

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

**STATE BOARD OF SOCIAL WORKERS,
MARRIAGE AND FAMILY THERAPISTS,
AND PROFESSIONAL COUNSELORS**

TIME: 9:32 A.M.

PENNSYLVANIA DEPARTMENT OF STATE
Board Room C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

October 22, 2019

1 State Board of Social Workers,
2 Marriage and Family Therapists,
3 and Professional Counselors
4 October 22, 2019

5
6
7 BOARD MEMBERS:

8
9 Renee J. Cardone, MSW, LCSW, Chair
10 Joy E. Corby, Ph.D., LMFT, Vice Chair
11 K. Kalonji Johnson, Acting Commissioner, Bureau of
12 Professional and Occupational Affairs
13 Jeanne Elberfeld, M.D., LSW
14 Christian Jordal, Ph.D., LMFT - Absent
15 Amy K. Keisling, LCSW
16 Kurt L. Kraus, Ed.D., NCC, ACS, LPC
17 Linda A. Martin, LCSW, RN
18 Marilyn L. Painter, Public Member - Absent
19 Michelle Santiago, Psy.D., LPC
20

21
22 BUREAU PERSONNEL:

23
24 Dana M. Wucinski, Esquire, Board Counsel/Regulatory
25 Board Counsel
26 Heather J. McCarthy, Esquire, Board Prosecution
27 Liaison
28 Amanda Wojciechowski, Esquire, Board Prosecutor
29 J. Karl Geschwindt, Esquire, Board Prosecutor
30 James Ostman, Esquire, Board Prosecutor
31 Sandra E. Matter, Board Administrator
32

33
34 ALSO PRESENT:

35
36 Scott C. Baker, Ph.D., Respondent
37 Mark Weaver, Esquire, Counsel for Respondent
38 Latoya Smalls, MS, LBS, Respondent
39 Johanna Byrd, ACSW, IOM, CAE, Executive Director,
40 PA Chapter National Association of Social Workers
41
42
43
44
45
46
47
48
49
50
51

1 ***

2 State Board of Social Workers,
3 Marriage and Family Therapists
4 and Professional Counselors

5 October 22, 2019

6 ***

7 The regularly scheduled meeting of the State
8 Board of Social Workers, Marriage and Family
9 Therapists, and Professional Counselors was held on
10 Tuesday, October 22, 2019. Renee J. Cardone, MSW,
11 LCSW, Chair, called the meeting to order at 9:35 a.m.

12 ***

13 [Chair Cardone requested that the Board, Board staff,
14 and audience members introduce themselves for the
15 record.]

16 ***

17 [Amy K. Keisling, LCSW, and Kurt L. Kraus, LPC, exited
18 the meeting at 9:37 a.m. for recusal purposes.]

19 ***

20 Report of Prosecutorial Division

21 [Amanda Wojciechowski, Esquire, Board Prosecutor,
22 presented a Consent Agreement for Case No. 19-69-
23 008560.]

24 ***

25 [Amy K. Keisling, LCSW, and Kurt L. Kraus, LPC, re-

1 entered the meeting at 9:38 a.m.]

2 ***

3 [Heather J. McCarthy, Esquire, Board Prosecution
4 Liaison, on behalf of Tara Wikhian, Esquire, Board
5 Prosecutor, presented a Consent Agreement for Case No.
6 14-69-05131 and Case No 18-69-001869.]

7 ***

8 Report of Board Counsel

9 [Dana Wucinski, Esquire, Board Counsel, noted items
10 for discussion during Executive Session. She noted
11 hearings scheduled for 11:00 a.m. and 1:00 p.m.]

12 ***

13 Report of Board Chairperson

14 [Renee J. Cardone, MSW, LCSW, Chair, reported she will
15 be attending the Association of Social Work Boards
16 (ASWB) meeting in Orlando, Florida, November 7 - 9,
17 2019.]

18 ***

19 Report from Other Board Members

20 [Renee J. Cardone, MSW, LCSW, Chair, noted prior
21 discussion regarding the possibility of conducting
22 education sessions for candidates for licensure and
23 current licensees. These education sessions would
24 answer questions regarding the practices and authority
25 of the Board.

