

APPROVED MINUTES

STATE BOARD OF CLINICAL SOCIAL WORKERS

Tuesday, March 10, 2009

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 (until 2:30 p.m.)
Simone Brooks
Mark Troseth

Board Members Excused: Sara Dehaan

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

Staff Members Present: Martin Pittioni (Executive Director)

1. CALL TO ORDER

Chair Oldham called the Board Meeting to order at 12:40 p.m. Oldham advised that Board member Dehaan was excused, and welcomed back Board counsel Kyle Martin. Martin thanked Board members for their support during his family emergency absence at the last Board meeting.

2. REVIEW/APPROVAL OF AGENDA

Oldham requested the agenda be amended to add a new business item to discuss the ASWB examination procedure. Rasmussen moved to amend the agenda to add the ASWB examination process to the Board's New Business agenda items. Troseth seconded. The motion passed unanimously.

3. APPROVAL OF MINUTES

Troseth requested that the draft presented minutes for the December 9, 2008 Board meeting be amended to correct two typos on page 3 of the draft. Troseth moved to approve the Board minutes for December 9, 2008 as amended. Price seconded. The motion passed unanimously.

4. 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). Price seconded. The motion passed unanimously. The Board entered executive session at 1:10 p.m.

Brooks moved to exit executive session. Price seconded. The motion passed unanimously. The Board re-entered public session at 2:05 p.m.

5. COMMITTEE REPORTS

Consumer Protection Committee Chair Price moved to close case 2007-36 due to insufficient evidence of a violation of rule or law. Troseth seconded. The motion passed unanimously.

Price moved to dismiss case 2008-34 due to no violation of rule or law. Troseth seconded. The motion passed unanimously.

Price moved to dismiss case 2008-35 due to no violation of rule or law. Rasmussen seconded. The motion passed unanimously.

Price moved to close case 2008-40 due to insufficient evidence and to refer the case to the IMP program. Troseth seconded. The motion passed unanimously.

Price moved to close case 2008-45 due to insufficient evidence. Rasmussen seconded. The motion passed unanimously.

Price moved to dismiss case 2008-47 due to no violation of rule or law. Rasmussen seconded. The motion passed unanimously.

Price moved to adopt the Stipulated Final order in case 2008-33. Troseth seconded. The motion passed unanimously.

Continuing Education Committee Chair Rasmussen reported that the CE committee had only issued approvals and no CE rejections, and requested that the approvals be added to the Consent Agenda when the Consent Agenda is considered by the Board.

6. APPROVAL OF CONSENT AGENDA

Oldham moved to approve the Consent Agenda as amended with the addition of the CE Committee approvals and deletion of extension requests for the CPC cases resolved by Board motion at today's meeting. Brooks seconded. The motion passed unanimously.

7. PUBLIC COMMENT

No public comment was received.

8. ADMINISTRATOR'S REPORT AND BUDGET UPDATE

Pittioni reviewed a spreadsheet with the Board to update the Board on its financial status. Pittioni reported briefly on his very well received budget presentation in Ways and Means, and the support legislators expressed there for the Board's work on moving to a practice act.

9. OLD BUSINESS

Pittioni reported that the February 2009 Newsletter had been mailed out and posted on the web site. Zancanella observed that the newsletter was done very professionally. Oldham thanked Board members for their contributions to the newsletter. Board members discussed article ideas for the next mini news of the Board, and identified an article addressing CE requirement for supervision, to clarify that this is a separate requirement from the Ethics CE requirement applicable to all active licensees.

The Board briefly discussed again the request of Allen Ray Brown for a supervisor not licensed as an Oregon LCSW. Counsel confirmed that the Board's interpretation of applicable rule is correct. The Board directed Pittioni to contact Mr. Brown that Board rules require an Oregon LCSW.

Chair Oldham reviewed the current draft version of the updated Supervision booklet, including edits submitted at the February 10, 2009 Board meeting. Board members discussed what happens after a CSWA has been approved to take the ASWB test for two years and still has not passed the test, including the lack of clarity on that topic under current Board rules. Board members flagged this as a topic for further rule writing, and to continue the discussion at the April Planning Meeting of the Board. Pittioni requested that the staff implementing this policy arena on a daily basis be included in the discussion, and Board members concurred.

Zancanella was excused at 2:30 p.m. from the remainder of the Board meeting.

Pittioni updated the Board on his preparations for rulemaking after the Board authorization votes at the February Board meeting. Pittioni reported he had prepared forms to formally appoint him as Rules Coordinator for the Board, as well as a form delegating rulemaking authority to him. Counsel Martin advised that the latter should be acted on formally by Board vote. Troseth requested clarification as to whether delegating rulemaking authority to Pittioni meant that the Board could no longer function in that role. Counsel Martin advised that Board delegation of rulemaking authority enabled Pittioni to act on behalf of the Board, and did not remove rulemaking power from the Board. Oldham moved to delegate rulemaking authority to Pittioni. Price seconded. The motion passed unanimously (excused – Zancanella).

