

APPROVED MINUTES
STATE BOARD OF CLINICAL SOCIAL WORKERS
Tuesday, April 8, 2008 -- 11:00 a.m. – 3:00 p.m.
Second Floor Conference Room
3218 Pringle Road SE - Salem, OR 97302

BOARD AND STAFF MEMBERS PRESENT: Mark Oldham (Chair), Simone Brooks, Sara Dehaan, Cheryl Price, Becky Rasmussen, Mark Troseth, Toniya Villalobos, Kyle Martin, (AAG), and Jon Langenwalter (Administrator).

DRAFT AGENDA

The Board begins its regular meeting 11:00 a.m. in a work session. The Consumer Protection Committee meets beginning at 8:30 a.m. in Executive Session [ORS 192.660(2)(f)(h)(k)] in the Second Floor Conference Room to discuss pending complaints, consult with legal counsel, and conduct interviews. The Consumer Protection Committee report to the Board is presented in Executive Session to discuss complaints and other legal matters. Final actions regarding recommendations to the Board will take place in the Public Session of the Board meeting. The Impaired Professional Committee meets beginning at 9:00 a.m. in Executive Session [ORS 192.660(2)(f)(h)(k)] in the Administrator's Office to discuss pending cases, consult with legal counsel, and conduct interviews. The Impaired Professional Committee report to the Board is presented in Executive Session to discuss cases and other legal matters. Final actions regarding recommendations to the Board will take place in the Public Session of the Board meeting. Application files are reviewed in the public meeting until the balance of the Board members can join the regular meeting.

CALL TO ORDER - Mark Oldham, Chair

REVIEW/APPROVAL OF AGENDA

APPROVAL OF MINUTES - Approval of the March 11, 2008 Board Meeting Minutes.

MOVE TO EXECUTIVE SESSION: (Digital recording.)

PUBLIC COMMENT

LUNCH AGENDA - Staff Reports and Open Discussion.

COMMITTEE REPORTS (Not all committees report or are required to report every month.) Budget, Consumer Protection, Impaired Professional, Continuing Education, Exam, Personnel, Public Information, Rules.

OLD BUSINESS:

Practice Act Update: Mark Oldham/Jon Langenwalter

Review of Current Draft (mail)

Meetings with Stakeholders (mail)

Questions from PSU Students: (today)

Next Steps in Process/Legislative Concept (today)

Adoption of Proposed Rules: Mark Troseth (mail)

Future Rules Change/Division 35 and 40: Mark Troseth

NEW BUSINESS:

Request for Disability Accommodation for ASWB Exam: Angeline Toles (mail)

Motion to Allow John P. McDonald to Appear *Pro Hac Vice* : Kyle Martin (mail)

Ethics Law Summary: Kyle Martin (mail)

Send Draft Agenda and Adopted Minutes to E-mail Constituents: Mark Oldham

Relationship between Plan Supervisor and Administrative Supervisor: Mark Oldham

BUDGET UPDATE - As of 4/7/08, the current amount in the Board account held in the State Treasury was \$157,822.

CORRESPONDENCE - None

REVIEW AND DISCUSSION ON APPLICANT FILES

Consent Calendar

Special Review: None

ADMINISTRATOR'S REPORT

ANNOUNCEMENTS AND ADJOURNMENT

1. **CALL TO ORDER** - Mark Oldham, Chair, called the meeting to order at 11:00 with four members present. They reviewed most of the relating clause sections of the proposed practice act. The three members of Consumer Protection Committee, the AAG and the Administrator joined the meeting at 11:50.
2. **REVIEW/APPROVAL OF AGENDA** - One item was added to New Business: Clarification on Length of Time to Pass the National Exam.

3. APPROVAL OF MINUTES - Board members made a few changes to the draft Minutes. All of the change were accepted. Mark Troseth **moved that the minutes of the March 11, 2008 Board meeting be approved as modified.** Simone Brooks **seconded the motion which passed unanimously.**

4. MOVE TO EXECUTIVE SESSION: [Business under authority of ORS 192.660(2)(f)(h)(k)]

Cheryl Price **moved to go into Executive Session pursuant to ORS 192.660(2)(f)(h)(k).** Simone Brooks **seconded the motion, which passed unanimously.** The Consumer Protection Committee report was presented and discussed. The Impaired Professional Committee report was presented and discussed. Cheryl Price **moved to return to Public Session.** Becky Rasmussen **seconded the motion, which passed unanimously.** (Note: A digital record of the Executive Session is kept on the Board's main computer.)

5. PUBLIC COMMENT - None.

6. LUNCH AGENDA - Staff Reports and Open Discussion.

7. COMMITTEE REPORTS (Not all committees report or are required to report every month.) Budget, Consumer Protection, Impaired Professional, Continuing Education, Exam, Personnel, Public Information, Rules.

