

**TENNESSEE BOARD OF EXAMINERS IN PSYCHOLOGY
MINUTES**

DATE: December 6, 2010

TIME: 9:00 a.m., CST

LOCATION: Health Related Boards
Iris Room
227 French Landing, Suite 150
Nashville, TN 37243

BOARD MEMBERS

PRESENT: Mark Sigler, Ph.D., Senior Psychological Examiner, Chair
Anita Davis, Ph.D., Vice Chair
Jeffrey Erickson, Ph.D.
Pamela Auble, Ph.D.
Patti van Eys, Ph.D.
Donald Brookshire, Psy.D.
George Bercaw, M.A., Senior Psychological Examiner
Brenda Hunter, Citizen Member

BOARD MEMBER

ABSENT: Rodney Sullivan, Ph.D.

STAFF PRESENT:

Sherry Owens, Board Administrator
Rachel Appelt, Office of General Counsel
Barbara Maxwell, Director of Psychology Board

Dr. Sigler, Chair, called the meeting to order at 9:07 a.m. A quorum was present.

Minutes

Dr. Auble made a motion, seconded by Dr. Davis, to approve the September 13-14, 2010 minutes as amended. The motion carried.

Norman Stephenson, Tennessee Psychological Association

Dr. Stephenson discussed the continuing education requirements for the fifty (50) states. Six (6) states do not require continuing education. One (1) state requires continuing education for psychologists with health service provider designation. Other states require less than twenty (20) hours per year and some states require forty (40) hours every two years. Twenty (20) states require a course in ethics for renewal.

Dr. Stephenson requested that the Board members attend the next TPA convention and participate on a panel.

Dr. Sigler asked that TPA send a letter to the Board requesting their attendance and include discussion items for the Board's review.

Order of Compliance

Ms. Appelt presented an Order of Compliance for **Tony R. Franklin, Ph.D.** for the Board's consideration and approval. Dr. Auble made a motion, seconded by Dr. Erickson, to approve the order. The motion carried.

OGC Report

Ms. Appelt introduced Brian Sims, a new attorney in OGC.

There are eight (8) open disciplinary files in the Office of General Counsel.

Ms. Appelt discussed laws enacted in 2010 which do not change the Board's practice act but does amend Title 63. PC 1043 outlines the responsibilities of the director of the division of health related boards which includes employing and assigning staff, promulgating rules and regulations attached to the division, maintaining a central filing system, providing office space and performing any other duties as the commissioner or the law may prescribe. It also allows a practitioner to renew their license within sixty (60) days following its expiration date if the individual pays the renewal and late penalty established by the Board. PC 862 requires that a health care provider put a policy in place to limit the use and disclosure of medical records, images, etc. intended for educational purposes. PC 865 requires that the party requesting medical records be responsible for any and all costs, both for copying and mailing, not to exceed \$20. PC 1084 requires that before employing a person who would be providing direct care, health care facilities and individual health professionals shall conduct a registry check using state sex offender's registry, the state abuse registry and abuse registry in any and all states where the prospective employee has lived in the previous seven (7) years.

Investigative Report

There are twenty-six (26) complaints against psychologists and five (5) against psychological examiners/senior psychological examiners.

Disciplinary Report

Four (4) practitioners are on probation, seven (7) practitioners have had their licenses suspended/revoked, five (5) practitioners are under Board orders and one (1) practitioner's license was reprimanded.

Administrative Report

There are currently 1338 actively licensed psychologists, 524 actively licensed psychological examiners/senior psychological examiners and 14 actively licensed certified psychological assistants.

The continuing education audit from January 2010 through June 2010 is complete. Forty-two (42) psychologists were audited; thirty-six (36) were compliant. Eighteen (18) psychological examiners were audited, ten (10) were compliant.

Financial Report

For FY10 at June 30, 2010, the Board had direct expenditures of \$54,569.38 and revenues of \$212,010.07. Indirect expenditures calculations are incomplete.

Tennessee Colleague Assistance Foundation

Brian Wind, Ph.D., TCAF Director of Services, reported that since July 1, 2008, TCAF has had thirty (30) inquiries and referrals. TCAF is currently working on continuing education programs related to prevention and wellness and on the TCAF monitoring contract template. A draft of the templates will be distributed to the Board for their review.

Rule Amendments

Ms. Appelt distributed amendments to Rule 1180-4-.01(3) pertaining to the certified psychological assistants scope of practice and 1180-4-.03(8)(a) pertaining to procedures for certification as discussed at the September 13-14, 2010 meeting. Dr. Erickson made a motion, seconded by Dr. van Eys, to approve the amendments. The motion carried.

