



STATE OF NEVADA
BOARD OF EXAMINERS FOR SOCIAL WORKERS
4600 Kietzke Lane, Suite C121, Reno, Nevada 89502
775-688-2555

MINUTES OF HEARING FOR THE ADOPTION OF REGULATIONS, LCB FILE NO.: R018-16
AND
BOARD MEETING

June 17, 2016

The meeting of the Board of Examiners for Social Workers was called to order by Rod Smith, Board member at 9:01 a.m. The meeting was held at Mojave Mental Health: Reno, 745 W. Moana Lane, Suite 100, in Reno, Nevada. There was a simultaneous videoconference conducted at Mojave Adult Clinic, 4000 E. Charleston Blvd., Suite B-230, Las Vegas, Nevada. President Smith noted that the meeting had been properly posted and that the Board members present constituted a quorum. Roll call was initiated by President Smith, with the following individuals present at the following location(s):

Members Present:

Rod Smith, Board President, Reno
Vikki Erickson, LCSW, Secretary/Treasurer, Reno
Colleen York, LSW, Board Member, Las Vegas
C. J. Yao, LCSW, Board Member, Las Vegas

Staff Present

Kim Frakes, LCSW, Executive Director, Las Vegas
Sandy Lowery, LCSW, Board Staff, Reno
Henna Rasul, Senior Deputy Attorney General, Reno
Lea Cartwright, Nevada Psychiatric Assoc., Reno
Blayne Osborn, Nevada Rural Hospital Partners

Public Attendees

Lea Cartwright, Nevada Psychiatric Assoc., Reno
Blayne Osborn, Nevada Rural Hospital Partners

(Via Teleconference)

Lori Fox, UUHC
Lisa Hooper, UUHC
Matt Walker, William B. Rire Hospital
Mike Trapletti, UUHC
Barry Rose, UUHC
Tori Yeates, UUHC

PUBLIC COMMENT

No public comment was offered at this time.

CONSENT AGENDA

Review, Discussion and for Possible Action, Approval of Consent Agenda

A motion was made by Vikki Erickson and seconded by Colleen York, to approve the Consent Agenda as submitted. This motion was carried without objection.

REGULAR AGENDA

LEGISLATIVE AND REGULATORY ISSUES

Review, Discussion and for Possible Action, Adoption of LCB File No. R018-16, Reviewing Documents Include:

- i. Review, Discussion and for Possible Action, Approval of Minutes for the April 15, 2016 Public Workshops, Conducted in Reno and Las Vegas, Nevada;
- ii. Review and Discussion, Summary of Written Public Comment Submitted to the Board Pertaining to Assembly Bill (AB) 93, Mandating Suicide Prevention and Awareness Training, and the Board's Corresponding Regulation Change: http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB93_EN.pdf;
- iii. Review and Discussion, Copy of LCB File No. R018-16;
- iv. Review and Discussion, Notice of Intent to Act Upon a Regulation; Notice of Hearing for the Adoption of LCB File No. R018-16 by the Board of Examiners for Social Workers; and
- v. Review and Discussion, Board's Small Business Impact Statement.

Kim Frakes presented this agenda item to the Board. Ms. Frakes indicated that the regulation process pertaining to LCB File No. R018-16 has been a lengthy one and that the adoption of the regulations are the final step before the regulations go before the Legislative Commission for review. Ms. Frakes reminded the Board that they should have already received emailed copies of the April 15, 2016 Public Workshop minutes from both the Reno and Las Vegas locations, for their review prior to today's Board meeting. Based upon public comments, AB 93 appeared to generate the most discussion at both public workshop locations. It further appeared, based upon the workshop minutes, that participants at both locations understood the importance of becoming more involved in the legislative process and that the Board makes efforts to keep licensees abreast of legislative issues via the website. SB 68, pertaining to licensure endorsement, appeared to also gain overall positive responses, based upon the minutes. Each Board members' Board meeting packet contained the following information:

Documentation:

1. Minutes for the April 15, 2016 Public Workshops, Conducted in Reno and Las Vegas, Nevada;
2. Summary of Written Public Comment Pertaining to AB 93;
3. A Copy of LCB File No. R018-16—Copies Emailed to Each Board Member and Two Copies at Each Location;
4. Notice of Intent to Act Upon a Regulation; Notice of Hearing for the Adoption of LCB File No. R018-16; and
5. A Copy of the Board's Small Business Impact Statement.

Agenda Item 4A-i Review, Discussion and for Possible Action, Approval of Minutes for the April 15, 2016 Public Workshops, Conducted in Reno and Las Vegas, Nevada.

President Smith suggested that the Board take a few minutes to review the Minutes from the April 15, 2016 Public Workshops for both the Reno and Las Vegas locations. Following review of the minutes, a motion was made by Colleen York and seconded by Vikki Erickson, to approve the April 15, 2016 Public Workshop minutes for both the Reno and Las Vegas locations as submitted. C. J. Yao, reminded the Board that she did not attend the April 15, 2016 Public Workshop and accordingly, she had abstained from voting. This motion was carried without objection.

Agenda Item 4A-ii **Review and Discussion, Summary of Written Public Comment Submitted to the Board Pertaining to Assembly Bill (AB) 93, Mandating Suicide Prevention and Awareness Training, and the Board's Corresponding Regulation Change:**
http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB93_EN.pdf;

Agenda Item 4A-iii **Review and Discussion, Copy of LCB File No. R018-16.**

Agenda Item 4A-v **Review and Discussion, Board's Small Business Impact Statement.**

(In order to aid in the efficacy of the Board meeting, the above agenda items were combined). Kim Frakes presented these agenda items to the Board. She indicated that following her presentation, the Board should review the accompanying documents and following their discussion, would approve the adoption of regulations contained in R018-16. A summary of Ms. Frakes' presentation regarding the three (3) agenda items above are as follows:

Agenda Item 4A-ii **Review and Discussion, Summary of Written Public Comment Submitted to the Board Pertaining to Assembly Bill (AB) 93, Mandating Suicide Prevention and Awareness Training, and the Board's Corresponding Regulation Change:**
http://www.leg.state.nv.us/Session/78th2015/Bills/AB/AB93_EN.pdf;

Ms. Frakes indicated that in addition to receiving public comments during the workshop, the Board also accepted written comments. The Board received one (1) comment from a licensee who expressed concerns pertaining to AB 93 and the fact that proof of suicide course completion was required annually instead of being based upon the Board's continuing education cycle, which is every two years.

Agenda Item 4A-iii **Review and Discussion, Copy of LCB File No. R018-16.**

Ms. Frakes indicated that she had already emailed a final copy of LCB File No. R018-16 to each Board member. A few copies could also be found at each Board meeting location, should anyone wish to review the regulation changes prior to taking a vote regarding the adoption of the regulation changes.

Agenda Item 4A-v **Review and Discussion, Board's Small Business Impact Statement.**

Ms. Frakes indicated that part of the regulation change process required input pertaining to financial impact proposed regulation changes may have upon a small business. Although the proposed regulation changes did raise existing fees or create new fees, Ms. Frakes sent out a survey to all known small businesses known to employ social workers. There were only two (2) responses, with both responses indicating that the proposed regulation changes did not appear to pose a negative impact to their businesses.

