

MINUTES

**UTAH
SOCIAL WORKER LICENSING BOARD
MEETING**

**October 2, 2014
Room 474 – 4th Floor – 9:00 A.M.
Heber M. Wells Building
Salt Lake City, UT 84111**

CONVENED: 9:02 A.M.

ADJOURNED: 12:22 P.M.

Bureau Manager:

Richard J. Oborn

Board Secretary:

Lee Avery

Board Members Present:

Doran Williams, Chairperson
Kathleen Anderson
Donna Didas
Nathan Strait
Tanya Nagahiro

Mr. Oborn advised the Board that Ms. Susan Egbert submitted her resignation from the Board because she received her LCSW license. When there is an LCSW vacancy on the Board, Ms. Egbert expressed an interest in returning. Ms. Mandy Donovan submitted her resignation from the Board because she received her CSW license. Ms. Donovan has applied for the CSW vacancy on the Board. The Board wanted to thank both Ms. Egbert and Ms. Donovan for their hard work and dedication to their profession and time on the Board.

DOPL Staff Present:

Susan Higgs, Compliance Specialist

Guests:

None

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The Board reviewed the minutes dated August 7, 2014. Ms. Anderson made a motion to approve the minutes with changes. The motion was seconded by Ms. Didas and carried unanimously.

COMPLIANCE REPORT:

Ms. Higgs reviewed the compliance report with the Board.

#1. Monique Crowley is in compliance with her stipulation. She had an accident on Labor Day. Her interview will be conducted via telephone. Ms. Crowley submitted her supervisor report for June, July, August and September. She submitted her employer reports for June, July and September. She has five CEs due by January 31, 2015.

Discussion:

The Board noted her supervisor inquires about quarterly supervision. The Board questioned if she is requesting Ms. Crowley's supervision meetings be moved to quarterly or the reports be moved to quarterly. Mr. Oborn stated that the stipulation would need to be amended for the supervision meetings to change. Currently she is required to meet weekly with her supervisor. If the supervisor is suggesting the reports be moved to monthly, this would take a recommendation from the Board. The Board noted that she has not been in compliance very long. The Board may consider approving monthly supervisor meetings if she stays in compliance.

#2. Charles Nuttall is in compliance with his stipulation. He submitted supervisor reports for June, July, August and September. The Board may consider moving his reports to quarterly.

#3. Kent Larson is in compliance with his reports. He submitted a quarterly supervisor report for private practice and for his work at Youth Services. Both are very positive. He submitted a detailed letter of his state of mind, actions taken following the last meeting with the Board.

#4 Jason Steed is in compliance with his probation. He submitted supervisor reports for August and September. He submitted a psychological evaluation. The Board may consider going to quarterly supervisor reports. At 9:22 A.M. Ms. Didas made a motion to close the Board meeting to discuss the character, professional competence, or physical or mental health of an individual. The motion was seconded by Ms. Anderson

and carried unanimously. There were no written notes taken. A recording was not made. The Board meeting opened at 9:26 A.M.

Discussion:

The Board considered moving Mr. Steed's reports to quarterly if his supervisor is in agreement. The Board wants to have his supervisor include in the next supervisor report his support to move his supervisor reports to quarterly. The Board noted that his supervisor reports are positive.

APPOINTMENTS:

Monique Crowley, probation interview

Ms. Crowley met with the Board for her probation interview. Ms. Didas conducted the interview via telephone. Ms. Crowley stated things are going okay. She had an accident on her bicycle and a reaction to some medication. Currently she is working and taking Tylenol. The Board noted that her supervisor and employer reports have been positive. The Board noted that her supervisor's handwriting is difficult to read and asked Ms. Crowley to have her supervisor write more clearly. Ms. Crowley advised the Board that her employer was also in an accident and failed to submit a report to the Board. Ms. Crowley stated that her supervisor hired her for part-time work with a new program. The Board noted that if she accepts this job, her supervisor will need to complete the form indicating she read and understands Ms. Crowley's stipulation. Because she will be Ms. Crowley's supervisor on the part-time job too, she can combine the reports. The Board advised Ms. Crowley that they hesitate to make any changes in her supervision at this time. The Board asked Ms. Crowley to have her supervisor clarify her request and the Board will reconsider it at the December Board meeting. The Board asked to see her December 4, 2014. **Ms. Crowley is in compliance with her stipulation.**

Not on agenda

Mr. Oborn advised the Board that Ms. Helen Allred appealed the Division and Board's denial of her LCSW license application. The Division and Board's denial was upheld by the Department of Commerce. Mr. Oborn reviewed the appeal process with the Board.

Charles Nuttall, probation interview

Mr. Nuttall met with the Board for his probation

interview. Mr. Strait conducted the interview. Mr. Nuttall stated his training trip was good. He came away with validation in how he is doing. He feels he learned a lot from this class. They have a peer team that he plans to stay in contact with. Mr. Nuttall stated his supervision with Mr. de St. Aubin is going well. He continues to push and challenge Mr. Nuttall. Mr. Nuttall advised the Board that his staff members are aware of his license being on probation. He continues to have problems with insurance panels. His contract with Medicaid is suspended. The Board encouraged him to be an advocate for himself and talk directly with Medicaid. Mr. Strait made a motion to move Mr. Nuttall's supervisor reports to quarterly. The motion was seconded by Ms. Nagahiro and carried unanimously. The Board noted that only his supervisor reports to the Board are quarterly. His supervision does not change. His next supervisor report is due by the 20th of January for his meeting with the Board on February 5, 2015.

