



Oregon

John A. Kitzhaber, MD, Governor

State Board of Licensed Social Workers

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APPROVED MINUTES

STATE BOARD OF LICENSED SOCIAL WORKERS

Tuesday January 11, 2011

Second Floor Conference Room

3218 Pringle Road SE, Salem, OR 97302

Board Members Present: Becky Rasmussen, Chair
Cheryl Price, Vice-Chair
Mark Oldham
Carol Copley Zancanella

Board Members absent: Tania Rain (excused)

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

Staff Members Present: Martin Pittioni
Aaron Bales
Pam Johansen

1. CALL TO ORDER

Chair Rasmussen called the Board Meeting to order at 9:13 a.m. and announced that Board member Rain had become ill and was excused from the Board meeting. Rasmussen advised she would briefly interrupt the proceedings to allow Pittioni to introduce contract investigator Mindy Tucker to the Board. Ms. Tucker introduced herself to the board and provided a brief overview of her background, and Board members introduced themselves.

2. REVIEW/APPROVAL OF AGENDA

Chair Rasmussen asked Board members to review the draft agenda for the Board meeting, and asked if anyone had any additional agenda items. Zancanella moved to adopt the draft agenda as presented. Price seconded. The motion passed unanimously.

3. APPROVAL OF MINUTES

Board members reviewed the draft minutes presented to the Board.

Oldham moved to approve the minutes of August 10, 2010, as presented. Price seconded. The motion passed unanimously.

Price moved to approve the minutes of August 31, 2010, as presented. Oldham seconded. The motion passed unanimously.



Zancanella moved to approve the minutes of September 21 and 22, 2010, as presented. Price seconded. The motion passed unanimously.

Price moved to approve the minutes of the Board's Planning Meeting on October 22, 2010, as presented. Oldham seconded. The motion passed unanimously.

Oldham moved to approve the minutes of October 23, 2010, as amended. Zancanella seconded. The motion passed unanimously.

4. MOVE TO EXECUTIVE SESSION

Chair Rasmussen announced that the Board would now enter executive session to conduct board business under the authority of ORS 192.660(2)(b)(f)(h)(i)(k). The Board entered executive session at at 9:35. a.m.

The Board re-entered public session at 11:55 a.m. Chair Rasmussen recessed the Board meeting for fifteen minutes.

5. COMMITTEE REPORTS

Chair Rasmussen called the Board back to order at 12:15 p.m. and requested reports from the committees.

Price moved to approve and adopt the Stipulated Final Order in Board case 2010-28. Oldham seconded. The motion passed unanimously.

Price moved to dismiss case 2010-34 for no violation of rule or law. Zancanella seconded. The motion passed unanimously.

Price moved to close case 2010-37. Oldham seconded. The motion passed unanimously.

Price moved to deny or refuse to renew the application for licensure renewal in case 2010-40 for one or more alleged violations of OAR 877-030-0040(2)(a)(E)[2010] and OAR 877-030-0040(1)(b)[2009] pursuant to ORS 675.540. Oldham seconded. The motion passed unanimously."

CE Committee Chair Oldham reported that the CE committee had approved the CE request from Patricia O' Connor, and requested that this be reflected in the Consent Agenda. Oldham advised that the CE committee had asked for additional information in the matter of two additional CE requests.

Legislative Committee Chair Rasmussen announced that the Legislative Committee will be holding a weekly conference call every Monday morning at 8 a.m. to discuss any legislation that may impact the Board through June 2011. Rasmussen advised that some discussions had begun around semi-independence as a possible efficiency option for health regulatory boards, and that that topic would be monitored and presented for further Board discussions down the road. Rasmussen noted that this Board has historically favored semi-independence as a tool to devote more board resources to its core

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mission, and less resources on overhead, a cumbersome 18-month budget process, and expensive contracts for state services for centralized functions. Rasmussen added that the Board deferred to the previous Governor's position which did not favor semi-independence, but now a different administration with a Governor who was supportive of semi-independence in the past was in office. Pittioni observed that outreach to the Governor's Office would occur to obtain some guidance on the current position of the new Governor on this issue. Board members agreed it would be good to begin testing the support for taking the Board to a semi-independent agency status.

