

**As amended by the Board on June 4, 2009
MINUTES**

**UTAH
SOCIAL WORK BOARD
MEETING**

February 5, 2009

**Room 474 – 4th Floor – 9:00 A.M.
Heber Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:10 A.M.

ADJOURNED: 3:53 P.M.

Bureau Manager:

Rich Oborn

Board Secretary:

Lee Avery

Board Members Present:

Tammer M. Attallah, Chairperson

Jean V. McAfee

Mark de St. Aubin

Dennis R. Frandsen

Patsy Smith

Board Members Absent:

Guests:

Jeff Titus

Kim Hypp

Franni Cumberledge, LCSW

DOPL Staff Present:

F. David Stanley, Division Director

Wayne Holman, Chief License/Invest. Manager

Ronda Trujillo, Compliance Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The Board reviewed the minutes for January 8, 2009. Mr. Frandsen motioned to approve the minutes with changes, seconded by Ms. McAfee. The motion carried unanimously.

COMPLIANCE REPORT:

Update:

Mr. Ed Huntsman signed the surrender of license stipulation. He cannot reapply for a period of two (2) years.

Ronda Trujillo, Compliance Specialist

#1. James Stringham, a new probation interview. Mr. Stringham has hired a supervisor. He has not submitted his resume. The first report is due on February 20, 2009. Ms. Trujillo gave him a list of approved psychologists. Mr. Stringham's violations include the following: a breach of confidentiality on two occasions; failure to appropriately maintain adequate clinical and billing records; failure to refer patients to a new counselor and refusal to provide clinical notes to the new therapist.

Discussion:

The Board reviewed the charges listed in Mr. Stringham's stipulation.

#2. Tammy Titus is not in compliance with her stipulation unless she has her reports with her. Ms. Titus stated that she gave her supervisor and employer her order and has asked them to submit acknowledgments and reports. The Division has not received these. She submitted a detailed plan for her probation. Ms. Titus had a tentative appointment for her psychological evaluation on January 19, 2009. The Division has not received a copy of this. Her essay is due March 10, 2009. The Board needs to see if she has located any continuing education courses for approval.

#3. Emily Berry, a new probation interview. Ms. Berry was asked to bring a plan for her probation to this meeting. Her first employer/supervisor report is due February 20, 2009.

Discussion:

Ms. Berry is not working in the field at this time. The Board may want to clarify if she plans to work in the field. Mr. de St. Aubin stated that she was one of his students. Mr. Attallah stated that he indirectly worked with her about four (4) years ago. His contact was very limited. The Board will let Ms. Berry decide if she wants Mr. Attallah or Mr. de St. Aubin to recuse themselves.

#4. Jacqueline Allred, a new probation interview. Ms. Allred should bring a plan for her probation to her

interview. The Division received an acknowledgement from her employer stating he received a copy of Ms. Allred's Memorandum of Understanding (MOU) and agrees to provide the reports.

Discussion:

The Board reviewed a description of Ms. Allred's unprofessional conduct.

#5. David Wilkes is not in compliance with his stipulation. His psychological evaluation was due December 17, 2008; however, he has an appointment on February 11, 2009 with Becky Bailey. Mr. Wilkes stipulation was amended to state "the fine payment is due as directed by the Division." Mr. Wilkes' supervisor/employer report was very positive. He has eight (8) hours of continuing education due on May 15, 2009.

Discussion:

The Board noted that Mr. Wilkes completed all of the requests as directed by the Board at the January meeting.

Discussion, not on the agenda:

The Board discussed several concerns regarding the Social Service Worker (SSW) license education requirements, specifically tiers three (3) and four (4) in the statute. The Board talked about the education the Board has accepted in the past, noting that there has always been documents verifying completion of course work that meets the requirements. The Board emphasized the need to focus on the content of the course work rather than the particular school where the education was obtained.