1 Ms. Wucinski suggested that Ms. McCarthy encourage
2 the students to attend Board meetings in her
3 presentations at the schools. Dr. Corby discussed the
4 importance of explaining the regulations to students.

5 Johanna Byrd, ACSW, IOM, CAE, Executive Director,
6 National Association of Social Workers, agreed with
7 approaching different student groups and professional
8 organizations for Board presentations.

9 Chair Cardone discussed dealing with the costs of
10 such presentations. Acting Commissioner Johnson noted
11 past presentations of the Board that were not well
12 attended. Chair Cardone clarified that the
13 presentations being discussed would be performed by a
14 few Board members, not the whole Board. Acting
15 Commissioner Johnson explained the costs to the Board
16 would be similar to approving participation of a Board
17 member to a conference. He discussed conducting
18 presentations at regional meetings.

19 Dr. Kraus suggested creating a webinar that may be
20 seen by anyone with internet access. There would be
21 no transportation costs, and it would also eliminate
22 an uncomfortable public forum. Chair Cardone
23 reiterated the need for also live presentations.

24 Ms. Byrd outlined the webinars provided by the
25 National Association of Social Workers. She stated

1 the details can be developed for live presentations.
2 Ms. Martin discussed gathering more interest for the
3 presentations by offering continuing education credits
4 to the different agencies.

5 Acting Commissioner Johnson noted that the content
6 of the material would not change whether the
7 presentation is via webinar or live. The Director of
8 Governmental Affairs can reach out to various
9 stakeholders with contact information. Mr. Johnson
10 discussed the capability for broadcast streaming and
11 the archiving of that streaming for continued access.
12 He recapped the process for advertising these
13 presentations. Dr. Elberfeld suggested inviting the
14 members to view the setup of the videotaping. Mr.
15 Johnson outlined the crafting of the webinar
16 presentation.

17 Chair Cardone suggested videotaping one of the
18 Board meetings. The Board discussed developing a
19 format for a webinar for the Board's consideration.
20 Mr. Johnson explained that the Board Administrator
21 would work with him and the State's staff for the
22 development and videotaping of a webinar.

23 Chair Cardone inquired as to volunteers to serve
24 on a committee to development the format for a
25 webinar. Dr. Corby, Dr. Kraus, and Dr. Elberfeld

1 volunteered to serve on the committee.]

2 CHAIR CARDONE:

3 So can we have a motion to create a
4 committee to explore setting up a
5 webinar to educate the public about the
6 work of the Board?

7 MS. KEISLING:

8 So moved.

9 CHAIR CARDONE:

10 Second?

11 ACTING COMMISSIONER JOHNSON:

12 Second.

13 CHAIR CARDONE:

14 All those in favor? All those opposed?

15 [The motion carried unanimously.]

16 ***

17 Report of Commissioner

18 [K. Kalonji Johnson, Acting Commissioner, Bureau of

19 Professional and Occupational Affairs, updated the

20 Board on the upgrades to the streaming technology,

21 modernizing the Board rooms, and analyzing the

22 utilization of the new technology. He discussed the

23 possibility for off-site candidate interviews.

24 Mr. Johnson reviewed changes in operational hours
25 for the Department of State buildings. Capitol Police

1 Officers will be handling the onsite security. Kiosks
2 and entrance to the buildings will be shut down at
3 4:00 p.m. Mr. Johnson outlined changes in protocol
4 for entry into the buildings commencing on November 1,
5 2019. State ID badges must be presented or visitor
6 credentials obtained for entry. Capitol Police will
7 be patrolling the facilities.

8 Chair Cardone thanked the Commissioner and staff
9 for their assistance with getting the Board's agenda
10 online. She discussed the inability to open agenda
11 documents. Acting Commissioner Johnson reviewed the
12 steps of staff to troubleshoot and resolve similar
13 issues. He also discussed the procedure for updating
14 and changing passwords every 60 days, as well as the
15 security processes.]