Agenda Item 4A-iv **Review and Discussion, Notice of Intent to Act Upon a Regulation; Notice of Hearing for the Adoption of LCB File No. R018-16 by the Board of Examiners for Social Workers.**

Following review of documentation and discussion pertaining to Agenda Items 4A ii, iii and v, a motion was made by C. J. Yao and seconded by Colleen York, to officially adopt the regulations in LCB File R018-16. This motion was carried without objection.

(Given that there were individuals who would be participating via teleconference, these parties were contacted prior to moving to the next agenda item).

Review, Discussion and for Possible Action, Proposed Temporary Regulation Changes, Pursuant to Nevada Revised Statutes (NRS) 233B.063(3) as it Pertains to:

- i. **(For Possible Action)* Senate Bill (SB) 7, Section 4.7, Which Directs the Board to Establish via Regulations...*"Reasonable Standards for the Psychiatric Training and Experience Necessary for a Clinical Social Worker to be Authorized to Make the Certifications Described in NRS 433A.170, 433A.195 and 433A.200"*,
http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB7_EN.pdf;
- ii. **(For Possible Action)* Identification of Board Member(s) and/or Staff to Facilitate with the Training Referenced in SB 7 Which will be Brought Back to a Future Board Meeting for Final Review and Approval; and
- iii. **(For Possible Action)* A New, One-Year Provisional License, Which Will Allow the Applicant a Provisional Social Worker License, Following Receipt of Initial, Specified Information, and One Year Following the Date of Provisional Licensure to Submit the Remaining, Required Documentation and Information.

Kim Frakes presented this agenda item to the Board. Ms. Frakes explained why the two (2) additional, new proposed regulations would become a "temporary" regulation. She also explained the temporary regulation change process. During the April 15, 2016 Board meeting, the Board took action to move forward in the development of a temporary regulation as it pertains to SB 7 and a new, provisional license which would allow an out-of-state applicant for licensure endorsement, a one-year provisional license following the Board's receipt of certain initial information. During the one-year period of provisional licensure, the applicant would be required to submit the additional, required information in order to become regularly licensed. Each Board members' packet contained the documents below:

Documentation:

1. Proposed Regulation Change as it Pertains to SB 7;
2. Proposed Regulation Change as it Pertains to a New, One-Year Provisional License; and
3. Overview of the Temporary Regulation Change Process.

Agenda Item 4B-i **Senate Bill (SB) 7, Section 4.7, Which Directs the Board to Establish via Regulations... "Reasonable Standards for the Psychiatric Training and Experience Necessary for a Clinical Social Worker to be Authorized to Make the Certifications Described in NRS 433A.170, 433A.195 and 433A.200"**.

http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB7_EN.pdf;

Ms. Frakes indicated that the Board had proposed a regulation change pertaining to SB 7 during the initial regulation change in R018-16, but LCB had rejected the Board's original change. Accordingly, it has been included in the temporary regulation change. Following review and discussion of the proposed temporary regulation change, a motion was made by C. J. Yao and seconded by Colleen York, to accept the proposed temporary regulation change as submitted. This motion was carried without objection.

Agenda Item 4B-ii **Identification of Board Member(s) and/or Staff to Facilitate with the Training Referenced in SB 7 Which will be Brought Back to a Future Board Meeting for Final Review and Approval.**

Ms. Frakes reminded that there had been discussion in previous meetings on having Sandy Lowery, LCSW, develop a training program. Since Ms. Lowery had already developed previous Board trainings and has already started the process on gathering resources in developing the SB 7 training, it was suggested in previous meetings that she would be the best candidate for this job. This agenda item would formalize this matter and offer opportunities for any additional Board members to assist with the development of this program. Ms. Frakes shared her review of information from other state and Canadian boards from the ASWB list serve. These findings indicated that only one state, North Carolina, had a training program. However, the North Carolina training was several months long and did not appear to fit the needs for this Board at this time. In checking with the State's Nursing board, Ms. Frakes indicated that she was informed that this board was also in process of developing a program. Following review and discussion of this agenda item, a motion was made by C. J. Yao and seconded by Colleen York, to approve having Sandy Lowery, LCSW, develop the course and required training. This motion was carried without objection. Ms. Lowery suggested that she would attempt to contact the nursing board and psychiatrists to determine if there would be interest in collaborating in the development of a course.

Agenda Item 4B-iii A New, One-Year Provisional License, Which Will Allow the Applicant a Provisional Social Worker License, Following Receipt of Initial, Specified Information, and One Year Following the Date of Provisional Licensure to Submit the Remaining, Required Documentation and Information.

Ms. Frakes presented this agenda item to the Board. She indicated her hopes that this temporary regulation would assist the Board with out-of-state applicants who are already licensed, the ability to apply for endorsement and begin working under a provisional, one-year license, issued by the Board. Following an initial acceptance of key pieces of information about the applicant, the applicant would be required to submit the remaining documents and information during the period of one-year provisional licensure. The Board would further send out reminders to this applicant periodically, reminding him/her of what additional information was needed. If after ten (10) months, the applicant was unable to provide the remaining required documents, the applicant would receive a final reminder that his/her provisional license would be expiring and that they had two months to either submit the remaining documents and/or information. Following review of the proposed regulation, a motion was made by Colleen York and seconded by Vikki Erickson, to accept the proposed regulation change as submitted. This motion was carried without objection.

(The next agenda item was taken out-of-sequence in order to aid with the efficacy of the Board meeting).

LICENSURE, INTERN AND APPLICATION ISSUES

Follow Up to May 26, 2016 Scheduled Teleconference with William Bee Ririe Hospital and Rural Health Clinic, University of Utah, Tele-Crisis Center (University), the Board's Executive Director and Stakeholders Regarding:

- i. The Provision of Tele-Crisis and In-Person Services by the University's Utah Licensed Clinical Social Workers to Residents Residing in Nevada;
- ii. The Board's Requirement, Pursuant to NAC 641B.124, that the Provision of Social Work Services to Clients Within this State Electronically and In-Person, Requires Board Licensure;
- iii. Review and Discussion on how to Facilitate Licensure Endorsement for the University's Utah Licensed Clinical Social Workers, Including Credentialing Specialist(s) from the University, and any Applicable Limitations, Pursuant to NRS 641B.170 (Confidentiality of certain records of Board; exceptions); and
- iv. Any Additional Recommendations, as Noted on the University's June 9, 2016 Letter to the Board.

Following an introduction of all participants, Kim Frakes presented this agenda item to the Board. The shortage of healthcare professionals in Nevada, including licensed mental health practitioners, is well-known. This holds especially true for rural areas. As noted in the letter received May 19, 2016, from William Bee Ririe Hospital, and June 9, 2016 letter from University Healthcare (University of Utah), this agenda item served as a follow up to the May 26, 2016 teleconference. Many of the same participants and stakeholders from the May 26, 2016 teleconference may be participating in a teleconference with the Board during our Board meeting.