The Board asked to see Mr. Nuttall on February 5, 2015. **Mr. Nuttall is in compliance with his stipulation.**

Kent Larson, probation interview

Mr. Larson met with the Board for his probation interview. Mr. Williams conducted the interview. Mr. Larson submitted his quarterly supervisor report for his private practice and for his work at Youth Services. Both are very positive. He submitted a detailed letter of his state of mind and actions taken following the last meeting with the Board. Mr. Larson stated that the focus of his supervision meetings is on his practice and making sure he is completing all of his stipulation requirements. The Board noted that his supervisor reports have been positive, in both his private practice and his work at Youth Services. Mr. Larson stated he keeps himself aware of the client and where the client is instead of him making the decisions. The Board asked to see Mr. Larson on February 5, 2015. **Mr. Larson is in compliance of his stipulation.**

Jason Steed, probation interview

Mr. Steed met with the Board for his probation interview. Ms. Anderson conducted the interview. Mr. Steed stated that things are going well. He attended the ethics conference that Mr. Oborn referenced to him. He learned a lot about dual relationships, noting that

they are not always as black and white as one would think. Mr. Steed advised the Board that he works for a hospice agency and has been asked by family members if he could participate in giving a blessing to the patient. The Board advised Mr. Steed that he is there as an employee of the hospice facility and it may become confusing why he is there. The Board noted that this could be considered an inappropriate dual relationship. The Board advised Mr. Steed that, as a therapist living in a rural area, he will meet his clients in a public setting. He needs to talk with his clients privately, letting them know that when this happens, he will not acknowledge them as clients or engage in the conversation about therapy or develop a relationship with them. Doing so, would be a dual relationship and an ethical violation of his profession. The Board noted that Mr. Steed has six months of positive supervisor reports. The Board encouraged him to have his supervisor note that he recommends moving his supervisor reports to quarterly in his next supervisor report. The Board reminded Mr. Steed that his CEs are due March 2015. The Board asked to see Mr. Steed on December 4, 2014. **Mr. Steed is in compliance with this stipulation.**

Megan Heath, request for approval to complete some of the 100 hours of supervision needed for LCSW license via remote methods

Discussion:

The Board reviewed Ms. Heath's request for approval to complete some of the 100 hours of supervision needed for LCSW license via remote methods. Ms. Heath is requesting approval for Mr. de St Aubin to be her supervisor. Mr. Oborn reviewed the Mental Health Professional Practice Act supervision requirements with the Board and the qualifications for licensure as an LCSW.

Ms. Heath met with the Board. Ms. Heath advised the Board that things are going well. She had not worked in the field for a while. Her recovery is going very well. She continues being involved in AA and is a mentor to many women. She is now working for Dignity Home Health and Hospice. They have many agencies throughout northern Utah and Mr. de St. Aubin supervises for the company. The Board reviewed the supervisory agreement between Mr. de St. Aubin and Ms. Heath. Mr. de St. Aubin is currently supervising two other CSWs. One in Davis County and

one in Salt Lake City. Mr. Strait made a motion to approve Ms. Heath's supervision under the stipulation that the agreement is amended to include the following: Mr. de St. Aubin is to visit the office and attend staff meetings. The Board noted that these hours are not counted towards her LCSW hours. After further discussion, the Board wants to see the following become part of the agreement:

1. Mr. de St. Aubin will participate in an IDT (we should spell out what IDT means or stand for) meeting at least twice a year. This can be done over the phone.
2. He will visit the office at least once per year.
3. The number of supervised hours is one hour of supervision for every 40 hours Ms. Heath is with patients.

The motion was seconded by Ms. Didas and carried unanimously. The Board requested the agreement be amended and a copy be sent to Mr. Oborn.

DISCUSSION ITEMS:

#1. Non-psychologist use of psychological tests

Mr. Oborn advised the Board that there have been some questions regarding who can provide psychological testing in Utah. Mr. Oborn reviewed the SW Licensing Act, 58-60-202 (3)(a), the Mental Health Professional Practice Act, 58-60-102 (5)(f)(g), (7)(a), The Division of Occupational and Professional Licensing Act, 58-1-501(2)(i) and the Psychologist Licensing Act, 58-61-102(9)(iii). Mr. Oborn stated that the Division interprets these to mean that LCSWs can perform psychological testing as long as they are adequately trained. The LCSWs should not call what they do a psychological evaluation. The Board may recommend that the administrative rule be amended to define what tests psychologists can do, what tests LCSWs can do, and what tests CMHCs can do as long as they are appropriately trained. Mr. Oborn noted that the DOPL statute still authorizes the Division to discipline someone if a DOPL investigation proves the therapist is doing tests they do not have the appropriate training to provide. The Board opted to not recommend any changes in their practice act rule at this time.

#2. Upcoming ASWB Annual Meeting

Mr. Oborn advised the Board that the ASWB Annual Meeting of the Delegate Assembly will be November 13-15 in Boise, Idaho. Ms. Didas stated she would like to attend.

Ms. Nagahiro stated she would like to attend the April meeting.

NEXT SCHEDULED MEETING: December 4, 2014

2015 Board meetings tentatively scheduled:
February 5, April 2, August 6, October 1, December 3

ADJOURN: Motion to adjourn at 12:22 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.

12/4/14
Date Approved

(ss) Dean Williams
Chairperson, Utah Social Worker Licensing Board

12/4/14
Date Approved

(ss) Richard H. Hoen
Bureau Manager, Division of Occupational &
Professional Licensing