APPOINTMENTS:

Mr. James Stringham, Probation Interview

Mr. Stringham presented himself to the Board. The Board introduced itself. Mr. de St. Aubin conducted the interview. Mr. Stringham advised the Board that he has reviewed his stipulation and has already started working to complete the requirements. Mr. Stringham advised the Board that he has been working with a supervisor for a year and would like to keep this same supervisor. The Board requested that Mr. Stringham submit his supervisor's resume for the Board's review.

The Board requested that Mr. Stringham submit a written plan regarding how he will meet the requirements listed in his stipulation. The Board asked him to be very detailed with his plan. The Board advised Mr. Stringham that his reports are due by the 20th of the month, prior to the month of his interview with the Board. Mr. Stringham advised the Board that he is self-employed and does not supervise anyone. Mr. Stringham gave the Board information regarding the additional continuing education (CE) courses he is required to complete. Mr. Stringham stated that these are National Association of Social Worker (NASW) approved. Mr. Stringham stated he received the list of psychologists to conduct the required psychological evaluation. The Board reviewed a copy of the intake "Notice of Privacy Form" Mr. Stringham is now providing his clients. Mr. de St. Aubin motioned to approve the courses submitted, encouraging him to concentrate on the HIPAA courses, seconded by Mr. Johnston. The motion carried unanimously. The Board asked to see Mr. Stringham on March 5, 2009. **Mr. Stringham is in compliance with his stipulation.**

Ms. Tammy Titus, Probation Interview

Ms. Titus presented herself to the Board. Ms. Smith conducted the interview. Ms. Titus advised the Board that her employment was terminated on February 4, 2009. Her former employer stated that they felt the stipulation was too burdensome and expressed a concern with her being a liability to the company. Ms. Titus stated her supervisor advised her that her termination had nothing to do with her job performance. Ms. Titus stated that she has completed the psychological evaluation with Dr. Joan Zone. She signed the release and will follow-up with Dr. Zone in getting a copy to the Division. Ms. Titus stated that she completed her essay and would get a copy to the Division. Ms. Titus stated that she would submit information regarding the continuing education courses for the Board's review in March 2009. The Board advised Ms. Titus that she does not need to meet with the Board every month unless she is currently working in the field and her probation stops when she is not working in the field. The Board asked Ms. Titus to keep the Division updated of her progress. The Board stated it would see Ms. Titus on

a month-by-month basis, depending on her employment. **Ms. Titus is in compliance with her stipulation.**

Ms. Emily Berry, New Probation Interview

Ms. Berry presented herself to the Board. Mr. Attallah stated he worked with Ms. Berry in the past. Ms. Berry stated she had no problem with Mr. Attallah participating in her interview. Mr. de St. Aubin stated Ms. Berry was one of his students at the University of Utah. Ms. Berry stated she had no problem with Mr. de St. Aubin participating in her interview. The Board introduced itself. Mr. Johnston conducted the interview. Ms. Berry advised the Board that she had an inappropriate relationship with a client. She failed to set and keep proper boundaries. Ms. Berry stated that this happened in June 2006. Her license expired October 2006. Ms. Berry stated that she was unable to maintain employment due to medical problems. She is currently working at Jackson Elementary School as a teacher assistant. She committed to completing the 2008-2009 school year at Jackson Elementary; however, she would like to return to the social work field. Ms. Berry gave the Board some on-line continuing education courses as required in her stipulation, noting that these courses are NASW accredited. Ms. Berry located a course on co-dependency she felt would be helpful to her for the essay she needs to complete; however, the book is on back order for four (4) to six (6) weeks. This may not allow her to have the essay completed by the deadline as stated in her stipulation. The Board advised Ms. Berry that the continuing education and essay are not due until due January 2010. Mr. de St. Aubin motioned to approve the ethics and professional practice and co-dependency courses, seconded by Ms. Smith. The motion carried unanimously. Ms. Berry stated she has chosen Dr. Eric Yelsa to complete the psychological evaluation. She has an appointment with him. Ms. Berry stated that if Dr. Yelsa recommends she needs therapy, she would like the Board to consider letting her see Alisha Black. Ms. Black is an APRN and Ms. Berry has seen her as a therapist in the past. The Board asked her to submit Ms. Black's resume. The Board advised Ms. Berry that when she is not working in the field, the time on her probation stops. In addition, she needs to

