

**IDAHO BOARD OF SOCIAL WORK EXAMINERS**  
**Bureau of Occupational Licenses**  
700 West State Street, P.O. Box 83720  
Boise, ID 83720-0063

**Board Meeting Minutes of 8/13/2013**

**BOARD MEMBERS PRESENT:** Robert Payne - Chair  
Kristopher L. Walton  
Dr. Eleanor Pepi Downey  
Dr. Joan M. Cloonan  
Lynnet R. Kase  
Virginia Dickman

**BUREAU STAFF:** Tana Cory, Bureau Chief  
Dawn Hall, Administrative Support Manager  
Lori Peel, Investigative Unit Manager  
Eric Nelson, Attorney  
Jean Uranga, Board Prosecutor

**OTHERS PRESENT:** Melanie Sittig, LCSW  
Kelley Doogan

The meeting was called to order at 9:00 AM MDT by Robert Payne.

**NEW BOARD MEMBERS**

Mr. Payne introduced the new Board members Dr. Cloonan and Ms. Dickman.

**APPROVAL OF MINUTES**

Dr. Pepi-Downey made a motion to approve the minutes of April 23, 2013. It was seconded by Mr. Walton. Motion carried.

Ms. Kase made a motion to approve the minutes of June 19, 2013. It was seconded by Mr. Walton. Motion carried.

Dr. Cloonan made a motion to approve the minutes of July 12, 2013. It was seconded by Dr. Pepi-Downey. Motion carried.

**LEGISLATIVE REPORT**

Ms. Cory gave the legislative report. She said that the Proposed Law is being reviewed. The Rule has been approved by the Governor's Office and has been submitted to Administrative Rules and will be published September 4, 2013.

## **FINANCIAL REPORT**

Ms. Hall gave the financial report, which indicated that the Board has a cash balance of \$77,806.35 as of July 31, 2013.

## **RENEWAL CONTRACT**

Ms. Hall presented the 2014 Renewal Contract. Ms. Kase moved that the Board approve the 2014 Renewal Contract and authorize the Board Chair to sign. It was seconded by Dr. Cloonan. Motion carried.

## **DISCIPLINE**

Ms. Uranga presented a memorandum regarding case numbers SWO-2013-18, SWO-2013-19, SWO-2013-21, SWO-2013-22, SWO-2013-29 and SWO-2013-24.

Dr. Pepi-Downey made a motion to approve the Bureau's recommendation and authorize closure with a warning letter in case SWO-2013-18. It was seconded by Mr. Walton. Motion carried.

Mr. Walton made a motion to approve the Bureau's recommendation and authorize closure with a warning letter in case SWO-2013-19. It was seconded by Dr. Pepi-Downey. Motion carried.

Mr. Walton made a motion to approve the Bureau's recommendation and authorize closure with a warning letter in case SWO-2013-21. It was seconded by Dr. Pepi-Downey. Motion carried.

Mr. Walton made a motion to approve the Bureau's recommendation and authorize closure with a warning letter in case SWO-2013-22. It was seconded by Dr. Cloonan. Motion carried.

Dr. Pepi-Downey made a motion to close case SWO-2013-29. It was seconded by Mr. Walton. Motion carried.

Mr. Walton made a motion to close case SWO-2013-24 with a warning letter. It was seconded by Dr. Pepi-Downey. Motion carried.

Ms. Uranga presented a memorandum regarding case numbers SWO-2013-20, SWO-2013-25, SWO-2013-27 and SWO-2013-28. After discussion, the Board gave recommendations for appropriate discipline.

Ms. Uranga presented a Stipulation and Consent Order in case SWO-2013-11. Mr. Walton made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Kase. Motion carried.

Ms. Uranga presented a Stipulation and Consent Order in case SWO-2013-15. Dr. Pepi-Downey made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Kase. Motion carried.

Ms. Uranga presented a Stipulation and Consent Order in case SWO-2013-17. Mr. Walton made a motion to approve the Consent Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Dr. Cloonan. Motion carried.

### **INVESTIGATIVE REPORT**

Ms. Peel gave the investigative report, which is linked above.

### **FOR BOARD DETERMINATION**

Ms. Kase made a motion to approve the Bureau's recommendation and authorize closure in cases I-SWO-2011-24, I-SWO-2011-30, I-SWO-2011-36, ISWO-2012-3, I-SWO-2012-4, I-SWO-2012-5, I-SWO-2012-25, I-SWO-2012-33, I-SWO-2012-38, I-SWO-2012-43, I-SWO-2012-45, I-SWO-2013-4, I-SWO-2013-9, I-SWO-2013-14, I-SWO-2013-27, I-SWO-2013-31, I-SWO-2013-40, I-SWO-2013-41, I-SWO-2013-42, and I-SWO-2013-62. It was seconded by Dr. Pepi-Downey. Motion carried.

### **EXECUTIVE SESSION**

Dr. Pepi-Downey made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Dr. Cloonan. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

Ms. Kase made a motion to come out of executive session. It was seconded by Dr. Pepi-Downey. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

### **APPLICATIONS**

Ms. Dickman made a motion to approve Tina Barnhart for taking the ASWB bachelor level exam. It was seconded by Ms. Kase. Motion carried.

Ms. Kase made a motion to approve Brandon Haun for taking the ASWB bachelor level exam. It was seconded by Dr. Cloonan. Motion carried.

