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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: 9:36 A.M.

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

July 31, 2018

1 State Board of Social Workers,
2 Marriage and Family Therapists
3 and Professional Counselors
4 July 31, 2018
5

6 BOARD MEMBERS:
7

8 Renee J. Cardone, MSW, LCSW, Chair
9 Ian J. Harlow, Commissioner of Professional and
10 Occupational Affairs - Absent
11 Joy E. Corby, Ph.D., LMFT, Vice Chair - Absent
12 Jeanne Elberfeld, M.D., LSW
13 David E. Gallick, MSW, LSW, LMFT
14 Christian Jordal, Ph.D., LMFT
15 Amy K. Keisling, LCSW
16 Kurt L. Kraus, Ed.D., NCC, ACS, LPC
17 Linda A. Martin, LCSW, RN
18 Teniola O. Osundeko, Ph.D., LCSW, SAP
19 Marilyn L. Painter, Public Member
20 Michelle Santiago, Psy.D., LPC
21
22

23 BUREAU PERSONNEL:
24

25 Dana M. Wucinski, Esquire, Board Counsel/Regulatory
26 Board Counsel
27 Bridget K. Guilfoyle, Esquire, Board Prosecution
28 Liaison
29 Heather J. McCarthy, Esquire, Board Prosecutor
30 Tara J. Smith, Esquire, Board Prosecutor
31 Andrea L. Costello, Esquire, Board Prosecutor
32 Codi M. Tucker, Esquire Board Prosecutor
33 Alissa Harrison, Esquire, Board Prosecutor
34 Erin Fure, Esquire, Board Prosecutor
35 J. Karl Geschwindt, Esquire, Board Prosecutor
36 Jacob (Jake) Derrick, Policy Analyst, Office of
37 Pennsylvania Governor Tom Wolf
38 Sandra E. Matter, Board Administrator
39
40

41 ALSO PRESENT:
42

43 Claudia J. Dewane, D.Ed., LCSW, BCD, Associate
44 Professor, College of Health Professions and Social
45 Work, Temple University
46 Johanna Byrd, ACSW, IOM, CAE, Executive Director,
47 National Association of Social Workers,
48 Pennsylvania Chapter
49 Robert L. Pierfy, Jr., Applicant
50

1 ***

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

5 July 31, 2018

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, July 31, 2018. Renee J. Cardone, MSW, LCSW,
11 Chair, called the meeting to order at 9:36 a.m.

12 ***

13 [Chair Cardone requested Board and audience members to
14 introduce themselves.]

15 ***

16 Approval of Minutes of the June 5, 2018 meeting

17 CHAIR CARDONE:

18 We will start the Board meeting with the
19 approval of the draft minutes. Are
20 there any revisions or corrections to
21 the minutes?

22 Can we have a motion to approve the
23 minutes?

24 MS. KEISLING:

25 So moved.

1 DR. OSUNDEKO:

2 Second.

3 CHAIR CARDONE:

4 All those in favor? All those opposed?

5 Any abstentions?

6 [The motion carried unanimously. Dr. Christian Jordal,
7 Dr. Michelle Santiago, Dr. Jeanne Elberfeld, and Ms.
8 Linda A. Martin, abstained from voting on the motion.]

9

10 ***

11 Report of Board Prosecutorial Division

12 [Bridget K. Guilfoyle, Esquire, Board Prosecution
13 Liaison, introduced Alissa Harrison, Esquire, as a new
14 board prosecutor.]

15 ***

16 [Marilyn L. Painter, Public Member, and David E.
17 Gallick, MSW, LSW, LMFT, exited the meeting at
18 9:39 a.m. for recusal purposes.]

19 ***

20 [Tara J. Smith, Esquire, Board Prosecutor, presented
21 the Consent Agreement for File No. 17-69-00645, which
22 was reviewed by the Probable Cause Screening
23 Committee.]

24 ***

25 [Marilyn L. Painter, Public Member, and David E.

