



Ohio Chemical Dependency Professionals Board Meeting
August 16, 2019
Minutes

Members Present: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Members Not present: Max Cortes, Trisha Farrar, Debra Thompson

Others Present: Jill Smock - Executive Director, Jeff Conrad - Investigator, Janice Thomas - Board Staff, Lisa Haywood - Assistant Attorney General (assigned general counsel)

Meeting Opened: Chairperson Wendy Haynes-Britton called the meeting to order at 10:17 a.m. A Quorum was established.

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Motion: To approve the May 17, 2019 meeting minutes.

A. Bishara, J. Lisy

Passed

General Announcements:

The Board Members welcomed Jeff Conrad as the new Investigator to the OCDP Team and introduced themselves.

OMHAS Update:

J. Smock presented Joyce Starr's OMHAS update. OMHAS continues to develop their areas and distribute responsibilities. Alisia Clark: housing and employment, peer certification, grants research, Board contact; Lois Hochstelter: criminal justice, women, otp, trauma informed care, mental health, substance use disorder, provider contact; Bobbi Boyer: Deputy Director of Prevention, prevention services, child welfare, gambling, Justin Trevino—medical director

A. Bishara asked if there was any update on Peer Support Certification; J. Smock said there is a meeting scheduled with the Deputy Director of Recovery Ohio and this topic should be discussed.

Ethics Committee:

A. Moss discussed July 19, 2019 meeting and L. Haywood introduced updates on background check process. J. Smock was delegated the authority from the Ethics Committee to work with L. Haywood for a version to present to the Board. Medicaid template was used for background checks. L. Haywood recommended using some flexibility in language. The Ethics committee will still have to convene to state what that will look like from a procedural standpoint. Discussed the need to have a current background check on file every 2 years. This mirrors the Social Work board, or another option is to accept one that's on file and current---definition of current needs to be clear; BCI mandated for everyone. J. Smock recommends that the background check be a requirement on applications, but only as requested on renewals. A. Moss agrees. Jill suggested that for renewals we allow employers to send BCI/FBI to the Board, and the Board was generally in agreement; can leave request for BCI up to the Board "at any time as determined." A. Moss suggested random audits for background checks. J. Smock stated this could be done

Disqualifying offenses were discussed and detailed adjustments were recommended. Changes suggested for rule 4758-4-01.1 are as follows: (B) Insert "at any time" to the sentence The Board reserves the right to conduct additional screenings and background checks at any time as determined necessary by the CDP Board or it's designee. Remove background check requirement for Renewals. Move (E)(2)(a)(i)(b) Felonious Assault to (E)(2)(a)(ii)(c); (E)(2)(a)(ii)(a) add Felony Sex Offenses to 5 year exclusion and move current (ii)(a) Sex Offenses, prostitution, etc. to 1-year exclusion(E)(2)(a)(iii)(a). Impairment and background questions on the application were discussed. G. Hogg asked about Felony Drug section of permanent exclusion; idea would be to group offenses. L. Haywood discussed exceptions to an exclusionary offense should as if a licensee or certificate applicant or holder obtains an employment certificate (issued by a judge) in line with Medicaid rules, which also was supported.

L. Haywood will make rule adjustments and send changes to J. Smock and J. Smock will work on questions for the application.
 L. Haywood recommended that we hold off on voting on this statute and suggested special meeting to review 4758-4-01.
 Members can submit comments and questions to L. Haywood.

