



Counselor, Social Worker & Marriage and Family Therapist Board

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Social Worker Professional Standards Committee (SWPSC) Minutes

Thursday, January 17, 2008

Members Present: Mr. Tim Brady, Ms. Karen Huey, Mr. Bob Nelson,
Ms. Jennifer Riesbeck-Lee, Ms. Molly Tucker
Staff Present: Mr. Bill Hegarty, Ms. Marcia Holleman,
Ms. Tracey Hosom, Ms. Jennifer Kreinbrink,
Ms. Patty Miller, Mr. Jim Rough,
Guests Present: Mr. P.R. Casey, Assistant Attorney General

The SWPSC meeting was called to order by Ms. Tucker at 9:08 a.m.

1. Discussion/Approval of Agenda

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

2. Approval of November 15th and 16th, 2007 Minutes

Ms. Tucker asked for the approval of the November 15th and 16th, 2007 minutes. No changes were made. Mr. Brady made the motion to approve the minutes. Seconded by Ms. Riesbeck-Lee. Ms. Huey and Mr. Nelson abstained. Motion carried.

3. 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.

4. Approval of Applications for Licensure

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

SWA -	0 Applications Approved
LSW -	6 Applications Approved
LSW (Related Degree) -	12 Applications Approved
LISW -	1 Application Approved

19 Applicants were Approved for Licensure by the SWPSC at the January 2008 meeting.

165 Applicants were Licensed by Staff prior to the January 2008 meeting.

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

SWA - 1 Applicant Issued an Intent to Deny
LSW - 1 Applicant with a Related Degree Issued Intent to Deny
Exam Pre-Approval
1 Applicant Issued an Intent to Deny

5. **Executive Director's Report**

Mr. Rough discussed the proposed change to rule 4757-23-01(B)(3) "A supervising independent social worker shall submit all supervision reports to the board within thirty days of receipt from their supervisees." He discussed the need for this proposed change with the SWPSC.

He stated that the "e-therapy" special committee has changed the name to "Electronic Service Delivery" and they will have a discussion at the March meeting.

Mr. Rough mentioned issue of hotel reservations and the current prices. He said that the committee members need to let Ms. Miller know what hotel reservations they want for 2008.

The personnel committee will be working on the executive director's annual review. Mr. Rough included the performance evaluation form in the Board mailing. He said that responses to this form should be sent to Mr. Jan White or Ms. Huey.

Representative Webster and Representative Letson have asked for co-sponsors for the bill to correct the marriage and family therapist diagnosing and treating issue. Mr. Rough said that the MFT bill is House Bill number 427. The bill is expected to be formally filed on 1-8-2008. They are hoping that Wright State University, The Ohio State University, and The University of Akron become involved with this process.

Mr. Rough made the SWPSC aware of the press release for the disciplined licensee that was included in the Board mailing.

Mr. Rough stated that the Buckeye branch of the Art Therapy Association of America is pursuing legislation to create an Art Therapy title protection, which may involve licensure. The legislation involved may propose adding them to the CSWMFT Board and have art therapists become a subset of the Professional Counselor license. They will have Mr. Rough look at the draft of legislative language. Mr. Rough suggested that they contact OCA to let them know what they were trying to accomplish.

Mr. Rough mentioned that he found three expenditure discrepancies in OAKS that have made balancing the budget difficult and he has asked OAKS for help. In addition, there are four missing payroll postings but they have been identified and are slowly being corrected.

The LISW supervision application process is back logged due to the volume and the need to process other applications. Mr. Rough gave figures to the SWPSC to give them an idea of the volume of current and potential LISW supervisors. The Board expects a crunch of new applications in July and August as the September 1, 2008 deadline approaches.

Mr. Rough made the SWPSC aware of his accomplishments: eLicensing changes, five year rule review has been completed and all rules filed, MFT statute bill will be introduced, the CEU audits are progressing and the results are being tracked, has made university visits to discuss licensure and ethics issues, drafted the NBCC exam results for 2007, implemented rule change for waiver of CEUs per rule 4757-7-01, and has a draft of the counselor education approval application per the recent rule change to 4757-13-07.

