

**APPROVED MINUTES**

**STATE BOARD OF CLINICAL SOCIAL WORKERS**

**Tuesday, December 9, 2008**

**Second Floor Conference Room**

**3218 Pringle Road SE – Salem, OR 97302**

Board Members Present: Mark Oldham, Chair  
Becky Rasmussen, Vice Chair  
Cheryl Price  
Carol Copley Zancanella  
Simone Brooks  
Sara Dehaan  
Mark Troseth

Board Counsel present: Kyle Martin, AAG, Oregon Dept. of Justice

Staff Members Present: Martin Pittioni (Executive Director)

Public Members present: Gary Loomis, LCSW  
Lynsey Lomeli, CSWA  
Athena Phillips, CSWA  
Rachel Nolin, State of Oregon Dept. of Administrative Services

1. CALL TO ORDER

Chair Oldham called the Board Meeting to order at 12:45 p.m., and welcomed members of the public.

2. INTRODUCTION OF NEW BOARD MEMBER

Chair Oldham introduced and welcomed new Board member Carol Copley Zancanella. Oldham advised the Board that the resignation of Toniya Villalobos had left a critical vacancy on the Board's Consumer Protection Committee (CPC), and that he intends to appoint Ms. Zancanella to the CPC.

3. REVIEW/APPROVAL OF AGENDA

Oldham requested the agenda be amended to add a new business item of appointments to the Board's Consumer Protection Committee, and to add Special Review matters of Teresa Valerio, and Susan Rosenthal. Oldham requested that the agenda be further amended to add a policy discussion on licensure reinstatements, in connection with the matter of Susan Rosenthal. Price moved to adopt the Board's agenda so amended. Dehaan seconded. The motion passed unanimously.

4. APPROVAL OF MINUTES

Troseth moved to approve the presented November 4, 2008 Board Meeting Minutes as amended for correction of typographical errors. Price seconded. The motion passed unanimously.

5. MOVE TO EXECUTIVE SESSION

Troseth moved to enter executive session to conduct board business under the authority of ORS 192.660(2)(b)(f)(h)(i)(k). Rasmussen seconded. The motion passed unanimously. The Board entered executive session at 12:55 p.m.

Dehaan moved to exit executive session. Rasmussen seconded. The motion passed unanimously. The Board re-entered public session at 2:45 p.m.

6. COMMITTEE REPORTS

Consumer Protection Committee Chair Price presented motions on Board compliance cases.

2008-05: Price moved to dismiss due to no violation of rule or law. Brooks seconded. The motion passed unanimously.

2008-09: Price moved to dismiss due to insufficient evidence of violation of rule or law. Rasmussen seconded. The motion passed unanimously.

2008-10: Price moved to dismiss due to insufficient evidence of violation of rule or law. Rasmussen seconded. The motion passed unanimously.

2008-12: Price moved to dismiss due to insufficient evidence of violation of rule or law. Rasmussen seconded. The motion passed unanimously.

2008-19: Price moved to dismiss due to insufficient evidence of violation of rule or law. Rasmussen seconded. The motion passed unanimously.

2008-23: Price moved to dismiss. Dehaan seconded. The motion passed unanimously.

2008-27: Price moved to dismiss. Troseth seconded. The motion passed unanimously.

Price discussed the issue of the distinction between closing a case or a dismissal based on ORS 676.175(2)(a) which refers to confidentiality provisions applicable to the Board's investigations and regulates when a Board may need to disclose information from an otherwise confidential complaint file. Troseth requested clarification from Board counsel as to the Board's role and the role of the Board's CPC in the matter of case closures. Counsel Martin advised that there is no statutory requirement to close or dismiss a case by motion of the full Board, and that thus there is a policy option for the Board to change the process of closing cases, without requiring a full Board vote. Counsel Martin further advised that one of the legal implications of such a policy would be whether or not the provisions of ORS 676.175 apply for purposes of disclosure. The issue is cases in which the investigation never reaches a point where the CPC has enough information to issue a notice or not issue a notice.

