



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 Professional Standards Committee Meeting May 20, 2010

Members Present were: Ms. Francine Packard, Dr. Victoria Kress, and Mrs. Mary Venrick

Staff Present were: Mr. William Hegarty and Mr. James Rough, Ms. Tracey Hosom, Mrs. Tammy Tingle, Mrs. Rena Elliott, and Mr. Simeon Frazier

Kress called the meeting to order at 9:00 am.

Discussion/Approval of Agenda

Packard moved to approve the May 20, 2010 agenda, Venrick seconded. During the discussion period, Kress added “NBCC meeting” to the Thursday agenda and Packard added “Electronic Services and Blurred Boundaries” to Thursday. There were no other additions, and the motion passed unanimously.

Kress announced that this would be her last meeting as chair of the Counselor Professional Standards Committee, Packard would be leaving the Board, and that she (Kress) will not be at the July meeting. Oltha Gilyard and Mary Venrick will need to discuss who will accept the next nomination.

Executive Committee Report

Kress reported that the planning meeting was discussed. The committee members will pay the cost of catering, which should be around \$10.00/member for lunch.

Proposed topics discussed were: CEUs, statute changes, the budget review/revenue projections, the disciplinary process, technology use. Rough discussed budget issues, regarding fines for discipline; the committee reviewed the language in 4757-107 regarding fines for discipline. Packard moved to accept the language. Venrick seconded. There was no further discussion, as the motion passed unanimously.

List of Addresses

Rough shared that the Ohio Data Network (ODN) was sued for giving out personal information regarding licensees (not social security numbers or transcripts). We will continue to do this internally, as it is a legal obligation.

Kress recommended stating, in the newsletter, that licensee's information is public, and available upon request.

FERPA is waiting on the Attorney General's opinion on releasing records.

Rough received a call from an LISW that was working with the courts on making guardianship competency recommendations and needed to know who could do that. Neither Counselors, nor Social Workers are listed, and they needed to know if Rough needs to petition the Supreme Court to change the language to include independently licensed Counselors and social workers that are independent of the client, employed by the court, and not providing the client with treatment.

Elliott entered at 10:55

Rhonda Franklin entered at 11:02 to discuss Patricia Gillette's request to get all 30 CEUs online.

Patricia Gillette

She is in Japan with the military and wants to know if she may do all of CEUs online.

Kress stated that the licensee wants to know if all 30 CEUs may be done online for her license renewal. Rhonda Franklin confirmed that this has been done before.

Packard moved to approve the request to extend Patricia Gillette's request to accumulate CEUs. Venrick seconded. There was no further discussion, as the motion passed unanimously. Franklin stated that she will approve her getting all 30 CEUs online.

Rough entered @ 11:05

Remediation Plans

Angel Brock

She failed the NCMHCE three times and asked to buy a study book to go over scenarios as a remediation plan.

Venrick moved to accept Brock's requested proposal with the additional requirement that her supervisor provide her feedback, throughout her studies, of her progress, and her supervisor sends a letter, to the committee, advising that her remediation plan is working.

Marius Igwe

He didn't pass the NCMHCE and wants to take the classes from Cornerstone in the areas where he proved to be weak; however the courses he selected weren't completely consistent with his problem areas.

Packard moved to accept his proposal, with the additional requirement that his supervisor provide him feedback, throughout his studies, of his progress, and his supervisor sends a letter, to the committee, advising that his remediation plan is working.

Electronic Services

Rough discussed electronic services, and discussed encryption, “Hush mail” VOIP, and stated that a person that knows IT or knows someone that knows it, well (would know that items must be encrypted).

Discussion ensued and Rough recommended a compliance CEU, adding it to the July Retreat agenda, and him adding an article in the newsletter.

Kress mentioned her concerns regarding addresses being made public. Rough will put a section, discussing this, in the newsletter.

Kress discussed a request made by The Ohio Council to do away with disclosure statements, and asking that the counselors allow for all 30 CEUs to be done online. It was tabled to the next meeting to get Gilyard and Huss’ input.

NBCC Meeting

The Bi-Annual meeting will be in Washington D.C. on August 12-August 13 and the board will pay for one person to go. They’ll decide by June who will go.