6. Old Business

The SWPSC discussed clarifying 4757-19-02 requirements for licensure as an LISW in order to ensure that LISW applicants have some clinical experience even if they want to practice administrative social work. Mr. Rough drafted the following language to add to 4757-19-02(C)(2):

“d) Applications received after January 1, 2010 shall require that at least fifteen hundred of the supervised hours in paragraph (C)(2)(a) of this rule shall consist of providing direct service to individuals, families and/or treatment groups to meet the supervised social work experience.”

Ms. Riesbeck-Lee made a motion to adopt the above section to 4757-1902(C)(2). Seconded by Ms. Huey. No discussion was made. Motion carried.

Mr. Rough will send this rule change to his contacts at agencies, associations, colleges and universities for their comments. He will request that the comments be submitted to him before the March 2008 Board meeting.

The SWPSC reviewed and discussed possible future statute changes. They talked about adopting two different licenses, the LCSW and the LMSW, instead of the LISW. The SWPSC discussed the removal of exempt settings in further detail. Ms. Huey requested that Mr. Rough speak with someone in the governor’s legislative office about the removal of exempt settings. Mr. Rough needs to forward what he will discuss with governor’s office to the SWPSC.

7. Investigations

(A) Closed Cases

Mr. Brady made a motion that the following cases be closed as the investigative staff had determined no actionable offenses had been found. Ms. Riesbeck-Lee seconded the motion. Motion carried.

2007-135	2007-172	2007-182	2007-187	2007-188
2007-194	2006-217	2007-200	2007-201	2007-220
2007-221	2007-228	2007-230	2007-236	2007-241
2007-244	2007-247			

(B) Executive Session

Ms. Huey requested that the SWPSC meeting go into Executive Session at 1:35 p.m. to discuss the Notice of Opportunity for Hearings, Consent Agreements, Goldman Reviews (Disciplinary), and Goldman Reviews (Licensure). Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey - yes, Mr. Nelson – yes, Ms. Riesbeck-Lee - yes, Ms. Tucker - yes.

Ms. Tucker moved that the SWPSC come out of Executive Session at 1:48 p.m. Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey - yes, Mr. Nelson – yes, Ms. Riesbeck-Lee - yes, Ms. Tucker - yes.

(C) Notice of Opportunity for Hearings

Anjanette Fischer, LSW – From on or about June 1, 2007, through on or about August 31, 2007, while Ms. Fischer was employed at Wayne County Children Services she did not maintain appropriate standards of care for a licensed social worker in her professional responsibilities in that she failed to review approximately 196 voice mails to her professional voice-mail account. Ms. Fischer’s actions negatively affected the continuity of care for her clients. Her actions constitute a violation of Ohio Revised Code Section 4757.36(A)(1) and former Ohio Administrative Code Section 4757-5-01(B)(21)(b).

A motion was made by Ms. Huey to accept the Notice of Opportunity for Hearing to Ms. Fischer based on these allegations. Seconded by Mr. Brady. Motion carried.

Orlando Wimberly, LSW – In April 2007, Mr. Wimberly’s social work license was audited for compliance with continuing education requirements. Mr. Wimberly responded with 17.5 hours of approved hours but the remaining 12.5 hours were not approved by the Board for continuing education purposes. He was requested to submit 12.5 hours of approved continuing education hours by October 11, 2007, and he was then given an extension until December 1, 2007. To date, Mr. Wimberly has yet to respond to the Board with the additional 12.5 hours of approved continuing education hours. Not complying with the audit requirement constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-11-01(C)(21)(b).

A motion was made by Ms. Huey to accept the Notice of Opportunity for Hearing to Mr. Wimberly based on these allegations. Seconded by Mr. Brady. Motion carried.

(D) Consent Agreements

Yvonne Gray, LISW – Ms. Gray entered into a Consent Agreement on the basis of the following stipulations, admissions and understandings:

Ms. Gray is a licensed independent social worker licensed to practice social work in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. Ms. Gray received her independent social work license on May 22, 1993.

Ms. Gray practiced social work from May 2007, through August 2007, treating a client, in Reynoldsburg, Ohio, and submitted the services for insurance reimbursement. The client is a family member, and Ms. Gray’s actions constitute a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-03.

Ms. Gray admits the allegations referenced above.

