

**THE VIRGINIA BOARD OF SOCIAL WORK
REGULATORY COMMITTEE MEETING MINUTES
Thursday, March 14, 2019**

The Regulatory Committee of the Virginia Board of Social Work ("Board") convened a meeting at 1:00 p.m. on Thursday, March 14, 2019 at the Department of Health Professions, 9960 Mayland Drive, Henrico, Virginia, in Training Room 1.

PRESIDING OFFICER: Dolores Paulson, L.C.S.W., Ph.D., Board Vice- Chair

COMMITTEE MEMBERS PRESENT: Michael Hayter, L.C.S.W., C.S.A.C.
Gloria Manns, L.C.S.W. (*Arrived at 1:16pm*)
John Salay, L.C.S.W.

COMMITTEE MEMBERS ABSENT: Maria Eugenia del Villar, L.C.S.W.
Joseph Walsh, L.C.S.W., Ph.D., Committee Chair

STAFF PRESENT: Latasha Austin, Licensing Manager
Jaime Hoyle, Executive Director
Jennifer Lang, Deputy Executive Director

OTHERS PRESENT: Elaine Yeatts, Senior Policy Analyst, DHP
Sandie Cotman, Administrative Staff, Board of Counseling

IN THE AUDIENCE: Joseph G. Lynch, L.C.S.W.
David Boehm, L.C.S.W.
Debra Riggs, Executive Director, NASW-Virginia Chapter

CALL TO ORDER:
Dr. Paulson called the meeting to order at 1:05 p.m.

ROLL CALL/ESTABLISHMENT OF A QUORUM:
Dr. Paulson requested a roll call. Ms. Austin announced that three members of the Committee were present. With not enough members present at the time of roll call for a quorum, the meeting became a Regulatory Workgroup meeting, rather than a Regulatory Committee meeting.

MISSION STATEMENT:
Dr. Paulson read the mission statement of the Department of Health Professions, which was also the mission statement of the Board.

EMERGENCY EGRESS:
Dr. Paulson announced the Emergency Egress procedures.

PUBLIC COMMENT:
Mr. Joseph Lynch provided public comment (see copy of information provided) regarding Resident License and VA Code 32.1-127.1:03(F). Mr. Lynch expressed concerns that the language in VA Code 32.1-127.1:03(F) is outdated. Mr. Lynch provided for the Committee a draft of changes to the Code and identified other Code sections he feels need updating.

Ms. Manns arrived at the meeting at 1:16pm. With Ms. Mann's arrival, Ms. Austin re-took roll call at 1:22pm. A quorum was established and the Regulatory Committee Meeting resumed as scheduled.

ADOPTION OF AGENDA:

Upon a motion by Mr. Hayter, which was properly seconded by Ms. Manns, the agenda was adopted. The motion passed unanimously with none abstaining.

APPROVAL OF MINUTES:

Upon a motion by Mr. Salay, which was properly seconded by Mr. Hayter, the meeting minutes from the Regulatory Committee Meeting held on December 6, 2018 were approved as written. The motion passed unanimously with none abstaining.

UNFINISHED BUSINESS:

- **Criminal Background Checks**: The Committee discussed criminal background checks for Social Work applicants. Ms. Hoyle provided an update on the background check process. There is a cost to state police. The Board of Nursing was the first Board at DHP to require background checks. They established a background check unit, and as other boards express interest, DHP could expand that unit to accommodate those needs. The Board of Pharmacy now requires background checks for certain applicants, and the Board of Physical Therapy will soon require criminal background checks now that it is joining a Compact. Counseling has expressed interest. The Committee expressed that criminal background checks were not a necessity at this time. The Committee made no motion regarding this topic.
- **Resident License**: The Committee discussed the possibility of establishing a resident license that would apply to supervisees in social work. The Committee discussed the potential requirements, including an exam to ensure competency. Ms. Hoyle informed the Committee that ASWB is scheduled to come to the June 13, 2019 Regulatory Board meeting to discuss exams. The Committee suggested that ASWB come to the Full Board meeting on June 14, 2019 instead, so the entire Board could weigh in on the topic.

Suggested Questions for ASWB

1. What is the process like in other states (Ohio for example)?
2. What are states surrounding Virginia doing (North Carolina, Maryland, DC, Tennessee, and West VA)?
3. What is the timing?

NEW BUSINESS:

- **Amend Code 32.1-127.1:03(F) (Health Records Privacy)**: The Committee discussed Code 32.1-127.1:03(F) and proposed the following amendments to the document:

Upon a motion by Mr. Salay, which was properly seconded by Ms. Manns, the Committee voted unanimously to recommend to the full Board to add language to add licensed clinical social worker to Code 32.1-127.1:03(F)

- **Amend 18VAC140-20-30(B)**: The Committee discussed 18VAC140-20-30(B) of the Virginia Regulations Governing the Practice of Social Work and proposed the following amendment to the regulations:

Strike the first sentence of **18VAC140-20-30(B)** which reads: "Fees shall be paid by check or money order made payable to the Treasurer of Virginia and forward to the board."

Upon a motion by Mr. Hayter, which was properly seconded by Ms. Manns, the Committee voted to recommend to the Board to amend 18VAC140-20-30(B) of the Virginia Regulations Governing the Practice of Social Work to allow online application payments via credit card by striking the first sentence. The motion passed unanimously.

- **Moral Turpitude:** The Committee discussed the meaning of moral turpitude. Mr. Salay will do more research and bring forward more information at the next regulatory meeting.

Suggested agenda items for the next meeting

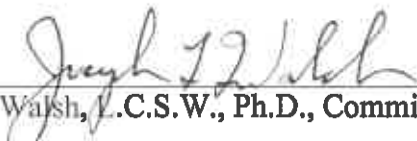
- Discussion on boundary issues (dual relationships)
- Discussion on diagnosing and permission to treat

NEXT MEETING:

Dr. Paulson announced that the next Regulatory Committee meeting would occur on June 13, 2019 at 1:00pm.

ADJOURNMENT:

Dr. Paulson adjourned the meeting at 2:26 p.m.



Joseph Walsh, L.C.S.W., Ph.D., Committee Chair



Jaime Hoyle, Executive Director