

Approved Minutes
STATE BOARD OF CLINICAL SOCIAL WORKERS
Tuesday, September 9, 2008/11:00 a.m. -3:00 p.m.
Second Floor Conference Room
3218 Pringle Road SE – Salem, OR 97302

1. CALL TO ORDER – Mark Oldham, Chair. Present: Becky Rasmussen, Toniya Villalobos, Sara Dehaan, Simone Brooks, Mark Troseth, Cheryl Price, Kyle Martin (Assistant Attorney General DOJ), and Mike Lamon (Interim Executive Director).
2. REVIEW/APPROVAL OF AGENDA – The Agenda was approved as amended.
3. APPROVAL OF MINUTES – Mark Oldham moved that the August 12, 2008 Board Meeting Minutes, as amended, be approved. Cheryl Price seconded the motion. Becky Rasmussen, Sara Dehaan, and Simone Brooks approved the motion. Mark Troseth and Toniya Villalobos abstained.
4. MOVE TO EXECUTIVE SESSION: [Business under authority of ORS 192.660(2)(b)(f)(h)(i)(k)] – Mark Oldham moved to enter executive session for discussion of agenda item 5. Cheryl Price seconded the motion, which was unanimously approved. Becky Rasmussen moved to exit executive session for agenda item 5. Toniya Villalobos seconded the motion, which passed unanimously. Becky Rasmussen moved to enter executive session for discussion of agenda item 8. Mark Troseth seconded the motion, which was unanimously approved. Becky Rasmussen moved to exit executive session for agenda item 8. Sara Dehaan seconded the motion, which was unanimously approved.
5. SELECTION OF EXECUTIVE DIRECTOR – In the public section for this agenda item, the Board and Twyla Lawson, DAS Statewide Training, Development and Recruitment, proposed to offer the Executive Director position to Martin Pittioni, and to hear public comment upon the selection of Mr. Pittioni.
6. PUBLIC COMMENT – The Board prepared to hear public comment on the selection of Martin Pittioni as Executive Director for the Board of Clinical Social Workers. No public comment was received. Toniya Villalobos moved that the Board offer the Executive Director position to Mr. Pittioni. Mark Oldham, Mark Troseth, Toniya Villalobos, Simone Brookes, Sara Dehaan, and Becky Rasmussen approved the motion. Cheryl Price did not approve the motion. The motion passed.
7. LUNCH AGENDA – Staff Reports and Open Discussion
8. COMMITTEE REPORTS (Not all committees report or are required to report every month) Budget; Consumer Protection; Impaired Professional; Continuing Education; Examinations; Personnel; Public Information; Rules.

Consumer Protection Committee: Toniya presented the CPC report. She moved to dismiss CPC case 2008-02 for insufficient evidence. Sara Dehaan seconded the motion, which was unanimously approved.

Impaired Protection Committee: Mark Oldham presented the IMP report. He moved to close IMP case 2003-04 due to Licensee compliance with IMP requirements. Toniya Villalobos seconded the motion, which was unanimously approved.
9. OLD BUSINESS:
Future Rules Changes: Mark Troseth presented information about the proposed draft changes to clinical social work rules. The Rules Committee sought public comment on the proposed draft rules on August 16th, 2008. The Rules Committee received a significant number of comments from LCSWs and Associations in Oregon. Mark noted the need to hold a formal meeting of the Rules Advisory Committee to discuss the public comment received

for the proposed draft rules before the Board entered into the formal rulemaking process. The Board intends to convene the Rules Advisory Committee at the October Board meeting. The Interim Executive Director received suggestions for additional members for the Rules Advisory Committee.

Mark summarized the comments received from the public, and what changes they may entail for the draft proposed rules. The possible changes involve modifications to the length of time LCSW records must be retained, and changes to rules for the Impaired Professionals Program to make them consistent with recent court decisions for protecting confidentiality. Mark Troseth will provide an update to the proposed draft rules to the Executive Director, who will supply copies to the Rules Advisory Committee for discussion at the October meeting. The projected date for initiating the formal rulemaking process is December 2008.

