Minutes of the Meeting of the Louisiana State Board of Social Work Examiners May 20, 2016

Judith Haspel, LCSW, Chairman, called the meeting to order at 8:30 a.m. on Friday, May 20, 2016, in the conference room at the Board office located at 18550 Highland Road, Suite B, Baton Rouge, Louisiana. Emily DeAngelo, Administrator, was present for the entire meeting.

Carla Moore, LMSW, conducted roll call. Board members present at the time of roll call included Judith Haspel, LCSW, Robert Showers, RSW, Marguerite "Peggy" Salley, LCSW, Yolanda Burnom, LCSW, Carla Moore, LMSW, John Shalett, LCSW, and Paulette Walker, M.Ed., Public Member. Persons present for the public sections of the meeting include Carmen Weisner, Helen Antoon, Jacob DePrimo, Tyrone Taylor, Erika Thompson, Audra Desselles, Lakeytha Clayton, Shelley Wintz, Christy Lawrence, Eva Slater, Jodi Cain-Mallett, George Alpaugh, Michelle Potash, Charlene Weatherford, and Cherie McDermott.

AGENDA

Motion was made by John Shalett, seconded by Robert Showers and unanimously carried, to approve the agenda

PUBLIC COMMENTS

Carmen Weisner, LCSW, Executive Director of NASW-LA Chapter, provided an update on legislation that may affect the work on the Board.

- HCR 86 by Representative Hoffman was heard before the Senate Health and Welfare Committee on May 17, 2016. It was deferred. This legislative instrument would have set up a group to look at potential changes to various practice acts.
- 2. SB 239 by Senator John Milkovich provides for proper venue for all administrative hearings involving action against regulated professions and occupations. The bill was deferred.
- 3. SB 461 by Senator Troy Carter provides relative to evaluation by mental health professional in child custody and visitation cases. There was opposition from judges, psychologists, and social workers. He did not move his bill this session.
- 4. SCR 65 by Senator Fred Mills provides for the creation of a task force to study meaningful oversight of the professional healthcare licensing boards statutorily created within the Department of Health and Hospitals. This is in response to the North Carolina court decision relative to restraint of trade issues. The Board has been named as part of this task force.

<u>PRESENTATION OF CONSENT AGREEMENT AND ORDER #2015-45 FOR</u> SANEDRA DANIELS, RSW

Madeline Carbonette, Assistant Attorney General, presented a Consent Agreement and Order to the Board that had been previously negotiated and agreed to by Sanedra Daniels, RSW.

Motion was made by Peggy Salley, seconded by John Shalett and unanimously carried, to accept the Consent Agreement and Order as presented.

MINUTES

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to accept the minutes of the April 8, 2016 meeting as presented.

CORRESPONDENCE

Carmen Weisner, LCSW

Board members reviewed the literature submitted by Ms. Weisner regarding social workers diagnosing autism. They advised Ms. Weisner that LCSWs, as well as LMSWs and CSWs under the supervision of a LCSW, can diagnose autism with proper training.

Tanya Stuart, LCSW-BACS

Ms. Stuart asked the Board if she can provide a LMSW free supervision instead of paying the LMSW for co-facilitating groups with her. The Board responded that Ms. Stuart can charge the LMSW a reduced rate, but that the services cannot be traded.

LA Association of Clinical Social Workers

Motion was made by Paulette Walker, seconded by Robert Showers and unanimously carried, to approve the application submitted by LACSW to renew their designation as a pre-approval organization for continuing education retroactive to April 8, 2016.

The Guidance Center, Inc.

Motion was made by Peggy Salley, seconded by Paulette Walker and unanimously carried, to approve the application submitted by The Guidance Center to be a preapproval organization for social work continuing education.

Marlene Lucas, LCSW-BACS

Ms. Lucas submitted a letter to the board relative to peer groups meeting to discuss social work topics. Board members referred her to Rule 317(M)(9) and advised that this is an approved method of obtaining continuing education.

Melanie Mann

Ms. Mann, an undergraduate social work student, submitted questions regarding the scope of practice of a Registered Social Worker and volunteer work. The Board advised her that RSWs are not able to volunteer services that fall under the definition of social work practice, to include facilitating free support groups and grant writing for a social service agency. Board members agreed that she could have an animal certified as a therapy animal to volunteer in nursing homes. Lastly, they advised that she can establish a social service agency, but that she cannot provide social work services for that agency.

Gasper Bongiovani, LCSW-BACS

The Board approved Mr. Bongiovani's request to supervise a LMSW within his agency that holds a higher position than him because the LMSW is not his direct supervisor.

