

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 7/20/2015

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

BOARD MEMBERS ABSENT: Kristopher L. Walton

BUREAU STAFF: Tana Cory, Bureau Chief
Dawn Hall, Administrative Support Manager
Lori Peel, Investigative Unit Manager
Maurie Ellsworth, General Counsel
Mitchell Toryansky, Legal Counsel

OTHERS PRESENT: Rita Dougherty
Thomas Childers
Robert Rhodes Jr
Janine Armon

The meeting was called to order at 9:00 AM MDT by Dr. Eleanor Pepi Downey.

APPROVAL OF MINUTES

Mr. Payne made a motion to approve the minutes of April 28, 2015 with a correction. It was seconded by Ms. Dickman. Motion carried.

LEGISLATIVE REPORT

Ms. Cory gave the legislative report. She said that deadlines for law change proposals are due by Aug 1 to the Governor's office and rule change proposals are due the third week of August.

FINANCIAL REPORT

Ms. Hall gave the financial report, which indicated that the Board had a cash balance of \$33,557.92 as of June 30, 2015.

2016 RENEWAL CONTRACT

Ms. Hall presented the 2016 Board/Bureau Renewal Contract. Dr. Cloonan made a motion to approve the 2016 Renewal Contract and authorize the Chair to sign. Ms. Kase seconded the motion. Motion carried.

DISCIPLINE

Ms. Uranga presented a memorandum regarding case numbers SWO-2015-6, SWO-2015-7, SWO-2015-9, and SWO-2015-10.

Ms. Kase moved to close case SWO-2015-6 with a letter of reprimand. Ms. Dickman seconded the motion. Motion carried.

Ms. Dickman moved to close case SWO-2015-7. Dr. Cloonan seconded the motion. Motion carried.

Ms. Dickman moved to close case SWO-2015-9 with a recommendation to take an ethics course with an emphasis on documentation. Dr. Cloonan seconded the motion. Motion carried.

Ms. Uranga presented a Stipulation and Consent Order in case SWO-2015-10. Mr. Payne 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.

Ms. Uranga presented a memorandum regarding case number SWO-2015-11. The Board requested to put this case on hold.

Ms. Uranga presented a Stipulation and Consent Order in case SWO-2015-2. Mr. Payne 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. Dickman. Motion carried.

INVESTIGATIVE REPORT

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

FOR BOARD DETERMINATION

Mr. Payne made a motion to approve the Bureau's recommendation and authorize closure in cases I-SWO-2014-45, I-SWO-2014-52, I-SWO-2015-8, I-SWO-2015-16, and I-SWO-2015-22. It was seconded by Ms. Dickman. Motion carried.

DISCIPLINE

Ms. Peel presented a Notice of Violation and Settlement Order Regarding Continuing Education in case SWO-2015-12. Mr. Payne made a motion to approve the Settlement Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Dr. Cloonan. Motion carried.

Ms. Peel presented a Notice of Violation and Settlement Order Regarding Continuing Education in case SWO-2015-13. Mr. Payne made a motion to approve the Settlement Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Dr. Cloonan. Motion carried.

Ms. Peel presented a Notice of Violation and Settlement Order Regarding Continuing Education in case SWO-2015-14. Mr. Payne made a motion to approve the Settlement Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Dr. Cloonan. Motion carried.

Ms. Peel presented a Notice of Violation and Settlement Order Regarding Continuing Education in case SWO-2015-15. Mr. Payne made a motion to approve the Settlement Order and allow the Board Chair to sign on behalf of the Board. It was seconded by Ms. Dickman. Motion carried.

Ms. Peel presented supervisor reports in cases SWO-2012-1 and SWO-2013-28.

Mr. Ellsworth discussed a Board of Medicine disciplinary case involving a licensed osteopath. Mr. Ellsworth read a portion of the Supreme Court's opinion in which the court was critical of the Board and Hearing Officer for using heated rhetoric and denunciations which are unprofessional and give impression that the tribunal is not impartial.

OLD BUSINESS

To Do List – The Board reviewed the to do list and no action was taken.