10. NEW BUSINESS:

- Annual Board Planning 10/10 – 10/11: Mark Oldham described his plans for developing the agenda for the semi-annual Board planning meeting, which will take place on October 10th and 11th. Likely topics will include the formation of a committee to examine establishing an “emeritus” or “late-career professional” status for LCSWs; the Expanded Title Protection Act; and the question of mandatory reporting and accountability for LCSWs and CSWAs.
- CE Requirements for Re-Activated LSCW: Mike Lamon asked the Board to consider what response the Board may want to take to a situation created by the implementation of the July 1, 2008 rule changes. The rule changes eliminated a provision in the previous rules for Continuing Education (CE) requirements for those LCSWs who re-activated their licenses. The previous rule required LCSWs who had been in inactive status to provide documentation of a certain amount of CE hours, depending on how long the LCSW has been inactive. The revised rule does not provide a requirement for a certain amount of CE hours that correspond to the length of inactive status. Mike asked whether this was the intention of the Board or an inadvertent omission. After some discussion by Board members, it was decided to incorporate this question into the rulemaking process under way with the Rules Advisory Committee.
- Review of Public Response to Draft Proposed Rule Changes: This topic was addressed in the course of discussion of agenda item 9.
- DHS Mandatory Abuse Reporting for Counties: Mike Lamon introduced this topic to inform Board members that the Department of Human Services was requiring contracted providers of mental health services to report to DHS abuse of mentally ill adults who receive services under a Community Mental Health Program.
- National CE Approval Concern: Becky Rasmussen discussed an inquiry that she received from a representative of the Oregon Chapter of the National Association of Social Workers (NASW). The representative noted that some CE courses in which NASW members have participated in the past make no explicit mention that the courses are “clinical in nature”. The representative asked whether the Board wanted to take some action to ensure that CE providers include explicit notation on their course curricula and promotional materials that the CE courses are “clinical in nature”. The Board determined that this action was not required; that OAR 877-025-0006(2)(a)(A) requires that a CE course be “related to clinical social work”; and that applicable OAR do not require that course meet the potentially higher standard of “clinical in nature”.
- Association of Social Work Boards ESL Initiative: Mark Oldham discussed his attendance at the presentation of the report submitted by a workgroup initiated by the Association of Social Work Boards (ASWB) to examine the challenges of promoting the participation of non-native English language speakers in the clinical social work profession. Mark identified the high failure rate by non-native English speakers in ASWB exams. The report concluded that the issue required more data and study on such topics as assessing reading level proficiency.

- Association of Social Work Boards Practice Analysis: Mark Oldham summarized the effort undertaken by ASWB in the area of practice analysis. As part of this practice analysis, once every seven years, the ASWB conducts a detailed survey that seeks to discover how the practice is changing. The data ASWB collects assists in the revising and updating of ASWB professional examinations.

- Association of Social Work Boards Annual Conference: Mark Oldham reminded the Board that the annual ASWB conference is in Rhode Island on November 6th, 2008. Arrangements will be made to allow the new Executive Director to attend the conference. Mark pointed out that the Spring ASWB conference will be in Montreal, Canada.

11. BUDGET UPDATE

The current amount in the State Treasury Board account is \$156,219.66 as of 9/8/08.

Lora Carson of DAS shared services joined the discussion of current Board budget. Lora informed the Board that funds authorized by the June Legislative Emergency Board have been officially included in the Board budget and that the fee increases approved by the E-Board have produced a noticeable increase in monthly Board revenue.

12. CORRESPONDENCE – The Board received correspondence from LCSW Susan Donovan, who remarked on the short implementation timeline for the requirement for ethics-related CE courses, and asks that the Board consider the reducing the number of CE hours and other requirements for late-career LCSW professionals.

13. REVIEW AND DISCUSSION ON APPLICANT FILES

Consent Calendar

(See attached Consent Agenda)

- New Plans were approved for *eight Associates whose names are on the Consent Agenda (see attached)*.
- Plan Changes were approved for *sixteen people on the Consent Agenda*.
- New CSWA Candidate was approved for *eight people on the Consent Agenda. (8)*
- Final Reviews were approved for *eleven people on the Consent Agenda*.
- LCSW Applications were approved for *three people on the Consent Agenda*.
- Return to Active Status was approved for *two people on the Consent Agenda*.
- Extensions to Investigatory Process were granted for *nine CPC Cases on the Consent Agenda*.

Mark Oldham motioned, and Cheryl Price seconded, to approve the consent calendar as amended. The motion was unanimously approved.