Packard left @ 11:30 and returned at 11:34

NCMHCE Issues

Rough passed out a memo regarding the issues with the NCMHCE and discussed that a study was released, stating the 75% to 63% passage rate. It discussed that there are several factors that may contribute the difference in the passage rate, but right now, there’s no consensus on why and what it could be. The sample is too small to be able to track a theme. He recommended continuing to track the results and get feedback to further interpret the data.

He will talk to Dr. Matt Buckley (Former AASUB testing panel member) regarding interpreting the results. He also announced that the NBCC is taking too long to approve for the test. In response, the NBCC is adding additional staff hours to address the issue, plus, they will have the test over two weeks in the month instead of only one week.

Correspondence

Denise Kelly

She wants her application for the PCC license to be approved, but she, herself, hasn't been diagnosing. She's an Ohio PC, and lives in Ohio.

Packard moved to deny her request to count her PA experience towards her PCC as her field experience didn't document Diagnosing mental and emotional disorders. Venrick seconded. There was no further discussion, as the motion passed unanimously.

The Committee took a break for lunch at 12:07pm, and returned at 1:00pm

Investigations Report

Hegarty passed out cases reviewed and completed by Kress and Huss

Packard moved to close cases reviewed by Kress. Venrick seconded. There was no further discussion, as the motion passed unanimously.

Venrick moved to close cases reviewed by Huss. Packard seconded. There was no further discussion, as the motion passed unanimously.

Hegarty recommended Executive session. The committee entered executive session after a roll call, where all answered with "yes" at 1:01pm, and returned from executive session at 1:10pm.

Celia Javadi

Packard moved to issue a Notice of opportunity based on the document presented. Venrick seconded. There was no further discussion, as the motion passed unanimously.

Goldman Reviews

Laura Grad

Packard moved to revoke her license based on felony convictions. Venrick seconded. There was no further discussion, as the motion passed unanimously.

Gayla Edwards

Packard moved to revoke her license because she failed her licensure audit. Venrick seconded. There was no further discussion, as the motion passed unanimously.

Eric Beeson

Venrick moved to deny his request, as he does not meet the educational criteria for the PC license in Ohio. Packard seconded. There was no further discussion, as the motion passed unanimously.

Consent Agreement for Diane Jackson

Packard moved to accept the consent agreement based on the information in the document. Venrick seconded. There was no further discussion, as the motion passed unanimously.

Hegarty announced that there will be many denial hearings, and that corrections to 2 rules need to be made.

Regarding bartering, Hosom discussed that an attorney shared that there are inconsistencies in different sections of the rule. One section, discussing multiple relationships is in conflict with another area, and that the language is too ambiguous and contradictory to move forward.

Packard asked the investigators where they see this going from an investigations standpoint.

Tingle and Hegarty discussed examples where it appeared that the counselor was extorting money from the client, as the values for items being bartered weren't assigned on the front end.

Hosom pointed out that the rule states that a counselor should "generally avoid" custody recommendations and that it's too ambiguous.

The committee discussed how bartering seemingly has inherent dual relationships and that the language needs to be agreed upon regarding the issues of bartering and custody recommendations.

Rough will lead a discussion for this in July.

It was agreed that, with a systemic point of view, there is a bias that won't allow for objectivity.

Tingle, Hegarty, Hosom, and Kress left at 1:31pm to attend an Ethics Committee meeting.

**State of Ohio
Counselor Professional Standards Committee Meeting
March 19, 2010**

Members Present: Dr. Victoria Kress, Ms. Francine Packard, Ms. Mary Venrick.

Staff Present: Mrs. Rena Elliott, Ms. Tracy Hosom, Mr. Bill Hegarty, Mr. Jim Rough, Mr. Simeon Frazier

Guests Present: Sandy Golden & Linda Kean (Jewish Family Services; Cincinnati, OH),
Thelma Greaser & Jake Protavnik (OCA), Glen Karr

Kress called the meeting to order at 9:03 a.m.

Approval of Agenda

Packard moved to approved agenda. Venrick seconded.

Packard added “CEU update.” Kress added “OCA” and removed “Correspondence” as it was address on 5/20/10. There was no, further, discussion, as the motion passed, unanimously.

Jewish Family Services

Kress acknowledged the guests from Jewish Family Services, Linda Kean, and Sandy Golden. She shared that they could present for 5 minutes, but as 2 committee members weren't present; they would not render a decision until the remainder of the committee was able to be updated of the presentation.

