



STATE BOARD of LICENSED SOCIAL WORKERS
Saturday, October 29th, 2011
Second Floor Conference Room
3218 Pringle Road SE, Salem, OR 97302

Board Members Present: Cheryl Price, *Chair*
Mark Oldham, *Vice Chair*
Carol Copley Zancanella
Tania Rain
Martha Lopez

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

Staff Members Present: Martin Pittioni, *Executive Director*
Aaron Bales, *Investigator*
Mindy Tucker, *Senior Compliance Specialist*
Pam Johansen, *Licensing Manager*

1. CALL TO ORDER:

Chair Price called the Board Meeting to order at 9:14 a.m. and thanked Board members for their work over a long 2-day Board meeting.

2. REVIEW OF AGENDA:

Chair Price asked for review of the draft agenda. **Zancanella** requested that based on the Board's planning meeting discussion, the draft agenda be amended to add two items to the existing three new business items, specifically appointment of board members to the Legislative Committee as new business item four, and transition to a committee structure for the consumer protection committee as new business item five.

- *Oldham moved to adopt and approve the agenda amended as proposed by Zancanella.*
- *Lopez seconded.*
- *Motion passed unanimously.*

3. APPROVAL OF MINUTES:

Chair Price asked for review of the draft minutes of June 28, August 9 and September 16, 2011. Board members reviewed the minutes.

- *Oldham moved to approve the Board meeting minutes of June 28, 2011, as presented.*
- *Rain seconded.*
- *Motion passed unanimously.*

- *Oldham moved to approve the Board meeting minutes of August 9, 2011, as amended.*
- *Zancanella seconded.*
- *Motion passed unanimously.*

- *Oldham moved to approve the Board meeting minutes of September 16, 2011, as presented.*
- *Rain seconded.*
- *Motion passed unanimously.*

4. MOVE TO EXECUTIVE SESSION:

Chair Price announced that the Board would now enter into Executive Session to conduct Board business, pursuant to ORS 162.660(2)(b)(f)(h)(i)(k). The Board entered into Executive Session at 9:21 a.m.

- *Chair Price moved the Board out of Executive Session at 12:25 p.m.*

5. COMMITTEE REPORTS:

1. Chair Price asked Zancanella to present the Consumer Protection Committee Report:

In the matter of case #2011-39:

- i. *Zancanella moved to dismiss the case.*
- ii. *Oldham seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-40:

- i. *Zancanella moved to close the case.*
- ii. *Rain seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-41:

- i. *Zancanella moved to close the case.*
- ii. *Lopez seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-42:

- i. *Zancanella moved to dismiss the case for no violation of rule or law.*
- ii. *Oldham seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-45:

- i. *Zancanella moved to dismiss the case for no violation of rule or law.*
- ii. *Rain seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-48:

- i. *Zancanella moved to dismiss the case for no violation of rule or law.*
- ii. *Lopez seconded.*
- iii. *Motion passed unanimously.*

In the matter of case #2011-38:

- i. Zancanella moved to dismiss the case for no violation of rule or law.*
- ii. Oldham seconded.*
- iii. Motion passed unanimously.*

In the matter of case #2011-32:

- i. Zancanella moved to release case records pursuant to ORS 676.177 to the Oregon State Board of Nursing.*
- ii. Rain seconded.*
- iii. Motion passed unanimously.*

In the matter of case #2011-35:

- i. Zancanella moved to release case records pursuant to ORS 676.177 to the Oregon State Board of Nursing.*
- ii. Lopez seconded.*
- iii. Motion passed unanimously.*

In the matter of case #2011-31:

- i. Zancanella moved to that the Board issue an Order for Mental Health Evaluation, with the Evaluator to be selected from a Board-approved list within 30 days and the Evaluation completed within 90 days from the date of issuance of the Order, unless extended by the Board.*
- ii. Rain seconded.*
- iii. Motion passed unanimously.*

In the matter of case #2011-31:

- i. Zancanella moved to that the Board issue a Notice Proposing Revocation and Assessing Costs and Civil penalties of \$500 per violation for violations of failure to report as required by OAR 877-030-0040(2)(a)(D) and prior rules.*
- ii. Lopez seconded.*
- iii. Motion passed unanimously.*

In the matter of case #2011-01:

- i. Zancanella moved to dismiss the case for no violation of rule or law.*
- ii. Oldham seconded.*
- iii. Motion passed unanimously.*

2. Continuing Education Committee Report:

Oldham reported that the committee had approved two requests for CE credit, and that one continuing education request was recommend for disapproval by the committee. Specifically, **Oldham** advised that in the matter of Mr. Paul Forbes' request for credit, Mr. Forbes is eligible to receive continuing education credit for his attendance at a CE event where he was a presenter, for a total of 22.5 CE hours, but is not eligible for CE credit for his presenter preparation time, as he had requested.