Blayne Osborn, Nevada Rural Hospital Partners discussed a HRSA grant to establish a virtual waiting room in participating hospitals. The roll out has been very effective with the limited number of LCSW'S, who are available during business hours. The virtual waiting room has been instrumental in decreasing the number of patients being referred to Nevada psychiatric facilities. It is desirous by the rural Nevada hospital groups to expand this service and provide it 24 hours/day. In order to facilitate the University of Utah's (U of U) efforts to provide mental health services to individuals in eastern Nevada, U of U is recommending that their already Utah licensed LCSW'S also become licensed in Nevada. Although much of the therapy and treatment of Nevada patients by the U of U LCSW'S would be via teletherapy, usually via computer, with the U of U therapist on Utah and patient in Nevada, there would also be instances where some LCSW'S would also provide treatment in person (i.e. in Nevada). In instances of teletherapy, U of U had indicated that there would be a live hospital staff member with the patient in Nevada, usually a nurse, to also assist the patient with this process. Previous efforts to license U of U's LCSW'S for Board (i.e. licensed in Nevada) licensure proved problematic, due to U of U's use of a third-party staff member who acted as a liaison between the Board and U of U. Historically, the Board has expressed concerns pertaining to working with third party liaisons, given statutes pertaining to confidentiality. This agenda item served to determine whether there was a way to enable the Board to work with third party liaisons and therefore, assist U of U in meeting their needs to serve Nevada's citizens in Eastern Nevada. Each Board members' meeting packet included the following documents:

Documentation:

1. Copy of letter from Matthew Walker, CEO, William Bee Rire Hospital and Clinic;
2. Copy of June 9, 2016 letter from Lisa Hooper, Manager, University Healthcare; and
3. Copy of NRS 641B.170 and NAC 641B.124, as noted below:

NRS 641B.170 Confidentiality of certain records of Board; exceptions.

1. Except as otherwise provided in this section and [NRS 239.0115](#), any records or information received by the Board relating to a licensee or an applicant for a license is confidential.
2. Except as otherwise provided in this section and [NRS 239.0115](#), a complaint filed with the Board, all documents and other information filed with the complaint and all documents and other information compiled as a result of an investigation conducted to determine whether to initiate disciplinary action against a person are confidential, unless the person submits a written statement to the Board requesting that such documents and information be made public records.
3. The charging documents filed with the Board to initiate disciplinary action pursuant to [chapter 622A](#) of NRS and all documents and information considered by the Board when determining whether to impose discipline are public records.
4. The provisions of this section do not prohibit the Board from communicating or cooperating with or providing any documents or other information to any other licensing board or any other agency that is investigating a person, including, without limitation, a law enforcement agency.

(Added to NRS by [1995, 448](#); A [2005, 791](#); [2007, 2145](#))

NAC 641B.124 Practice by electronic, telephonic or other means. ([NRS 641B.160](#)) The provision of social work services to a client within this State through any means, including, without limitation, electronic means or by telephone,

regardless of the location of the social worker, constitutes the practice of social work and is subject to the provisions of [chapter 641B](#) of NRS and any regulations adopted pursuant to that chapter.

(Added to NAC by Bd. of Exam'rs for Social Workers by R113-98, eff. 1-13-99)

During discussion, U of U agreed that there would only be one or two identified hospital personnel to liaison with the Board. Ms. Frakes expressed concerns that if the Board engaged in working with a liaison, could this be possibly viewed as a breach of confidentiality. Henna Rasul indicated that other State licensing boards are able to utilize a liaison or "credentialing specialist" and believed that if the Board drafted its own release/authorization which would be signed by an applicant, this would enable the Board to work with a liaison/third party, without breaching an applicant's confidentiality. Following review and discussion of this agenda item, a motion was made by Vikki Erickson and seconded by Colleen York, for the Board to develop its own release/authorization/waiver form which would enable the Board to work with a liaison/third party, identified by an applicant (designee), for the purpose of facilitating the application process. This motion was carried without objection.

Following conclusion of this agenda item, the parties on the teleconference thanked the Board for their attention to this matter. The teleconference was then concluded.

(In order to aid with the efficacy of the Board meeting, Agenda Item 6B was combined with Agenda Item 4 C).

(Agenda Item 6B) **Update Pertaining to Senate Bill (SB) 515, http://www.leg.state.nv.us/Session/78th2015/Bills/SB/SB515_EN.pdf, Section 23, Which Allocated Specified Funding for Social Workers or Other Licensed Mental Health Workers, Passed During the 78th/2015 Legislative Session and Effective July 1, 2015, and:**

- i. Overview of the Timeline Pertaining to the Initial Funding (November 2013 and September 2014), Eventual Contact with the Board Following Passage of SB 515 in July 2015 and Ongoing Efforts by Board Members and Staff to Assist with this Endeavor;
- ii. Social Worker Recruitment Shortfalls Expressed by the Nevada Department of Education (Department), Office for a Safe and Respectful Learning Environment (OSRLE) Director;
- iii. Outsourcing of School Social Worker Recruitment to Various Agencies by the Department's OSRLE in Order to Fulfill SB 515 Recruitment Goals and Concerns Brought to the Board's Attention Pertaining to these Recruitment Agencies as well as Additional Recruitment Concerns;
- iv. June 7, 2016 Board Letter to the Department's OSRLE Director, Inviting him to Attend the June 17, 2016 Board Meeting for the Purpose of Collaboratively Discussing these Concerns and Mutual Goals; and
- v. Recommendations Following Review and Discussion of this Agenda Item.

Each Board members' meeting packet for Agenda Item 6B contained the following information:

Documentation:

1. Copy of referenced timeline reflecting initial project funding in 2013 and eventual contact with the Board in July, 2015, are contained in Agenda 4C documents;
2. Copy of March 23, 2016 LCHC Agenda, with Dr. Ableser presenting as agenda item XIII;
3. Copy of Dr. Ableser's presentation to LCHC, Exhibit Y, reflecting his recruitment shortfalls. Two (2) full copies of his presentation are available at each Board meeting location;
4. Copy of the referenced May 9, 2016, article from the Reno Gazette Journal;
5. Sample of recruitment adds for "school social workers";
6. SB 515, pages 1, 17 and 31. Section 23 on page 17 references the grant block to contract with, "licensed social or other mental health workers", with these referenced professions listed under item 3;

7. Copy of NRS 641B.040, "Applicability of chapter" as it pertains to social work title protection and practice, and under "Prohibited Acts: Penalties; Enforcement", NRS 641B.500, NRS 641B.510, NRS 641B.520 and NRS 641B.530, as noted below:

NRS 641B.040 Applicability of chapter. The provisions of this chapter do not apply to:

1. A physician who is licensed to practice in this State;
2. A nurse who is licensed to practice in this State;
3. A person who is licensed as a psychologist pursuant to [chapter 641](#) of NRS;
4. A person who is licensed as a marriage and family therapist or marriage and family therapist intern pursuant to [chapter 641A](#) of NRS;
5. A person who is licensed as a clinical professional counselor or clinical professional counselor intern pursuant to [chapter 641A](#) of NRS;
6. A person who is licensed as an occupational therapist or occupational therapy assistant pursuant to [NRS 640A.010](#) to [640A.230](#), inclusive;
7. A person who is licensed as a clinical alcohol and drug abuse counselor, licensed or certified as an alcohol and drug abuse counselor, or certified as a clinical alcohol and drug abuse counselor intern, an alcohol and drug abuse counselor intern, a problem gambling counselor or a problem gambling counselor intern, pursuant to [chapter 641C](#) of NRS;
8. Any member of the clergy;
9. A county welfare director;
10. Any person who may engage in social work or clinical social work in his or her regular governmental employment but does not hold himself or herself out to the public as a social worker; or
11. A student of social work and any other person preparing for the profession of social work under the supervision of a qualified social worker in a training institution or facility recognized by the Board, unless the student or other person has been issued a provisional license pursuant to paragraph (b) of subsection 1 of [NRS 641B.275](#). Such a student must be designated by the title "student of social work" or "trainee in social work," or any other title which clearly indicates the student's training status.