Theresa Earthly, LCSW-BACS

Ms. Earthly submitted an inquiry about RSWs conducting a psychosocial and LCSWs signing off on a psychosocial conducted by another person. Board members responded that RSWs cannot conduct a psychosocial and that she should refer to Rules 111(G)(2) and (3) before signing off on anything.

Leslie Howard, LMSW

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to deny Leslie Howard's request for an extension to collect continuing education.

Jensine Pernell, LMSW

The Board referred Ms. Pernell back to hospital policy to get answers to her questions about the security of patient records.

Martha Wilson, LCSW

Board members advised that it is a violation to act upon received patient information without having valid informed consent.

Courtney Simon, LMSW

Ms. Simon asked the Board if there are any mandatory reporting/duty to warn requirements if a minor client kills an animal. The Board responded that there are no such requirements they are aware of, but that the incident should be discussed with the client's parents/guardian.

Mary Soignet, LCSW

Ms. Soignet asked the Board about a person's age of consent over his medical records. The Board responded that the age of consent is the age of majority, which is 18.

Marlene Lucas, LCSW-BACS

Board members reviewed correspondence from Ms. Lucas in which she is voicing her concerns about electronic social work practice. Members of the board responded that they are also concerned and have a committee that is researching this matter.

Vicki Ellis, LCSW

Ms. Ellis presented a situation to the Board for graduates of Heritage Ranch Children's Home for the Board's approval. The Board responded that as she has explained the plans, there are no violations of the Practice Act or Rules, Standards and Procedures. Board members did recommend that she seek legal counsel to assure the plans do not affect their contract with DCFS.

BOARD/STAFF ISSUES

ASWB Spring Education Meeting

This was discussion only, no motions needed.

Slate for Board Member Positions

Motion by John Shalett, seconded by Robert Showers and unanimously carried, to slate Judy Haspel as Chairperson, Yolanda Burnom as Vice Chairperson, and Carla Moore as Secretary-Treasurer.

Senate Concurrent Resolution 65

Judy Haspel will represent the board on this task force.

House Concurrent Resolution 86

This is a no longer being considered.

Potential legislation of LA Association of Clinical Social Workers

LACSW submitted notice to the board that they are considering adding the board to legislation that will limit the number of years in which they can accept a complaint. Board members replied that it is in the public's best interest that the board not under a statute of limitation, and that they are open to further conversation about this issue.

FARB Regulatory Law Seminar

Motion was made by Yolanda Burnom, seconded by Robert Showers and unanimously carried, to fund Madeline Carbonette's attendance at FARB's Regulatory Law Seminar to be held in Chicago, IL September 29 through October 2, 2016.

CLEAR

Motion was made by Paulette Walker, seconded by Peggy Salley and unanimously carried, to fund John Shalett and Robert Showers to attend CLEAR's annual conference in Portland, OR September 14 through 17, 2016.

FARB's Model for Identifying and Addressing Antitrust Issues

Distributed to board members for information only.

COMPLIANCE HEARING – George Alpaugh, LMSW

George Alpaugh requested a compliance hearing to appeal the board's decision to deny his application for LCSW. The application was denied because a Supervision Agreement/Plan of Supervision for his employment with Beacon was not submitted; therefore, the board didn't give him credit for that supervision causing Mr. Alpaugh to be short of meeting the supervision requirements for LCSW. His supervisor, Michelle Potash, LCSW-BACS, testified that the supervision rules are not clear. Mr. Alpaugh submitted a copy of his Supervision Agreement/Plan of Supervision for Beacon at the compliance hearing and requested that the board accept it and grant him credit for the supervision.

FINANCIAL

CLEAR Membership Renewal

Motion was made by Yolanda Burnom, seconded by Robert Showers and unanimously carried, to renew the board's membership with CLEAR.

FARB Membership Renewal

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to renew the board's membership with FARB.

Professional Service Contracts

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to enter into a contract with ASWB, if needed for July 1, 2016 through June 30, 2017, for the processing of continuing education audit, at an amount of \$10.00 per audit for a maximum contract amount of \$4,000.00.

Motion was made by Paulette Walker, seconded by John Shalett and unanimously carried, to enter into a contract with the Department of Justice for legal services for July 1, 2016 through June 30, 2017, at an amount of \$125.00 per hour and a maximum amount of \$30,000.00.

Motion was made by Yolanda Burnom, seconded by John Shalett and unanimously carried, to enter into a contract with George Papale for legal services for July 1, 2016 through June 30, 2017, at an amount of \$195.00 per hour and a maximum amount of \$20,000.00.