1 Gallick, MSW, LSW, LMFT, reentered the meeting at
2 9:41 a.m.]

3 ***

4 [Andrea L. Costello, Esquire, Board Prosecutor,
5 presented the VRP Consent Agreement for File No. 18-
6 69-04076.]

7 ***

8 Report of Board Counsel

9 [Dana M. Wucinski, Esquire, Board Counsel, noted
10 matters for discussion during Executive Session and a
11 hearing scheduled for 11:00 a.m.

12 Ms. Wucinski referred to Senate Bill 530 becoming
13 effective at the end of October, which provides
14 definitions to words not previously defined and also
15 defines the independent practice of professions. She
16 stated individuals who meet the definition of
17 independent practice of clinical social work, marriage
18 and family therapy, or professional counseling, must
19 be licensed. She suggested placing guidance on the
20 website on the matter.

21 Ms. Wucinski discussed receiving questions
22 regarding licensed social workers not being able to
23 engage in an independent practice. She also noted
24 confusion with the word "affiliated" in the definition
25 of independent practice.

1 It was noted that Dr. Corby had requested that no
2 decisions be made on the matter until after the
3 September meeting. Ms. Wucinski suggested placing a
4 notice on the website after the September meeting.

5 Ms. Wucinski reviewed the complaint process. She
6 explained that prosecutors must rely on the
7 regulations in the act in order to file charges. She
8 noted that the regulations do not prohibit an LSW from
9 practicing independently.

10 Ms. Wucinski addressed supervision and
11 individuals working towards licensure. She discussed
12 the responsibility for treatment procedures being on
13 the supervisors.

14 Ms. Martin commented that the LSW licensure is a
15 provisional license based on graduation from a school
16 of social work, passing a licensing exam, and applying
17 for the LSW. The licensure does not include any
18 amount of supervised work after graduation.

19 Ms. Martin stated LCSW includes supervised work,
20 noting that an individual may practice independently.
21 She noted that as one of the main differences between
22 the LSW and LCSW.

23 Ms. Wucinski added that nowhere in the act or
24 regulations is an LSW referred to as a provisional
25 license. Nowhere in the practice of social work

1 definition is an individual prohibited from practicing
2 independently as an LSW.

3 Chair Cardone stated that diagnosis is limited to
4 the LCSW, and an LSW cannot diagnose, which limits the
5 degree to which an LSW can be in private practice.
6 She commented that a further review of the bill is
7 necessary.

8 Dr. Jordal reviewed the supervisor's
9 responsibilities regarding the business and ethics
10 aspect of an independent practice.

11 Chair Cardone noted the need for distinction
12 between supervisor as in consultative supervisor and a
13 supervisor towards licensure, noting that the
14 regulation clearly states that the supervisor towards
15 licensure is responsible for the candidate's practice.

16 Ms. Wucinski suggested placing Senate Bill 530 on
17 the agenda for later review.

18 Ms. Matter clarified the supervised clinical
19 experience requirements for marriage and family
20 therapists and professional counselors, which will now
21 allow an individual to obtain their supervised
22 clinical experience after obtaining their master's
23 degree instead of after the completion of 48 semester
24 credits or 72 quarter credits which is required in the
25 regulations at this time. She indicated that

1 regulations will need to be updated to provide the new
2 change.

3 Ms. Wucinski will place Senate Bill 530 back on
4 the agenda for the next Board meeting.

5 Ms. Wucinski addressed recusal guidelines.

6 Ms. Guilfoyle will request that Mr. Kevin Knipe
7 from the Professional Health Monitoring Program (PHMP)
8 provide a presentation to the Board regarding the
9 programs.]

10 ***

11 Miscellaneous - Board Meeting Dates

12 [Sandra E. Matter, Board Administrator, noted the 2019
13 Board meeting dates.]

14 ***

15 Report of Board Chair

16 [Renee J. Cardone, MSW, LCSW, Vice Chairperson,
17 welcomed new members. Chair Cardone discussed the
18 Association of Social Work Boards, referring to the
19 association as an international organization made up
20 of all of the state boards of social work in the
21 United States and Provinces of Canada. Chair Cardone
22 noted that ASWB offers free new Board member training.