Kean (Director of Family Life Education) discussed that the Counselors didn't approve their CEU, even though a very similar CEU was accepted with nearly identical objectives. They were asking why it wasn't accepted.

Kress asked them to speak on why it should be accepted.

Golden and Kean discussed that this was a program approval for 4 hours, that similarly had been approved for the previous 6 years.

Packard told them that they look for therapeutic modality, therapeutic intervention, evidence based, etc.

Kress shared that the issue was discerning where the counselor's clinical practice was addressed, based on the title, presentation, and content.

Kress shared that it's for general information for a period, then a breakout session for counselor attendees.

Packard shared that the denial was based on a lack of clinical application.

Kress shared that training that is sufficient for an 18 year old college student wouldn't be sufficient for a CEU for a Counseling Professional.

Golden confirmed that there were 15 counselors out of the 150 attendees, and asked what should be included in the future.

Kress shared that the titles and objectives are what are normally reviewed when approving CEUs.

Packard recommended including, in the brochure, a therapeutic modality and how it's applied. She shared that she didn't see any clinical content in the presentation.

Golden shared that the desired items were in the brochure (which wasn't there) as Kress and Packard didn't see it in the PowerPoint presentation.

They (Golden and Kean) will forward a copy of the 2nd speaker's PowerPoint presentation for review.

Kress recommended them emailing it to Rough or Patty Miller (to get to Rough) so it can be reviewed to make a decision that may affect a couple of the attendees that must renew their license; and that links to Clinical Practice should be addressed, and not just “self-help.”

The representatives from Jewish Family Services left at 09:20am.

Kress acknowledged Glen Karr

Kress asked the committee for reactions, and acknowledged that the workshop was grounded in solid research, but it didn't link to clinical practice.

Packard and Venrick stated that the attendees knew that it wasn't approved when they signed up and paid for it.

Packard shared that the CEUs are supposed to be for building knowledge, and not just to satisfy a requirement, so if they took it, anyway, she hopes the attendees received the good knowledge that was offered.

With regards to the (similar program referenced) Cross Country program, the committee stated that it had a clinical focus.

Packard shared that she didn't want to supersede Huss' rejection, which was done for a reason.

Kress shared that she rejected it, too, but they didn't have the same information to make the decision. She asked if the pending information looked good, would they feel comfortable for an approval.

The committee agreed to wait until July for a full review.

Greaser asked if it's approved, would the affected counselors be given retroactive CEUs. The committee said “no,” as it would not have been approved at the time.

Statute Change

Kress shared that after a year of dialogue, she'd like to revisit the language of the statute to be changed to include 3 PCCs on the Board.

Packard asked about the thought process when the rule was made, asking if “it mirrored after social workers?” as the counseling profession is progressing differently than the social workers.

Hegarty shared that it was created in the mid 1980s and hadn't been revisited, since. It was based on processes that were around, then.

He also shared that a PC cannot review diagnostic cases so for practical purposes, it would be helpful.

Kress decided to get more feedback.

Protavnik stated that it may be helpful and that they'll get feedback from the membership of the OCA.

Greaser shared that they have a task force that is investigating this to present to the board.

Kress shared that this is unofficial, and the board's not pursuing this, aggressively, now.

Application Coordinator Report

Elliott reported that since the last board meeting, Frazier processed 514 Counselor Trainee and Clinical Resident applications.

Since the last meeting in January, 217 exam packets were mailed.

In March, 23 candidates took the NCE. 22 passed, 1 was unsuccessful.

19 candidates took the NCMHCE. 13 passed, 6 were unsuccessful.

In April, 49 candidates took the NCE. 39 passed, 10 were unsuccessful.

28 candidates took the NCMHCE. 21 passed, 7 were unsuccessful.

CEU Committee

Packard shared that they received clarification of a rule.

Regarding, the Collins Group, they were giving out certificates for CEUs that stated the number of hours that weren't fully realized.

Regarding the Monkey Survey for CEUs, most were happy with their CEUs. One expressed concern, but 90% were happy.

They are looking at changing the language in the rules regarding Audits.

They audited some spirituality based CEUs and determined that they were inappropriate.

Guidelines were given to assist.

Rough will re-draft.

Packard shared that the committee didn't want to alienate groups as long as it's based in clinical modalities, and appropriate application.

