

TENNESSEE BOARD OF PSYCHOLOGY

Date: July 18 - 19, 2006
Time: 9:00 a.m., CST
Location: Millennium Maxwell House
2025 Metro Center Boulevard
Nashville, TN

Board Members

Present: Carl Gilleylen, Psy. D., Chair
Robert Kores, Ph.D.
Patrick Lavin, Ph.D.
David Caye, MS, SPE
Mark Sigler, Ph.D., Sr. PE
Susan Strickler, Ph.D.

Board Members Absent: Carolyn West-Willette, Ed.D.
Janice Martin, Ph.D.

Staff

Present: Melody Spitznas, Board Administrator
Robbie Bell, Director
Nicole Armstrong, Advisory Attorney
Jerry Kosten, Regulations Manager
Barbara S. Maxwell, Administrative Director

Dr. Carl E. Gilleylen, Psy.D., chair, called the meeting to order at 9:10 A.M. A sufficient number of board members were present to constitute a quorum.

Review Minutes

Upon review of the April 19-21, 2006 minutes Dr. Kores made a motion, seconded by Dr. Lavin, to approve the minutes as written. The motion carried.

Financial Report from Lisa Tittle, Director of Administrative Services

Ms. Tittle discussed the board's interest in decreasing fees, the board's cost for the move to Metro Center and new regulatory board system.

Ms. Tittle said the cumulative carryover of \$199,157.51 does not include the board's cost for the move to Metro Center, but should be expensed by year end.

Ms. Tittle reminded the board that it took nine (9) years for the board to emerge from a cumulative deficit and suggested the board wait until their costs for the move and the regulatory board system are determined.

Upon conclusion of the discussion, the Board decided not to reduce fees at this time.

OGC Report

Ms. Armstrong reviewed the Office of General Counsel report stating the rule pertaining to the use of titles, post-doctoral supervised experience requirements and housekeeping were adopted by the Board January 18, 2006 and were sent to the Attorney General February 9, 2006 where they remain.

Ms. Armstrong said the rule pertaining to ethics and jurisprudence exam administration, retake fee, petitions for stay and reconsideration and deletion of obsolete Psychological Examiner licensure process language will be presented to the Board for adoption at this meeting.

Mr. Armstrong said there are six (6) open files at the Office of General Counsel pertaining to the Board of Examiners in Psychology.

Conflict of Interest

Ms. Armstrong reviewed the Conflict of Interest Policy with the Board and asked all members to disclose any possible conflict of interest they may have prior to a contested case or any other legal proceeding or matter brought before the board to determine if there is a conflict of interest and if the board member should recuse him/herself from the hearing and leave the hearing room.

Ms. Armstrong asked the Board's new member, Mark Sigler, Ph.D., Senior Psychological Examiner, to give Ms. Spitznas the conflict of interest policy upon review and signing at the end of the meeting.

Application Review

The Board reviewed the application of **Lucy Sweeney, Ph.D.**, who is in the audience to answer questions regarding her post-doctoral supervised experience.

Upon review and discussion of Dr. Sweeney's post-doctoral supervised experience and letters of recommendation, Mr. Caye made a motion, seconded by Dr. Strickler, to approve Dr. Sweeney for licensure as a Psychologist/HSP. The motion carried.

Murphy Thomas, Ph.D./HSP to discuss the Tennessee Psychological Association (TPA) peer assistance program

Dr. Thomas stated he was at the meeting to give the board an update on the direction and general commitment the association has, the timelines for meeting various objectives and when they would be in a position to make a proposal to the Board about providing assistance for impaired colleagues.

Dr. Thomas said they are in the process of developing a limited liability corporation with a nonprofit tax status separately incorporated from TPA, but the board of directors will consist of a few people appointed by TPA. Dr. Thomas stated the proposal would have the corporate structure, bylaws and a series of policies and procedures of how the organization will operate.

Ms. Bell referred Dr. Thomas to T.C.A. §63-1-136 which allows the Board to enter into grants with associations and their affiliated foundations.

Ms. Armstrong stated there are three entities interested in working with this board which would require a request for proposal process and have the board establish criteria on what it wants in a peer assistance program.

Ms. Bell said that is an issue the comptroller is interested in and because there are three entities interested in working with the board the contract may have to go out for bid.

Mr. Armstrong said that even though the board has the authority to issue grants, they must be approved by the Commissioner of Health, Department of Finance and Administration and the Comptroller's Office.

Jerry Kosten, Division Rules Coordinator

Mr. Kosten stated a rulemaking hearing was conducted June 21, 2006 to amend Rule 1180-1-.03, Rule 1180-1-.14, Rule 1180-2-.04, Rule 1180-3-02 and Rule 1180-3-.03.