A motion was made by Ms. Riesbeck-Lee to accept the Consent Agreement based on the following terms and conditions. Seconded by Ms. Huey. Mr. Brady recused himself. Motion carried.

1. Ms. Gray's independent social work license is Reprimanded.
2. Ms. Gray must take 6 additional continuing education hours in ethics. The continuing education must be pre-approved by the Board's Deputy Director or his designee. Once Ms. Gray successfully completes the continuing education, she must send verification directly to the attention of the Investigation Unit at the Board office. The proof of completion is due in the Board office no later than July 20, 2008. The hours may not be used toward the thirty (30) hours of continuing education required for license renewal. All cost associated with the continuing education is at the expense of Ms. Gray.

Victoria Pantoja, LSW – Ms. Pantoja entered into a Consent Agreement on the basis of the following stipulations, admissions and understandings:

Ms. Pantoja is a licensed social worker licensed to practice social work in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. Ms. Pantoja received her social work license on July 16, 2004.

In September 2007, while employed at Ashtabula County Medical Center, Ashtabula, Ohio, Ms. Pantoja violated client confidentiality by allowing her minor son to transpose patient information from one document to another, and by speaking about clients in her son's presence. Failure to maintain client confidentiality constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-02(D)(1).

The Board on October 30, 2007, requested a copy of Ms. Pantoja's Professional Disclosure Statement. Ms. Pantoja submitted her Professional Disclosure Statement with incorrect information pertaining to the Board in violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-5-12(B)(6).

Ms. Pantoja admits the allegations referenced above.

A motion was made by Ms. Riesbeck-Lee to accept the Consent Agreement based on the following terms and conditions. Seconded by Ms. Huey. Mr. Brady recused himself. Motion carried.

1. Ms. Pantoja must take five (5) hours of continuing social work education in the area of professional ethics. These hours must be pre-approved in writing by the Board's Deputy Director or his designee. After Ms. Pantoja completes these hours, she must submit a copy of her attendance certificates(s) to verify her attendance for these hours. These hours must be completed and verification submitted no later than May 9, 2008. The credit earned from these hours may not be used toward the thirty (30) hours of continuing education required for

license renewal. All costs associated with the course are at the expense of Ms. Pantoja.

Dianna Wallace, LSW – Ms. Wallace entered into a Consent Agreement on the basis of the following stipulations, admissions and understandings:

Ms. Wallace is a licensed social worker licensed to practice social work in the State of Ohio, and is subject to the laws and rules of Ohio regulating the practice of social work as outlined in Ohio Revised Code Chapter 4757 and Ohio Administrative Code Chapter 4757. Ms. Wallace received her social work license on March 16, 1991.

In April 2007, Ms. Wallace's social work license was audited for compliance with continuing education requirements. Ms. Wallace was only able to provide the Board with proof that she had completed 3 approved continuing education hours. Failure to comply with a Board audit constitutes a violation of Ohio Revised Code Section 4757.36(A)(1) and Ohio Administrative Code Section 4757-11-01(C)(21)(b).

Ms. Wallace admits the allegations referenced above.

A motion was made by Ms. Riesbeck-Lee to accept the Consent Agreement based on the following terms and conditions. Seconded by Ms. Huey. Motion carried.

1. Ms. Wallace's license to practice social work is Reprimanded.
2. Ms. Wallace's social work license is indefinitely suspended until she can submit proof that she had an additional 27 approved continuing education hours taken between March 17, 2005, and March 16, 2007, OR she submits, to the Board Deputy Director or his designee, proof that she has attended 27 hours of Board approved continuing education hours after the signing of this Consent Agreement. Any continuing education hours used per this Consent Agreement will not count toward the renewal of Ms. Wallace's social work license. Ms. Wallace understands that she must renew her license which includes obtaining appropriate CEUs during the period of this suspension or the license may expire.

(E) Goldman Reviews (Disciplinary)

Pamella Douglas, LSW – On October 19, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Douglas to provide an opportunity to request a hearing on the Board's proposal to discipline her because she did not comply with a Board audit for continuing education in violation of Ohio Revised Code 4757.36(A)(1) and Ohio Administrative Code 4757-11-01(C)(21)(b). The Board did not receive a hearing request from Ms. Douglas. Based on underlying facts gleaned during the course of Mr. Hegarty's job duties as Deputy Director to substantiate the aforementioned, Ms. Huey moved to revoke Ms. Douglas' social work license. Seconded by Mr. Brady. Motion carried.