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to enter into a contract with Jacqueline Shellington for complaint consultation for July 1, 2016 through June 30, 2017, at an amount of \$80.00 per hour and a maximum amount of \$15,000.00.

Motion was made by Paulette Walker, seconded by Carla Moore and unanimously carried, to enter into a contract with Gina Signorelli for supervision consultation for July 1, 2016 through June 30, 2017, at an amount of \$80.00 per hour and a maximum amount of \$15,000.00.

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to enter into a contract with Tony McCoy dba Statewide Surveillance and Investigations, LLC, for investigations for September 1, 2016 through August 31, 2017, at an amount of \$50.00 per hour and a maximum amount of \$30,000.00.

EXECUTIVE SESSION

Motion was made by Robert Showers, seconded by Paulette Walker and unanimously carried, to go into Executive Session at 10:02 a.m. for the following reasons:

to discuss the character, professional competence, or physical or mental health of a person, provided that such person is notified in writing at least twenty-four hours before the meeting, and/or to discuss prospective litigation.

Votes for going into Executive Session: Yolanda Burnom, yes; Peggy Salley, yes; John Shalett, yes; Robert Showers, yes; Carla Moore, yes; and Paulette Walker, yes.

Motion was made by Paulette Walker, seconded by Robert Showers and unanimously carried, to come out of Executive Session at 11:30 a.m.

<u>Compliance Hearing – George Alpaugh, LMSW</u>

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to uphold the previous denial of George Alpaugh's LCSW application in consideration of Rule 503(R) and the language on the signature page of the Plan of Supervision which states, "Changes in the supervision arrangements such as employment change of the supervisee, change in LCSW-BACS supervisor or substantial change in job description require a new Supervision Agreement and updated Plan of Supervision. This documentation is required within 60 days of the change."

Judith Haspel recused herself from the deliberation of this matter.

Disciplinary Monitoring Report

Motion was made by Robert Showers, seconded by John Shalett and unanimously carried, to accept the disciplinary monitoring report provided by Regina DeWitt, Administrative Assistant.

Motion was made by Yolanda Burnom, seconded by Paulette Walker and unanimously carried, to release **Tira Jones** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Yolanda Burnom, seconded by John Shalett and unanimously carried, to release **Tonia Tillman** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to release **Kahla Terral** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by John Shalett, seconded by Paulette Walker and unanimously carried, to release **Jishanna Hutchinson** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Yolanda Burnom, seconded by John Shalett and unanimously carried, to release **Tabitha Charles** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Robert Showers, seconded by Yolanda Burnom and unanimously carried, to release **Don Francis**, **Jr.** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Yolanda Burnom, seconded by John Shalett and unanimously carried, to release **Gayberyl Wesley** from the Consent Agreement and Order for successfully completing all terms.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to release **Anitra Jefferson** from the Consent Agreement and Order for successfully completing all terms.

New Complaints

Motion was made by Yolanda Burnom, seconded by Robert Showers and unanimously carried, to not accept **Complaint #2016-143** because the accused is not an applicant or a licensee and therefore not under the board's jurisdiction.

Motion was made by Paulette Walker, seconded by John Shalett and unanimously carried, to not accept **Complaint #2016-144** because the situation described is a personnel matter.

Motion was made by John Shalett, seconded by Paulette Walker and unanimously carried, to accept **Complaint #2016-145** and to request a written response and all official court documentation.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to accept **Complaint #2016-146** and to request a written response all official court documentation.

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to accept **Complaint #2016-147** and to request a written response and all official court documentation.

Motion was made by John Shalett, seconded by Paulette Walker and unanimously carried, to not accept **Complaint #2016-148** because there were no identifiable potential violations.

Motion was made by Paulette Walker, seconded by Peggy Salley and unanimously carried, to accept **Complaint #2016-149** and to request a written response all official court documentation.

Motion was made by Carla Moore, seconded by Yolanda Burnom and unanimously carried, to accept **Complaint #2016-150** and send for investigation of possible violations of La R.S. 37:2717(A)(2) and Rule 117(A).

Pending Complaints

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to dismiss **Complaint #2016-28**.

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to keep **Complaint #2016-70** open to address new arrest.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to dismiss **Complaint #2016-126**.

Applications

Motion was made by Yolanda Burnom, seconded by Paulette Walker and unanimously carried, to deny the application for RSW submitted by **Sandra** Matlock because she already holds the RSW conditional of a Consent Agreement and Order for unlicensed practice.

