



childguidance
& *familysolutions*

**Making Our Children Healthier....
Our Families Stronger....
Our Community Richer....
since 1939.**



For 76 Years

**Over 2000 children & families each week...
We have been helping children and adolescents
who are going through a tough time.**




1939




2013

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Who Our Clients Are....

A Spectrum of Ages



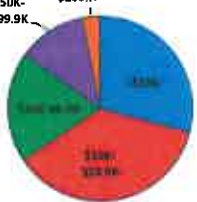
1-5 Years	6-13 Years	14-17 Years
18-24 Years	25+ Years	

Ethnically Diverse



Other	African-American	Caucasian
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Economically Diverse




<\$10K	\$10K-\$24.9K
\$25K-\$49.9K	\$50K-\$99.9K
\$100K+	

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Dawn Y. Carter, LPCC-S, LICDC-CS

Director, Clinical Services

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Objectives

- Identify three applicable CSWMFT Rules
- Learn three ways to help counselors, social workers, marriage and family therapists help you
- Increase your awareness of what counseling information we have that may be helpful to you


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Some common licensed professionals

- Psychologists
 - <http://psychology.ohio.gov/>
- Social Workers, Counselors, Marriage and Family Therapists
 - <http://cswmft.ohio.gov/>
- Chemical Dependency Counselors
 - <http://ocdp.ohio.gov/>


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CSWMFT Board

Counselors ORC 4757-13	Social Workers ORC 4757-19	Marriage & Family Therapists ORC 4757-25
PC, PC-CR, LPC	SW Assistant, SWA	MFT, LMFT
PCC, LPCC	SW, LSW	IMFT, LIMFT
PCC-S, LPCC-S	ISW, LISW ISW-S, LISW-S	IMFT-S, LIMFT-S

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- Other providers of mental health services
 - <http://mha.ohio.gov/Portals/0/assets/Regulation/LicensureAndCertification/rules/5122-29-30.pdf>
- Example within CGFS:
 - CPST staff who provide individual and group services such as Incredible Years group
 - <http://codes.ohio.gov/oac/5122-29-17>

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CSWMFT Laws

- <http://cswmft.ohio.gov/Portals/0/pdf/4757%20%2011-2014.pdf>
 - 248 pages
 - Revised 12/1/14
 - 4757-5-01
 - Standards of Ethical Practice
 - <https://www.counseling.org/resources/aca-code-of-ethics.pdf>
 - <http://www.socialworkers.org/pubs/code/code.asp>
 - https://www.aamft.org/iMIS15/AAMFT/Content/legal_ethics/code_of_ethics.aspx

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Ethical Practice

- **COMPETENCY**
 - 4757-5-02(A)(2)
 - Practice within competency areas for which they are qualified by education and training
- **INFORMED CONSENT**
 - 4745-5-02 (B)(7)
 - “A counselor, social workers, or marriage or family therapist shall not make recommendations to courts, attorneys or other professional concerning non-clients.”
- **PRIVILEGED COMMUNICATIONS**
 - 2317.02(G)(1)

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Ethical Practice

- **CONFIDENTIALITY 4757-5-02 (D)**
 - ACA Code of Ethics, Section B
 - NASW Code of Ethics, 1.07 Privacy and Confidentiality
 - Association of Marriage and Family Therapy, Standard II, Confidentiality
- **42CFR Part 2**

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Ethical Practice

- **ASSESSMENT AND TESTING**
 - 4757-5-06
- **RECORD KEEPING**
 - 4757-5-09
- **Reports prepared for court review including custody, visitation and guardianship concern**
 - 4757-6-01

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4757-6-01 Reports

4757-6-01 Reports prepared for court review including custody, visitation and guardianship concerns. (A) The role of the counselor, social worker, or marriage and family therapist is that of a professional expert who strives to maintain an objective, impartial stance. A counselor, social worker or marriage and family therapist does not act as a judge who makes the ultimate decision applying the law to all relevant evidence. Neither does a counselor, social worker or marriage and family therapist act as an advocating attorney who strives to present his or her client's best possible case. A counselor, social worker, or marriage and family therapist in a balanced, impartial manner informs and advises the court and the prospective parties of the relevant mental health factors pertaining to the issue. A counselor, social worker, or marriage and family therapist should be impartial regardless of whether he or she is retained by the court or by a party to the proceedings. If either the counselor, social worker, marriage and family therapist, or the client cannot accept this neutral role, the counselor, social worker, or marriage and family therapist shall withdraw from the case. If not permitted to withdraw, the counselor, social worker, or marriage and family therapist acknowledges past roles and other factors that could affect impartiality.

4757-6-01 Reports

(F) A counselor, social worker, or marriage and family therapist shall not conduct a court evaluation in a case in which that counselor, social worker, or marriage and family therapist served in a therapeutic role for the client or his or her immediate family or has had other involvement that may compromise the counselor, social worker, or marriage and family therapist's objectivity. This should not preclude a counselor, social worker, or marriage and family therapist from testifying in the case as a fact witness concerning treatment. In addition, during the course of a court evaluation, a counselor, social worker, or marriage and family therapist shall not accept any of the involved participants in the evaluation as a therapy client. Therapeutic contact with the participants following the court evaluation is undertaken with caution. A counselor, social worker, or marriage and family therapist asked to testify in court is aware of the limitations and possible biases inherent in such a role and the possible impact on the ongoing therapeutic relationship. Although the court may require the counselor, social worker, or marriage and family therapist to testify as a fact witness regarding factual information he or she became aware of in a professional relationship with a client, that counselor, social worker, or marriage and family therapist shall decline the role of expert witness who gives a professional opinion regarding the custody, visitation and/or guardianship issues.



- Signed Release of Information appropriate to credentialing standards
 - Who receives the information about what person
 - The purpose of the release of information
 - What specific information is exchanged
 - What time period is covered
 - Expiration of release
 - Right to revoke release
- Court order for testimony and/or clinical record.

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Ways to help us Help you

- Time
 - We are scheduled out 4-6 weeks on average with clients
 - We are generally booked with back to back appointments every day.
 - If you are going to need information, could we provide a letter containing the needed information instead?

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Help us Help You

- Role
 - We want to preserve the therapeutic relationship.
 - Helping role, advocate, empathetic, private
 - Will testimony benefit or damage the therapeutic relationship?
 - Our goal is to facilitate insight on the part of the child or client resulting in behavior change, symptom reduction, improved functioning at home, in the community, at school, etc.
 - We are not forensically trained.


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Help Us Help You


- Training/Preparation
 - Most therapists do not have graduate school training in legal processes.
 - Most do not have additional experience in court testimony.
 - We need you to prepare us for testimony.
 - Tell us what information you need, what questions you may ask, what questions may be asked on cross examination.
 - We can tell you if we have information that might hurt your case.

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Information:
Who is testifying ?

- Education
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Therapy Information:

- Date of initial call for an intake appointment
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- Mental Health or Substance Use Treatment Recommendations
- Psychiatric Evaluation
- Psychological Evaluation
- Providers involved and types of services
- Mental health/substance use crisis/safety plans
- Individualized Treatment Plan (ISP) or Treatment Plan

- Theoretical approach to counseling
- Structure of parenting programs
- In-home services
- What does the child need to reach their fullest potential?



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Questions/Comments

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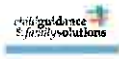
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child guidance & family solutions

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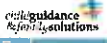
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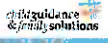
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