Derek Whitmore, LSW – On October 19, 2007, the Board issued a Notice of Opportunity for Hearing to Mr. Whitmore to provide an opportunity to request a hearing on the Board's proposal to discipline him because he did not comply with a Board audit for continuing education in violation of Ohio Revised Code 4757.36(A)(1) and Ohio Administrative Code 4757-11-01(C)(21)(b). The Board did not receive a hearing request

from Mr. Whitmore. Based on underlying facts gleaned during the course of Mr. Hegarty's job duties as Deputy Director to substantiate the aforementioned, Ms. Huey moved to revoke Mr. Whitmore's social work license. Seconded by Mr. Brady. Motion carried.

(F) Goldman Reviews (Licensure)

Dionne Bell-Fitzgerald – On November 23, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Bell-Fitzgerald to provide an opportunity to request a hearing on the Board's proposal to deny her a Social Work license because, on the date of her application, she did not possess a qualifying degree in social work as required by Ohio Revised Code 4757.28(B) and Ohio Administrative Code Section 4757-19-01(C)(2). The Board did not receive a hearing request by Ms. Bell-Fitzgerald. Based on underlying facts gleaned during the course of Ms. Holleman's job duties as a Licensure Examiner to substantiate the aforementioned, the SWPSC voted to deny Ms. Bell-Fitzgerald her Social Work license application at the January 17, 2008 meeting. A motion was made by Ms. Huey to deny the application for licensure as a Social Worker to Ms. Bell-Fitzgerald. Seconded by Mr. Brady. Ms. Riesbeck-Lee recused herself. Motion carried.

Ashley Buchholz – On November 1, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Buchholz to provide an opportunity to request a hearing on the Board's proposal to deny her a Social Work license because, on the date of her application, she did not possess a qualifying degree in social work as required by Ohio Revised Code 4757.28(B) and Ohio Administrative Code Section 4757-19-01(C)(3). The Board did not receive a hearing request by Ms. Buchholz. Based on underlying facts gleaned during the course of Ms. Holleman's job duties as a Licensure Examiner to substantiate the aforementioned, the SWPSC voted to deny Ms. Buchholz her Social Work license application at the January 17, 2008 meeting. A motion was made by Ms. Huey to deny the application for licensure as a Social Worker to Ms. Buchholz. Seconded by Ms. Brady. Motion carried.

Latasha Favors – On November 23, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Favors to provide an opportunity to request a hearing on the Board's proposal to deny her a Social Work Assistant registration because, on the date of her application, she did not possess the necessary requirements set forth in Ohio Revised Code 4757.29 and Ohio Administrative Code Section 4757-19-03(B). The Board did not receive a hearing request by Ms. Favors. Based on underlying facts gleaned during the course of Ms. Kreinbrink's job duties as a Licensure Examiner to substantiate the aforementioned, the SWPSC voted to deny Ms. Favors her Social Work Assistant application at the January 17, 2008 meeting. A motion was made by Mr. Huey to deny the application for licensure as Social Work Assistant to Ms. Favors. Seconded by Mr. Brady. Ms. Tucker recused herself. Motion carried.

Jessica Fox – On November 23, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Fox to provide an opportunity to request a hearing on the Board's proposal to deny her a Social Work Assistant registration because, on the date of her application, she did not possess the necessary requirements set forth in Ohio Revised Code 4757.29 and Ohio Administrative Code Section 4757-19-03(B). The Board did not receive a hearing request by Ms. Fox. Based on underlying facts gleaned during the course of Ms. Kreinbrink's job duties as a Licensure Examiner to substantiate the aforementioned, the SWPSC voted to deny Ms. Fox her Social Work Assistant

application at the January 17, 2008 meeting. A motion was made by Ms. Huey to deny the application for licensure as Social Work Assistant to Ms. Fox. Seconded by Mr. Brady. Ms. Tucker recused herself. Motion carried.

