



## *Counselor, Social Worker & Marriage and Family Therapist Board*

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### **Social Worker Professional Standards Committee (SWPSC) Minutes**

**Thursday, September 17, 2009**

**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. Jenny Kreinbrink, Ms. Patty Miller, Mr. Jim Rough,  
Ms. Tammy Tingle  
**Guests Present:** Mr. Jan White, CPSC member, Cynthia Young, LISW

**1. Meeting Called to Order**

Ms. Riesbeck-Lee called the meeting to order at 9:08 a.m.

**2. Discussion/Approval of the September 17<sup>th</sup> & 18<sup>th</sup>, 2009 Agenda**

Ms. Riesbeck-Lee asked if there were any changes or discussion of the September 17<sup>th</sup> and 18<sup>th</sup>, 2009 agenda. No changes or discussion were made. Ms. Tucker made the motion to approve the agenda. Seconded by Mr. Nelson. Motion carried.

**3. Approval of the July 16<sup>th</sup> & 17<sup>th</sup>, 2009 Minutes**

Ms. Riesbeck-Lee asked if there were any changes or discussion of the July 16<sup>th</sup> and 17<sup>th</sup>, 2009 minutes. One typo change was made in the minutes. Ms. Tucker made the motion to approve the minutes with the change. Seconded by Mr. Brady. Motion carried.

**4. Investigations**

Mr. Hegarty discussed with the SWPSC rescinding a license. He stated that if the licensee gives all the correct information on their application and the committee licenses them by mistake, then it is more difficult to take the license back from that individual.

**(A) Closed Cases**

Mr. Brady made a motion that the following cases be closed as he had determined no actionable offenses had been found. Ms. Tucker seconded the motion. Motion carried.

2009-2	2009-73	2009-74	2009-75	2009-97
2009-110	2009-130	2009-134	2009-163	

Mr. Nelson made a motion that the following cases be closed as he had determined no actionable offenses had been found. Ms. Huey seconded the motion. Motion carried.

2009-67            2009-96            2009-107            2009-108            2009-112  
2009-113            2009-131            2009-135            2009-140

**(B)    Executive Session**

Ms. Riesbeck-Lee requested that the SWPSC meeting go into Executive Session at 9:20 a.m. to discuss the Notice of Opportunity for Hearings, Consent Agreements, and Goldman Reviews (Licensure and Discipline). 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 9:37 a.m. Accepted by a Roll Call Vote – Mr. Brady –yes, Ms. Huey – yes, Mr. Nelson – yes, Ms. Riesbeck-Lee – yes, and Ms. Tucker – yes.

**(C)    Notice of Opportunity for Hearing**

**When voting, the committee members are not aware of the name of the licensee; the licensee’s name is provided after the motion has passed.**

**Kristin M. Fisher, LSW** - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Ms. Fisher. Seconded by Mr. Brady. Motion carried.

**George P. Kennedy, Jr., LSW** - A motion was made by Ms. Tucker to approve the Notice of Opportunity for Hearing to Mr. Kennedy. Seconded by Mr. Brady. Motion carried.

**(D)    Consent Agreements**

**Robin A. Bell, LSW** - A motion was made by Ms. Tucker to accept the Consent Agreement between the Board and Ms. Bell. Seconded by Ms. Huey. Motion carried.

**Valerie White, LSW** - A motion was made by Mr. Brady to accept the Consent Agreement between the Board and Ms. White. Seconded by Ms. Huey. Motion carried.

**(E)    Goldman Reviews (Licensure)**

**Blair Bogner** – A motion was made by Ms. Huey to deny Ms. Bogner’s licensure application for not possessing a qualifying degree in social work. Seconded by Mr. Brady. Mr. Nelson recused himself. Motion carried.

**Deborah K. Krause** – A motion was made by Ms. Tucker to deny Ms. Krause’s licensure application for not possessing a qualifying degree in social work. Seconded by Mr. Brady. Mr. Nelson recused himself. Motion carried.