Motion was made by Peggy Salley, seconded by John Shalett and unanimously carried, to deny the application for RSW submitted by **Brittani Cheneau** due to arrests and to offer her a compliance hearing.

Motion was made by John Shalett, seconded by Yolanda Burnom and carried by majority vote, to deny the application for LCSW submitted by **Maegan Hamilton** due to arrest in 2013 and to offer her a compliance hearing. Robert Showers voted in opposition to the motion.

Motion was made by Peggy Salley, seconded by Yolanda Burnom and unanimously carried, to deny the LCSW application submitted by **Brandilyn Hodges** because she did not submit a Supervision Agreement/Plan of Supervision for RKM Primary Care causing her supervision credit to be short, and to file a complaint against her supervisor. Ms. Hodges has been offered a compliance hearing.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to deny the LMSW application submitted by **Courtney Jones** due to arrest in 2012 and to offer her a compliance hearing.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to deny the LCSW application submitted by **Justin Laborde** because he did not submit a Supervision Agreement/Plan of Supervision for National Child and Family Services and Eastern LA Mental Health System causing his supervision credit to be short, and to file a complaint against his supervisor. Mr. Laborde has been offered a compliance hearing.

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to deny the LCSW application submitted by **Ashlie Martinez** because she did not submit a Supervision Agreement/Plan of Supervision for Ochsner causing her supervision credit to be short, and to file a complaint against her supervisor. Ms. Martinez has been offered a compliance hearing.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to approve the LMSW application submitted by **Collin Murray** upon receipt of documentation that all terms of his DUI charge is complete.

Motion was made by Paulette Walker, seconded by Robert Showers and unanimously carried, to deny the RSW application submitted by **Vickey Neal** because she does not have a degree from a university accredited by the Council on Social Work Education.

Motion was made by Paulette Walker, seconded by John Shalett and unanimously carried, to deny the RSW application submitted by **Candyce Jackson** due to her 2013 charge and to offer her a compliance hearing.

Motion was made by Robert Showers, seconded by John Shalett and unanimously carried, to approve the following applicants for registration as a Registered Social

Worker:

Zeno, Julie F.

Bailey, Yaskia H.

Ben, Monica J.

Camel, Rani

Manuel, Kalin

Matthews, Dominee

Menina, Shelby D.

Manuel, Kalin

Matthews, Dominee

Menina, Shelby D.

Camel, Rani Menina, Shelby D.
Collins, ShaRhonda N. Moody, Angela
Corley, Mary E. New, Kayla J.
Domino, Terry L. Patrick, Michael

Ellison, Dominique N. Richardson, LaQuesha

Francis, Shantell M. Sibley, Diona C. Jones, Latara Thomas, Elaine M.

Jupiter, Kristen Trumble-McKinnis, Peola

McCoy, Alexis S. Young, Melissa F. Maia, Shannon W.

Motion was made by Robert Showers, seconded by Peggy Salley and unanimously carried, to approve the following applicants for registration as a Registered Social Worker upon receipt of their official bachelor's transcript:

Cornett, Melissa N.

Cotton, Danielle S.

Harris, Sirena K.S.

Jackson, Carreyon E.

Lyons, Sarah B.

Martin, Zakaris M.

Sinnie-Smith, Debra

Smith, Shaquana K.L.

Motion was made by Carla Moore, seconded by Paulette Walker and unanimously carried, to approve the following applicants for Certified Social Worker certification and to grant approval for the applicants to sit for the ASWB Masters examination for licensing as a Licensed Master Social Worker:

Allen III, Stephen W.

Allen, Taylar N.

Andrews, Katherine B.

Banye, Tiffany M.

Buzzetta, Joseph V.

Champagne, Jade R.

Cobb, Keirsten M.

Creed, Emily A.

Bates, Joi N. Crosby, Claire (Paula) C. Benbrook, Molly M. Cronan, Meredith B.

Black, Nikita N.

Blakemore, Sara

D'Ooge, Jessica B

Planchard, Alexandre M.

Darf, Shelby J.

Blanchard, Alexandra M.

Blanchard, Lauren N.

Blunt, Danyelle D

Breckenridge, Mary K.

Brown, Michelle Y.

Dorf, Shelby L.

Eakin, Alexandra H.

Eldridge, Jillian C.

Farlough, Sarah J.

Foil, Heather C.

Gonzalez, Ashley M. Goodroe, Emily J. Hardy, Javelin L. Hebert, Chantell M. Howell, Matthew W. Hunter, Andrew J. Humbles, Shamia Q. Joseph, Claudia M. Knipp, Hannah E.

Lindsey-Edwards, Carol R.