16 ***
17 [K. Kalonji Johnson, Acting Commissioner, Bureau of
18 Professional and Occupational Affairs, exited the
19 meeting at 10:26 a.m.]

20 ***
21 Report of Board Administrator
22 [Chair Cardone thanked Sandra E. Matter, Board
23 Administrator, for her assistance to the Board.]

24 ***
25 [Pursuant to Section 708(a)(5) of the Sunshine Act, at

1 10:26 a.m. the Board entered into Executive Session
2 with Dana M. Wucinski, Esquire, Board Counsel, for the
3 purpose of conducting quasi-judicial deliberations on
4 a number of matters that are currently pending before
5 the Board and to receive the advice of Counsel. The
6 Board returned to open session at 10:34 a.m.}

7 ***

8 Correspondence

9 [Chair Cardone discussed correspondence related to the
10 guidelines about social workers approving ESA
11 (Emotional Support Animals) requests. Ms. Wucinski
12 noted the correspondence was received as an FYI for
13 the Board. The scope of practice permits this
14 practice upon completion of training and acquiring the
15 expertise to do so. Ms. Wucinski noted questions
16 raised related to this practice and the possibility of
17 changing the Board's current regulations to address
18 the questions.

19 Ms. Keisling thought the letter to be extremely
20 useful in making people aware of this practice. Chair
21 Cardone suggested placing announcements regarding
22 conforming to the scope of practice on the Board's
23 website to address the matter.

24 Ms. Wucinski asked for direction from the Board
25 in responding to the correspondence, possibly taking

1 the correspondence under advisement or drafting
2 regulations to address ESA. Dr. Santiago discussed
3 different positions on ESA. She suggested considering
4 the guidelines of the Council on Social Work
5 Education's (CSWE) Minority Fellowship Program (MFP),
6 as well as the counselors, psychologists and medical
7 practitioners. There is no consensus on the
8 guidelines for ESA. Dr. Kraus recognized that
9 Domestic Abuse Intervention Services (DAIS) provides
10 direction on ESA services.

11 The Board directed that a thank-you response be
12 sent for the correspondence.]

13

14 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
15 10:42 a.m. the Board entered into Executive Session
16 with Dana M. Wucinski, Esquire, Board Counsel, for the
17 purpose of conducting quasi-judicial deliberations on
18 a number of matters that are currently pending before
19 the Board and to receive the advice of Counsel. The
20 Board returned to open session at 11:13 a.m.]

21

22 [A Formal Hearing was held from 11:13 a.m. until
23 12:25 p.m. in the matter of the Application for a
24 License by Examination to Practice Professional
25 Counseling of Scott C. Baker, Case No. 19-69-004998.]

1 ***

2 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
3 12:25 a.m. the Board entered into Executive Session
4 with Dana M. Wucinski, Esquire, Board Counsel, for the
5 purpose of conducting quasi-judicial deliberations on
6 a number of matters that are currently pending before
7 the Board and to receive the advice of Counsel. The
8 Board returned to open session at 12:30 a.m.]

9 ***

10 MOTIONS

11 MS. WUCINSKI:

12 Having returned from Executive Session,
13 I believe the Board will entertain a
14 motion to adopt the Consent Agreement at
15 Case No. 19-69-008560.

16 DR. CORBY:

17 So moved.

18 DR. SANTIAGO:

19 Second.

20 CHAIR CARDONE:

21 All those in favor? All those opposed?

22 Any abstentions?

23 [The motion carried. Amy K. Keisling, LCSW, and Kurt
24 L. Kraus, LPC, recused from deliberations and voting
25 on the motion. The name of that case being Ashley

1 Ohlinger, LSW.]

2

3 MS. WUCINSKI:

4

I believe the Board will entertain a

5

motion to adopt the Consent Agreement at

6

Case No. 14-69-05131.

7

DR. CORBY:

8

So moved.

9

MS. KEISLING:

10

Second.

11

CHAIR CARDONE:

12

All those in favor? All those opposed?