Rasmussen asked Pittioni to present the remainder of the legislative committee report. Pittioni reviewed LC 2783 requested by the Department of Corrections and the Oregon Youth Authority to address compliance with SB 177 (2009) by mental health technicians providing clinical mental health services to youth offenders and inmates. Pittioni reviewed the exemption structure in ORS 675.523 and the history of the exemption language negotiations in that ORS from the 2009 session. Board members reviewed LC 2783 and agreed with the language, except for concerns about possible interpretation of the language allowing retroactive applicability of rulemaking repeatedly, as opposed to only on the first occasion of DOC and OYA rulemaking to implement LC 2783 if passed. Oldham moved to support LC 2783 conditional upon addressing the potential repeated retro-activity issue. Zancanella seconded. The motion passed unanimously.

Pittioni briefly reviewed Senate Bills 96 and 97 from the Oregon Health Authority with the Board. Board members agreed to take no position at this time.

Chair Rasmussen advised that the legislative developments regarding the DHS HPSP program for impaired professionals would be discussed separately under new business.

6. APPROVAL OF CONSENT AGENDA

Zancanella requested that the Consent Agenda as drafted be amended by removing the cases concluded at this Board meeting from the list of Board-approved time extensions. Price moved to adopt the Consent Agenda so amended. Oldham seconded. The motion passed unanimously.

7. PUBLIC COMMENT

No member of the public was present to comment.

8. EXECUTIVE DIRECTOR REPORT

Chair Rasmussen requested that Pittioni provide his report to the Board. Pittioni reported that the December Legislative Emergency Board had gone smoothly and quickly and approved the Board's limitation increase request of \$112,000 for this biennium to cover SB 177 implementation costs and other unanticipated expenses. Pittioni reported that Senator Jackie Winters raised concerns about the Board's decision not to participate in the Department of Human Services HPSP Program for impaired professionals. Pittioni added he only had an opportunity to briefly respond to Sen. Winters at the time, emphasizing the agonizing nature of the decision and the cost barrier, and the continued work by the Board with DHS in an effort to decrease costs of the DHS program. Rasmussen observed that

additional follow-up in this matter was under way, and would be discussed under New Business. Pittioni reviewed with the Board the status of implementation for on-line application and payment options. Pittioni explained that the back-end piece with U.S. Bank and Oregon Treasury had been completed and tested and was ready to go operational, reflecting significant staff and IT consultant time investment, and that at this point only the front-end web access to the system had to be completed.

Pittioni reported that the year-end rush for clinical licensure had gone smoothly, with every applicant completed and approved by the Board on December 30, 2010, receiving certification or licensure by December 31, 2010. Pittioni added that he now expected the significant growth in the CSWA program to slow down, and that over time growth should shift more toward the new non-clinical licensure programs.

9. OLD BUSINESS

Chair Rasmussen discussed with the Board the current Compliance program operation, with emphasis on the full Board currently acting as the Consumer Protection Committee. Board members agreed that at this time there was no good alternative to that approach, but that the issue needs to be revisited when the Board reaches full capacity again upon filling of the public member vacancies.

10. NEW BUSINESS

Chair Rasmussen recalled the difficult decision by the Board not to participate in the DHS–overseen impairment program for health professionals (HPSP) over excessive cost concerns. Rasmussen reported on her attendance of one of the regular meetings DHS holds to provide non-participating Boards with the latest DHS HPSP step-down program updates and updated financial and participation data. Rasmussen advised that positive movements had been made by DHS to improve the cost picture for Boards and licensee participants as part of that step down approach – but that costs still were prohibitively high. Rasmussen stated this board does simply not receive enough cases to make the program cost, projected at a minimum \$70,000 per year, cost-effective at this time. Pittioni noted that DHS emphasized that the numbers due to the costing model employed and fluid potential Board participation remained very volatile.

Zancanella expressed concern over the cost to the licensee participants, and that the program still seemed to focus heavily on alcohol and drug impairment. Pittioni advised that in his intensive work with a DHS work group after the 2009 session much had been accomplished to build a better basis and recognition within the DHS HPSP program that it must also serve as an effective monitoring program for licensees with mental health impairments. Pittioni added that he would attend the next update meeting at DHS on January 26 and would bring more data back to the Board. Pittioni reminded the Board it had committed to re-examining the DHS program participation issue on an annual basis. Chair Rasmussen added that she and Vice Chair Price would meet with Sen. Winters, in essence to emphasize that the Board is in fact very committed to the issue of impaired professionals and in fact had been a leader on the issue and operated its own program cheaply and effectively until the Board's authority to do so was eliminated by HB 2345 (2009). Board members agreed to continue to monitor this issue.

