

STATE OF MAINE
BOARD OF SOCIAL WORKER LICENSURE
Minutes of March 9, 2007 Board Meeting

I. CALL TO ORDER

Derek Hussey established a quorum was present and called the meeting to order at 9:00 a.m.

Members present: Derek Hussey, Sharon Abrams, Sheila Thibodeau, Karen Fatz, and Ann Marie Mullins.

Others present: Penny Vaillancourt, Board Administrator; Colleen Eugley, Board Clerk; Robert Perkins, AAG; and Kevin Cookson, OLR Investigator.

Members Absent: Kathryn Klingaman.

II. OLD BUSINESS

A. Review and Approval of February 9, 2007 Minutes

Sharon Abrams made a motion to approve the minutes for February 9, 2007. The motion was seconded by Derek Hussey.

Vote: 5 in favor

III. NEW BUSINESS

A. Informal Conference – 10:00 a.m.

2006-SOC-2818

A motion was made by Derek Hussey and seconded by Sharon Abrams to offer the licensee a consent agreement, with the following terms: admission to violating 4.04 of the NASW Code of Ethics, and a formal warning.

Vote: 5 in favor

B. License Denial Hearing – 11:00 a.m.

• **Ernesto Silva, Jr.**

The hearing began at 12:04 p.m. and closed at 12:44 p.m.

A motion was made by Karen Fatz and seconded by Ann Marie Mullins to grant the appeal and issue the license.

The motion was amended to grant the appeal and issue the license upon the applicant providing evidence of employment and a consultation agreement.

Vote: 3 in favor (2 against – Sheila Thibodeau and Derek Hussey)

C. Complaint Presentations

2006-SOC-2522

A complaint was filed by a former employer against a LCSW, alleging unprofessional conduct. The complainant alleges that the licensee didn't report to work, missed client appointments, and abandoned clients.

After a review and discussion of the materials presented, a motion was made by Sharon Abrams and seconded by Derek Hussey to dismiss the complaint.

Vote: 4 in favor (1 recused – Karen Fatz)

2006-SOC-2740

A complaint was filed by a parent against a LCSW, alleging unprofessional conduct, who was working with a minor child involved in a child protective case. The complainant alleges that the LCSW did not return a retainer upon request.

After a review and discussion of the materials presented, a motion was made by Karen Fatz to continue the complaint for further investigation. The motion was seconded by Derek Hussey.

Vote: 5 in favor

2006-SOC-3037 (related to 2006-SOC-3042)

A complaint was filed by a parent against a LCSW, alleging unprofessional conduct, who was providing services to a minor child involved in a custody dispute. The complainant alleges that he was not provided access to treatment records.

After a review and discussion of the materials presented, Karen Fatz made a motion to refer the matter for an adjudicatory hearing for a violation of the NASW Code of Ethics 1.08(a) (access to records). Sharon Abrams seconded the motion.

Vote: 4 in favor (1 against – Ann Marie Mullins)

Karen Fatz made an additional motion to offer the licensee a consent agreement, with the following terms: admission to the violation, and a formal warning. The motion was seconded by Derek Hussey.

Vote: 4 in favor (1 against – Ann Marie Mullins)

2006-SOC-3042 (related to 2006-SOC-3037)

A complaint was filed by a parent against a LSW, alleging unprofessional conduct while working for an agency and providing services to a minor child involved in a custody battle. The complainant alleges that the licensee was involved with amending the divorce order and assisting in obtaining a Protection From Abuse order.

After review and discussion of the materials presented, Karen Fatz made a motion to dismiss the complaint. Ann Marie Mullins seconded the motion.

Vote: 5 in favor

2006-SOC-3218

A complaint was filed by a family member against a DHHS LSW, alleging unprofessional conduct in a child protective case.

After review and discussion of the materials presented, Karen Fatz made a motion to dismiss the complaint. The motion was seconded by Sharon Abrams.

Vote: 5 in favor

D. Complaint Items

SW-455 – Day – Review amended consent agreement

Ann Marie Mullins made a motion to approve the consent agreement, as amended. Sharon Abrams seconded the motion.

Vote: 5 in favor

SW-374 – Coburn

Derek Hussey made a motion to have Cathy Neumann send a letter to the licensee regarding consultation. The motion was seconded by Karen Fatz.

Vote: 5 in favor

2006-SOC-2609 – Mortelliti

A motion was made by Derek Hussey to approve the consultation and to include a reminder that the consultant is an agent of the Board. Ann Marie Mullins seconded the motion.

Vote: 5 in favor

Scott Davis – Review Decision and Order

Derek Hussey made a motion to approve the Decision and Order. Karen Fatz seconded the motion.

Vote: 5 in favor

C. CEU Pre-Approval Applications

AdCare Educational Institute (2) - Approved

Spring Harbor Hospital - Approved

Lorman Business Center - Approved

Center for Juvenile Justice/Spurwink - Approved

MEDS-PDN - Approved

Youth Alternatives - Approved

Chandler Bay Resources - Approved

ME Assembly on School-Based Health Care/Medical Care Dev. (2) - Approved

Partnership For a Tobacco-Free Maine - Approved

D. Correspondence

Claire Roger-Anctil

Derek Hussey made a motion to extend the deadline to submit continuing education documentation to July 15. Ann Marie Mullins seconded the motion.

Vote: 5 in favor

E. Renewal Applications

Timothy True

Derek Hussey made a motion to grant a six-month extension for submission of continuing education documentation. The motion was seconded by Karen Fatz.

Vote: 5 in favor

Barbara Bogus

Ann Marie Mullins made a motion to grant a waiver for continuing education because of an extreme hardship. The motion was seconded by Derek Hussey.

Vote: 5 in favor

E. Transcript Review for Clinical Concentration

Ann Eskilsen - Incomplete

F. Degree Inquiries

Heather Henderson – Not sufficiently related

G. Inactive Status to Active Status

Cynthia Braun

Motion made by Derek Hussey and seconded by Ann Marie Mullins to approve the request.

Vote: 5 in favor

H. Exam Accommodations

Lee Broder - Approved

Julie Herrick - Approved

I. Administrator's Report

Penny Vaillancourt provided the Board with updates regarding renewals, legislation, and the scheduling of another informational session this spring.

IV. ADJOURN

There being no further business to discuss, the meeting was adjourned at 2:40 p.m.

The next meeting is scheduled for April 13, 2007, in the Androscoggin Room.

Respectfully submitted,

Colleen Eugley
Board Clerk