13

Any abstentions?

14

[The motion carried unanimously. The name of that

15

case being Anthony M. Horney, Jr., LCSW.]

16

17

MS. WUCINSKI:

18

I believe the Board will entertain a

19

motion to adopt the Consent Agreement at

20

Case No. 18-69-001869.

21

DR. SANTIAGO:

22

So moved.

23

DR. ELBERFELD:

24

Second.

25

CHAIR CARDONE:

1 All those in favor? All those opposed?
2 Abstentions?

3 [The motion carried unanimously. The name of that
4 case being Paul Albert Bensus, Jr., LPC.]

5 ***

6 MS. WUCINSKI:

7 I believe the Board will entertain a
8 motion to adopt as final the
9 Adjudication and Order in the case of
10 Camille Whitsett, Case No. 19-69-007005.

11 DR. KRAUS:

12 So moved.

13 DR. SANTIAGO:

14 Second.

15 CHAIR CARDONE:

16 All those in favor? All those opposed?
17 Abstentions?

18 [The motion carried unanimously.]

19 ***

20 MS. WUCINSKI:

21 I believe the Board will entertain a
22 motion to approve the education of
23 Anisha Pandey.

24 DR. CORBY:

25 So moved.

1 DR. ELBERFELD:

2 Second.

3 CHAIR CARDONE:

4 All those in favor? All those opposed?

5 Abstentions?

6 [The motion carried unanimously.]

7 ***

8 MS. WUCINSKI:

9 I believe the Board will entertain a
10 motion to approve the education of Anna
11 Dean and to issue a provisional license
12 under Act 41 to allow her to complete
13 two years of practice in the profession.

14 DR. KRAUS:

15 So moved.

16 DR. SANTIAGO:

17 Second.

18 CHAIR CARDONE:

19 All those in favor? All those opposed?

20 Abstentions?

21 [The motion carried unanimously.]

22 ***

23 MS. WUCINSKI:

24 I believe the Board will entertain a
25 motion to approve the renewal

1 application of PA Council of Children
2 Youth & Family Services (PCCYFS) as a
3 pre-approved provider retroactive to
4 March 1st, 2019.

5 DR. CORBY:

6 So moved.

7 MS. KEISLING:

8 Second.

9 CHAIR CARDONE:

10 All those in favor? All those opposed?
11 Abstentions?

12 [The motion carried unanimously.]

13 ***

14 MS. WUCINSKI:

15 I believe the Board will entertain a
16 motion to approve the request of Dianne
17 Bell, LCSW, ACSW, BCD, to grant a six-
18 month extension to complete continuing
19 education for the 2017-2019 biennial
20 renewal period.

21 DR. CORBY:

22 So moved.

23 DR. KRAUS:

24 Second.

25 CHAIR CARDONE:

1 All those in favor? All those opposed?
2 Abstentions?

3 [The motion carried. Dr. Santiago opposed the
4 motion.]

5 ***

6 MS. WUCINSKI:

7 I believe the Board will entertain a
8 motion to approve the request of
9 Salvatore Brucia, LSW, to grant a six-
10 month extension to complete continuing
11 education for the 2017-2019 biennial
12 renewal period.

13 MS. KEISLING:

14 So moved.

15 DR. CORBY:

16 Second.

17 CHAIR CARDONE:

18 All those in favor? All those opposed?
19 Abstentions?

20 [The motion carried. Dr. Santiago opposed the
21 motion.]

22 ***

23 MS. WUCINSKI:

24 I believe the Board will entertain a
25 motion to approve the request of

1 Katherine V. Jrateh, LSW, to grant a
2 six-month extension to complete
3 continuing education for the 2017-2019
4 biennial renewal period.

5 DR. CORBY:

6 So moved.

7 DR. KRAUS:

8 Second.

9 CHAIR CARDONE:

10 All those in favor? All those opposed?
11 Abstentions?

12 [The motion carried. Dr. Santiago opposed the
13 motion.]

