

CSWMFT News – February 2022

Teletherapy Rule

Significant revisions to Ohio Administrative Code (OAC) Rule 4757-5-13 are planned. The proposed rule changes retain similar flexibility as was provided during the pandemic. The Rule has been posted for public comment on the Board website in the News page. The Rule will again be open for public comment when the Rule is filed for review by the Common Sense Initiative.

MFT Supervision Rule

The MFT Professional Standards Committee recommended to the CSWMFT Board a revision to Rule 4757-29-01 (MFT Supervision). MFTs earning supervision hours toward an IMFT will be able to earn up to 50 of the required 200 hours under the supervision of an LPCC-S or an LISW-S. This change will provide greater access to supervision while maintaining a strong link to marriage and family therapy supervision. The Rule has been posted for public comment on the Board website in the News page. The Rule will be open for public comment when the Rule is filed for review by the Common Sense Initiative.

CEs for Working the Election Polls

During its January 20, 2022 meeting, the CSWMFT Board voted to approve allowing licensees to claim up to four hours of continuing education credit for working as precinct election official during either the May 2022 Primary Election or the November 2022 General election. Only four total hours can be claimed for the 2022 election cycle. This decision does not affect a licensee's ability to claim CE for documented poll work during either the November 2020 or November 2021 General Elections.

Pending Rule Changes

On Monday, January 24, the Joint Committee on Agency Rule Review accepts revisions to a range of pending rules. These rule changes have been under consideration by the Board for several months. Once officially filed, the Board will notify licensees of the availability of a revised laws and rules PDF.

No Surprises Act

The Board has received an increasing number of questions regarding the impact on licensees of the federal No Surprises Act. As this is a federal law, it is not enforced by the CSWMFT Board. However, the Board recognizes this law will impact licensees. Please note that the Board cannot provide specific guidance regarding implementing these laws. In addition to consulting the resources below, licensees with questions should plan to speak with their legal counsel to ensure they follow the law.

In short, as of January 1, under federal law behavioral health care providers are required by law to give uninsured and self-pay clients a good faith estimate of costs for services when scheduling care or when the client requests an estimate. The U.S. Centers for Medicare & Medicaid Services (CMS) has published information regarding the federal No Surprises Act. You can find more specific information on the CMS website: [No Surprises Act | CMS](#).

The State of Ohio also has related law relating to surprise billing that went into effect on January 12, 2022. Generally, Ohio's law prohibits any unanticipated out-of-network care in emergency care

situations or when an individual does not have the ability to choose. More information about Ohio's law is available on the Ohio Department of Insurance (ODI) website: [Surprise Billing | Department of Insurance](#).

In addition to the information available from ODI and CMS, industry associations have also provided helpful resources:

- AAMFT – https://aamft.org/AAMFT/ENHANCE_Knowledge/Copy_of_No_Surprises_Act/enhance_knowledge/No_Surprises_Act.aspx?hkey=8f621276-92a9-4c9a-9c38-14d7e396562d
- NASW - <http://www.socialworkblog.org/practice-and-professional-development/2021/12/federal-rule-to-prevent-surprise-health-care-billing/>
- ACA - <https://www.counseling.org/news/updates/news-detail/2021/12/22/new-no-surprise-billing-regulations-for-behavioral-health-care-providers>
- NBCC - <https://www.nbcc.org/govtaffairs/newsroom/no-surprises-act>

Tracking Supervision Hours Submitted

Occasionally the Board receives emails from supervisors who are unsure if they submitted training supervision hours for a supervisee. eLicense has been updated to enable supervisors to check on submitted hours. Log into eLicense at eLicense.ohio.gov. Under My History, select History Type and then Service Requests. Submissions of supervision hours will populate. There is a search function so you can look for a specific supervisee if you have submitted hours for several supervisees. Please note that training supervision service requests cannot be edited once submitted. If a correction is necessary, please email the correction to the appropriate licensure email account: counseling@cswb.ohio.gov, socialwork@cswb.ohio.gov, or mft@cswb.ohio.gov.

Supervisees can also check on submitted training supervision hours. On your dependent license (LPC, LSW, MFT) tile, select View Supervised Training Hours under Options.

Verify your Supervisor's license

The CSWMFT Board does not require licensees to register their training supervisor with the Board. The supervision relationship exists between the supervisor and supervisee. However, the supervisee should monitor the status of their supervisor's license by doing a license look up at elicense.ohio.gov. Supervision earned under a supervisor who does not hold a supervision endorsement ("S") or has a license that is inactive/escrow, lapsed, or expired, cannot be counted toward the supervisee's independent license.

Supervisors would also be wise to check on the license status of supervisees as well as occasionally the Board receives complaints where it is discovered that a license was not active, but the licensee was still practicing under supervision.

Inactive/Escrow -Reinstatement and Renewal

Reinstatements

When a licensee would like to take their license out of escrow status, they must submit evidence of having completed 30 hours of CE, including six hours of ethics. The CE certificates are uploaded to eLicense with

the reinstatement request. When submitting for reinstatement, the CE certificates must be submitted as a single PDF file that includes a cover sheet summarizing the CEs completed, with ethics CEs specifically identified.

Renewal

Licenses in inactive/escrow status must still be renewed every two years. Escrow status only waives the requirement to complete CE. Licensees with an inactive/escrow license will receive email renewal notifications and should follow up on those emails.

Corresponding with the Board and Submitting Documents to the Board

When emailing the Board or when leaving voicemail messages, it is very helpful if you include your license or application number. This allows staff to find your records more quickly in the license system. You can view your license number or application number at any time by logging into your account at eLicense.ohio.gov

If you submit your transcript or other documents to the Board, whether using eLicense or email, be sure to name your file with your name and license or application number. Doing so will ensure we can place the document with your application or request as quickly as possible.

Registration is open for 2022 Medical & Health Symposium, April 7 – 9

The Ohio Bureau of Workers' Compensation (BWC) has opened registration for the 2022 Medical & Health Symposium. This free, online event for medical and legal professionals will be April 7 – 9 and offers a full lineup of educational, informational, and inspiring sessions. Those interested in attending may register [here](#).

Disciplined licensees (January 2022 Board Meeting)

Social Workers:

- Kasey Aitken (LSW) - Record Keeping. Supervision and additional CEUs.
- Donald Emerick (LISW) - Sexual Boundaries. Suspension, counseling & supervision
- Lisa Harman (LSW) - Record keeping. License retired in lieu of other discipline.
- Kevin Keesee (LISW) - Sexual Boundaries. Suspension and additional training

Counselors:

- Laurie Bohaty (LPCC) - Failure to comply with Consent Agreement. License revoked.
- Kellen Nebelski (LPCC) - Sexual boundaries and record keeping. License revoked.

MFTs:

- Kellen Nebelski (MFT) - Sexual boundaries and record keeping. License revoked