- Consumer Protection - Toniya Villalobos presented the Committee Report. She **moved to accept the Stipulated Final Order of Probation and Assessing Civil Penalties for case #2007-14.** Mark Troseth **seconded the motion which passed unanimously.** Ms. Villalobos **moved to accept the Order Granting Motion to Allow John P. McDonald to Appear Pro Hac Vice for case #2007-34.** Mark Troseth **seconded the motion which passed unanimously.**

Ms. Villalobos told the Board that using the system to triage complaints based on their potential for imminent harm to the public has proven to be very helpful to the Committee's process. She said that 8 current cases were placed in the "A" group as potentially having the most risk for public harm. 9 cases are in the "B" group with some possible risk for public harm and 5 cases are in the "C" group with the lowest potential for harm to public. The Committee worked on all of the "A" level and most of the "B" level cases during their meeting earlier in the day.

- Impaired Professional - Mark Oldham presented the Committee Report. He **moved to rescind the motion passed by the Board at their March meeting to issue a Final Order by Default for Revocation of Certificate and Legal Costs to Date for IMP Case #2006-04 and instead accept the Stipulation for Voluntary Surrender and Final Order for that same case.** Becky Rasmussen **seconded the motion which passed unanimously.**
- Continuing Education - Cheryl Price presented the Committee report. She informed the Board that the Committee reviewed two requests. They approved one request for non-credentialed CE hours, pending the submission of a completion certificate by the licensee. They requested the CE completion certificates on the second request because the renewal was being audited. If the completion certificates are not provided to the Board office by April 30, 2008, the renewal application will be denied.

8. OLD BUSINESS:

- Practice Act Update: Mark Oldham/Jon Langenwalter
 - Review of Current Draft – The Board reviewed the relating clauses in the current draft of the practice act. They concluded that all four licensure/registration levels need to be mentioned in most of the relating clauses. Section 30 on adoption needs further review. Mark Troseth indicated that he would confer with the person at DHS who monitors that section of the law to see what rules and policies they have currently related to this section. We will leave our current Section 30 as is in the draft unless we get additional information that indicates a change is appropriate.

- Meetings with Stakeholders – Mr. Langenwalter informed Board members that he and Ms. Buys will be meeting with three people at NASW/OR on Wednesday, April 23 at 2:00 p.m. Mark Troseth indicated that he would try to be at the meeting as well. The Administrator stated that he also had a meeting with several people from the AFSCME Union on Tuesday, April 29 and with two people at the Department of Correction on Wednesday, April 30.
- Questions from PSU Students – Mark Oldham indicated that recently each Board member had received an inquiry from three PSU MSW students concerning the practice act. He reminded Board members that all inquiries need to be coordinated through the Administrator. Mr. Langenwalter will contact the students and will answer their questions and provide any other information they may need. He will also inquire whether he and a couple Board members could visit the class that is studying the practice act.
- Next Steps in Process – The Administrator will contact the Governor’s office to determine if it is appropriate to put the current practice act draft on the website. Even if the current draft is not posted, he will work on some other documents that explain the basic rationale for the practice act and what the Board seeks to accomplish with its passage.
- Adoption of Proposed Rules: Board members reviewed the proposed rule changes and made a minor wording change to clarify OAR 877-020-0055(4). Mark Troseth **moved that we adopt Division 20, 22 and 25, and Section 0040 to Division 30 of Oregon Administrative Rule, Chapter 877 as distributed prior to the meeting and modified by discussion today.** Toniya Villalobos **seconded the motion which passed unanimously.** Mark Oldham thanked Mr. Troseth for providing leadership throughout the entire rules change process and the rest of the Board members for their diligent and responsible work.
- Future Rules Change/Division 35 and 40: Mark Troseth informed the Board that he would have another draft for them to consider at their June meeting.

9. NEW BUSINESS:

- Request for Disability Accommodation for ASWB Exam: Simone Brooks **moved that the Board approve a request for disability accommodations to take the national Exam from Angeline Toles based on her documented medical situation.** Mark Troseth **seconded the motion which passed unanimously.**
- Motion to Allow John P. McDonald to Appear *Pro Hac Vice* : Kyle Martin, AAG, explained the procedure that allows a lawyer from another jurisdiction to practice law in Oregon for a given situation.
- Ethics Law Summary: Kyle Martin, AAG, briefly reviewed the key aspects of the new ethics laws and rules which had recently become effective. He stressed that Board members really can not accept gifts. He encouraged Board members to visit the state ethics website at www.oregon.gov/ogec. Mark Oldham asked the Administrator to request that a person from the Ethics Commission staff attend the June board meeting and present a 10-15 minute overview of the current ethics laws as they relate to health-related licensing boards.
- Send Draft Agenda and Adopted Minutes to E-mail Constituents: By consensus, the Board decided to have the staff post the draft agenda on the website a week prior to each meeting and to post the approved minutes within 3-5 workdays following each meeting. They also requested that the staff send both documents out to the licensee list serve in addition to posting them on the website.