**Victoria Weil** - A motion was made by Ms. Tucker to deny Ms. Weil’s licensure application for not possessing a qualifying degree in social work. Seconded by Mr. Brady. Mr. Nelson recused himself. Motion carried.

(F) **Goldman Reviews (Disciplinary)**

**Randall Betts, LSW** – A motion was made by Mr. Brady to suspend Mr. Betts’ social worker license based on the Board’s proposal to discipline him due to misrepresenting himself as a LISW when he holds a LSW. He did not request a hearing. Seconded by Ms. Huey. Motion carried. The SWPSC discussed this further and Ms. Tucker amended the first motion and moved to revoke Mr. Betts’ social worker license. Seconded by Mr. Nelson. Ms. Huey was a “nay” vote. Motion carried.

**Gerald Paulus, LSW** – A motion was made by Ms. Tucker to revoke Mr. Paulus’ social worker license based on the Board’s proposal to discipline him because he did not comply with the audit requirement. He did not request a hearing. Seconded by Mr. Brady. Motion carried.

**Tina Postage-Gowins, LSW** – A motion was made by Ms. Huey to revoke Ms. Postage-Gowins’ social worker license based on the Board’s proposal to discipline her because she did not comply with the requirements of her consent agreement. She did not request a hearing. Seconded by Ms. Tucker. Motion carried.

5. **Association of Social Work Boards (ASWB)**

**2009 Annual Meeting of the Delegate Assembly** – The SWPSC reviewed the information and Ms. Riesbeck-Lee will attend the meeting from October 29-31, 2009 in Clearwater Beach, Florida.

**New Score Report Format** – The committee reviewed the letter from ASWB about the new format and the two sample exam score reports. They like the new format.

**Examination Fee Increase** – ASWB wants to increase the exam fee for the Bachelors and Masters examination to \$230, and to \$260 for the Clinical and Advanced Generalist examinations. Currently, the fee for all four exams is \$175 and there has not been an increase since 2001. Ms. Tucker stated she would rather ASWB do a fee increase every two years instead of the current way. The committee discussed where the examination fees go to in ASWB’s organization and what would realistically happen if this fee increase was not approved.

**Complaint Letter regarding Examination Fee Increase** – The committee reviewed the letter opposing the potential ASWB examination fee increase and they thought it was nice she had written to the Board.

6. **Working Meeting**

The SWPSC proceeded with a working meeting to Review Pending Applications for Licensure, Files to be Audited, CEU Programs and Providers, and Licensure Renewal Issues.

7. **Approval of Applications for Licensure**

A motion was made by Ms. Tucker to approve the following applications for licensure. Seconded by Mr. Nelson. Motion carried.

<b>SWA -</b>	<b>2 Applications Approved</b>
<b>LSW -</b>	<b>6 Applications Approved</b>
<b>LSW (Related Degree) -</b>	<b>3 Applications Approved</b>

11 Applicants were approved for licensure by the SWPSC at the September 2009 meeting.

323 Applicants were licensed by staff prior to the September 2009 meeting. A motion was made by Mr. Brady to approve applicants licensed by staff from July 20, 2009 to September 16, 2009. Seconded by Ms. Tucker. Motion carried.

A motion was made by Ms. Tucker in regards to the other applicants. Seconded by Mr. Nelson. Motion carried.

SWA -	1 Applicant does not have a degree from an accredited academic institution and issued intent to deny registration
LSW (Related Degree) -	2 Applicants with a related degree issued intent to deny exam pre-approval
LSW (Related Degree) -	2 Applicants need to submit additional information in regards to their practicum
LSW -	2 Applicants issued intents to deny licensure
Remediation Plan -	1 Applicant's remediation plan approved

#### 8. CEU Ad Hoc Committee Report

ACE – The committee discussed using ASWB's ACE approved programs without the Board reviewing them. Ms. Tucker made a motion that the SWPSC will accept ASWB's ACE committee's CEUs for Ohio without it being approved by the SWPSC. Seconded by Mr. Nelson. Motion carried. The committee discussed the issue further and Ms. Tucker has tabled the motion until Friday's meeting.