JURISPRUDENCE EXAM

The Board discussed having a jurisprudence exam as part of the requirement for licensure. The Board will continue to research this topic and discuss it at a future Board meeting.

TELEHEALTH GROUP REPORT

Mr. Payne reported that the Telehealth Group met and at this time there is no hurry to write rules. The Association of Social Work Boards Mobility Task Force will be presenting information at the spring conference. Mr. Toryanski stated that some of the other Boards served by the Bureau were also uncertain at this time on when they would be doing any rules regarding telehealth. The Board of

Medicine is going forward with a rule change. The Board of Psychologist Examiners has guidelines posted on its webpage.

NEW BUSINESS

EXECUTIVE SESSION

Ms. Dickman made a motion that the Board go into executive session under Idaho Code § 74-206(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: Mr. Payne, aye; Ms. Kase, aye; Ms. Dickman, aye; Dr. Cloonan, aye; and Dr. Pepi Downey, aye. Motion carried.

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

APPLICATIONS

Mr. Payne made a motion to approve the examination application for Rita Dougherty. Ms. Kase seconded the motion. Motion carried. Dr. Pepi Downey recused.

Mr. Payne made a motion to approve the examination application for Thomas Childers. Ms. Kase seconded the motion. Motion carried.

Mr. Payne made a motion to approve the examination application for Robert Rhodes. Ms. Kase seconded the motion. Motion carried.

Mr. Payne made a motion to approve the examination application for Janine Armon. Ms. Kase seconded the motion. Motion carried. Dr. Pepi Downey recused.

ASSOCIATION OF SOCIAL WORK BOARDS CONFERENCE

Ms. Kase, Mr. Payne and Ms. Dickman attended the April 30 through May 2, 2015 ASWB conference in Seattle, Washington. Ms. Kase reported that discussions were centered on the challenges in licensure mobility. The next conference is November 5 through 7, 2015 in Fort Lauderdale Florida. Ms. Kase moved to appoint Ms. Dickman as delegate and Dr. Cloonan as alternate. Mr. Payne seconded the motion. Motion carried. ASWB pays the expenses for the delegate to attend.

Mr. Payne moved to give authority for the Chair to select an alternate to attend the ASWB conference if it is necessary. Ms. Kase seconded the motion. Motion carried.

ASWB NEW BOARD MEMBER TRAINING

Dr. Cloonan attended the ASWB new Board member training in Washington DC. She gave an overview on the different discussion points from the meeting.

CORRESPONDENCE

ASWB supports a foundation that provides funding for research in the area of licensing and regulation. One of the 2014 research projects focused on the exam pass rates. Idaho was one of the top 5 states with the highest exam pass rates. ASWB requested permission to identify Idaho to the researchers who then will proceed with their study. The Chair on behalf of the Board granted permission to ASWB.

The Board reviewed correspondence regarding dual relationships, clinical supervision, scope of practice, private and independent practice and directed the Bureau to respond as directed by the Board.

BOARD CHAIR ELECTIONS

Mr. Payne made a motion to confirm Mr. Walton as the new Board Chair. Ms. Kase seconded the motion. Motion carried.

EXECUTIVE SESSION

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

CLINICAL SUPERVISION PLAN

Mr. Payne moved to update the instruction page for the clinical supervision plan by adding a statement that acronyms cannot be used in the description of clinical practice. Ms. Kase seconded the motion. Motion carried.

ASWB NOMINATIONS

Ms. Dickman moved to give permission to the Chair to send a nomination to ASWB for the outstanding service award. Ms. Kase seconded the motion. Motion carried.

NEXT MEETING was scheduled for October 27, 2015.

ADJOURNMENT

Ms. Dickman made a motion to adjourn the meeting at 3:35 PM MDT. It was seconded by Mr. Payne. Motion carried.

Dr. Eleanor Pepi Downey, Chair

Dr. Joan M. Cloonan

Lynnet R. Kase

Robert Payne

Virginia K. Dickman

Kristopher L. Walton

Tana Cory, Bureau Chief