Minutes of the Meeting of the Louisiana State Board of Social Work Examiners November 18, 2011

John McBride, LCSW, Chairman, called the meeting to order at 9:00 a.m., Friday, November 18, 2011, in the Conference Room at the Board office located at 18550 Highland Road, Suite B, Baton Rouge, Louisiana. Emily Efferson, Administrator, and Regina Breaux, Administrative Assistant, were present for the entire meeting. Other individuals present for a portion of the meeting were Trey Bickham, Kyra Johnson, Rachel O'Pry, Josie McKnight, Christine Netherland, Kendra Smith, LaQuinta Watkins, and Joycelyn Edwards.

Lisa Lipsey, LCSW, conducted roll call. Board members present included Evelyn Jenkins, LCSW, John McBride, LCSW, Hope Himel-Benson, LCSW, Michael Hickerson, RSW, and Lisa Lipsey, LCSW.

PUBLIC COMMENTS

There were no comments from the public.

AGENDA

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to accept the agenda as amended.

Executive Session- Meeting with G. Papale & E. Boyce regarding File #2011-76 Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to go in to Executive Session at 8:37 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 for investigative proceedings regarding allegations of misconduct.

Votes for going in to Executive Session: John McBride yes; Evelyn Jenkins, yes; Hope Himel-Benson, yes; Michael Hickerson, yes, and Lisa Lipsey, yes.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to come out of Executive Session at 9:30 a.m.

ADMINISTRATIVE HEARING

A hearing in the matter of Administrative Complaint #2011-89 against Marjorie Szerlip was conducted. George Papale was present as legal counsel for the Board. Emalie Boyce, Assistant Attorney General, was present as prosecution on behalf of the State of Louisiana. A court reporter from Baton Rouge Court Reporters was present to record the proceedings. The hearing panel consisted of board members, Michael Hickerson, RSW, Lisa Lipsey, LCSW, Evelyn Jenkins, LCSW, Hope Himel-

Benson, and John McBride, LCSW. John McBride served as the Presiding Officer. Ms. Szerlip was not present for the proceedings.

EXECUTIVE SESSION

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to go in to Executive Session at 9:51 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 for investigative proceedings regarding allegations of misconduct.

Votes for going in to Executive Session: John McBride yes; Evelyn Jenkins, yes; Hope Himel-Benson, yes; Michael Hickerson, yes, and Lisa Lipsey, yes.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to come out of Executive Session at 12:05 p.m. to make the following motions:

IPP MONITORING REPORT

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to accept the monitoring report submitted by Sherril Rudd, IPP Manager.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to send certified notification to **JG-09** notifying her that she has ten days to submit evidence showing that she is in compliance with her Consent Agreement and Order.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to not allow **AH-11** to do distance therapy as part of her therapy requirement for the Participation Agreement. The therapy must be face-to-face.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to deny the request submitted by **MP-10** to be released early from the IPP.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to draft an administrative complaint for **FJ-11** for failure to notifying her that she has ten days to submit evidence showing that she is in compliance with her Consent Agreement and Order.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to send certified notification to **DW-09** notifying him that he has ten days to submit evidence showing that he is in compliance with his Consent Agreement and Order.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to send certified notification to **DL-09** notifying him that he has ten days to submit evidence showing that he is in compliance with his Consent Agreement and Order.

BOARD/STAFF ISSUES

Report from Emalie Boyce- Emalie Boyce, AAG, submitted a report from the FARB meeting that she attended in Park City, Utah. Ms. Boyce reported that the conference will be used as a resource for her services to the Board and that this conference will assist her in the future for better serving the Board.

Proposed Changes to Consent Agreement & Orders- Members of the board discussed new changes to the Consent Agreement & Orders that are issued to individuals that have practiced social work in the state without a credential issued by the LABSWE. Members of the board were agreeable to the new process.

Minutes- Motion was made by Michael Hickerson, seconded by Hope Himel-Benson and unanimously carried, to accept the minutes as presented for the September 30, 2011, board meeting.