Ms. Appelt distributed amendments to Rule 1180-1-.13 pertaining to mandatory release of patient records. Dr. Auble made a motion, seconded by Dr. Brookshire, to approve the amendments. The motion carried.

Discuss California CAPPIC

Discussion tabled until the March 24-25, 2011 meeting.

Correspondence

The Board reviewed a letter from **Neil Hibler, Ph.D.**, a federal employee who is contracted to conduct pre-employment screening interviews via telecommunication in Tennessee. Dr. Auble made a motion, seconded by Dr. Erickson, that pursuant to T.C.A. 63-11-206(d) Dr. Hibler can conduct the interviews without a Tennessee license. The motion carried.

The Board reviewed a letter from **Nancy Eldredge, Ph.D.**, requesting permission to conduct counseling sessions with patients in Tennessee via telephone. Dr. Erickson made a motion,

seconded by Dr. Davis, to send Dr. Eldredge a letter stating that the Board does not currently have language allowing counseling by telecommunication and that she should be licensed in Tennessee to provide counseling to Tennessee residents. The motion carried.

Dr. Sigler suggested the Board form a task force to discuss telepsychology. Mr. Bercaw, Dr. Brookshire and Dr. Erickson volunteered. They will send documents to the Board staff for discussion at the March meeting.

ASPPB Conference

Dr. Erickson and Dr. Sigler reported on the ASPPB Annual Meeting attended October 19-23, 2010 in Savannah, GA. Dr. Sigler said other state Boards allow board members to be appointed for two (2) ten year terms. Dr. Erickson said Tennessee laws and rules are far more advanced than other states. The National ASPPB is working toward uniformity among states and there is a model act.

Dr. Auble made a motion, seconded by Dr. Erickson, to send Mr. Bercaw and Dr. van Eys to the April 2010 ASPPB Mid-Year Meeting. The motion carried.

Continuing Education

The Board reviewed a summary of continuing education recommendations prepared by the sub-committee members Dr. Davis, Dr. Erickson and Dr. van Eys.

The Board discussed amending Rule 1180-1-.08(3)(7), which grants licensees twenty (20) Type II continuing education hours for passing the ABPP examination, to grant twenty (20) Type II continuing education hours for passing the jurisprudence and ethics examination.

The Board discussed creating a form for licensees to keep track of their continuing education hours. Dr. van Eys agreed to prepare the form for the Board's review.

The Board will require licensees to submit proof of continuing education on a summary table, which is at the Board's web site, until the new form is complete.

Dr. Sigler suggested including three (3) hours of ethics, Type I, and one (1) hour of jurisprudence, Type I, II or III, in the forty (40) hours of continuing education every two (2) years.

The Board tabled the issue of conducting a one-hundred percent (100%) audit. Dr. Auble suggested amending the renewal form to include language where the licensee indicates whether or not they have reviewed the rules which would meet the one (1) hour of jurisprudence continuing education requirement.

Dr. Davis suggested leaving the continuing education hour requirement to twenty (20) per year, rather than forty (40) for each renewal period.

Dr. van Eys suggested that new licensees be given continuing education hours for passing the EPPP examination, not requiring continuing education hours for the first year of licensure, but requiring twenty (20) hours for the second year.

Agreed Citations

Dr. Auble made a motion, seconded by Ms. Hunter, to approve the Agreed Citations for the following licensees who failed to maintain sufficient continuing education hours for 2008/2009:

Judith Carroll, Ph.D.
Kenneth Jones, Ph.D.
Charles Viar, P.E.
Bridges Smith, P.E.

The motion carried.

New Licenses

Dr. Erickson made a motion, seconded by Dr. Auble, to approve the following newly licensed psychologists:

Brandon Ally
Abbe Boeka
Zachary Bryant
Julie Davidson
Michael Johnson
Mary Lauterbach
Damon Lipinski
Robert Mindrup
Lisa Paderna
Mary Payne
Nicole Perez
Linda-Maritza Radbill
Stephanie Slye
Earl Smith
Harold Sommerschild
Kimberly Collins

The motion carried.

Reinstated Licensees

Dr. Auble made a motion, seconded by Ms. Hunter, to approve the licenses of **Joseph Law, Ph.D.**, and **Mark Heinrich, P.E.** for reinstatement. The motion carried.