Pittioni assured the Board he would now file the Notices of Rulemaking Hearing and related Fiscal Impact Statements no later than the upcoming Friday March 13, 2009 with the Secretary of State, to ensure publication in the April 1, 2009 Secretary of State Bulletin. Pittioni advised the timing was essential to comply with rulemaking deadlines to stay on schedule with the planned Rulemaking hearing for the May 12, 2009 Board meeting. Pittioni reported that after filing he would begin work on the required Notices to interested parties and legislators, as well as the non-obligatory but traditional Notice to the entire licensee base by electronic and paper mail.

Oldham thanked Pittioni for undertaking these steps and asked Board members to consider the materials related to the licensure re-instatement request of Patricia S. Butler. Board members noted that the Board rules do not allow re-instatement of licenses, and instructed Pittioni to so advise Ms. Butler.

10. NEW BUSINESS

Board members discussed with Pittioni the legislative developments with respect to the Board's Senate Bill 177. Board members decided to stay neutral on the NASW proposed amendments. Pittioni discussed that the Association of Community Mental Health Programs had signaled opposition, and that he would reach out to them to discuss their concerns. Board agreed that delay of practice act effective date is acceptable if necessary to achieve compromise.

Chair Oldham then asked the Board to prepare for the April 10 and 11 Board Planning Meeting. Pittioni was directed to give the Chair a list of topics by Friday March 13. The Board discussed the possibility of an early start Saturday, and start of Saturday Board meeting at 10 a.m. Troseth suggested beginning to look at policy decisions that would have to be made if SB 177 passes.

Chair Oldham then raised the issue of attendance at the ASWB April 23-26 Conference on Ethical Challenges during Investigations and Discipline. Board members determined that the topic of the conference was very important, but that due to the budgetary context attendance should be limited to one board representative. Board members agreed that Dehaan should attend on behalf of the Board, and asked Deehan to bring materials back for Board and CPC.

Board members then discussed the ASWB Examination Procedure, with respect to extensions. Chair Oldham inquired that since we have 2 year window we should not worry about having people check in every six months. Oldham pointed out that ASWB already does not permit people to take tests more frequently than every 60 days. Board members discussed whether staff approvals for test taking permission after second failed test are appropriate. Board members determined that a consent agenda process should be implemented for board approval of study plan for taking test after two consecutive failures.

11. CORRESPONDENCE

No correspondence was reviewed or discussed.

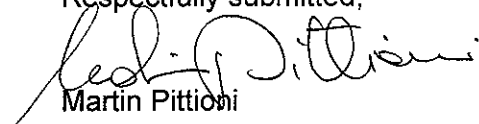
12. REVIEW AND DISCUSSION ON APPLICANT FILES AND SPECIAL REVIEWS

No special reviews were conducted.

13. ANNOUNCEMENTS AND ADJOURNMENT

Chair Oldham adjourned the meeting at 3:20 p.m.

Respectfully submitted,


Martin Pittioni
Executive Director

State Board of Clinical Social Workers
Consent Agenda - AMENDED
March 10, 2009

LCSW Applications (2)

BRIDGET BROOKS
CRISTINA SIMPSON

CSWA Applications (6)

WREN ANDERSON
CARRIE FRESHOUR
ELIZABETH GREGUS
MELVIN HAWKINS
STEPHANIE POMMIER
SABRINA WALYER

Continuing Ed. Hours Approved (4)

BARBARA BALOWITZ 6 hours
SHARON KERRISK 10 hours
ABBY MAIER 10 hours
JEANNE SMITH 2 hours

STUDY GROUP APPROVALS (1)

GEORGENE OLLERENSHAW

ORS 676.165(4) Extensions approved for the following Consumer Protection Cases: (16)

2007-33	2007-36	2008-15
2008-16	2008-20	2008-28
2008-29	2008-31	2008-32
2008-33	2008-34	2008-35
2008-36	2008-37	2008-38
2008-39		

CSWA Plan Completions (11)

CAMILLE ALENDUFF
DONNA ANDERSON
JESSICA CARLIN
CALANDRE COLLETTE
JULIE LA CHAPELLE
CYNTHIA LEMING
TREVOR MC MURRAY
DEWAYNE PRATT
ELIZABETH SCHWARZ
GINA TORMOHLEN
KATHLEEN VOGUE

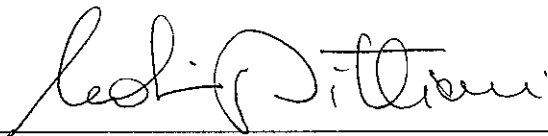
CSWA Plan Modifications (14)

KATHERINE BENTLEY
KELLY BUCKMAN
JESSICA BUSSE
JILL CLARK
ATHENA DOREY
JANNA JOHNSON
SHANNON KALLOW
MARISA MONTEBLANCO
JACQUELINE NOVET
BRIAN OBOG
RENEE REICHERT
ELIZABETH SAWYERS
MARY STUENKEL
LAURA TAUBER

Reactivation of License (2)

KATHLEEN LIPIEC
MARILYN MILLER

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.

 3/10/09

Board Administrator

Date