Mr. Kosten said Rule 1180-1-.03 is amended to lower the cost to re-take the ethics and jurisprudence examination from \$200 to \$100; Rule 1180-2-.04 is amended to require applicants to come to the board's administrative office to take the exam rather than mailing the exam to the applicant; Rule 1180-1-.14 is amended to allow the board member who chaired for a contested case to be the agency member to make the decisions authorized pursuant to Rule 1360-4-1-.18 regarding petitions for reconsiderations and stays in that case; Rule 1180-3-.02 is amended to delete the language pertaining to qualification for licensure as a Psychological Examiner; Rule 1180-3-.03 is amended to include additional language under procedures for upgrade for Senior Psychological Examiners.

Upon discussion, Mr. Caye made a motion, seconded by Dr. Kores, to adopt the rule amendments as written. A roll call vote was conducted and all members voted in the affirmative.

Mr. Kosten said Ms. Armstrong is going to discuss some issues former board members had regarding a conflict between what the rules say, what the code of ethics say and what the federal HIPPA law says regarding release of test scores.

Ms. Armstrong said she isn't convinced there is a conflict as HIPPA is mirrored by the APA code of ethics which addresses the release of test data to the client upon a written release authorizing the release of such data.

Mr. Armstrong stated that the rule is structured to emphasize that test data, test materials, and psychotherapy notes are maintained separately from the patient records and doesn't see a conflict that needs an immediate correction.

Norman Stephenson, Ph.D. to discuss impaired professionals

Dr. Stephenson addressed the board regarding the need for a peer assistance program for the psychology board.

Dr. Stephenson stated that one model to consider is to have the Tennessee Psychological Association recommend to the board those practitioners they feel have expertise to be consultants for issues of impairment and then have those practitioners appointed by the board as board consultants, which should eliminate any liability issues.

Ms. Armstrong said consultants providing peer assistance could become a question of liability because under state peer assistance programs it provides they are not a state entity.

Upon discussion of the request for proposal, contract processing and liability issues, Dr. Gilleylen thanked Dr. Stephenson for his presentation.

Application Review

The board asked **Mary Claire Champion, Ph.D.**, to attend the meeting to discuss her supervision by Dr. Parinda Khatri. Dr. Champion was in the audience and came forward to answer questions regarding her supervision. Dr. Champion stated that she and Dr. Khatri were at different locations and scheduled a dedicated hour through a telemedicine system in which they conducted face to face supervision.

Ms. Armstrong said pursuant to Rule 1180-2, the postdoctoral experience is described in terms of face-to-face direct, on-site supervision, and for the board to consider any alternate arrangements due to technology or other circumstances would require an interpretation of the rules that stretched beyond what the board has approved in the past.

Dr. Kores stated he has been involved with telecommunication with patient care and it worked quite well. Dr. Kores further stated that the rules allow for all sorts of multimedia courses via the internet, closed circuit TV, satellite broadcasts, correspondence courses, videotapes, videoconferencing and teleconferences for continuing education and that it seems odd we would allow it for one situation and not another.

Upon discussion, Mr. Caye made a motion, seconded by Dr. Strickler, to accept Dr. Champion's postdoctoral supervised experience via a telemedicine system. The motion carried.

Ms. Bell stated that the board is the most technologically savvy board she has and the board is going where no other board has gone before.

Disciplinary Report

Ms. Phelps, Disciplinary Coordinator, reviewed the disciplinary report stating there are currently seven (7) practitioners on probation, five (5) on suspension and eight (8) under board orders.

Ms. Phelps also reviewed the disciplinary report which is a list of all disciplined practitioners from 1986 to present.

Investigative Report

Ms. Phelps reviewed the investigative report with the board stating seventeen (17) complaints against psychologists have been received year to date, with a carryover of twenty-one (21) complaints from last year, for a total thirty-eight (38) complaints. Ms. Phelps said of those thirty-eight (38) complaints, fifteen (15) have been closed; eleven (11) with no action, three (3) with letters of concern and one (1) with a letter of warning.

Ms. Phelps said the complaints consisted of unprofessional conduct, unlicensed practice, care or services and other.

Ms. Phelps stated three (3) complaints against psychological examiners have been received year to date. Ms. Phelps said of the three (3) complaints, two (2) have been closed with no action and one (1) was referred to the Office of General Counsel for prosecution.

Ms. Phelps said there were no complaints against certified psychological assistants.

Review postdoctoral supervised experience

B. Charles Ihrig, Ph.D. appeared before the board to discuss his postdoctoral supervision under Dr. Julius Seeman, whose license lapsed during the beginning of Dr. Ihrig's supervision.

Dr. Ihrig asked the board to consider making Dr. Seeman's license retroactive to July 31, 2005.

Ms. Armstrong stated that the board does not have the statutory authority to make license renewals retroactive.

Upon discussion, the board informed Dr. Ihrig that he must obtain the postdoctoral supervised experience under a licensed psychologist with Health Service Provider designation.

Administrative Report

Ms. Spitznas reviewed the administrative report with the Board stating there are 1239 active psychologists, 628 psychological examiners/senior psychological examiners and 4 certified psychological assistants.