complete the employer form noting that she is not working at this time and fax or mail it to the Division. The Board asked Ms. Berry to contact the Division when she starts working in the social work field. The signed employer forms need to be received by the 20th of each month. Ms. Berry expressed concern regarding how to handle the situation when the person with whom she had a dual relationship sees Ms. Berry in public and wants to talk to Ms. Berry. Ms. Berry stated that she has been avoiding the person because her stipulation states she will not have any contact with the person. The Board encouraged Ms. Berry to review the issue with her therapist or NASW or the local association chapter that has a professional standards individual/committee who deal with these types of questions and may be able to provide feedback. The Board asked to see Ms. Berry when she starts working in the field. **Ms. Berry is in compliance with her stipulation.**

Ms. Jacqueline Allred, New Probation
Interview

Ms. Allred presented herself to the Board. The Board introduced itself. Mr. Frandsen conducted the interview. Ms. Allred stated the reason her license is on probation is that she had been providing mental health therapy without a license. Ms. Allred stated her supervisor advised her that she could provide therapy. Ms. Allred reviewed an outline of her probation, noting that she is eager to complete all requirements listed in her stipulation. Ms. Allred gave the Board continuing education courses for review. Ms. Allred stated that there has been many changes at The Journey at Willow Creek and she would like to continue working there. The Board advised Ms. Allred that it will need her supervisor's resume for Board review and approval. The Board stated her reports need to be received by the Division by the 20th of each month. She will need to meet with the Board monthly for the first six (6) months. The Board talked with Ms. Cumberland regarding her supervision of Ms. Allred. Mr. Oborn stated that he will e-mail Ms. Cumberland a copy of the statutes. Mr. Frandsen motioned to accept Ms. Cumberland as Ms. Allred's clinical supervisor, seconded by Ms. McAfee. The motion carried unanimously. Mr. Johnston motioned to approve the continuing education (CE) courses submitted by Ms. Allred, to include the HIPAA

Records and Law Training for six (6) CE hours and Ethical Pitfalls for six (6) CE's hours, seconded by Mr. Frandsen. The motion carried unanimously. The Board asked to see Ms. Allred on March 5, 2009. **Ms. Allred is in compliance with her Memorandum of Understanding (MOU).**

Mr. David Wilkes, Probation Interview

Mr. Wilkes presented himself to the Board. Mr. Attallah conducted the interview. Mr. Wilkes advised the Board that he has scheduled an appointment with Dr. Becky Bailey on February 11, 2009. The Board noted that his supervisor/employer reports were received and are positive. Mr. Wilkes clarified that he is doing group therapy training with staff. The Board noted that the continuing education courses submitted by Mr. Wilkes are approved and due by May 17, 2009. Mr. Wilkes advised the Board that he injured his back and has not been working at the office; however, he has been working from home. The Board encouraged Mr. Wilkes to continue getting his reports to the Division by the 20th of the month, attend all appointments with the Board at his scheduled time, and stay on track with his payments. The Board asked to see Mr. Wilkes March 5, 2009. **Mr. Wilkes is in compliance with his stipulation.**

Taken out of order on the agenda

ASWB conferences for 2009.

Mr. Oborn reviewed the ASWB conferences for 2009 with the Board. Mr. Oborn stated that the Board member would need to contact ASWB for all arrangements.