(Added to NRS by [1987, 1116](#); A [1989, 1549](#); [1991, 992](#); [1993, 131](#), [1890](#); [1995, 634](#); [1999, 1888, 3061](#); [2003, 1417](#); [2007, 3062](#))

NRS 641B.500 Representation as social worker without license. It is unlawful for any person to represent himself or herself as a social worker within the meaning of this chapter unless he or she is licensed pursuant to the provisions of this chapter.

(Added to NRS by [1987, 1121](#))

NRS 641B.510 Use of title of licensee or otherwise implying licensure. It is unlawful for any person, other than a person licensed pursuant to this chapter, to use the title of a licensee in connection with his or her work, or in any other way imply that the person is licensed by the Board, unless he or she is so licensed.

(Added to NRS by [1987, 1121](#))

NRS 641B.520 Penalty. Any person who violates any of the provisions of this chapter or, having had his or her license suspended or revoked, continues to represent himself or herself as a social worker, is guilty of a misdemeanor.

(Added to NRS by [1987, 1121](#))

NRS 641B.530 Injunctive relief. A violation of this chapter by a person unlawfully representing himself or herself as a social worker may be enjoined by a district court on petition by the Board. In any such proceeding it is not necessary to show that any person is individually injured. If the respondent is found guilty of misrepresenting himself or herself as a social worker, the court shall enjoin the respondent from such representations unless and until the respondent has been licensed. The procedure in such proceedings must be the same as for any other application for an injunction. The remedy of an injunction is in addition to any applicable criminal prosecution and punishment. (Added to NRS by [1987, 1121](#))

NRS 433.209 of Title 39—Mental Health, "Persons professionally qualified in the field of psychiatric mental health" defined and as noted below:

NRS 433.209 "Person professionally qualified in the field of psychiatric mental health" defined. "Person professionally qualified in the field of psychiatric mental health" means:

1. A psychiatrist licensed to practice medicine in the State of Nevada and certified by the American Board of Psychiatry and Neurology;
2. A psychologist licensed to practice in this State;

3. A social worker who holds a master's degree in social work, is licensed by the State as a clinical social worker and is employed by the Division;
4. A registered nurse who:
 - (a) Is licensed to practice professional nursing in this State;
 - (b) Holds a master's degree in the field of psychiatric nursing; and
 - (c) Is employed by the Division;
5. A marriage and family therapist licensed pursuant to [chapter 641A](#) of NRS; or
6. A clinical professional counselor licensed pursuant to [chapter 641A](#) of NRS.
(Added to NRS by [1975, 1591](#); A [1983, 506](#); [1985, 2044](#); [1987, 527](#), [1124](#), [2133](#), [2134](#); [1989, 1550](#); [2007, 3086](#))
8. Copy of May 11, 2016 letter and an accompanying newspaper ad, from an LCSW who, pursuant to NAC 641B.200(13), reported "unlicensed" social work practice by a Nevada registered nurse. This letter states that similar, "misunderstandings", as it pertains to the title of, "social worker", may be occurring in "other schools" as well;
9. Copy of Board's June 7, 2016 letter, sent to Dr. Ableser, requesting his attendance at the June 17, 2016 Board meeting. This letter was emailed to Dr. Ableser on June 7, 2016. Certified mail receipt indicates this letter was received on June 9, 2016; and
10. Summarized copy of LCHC presentation by State Department of Behavioral Health, Exhibit M. Page 21 depict the health care workforce shortage, both nationwide and within Nevada.

(Agenda Item 4C) Request from the State of Nevada Legislative Committee on Health Care (LCHC) to Present June 29, 2016, on the Following:

- i. The Board's Efforts to Increase the State's Social Work Workforce, Especially in Regards to SB 515 and Recruitment Challenges Facing the Nevada Department of Education, Office for a Safe and Respectful Learning Environment of School Social Workers;
- ii. Updates (Successes/Challenges) Since the Last Presentation to the LCHC; and
- iii. Presentation Prepared by Board Staff in Response to the LCHC'S Request; and

Kim Frakes presented this agenda item to the Board. During the March 23, 2016 Legislative Committee on Health Care (LCHC), Director, OSRLE, presented a, "Progress Report Concerning Nevada's Department of Education Block Grant..." regarding the hiring of School Social Workers, Pursuant to SB 515. (Agenda Item XIII on the LCHC Agenda). As noted in the Director's presentation (Exhibit Y on the LCHC Agenda), he indicated that he had fallen short on his overall recruitment goals in placing licensed mental health practitioners, especially school social workers, into various Nevada schools. During the March 23rd LCHC meeting as well as in a separate article in the Reno Gazette Journal (May 9, 2016), the Director further blames his shortfall on the Board. The Board has continued to make itself available to the Director to address his concerns. On June 7, 2016, the Board sent the Director, inviting him to attend our Board meeting to address his concerns as well as additional concerns brought to the Board's attention. Ms. Frakes noted that a copy of this letter was in each Board members' meeting packet. It was by participants at both the Reno and Las Vegas Board meeting locations that the Director was not present at this Board meeting.

Ms. Frakes reviewed all of the attached documents with the Board. This included disparaging comments the Director made in the Reno Gazette Journal about the Board, as well as misinformation on online recruitment sites throughout the State pertaining to hiring social workers to fill these positions. Sandy Lowery reviewed her Power Point presentation she prepared in response to the LCHC'S request for the Board to present during the scheduled June 29, 2016 meeting. Ms. Lowery noted that recruitment efforts by the various school districts missed a critical pool of potential social workers by not utilizing clinical social work interns to fill these positions. Ms. Lowery noted that she has made herself available worked to stakeholders, including individuals from the State Department of Education (Dept. of Education) to develop a clinical internship packet which was

approved by the Board in a previous Board meeting. Ms. Lowery added that to date, the Dept. of Education's interest in working with her on this matter has been sporadic, at best. Ms. Lowery indicated that the various school districts throughout the State have been waiting to see when the Washoe County School District (WCSD) would begin utilizing the Board approved clinical social work internship packet. Ms. Lowery noted that she and the Board have worked with a social work representative from the WCSD to develop the clinical internship program, however to date, WCSD has not posted or hired a clinical social work intern. Ms. Lowery added that she had recently spoke with a Board licensed LCSW who had applied for a clinical social worker supervisory role with WCSD and declined the offered position. It appeared that WCSD'S pay scale was not comparable to what she would typically earn. Further, the LCSW indicated that she would have to include, "Washoe County School District", as a rider on her auto insurance. Given the low pay and the auto insurance requirements, the LCSW informed Ms. Lowery that she declined their employment offer. Ms. Frakes indicated that there were similar concerns expressed to her (Ms. Frakes) by Board Member, Annie Wilson. Ms. Wilson indicated that during an event in Las Vegas, she was approached by several social workers who were already employed by the Clark County School District (CCSD). According to these social workers, the pay was significantly lower when compared to the pay offered in the community. Ms. Wilson also informed Ms. Frakes that schools did not appear to know how to best utilize the social workers, often assigning them to monitor the playgrounds during recess or the lunchrooms during lunch. Colleen York noted that the Dept. of Education also has NRS and NAC'S in their laws and regulations that student practicum experience was required prior to receiving endorsement by the Dept. of Education as a "school social worker". This certification is required by hiring school districts in order to fill the few social work position currently available. Since the opportunity to received pre-graduate, student practicum experience is very limited, this requirement appears to create a barrier to social workers who might otherwise be interested in applying for any available school social worker positions.