- Relationship between Plan Supervisor and Administrative Supervisor: The Administrator told the Board of a recent phone conversation with a Plan of Supervision Clinical Supervisor who wondered about the appropriate line of communication between them and the Administrative Supervisor on the Plan. Mr. Oldham indicated that current Board rules do not speak to this specific dynamic. By consensus the Board concluded that the Clinical Supervisor is ultimately in control of the supervisory process and decides who is involved in any given supervision session and what gets shared outside of the supervision session with the Administrative Supervisor. The Board is interested in Associates receiving quality supervision and depend on the Clinical Supervisor to ensure that happens.
- Clarification on Length of Time to Pass the National Exam. The staff requested clarification on how the rules related to length of time to pass the national exam will be enforced during the current rules change process. By consensus the Board concluded that Associates/Candidates will stay under the guidelines of the rules in effect at the time their Plan was approved.

10. BUDGET UPDATE - As of 4/7/08, the current amount in the Board account held in the State Treasury was \$157,822.

11. CORRESPONDENCE - None

12. REVIEW AND DISCUSSION ON APPLICANT FILES

- Consent Agenda: One name was added to the License Status Change section on the Consent Agenda that was distributed prior to the meeting. Simone Brooks **moved that the Board approve the Consent Agenda as changed.** Toniya Villalobos **seconded the motion which passed unanimously.** (See attached Consent Agenda.)
 - New Plans were approved for 8 Associates whose names are on the Consent Agenda (see attached). (8)
 - Plan Changes were approved for 15 people on the Consent Agenda. (15)
 - No Revised Plans were submitted to the Board this month. (0)
 - Final Reviews were approved for 15 people on the Consent Agenda. (15)
 - LCSW Applications were approved for 10 people on the Consent Agenda. (10)
 - Return to Active Status was approved for 4 person on the Consent Agenda. (4)
 - There were no requests to Go on Inactive Status submitted to the Board this month. (0)
 - 30-Day Extensions to Investigatory Process were granted for 4 CPC Cases on the Consent Agenda. (4)
- Special Review: None.

13. ADMINISTRATOR'S REPORT

14. ANNOUNCEMENTS AND ADJOURNMENT - The meeting adjourned at 2:45 p.m.

The next regularly scheduled Board meeting will be at 11:00 a.m. on Tuesday, May 13, 2008 in the Second Floor Conference Room at the Morrow Crane Building, 3218 Pringle Road SE, Salem, OR 97302. At 8:30 a.m. on the same day there will be a meeting of the Consumer Protection Committee (in Executive Session) in the Second Floor Conference Room. At 9:30 a.m. on the same date there will be a meeting of the Impaired Professional Committee (in Executive Session) in the Administrator's Office. At 6:30 p.m. on the previous evening, (Monday, May 12, 2008) there will be a meeting of the Continuing Education Committee at Sancha Alley's home, 1793 Chukar Court, Salem, OR 97304.

**State Board of Clinical Social Workers
Consent Agenda - April 8, 2008**

NEW LCSW'S (10)

DARIN H. DALE
GLORI G. GRAY
LAURA L. JACOBSEN
SUSAN H. LANNAK
JEANNE F. MC CARTY
MEGAN MONTALBANO
SUSAN K. RYAN
TIA G. STECHER
ROBERT S SCHREINER
JEAN SCHUMER

NEW CSWA'S (8)

CHARLOTTE BECKER
CHRISTINA BONDURANT
FREDERICK DYGERT
KAREN M. HOAG
VALERIA MAINLAND
JORGE PELINSKI
HOLLIE L. PETRIE
CHRISTINA RODRIGUEZ

120 DAY STATUTE (4)

**Exemption Approved for the
following CPC Cases:**

2007-14
2007-27
2007-32
2007-33

FINALS (15)

BYRON R. BORISOFF
BRIDGET M. GERAGHTY
KIMBERLY A BULLER
JILL E. HAUBEN
JULIE E. KANG
MAMIE L. LINTEREUR
LIDWINNER MACHADO
MARGARET L. MAHLIK
LYN M. MYERS
DIMITRI A. NTATSOS
KATHERYN M. SCHAEFER
BLANDINA E. SOBOTTA
STEPHANIE WILLIAMS
JEFFREY G. WELLINGTON
GEORGE E. WELCH JR

PLAN CHANGES (15)

SIMON F. AUSTIN
KRISTEN J. BOYD
MELANIE V. EATON
MICHELLE A. FARRAR
AMY FOSTER-WEXLER
MICHAEL B. HINES
JOHN D. HUSTON
SARA M. MIGLIAZZO
MINA MONROE
ERIN M. OREMLAND
MELISSA K. MULDER
LYDIA M. RADKE
KATELYN RUBERT
CYNTHIA D. RUSSELL
DOUGLAS M. RUTH

**LICENSE STATUS
CHANGE (4)**

REACTIVATE LICENSE:

HELEN CHRITENSEN
ELLEN KESSI
CAROLYN REZNIKOFF
JUDITH WERNER

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

Signature on File in Board Office _____ April 8, 2008
Board Administrator Date