

RECORD OF PROCEEDINGS

STATE BOARD OF SOCIAL WORK EXAMINERS

PUBLIC MINUTES

May 13, 2011

Notice of this meeting was given in accordance with Division of Registrations Policy Number 80-17

CONVENE

The meeting of the State Board of Social Work Examiners was convened in the Civic Center Plaza Building, 1560 Broadway, Conference Room 1250A, Denver, Colorado 80202, at 9:02 AM, by Heather Piernik, Professional Member, Board Chair.

Present, in addition to Heather Piernik, LCSW, Professional Member, Board Chair, were Board members:

Cindy Musil, Public Member, Vice Chair
John Black, Public Member
Yoko Felter, Professional Member
Mary A. Mehess, Professional Member
Rondell Swope, Public Member

Staff present:

Ronne Hines, Program Director
Vaña Montgomery, Administrative Assistant III
Rita Quinn, Assistant Attorney General
Corey Everett, Continued Competency Specialist
John Steele, Expedited Settlement Director

APPROVAL OF MINUTES

The Board approved the minutes from the March 11, 2011 meeting as amended.

REPORTS

Ronne Hines, Program Director

- Provided update on the Mental Health Sunset bill passed and awaiting the Governor's signature.
 - The composition of the Social Work board will change to three public and four professional members;
 - Makes the Office of Addiction Counselors a board;
 - Approves jurisdiction of CFI's after July 2011;
 - Allows for the online jurisprudence examination;
 - Changes Unlicensed Psychotherapists to Registered Psychotherapists;
 - Psychotherapy will be defined only in the general part.
- Boards will move to paperless agenda meetings in coming months.

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Corey Everett, Continued Competency Specialist

- The Dual Licensure Policy was approved by all the boards and posted to the website.
- The Continuing Competency Portal was successfully launched.
- The Continuing Competency Portal is still being modified based on licensees feedback.
- Continuing Competency staff is continuing to offer training.
- HB11-1013 the military exemption bill passed. This bill exempts individuals on active military service at least 120 days out of the year from renewal fees and continuing competency requirements.

Rita Quinn, Assistant Attorney General

- Under the new bill, CFI's can no longer do psychological and drug/alcohol evaluations.
- If dually licensed, the Board will need to consider which license an individual is working under when reviewing complaints involving CFI's.
- The Board has no jurisdiction over Social Services employees.
- Will provide CFI training memo for the Board at the next meeting.
- Will provide the Board information regarding requirement to report child abuse and the change to the law at the next meeting.

DISCUSSION ITEMS

Policy 30-3 Post Degree Supervised Practice

A motion was made, seconded and carried to adopt the policy

Delegation of Authority Policies

A motion was made, seconded and carried to adopt the delegation of authority policy regarding Letters of Concern.

A motion was made, seconded and carried to approve the delegation of authority as outlined to the Board. A policy for Board approval will be presented at the next meeting.

ADDITIONS

All agenda additions have been incorporated into these meeting minutes.

LICENSING – ADMINISTRATIVE ISSUES

RATIFICATIONS

A motion was made, seconded and carried to ratify the report of licenses.

Agenda Item #1

LA

Pending Application

The Board reviewed the application and supporting documents.

A motion was made seconded and carried to approve the application.

Agenda Item #2

EF

Pending Application

The Board reviewed the application and statement.

A motion was made seconded and carried to approve the application.

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Agenda Item #3 **JG** **Pending Application**

The Board reviewed the application and statement.
A motion was made seconded and carried to approve the application.

Agenda Item #4 **CH** **Pending Application**

The Board reviewed the application and statement.
A motion was made seconded and carried to approve the application.

Agenda Item #5 **SW** **Pending Application**

The Board reviewed the application and statement.
A motion was made seconded and carried to approve the application.

REINSTATEMENTS

Agenda Item #6 **SL** **Pending Application**

The Board reviewed the application.
A motion was made seconded and carried to approve the application.

OLD BUSINESS

RECONSIDERATIONS

Agenda Item #7 **CC** **Case #2011-001224**

The Board reviewed the complaint and response.
A motion was made seconded and carried to table the case.

Agenda Item #8 **LH** **Case #2011-002204**

The Board reviewed the complaint and response.
A motion was made seconded and carried to refer the case to executive session for discussion and potential discipline.
In open session, a motion was made seconded and carried to rescind the case from the Office of the Attorney General.
In open session, a motion was made, seconded, and carried to dismiss the case. The Board found that there was no reasonable cause to warrant further action at this time.

Agenda Item #9 **SH** **Pending Application**

The Board reviewed the application and statement.
A motion was made seconded and carried to approve the application.

Agenda Item #10 **JM** **Reinstatement Application**

The Board reviewed the application and statement.
A motion was made seconded and carried to approve the reinstatement application.