14 ***

15 MS. WUCINSKI:

16 I believe the Board will entertain a
17 motion to approve the request of Rebecca
18 S. Williams, LPC, to grant a six-month
19 extension to complete continuing
20 education for the 2017-2019 biennial
21 renewal period and to allow her to
22 complete her continuing education CEs
23 online.

24 DR. SANTIAGO:

25 So moved.

1 DR. ELBERFELD:

2 Second.

3 CHAIR CARDONE:

4 All those in favor? All those opposed?

5 Abstentions?

6 [The motion carried unanimously.]

7 ***

8 MS. WUCINSKI:

9 I believe the Board will entertain a
10 motion to rescind the provisional denial
11 and to grant the Application for a
12 License by Examination to Practice
13 professional Counseling of Scott C.
14 Baker, Ph.D., Case No. 19-69-004998.

15 DR. KRAUS:

16 So moved.

17 DR. ELBERFELD:

18 Second.

19 CHAIR CARDONE:

20 All those in favor? All those opposed?

21 Abstentions?

22 [The motion carried unanimously.]

23 ***

24 [The Board recessed from 12:35 a.m. until 1:00 p.m.]

25 ***

1 [A Formal Hearing was held from 1:00 p.m. until
2 1:23 p.m. in the matter of the Application for a
3 License by Examination to Practice Professional
4 Counseling of Latoya Smalls, Case No. 19-69-008420.]

5 ***

6 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
7 1:23 p.m. the Board entered into Executive Session
8 with Dana M. Wucinski, Esquire, Board Counsel, for the
9 purpose of conducting quasi-judicial deliberations on
10 a number of matters that are currently pending before
11 the Board and to receive the advice of Counsel. The
12 Board returned to open session at 1:56 p.m.]

13 ***

14 MOTIONS

15 MS. WUCINSKI:

16 Having returned from Executive Session,
17 I believe the Board will entertain a
18 motion to rescind the provisional denial
19 and to approve the education of Latoya
20 Smalls, Case No. 19-69-008420.

21 DR. SANTIAGO:

22 So moved.

23 DR. KRAUS:

24 Second.

25 CHAIR CARDONE:

1 All those in favor? All those opposed?
2 Abstentions?

3 [The motion carried unanimously.]

4 ***

5 CHAIR CARDONE:

6 Motion to adjourn.

7 DR. CORBY:

8 So moved.

9 DR. KRAUS:

10 Second.

11 [The motion carried unanimously.]

12 ***

13 [There being no further business, the State Board of
14 Social Workers, Marriage and Family Therapists, and
15 Professional Counselors Meeting adjourned at
16 1:58 p.m.]

17 ***

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

CERTIFICATE

I hereby certify that the foregoing summary minutes of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors meeting.



Evan Bingaman,

Minute Clerk

Sargent's Court Reporting
Service, Inc.

STATE BOARD OF SOCIAL WORKERS,
MARRIAGE AND FAMILY THERAPISTS,
AND PROFESSIONAL COUNSELORS
REFERENCE INDEX

October 22, 2019

TIME	AGENDA
9:35	Official Call to Order
9:36	Introduction of Board/Audience Members
9:36	Approval of Minutes
9:37	Report of Prosecutorial Division
9:47	Report of Board Counsel
9:48	Report of Board Chairperson
9:49	Report of Other Board Members
10:11	Report of Commissioner
10:25	Report of Board Administrator
10:26	Executive Session
10:34	Return to Open Session
10:34	Correspondence
10:42	Executive Session
11:13	Return to Open Session
11:13	Formal Hearing - Scott C. Baker
12:25	Executive Session
12:30	Return to Open Session
12:30	Motions
12:35	Recess
1:00	Return to Open Session
1:00	Formal Hearing - Latoya Smalls
1:23	Executive Session
1:56	Return to Open Session

STATE BOARD OF SOCIAL WORKERS,
MARRIAGE AND FAMILY THERAPISTS,
AND PROFESSIONAL COUNSELORS
REFERENCE INDEX (Continued)

October 22, 2019

TIME AGENDA

1:56 Motions

1:58 Adjournment

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50