Special Meeting: Tuesday October 1, 2019 - 10am to 2 pm

Discussed sobriety question on application: If in recovery, as of today, I have at least 12 consecutive months of sobriety; reviewed language”

Motion: To approve changes to sobriety question as discussed

J. Lisy, A. Moss

Passed

Lisa shared that consent agreements were seeing a lot of “human errors;” will rework the Addendum to have the facts, the law, and the code section, which would be carried over to the consent agreement; Lisa explained the differences in the process between a grievance and a complaint; possible grievance against codes, if they agree to the consent then they agree to the allegation; the Board (via the Ethics committee) makes a determination if it goes from a grievance to a complaint; Lisa recommends that Jill and the Ethics committee write down the “flow” of how cases are reviewed; Wendy will look at her rules to see what can/should be delegated to the Ethics Committee; new grievance form will be on the Boards website, will be submitted as paper. A. Moss requested adding (“If Known”) at the Home Address for the Complaint. It was also suggested to make a new paragraph of the sentence “Please provide as much detail as possible” on pg. 2 of the form. Add a new sentence in bold type in the top half of pg. 1 and the last statement on pg. 2 that reads “If you fail to provide complete information, we may not be able to follow through with this investigation”. J. Thomas will make corrections and submit to J. Smock.

Motion: By G. Hogg to go on 5-minute break, before going into private session

J. Lisy, G. Hogg

Passed

Education Committee Report:

G. Hogg presented a proposal from the Education Committee regarding the Master’s Education Grid process. Proposed keeping the grid, but also make allowance for professionals with other Ohio licenses and a behavior science master’s degree, or those who complete the Board’s endorsed master’s curriculums to waive the grid requirement. Applicants who have a Master’s Degree or higher in a behavioral science and currently hold one of the following licenses with another Ohio Board at the time they apply for the OCDP License will not be required to complete the Masters education Grid: LSW, LISW, LISW-S, LPC, LPCC, LPCC-S, LMFT, LIMFT, PSYCHOLOGIST with a Master’s Degree or higher. All other application requirements must be met.

Motion: To approve proposed change regarding Master’s Education Grid

G. Hogg, A. Moss

Passed

W. Haynes-Britton reconvened the meeting after break.

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

W. Haynes-Britton opened Private Session.

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Ethics Case Review

J. Conrad and J. Smock presented ethics cases to the Board for review and discussion.

Licensees

Board Action	Licensee	1 st Approval	2 nd Approval	Abstain	Motion
Dismissal	#18081	P. Atkins	J. Lisy	A. Moss	Passed
Dismissal	#18151	G. Hogg	J. Mermis	A. Moss	Passed
Consent Agreement	#18133	G. Hogg	A. Bishara	A. Moss	Passed
Consent	#1690	A. Bishara	P. Atkins	A. Moss	Passed

Agreement					
Consent Agreement	#19034	G. Hogg	J. Mermis	A. Moss	Passed
Consent Agreement	#1675	A. Bishara	G. Hogg	A. Moss	Passed
Consent Agreement	#17066	G. Hogg	J. Mermis	A. Moss	Passed

Applications

Board Action	Applicant	1 st Approval	2 nd Approval	Abstain	Motion
Notice of Opportunity	M.M.	A. Bishara	P. Atkins	A. Moss	Passed
Provide CQE within 6 months or receive notice of opportunity	J.E.	G. Hogg	A. Bishara	A. Moss P. Atkins	Passed

J. Smock to update Investigator Form to include - dismissal of grievance and no violation.

Motion: To go out of Private Session;

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Motion: To go back into Public Session;

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Working Lunch – 1:19 pm

Executive Committee:

W. Haynes-Britton reviewed the charters; Committee chairs will be sent Charters electronically so they can have all committee members sign the charters. Question about how many Board members should be on committees (“at least 2?”) L. Haywood said to err on the side of caution and have 2 per committee at this time. Discussed recruitment and acknowledgement of volunteer community members; W. Haynes-Britton would like an updated membership list created; Committee chairs may recruit committee members keeping in mind recruitment across the state if possible. P. Atkins suggested CEs for committee participation, which the Education Committee will be discussing. W. Haynes-Britton would like to give recognition for committee participation at the end of each year and created a certificate of participation for Committee Chairs to utilize. We will also be recognizing Board members on our website with a short Bio, and committee members with names and agencies they represent.