11. CORRESPONDENCE

No correspondence was reviewed by Board members.

12. SPECIAL REVIEWS

Chair Rasmussen requested Board members consider three cases for special review.

Oldham moved that the application of David Elkins to return to active status be approved. Price seconded. The motion passed unanimously.

Oldham moved that the application of Devora Rubin be approved, conditional upon completion of 40 hours of continuing education, to include six hours of ethics education, and completion of the applicable requirement in OAR 877-020-0055(4) to pass the Oregon laws and rules examination. Price seconded. The motion passed unanimously.

Zancanella moved that the application of Leslie Ritner-Bogue to return to active status be approved, conditional on a plan of supervision and quarterly reports from her LCSW supervisor. Oldham seconded. The motion passed unanimously.

13. ANNOUNCEMENTS AND ADJOURNMENT

Chair Rasmussen announced that during the next rule writing project the Board may need to consider language changes to the reactivation rules in OAR 877-020-0036. Rasmussen added that with the Board now having multiple license types it does not appear to be clear what happens to the eligibility to re-apply for licensure, if a Respondent is suspended or revoked at one level of licensure, and what happens to Respondent's eligibility to apply at other levels of licensure or certification.

Chair Rasmussen adjourned the Board meeting at 2:55 p.m. and thanked Board members for their hard work

Respectfully submitted,



Martin Pittioni
Executive Director

**State Board of Licensed Social Workers
Consent Agenda - AMENDED
January 11, 2011**

**NEW LCSW
APPLICATIONS (1)**

CAROL WHITAKER

**NEW CSWA
APPLICATIONS (17)**

JODIE ADAMS
KARA BUSSE
JODIE GALLOWAY
STEPHANIE GREGORY
DANIEL HAROLD
LIISA HEARD
REBECCA HYMAN
CYNTHIA JOHNSON
COURTNEY KATZ
DEBRA KIELTY
CATHERINE KOCH
TIMOTHY LANDRY
JEANNE MERRITT
NICOLE SKUZESKI-GRIMES
SALLY VERGARA-CLEMENT
ROXANNE WHITMIRE
MORGANNA W. WOLF

**CSWA PLAN
COMPLETIONS (8)**

BRYAN CLARK
JOSHUA HIETT
LYNDA KING
JESUCITA MORALES VASQUEZ
SHIRANI PATHAK
DARCI STONEMAN
LISA WAGG
JENNIFER WILLIAMS

**NEW LMSW
APPLICATIONS (28)**

JOANN ALMANZA
UMA ARYA
AMY BAIRD
KATIE BRANDOW
BENJAMIN BRYAN
MARY CADY-RASMUSSEN
KELLY ELLIOTT
ANGELA FENDLEY
VALERIE FREEMAN
HEIDI GARZA
THOMAS GATHERCOAL
BRANDY HALPRIN
ANDREA HAWLEY
DEBRA JONES
CAROLINE KOBIN
MARCIA LIBERSON
HEATHER MIRENDA
SHIRLEY NORD
THERESE NORTHUP
MARY ANNE PLUMB
MEISHA RANSOM
MARY JANE SARDONE
JENNIFER SHEPPERD
KATHRYN SIERRA
FERN SNOGREN
HEATHER STILLEY
ELEX TENNEY
JEFFREY WOODS

CSWA PLAN CHANGES (14)

MELISSA ALLEN
CHERI ARMSTRONG
GABRIELLE BAKER
ERIN COPE
RACHEL EDELSCHICK
AMBER HUWE
MICHELLE DAGUE
FAWN GONZALES
APRIL HASLAM
JENNIFER HOPKINSON
MARGARET MANNING
MASAMI MARSON
DAVID SANGSTER
JANE O'SCANNLAIN

**APPROVED
CONTINUING ED (1)**

REQUEST BY	HOURS
PATRICIA O'CONNOR	(6)

**CONSUMER PROTECTION
CASES: (8)**

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

2008-46	2009-03
2009-04	2009-07
2009-22	2010-17
2010-32	2010-33

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


Board Executive Director

1/11/2011
Date