Azeemah Kaleem – On November 23, 2007, the Board issued a Notice of Opportunity for Hearing to Ms. Kaleem to provide an opportunity to request a hearing on the Board's proposal to deny her a Social Work license because, on the date of her application, she did not possess a qualifying degree in social work as required by Ohio Revised Code 4757.28(B) and Ohio Administrative Code Section 4757-19-01(C)(3). The Board did not receive a hearing request by Ms. Kaleem. Based on underlying facts gleaned during the course of Ms. Holleman's job duties as a Licensure Examiner to substantiate the aforementioned, the SWPSC voted to deny Ms. Kaleem her Social Work license application at the January 17, 2008 meeting. A motion was made by Ms. Huey to deny the application for licensure as a Social Worker to Ms. Kaleem. Seconded by Mr. Brady. Ms. Riesbeck-Lee recused herself. Motion carried.

(G) Discussion with Mr. Hegarty

Mr. Hegarty discussed the licensure denial hearings that will take place at the March 2008 Board meeting.

Mr. Brady wanted to know and further discuss Mr. Hegarty's attendance at the Attorney Certification Conference where he learned about implementing fines. Mr. Hegarty stated that other states use fines as a discipline measure. He said that if Ohio were to use fines, then that money would possibly go into the general revenue fund. Mr. Hegarty mentioned that the Board could charge a fine for not completing the CEU audit requirement. He said the committees need to discuss this issue in further detail.

Ms. Holleman asked Mr. Hegarty about the status of the background checks for future licensees. Mr. Hegarty stated that he had not heard any new news in regards to this matter.

8. Association of Social Work Boards (ASWB)

Ms. Tucker discussed the possibility of ACE becoming a provider in Ohio. However, Ms. Tucker will no longer pursue this idea of provider status.

Ms. Tucker discussed the New Member Board Training. She mentioned the advantages of going and how it helps you understand the process and your impact on the Board. There are several dates for this training but she mentioned the August 22-24, 2008 session.

There is an ASWB Spring Education meeting from May 15-18, 2008.

9. Executive Session

Ms. Tucker requested that the SWPSC meeting go into Executive Session at 2:40 p.m. to discuss the personnel report and the review of the executive director. 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 3:02 p.m. Accepted by a Roll Call Vote – Mr. Brady – yes, Ms. Huey - yes, Mr. Nelson – yes, Ms. Riesbeck-Lee - yes, Ms. Tucker - yes.

10. Adjournment

A motion was made by Ms. Huey to adjourn the meeting at 3:10 p.m. Seconded by Ms. Riesbeck-Lee. Motion carried.

Social Worker Professional Standards Committee (SWPSC) Minutes

Friday, January 18, 2008

Members Present: Mr. Tim Brady, Ms. Karen Huey,
Ms. Jennifer Riesbeck-Lee, Ms. Molly Tucker
Staff Present: Ms. Marcia Holleman, Ms. Jennifer Kreinbrink,
Mr. Jim Rough
Guest Present: Mr. Glenn Karr, Attorney-at-Law, Mr. Henry Lustig, National
Association of Social Workers (NASW) Liaison

The SWPSC meeting was called to order by Ms. Tucker at 9:05 a.m.

1. National Association of Social Workers (NASW)

Mr. Lustig stated that the NASW continues searching for an executive director, but they do have an interim director.

He stated that the article written by George Will, in the "Washington Post," condemning social work schools as a liberal conspiracy caused an uproar with NASW. He said that the article studied social work schools and their course curriculum. NASW has responded to this article in their newsletter and their response is also on NASW's website. CSWE is working a response to Mr. Will's article.

Ms. Tucker let Mr. Lustig know about the addition of 4757-19-02(C)(2)(d). She also mentioned that Mr. Rough is going to ask for a formal opinion from the governor's legislative office about exempt settings. Mr. Lustig said the NASW is interested in the exemption changes. He discussed the problems with exempt settings with the SWPSC and some of the exempt settings where problems are occurring are at the department of youth services and children services boards.

Mr. Lustig stated that the governor's wife was a keynote speaker at the NASW conference.

Mr. Lustig will re-submit a request allowing LISW supervisors to receive payment for supervising. He thought that it could be a possible rule change.

2. Adjournment

A motion was made by Ms. Tucker to adjourn the meeting at 9:30 a.m. Seconded by Ms. Huey. Motion carried.

Ms. Molly Tucker, Chairperson