4757-9-04 (E) Clock hours for continuing professional education – Mr. Nelson mentioned that licensees can complete 15 of the 30 hours of continuing education online. Ms. Tucker gave the history of why the distance learning credit increased from 10 to 15. Mr. Nelson said he believes that eventually all 30 will be online. Mr. Nelson made a motion to strike the 15 hours of distance learning credit and make it all 30 distance learning. Seconded by Ms. Tucker. Motion carried.

The committee discussed this issue with Mr. Rough and Mr. Nelson will table the motion. In addition, Mr. Rough will draft a rule with this potential distance learning change. Finally, Mr. Nelson will go to the other two committees before the Friday full Board meeting and tell them what the SWPSC has decided and obtain the other two committees opinion.

#### 9. Meeting Adjourned

A motion was made by Mr. Brady to adjourn the meeting at 1:58 p.m. Seconded by Ms. Tucker. Motion carried.

## Social Worker Professional Standards Committee (SWPSC) Minutes

Friday, September 18, 2009

**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. Jenny Kreinbrink,  
Ms. Patty Miller, Mr. Jim Rough  
**Guest Present:** Mr. Glenn Karr, Attorney-at-Law, Mr. Henry Lustig, NASW Liaison,  
Mr. Ken Trivison, MFTPSC member, Ms. Cindy Webb, Executive  
Director of NASW

### 1. **Meeting Called to Order**

Ms. Riesbeck-Lee called the meeting to order at 9:03 a.m.

### 2. **Executive Director's Report**

The following Board appointments expire on October 10, 2009: Ms. Huey, Mr. Tommie Robertson, Mr. Trivison, Ms. Tucker, and Mr. White.

Mr. Rough will recommend January 1, 2010, as the start date to require the laws and rule examination online for all LSW, LISW, PC, PCC, MFT and IMFT applicants. The charge will be \$10. A similar format will be available for licensee CEUs, which cost \$30.

Mr. Rough discussed the letter he sent to Bureau of Motor Vehicles concerning form BMV 2326.

The travel claims process has major changes starting October 1, 2009 and all claims will be entered into the OAKS system.

The Mental Health Hold bill has not been introduced and Representative Yates has sent out requesting sponsors.

The SWPSC and the MFTPSC has permitted the approval of applications between meetings, but the AAG has proposed a change to the existing process. The CPSC needs to discuss the issue and decide to go forward or not.

The Board had mailed renewals starting with the July through December 2009 with mailing the online renewal information only. For July 2009, 46 licensees renewed with paper applications and 1665 renewed online resulting in a 97.3% online renewal rate.

The five-year rule review items are complete and will be final filed on approximately October 17, which is when the statute changes go into effect from House Bill 1.

Rule 4757-1-07 concerning fines needs additional discussion and Mr. Rough has only received one input so far. He has asked OCBHP, OACCA, OAC, NASW and OAMFT for input.

Mr. Rough discussed the formal AG opinion regarding the civil service exemption; the exemption status is absolute. He is scheduling a meeting of all interested state agencies with the Office of Collective Bargaining. Following that meeting, they will talk to the unions.

3. **ASWB**

Ms. Riesbeck-Lee will not be able to attend ASWB's annual meeting. Mr. Rough will attend as the Ohio representative and will vote against the fee increase. Mr. Rough will say he understands the need to increase fees. However, due to the economy, ASWB can use the money they have already saved because students can not afford the increase at this time.

4. **House Bill 281**

House Bill 281 allows the independent licensees on the CSWMFT Board to take clients into custody and immediately transport them to a hospital. This newly introduced bill is a re-organization of the language and not a change. The Board has no authority over this bill. The Board may want to go to the legislature or the LSC and ask what "take into custody" means. Ms. Webb said the licensees should not be the ones transporting, but it should be the police. Ms. Webb said the bill's language is "may" and the "may" applies to custody and transportation and said that this bill would probably help.