23 Chair Cardone recommended that new Board members
24 attend the ASWB New Board Member Training.

25 Ms. Matter noted the need for the submission of

1 paperwork at least 60 days prior to any travel for
2 approval.

3 Chair Cardone informed new Board members that the
4 Board is working on regulations regarding supervisory
5 qualifications in all three professions that the Board
6 regulates but noted a moratorium on submitting the
7 regulations.

8 Ms. Wucinski noted the next committee meeting on
9 September 11, 2018, at 8:15.]

10 ***

11 Report of Commissioner - No Report

12 ***

13 Report of Other Board Members

14 [Marilyn L. Painter, Public Member, questioned whether
15 Board members received a Statement of Financial
16 Interest. Ms. Matter replied that the Statement of
17 Financial Interest is provided every year around
18 January.

19 Ms. Painter noted a concern with the "Clean Slate
20 Act" affecting questions on the applications. Ms.
21 Wucinski advised that a conviction may be expunged
22 after 10 years. Chair Cardone clarified this as a
23 movement for individuals with a criminal history to be
24 able to move forward in their careers.

25 Ms. Wucinski noted the 10-year automatic ban for

1 felony convictions for drugs.]

2 ***

3 Report of Board Administrator - No Report

4 ***

5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
6 10:19 a.m. the Board entered into Executive Session
7 with Dana M. Wucinski, Esquire, Board Counsel, for the
8 purpose of conducting quasi-judicial deliberations on
9 a number of matters that are currently pending before
10 the Board and to receive the advice of Counsel. The
11 Board returned to Open Session at 11:02 a.m.]

12 ***

13 [A Formal Hearing was held from 11:02 a.m. until
14 11:59 a.m. in the matter of the Application for a
15 License by Examination to Practice Professional
16 Counseling of Robert Louis Pierfy Jr., File No. 18-69-
17 005132.]

18 ***

19 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
20 12:00 p.m. the Board entered into Executive Session
21 with Dana M. Wucinski, Esquire, Board Counsel, for the
22 purpose of conducting quasi-judicial deliberations in
23 a number of matters that are currently pending before
24 the Board and to receive the advice of Counsel. The
25 Board returned to Open Session at 1:55 p.m.]

1 ***

2 MOTIONS

3 MS. WUCINSKI:

4 Having returned from Executive Session,
5 I believe the Board will entertain a
6 motion to adopt the Consent Agreement,
7 File No. 17-69-00645.

8 DR. OSUNDEKO:

9 So moved.

10 MS. KEISLING:

11 Second.

12 CHAIR CARDONE:

13 All those in favor? All those opposed?
14 Anybody abstentions?

15 [The motion carried. Ms. Painter and Dr. Gallick
16 recused themselves from deliberations and voting on
17 the motion.]

18 MS. WUCINSKI: The name of the individual is Domenic
19 Frank Decaria, LPC.

20 ***

21 MS. WUCINSKI:

22 I believe the Board will entertain a
23 motion to adopt the VRP Agreement at
24 File No. 18-69-04076.

25 MS. KEISLING:

1 So moved.

2 MS. PAINTER:

3 Second.

4 CHAIR CARDONE:

5 All those in favor? All those opposed?

6 Anybody abstentions?

7 [The motion carried unanimously.]

8 ***

9 MS. WUCINSKI:

10 The Board will table agenda Item No. 4,
11 Lisa Ann Wally, LPC, File No. 15-69-
12 05019.

13 ***

14 MS. WUCINSKI:

15 I believe the Board will entertain a
16 motion to grant the Motion to Deem Facts
17 Admitted and direct Board Counsel to
18 draft an Adjudication and Order
19 consistent with discussions in Executive
20 Session for Wendy Elaine Kisbaugh
21 Patton, LPC, File No. 17-69-12450,
22 noting that Ms. Painter and Dr. Osundeko
23 have recused.