Chair Oldham indicated that he was ready to propose an option for the Board's Consumer Protection Committee to close cases without taking them to the full Board, and develop a policy for exercising that option. Price moved to allow the Board's Consumer Protection Committee to close cases without taking them to the full Board, and to require the Consumer Protection Committee to develop a policy for such case closures. Rasmussen seconded. The Chair called the roll. Price voted yes. Brooks voted

no. Rasmussen voted yes. Troseth voted no. Zancanella voted yes. Dehaan voted no. The Chair broke the 3-3 tie vote and voted yes. The motion passed with 4 yes votes, 3 no votes, and no abstentions.

Chair Oldham moved to approve the request from the State of Arizona for release of information on Board case 2003-04 pursuant to ORS 676.177(2). Price seconded. The motion passed unanimously.

Continuing Education Committee Chair Rasmussen reported that the CE Committee approved 3 requests for Continuing Education credit and requested more information in 2 CE cases. Rasmussen reported no denials of CE requests that would require Board action.

7. APPROVAL OF CONSENT AGENDA

Oldham moved to approve the Consent Agenda with amendment of adding the 2 CE Committee approvals and removing the seven cases the Board dismissed from the list of cases submitted for time extension requests. Dehaan seconded. The motion passed unanimously.

8. PUBLIC COMMENT

Gary Loomas thanked the Board for allowing him to conduct phone supervision with the CSWAs he is supervising, for the duration of his recovery from hip surgery. Chair Oldham thanked Mr. Loomas for coming and for bringing his supervisees to the Board meeting.

9. ADMINISTRATOR'S REPORT AND BUDGET UPDATE

Pittioni briefly updated the Board on its financial status.

10. OLD BUSINESS

Chair Oldham addressed the issue of Rowan Chinnock, CSWA, who requested reconsideration of the Board's August 2008 denial to recognize supervision hours from a deceased supervisor, Mr. Matheson. Oldham explained that Mr. Chinnock is a CSWA with a current approved plan, and is accumulating hours under a new CSWA certificate, as he allowed his previous CSWA certificate to lapse on 12/31/2006. At issue is whether the Board would recognize supervised hours from his plan with Mr. Matheson, approved effective September 13, 2005 as part of his previous CSWA certification, in the absence of the required six month supervision reports prepared and signed by Mr. Matheson. Board members discussed the matter, and reviewed the materials submitted by Mr. Chinnock, including attestation from the supervisor of Mr. Matheson that supervision of Mr. Chinnock did occur. Board members focused on the timeline of the events, noting that Mr. Matheson did not pass away until April 2007, over a year after the first six-month report was due, and that Mr. Chinnock did not contact the Board in writing until June 2008 to address this matter. In addition, Board members discussed that supervision reports were not submitted and that responsibility for submission rests with the CSWA.

Rasmussen moved to deny reconsideration of the Board's decision to deny recognition of the supervision provided by Mr. Matheson to Mr. Chinnock. Brooks seconded. The motion passed unanimously.

11. NEW BUSINESS

Chair Oldham requested deferral until the next meeting of the Board's agenda item to review Oregon Exam Questions. The Chair pointed Board members to the related hand-outs on this topic and asked Board members to read them prior to the next meeting.

Chair Oldham briefly reviewed the status of newsletter articles and reminded Board members of a goal for a February 2009 newsletter.

Chair Oldham also reminded Board members that all 4 professional Board members are assigned to review and submit edits to the current LCSW Supervision Booklet, scheduled for completion by the February 2009 Board meeting.

Chair Oldham requested that the Rules Development agenda items be deferred to the Board's January meeting, and Board members concurred.

Pittioni updated the Board on the draft language of the Board's expanded title act legislative concept, issued by Legislative Counsel as LC 597. Pittioni reported that there was no opportunity to provide any feedback to Legislative Counsel at this point, and that therefore the LC language would appear as is in a printed bill. Pittioni reviewed the amendment process with the Board. Chair Oldham advised that a preliminary review of the draft language indicated that a number of technical amendments will be necessary to maintain the policy intent of the Board. Pittioni advised that an amendment was necessary to preserve the Board's intent to be able to sanction unlicensed individuals who continue to practice after revocation. Chair Oldham directed Pittioni to continue analysis of LC draft language and to begin drafting an amendment request. Pittioni advised he would return to the January Board meeting with that item.

Chair Oldham requested that the Board discuss Board Policy on Reissuance of licenses after license lapse, and apply it to the Special Review matter of Susan Rosenthal. Oldham clarified that at issue was the pros and cons of retention of the same licensure number in a re-instatement scenario, versus issuance of a new license. Board members discussed the implications of these two approaches and the current rules framework requiring either a new application after licensure lapse or re-instatement by the Board. Price moved to re-instate the license of Ms. Rosenthal with retention of her previous license number, and to issue the license effective today. Troseth seconded. The motion passed unanimously.