COMPLIANCE HEARING

Deann Boyette requested a Compliance Hearing to appeal the board's decision to deny her LMSW application on September 30, 2011. Her application was denied because she has been working as a social worker without a credential and her affirmative answers on her application. Ms. Boyette testified that she has not had a relapse in three years. She also testified that she did not consider her position as social work.

Madelyn Brown requested a Compliance Hearing to appeal the board's decision to deny her RSW application on September 30, 2011. Her application was denied because her application documents that she has been practicing social work without a credential issued by the LABSWE. Ms. Brown testified that she is a W-2 employee for Goodwill Industries in the contracts department. She also testified that she did not consider her position at Goodwill Industries to be social work.

CORRESPONDENCE

Brandy Klingman, LMSW & Jenna Estis, CSW – Motion was made by Hope Himel-Benson, seconded by Evelyn Jenkins and carried, to move this matter to Executive Session as 11(b). Motion was abstained by Michael Hickerson and Lisa Lipsey.

COMPLIANCE HEARING

Cherise Early requested a Compliance Hearing to appeal the board's decision to deny her RSW application on September 30, 2011. Her application was denied because of the results of her criminal record check. Ms. Early testified that she had a joint checking account with her father. His ex-girlfriend wrote NSF checks on the account without her knowledge. She stated that she did not know that this was on her record because it was determined that it was not her signature on the checks.

CORRESPONDENCE

Christy Dimos, LMSW - Members of the board reviewed correspondence submitted by Ms. Dimos. Ms. Dimos presented a situation that she had an adult client that is not a legal. She has suspicion that the client is being taken advantage of by his employer. Members of the board advised Ms. Dimos that this is outside of the boards purview. Ms. Dimos was encouraged to contact Adult Protective Services to inquire of the client could be assisted through their program.

Association of Black Social Workers – Motion was made by Lisa Lipsey, seconded by Evelyn Jenkins and unanimously carried, to approve the Association of Black Social Workers as a continuing education approval organization. Their approval is from November 18, 2011- November 18, 2016.

Tulane School of Social Work- Motion was made by Lisa Lipsey, seconded by Hope Himel-Benson and unanimously carried, to approve Tulane School of Social Work as a continuing education approval organization. Their approval is from November 18, 2011-November 18, 2016.

Christine Netherland, RSW – Members of the board reviewed correspondence submitted by Ms. Netherland. Ms. Netherland requested the board to approve her attendance board meeting to used toward the ethics requirement of her Consent Agreement and Order. Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried approve the request submitted by Ms. Netherland.

Stephanie Lemoine, LCSW – Motion was made by Hope Himel-Benson, seconded by Michael Hickerson and unanimously carried, to allow Ms. Lemoine to complete her continuing education hours via distance learning for the 2011-2011 CE collection period. The exception will be granted once the board office has received documentation of her medical condition from her physician.

National Association of Social Workers- LA Chapter- Members of the board reviewed correspondence submitted by the NASW requesting clarification for the need for LCSW supervision of an LMSW when the employing agency does not provide psychotherapy. Board members responded that it is not required for an LMSW to receive supervision if they are not rendering psychotherapeutic services. They were reminded that should the LMSW want to pursue the LCSW, they would be required to complete the supervision requirements as dictated in Rule 503, of the Rules, Standards and Procedures.

Alexis Carey, LCSW – Members of the board reviewed correspondence submitted by Alexia Carey, LCSW. Ms. Carey was advised that the Rules, Standards and Procedures and the Louisiana Social Work Practice Act, do not prohibit discussing client cases

while in supervision. Ms. Carey was encouraged to contact her agencies legal counsel for advise.

EXECUTIVE SESSION

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to go in to Executive Session at 3:00 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 for investigative proceedings regarding allegations of misconduct.

Votes for going in to Executive Session: John McBride yes; Evelyn Jenkins, yes; Hope Himel-Benson, yes; Michael Hickerson, yes, and Lisa Lipsey, yes.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to come out of Executive Session at 4:00 p.m.