Lorando, Thomas M. Lyons, Arianna D. McCusker, Sarah E. Manas, Meredith L. Marquez, Keyana A. Miley, Alaina M. Mitchell. Lauren E.

Moore, Chelsea Mosley, Cynthia R. Niapau, Cheryl M. Odoms, Candi A. Olivier, Jade E.

(Hernandez-)Palacio, Claudia M. (Newsome) Payton, Skylar

Sandridge, Amy L. Singleton, Marla M. Smith, Claire E.

Smothers. Christina A. Thibodeaux, Natalie R. Thompson, Trenice W.

Ulmer, Brian

Waguespack, Fallon F. Williams Jr., Kazell B. Wimberly, Chelsea E.

Motion was made by Carla Moore, seconded by Paulette Walker and unanimously carried, to issue LMSW through endorsement to the following applicants:

Ourso, Jessica (END-NY) Roberts, Kendyl (END-OH)

Wallace, Elizabeth(END-TN)

Sikes, Meagan(END-AR) Strickland, Haley P.(END-TX)

Motion was made by Carla Moore, seconded by Paulette Walker and unanimously carried, to approve the following applicants for Certified Social Worker certification and to grant approval for the applicants to sit for the ASWB Masters examination for licensing as a Licensed Master Social Worker upon receipt of their official master's transcript:

Arguelle, Ginette M. Baum, James W. Bossick, Nathan R. Bullard, Olivia N. Collins. Geneca J. Dean, Jasmine A. Francis, Anwar

Frazier, Tamekia P.

Gill, Asia E.

Guillory, Megan E. Havnes, Melissa M. Hoerner, Bradley J. Ivankovich, Tara L. Jackson, Tia Y. Jerome-Tobin, Krista Johnson, Cierra C.

Jones, Sharmeria M. Jones, Tara M. Koenig, Angelique M.

Major, Catheryn L. Miller. Dijonnaise A. Reves, Randi S. Sanders, Sara E.

Santa Cruze-Davis, Charity

Smith, Brittanev C. Taylor, Kristen E. Venzant, Laketria R. Washington, LaSonja S. Wheeler, Cierra S. Williamson, Tara J.

Wilson, Ebony L.

Motion was made by Paulette Walker, seconded by Yolanda Burnom and unanimously carried, to approve the following applicants to sit for the ASWB Clinical exam for licensing as a Licensed Clinical Social Worker:

Broussard, Julia Munguia, Christina (Morris) Cross, Ashley Rivera, Claudia

Daniels-Jones, Qiana (Boudreaux), Shaw, Melissa

Dawson, Paulette

Dinehart, Fran

Dorsey, D'Juan Sr.

Flowers, Ravae

Flowers, Raytlyn

Hayes, Jennifer

Jackson, Amy

Smith, Tonja

Tanner, Trayon

Tucker, Lauren

Voinche, Patrick

Walker, Ashley

Weaver, Keshia

White, Angela

Lee, Michaela

Motion was made by Yolanda Burnom, seconded by John Shalett and unanimously carried, to issue LCSW through endorsement to the following applicants:

Adsit-McGriff, Susan (END-MO)

Bailey, Gwendolyn (END-MO)

Breaux, Juliee (END-GA)

Fridrick, Richard (END-TN)

Morgan, Angele (END-VA)

Vaughan, Diana (END-MD)

Renewal Applications

Motion was made by Yolanda Burnom, seconded by Peggy Salley and unanimously carried, to deny the 2015-2016 renewal application submitted by **Jennifer Thompson** because the board does not have the authority to accept a renewal application after February 28, 2016.

EXECUTIVE SESSION

Motion was made by John Shalett, seconded by Paulette Walker and unanimously carried, to go into Executive Session at 12:25 p.m. for the following reasons:

to discuss the character, professional competence, or physical or mental health of a person, provided that such person is notified in writing at least twenty-four hours before the meeting, and/or to discuss prospective litigation.

Votes for going into Executive Session: Yolanda Burnom, yes; Peggy Salley, yes; John Shalett, yes; Robert Showers, yes; Carla Moore, yes; and Paulette Walker, yes.

Motion was made by Robert Showers, seconded by Yolanda Burnom and unanimously carried, to come out of Executive Session at 12:35 p.m.

Impaired Professional Program Monitoring Report

Motion was made by John Shalett, seconded by Yolanda Burnom and unanimously carried, to accept the report provided by Kathie Pohlman, IPP Manager.

Adjourned at 12:36 p.m.	
Judith Haspel, LCSW Chairperson	Carla Moore, LMSW Secretary-Treasurer