board Members are in good standing.
5. Submission of the Budget for FY 2010 was reviewed by Mr. Trivison before being sent to the Office of Budget and Management.
6. The laws and rules exam is running in test mode, waiting on feedback.
7. Travel will be discussed for National Association conferences under old business.
8. Civil Service Exemption was discussed and the difficulty of responding to complaints against licensees working in an exempt position.
9. HB 427 is in the senate, their next meeting is after the election. Mr. Rough will meet with the Health Committee. Atty. Casey has offered his assistance.
10. Almost all social work supervision requests have been processed. Thank you to Ms. Kreinbrink, Ms. Adorjan, Ms. Holleman and Ms. Broome for their hard work and to Ms. Kreinbrink, Ms. Adorjan and Ms. Broome for coming in on Saturdays.
11. A public hearing was held on the laws and rules and continues to move forward.
12. The annual report was filed with the Governor's office and is available on the board's web site.
13. The Board's biannual audit by the State Auditor's office was completed with good feedback. Thank you to Ms. Miller who handles the invoices and Ms. Adorjan who handles the deposits as both were a major part of the audit.
14. Mr. Camerino requested LISW be added after his name on the committee list.
15. Mr. Trivison congratulated the Board on the successful audit and thanked the staff.

IV. Investigative Report presented by Mr. Hegarty:

Mr. Hegarty reported:

1. Atty. Casey has left for a new position with the Senate and Atty. Melissa Wilburn will be the new attorney for the Board.
2. Atty. Wilburn stated she has been with the Attorney General's office for five years representing the Ohio Department of Insurance and has been licensed since 1989.
3. Mr. Trivison welcomed Atty. Wilburn to the Board.
4. Thanked staff and the liaisons from the Board for all their hard work.
5. Since July 15, 2008, fifty-eight new cases have been opened, thirty-eight social workers, nineteen counselors and one unlicensed. The

breakdown of the types and demographics were distributed to the Board. Complaints received are mostly regarding professionalism and improper renewal. The Columbus area had the most complaints.

6. Mr. Hegarty will be meeting with Atty. Wilburn to discuss cases and scheduling of hearings.
7. There is an increase in cases since last year at this time.

V. Legal Update presented by Atty. Wilburn:

Atty. Wilburn reported:

1. Discussed with the CPSC how to determine the specifics of a counseling degree.
2. Hearing scheduled next week.
3. Will be meeting with Mr. Hegarty next week to discuss the backlog of cases.
4. A counselor licensure case is at the Franklin County Court of Common Pleas, and the Merle Rhodes discipline case is waiting on a court date in Muskingum County.
5. Dr. Gilyard attended the New Board Member Training and heard that Ohio has the most discipline cases. Mr. Hegarty stated Ohio is pro-active and takes wrong action seriously and works with a large licensee base. Dr. Gilyard felt this should be known so Ohio does not look like a problematic state. Mr. Rough has also heard comments about Ohio and has spoken up at conferences that Ohio is fortunate with their set up to take action on wrong doings.
6. Mr. Hegarty reported he and Ms. Tingle have been teaching ethics for about eight years and a continual reminder is that licensees are referring to the most current laws and rules.

Mr. Trivison distributed a memo from the executive Committee regarding the goals for the various Committees, which developed from the July planning meeting.

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

Dr. White Kress reported:

1. Continue to review consumer education.
2. Discussed the exemption issue.
3. Ms. Elliot sent out three hundred and ninety-two counselor trainee letters, and one hundred and twenty exam packets.
4. One hundred and twenty-two PC's and forty-nine PCC's were approved.

5. Requesting one Board Member to travel to the AASCB conference in January 2009.
6. Discussion with Atty. Wilburn regarding what qualifies as a counseling degree.
7. Discussion of having PC's working towards their PCC log their hours.
8. Discussed that a counselor trainee can be incomplete while in an intern class as long as they are under supervision of the school per the board's rules.

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

Ms. Riesbeck-Lee reported:

1. Eighteen cases were closed, five consent agreements approved, and six Goldman hearings.
2. Three hundred and fourteen individuals licensed, three hundred and seventy-one requests to take the exam reviewed, ninety three social work trainees approved and three hundred and fourteen LISW supervision designations reviewed.
3. Working on rules 4757-21-03, 4757-23-01 (A), 4757-9-05.
4. Reviewed continuing education.
5. Requesting travel for Mr. Rough and a Board Member to attend the ASWB conference in November.
6. Discussed administrative and clinical social work.

VIII. Marriage and Family Therapist Professional Standards Committee Report was presented by Ms. Sharkey Dirck:

Ms. Sharkey Dirck reported:

1. Welcomed Mr. McGloshen to the Board, the first time in two years the MFTPSC has had all five members. Mr. McGloshen joined right in and the MFTPSC is glad to have him.
2. Thank you to Ms. Adorjan for her hard work.
3. Approved one individual to take the licensure exam, approved one MFT and one IMFT licensure application. Dr. White Kress moved to approve these actions, seconded by Mr. Brady. Carried.
4. MFT legislation, house bill 427, to fix the law passed the House and is in the Senate; Atty. Casey will try to help.
5. Working together regarding the exempt settings has been a nice experience and seeing the similarities between the three license committees.
6. Hope to have travel approved for AMFTRB conferences in the future.
7. Discussed the civil service exemption and the five year rule review.

IX. Old Business:

CEU Committee

Ms. Packard reported:

- The definition of provider was reviewed and will be added to rule 4757-9-05 as part of the five-year rule review.
- Received a complaint regarding a one hour program, objectives and agenda with timeframes will now be requested for one hour programs.
- Non-compliance audits are on an increase.

E-therapy Committee

Mr. Rough reported the committee did not meet.

Ad Hoc Committee

Mr. Robertson reported:

- Mr. Robertson, Dr. Huss, Ms. Huey, Mr. White and Mr. Rough will gather data from agencies, which have an inactive status for their licensees.

Dr. Norris Huss moved to have Mr. Rough request a formal opinion regarding what exemption means in 4757-41 (A), seconded by Ms. Packard. Carried. Discussion took place.

Dr. Norris Huss stated if action is needed with a licensee, none can be taken if the individual works in an exempt setting. Mr. Hegarty suggested covering all exempt settings in the opinion request. Mr. McGloshen asked if the Board had jurisdiction over school counselors, Dr. Norris Huss stated only if licensed by our Board but not if certified by Ohio Department of Education. Dr. Gilyard reiterated the importance of this issue.

X. New Business:

1. Mr. Moyers from the Center of Unconditional Love presented an appeal regarding his program "Power of Unconditional Love" that was denied by the SWPSC. Mr. Moyers is requesting the Board review his program again and approve it for professional continuing education. Mr. Trivison thanked Mr. Moyers.
2. Mr. Rough reported the New Board Members Training and travel for ASWB will not be a cost to the Board.

XI. Adjourned:

Mr. Trivison thanked everyone. Dr. Gilyard moved to adjourn, seconded by Mr. Brady. Carried.

Board Chair
Kenneth E. Trivison