Mary Lou Wise, Reinstatement of License

Ms. Wise presented herself to the Board. The Board introduced itself. The Board reviewed the application submitted by Ms. Wise to reinstate her Licensed Clinical Social Work (LCSW) license. Ms. Wise briefly reviewed her education and work history with the Board. Ms. Wise stated that she is planning to take the Substance Abuse Course at the University of Utah sometime during the next two (2) years. The Board reviewed the Social Work Practice Act Rules: R156-60a-308. This section applies to LCSWs with a license that has been expired for more than two (2) years. The Board encouraged Ms. Wise to obtain forty (40) hours of continuing education (CE). The Board

noted that the HIPAA laws have evolved over the years in mental health therapy, electronic medical records, electronic communication, and complete record keeping with clients have also evolved. The Board encouraged her to find continuing education in these areas and complete some ethics courses. Once the courses are completed, she will need to submit the certificates to Mr. Oborn for approval of her license being reinstated. All of these hours may be obtained on-line. Mr. Oborn asked her to submit the certificates all at once. The Board advised Ms. Wise that once she is licensed she will need to obtain an additional forty (40) hours of CE's. Only ten (10) hours can be obtained on-line.

Mr. Oborn advised the Board that Mr. Levi Veo submitted an application for a Social Service Worker license. Mr. Veo will be at the meeting when the Board reviews his application. The Board briefly reviewed Mr. Veo's application. The Board tabled further discussion until Mr. Veo is in attendance.

Cassie Peet, SSW Application Review

Ms. Peet presented herself to the Board. The Board introduced itself. Mr. Oborn advised Ms. Peet that her documentation has been reviewed by the Board in detail. Mr. Oborn stated that Ms. Peet is proposing that the training and additional education she received be considered as equivalent to the social work practice methods course as required in statutes. Ms. Peet reviewed her transcripts, course descriptions, and work experience in detail. Ms. Peet also reviewed additional training she received at DCFS. The Board stated that when a Social Service Worker license is issued, the licensed individual must be prepared to work in all areas of social work. The Board expressed concerns that Ms. Peet's education and experience is too narrow because it is focused on child welfare. The Board advised Ms. Peet that she can take any practice methods course as long as it contains the core subjects. Ms. Peet would need to search this and submit the information to Mr. Oborn for the Board's review. Mr. Oborn reviewed Ms. Peet's option to either withdraw her application or have it denied by the Division. Ms. Peet stated that she would consider both options and research for an approved practice methods course and

advise Mr. Oborn of her decision. Ms. Smith motioned to require Ms. Peet take the Social Work Practice Methods Course, seconded by Mr. Frandsen. The motion carried unanimously.

DISCUSSION ITEMS:

APPLICATIONS:

Mr. Oborn advised the Board that Mr. Veo is applying for a Social Service Worker (SSW) license through the fourth (4th) tier in the statute. Mr. Veo presented himself to the Board. The Board introduced itself. Mr. Oborn reviewed Mr. Veo's application with the Board. Mr. Veo stated he completed the Social Work Practice Methods Course at the University of Utah and completed one year of training. The Board noted that there are some areas deficient in Mr. Veo's education and suggested additional coursework. Mr. Veo expressed concerns of not being able to obtain the specific courses the Board discussed. After further discussion and review of the Mental Health Practice Act qualifications for licensure 58-60-205 (4), the Board noted that Mr. Veo has completed the requirements as listed in sections (B) and (C); and he has completed the Social Work Practice Methods Course. Based on this review, Mr. Johnston motioned to hold Mr. Veo's application pending for sixty (60) days. This will allow him time to complete an additional 10 hours of coursework in 'social welfare', to fulfill requirement 58-60-205 (iv) (A) of The Mental Health Professional Practice Act, qualification for licensure as a Social Service Worker, seconded by Ms. Smith. The motion carried unanimously. The Board stated these hours could be obtained on-line. The Board encouraged Mr. Veo to contact Mr. Oborn if he has problems finding this coursework.

NEXT SCHEDULED MEETING:

March 5, 2009
2009 Board Meetings Tentatively Scheduled
March 5, April 2, May 7, June 4, July 2, August 6, September 3,
October 1, November 5, December 3.

ADJOURN:

Motion to adjourn at 3:53 P.M.

Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.

March 5, 2009
Date Approved

(ss) Tammer Attallah
Tammer Attallah Chairperson, Utah Social Work
Licensing Board

February 25, 2009
Date Approved

(ss) Richard Oborn
Richard Oborn, Bureau Manager, Division of
Occupational & Professional Licensing