Meeting with JT-09

JT-09 met with the board to discuss his non-compliance of his Participation Agreement. JT-09 stated that just forgot to check in with Affinity. JT-09 was advised by the board that 100% compliance with the Impaired Professional Program (IPP) Participation Agreement is expected, and not to miss any more call-ins.

Meeting with OT-10

OT-10 met with the board to discuss her non-compliance of her Participation Agreement. OT-10 stated that she thought she was fulfilling all of her obligations, but recently realized that she has not been completing the weekly psychotherapy requirement. OT-10 was advised by the board that 100% compliance with the Impaired Professional Program (IPP) Participation Agreement is expected. Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to allow an LCSW to provide her supervision. She cannot choose an LCSW with whom she has had a personal relationship with.

CORRESPONDENCE

Tina Granger, LMSW – Members of the board reviewed correspondence submitted by Tina Granger. Ms. Granger requested the board to allow her to use her collegiate instruction in the field of sociology to be used toward her professional experience requirement for the LCSW. Motion was made by Hope Himel-Benson, seconded by Michael Hickerson and unanimously carried, to deny the request. The rules specifically state that you must provide direct or indirect "social work" services for the hours to count.

Jane Hyde, LCSW & Tahanna Francis, LMSW – Motion was made by Hope Himel-Benson, seconded by Michael Hickerson and unanimously carried to deny the request to not back date the time that supervision credit began because of a delay in getting the updated plan to the board office within 30 days of the change. Her Plan of Supervision will be back dated 60 days from the date of receipt.

Latricia Oliver, LMSW - Motion was made by Hope Himel-Benson, seconded by Michael Hickerson and unanimously carried to deny the request to not back date the time that supervision credit began because of a delay in getting the updated plan to the board office within 30 days of the change. Her Plan of Supervision will be back dated 60 days from the date of receipt.

BOARD/STAFF ISSUES

Report on ASWB Fall Delegate Assembly- Michael Hickerson reported on the fall delegate assembly. The spring education meeting will be held in Kentucky. Ms. Efferson discussed what the topics were for the administrator's forum.

Request for feedback regarding telepractice from Dr. Frederick Reamer- Members of the board requested Dr. Reamer to submit his questions in writing.

Recommended policy regarding the unlicensed practice of social work- Members of the board discussed what will be put into Consent Agreement and Orders that are offered to individuals that have practiced social work in the state without a credential.

Board Orientation Workshop Overview 10/07/11- Members of the board reviewed evaluations submitted by participants of the Board Orientation Workshop that was presented by Dr. Oriehuela. The workshop received favorable responses.

English as a Second Language (ESL) Policy - Motion was made by Lisa Lipsey, seconded by Evelyn Jenkins and unanimously carried, to allow ESL accommodations while taking the ASWB examination.

FARB Renewal - Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to renew the annual membership with FARB.

Report of Legal Review/IPP Manual – Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to approve all changes recommended by George Papale, legal counsel, to the proposed IPP Manual.

Response from G. Papale re: LSBEP's Letter - Members of the board reviewed the response submitted by George Papale, legal counsel.

Report on presentation delivered at the "Together We Can Conference"- Evelyn Jenkins reported that she and John McBride presented at the conference. They received favorable comments on the presentation.

Report on CAC Conference- Regina Breaux reported on the CAC conference that was held in Washington, D.C. Ms. Breaux reported on recent regulation in other states along with examples of what other jurisdictions are including in their sanctions.

Financial

EM-

Executive Session

Motion was made by Lisa Lipsey, seconded by Hope Himel-Benson and unanimously carried, to go in to Executive Session at 5:50 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 for investigative proceedings regarding allegations of misconduct.