## **DISCIPLINE**

Ms. Peel presented a Findings of Fact and Conclusions of Law and Final Order for case SWO-2014-2. Mr. Walton made a motion to approve the Final Order for case SWO-2014-2 and authorize the Chair to sign on behalf of the Board. It was seconded by Ms. Kase. Motion carried.

Ms. Peel presented supervision reports for cases SWO-2012-16, SWO-2009-1, SWO-2012-12, SWO-2013-18, and probation reports for case SWO-2011-18.

Ms. Peel presented a request for a payment extension for case SWO-2012-12. Mr. Walton made a motion to approve the payment extension request for payment of \$100.00 per month until the balance is paid in full. It was seconded by Ms. Kase. Motion carried.

## **SUPERVISOR REPORT FORM**

Ms. Peel presented the supervisor report form draft. It was moved by Dr. Cloonan to approve the supervisor report form. It was seconded by Mr. Walton. Motion carried.

## **EXECUTIVE SESSION**

Ms. Kase made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Dr. Cloonan. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

Dr. Cloonan made a motion to come out of executive session. It was seconded by Ms. Dickman. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

## **LICENSE RENEWAL**

Mr. Walton moved to approve the renewal of license for Kenneth Petersen. It was seconded by Dr. Cloonan. Motion carried.

Mr. Walton moved that Ms. Peel search the National Practitioner Data Bank and the ASWB Data Bank for information on disciplined social workers. It was seconded by Ms. Dickman. Motion carried.

## **LUNCH**

Ms. Kase made a motion that the Board break for lunch. It was seconded by Dr. Pepi-Downey. Motion carried.

## **EXECUTIVE SESSION**

Ms. Dickman made a motion that the Board enter executive session to discuss pending litigation with counsel per Idaho Code § 67-2345(1)(f). The purpose of the executive session was to discuss case SWO-2012-3 regarding Respondent's objection to cost and fees. It was seconded by Dr. Cloonan. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

Mr. Walton made a motion to come out of executive session. It was seconded by Ms. Kase. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

## **DISCIPLINE**

Mr. Nelson presented case SWO-2012-3 regarding Respondent's objection to costs and fees. Dr. Cloonan moved that the Board enter a Final Order in case SWO-2012-3 that Respondent must pay one-third of the cost and fees. It was seconded by Ms. Dickman. Motion carried.

## **ELECTION OF CHAIR**

It was moved by Dr. Pepi-Downey to elect Ms. Kase as the Board Chair. It was seconded by Dr. Cloonan. Motion carried.

## **CORRESPONDENCE**

The Board reviewed an e-mail requesting clarification on the requirement for pre-candidacy state of credentialing for applicants seeking licensure. Dr. Pepi-Downey will research this question.

The Board reviewed correspondence from Raymond Mullenax regarding placing intern students from Boise State at an agency practicing "reparative therapy." Students are no longer being placed at the agency. Mr. Payne responded informally stating the Board does not regulate agencies.

The Board reviewed and completed a scope of practice survey from the Association of Social Work Boards.

### **ASSOCIATION OF SOCIAL WORK BOARDS MEETING**

The Board discussed the November 2014 ASWB meeting that will be in Boise, Idaho and the rules for open meeting law. Mr. Nelson explained that the full Board can attend this meeting, but must follow the guidelines for not discussing Board business.

The next ASWB meeting will be held in Memphis, Tennessee in November 7 – 9, 2013. It was moved by Mr. Walton to approve Mr. Payne and Dr. Pepi-Downey to attend the meeting and pay expenses according to State travel policies. It was seconded by Ms. Dickman. Motion carried.

### **AMENDED MOTION**

Mr. Walton moved to amend the motion for case SWO- 2012-3 to allow the Chair to sign on behalf of the Board. It was seconded by Ms. Dickman. Motion carried.

### **EXECUTIVE SESSION**

Ms. Kase made a motion that the Board go into executive session under Idaho Code § 67-2345(1)(d) to consider records that are exempt from disclosure under the Idaho Public Records Law. The purpose of the Executive Session was to consider license application materials. It was seconded by Dr. Pepi-Downey. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

Dr. Cloonan made a motion to come out of executive session. It was seconded by Dr. Pepi-Downey. The vote was: Ms. Kase, aye; Mr. Walton, aye; Dr. Cloonan, aye; Dr. Pepi-Downey, aye; Ms. Dickman, aye; and Mr. Payne, aye. Motion carried.

### **APPLICATIONS**

It was moved by Dr. Cloonan that the Board table the application for # 901050519 until the next meeting date. It was seconded by Dr. Pepi-Downey. Motion carried.

It was moved by Dr. Pepi-Downey to deny the endorsement application for Jennifer Reynolds based upon her bachelor's degree not meeting Idaho Code 5432.06(3) and Rule 100, which requires a bachelor's degree in social work. It was seconded by Dr. Cloonan. Motion carried.

It was moved by Dr. Pepi-Downey to deny the examination application for Catherine Olaso based upon her bachelor's degree not meeting Rule 100, which requires a bachelor's degree in social work. It was seconded by Dr. Cloonan. Motion carried.

**NEXT MEETING** was scheduled for October 22, 2013 at 9:00 A.M. MDT.

**ADJOURNMENT**

Dr. Cloonan made a motion to adjourn the meeting at 4:25 P.M. MDT. It was seconded by Ms. Dickman. Motion carried.

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Robert Payne, Chair

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Dr. Joan M. Cloonan

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Kristopher L. Walton

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Dr. Eleanor Pepi Downey

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Lynnet R. Kase

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Virginia Dickman

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Tana Cory