Ms. Lowery reminded the Board that this agenda item also pertained to the proposed report and that the Board should take action on whether or not to approve this report, created and presented by Ms. Lowery, for the June 29, 2016 LCHC meeting. Following review and discussion of this agenda item, a motion was made by C. J. Yao and seconded by Colleen York, to accept the proposed presentation created by Ms. Lowery and Ms. Frakes (Agenda Item 4C) for the June 29, 2016, (with any required modification to the presentation prior to this date), and the updated information presented to the Board by Ms. Lowery and Ms. Frakes as it pertains to SB 515 (Agenda Item 6B. This motion was carried without objection.

(Following presentation of this agenda item, the Board took a 10 minute break. Ms. Lowery also left the Board meeting following this agenda item.)

Review and Discussion, Submission of BDR (Bill Draft Request) Number, 17ABDC1180, into NEBS (Nevada Executive Budget System) as Requested by the Office of the Governor (Governor's Office), Ratified by the Board During the April 15, 2016 Board Meeting, and Notification by the Governor's Office on May 5, 2016, that this BDR will not be Carried During the 79th/2017 Legislative Session.

Kim Frakes presented this agenda item to the Board. As noted above, the Governor's Finance Office requested all State agencies to submit a summary of their proposed bill draft for the 79th/2017 Legislative Session to be entered into NEBS by April 15, 2016. The only proposed change to the NRS 641B pertained to the Board's request to increase the fees that Board may charge, as set forth in regulations (i.e. fee ceiling). As noted in the May 5, 2016 email from the Senior Policy Analyst, the Governor's Office declined our proposed bill draft request. Each Board members' meeting packet contained the following documentation:

Documentation:

1. A Copy of the May 5, 2016 Email from the Governor's Senior Policy Analyst;

2. A Copy of the Legislative Measures that May be Requested, Obtained from the Legislative Website; and
3. A Copy of the Board's Proposed Bill Draft.

Following discussion, the Board did not take action on this agenda item.

DISCIPLINARY MATTERS

Review and Discussion, Redacted Disciplinary Report.

Kim Frakes presented this agenda item to the Board. Ms. Frakes reviewed the redacted Disciplinary Report with the Board. She noted that the Board Investigator has been working with her diligently to review many open cases. Ms. Frakes anticipated cases being brought to the Board in the near future for either dismissal or prosecution. Each Board members' meeting packet included:

Documents Included: Redacted Disciplinary Report, current as of June 14, 2016.

Following discussion, the Board did not take action on this agenda item. Henna Rasul indicated that she looked forward to moving these cases in the future.

LICENSURE, INTERN AND APPLICATION ISSUES—CONTINUED

Follow-up to Agenda Item 6A, From the April 15, 2016 Board Meeting Pertaining to:

- i. The State's Division of Public and Behavioral Health, Rural Community Health Services (Rural Community Health) that Licensed Social Workers (LSW'S), as a Condition of Employment for their Clinical Internship:
 1. Enter into a Contractual Agreement, Requiring a Nevada State Business License, Issued by the Nevada Secretary of State Office;
 2. How this Contractual Arrangement May Have Placed Interns into, "Independent Practice" Arrangements, a Possible Violation of **NRS (Nevada Revised Statutes) 641B.230, NRS 641B.240 and NRS 641B.505;** and
 3. Board Action During the April 15, 2016 Board Meeting for an Official Attorney General Opinion.

Kim Frakes presented this agenda item to the Board. During the April 15, 2016 Board meeting, the Board reviewed and discussed this matter (Agenda Item 6A). The Board took action to table this matter, as it pertained to the State's Rural Community Health (Rural Community Health) requirement that an LSW, as part of his/her clinical internship, enter into a "contract" with Rural Community Health. This contract included the LSW'S to obtain a business license and then contract with Rural Community Health under their business license. During the April 15, 2016 Board meeting, Ms. Frakes brought this matter to the Board out of concern that contracting LSW's may be engaging in "independent" practice, and possibly be in violation of the noted NRS and NAC'S contained below. The Board took action for the State Office of the Attorney General (AG'S Office) to render an Opinion regarding this matter. Until the State Office of the Attorney General was able to render an Opinion regarding this matter, in the interim, the Board's Executive Director would continue to request an affidavit from any Interns who were contracted by the Rural Community Health under these terms and conditions, to submit an affidavit. The affidavit would indicate that the intern was under a contract with Rural Community Health under his/her business license, as a condition for employment and that the Intern was not engaging in "independent" social work practice. This agenda item serves to update the Board pertaining to this matter. Each Board members' meeting packet contained the copies of the following NRS:

Documentation: None. The referenced NRS, noted above are listed below:

NRS 641B.230 Independent social worker: Qualifications; practice.

1. The Board shall grant a license to engage in social work as an independent social worker to any applicant who possesses the preliminary qualifications set forth in [NRS 641B.200](#) and who:

(a) Possesses a master's or doctoral degree in social work from a college or university accredited by the Council on Social Work Education or which is a candidate for such accreditation.

(b) Completes 3,000 hours of supervised, postgraduate social work approved by the Board.

(c) Passes an examination prescribed by the Board.

2. A person licensed as an independent social worker may:

(a) Engage in social work independently or within an agency; and

(b) Supervise other persons engaging in the practice of social work.

(Added to NRS by [1987, 1118](#))

NRS 641B.240 Clinical social worker: Qualifications; practice.

1. The Board shall grant a license to engage in social work as a clinical social worker to any applicant who possesses the preliminary qualifications set forth in [NRS 641B.200](#) and who:

(a) Possesses a master's or doctoral degree in social work from a college or university accredited by the Council on Social Work Education or which is a candidate for such accreditation.

(b) Completes 3,000 hours of supervised, postgraduate, clinical social work approved by the Board.

(c) Passes an examination prescribed by the Board.

2. A person licensed as a clinical social worker may:

(a) Engage in social work independently or within an agency; and

(b) Supervise other persons engaging in the practice of social work.

(Added to NRS by [1987, 1118](#))

NRS 641B.505 Independent and clinical practice of social work without license.

1. Except as otherwise provided in this chapter, it is unlawful for a person to engage in:

(a) The independent practice of social work unless he or she is licensed as a clinical social worker or an independent social worker pursuant to this chapter.

(b) The clinical practice of social work unless he or she is licensed as a clinical social worker pursuant to this chapter.

2. As used in this section, "independent practice of social work" means the unsupervised practice of social work, other than for a public employer, for compensation.

(Added to NRS by [1989, 2198](#); A [1995, 452](#))

Ms. Frakes added that following the April 15, 2016 Board meeting, Henna Rasul and Sandy Lowery reviewed the above NRS. Based upon this review, Ms. Rasul informed Ms. Frakes that it appeared that this was a Board "policy", which did not necessarily appear to be supported by the above NRS. Ms. Frakes asked Ms. Rasul to provide clarification pertaining to these concerns. Ms. Rasul reviewed the above NRS and indicated that unless the Board receives a complaint, or has credible speculation about a social worker engaging in practice which would be considered outside his/her scope of licensure, the Board would not have jurisdiction over whether an LSW was in "private practice". She added that the referenced NRS does specifically appear to address, "private practice". In light of the recent Supreme Court decision pertaining to the Federal Trade Commission versus the North Carolina Dental Board, Ms. Rasul suggested that the Board may wish to look at revisions to NRS 641B, clarifying the definition of, "independent" practice for LSW'S, prior to any restriction of licensee's practice.