5. **Old Business**

**Draft of Independent Social Worker Professional Employment Reference Form and Example of a Non-Clinical Applicant** – The committee reviewed and discussed the revised form and a sample of a non-clinical applicant's form showing their supervision hours. They also discussed how licensees do not know what a disclosure statement is. Ms. Webb stated that a number of college faculty do not know the licensure process. For the November meeting, Ms. Holleman and Ms. Kreinbrink will need to track the questions about licensure in the intervening time for the committee's review.

**4757-1-04** – The committee reviewed the information in our laws and rules about examination re-testing for previously licensed individuals and what other states do in this situation. Mr. Nelson made a motion to not change 4757-1-04 to have previously licensed individuals re-test. Seconded by Ms. Huey. Motion carried.

**Laws and Rules Online Examination** – The SWPSC discussed the laws and rules online examination and its start date of January 1, 2010.

**BMV Letter** – The committee reviewed the letter Mr. Rough submitted to the Bureau of Motor Vehicles in regards to form BMV 2326 and to request the consideration of adding the Board's licensees to this form. They also looked at and discussed the BMV's alcohol/drug reinstatement cover sheet and form. The committee suggested that the BMV needs to update CCDC II to LCDC II and CCDC III to LCDC III. Mr. Rough will need to keep up discussion with the BMV on this matter.

**Rule 4757-1-07 Draft** – The SWPSC discussed the drafted rule for discipline actions that include fines. The committee wants to have a computer track the licensees CEUs and the licensee can then be notified of how many they have completed. They also suggested that NASW track CEUs for the entire Board and the committee will discuss this matter with Mr. Rough.

6. **New Business**

**Hardship Request** – Ms. L. Alice McKenney submitted a hardship request asking permission to count the supervision towards independent licensure under a LPCC-S that she received from April 2008 to November 2008. The committee reviewed and discussed all the information that was submitted. Ms. Tucker made a motion to approve the hardship request for Ms. L. Alice McKenney. Seconded by Ms. Huey. Mr. Brady was a “nay” vote. Motion carried.

**Social Work Grid for Scope of Practice** – The committee reviewed and discussed Michigan’s social work grid for scope of practice for their licensees.

**Art Therapist Bill** – The SWPSC discussed the art therapist bill so that they can be added to the CSWMFT Board. Ms. Webb does not believe that this bill will move forward. Mr. Rough will need to give the committee more information.

7. **National Association of Social Workers (NASW)**

Ms. Webb said she is pleased with the last SWPSC meeting and about defining who social workers are. National NASW will no longer have the state NASWs review consent agreements and make recommendations for NASW disciplined licensees. Ms. Webb stated that the SWPSC needs to review licensure at the macro level. The NASW conference is October 29-30, 2009 and the topic is international and domestic issues. She said that on October 29<sup>th</sup>, someone from the National Ethics Committee will do a training at the conference. She also discussed monitoring of disciplined licensees and that NASW will develop training components.

8. **CEU Ad Hoc Committee Report** – Ms. Tucker and Mr. Nelson gave background of the discussion from Thursday’s meeting about allowing all 30 CEUs be done through distance learning. The committee discussed money and whether it would increase or decrease the price for “live” CEU presentations. They mentioned that if you drive the cost of “live” presentations, then programs and providers may eliminate the “live” ones because they are not making money. Ms. Riesbeck-Lee said that the Board allows e-therapy, then why not allow 30 CEUs to be done through distance learning. Mr. Rough will need to draft a rule for 30 CEUs to be completed through distance learning for the November meeting.

Ms. Tucker made a motion to accept a course offered by an ACE approved provider for SWAs, LSWs, and LISWs without further review by the board or staff. Seconded by Ms. Huey. Mr. Brady is a “nay” vote. Motion carried.

9. **Executive Ad Hoc Committee Report** – Ms. Huey mentioned the five items that need to be worked on from the July planning meeting and asked members to join those special committees. Ms. Tucker stated that she has appreciated her time on the Board and Ms. Huey agreed that she has enjoyed her time too.

10. **Meeting Adjourned**

A motion was made by Mr. Brady to adjourn the meeting at 11:48 a.m. Seconded by Ms. Tucker. Motion carried.