Votes for going in to Executive Session: John McBride yes; Evelyn Jenkins, yes; Hope Himel-Benson, yes; Michael Hickerson, yes, and Lisa Lipsey, yes.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to come out of Executive Session at 6:00 p.m. to make the following motions:

Compliance Hearing Decisions

Motion was made by Evelyn Jenkins, seconded by Hope Himel-Benson and unanimously carried, to offer **Deann Boyette**, **MSW**, a Level 4 Consent Agreement and Order for working as a social worker without a credential. Should Ms. Boyette accept the Consent Agreement, she will be issued the CSW along with approval to take the examination for the LMSW. Ms. Boyette must cease her practice of social work until she is able to secure the proper credential.

Motion was made by Hope Himel-Benson, seconded by Evelyn Jenkins and unanimously carried, to offer **Madelyn Brown, MSW**, a Level 4 Consent Agreement and Order for working as a social worker without a credential. Should Ms. Brown accept the Consent Agreement and Order, she will be issued the RSW. Ms. Brown must cease her practice of social work until she is able to secure the proper credential.

Motion was made by Hope Himel-Benson, seconded by Evelyn Jenkins and unanimously carried, to approve **Cherise Early, MSW**, for the Registered Social Worker registration.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried to suspend the meeting until 8:30 a.m.

Louisiana State Board of Social Work Examiners November 19, 2011

John McBride, LCSW, Chairman, called the meeting to order at 8:30 a.m., Saturday, November 19, 2011, in the Conference Room at the Board office located at 18550 Highland Road, Suite B, Baton Rouge, Louisiana. Emily Efferson, Administrator, and Regina Breaux, Administrative Assistant, were present for the entire meeting.

Lisa Lipsey, LCSW, conducted roll call. Board members present included Evelyn Jenkins, LCSW, John McBride, LCSW, Hope Himel-Benson, LCSW, Michael Hickerson, RSW, and Lisa Lipsey, LCSW.

Executive Session

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to go in to Executive Session at 8:30 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 for investigative proceedings regarding allegations of misconduct.

Votes for going in to Executive Session: John McBride yes; Evelyn Jenkins, yes; Hope Himel-Benson, yes; Michael Hickerson, yes, and Lisa Lipsey, yes.

Motion was made by Hope Himel-Benson, seconded by Evelyn Jenkins and unanimously carried, to come out of Executive Session at 11:22 a.m. to make the following motions:

MONITORING REPORTS- DISCIPLINARY REPORT

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried to send Katheryn Brown certified notification thatGP letter

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to accept the supervision report submitted by Anita Evans, LCSW-BACS, on behalf of Christopher Geske, LCSW.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to release Kimberly Hawkins, MSW, from her Consent Agreement and Order. Ms. Hawkins has successfully completed all the terms of her agreement.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to approve the supervision report submitted by Joy McElveen, LCSW-BACS, on behalf of Norlarn Hayes, LCSW.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to approve the supervision report submitted by Mary Dyer Morris, LCSW-BACS, on behalf of Anissa Horne, LCSW.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to request additional information from D.G. pertaining to her self-report.

New Complaints

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to request the respondent for **Complaint #2012-33** to submit a written response to the allegations for possible violations of Rule 107(A), (B), and La. R.S. 2717 A (7), (11).

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to request respondent for **Complaint #2012-47** to submit a written response along with a detailed job description to the allegations for possible violations of Rule 202A and La. R.S. 2709.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to request the respondent for **Complaint #2012-50** to submit a written response to the allegations.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to dismiss **Complaint #2012-51**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to request the respondent for **Complaint #2012-52** to submit a written response to the allegations for possible violations of Rule 303A and La. R.S. 2709, 2717A(4)(5).

Motion was made by Michael Hickerson, seconded by Evenlyn Jenkins and unanimously carried, to request respondent for Complaint **#2012-53** to submit a written response to the allegations.

Motion was made by Lisa Lipsey, seconded by Michael Hickerson and unanimously carried, to dismiss **Complaint #2012-54**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to dismiss **Complaint #2012-55**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures. This situation does not fall under the board's purview.