Following review and discussion of this agenda item, a motion was made by C. J. Yao and seconded by Colleen York to resend the April 15, 2016 Board action for an Attorney General Opinion as it pertained to the requirement that LSW'S obtain a business licensee under their LSW license as a condition of employment with Rural Community Health, and whether this was viewed as a violation of the Board's NRS 641B, as it pertained to LSW'S and private practice. This motion was carried without objection.

ASSOCIATION OF SOCIAL WORK BOARDS (ASWB); NATIONAL ASSOCIATION OF SOCIAL WORKERS (NASW)

Review, Discussion and for Possible Action, May 10, 2016 Letter of Agreement (LOA), Renewal, Current LOA Expiring June 30, 2016, Between the Board and ASWB, Including a Copy of the Applicable Section of ASWB'S Policy.

Kim Frakes presented this agenda item to the Board. The current LOA between ASWB and the Board will expire June 30, 2016. The new LOA will become effective July 1, 2016 and expire June 30, 2019. The LOA includes, as part of the agreement, applicable section of the ASWB Policy Manual. Typically, the Board's President historically signs and returns the LOA to ASWB. This agenda item served to keep the Board informed about the services provided by ASWB. Each Board members' meeting packet contained:

Documentation Included: A copy of the referenced Letter of Agreement.

Following review and discussion of this agenda item, a motion was made by Colleen York and seconded by Vikki Erickson, to approve ASWB'S Letter of Agreement, which would extend the agreement for services between the Board and ASWB through June 30, 2019, with President Smith signing this Letter of Agreement. This motion was carried without objection. President Smith indicated that he would make arrangements with Ms. Frakes to stop by the Board office to sign the LOA.

Review, Discussion and for Possible Action, May 25, 2016 Letter from ASWB Pertaining to:

- i. ASWB'S Updated "Use of Examinations Policy", Including Member Boards to Request Exceptions for Continuance to Use Certain ASWB Examinations Outside their Examination Use Policy; and
- ii. The Board's Current Use of the ASWB Examination as it Compares with ASWB'S Updated Policy and a Proposed Written Response from the Board.

Kim Frakes presented this agenda item to the Board. The ASWB Board of Directors approved a new policy as it pertains to the use of their exams. Any jurisdiction member who wishes to use the ASWB exam outside of their exam use policy, must consider one of the options below, if they are using an exam which is outside of ASWB'S exam policy:

1. Change necessary jurisdictional laws, regulations or policies, in order to comply with ASWB'S policy;
2. Request an exception to the ASWB policy for continuing to use the exam outside of the ASWB exam policy; and
3. Cease using the exam(s) for the noncompliant purpose.

Member jurisdictions have no later than five (5) years from the July 1, 2016 deadline (i.e. July 1, 2021) to comply with this new policy. If an exception is not granted by the ASWB Board of Directors, ASWB will no longer be able to support the validity of the exam(s) for when used by jurisdictional boards, for non-compliant purposes. Each Board members' meeting packet included:

Documentation Included:

1. Copy of the May 25, 2016 letter from ASWB, including section 2.1, ASWB examination policy; and
2. Copies of NAC 641B.105 (Examinations); NAC 641B.140 (Licensed independent social worker); NAC 641B.150 (Licensed clinical social worker).

NAC 641B.105 Examinations. ([NRS 641B.160](#), [641B.250](#))

1. An applicant for licensure as a licensed social worker, licensed independent social worker or licensed clinical social worker must pass a two-part examination consisting of:

(a) The appropriate examination, as described in subsection 2, given by the Association of Social Work Boards or another testing administrator that has been approved by the Board; and

(b) An examination given by the Board which tests the knowledge of the applicant of the provisions of this chapter and [chapter 641B](#) of NRS and any other provisions of NAC or NRS relevant to the practice of social work.

2. An applicant for licensure as:

(a) A licensed social worker must pass the Bachelors or Basic Examination of the Association of Social Work Boards if the applicant holds a baccalaureate degree in social work as described in [NRS 641B.220](#). If the applicant holds a master's degree in social work as described in [NRS 641B.220](#), the applicant must pass the Bachelors or Basic Examination or Masters or Intermediate Examination of the Association of Social Work Boards.

(b) A licensed independent social worker must pass the Advanced Generalist or Advanced Examination of the Association of Social Work Boards.

(c) A licensed clinical social worker must pass the Clinical Examination of the Association of Social Work Boards.

3. Except as otherwise provided in this section, an applicant who is required to pass an examination pursuant to this section must satisfy the Board that he or she possesses the necessary requirements regarding age, citizenship, character, education and, if applicable for the relevant license, supervisory experience before taking the examination. A student of social work currently enrolled in his or her last semester may take the examination before the award of his or her degree. For the purposes of this subsection, "student of social work" means a person enrolled in an undergraduate or graduate program of study leading to a degree in social work from a college or university accredited by the Council on Social Work Education or which is a candidate for such accreditation.

4. In addition to the requirements for offering examinations set forth in [NRS 641B.250](#), examinations will be offered as deemed appropriate by the Board and as scheduled by the Association of Social Work Boards or another testing administrator that has been approved by the Board.

5. A failed examination may be retaken 90 days after the failed examination. Thereafter, only one examination may be taken every 6 months.

(Added to NAC by Bd. of Exam'rs for Social Workers, eff. 9-20-88; A 11-28-89; 11-8-95; R112-00, 1-17-2001; R079-02, 1-9-2003; R142-08, 2-11-2009)

NAC 641B.140 Licensed independent social worker: Internship required for licensure. ([NRS 641B.160](#), [641B.230](#))

1. Except as otherwise provided in subsection 2 of [NAC 641B.126](#), an applicant for licensure as a licensed independent social worker must complete an internship consisting of not less than 3,000 hours of supervised, postgraduate social work. Except as otherwise provided in subsections 2 and 3, the required work must be:

(a) Undertaken in a program that is approved by the Board before the applicant begins the program. The program must include, without limitation:

- (1) An examination, if deemed necessary by the Board;
- (2) An appropriate setting, as determined by the Board;
- (3) Supervision of the applicant by a supervisor who has been approved by the Board; and
- (4) A plan of supervision that has been approved by the Board.

(b) Completed not earlier than 2 years or later than 3 years after the Board approves the program. For good cause, the Board will grant a specific extension of this period.

(c) Conducted pursuant to the requirements and standards set forth by the Board. For good cause, the Board will withdraw its approval of a particular program.

2. Upon application to the Board by an applicant who is currently a licensed social worker or a licensed associate in social work, the Board will approve and accept for licensure supervised postgraduate hours completed in an agency that provides social work services if the applicant:

(a) Has been continually licensed as a social worker for the immediately preceding 10 years; and

(b) Provides evidence satisfactory to the Board of continuous supervision by a licensed social worker for at least 5 of the immediately preceding 10 years.

3. An applicant who has completed 3,000 hours of supervised, postgraduate social work in another state may submit evidence of the satisfactory completion of that work to the Board for its consideration. The Board will approve that work and accept it for licensure if the Board determines that the experience of the applicant is substantially equivalent to the current standards established by the Board for those applicants who complete their work in this State.

4. The following activities do not qualify as supervised, postgraduate social work:

(a) Instruction in techniques or procedures through classes, workshops or seminars.

(b) Orientational programs.