Agenda Item #11 **JM** **Case #2011-002563**

The Board reviewed the complaint and response.
A motion was made, seconded, and carried to dismiss the case as being without merit.

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Agenda Item #12 **JPG** **Case #2011-001366**

The Board reviewed the Report of Investigation and evaluation.

A motion was made seconded and carried to refer the case to executive session for discussion and potential discipline.

Agenda Item #13 **DS** **Case Consideration**

The Board reviewed the complaint.

A motion was made seconded and carried to open a case and to send a 30-day letter.

MONITORING REPORTS/ACTIVE STIPULATIONS

Agenda Item #13a **FL** **Case #2006-002281**

The Board reviewed the report.

A motion was made seconded and carried to reject the report.

Agenda Item #13b **JL** **Case #2009-003344 / 2011-000941**

The Board reviewed the monitor applications.

A motion was made seconded and carried to approve the monitor applications of PT and BJS.

NEW BUSINESS

INITIAL REVIEW

Agenda Item #14 **JB** **Case #2011-003526**

The Board reviewed the complaint and response.

A motion was made, seconded, and carried to dismiss the case as being without merit.

Agenda Item #15 **CC** **Case #2011-003309**

The Board reviewed the complaint and response.

A motion was made, seconded to dismiss. Motion failed due to lack of a majority.

A motion was made, seconded, and carried to refer the case to Office of Investigations.

Agenda Item #16 **VE** **Case #2011-003082**

The Board reviewed the complaint and response.

A motion was made, seconded, and carried to refer the case to Office of Investigations.

A motion was made, seconded, and carried to delegate to Rita Quinn, AAG to develop language for Board review.

Agenda Item #17 **RF** **Case #2011-003511**

The Board reviewed the complaint and response.

A motion was made, seconded, and carried to dismiss the case as being without merit.

Agenda Item #18 **BG** **Case #2011-003315**

The Board reviewed the complaint, response and SOMB comment.

A motion was made, seconded, and carried to refer the case to Office of Investigations.

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Agenda Item #19 **SO** **Case #2011-003003**

The Board reviewed the complaint and response.
A motion was made, seconded, and carried to dismiss the case as being without merit.

Agenda Item #20 **PR** **Case #2011-002783**

The Board reviewed the complaint and response.
A motion was made, seconded, and carried to dismiss the case as being without merit.

CASE CONSIDERATIONS

Agenda Item #21 **RB** **Case Consideration**

The Board reviewed the complaint.
A motion was made, seconded, and carried to open a case, send a 30-day letter, and refer to DVOMB.

Agenda Item #22 **BS** **Case Consideration**

The Board reviewed the complaint.
A motion was made, seconded, and carried to re-consider complaint based on new information.
A motion was made, seconded, and carried to dismiss due to no jurisdiction.

MOTION TO MOVE INTO EXECUTIVE SESSION (In Open Session)

At 12:08 PM, Board Chair Heather Piernik asked for a motion that the Board enter into Executive Session. A motion was made, seconded and carried unanimously to enter into executive session pursuant to Section 24-6-402(3)(a)(III) of the Colorado Revised Statutes for the purpose of discussing with counsel disputes that are the subject of pending or imminent court action, discussing specific claims or grievances, and receiving legal advice on specific legal questions, pursuant to Colorado Revised Statutes section 24-6-402(3)(a)(II) including case number 2011-001366.

Settlement, counteroffers and other legal questions pertaining to open cases referred to the Expedited Settlement Program, specifically case numbers 2011-002822, 2010-003760, and 2011-000525.

Counteroffers, settlement issues and other legal questions pertaining to cases with the Attorney General's Office, specifically case numbers 2011-003480, and 2011-002204.

EXECUTIVE SESSION

The legal basis for potential disciplinary action, and where warranted, recommended settlement guidance:

- Case number 2011-1366

Settlement, counteroffers and other legal questions pertaining to open cases referred to the Expedited Settlement Program, specifically:

- Case number 2011-002822
- Case number 2010-003760
- Case number 2011-000525

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Counteroffers, settlement issues and other legal questions pertaining to cases with the Attorney General's Office, specifically:


- Case number 2011-003480
- Case number 2011-002204

By unanimous agreement, the Board exited Executive Session at 12:57 PM.
Returned to Open Session at 12:57 PM.

ADJOURN

The Board formally adjourned the meeting at 12:59 PM. The Board will reconvene on Friday, July 8, 2011 at the Civic Center Plaza Building, 1560 Broadway, Conference Room 1250A, Denver, CO 80202, at approximately 9:00 AM.

As Board Chair/Vice-Chair, I attest that these minutes of the open public meeting of the Colorado State Board of Social Work Examiners substantially reflect the substance of the discussions and actions taken related to matters under the authority of the Board, pursuant to §12-43-203, C.R.S, and in compliance with §24-6-402, C.R.S.


Board Chair

Vice-Chair