- Oldham moved to disapprove the request by Paul Forbes for CE credit for in-service preparation time.*
- Zancanella seconded.*
- Motion passed unanimously.*

Oldham advised that the Continuing Education Committee proposed as its goal to review other jurisdictions to see if they have been able to differentiate the various levels of continuing education training for clinical vs. non-clinical and MSW level vs. BA level license, with a timeline of by the spring 2012 planning meeting. **Oldham** added that the Continuing Education Committee also set a goal of exploring whether there should be a limit to on-line CE credits, with a proposed timeline of by the spring 2012 planning meeting.

3. Rules Committee Report:

Oldham reported he had nothing to add to the discussion of goals that took place during the previous day's Planning Meeting, and would therefore report on the status of the rulemaking project. **Oldham** advised that the Rules Advisory Committee (RAC) Meeting had met on October 22, 2011. **Pittioni** handed out a draft set of minutes from the RAC meeting to assist in the discussion. **Oldham** reported that in general the RAC thought the Board had done a very good job with its proposed rules. **Oldham** added that there was some discussion at the RAC about the lack of authority for the Board to issue a temporary license for out-of-state applicants, which might provide for a better framework than the Board's current option of using the CSWA certification in effect as a temporary license for the subgroup of out-of-state applicants who are already in-state and cannot meet the LCSW-level requirements quickly. **Pittioni** added that two technical fixes, a citation error discovered by **Pam Johansen**, and a recommendation by RAC member **Kathy Outland** to update rules language on the content of the national clinical exam to reflect recent national exam changes, could be dealt with by the Board in December, when the final version of the rules would be developed and approved by the Board.

4. Examination Committee Report:

Zancanella reported that the committee had reviewed the data on the open book Oregon laws and rules examination, specifically with a focus on which questions had the highest rates of wrong answers, and review of feedback from test takers. **Zancanella** advised that several questions were edited for clarity and raised the question whether implementation of the edited questions would require formal Board review and approval. Board members discussed the matter and agreed to direct staff to begin using the updated version of the exam immediately, and to bring back the updated exam to the Board at its December 2011 meeting. **Zancanella** reported that the committee had set a goal of reviewing feedback on the Board's Oregon laws and rules examination every six months.

6. APPROVAL OF CONSENT AGENDA:

Chair Price requested review of the Consent Agenda.

- *Zancanella moved to approve the Consent Agenda as presented.*
- *Oldham seconded.*
- *Motion passed unanimously.*

7. PUBLIC COMMENT:

No member of the public was present to comment.

8. ADMINISTRATOR'S REPORT / BUDGET UPDATE:

Chair Price requested that Pittioni provide the **Administrator** report.

1. **Pittioni** reviewed with the Board materials for the 10-year Plan for Oregon and the initial plans for the 2013-15 Budget Process.
2. **Pittioni** reviewed first quarter (July-September 2011) financial data and 2011-13 projections with the Board. **Pittioni** advised that the summary picture of \$146,398 revenues against \$154,205 in expenditures actually reflected a healthy picture because the expenditures include payment early in the fiscal year, as required, of the yearly State Government Service Charges, for this year at \$33,358.
3. **Pittioni** discussed current licensing data with the Board. **Pittioni** provided a hand-out of the current statistics, showing net growth of the Board's licensee base by 124 in the first quarter alone, with an additional 73 applicants in the pipeline. **Pittioni** advised that growth remains steady and strong, and if sustained could lead to a licensee base of around 5,000 licensee by the end of the biennium on June 30, 2013.
4. **Pittioni** briefly reviewed informal plans for conversion to electronic records.
5. **Pittioni** discussed current status of rules proposed by the Department of Public Health to implement Senate Bill 563.
6. **Pittioni** updated the Board on the issue of cooperation with the Oregon Health Authority on collection of health care work force data.

9. OLD BUSINESS:

1. **Chair Price** requested the Board return to the issue of Release of Records to Non-Custodial Parents raised by Chris Rubin. The Board directed **Pittioni** to respond to Rubin as follows: "The Board is not in a position to provide legal advice, and does not administer ORS 107.154. Therefore, the Board lacks authority to formally interpret ORS 107.154. In general, specific authority must exist to release client records, and in the case of a minor, no records should be released without review and compliance with any applicable custody order. In the absence of specific authority, consent should be obtained from all clients prior to release of records."
2. **Chair Price** reviewed briefly with the Board the status of vacancies on the Board. **Pittioni** reported that Ms. Kittee Custer of Pendleton had been appointed by the Governor as a public member, and was awaiting Senate confirmation in November, and, if confirmed, could join the Board by the December meeting. **Pittioni** added that if Ms Custer joins the Board by that meeting, it would facilitate the work of the Board in December to update membership on its committees for the January to June 2012 period.