She asked for feedback for appropriate fines for renewals. The committee was in agreement with rough's proposal.

Approval of January Minutes

Kress made the following corrections:

Under the "Equine Therapy Presentation" section, a second period was removed. Also, the word "and" was moved to read "Kress stated that due to access and affordability, third party payors aren't using it..."

In the "Investigation Report" section, "that suggested multi-need children have ongoing struggles" was added to read "Kress stated that she has concerns about how this plays out, given statistics that suggest multi need children have ongoing struggles..." and in the same section, she added that the committee discussed an anonymous complaint that was filed against an ACE faculty member.

In the "Recap" section, she removed the word "science" so that the modality, consistently read "Equine Therapy" and added "coaching training, and though as" to read "Kress looked at the Gestalt Institute of Cleveland's "Coaching" training and it is legitimately associated. The committee will reject it though, as it is not approvable to the license."

And "If pass rates remain at 50%, it is that they need to explore more" was added to the "Application Coordinator Report" to read "Kress stated that she thinks this is a big problem, and if pass rates remain at 50%, it is nearly a crisis, and that they need to explore more."

Venrick moved to accept the amended minutes. Packard seconded. There was no further discussion, as the motion passed unanimously.

OCA

Greaser shared that there was an issue with CT status where an applicant wasn't able to begin on a desired date, and it affected her ability to see clients. The committee and Frazier shared how it is built into the process of basing Counselor Trainee dates on the dates of the academic term, and then providing an additional 60 day grace period beyond that to maintain CT status, making the issue nearly impossible, unless the applicant doesn't submit their initial application or renewal request on time.

BGSU Program

Kress shared that as a board member, she must renew a non CACREP accredited program and determine if it's a CACREP equivalent and it may be a lot to ask for one person to do, given that the CACREP organization takes months with a team of three to do the same thing. She suggested that CACREP be a requirement or not be considered in the parameters.

Protavnik stated that this is one of the issues discussed by the task force.

Rough entered at 11:00

Executive Director's Report

Rough reported that Huss will leave the board in the Fall '10,

The statute doesn't say "two PCs and two PCCs, it says at least 2 PCCs."

Packard is also leaving the board in the Fall '10.

Bob Nelson, a social worker, is up for his 2nd term, as is Oltha Gilyard. They must re-apply.

House Bill-8

HB-8 regarding autism, the psychologists, and psychiatrists changed the language to not include social workers, and if it goes to senate, they'll testify regarding the budget side of it.

ODMH won't testify from a budgetary standpoint.

Rough received a call from an agency LISW that had a client that required an assessment.

It led to the discovery that there are court rules for the Supreme Court that aren't in the Ohio rules, making it approvable, but it should be changed. Rough will ask for letters of support to be sent to him before presenting.

House Bill-281

HB281 had 3 hearings. If another is needed, Rough will testify as a proponent.

He added that there should be more training to do this, and it's different from clinical practice.

The Art Therapy Bill

The Art therapy Bill had 3 hearings and had a significant draft change. He added that, in many ways, the language doesn't seem to make any sense, as it doesn't allow them to do what they can do, now.

House Bill-495
HB-495 Representative Barbara Boyd sent a proposal that certain license are equivalent (ie., a Masters level Clinical Psychologist would be equivalent to a PC)

Budget

Rough reviewed the budget and he realized that the state, changing the way to document hours, led him to canceling his request for additional funds. He has additional money in the budget.

2011 will require the board going back to the controlling board, though.

He is trying to save money on IT.

Other

The "Joe the Plumber Law" rules were supposed to be filed 6/30/10. He already filed them and JCARR stated that we need our own definitions, so we must withdraw.

No one showed up at the public hearing to comment but the Ohio Council was supportive, but asked the CPSC to go to 30 hours since everyone else has.

4757-1-07 language changed to include each individual committee creating rules for fines.

Ethics rule 4757-5-02 changes were derived regarding Bartering as were a couple of others.

Protavnik submitted comments to Rough regarding banking hours. The NASW did too, with some restrictions.

Renewals are mailed out, and sometimes, too early, so a quarterly mailing will be done starting in January.

The Office will be closed the Friday after Thanksgiving.

July planning meeting topics are being solicited.

Meeting adjourned at 11:32 a.m.

Mary Venrick, CPSC Chair