Motion: To approve the charters signed by current Board member

J. Lisy, P. Atkins

Passed

Board members will send a short bio in third person to J. Smock by 9/1/2019.

G. Hogg posed the question of why we are a member board of IC&RC and not NAADAC. J. Lisy responded that the Treatment Committee is looking at that.

Treatment Committee:

John reviewed and distributed the Work Plan; Gregg asked about how MAT being treated differently on the treatment committee, maybe prioritizing continuing education for working professionals; good free trainings for MAT with e-based academy, NADAAC; we need to evaluate how to get the MAT curriculum endorsed by OCDP; Andrew will look at data for CDCA supervision rule efficacy; Alex stated that he hopes that we should always consider if CDCAs are over represented or not in ethics violations

Prevention Committee: No oral report due to T. Farrar absence

Treasurer Report:

A. Bishara reported no updates at this time. G. Hogg asked whether the requested audit changes were put in place and A. Bishara confirmed this. A. Moss wanted to know whether the staff is still maintaining the initial process timeline. J. Thomas confirmed this.

Motion: To close Public Session;

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Motion: To open Executive Session;

P. Atkins, G. Hogg

Passed

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Motion: To open Public Session;

Roll call completed: Wendy Haynes-Britton, Andrew Moss, Alex Bishara, Philip Atkins, Greg Hogg, John Lisy, Jim Mermis

Motion: To provide a salary increase of 2.75% for the Executive Director, J.Smock.

,A. Bischara, , P. Atkins

Passed

Executive Director Report:

J. Smock reported that the Board is fully staffed; and expressed the need for work study student to focus on records retention. Columbus State pays the student though federal Work Studies funding, but they don't have any current candidates. G. Hogg suggested reaching out to Dianne Fidelibus. J. Smock reported there were 42 failed renewal audits with most at 0% CEU's submitted. She is requesting a motion to allow the Executive Director to have authority to review failed audits and sign consent agreements. This information will be shared with the Board.

Motion: To grant Executive Director the authority manage failed audits

G. Hogg, A. Moss

Passed

J. Smock shared FY 2019 applications and credentials issued report. P. Atkins suggested that the OCPC requirements for Human resources, fiscal mgmt. etc. are confusing on how to achieve that may be holding back advancement to OCPC. Suggested to address in the Prevention Committee workplan. J. Smock stated that we didn't have a presence at ASI this year due to booth costs but did conduct a presentation for OSU students there. P. Atkins suggested that we attend the Ohio Recovery Conference (October 14-15, Hyatt, targeted toward peers). J. Smock and L. Haywood are working on a list of Rules along with P&P and internal guidelines; fee rule will need to be updated as we don't accept checks for licensees. BATA representing Art therapists have approached us again about joining the Board. Issues brought up again that this field doesn't fit focus of service, may not pan out financially; but our field traditionally welcomes innovative modalities of treatment. Board in majority to hear BATA presentation at an early Board meeting in 2020. OSU meeting is scheduled to discuss Addiction Minor.

Discussion took place regarding LCDC II eligibility bill No. I_133_1580 (4758.42). John shared details of Section C.

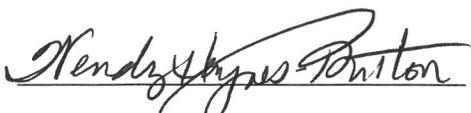
G. Hogg reminded the members that we still need a Marketing Committee or a plan (Wendy said we will add Marketing to the Executive Committee workplan)

Record Retention training from the AG Office will be Monday, September 16, 2019 in the Riffe 31st floor West B/C 10am to 12pm for all OCDP staff along with representatives from the Executive and Ethics Committee. Other Board members are invited to attend. RSVP to J. Smock by Sept 10th.

Motion to adjourn: A. Bishara, J. Lisy 3:06pm

Passed

J.T. /A.M.



Wendy Haynes- Britton, Chair

10/1/19

Date