10. NEW BUSINESS:

1. **Chair Price** asked if the Board had any guidance for her as a delegate to the Association of Social Work Boards (ASWB) Annual 2011 Conference in Oklahoma City, on any of the items to be voted on. **Chair Price** reviewed the ASWB materials on proposed bylaws changes. Board members determined to not provide any voting instructions to the delegate. **Chair**

Price reviewed the ASWB materials on Officer Election. Board members determined to not provide any voting instructions to the delegate.

2. **Chair Price** requested guidance if the Board wanted to bring up the issue of ESL failure rates with ASWB. **Oldham** requested that this continue to be an issue that the Board raise with ASWB, including but not limited to consideration by ASWB whether or not a TOEFL passing score should be required for any examination applicants whose native language is not English. **Oldham** added that the Board of Physical Therapists may have helpful data as to the approach in their profession for such a requirement prior to taking a national proficiency exam.
3. **Chair Price** requested the Board consider formally the 2012 Board meeting proposed calendar. **Pittioni** provided a handout reflecting discussion from Board planning the previous day.
 - *Zancanella moved to approve the Board Calendar for 2012 as presented.*
 - *Rain seconded.*
 - *Motion passed unanimously.*
4. **Chair Price** requested the Board consider the matter of Board appointments to the Legislative Committee.
 - *Zancanella moved to appoint Oldham, Lopez and Zancanella to the Board's Legislative Committee, with Oldham serving as Chair of the Committee.*
 - *Rain seconded.*
 - *Motion passed unanimously.*
5. **Chair Price** requested the Board consider the matter of the full Board not continuing to serve as the Consumer Protection Committee, and returning to a committee structure.
 - *Zancanella moved to revert back to a 3 (three) person committee structure for consumer protection matters effective January 2012.*
 - *Oldham seconded.*
 - *Motion passed unanimously.*

Pittioni reminded the Board that the issue of membership of the new committee could be integrated into the task of committee appointments for January 2012-June 2012 already slated for the December Board, when it was also likely that a new Board member, **Kittee Custer**, could join the Board.

11. CORRESPONDENCE:

Board members reviewed the correspondence from Catherine Zern. Board members discussed the matter and determined that the issue raised by Ms. Zern was governed by statutes and rules for Community Mental health Programs, which are outside the jurisdiction of the Board. Board members directed **Pittioni** to refer Ms. Zern to an appropriate contact at the Department of Human Services that could respond to her.

Zancanella requested that the Board return to the new business item three (3), Board calendar for 2012, because there appeared to have been typos in the handout approved by the Board. Board members reviewed the handout and detected errors in two conference call dates,

specifically for January and May. **Pittioni** re-clarified the dates as corrected, beginning with in-person Board meeting days for 2012: February 10th, April 13th and 14th, June 8th, August 10th, October 12th and 13th, and December 14th, and noon conference calls of an hour in length for January 13th, March 9th, May 11th, July 13th, September 14th, and November 9th. Board members agreed.

- *Zancanella moved to re-approve the Board Calendar for 2012 as amended.*
- *Rain seconded.*
- *Motion passed unanimously.*

12. REVIEW AND DISCUSSION OF APPLICANT FILES (Special Reviews):

Pittioni requested that the Board review an application for return to active status from Annette Willsey-Liebhardt. **Pittioni** reviewed the matter with the Board and pointed out that Board administrative rule OAR 877-0200055(4) already requires the applicant to take and pass the Oregon laws and rules examination before an active license can be issued. Board members discussed the matter.

- *Lopez moved that the Board approve the application of Annette Willsey-Liebhardt to return to active status, conditional upon receipt of 20 hours of CE prior to issuance of an active license, followed by six month of supervision by an LCSW, with supervision to occur twice a month for at least an hour in length.*
- *Rain seconded.*
- *Motion passed unanimously.*

13. ANNOUNCEMENT AND ADJOURNMENT:

Chair Price adjourned the Board meeting at 2:10 p.m.