(c) Practice which is not under the supervision of an agency. The Board will consider a person to be under the supervision of an agency if:

(1) Each client who is served by the intern is a client of the agency and that fact is clearly set forth on each contract, release, agreement for financial reimbursement and billing statement which relates to that client;

(2) All records regarding clients belong to the agency and the agency has provided for their confidentiality and safekeeping;

(3) The agency appoints a specific employee of the agency to act as the board-approved supervisor of the intern, if such an employee is available, or otherwise approves a nonemployee to do so;

(4) The appointed supervisor reviews the work of the intern in the manner required for supervisors of interns;

(5) The appointed supervisor is granted complete access to all records of the agency related to the practice of the intern; and

(6) Any compensation for the services of the intern is provided directly by the agency.

(d) Any other activity that the Board determines is not within the scope of the practice of social work.

(Added to NAC by Bd. of Exam'rs for Social Workers, eff. 9-20-88; A 5-15-92; 10-25-93; R113-98, 1-13-99; R079-02, 1-9-2003; R142-08, 2-11-2009)

NAC 641B.150 Licensed clinical social worker: Internship required for licensure. ([NRS 641B.160, 641B.240](#))

1. An applicant for licensure as a licensed clinical social worker must complete an internship consisting of not less than 3,000 hours of supervised, postgraduate clinical social work. Except as otherwise provided in subsection 3, the required work must be:

(a) Undertaken in a program that is approved by the Board before the applicant begins the program. The program must include, without limitation:

(1) An examination, if deemed necessary by the Board;

(2) An appropriate setting, as determined by the Board;

(3) Supervision of the applicant by a supervisor who has been approved by the Board; and

(4) A plan of supervision that has been approved by the Board.

(b) Completed not earlier than 2 years or later than 3 years after the Board approves the program. For good cause, the Board will grant a specific extension of this period.

(c) Conducted pursuant to the requirements and standards set forth by the Board. For good cause, the Board will withdraw its approval of a particular program.

2. At least 2,000 hours of the supervised, postgraduate clinical social work required by subsection 1 must be in the area of psychotherapeutic methods and techniques to persons, families and groups to help in the diagnosis and treatment of mental and emotional conditions. Unless otherwise approved by the Board, an average of 25 hours per week, not to exceed 325 hours in each quarter, of postgraduate hours in the use of psychotherapeutic methods and techniques will be accepted toward satisfying this requirement. The remaining hours required by subsection 1 may be completed in other areas of clinical social work.

3. An applicant who has completed 3,000 hours of supervised, postgraduate clinical social work in another state within the immediately preceding 10 years may submit to the Board for its consideration evidence of the satisfactory completion of that work and documentation that his or her supervisor was a clinical social worker and was qualified to supervise in that state. The Board will approve that work and accept it for licensure if the Board determines that the experience of the applicant is substantially equivalent to or exceeds the current standards established by the Board for those applicants who complete their work in this State.

4. The following activities do not qualify as supervised, postgraduate clinical social work:

- (a) Instruction in techniques or procedures through classes, workshops or seminars.
- (b) Orientational programs.
- (c) Role-playing as a substitute for actual social work.
- (d) Psychotherapy of the intern himself or herself.

(e) Except as otherwise provided in subsection 5, practice which is not under the supervision of an agency. The Board will consider a person to be under the supervision of an agency if:

(1) Each client who is served by the intern is a client of the agency and that fact is clearly set forth on each contract, release, agreement for financial reimbursement and billing statement which relates to that client;

(2) All records regarding clients belong to the agency and the agency has provided for their confidentiality and safekeeping;

(3) The agency appoints a specific employee of the agency to act as the board-approved supervisor of the intern, if such an employee is available, or otherwise approves a nonemployee to do so;

(4) The appointed supervisor reviews the work of the intern in the manner required for supervisors of interns;

(5) The appointed supervisor is granted complete access to all records of the agency related to the practice of the applicant; and

(6) Any compensation for the services of the intern is provided directly by the agency.

(f) Any other activity that the Board determines is not within the scope of the practice of clinical social work.

5. Any supervised, postgraduate clinical social work completed before January 1, 1990, by an applicant who holds an equivalent license from another state that is in good standing to engage in the practice of clinical social work as described in this chapter and [chapter 641B](#) of NRS is not required to be completed under the supervision of an agency if the Board determines that:

(a) There is good cause for waiving the requirement that the practice be under the supervision of an agency; and

(b) The experience of the applicant is substantially equivalent to or exceeds the current standards established by the Board.

(Added to NAC by Bd. of Exam'rs for Social Workers, eff. 9-20-88; A 5-15-92; 10-25-93; R113-98, 1-13-99; R079-02, 1-9-2003; R048-04, 5-25-2004; R142-08, 2-11-2009)

Ms. Frakes indicated that overall, the Board's NRS and NAC'S support's ASWB's attached policies. The only exception, pertains to NAC 641B.105(2)(a). The Board allows a Master's level social worker (i.e. MSW) to take

either the Bachelor's or Master's exam. Ms. Frakes noted that ASWB representatives, during their conference meetings, have expressed concerns as it pertains to member jurisdiction boards (e.g. Nevada) allowing an MSW the option to take either the Bachelor's or Master's exam. The other area noted in the ASWB policy pertained to the use of the clinical examination prior to the completion of 2 year's postgraduate supervision. As indicated in their attached letter, ASWB has expressed concerns that ongoing misuse of their exams has the potential of impacting the integrity of their exams. Ms. Frakes indicated that ASWB has indicated that statistical data appears to suggest little impact upon the integrity of their clinical examination if an individual takes this exam earlier than the noted 2 year's postgraduate supervision. Accordingly, the Board's ongoing policy of allowing clinical or independent interns to take their respective exams after 1,000 postgraduate supervised hours appears to be supported by ASWB. ASWB, however, is concerned about the integrity of the Bachelor's exam, if Master's level social workers are continued to take this exam.

As noted in ASWB's May 25, 2016 letter, the Board would be required to submit a letter requesting an "exception" to their exam policy, including the exception to allow MSW'S to take either the Bachelor's or Master's exam, and an exception, allowing clinical and independent interns to take their exams after 1,000 postgraduate supervised hours, instead of after 2 years of postgraduate supervised hours. Pending upon the response from ASWB, the Board could determine if they would want to revise the NAC'S pertaining to criteria for licensing examinations, at that time.

Colleen York inquired the rationale for allowing an MSW to take the Bachelor's exam for LSW licensure. Ms. Frakes indicated that this pre-dates her tenure at the Board. However, it was her understanding that the previous Board Executive Director and the Board at the time believed that since there was no distinction between the level of practice between a Bachelor's or Master's level LSW, an applicant for licensure should have the option of choosing which exam he/she wished to take for LSW licensure. This also made allowances for individuals who happened to be "poor test takers", the option to hopefully obtain licensure. Ms. Frakes suggested that should ASWB deny the Board the exception to allow MSW'S to take the Bachelor's examination for LSW licensure, this may be an opportunity for the Board to introduce a Master's, non-LCSW and non-LISW level of licensure.

Following review of this agenda item, the Board determined to table this agenda item until Ms. Frakes drafted a response to ASWB and brought this letter back to the Board during a future Board meeting.

Review and Discussion, Follow-up Pertaining to the ASWB Spring Education Conference, Conducted April 28th through 30th, 2016, in Jersey City, N.J., as Reported by the Board's Executive Director.

