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Commonwealth of Massachusetts Division of Professional Licensure Board of Registration of Social Workers

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EDWARD A. PALLESCHI UNDERSECRETARY OF CONSUMER AFFAIRS AND BUSINESS REGULATION

DIANE M. SYMONDS COMMISSIONER, DIVISION OF PROFESSIONAL LICENSURE

Meeting Minutes

Tuesday, July 23, 2019 **9:00 a.m**. Room 1D

ATTENDANCE: Melanie Robinson Findlay, Chair

Carla Saccone, Vice-Chair

Lauren Gablinske Shaynah Barnes

ABSENT: Jeffrey Trant

Dana Zais

STAFF: Brian Bialas, Executive Director

James O'Connor, Board Counsel Erin Murphy, Program Coordinator

The meeting was called to order at 9:10 a.m. by Ms. Robinson Findlay.

Public Meeting Minutes of June 25, 2019

The Board reviewed the draft minutes from the public meeting of June 25, 2019. A motion was made by Ms. Saccone, seconded by Ms. Barnes, to approve the minutes. Motion passed unanimously.

Investigative Conference: (Closed Session under G.L. c. 112 s. 65C)

A motion was made by Ms. Saccone, seconded by Ms. Barnes, to exit the open meeting and proceed to closed investigative conference pursuant to G.L. c. 112, s. 65C to review open cases. Motion passed unanimously.

The Board entered investigative conference at 9:15 a.m.

During investigative conference, the Board took the following actions:

2018-001272-IT-ENF Dismiss based on recommendation of subcommittee 2019-000354-IT-ENF Interviewed complainant and refer to prosecutions

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Quasi-Judicial Session: (Closed Session under G.L. c. 30A, s. 18)

A motion was made by Ms. Gablinske, seconded by Ms. Barnes, to exit investigative conference and proceed to closed quasi-judicial session pursuant to G.L. c. 30A, s. 18 to determine the sanction for a final decision and order. Motion passed unanimously.

The board entered quasi-judicial session at 9:47 a.m.

During the quasi-judicial session, the Board took the following action:

2017-001424-IT-ENF

Sanction for final decision and order determined

Executive Session: (Closed Session under G.L. c. 30A, s. 21(a)(7) to comply with M.G.L. c. 4, s. 7, para. 26(c) and M.G.L. c. 214, s. 1B)

6.1.19 Letter from Laina Nixon re: CEU Extension Request

A motion was made by Ms. Saccone, seconded by Ms. Gablinske, to exit the open meeting and enter into a closed executive session under G.L. c. 30A, s. 21(a)(7), to comply with M.G.L. c. 4, s. 7, para. 26(c) and M.G.L. c. 214, s. 1B, to review medical documentation in support of a request for an extension to complete CEUs. The motion passed unanimously by a roll call vote.

The Board entered executive session at 9:52 a.m.

Investigative Conference: (Closed Session under G.L. c. 112 s. 65C)

A motion was made by Ms. Saccone, seconded by Ms. Barnes, to exit closed executive session and proceed to closed investigative conference pursuant to G.L. c. 112, s. 65C to discuss a settlement offer. Motion passed unanimously.

The Board entered investigative conference at 10:03 a.m.

During investigative conference, the Board took the following action:

2018-001209-IT-ENF

Instruction given to prosecutor

A motion was made by Ms. Saccone, seconded by Ms. Barnes, to exit investigative conference and return to the open meeting. The motion passed unanimously by a roll call vote.

The Board returned to the open meeting at 10:08 a.m.

DCF Meeting

Ms. Robinson Findlay and the Board discussed the upcoming meeting with DCF regarding clinical work experience for LICSW applicants.

Michelle Varady Request to Terminate Conditional Licensure Agreement

The Board reviewed Ms. Varady's request to terminate her conditional licensure agreement. After discussion, Ms. Saccone made a motion that Ms. Varady needs two more quarterly monitoring reports to come off her agreement, seconded by Ms. Robinson Findlay. Motion passed unanimously.

Daniel Sherman Request to Come Off Suspension

The Board reviewed Daniel Sherman's request to come off suspension. After discussion, the Board determined that he does not have to reexamine to reinstate his license.

Application of Judy Heithmar for LICSW

The Board reviewed Judy Heithmar's application for LICSW. After discussion, Ms. Gablinske made a motion to allow Ms. Heithmar to sit for the exam and continue the licensing process, seconded by Ms. Barnes. Motion passed unanimously.

Adjudicatory Hearing

The Board suggested Mark Gianino as a possible expert witness for an upcoming adjudicatory hearing.

Continuing Education Units for Service on Malpractice Tribunal

The Board discussed whether licensees can earn CEU credit for serving on a medical malpractice tribunal. The Board determined that it needs more information about what service entails.

Jane Nathanson: Request for Relicensure

The Board reviewed Ms. Nathanson's request for relicensure as a LCSW without having to retake the exam. After discussion, a motion was made by Ms. Saccone, seconded by Ms. Robinson Findlay, to require Ms. Nathanson to take the exam. Motion passed unanimously.

Application for Relicensure of Marybeth Enright

The Board discussed Ms. Enright's request for relicensure as a LICSW with having to retake the exam. The Board gave direction to staff that she must retake the exam.

Approval of Applications

The Board voted to ratify the following application decisions approved in subcommittee:

Colleen Huysman Lindsay Corcoran Brittany-Iris Belden-Scott Luciana Quintanilha Suzanne Foley

A motion was made by Ms. Saccone, seconded by Ms. Robinson Findlay, to ratify the application decisions on the applicants listed above made by the subcommittee. Motion passed unanimously.

Investigative Conference: (Closed Session under G.L. c. 112 s. 65C)

A motion was made by Ms. Gablinske, seconded by Ms. Barnes, to exit the open meeting and proceed to closed investigative conference pursuant to G.L. c. 112, s. 65C to review open cases. Motion passed unanimously.

The Board entered investigative conference at 11:28 a.m.

During investigative conference, the Board took the following actions:

2019-000157-IT-ENF	Dismiss
2019-000197-IT-ENF	Dismiss
2019-000254-IT-ENF	Dismiss
2019-000259-IT-ENF	Dismiss
2019-000260-IT-ENF	Dismiss
2019-000346-IT-ENF	Dismiss
2019-0356-IT-ENF	Dismiss, open complaint for CE violation, refer to
	prosecutions
2019-000426-IT-ENF	Dismiss with advisory letter
2019-000496-IT-ENF	Refer to prosecutions
2019-000641-IT-ENF	Refer to prosecutions

A motion was made by Ms. Saccone, seconded by Ms. Barnes, to exit investigative conference and return to the open meeting. Motion passed unanimously.

The Board returned to open session at 11:57 a.m.

Adjournment

The meeting adjourned at 12:00 p.m.

The above Minutes were approved at the open meeting held on August 27, 2019.

Brian Bialas, Executive Director

Brian P. Bila

List of Documents Used by the Board at the Open Meeting:

- Draft Public Minutes of June 25, 2019
- 6.1.19 Letter from Laina Nixon re: CEU Extension Request
- Michelle Varady Request to Terminate Conditional Licensure Agreement
- Daniel Sherman Request to Come Off Suspension
- Application of Judy Heithmar for LICSW
- 6.17.19 Email from B. Hopper re: CEU Credit for Service on Malpractice Tribunal
- 4.17.19 Letter from Jane Nathanson: Request for Relicensure
- Application for Relicensure of Marybeth Enright
- Applications of Colleen Huysman, Lindsay Corcoran, Brittany-Iris Belden-Scott, Luciana Quintanilha, Suzanne Foley