24 MR. GALLICK:

25 So moved.

1 DR. KRAUS:

2 Second.

3 CHAIR CARDONE:

4 All those in favor? All those opposed?

5 [The motion carried. Ms. Painter and Dr. Osundeko
6 recused themselves from deliberations and voting on
7 the motion.]

8 ***

9 MS. WUCINSKI:

10 I believe the Board will entertain a
11 motion to adopt the draft Adjudication
12 and Order as final for Linda C.
13 Fitzgerald, LSW, File No. 14-69-11074.

14 DR. OSUNDEKO:

15 So moved.

16 DR. KEISLING:

17 Second.

18 CHAIR CARDONE:

19 All those in favor? All those opposed?

20 Abstentions?

21 [The motion carried. Dr. Elberfeld, Dr. Jordal, Ms.
22 Martin, and Dr. Santiago abstained from voting on the
23 motion.]

24 ***

25 MS. WUCINSKI:

1 I believe the Board will entertain a
2 motion to adopt the draft Adjudication
3 and Order as final for Rashidah Inge,
4 File No. 18-69-00884.

5 MR. GALLICK:

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. Elberfeld, Dr. Jordal, Ms.
13 Martin, Dr. Santiago, and Dr. Osundeko abstained from
14 voting on the motion.]

15 ***

16 MS. WUCINSKI:

17 I believe the Board will entertain a
18 motion to grant the Application for a
19 License by Examination to Practice
20 Social Work upon completion of the ASWB
21 Master's Examination of Amber Hayley
22 Karom.

23 MS. PAINTER:

24 So moved.

25 DR. GALLICK:

1 Second.

2 CHAIR CARDONE:

3 All those in favor? All those opposed?
4 Abstentions?

5 [The motion carried. Dr. Elberfeld recused herself
6 from deliberations and voting on the motion.]

7 ***

8 MS. WUCINSKI:

9 I believe the Board will entertain a
10 motion to provisionally deny the
11 Application for a License to Practice
12 Clinical Social Work of Jennifer Ann
13 Rhodes.

14 DR. KRAUS:

15 So moved.

16 MS. PAINTER:

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 provisionally deny the

1 Application for a License to Practice
2 Social Work and to take the ASWB
3 Master's Examination of Brittney Nicole
4 Rieder.

5 MR. GALLICK:

6 So moved.

7 MS. PAINTER:

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 would note that agenda Item No. 13,
16 the Board has directed the Board
17 Administrator to write a letter to the
18 Applicant approving her experience and
19 informing her that she is 9 credits
20 short and needs a course in research.

21 ***

22 MS. WUCINSKI:

23 I believe the Board will entertain a
24 motion to approve the supervised
25 clinical experience of Marvin Cain

1 Alexander.

2 DR. OSUNDEKO:

3 So moved.

4 MS. KEISLING:

5 Second.

6 CHAIR CARDONE:

7 All those in favor? All those opposed?

8 Abstentions?

9 [The motion carried unanimously.]

10 ***

11 MS. WUCINSKI:

12 I believe the Board will entertain a
13 motion to approve the education of
14 Frances Taylor.

15 MR. GALLICK:

16 So moved.

17 MS. PAINTER:

18 Second.

19 CHAIR CARDONE:

20 All those in favor? All those opposed?

21 Abstentions?

22 [The motion carried unanimously.]

23 ***

24 MS. WUCINSKI:

25 I believe the Board will entertain a

1 motion to approve the supervised
2 clinical experience of Lori Anne
3 Paterno.

4 MR. GALLICK:

5 So moved.

6 DR. KRAUS:

7 Second.

8 CHAIR CARDONE:

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

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

13 ***

14 MS. WUCINSKI:

15 I believe the Board will entertain a
16 motion to approve the education of
17 Crystal Denise Miles.

18 MS. PAINTER:

19 So moved.

20 MR. GALLICK:

21 Second.

22 CHAIR CARDONE:

23 All those in favor? All those opposed?
24 Abstentions?

25 [The motion carried unanimously.]

1

2 MS. WUCINSKI:

3

4

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6

I believe the Board will entertain a motion to approve the supervised clinical experience of Carey Dawn O'Toole.