Respectfully submitted,



Martin Pittioni
Executive Director

**State Board of Licensed Social Workers
OCTOBER 29, 2011
APPROVED - CONSENT AGENDA**

**NEW LCSW
APPLICATIONS (11)**

DUSTIN BALDWIN
KYLE FREEMAN
CINDY LOU SCHUMAKER
LISA WITTORFF
*BRYCE BROOKS
*KATHERINE COHEN-FILIPIC
*DARLENE FISHEL
*WILLIAM HODGSON
*MELANIE SMITH-THURET
*LACEY SHEPPARD
*EMILY ZIMMER

**NEW LMSW
APPLICATIONS (19)**

WILLIAM HOFF
ROBIN LONGNIGHT
AVA MITCHELL
DAVID SANT
MICHELLE SENEAL
SHARON WARD
* JOHNNY CHASTAIN
*ANDREW ECHANIS
*TERRANCE KILLIAN
*ERIC LUNDBLOM
*AAKRATI MATHUR
*LAKIESHA O'NEAL
*SARAH VON COLDITZ
*SHEILA WALKER
*SHARON RUSH
*AMANDA BEDA
*HEATHER RILEY
*JORDAN SHARP
*ERIN BUSBY

**NEW RBSW
APPLICATIONS (1)**

JENNIFER PETERSEN

REACTIVATION (1)

*RONALD KITTELSON

**NEW CSWA
APPLICATIONS (35)**

COURTNEY BAURES
MOLLY GORDON
HANNA LYON
TYLER MCKAY
YULYA NAKLEUSHEV
MAGGIE VITELLO
MEISHA RANSOM
AMY RUFF
ARWEN THORNTON
* KELSEY ANDERSON
*AUDREY COOK
*STEPHANIE CROWELL
*DANIEL DONOHUE
*NAOMI KOIDE-GASSER
*DEBRA NELITON
*ALEJANDRO NEVAREZ
*OMOLOLA SPENCER
*LIANNE DYCHE
*CHRISTY HENNING
*SAVOY ROSE JADE
*KATIE ROEDA
*DANIEL TURANO
*BARBARA BOYD
*LIAT FEINBERG
*MARIA KIMBRO
*JULIANNA LUCIASANO
*MARGO PATANAC
*ANNE PRESSMAN-GOLDFARB
*SHANNON FITCH
*CASANDRA WALDO
*KAY HAGAN
*STEVEN KELLEY
*OLIVIA LINHARES
*NEIL NICHOLSON
*CHERYL ZECHMANN

**APPROVED
CONTINUING ED (2)**

REQUESTED BY	HOURS
LAUREN DAHL	2
BETTY MATTSON	7

**CSWA PLAN
COMPLETIONS (24)**

TAMIE ALVAREZ
LAURA BATT
MARIE BRICE
REBECCA BURKHART
JENNIFER CARY
CELESTE DONEEN
FREDERICK DYGERT
KAREN FISHER
FAWN GONZALES
JEANETTE HANSEN
ALISON HOLLOWAY
STEVE JONES
WENDY JONES
EDIE MACALISTAIRE
LISA MITCHELL
MINDY NURMELA
ROBERTO OLVERA
ANTHONY STONE
TAMARA ULREY
*ALISON CHRIST
*JOHN M. MEYER III
*AMY ASHTON-WILLIAMS
*SIMON FARO AUSTIN
*ROBERT NUTTING

**CONSUMER PROTECTION
CASES: (18)**

**ORS 676.165(4) Extension
Approval for the following**

2009-34	2011-08	2011-20
2010-41	2011-09	2011-26
2010-46	2011-10	2011-27
2010-50	2011-11	2011-29
2010-55	2011-13	
2011-03	2011-15	
2011-07	2011-16	

**CSWA
PLAN CHANGES (27)**

JENNIFER HEINLEIN
ALISON JOHNSON
MAGGIE MANNING
AMBER MCKINNIE
RYANN MOORE
JENNIFER WALLIS
RAQUEL WELLS
MADELINE WOODS
*MELISSA REECE OVER
*ERIC BOWLING
*ASHLEY COX
*MICHAELA CURTIS-JOYCE
*PETER DAVIS JR
*ANDREW DELGADO
*EDALENE GLEASON
*MEAGHAN MAYEDA
*VICTORIA STAR
*MARY STUENKEL
*KAMALA TAYLOR
*SARAH JO TOMLIN
*MEGAN WYCKOFF
*MICHAEL PARKER
*JENNY KENDALL
*JESSIE KULLBERG
*ALICE MEREE KING
*KRISTIN HOLLY
*INGRID SIADAL

All individuals listed in the above categories have met the necessary requirements for approval by the Board of Licensed Social Workers Consent Agenda.

*Denotes Interim Approvals by the Board Chair, as ratified by the full Board, during the 10/29/11 Board meeting.



Board Executive Director

10/29/2011

Date