



Janet T. Mills  
Governor

STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL & FINANCIAL REGULATION  
OFFICE OF PROFESSIONAL & OCCUPATIONAL REGULATION  
BOARD OF SOCIAL WORKER LICENSURE  
76 NORTHERN AVENUE  
GARDINER, MAINE 04345

Anne L. Head  
Commissioner

**Board of Social Worker Licensure  
Public Board Meeting  
Friday, May 10, 2024**

**MINUTES**

**MEMBERS PRESENT**

Linda Butler, Board Chair  
Lee-Andra D'Attilio, Vice Chair  
Benjamin Strick, Complaint Officer  
Angela Fileccia  
Christopher Leighton, Public Member

**STAFF PRESENT**

Samantha Morgan, Assistant Attorney General  
Kristina Halvorsen, Board Administrator  
George Morgan, Board Investigator  
Jessica Cirello, Professional Licensing Supervisor

**CALL TO ORDER**

Board Chair, Linda Butler, called the meeting to order at 9:08 a.m.

**MINUTES REVIEW AND APPROVAL**

Review and approval of the April 12, 2024 minutes.

A motion was made by Lee-Andra D'Attilio and seconded by Benjamin Strick to approve the minutes as written.

**Vote: 5 in favor.**

**COMPLAINT PRESENTATIONS**

2023-SOC-19689

A motion was made by Angela Fileccia and seconded by Lee-Andra D'Attilio to set this matter for an adjudicatory hearing and offer a consent agreement, in lieu of a hearing, siting NASW Code of Ethics 1.04A (working outside of scope of practice) and 10 M.R.S. §8003 5-A(A)(6) (working beyond scope of practice) and 32 M.R.S. 7053-A(4) (scope of practice), with: a warning; and 1 hour of consultation a month for 12 months, focusing on scope of practice, with a Board-approved Maine LCSW consultant. The Board also directed Board staff to refer this complaint to Maine DHHS's Medical Facilities Board.

**Vote: 4 in favor, 1 abstained: Benjamin Strick.**

2024-SOC-19812

A motion was made by Angela Fileccia and seconded by Christopher Leighton to dismiss this complaint due to the lack of evidence of a violation of Board laws or rules and issue a letter of guidance, citing NASW Code of Ethics 3.04A (documentation) and discussing the importance of thorough and detailed documentation, which will stay in the licensee's file for 1 month.

**Vote: 4 in favor, 1 abstained: Benjamin Strick.**

2024-SOC-19860

A motion was made by Angela Fileccia and seconded by Lee-Andra D'Attilio to dismiss this complaint due to the lack of evidence of a violation of Board laws or rules and issue a letter of guidance, citing NASW Code of Ethics 1.01 (commitment to clients), 1.02 (self-determination) and 3.04A (documentation) and discussing client discharges and accurate documentation, which will stay in the licensee's file for 2 years.

**Vote: 4 in favor, 1 abstained: Benjamin Strick.**

**Meeting break: 10:25 a.m.-10:37 a.m.**

2024-SOC-19723

A motion was made by Linda Butler and seconded by Christopher Leighton to enter executive session pursuant to 1 M.R.S. § 405(6)F and 22 M.R.S. § 1711-C (advice from Board's legal counsel).

**Vote: 5 in favor.**

**Executive session: 11:15 a.m.-11:25 a.m.**

A motion was made by Linda Butler and seconded by Lee-Andra D'Attilio to set this matter for an adjudicatory hearing and offer a consent agreement, in lieu of a hearing, citing NASW Code of Ethics 1.06B (exploitation), 1.06C (dual relationship) and 2.05A (consultation) with; a reprimand; revocation of licensure; the agreement the licensee will not reapply for licensure for 10 years; and a civil penalty of \$4500 (\$1500 per violation).

**Vote: 4 in favor, 1 abstained: Benjamin Strick.**

**Christopher Leighton left the meeting at 11:38 a.m.**

**Meeting break: 11:40 a.m.-11:46 a.m.**

**COMPLAINT COMPLIANCE ITEMS**

2023-SOC-18877; 18878 Quarterly Report Review

A motion was made by Linda Butler and seconded by Lee-Andra D’Attilio to accept the reports as submitted.

**Vote: 4 in favor.**

2023-SOC-18938 Quarterly Report Review

A motion was made by Linda Butler and seconded by Lee-Andra D’Attilio to reject these reports and direct Board staff to request the correct monthly consultation report instead of the duplicated report.

**Vote: 4 in favor.**

2023-SOC-19166 Quarterly Report Review

A motion was made by Lee-Andra D’Attilio and seconded by Benjamin Strick to accept the reports as submitted.

**Vote: 4 in favor.**

**APPLICATION REVIEWS**

Initial Application: Brooke Wallace

A motion was made by Benjamin Strick and seconded by Linda Butler to grant this application for licensure.

**Vote: 4 in favor.**

Initial Application: Jennifer (Formicola) Mc Auley

A motion was made by Benjamin Strick and seconded by Angela Fileccia to allow the applicant to convert the pending LCSW application to a LMSW-cc application and to grant the LMSW-cc application, therefore, cancelling the scheduled hearing for this matter.

**Vote: 4 in favor.**

**DELEGATION ORDER REVIEW**

Continuing Education Noncompliance

A motion was made by Angela Fileccia and seconded by Lee-Andra D'Attilio to accept this delegation order with the removal of the civil penalty for licensees who answer honestly about continuing education noncompliance as listed in paragraph 5(B).

**Vote: 3 in favor, 1 opposed: Linda Butler.**

#### **VOTE TO APPOINT COMPACT COMMISSIONER**

A motion was made by Benjamin Strick and seconded by Lee-Andra D'Attilio to nominate Angela Fileccia as the Board's Compact Commissioner.

**Vote: 4 in favor.**

#### **ADMINISTRATOR'S REPORT**

Board Administrator, Kristina Halvorsen, discussed the Board's current licensure numbers and forwarded this data to Board members. The amount of submitted applications continues to grow for all the mental health Boards.

Kristina discussed new Board staff members and the training progress.

Commissioner Head met with the Governor's Office last week to discuss Board member vacancies for all OPOR Boards.

#### **OPPORTUNITY FOR PUBLIC COMMENT**

None

#### **ADJOURNMENT**

A motion was made by Benjamin Strick and seconded by Angela Fileccia to adjourn the meeting at 12:33 p.m.

**Vote: 4 in favor.**