7 MS. PAINTER:

8

So moved.

9 DR. OSUNDEKO:

10

Second.

11 CHAIR CARDONE:

12

All those in favor? All those opposed?

13

Abstentions?

14 [The motion carried unanimously.]

15

16 MS. WUCINSKI:

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23

I believe the Board will entertain a motion to approve the request of William Rullo to waive the completion of the Human Growth and Development course required in Section 49.2 of the regulations due to Mr. Rullo teaching the course.

24 MS. KEISLING:

25

So moved.

1 DR. JORDAL:

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 provisionally deny the
11 education of Sala' Perminter Debelak.

12 DR. KRAUS:

13 So moved.

14 MS. KEISLING:

15 Second.

16 CHAIR CARDONE:

17 All those in favor? All those opposed?

18 Abstentions?

19 [The motion carried unanimously.]

20 ***

21 MS. WUCINSKI:

22 I believe the Board will entertain a
23 motion to grant the request of Kenneth
24 Eric Lenhardt, LCSW, to complete all 30
25 clock hours of continuing education

1 online for the March 1, 2017, through
2 the February 28, 2019, biennial renewal
3 period but deny his request to carryover
4 hours.

5 DR. KRAUS:

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 would note agenda Item No. 22, that
16 the Board has directed the Board
17 Administrator to send a letter
18 requesting additional information about
19 the scope of licensee's practice.

20 ***

21 MS. WUCINSKI:

22 I believe the Board will entertain a
23 motion to grant the License by
24 Examination to Practice Professional
25 Counseling of Robert Louis Pierfy Jr.

1 DR. KRAUS:

2 So moved.

3 DR. OSUNDEKO:

4 Second.

5 CHAIR CARDONE:

6 All those in favor? All those opposed?

7 Abstentions?

8 [The motion carried. Dr. Jordal and Dr. Santiago
9 opposed the motion.]

10 ***

11 Adjournment

12 CHAIR CARDONE:

13 Any other business? Our meeting is
14 adjourned.

15 MS. KEISLING:

16 So moved.

17 MR. GALLICK:

18 Second.

19 ***

20 [There being no further business, the State Board of
21 Social Workers, Marriage and Family Therapists, and
22 Professional Counselors Meeting adjourned at
23 2:07 p.m.]

24 ***

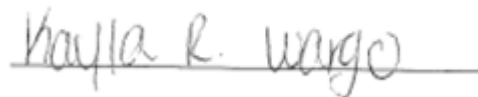
25 [The next State Board of Social Workers, Marriage and

1 Family Therapists, and Professional Counselors Meeting
2 is scheduled for September 11, 2018.]

3 ***

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6
7 CERTIFICATE

8
9 I hereby certify that the foregoing summary
10 minutes of the State Board of Social Workers, Marriage
11 and Family Therapists and Professional Counselors
12 meeting, was reduced to writing by me or under my
13 supervision, and that the minutes accurately summarize
14 the substance of the State Board of Social Workers,
15 Marriage and Family Therapists and Professional
16 Counselors meeting.

17
18
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20 Kayla R. Wargo,

21 Minute Clerk

22 Sargent's Court Reporting

23 Service, Inc.
24
25

STATE BOARD OF SOCIAL WORKERS,
MARRIAGE AND FAMILY THERAPISTS
AND PROFESSIONAL COUNSELORS
REFERENCE INDEX
July 31, 2018

	TIME	AGENDA
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9		
10	9:32	Official Call to Order
11		
12	9:33	Introduction of Board Members
13		
14	9:36	Approval of Minutes
15		
16	9:36	Report of Prosecutorial Division
17		
18	9:43	Report of Board Counsel
19		
20	10:07	Miscellaneous
21		
22	10:08	Report of Board Chair
23		
24	10:19	Executive Session
25	11:02	Return to Open Session
26		
27	11:02	Formal Hearing - Robert Louis Pierfy Jr.
28		
29	12:00	Executive Session
30	1:55	Return to Open Session
31		
32	1:55	Motions
33		
34	2:07	Adjournment
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