Kim Frakes presented this agenda item to the Board. This is an informational update provided to the Board by the Executive Director pertaining to her attendance at the ASWB Spring Education Conference. Ms. Frakes indicated that this was the second ASWB Spring Education Meeting with a focus on licensure mobility. She found this conference, as with other ASWB conferences, to be highly informative. This

NASW Request for a Presentation by the Board's Executive Director, During the 2016 NASW-NV Chapter Conference, Scheduled October 10th through 19th, 2016, with Board Presentation Tentatively Scheduled on Tuesday, October 18, 2016, Including Board Recommendations for Presentation Topic and Board Presenter(s).

Kim Frakes presented this agenda item to the Board. NASW Nevada Chapter is partnering with American Addiction Centers (AKA, Lifestyle Intervention Conference) for their 2016 Annual Conference. It appears that NASW Nevada Chapter has requested the Board's Executive Director to conduct a presentation, scheduled Tuesday, October 18, 2016, from 10:30 a.m. until 12:00 noon. As noted in the Speaker Agreement, it

appears that the Board's Executive Director will be compensated as follows: (1) One night hotel accommodations; and (2) Registration for the full conference as a complimentary guest. Each Board member's meeting packet included:

Documentation Included:

1. Copy of emails between Lifestyle Intervention Conference (LIC), NASW Nevada Chapter and the Board's Executive Director;
2. LIC Speaker Memorandum; and
3. Related materials.

Ms. Frakes expressed concerns about NASW Nevada Chapter and LIC provided little time to prepare for this conference. It was discussed whether the Board could set up a table at the conference in lieu of the requested 90 minute presentation. The Board cited concerns that given increasing demands upon Board staff, including Ms. Frakes, the attendance at this conference at this critical time did not appear prudent and a table during the conference may be a better option. Following review and discussion of this agenda item, a motion was made by Vikki Erickson and Colleen York to respectfully decline the invitation by the NASW, Nevada Chapter, for Ms. Frakes to present at this year's 2016 conference and for Ms. Frakes to look at possibly purchase a table for break-out sessions. This motion was carried without objection.

SENIOR DEPUTY ATTORNEY GENERAL

Review and Discussion, Senior Deputy Attorney General Report.

Henna Rasul indicated that she did not have anything further to add to this Board meeting.

PRESIDING OFFICER'S COMMENTS

Rod Smith indicated that he did not have anything further to add to this Board meeting.

BOARD OPERATIONS

Review, Discussion and for Possible Approval of the April 15, 2016 Board Meeting Minutes.

Kim Frakes presented this agenda item to the Board. Ms. Frakes wanted to clarify that this agenda item pertained to the Board meeting conducted on April 15, 2016, which began at 9:00 a.m. She reminded the Board that there was a separate Public Workshop, which began at 1:00 p.m. later that day and that the Board had already approved the minutes from the workshop, under Agenda Item 4A-I. Each Board members' meeting packet included:

Documentation Included: Copy of the minutes for the **April 15, 2016** Board meeting.

Following review of the enclosed April 15, 2016 Board meeting minutes, a motion was made by Colleen York and seconded by C. J. Yao, to approve the April 15, 2016 Board meeting minutes as submitted. This motion was carried without objection.

Review, Discussion and for Possible Action, Increase From Eleven (11.0) Hours per Pay Period, to Five (5.0) Additional Hours per Pay Period, Sixteen (16.0) Hours Total, for Sandra Lowery, LCSW, to Provide Board Website Assistance and Updated Tracking of Board Applications and Licensure Process.

Kim Frakes presented this agenda item to the Board. During the April 15, 2016 Board meeting, the Board approved the hiring of Sandra Lowery as a per-diem Internship Program Coordinator. As discussed during the April 15th Board meeting, the benefit of hiring Ms. Lowery as a per-diem versus contract employee was the ability to bring her on board sooner in lieu of going through the contract negotiation process, which could add additional time to the hiring process. It appears that the Board may be able to utilize Ms. Lowery's additional talents in the areas of creating forms which are fillable and website ready. She could also assist the Board in tracking the application process which may benefit the Board in finding ways to appropriately streamline the application process. A summary of the costs to hire Ms. Lowery as a per-diem, Internship Program Coordinator, and the additional cost, five (5) additional hours per pay period are reflected below:

**Summary of Costs
Sandra Lowery, LCSW
Per-Diem Internship Program Coordinator Contract
And
Website Support/Data Collector**

Per-Diem	Website Support/Data Collector
\$30.00 per hour, not to exceed 11.0 hrs. per pay period (24 pay periods per yr.)	\$30.00 per hour, not to exceed 5.0 hrs. per pay period (24 pay periods per yr.)
\$7,920 per yr.	\$3,600 per yr.
TOTAL COST (Not to exceed) = \$11,520 (\$7,920 + \$3,600) <i>(New total hrs. per pay period not exceed 16.0 hours)</i>	

Each Board member's meeting packet, in addition the above attached table included:

Documentation Included: A copy of the Website Support/Data Collector, per-diem job description.

President Smith wondered whether the Board's budget would support this increase in hours. Ms. Frakes indicated that there the Board's budget would support this. C. J. expressed concerns whether an increase in hours was necessary in order to support the Board's website. Ms. Frakes clarified that that the website "support" pertained to Ms. Lowery improving the Board's existing forms, already posted on the website. Ms. Lowery would be streamlining these forms into a "fillable" format and then assisting Ms. Frakes in posting them on the Board's website. It was hoped that since the State's Website manager had offered to allow Ms. Lowery access behind the Board's website firewall, that this may still be an option which would allow Ms. Lowery the ability to modify and update the Board's website. Ms. Frakes noted that the increase would bring Ms. Lowery up to 32 hours per month (16.0 hours per pay period x 2 pay periods monthly). As noted in the table, Ms. Lowery already provides, "11.0" hours per pay period as the "Per-Diem" Internship Program Coordinator. The request would add an additional 5.0 hours per pay period to provide website support and data collections. Ms. Frakes clarified that this additional support is much needed since she is not often available to address this issue. President Smith that for the money, having Ms. Lowery provide the Board this additional 5.0 hours of assistance every pay period appeared to be worth it. Ms. Frakes indicated that there was flexibility with these hours. If there was not a need to provide website support and/or data collecting for 5.0 hours during a pay period, then Ms. Lowery's time could be utilized for other things. If the Board happened to be caught up, then those amount of hours would not be utilized.

Following review and discussion of this agenda item, a motion was made by Colleen York and seconded by C. J. Yao, to increase Sandy Lowery's hours, not to exceed an additional 5.0 hours per pay period, for the purpose of Ms. Lowery providing the Board with website support and data collections. This motion was carried without objection.

EXECUTIVE DIRECTOR'S REPORT

Review and Discussion, Executive Director's Report.

This agenda item was presented by Kim Frakes. Ms. Frakes thanked everybody for attending and participating in today's Board meeting. She reminded the Board about the June 29, 2016 presentation to the LCHC and that President Smith, Sandy Lowery and her would be providing the requested presentation. Ms. Frakes encouraged any interested Board members to attend the LCHC meeting. Aside from this, Ms. Frakes did not have anything further to add to this meeting.

PUBLIC COMMENT

There was not any comment from the public at either the Las Vegas or Reno location. President Smith provided "kudos" to Board staff for their continued and ongoing efforts. He expressed his opinions on how lucky the Board was to have them. Ms. Frakes thanked President Smith for his comment.

ADJOURNMENT

The meeting adjourned the Board meeting at 11:59 a.m.

Respectfully Submitted,

Kim Frakes