Special Review:

- Mark Troseth moved to deny the request by Kathleen King for Board reconsideration of denial of lapsed license renewal, based on OAR 877-020-0030(2). Becky Rasmussen seconded the motion, which was approved unanimously.
- Toniya Villalobos moved to deny the request from Fern Snogren to consider Ms. Snogren's previous practice hours received prior to Board approval for supervision purposes, based on OAR 877-020-0009 and ORS 675.537(3). Mark Troseth, seconded the motion, which was approved unanimously.

- Mark Oldham moved to deny the request from Julie Kates to remain in inactive status in her current employment position, due to the Board's interpretation of OAR 877-020-0046(1). Toniya Villalobos seconded the motion, which was approved unanimously.
- Cheryl Price moved to deny the request from Robert Thies II to remain in inactive status in his current employment position, due to the Board's interpretation of OAR 877-020-0046(1). Mark Troseth seconded the motion, which was approved unanimously.
- Mark Troseth moved to deny the request of Kathy Savicki, Supervisor for Nina Donnelly, for approval of a specialized supervision plan for Ms. Donnelly, based on the Boards interpretation of OAR 877-020-0010(3). Toniya Villalobos seconded the motion, which was approved unanimously.
- Sara Dehaan moved to approve requests from Angeline Toles and Brant Hueser for permission to be afforded accommodations in taking the clinical section of the ASWB examination. Toniya Villalobos seconded the motion, which was approved unanimously.

14. ADMINISTRATOR'S REPORT

- Follow up from August Administrator's Report: Mike Lamon informed the Board that the Agency Request Budget for the 2009-2011 budget was submitted on August 18th. He noted that the NASW workforce survey was posted on the Board webpage, with links to the NASW survey page. An Interagency Agreement was executed with the Public Employees Benefit Board to provide Employee Assistance Program benefits to Board staff. Mike provided information on the Legislative Counsel Office attorney who will work on the draft Expanded Title Protection Act.
- Dash Board: Mike provided the Board with the "dash board" document that summarized the administrative and other activities that Board staff completed in August 2008.
- Mike provided an overview of progress on recruiting the Compliance Specialist to fill the limited duration position. The Board discussed the formation of screening workgroup for the recruitment, and the process for including the new Executive Director in the recruitment process.
- Mike shared plans and cost projections for the remodeling of the Board office to provide working space for the Compliance Specialist.
- Mike informed the Board that the next hearing on the effort to standardize operations and requirements for health licensing boards. A hearing is scheduled for September 16th, 2008 in preparation for the 2009-2011 legislative session.

15. ANNOUNCEMENTS AND ADJOURNMENT

The meeting was adjourned at 3:15 p.m.

**State Board of Clinical Social Workers
Consent Agenda
September 09, 2008**

NEW LCSW'S (3)

LAURA JEWELL
RUTH KEITH
LORI WIDENER

NEW CSWA'S (8)

LORI K. C. ELAM
LAURA HASLER
JESSIE HARRIS
JAMIE KACZMAREK
SANDRA KENAGY
HADWAT SANKARI
THOMAS SELKE
LAURA TAUBER

FINALS (11)

KAREN BROWN
ALISON CAMPBELL
MAUREEN DE LONGIS
SYDNEE DUNCAN-GOLDSTEIN
JENNIFER HOBBS
KATHY LAWRENCE
ROBERT M. LEVY
ELLEN MCKEEVER
MARA MUELLER
CAROLINE W.B. RESARI
CHRISTY VARTANIAN

LICENSE STATUS CHANGE (2)

(REACTIVATION)
SHARON BOWLAND
DOMINIQUE DALLMAYR

PLAN CHANGES (16)

RICHARD BEANES
SONDRA COBURN-COFFEY
SARAH COX
STEPHANIE DELANO
JOSE DEL HOYO
SANDRA GRAVES
MELISSA LARA
SARAH MCARTHUR
VICKIE JO MCGUIRE
AMANDA PARULSKI
AMY ROBBEN
ELIZABETH SASS
ZOGRAPHIA SCHARN
KEVIN SHAW
KALI RICHEY WAHL
ROLAND WILSON

ORS 676.165(4) Extensions Approved for the following CPC Cases: (9)

2007-33 2008-10
2007-36 2008-12
2008-03 2008-15
2008-04
2008-05
2008-09

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

Board Administrator

Date