EPPP Examination

Dr. Erickson made a motion, seconded by Dr. van Eys, to approve the passing scores of the EPPP examination for the following candidates:

Amanda Blackburn
Abbe Boeka
Mary Lauterbach
Mardi Smith

The motion carried.

Ethics and Jurisprudence Examination

Dr. Davis made a motion, seconded by Dr. Auble, to approve the passing scores of the ethics and jurisprudence examination for the following candidates:

Earl Smith, Ph.D.
Damon Lipinski, Ph.D.
Stephanie Slye, Psy.D.
Lisa Paderna, Ph.D.
Nicole Perez, Ph.D.
Harold Sommerscheid, Ph.D.
Linda Radbill, Ph.D.
Michael Johnson, Ph.D.
Brandon Ally, Ph.D.
Mary Lauterbach, Ph.D.
Abbe Boeka, Ph.D.

The motion carried.

Task Force Report

Dr. Davis stated she has received all of the ethics and jurisprudence examination information from last year and that Dr. Brookshire and Mr. Bercaw are working with her on developing new questions for the examination. Dr. Davis plans on having a complete report for the next meeting.

File Review

Dr. Auble made a motion, seconded by Dr. van Eys, to approve **April Hurling**, for licensure as a certified psychological assistant. The motion carried.

Dr. Erickson made a motion, seconded by Dr. Auble, to approve **Lauren White** for licensure as a certified psychological assistant. The motion carried.

Mr. Bercaw made a motion, seconded by Dr. Erickson, to approve **Michele Daniel** for licensure as a certified psychological assistant. The motion carried.

Mr. Bercaw made a motion, seconded by Dr. Erickson, to approve **William Shonts** for licensure as a certified psychological assistant. The motion carried.

Dr. Brookshire made a motion, seconded by Dr. van Eys, to approve **Poonam Tavkar**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The motion carried.

Dr. Brookshire made a motion, seconded by Dr. van Eys, to defer the application of **Jameson Hirsch**, psychologist/HSP, pending receipt of documentation of a supervised post-doctoral supervised experience signed by his clinical supervisor. The motion carried.

Dr. Auble made a motion, seconded by Ms. Hunter, to approve **Jealyn Porter**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The motion carried.

Dr. Auble made a motion, seconded by Dr. van Eys, to defer the application of **Shana Reece**, psychologist/HSP, pending receipt of documentation of her internship, proof that the internship program is equivalent to APA and a letter from Dr. Hayes recommending Ms. Reece for licensure as a psychologist/HSP. The motion carried.

Dr. Auble made a motion, seconded by Ms. Hunter, to approve **Dennis Javodny**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination pending receipt of a doctoral degree transcript. The motion carried.

Dr. Davis made a motion, seconded by Dr. Auble, to approve **Stephen Stride**, psychologist/HSP, to be issued a temporary license and sit for the EPPP examination. The motion carried.

Dr. Davis made a motion, seconded by Ms. Hunter, to approve **Pamela Najera**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The Board stated that the hours she obtained prior to being issued a provisional license do not count towards her post-doctoral supervised experience. The motion carried.

Dr. Davis made a motion, seconded by Dr. Auble, to approve **Blythe Corbett**, psychologist/HSP, to be issued a license upon passing the ethics and jurisprudence examination. The motion carried.

Dr. Erickson made a motion, seconded by Dr. Davis, to approve **Sadonya Meadows-Allen**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The motion carried.

Dr. Erickson made a motion, seconded by Ms. Hunter, to approve **Jessica Myszak**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The motion carried.

Dr. van Eys made a motion, seconded by Dr. Erickson, to approve **Kristin Hoffman**, psychologist/HSP, to be issued a provisional license and sit for the EPPP examination. The motion carried.

Dr. van Eys made a motion, seconded by Dr. Auble, to approve **Audrey Townsel**, psychologist/HSP, to be issued a temporary license and take the ethics and jurisprudence examination. Dr. van Eys asked Ms. Owens to verify if Dr. Townsel wants the health service provider designation. The motion carried.

Dr. Davis made a motion, seconded by Dr. Auble, to approve **Jacqueline Soto** for licensure as a certified psychological assistant. The motion carried.

Other Board Business

Dr. van Eys made a motion, seconded by Dr. Auble, to renew the Board's contract with the Tennessee Colleague Assistance Foundation (TCAF). The motion carried.

With no other Board business to conduct, Ms. Hunter made a motion, seconded by Dr. van Eys, to adjourn at 4:30 p.m. The motion carried.