Chair Oldham formally noted that he had appointed Carol Copley Zancanella to the Board's Consumer protection Committee.

12. CORRESPONDENCE

Board member reviewed the correspondence by Julia Tanner regarding the circumstances of her late renewal. Pittioni confirmed her replacement payment was received December 3, 2008. The Board asked that Compliance Specialist Kaatz follow up in the matter to request further records from licensee, including check number of the check that was mailed and did not arrive, bank statements showing the check as missing, and a copy of renewal notice that shows a timely signature prior to the renewal deadline. Oldham directed Pittioni to bring the case back to the Board when the documentation had

been obtained.

Board members reviewed the correspondence by Karen Myers LCSW. Board members directed Pittioni to respond to Ms. Myers that the Board would not provide specific records policy guidance in her matter, and that the matter should be addressed locally with legal counsel for the school.

13. REVIEW AND DISCUSSION ON APPLICANT FILES AND SPECIAL REVIEWS

Chair Oldham reviewed with the Board the late fee waiver request of Teresa Valerio. Board members determined that they did not have the authority to approve a late fee waiver. Troseth moved to deny the request of Ms. Valerio for a late fee waiver. Dehaan seconded. The motion passed unanimously.

14. ANNOUNCEMENTS AND ADJOURNMENT

Chair Oldham adjourned the meeting at 4:45 p.m.

Respectfully submitted,

  
Martin Pittioni  
Executive Director

**State Board of Clinical Social Workers  
Consent Agenda – AMENDED  
December 9, 2008**

**LCSW Applications (5)**

AMANDA C. ANTENUCCI  
ELKA GRISHAM  
DENISE PULIDO  
RANDALL BROWN  
KEVIN MAHON

**CSWA Applications (9)**

ERIN E. BALDWIN  
MELISSA GLADER  
JILL GROMER  
CHOCKA GUIDEN  
JOHN W. HALL  
JENNIFER JACKSON  
JULIE KINGSLAND  
SHANNON MC BRIDE  
CARLYNN WHITE

**CSWA Plan Modifications (5)**

ERIN CANAVAN  
STEVEN GEVURTZ  
CHRISTINE HINES  
MARK LAUER  
NANCY REYNOLDS

**Reactivation of License (1)**

JENNIFER T. ROBBINS

**Approved Continuing Education**

(See page 2 incorporated herein by reference)


**CSWA Plan Completions (15)**

HECTOR ALEMAN JR.  
TRACI BOYLE-GALESTIANTZ  
ELIZABETH DHENVEN  
TODD HARMS  
GAYLE KELLER  
JOSEPH KLEMZ  
KATHERINE KNEUPPER  
TONYA LIPPERT  
ERIN OIEN  
ERIN M. OREMLAND  
KATHLEEN MC CABE  
KELLY MEDEIROS  
MARISA MONTEBLONCO  
EDWARD PARKER  
YASUYO TSUNEMINE

**ORS 676.165(4) Extensions approved for the following Consumer Protection Cases: (14)**

2007-33	2007-35	2007-36
2008-03	2008-15	2008-16
2008-20	2008-28	2008-29
2008-31	2008-32	2008-33
2008-34	2008-35	

All people listed in the above document have met the necessary requirements to be approved by the Board of Clinical Social Workers in this Consent Agenda.

  
Board Executive Director

12/9/08  
Date

The Continuing Education Committee requests that the Consent agenda, 12/09/2008, is amended to included the approval of the following requests for continuing education hours for renewal:

2008 Road Show, October 22, 2008 for Jeanne Smith, MSSA, approved for 4 hours of Continuing Education.

15<sup>th</sup> Annual City and County Development Conference, October 28, 2008 for Shari Kliewer, MSW (sub sections Race the Power of Illusion (Part 1) (Part 2) and (Part 3) approved for 5 1/2 hours of Continuing Education.

Batters Training, December 3, 10, 17, 2008 and January 7, 2008 for Suzanne Wallace, MSW approved for 10 hours of Continuing Education. Ten hours is the maximum hours that can be approved by Rule.