EM- I need your help with Klingman and Rosenblum, they were the 2 that were moved from correspondence to executive session.

PENDING COMPLAINTS

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to close the file for **Complaint #2010-150** due to the respondents incarceration.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to dismiss **Complaint #2011-56**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to dismiss **Complaint #2011-80**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to dismiss **Complaint #2012-04**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to dismiss **Complaint #2012-23**, for failure to rise to a level of a violation of the Louisiana Social Work Practice Act or Rules, Standards and Procedures.

RENEWAL APPLICATIONS

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to deny the renewal application submitted by Ferrante Noah, MSW. Mr. Noah has been offered a Compliance Hearing.

New Applications

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to offer **Rashain Carriere-Williams** a Level 4 Consent Agreement and Order for working as a social worker without an active credential.

Motion was made by Lisa Lipsey, seconded by Michael Hickerson and unanimously carried, to offer **Avin Oddo**, **MSW**, a Level 2 Consent Agreement and Order for working as a social worker without a credential.

Motion was made by Lisa Lipsey, seconded by Michael Hickerson and unanimously carried, to issue **Alonzo Powell, MSW**, a cease and desist order along with a Level 3 Consent Agreement and Order for working as a social worker without a credential.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to deny the application submitted by **Daymond Williams**. Mr. Williams has been offered a Compliance Hearing.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to offer **Amanda Yaggy, MSW**, a Level 2 Consent Agreement and Order for working as a social worker without an active credential.

Motion was made by Michael Hickerson, seconded by Lisa Lipsey and unanimously carried, to uphold the original decision to offer **Gary Guidry**, a Consent Agreement and Order for working without a credential.

Motion was made by Evelyn Jenkins, seconded by Michael Hickerson and unanimously carried, to deny the LCSW application submitted by **Pamela Ellender, MSW**. Ms. Ellender has been offered a Compliance Hearing.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to deny the RSW application submitted by **Deidra Miles, MSW**. Once the board office has received verification from the Office of Financial Assistance that she is no longer in default, her application will be reconsidered.

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to grant the following applicants registration as a **Registered Social Worker:**

Adams, LaJacklyn

Cloud, Deborah

Eugene, Janice

Bishop, Melissa

Dellsperger, Carrie

Gilyard-Gaut, Kimberly

Harper, Howard
Keys, La'Pearl
Neal, Melissa
Petties, Stacey
Trindle, Gabriela
Howard, Joann
Mondok, Alyse
Parker, Joanie
Pritchard, Brittany
Ward, Tonchelle

Wright-Watson, Denise

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins 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**:

Allah, Bishme Barnett, Leigh Bennett. Amanda Beverly, Gretchun Fox, Heidi Harris, Karrisa Harvey, Nicolette Iles, Brittany Kessing, Christina Kirk, Emily Lundy, Kimberly Mayes, Donielle Powers. Dolores Spann, Christina Staten, Shantelle Williams, Renee Young, Brandy Barton, Andy

George, Dana Walker, Christopher Wilkes, Mary Williams, Blanche

Riess, Frank

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to approve the following applicants to sit for the ASWB Clinical exam for licensing as a **Licensed Clinical Social Worker**:

Benge, Denise Bezdek, Mary
Dillard, Stacey Doughty, Marie
Durkin, Genevieve Garza, Me-Tari
Lahasky, Rachel Lundin, Dawn

Myers, Rebecca Ruffin-Williams, Lisa Smith, Tiffany Smithee, Melissa Stockdreher, Theresa Terrillion, Michael

Hearing Decision for Marjorie Szerlip

Em- I have notes on this, but I'm not clear on what all should go in the minutes? I also don't have motions for their final decision, weren't they supposed to make a motion on their decision?

Motion was made by Michael Hickerson, seconded by Evelyn Jenkins and unanimously carried, to adjourn the meeting at 11:45 a.m.

John McBride, LCSW	Lisa Lipsey, LCSW
Chairperson	Secretary-Treasurer