Ms. Spitznas said the reason the average application processing time for psychologists is high at 423 is due to the postdoctoral supervision experience requirements which mandate that the 1900 hours must be obtained over the course of one year for full time and two years for part time.

Ms. Spitznas stated that Dr. Lavin and Ms. Maxwell attended the ASPPB Annual Conference in San Destin, Florida and that Dr. Lavin will be reporting on the conference later in the meeting.

Ms. Spitznas discussed the 2006 legislation relating to psychology which allow boards to award grants for the purpose of evaluating and guiding the development of the education; distribution and availability of licensees to provide a basis for improving the delivery of quality health care; extends the board's sunset date to June 30, 2010; includes senior psychological examiners with

psychologists, physicians, chiropractors, and dentists as being exempt from subpoena to trial but subject to subpoena to a deposition; and revises the reporting requirements for malpractice claims.

Status Report

Ms. Spitznas asked the board members to add the following practitioners to the list of newly licensed psychologists/HSP:

Lesli Beckwith, Psy.D
Steven Wyatt, Ph.D.
Sarah Richie, Ph.D.
Yvonne Osborne, Ph.D.
Julie Culligan, Ph.D.
Patricia Arena, Ph.D.

Dr. Kores made a motion, seconded by Dr. Lavin, to approve licensure for the above listed and following psychologists/HSP:

Christina L. Birdwell, Psy.D.
Heather M. Conklin, Ph.D.
K. Aynsley M. Corbett, Psy.D.
Martha C. Dagenhart, Ph.D.
Jennifer Lynn Devan, Ph.D.
Alan F. Dubro, Ph.D.
Lynley S. Ebeling, Ph.D.
Steven L. Gray, Psy.D.
Susan E. Kent-Arce, Ph.D.
Katherine M. Kitzmann, Ph.D.
Cynthia B. Mancini, Ph.D.
Truett Paul McAnear, Ph.D.
James G. McDonagh, Psy.D.
Robin Oatis-Ballew, Ph.D.
Randi Ilene Taylor, Ph.D.
Dawn S. Wilkinson, Ph.D.

The motion carried.

Ms. Spitznas stated that **Laura Berrier, Psychological Examiner**, was asked to attend the meeting due to restrictions and conditions placed on her license by the board last year, but is not in the audience.

Ms. Armstrong suggested the board make a motion to delay consideration and have Ms. Spitznas inform Ms. Berrier that she must personally appear before the board.

Mr. Caye made a motion, seconded by Dr. Kores, to delay consideration on Ms. Berrier's license and request she personally appear before the board. The motion carried.

Dr. Strickler made a motion, seconded by Dr. Kores, to approve licensure for the following certified psychological assistants:

Megan M. Brandon
Amanda L. Wilder

The motion carried.

Ratify written examination results

Dr. Kores made a motion, seconded by Dr. Lavin, to ratify a passing score of the written examination results for the following psychologists/HSP:

Diana Monteiro, Ph.D.
Lindsay E. Vaughn, Psy.D.
Christina S. Jones, Ph.D.
Jacqueline D. Bethany, Ph.D.
Catherine M. Grello, Ph.D.
Jane M. Tram, Ph.D.
Brian V. Abbott, Ph.D.
Sandra L. Brindamour, Ph.D.

The motion carried.

Dr. Kores made a motion, seconded by Dr. Sigler, to ratify a passing score of the written examination for the following psychological examiners:

Krista Shafer-Merchant
Laura L. Berrier

The motion carried.

Ratify oral examination results

Mr. Caye made a motion, seconded by Dr. Kores, to ratify a passing score of the oral examination for the following psychologist/HSP and psychological examiners:

Psychologists

Christina Birdwell, Psy.D.
Jennifer Devan, Ph.D.
Steven L. Gray, Psy.D.
Cynthia Butler Mancini, Ph.D.
James McDonagh, Psy.D.
Dawn Wilkinson, Ph.D.
Lynley Ebeling, Ph.D.
Susan Kent-Arce, Ph.D.

Heather M. Conklin, Ph.D.
Steven C. Wyatt, Ph.D.
Lesli J. Beckwith, Psy.D.
Julia W. Culligan, Ph.D.
Patricia L. Arena, Ph.D.
Yvonne Osborne, Ph.D.
Sarah Richie, Ph.D.
Marsha Burdette, Ph.D.
Molly White, Ph.D.
Christina Jones, Ph.D.
Lindsay E. Vaughn, Psy.D.
Christopher Bassin, Psy.D.
Jon Ebert, Psy.D.

Psychological Examiners

Krista Shafer-Merchant
Shereen Haj-Hassan
Laura Berrier

Ratify closure of abandoned/incomplete files

Mr. Caye made a motion, seconded by Dr. Kores, to ratify closure of the following abandoned/incomplete file:

Robert B. Dodd, Ph.D.

The motion carried.

Ratify initial determinations made by board members

Mr. Caye made a motion, seconded by Dr. Kores, to accept the initial determinations made by board members for the following applicants:

John W. Mosier, III, Psy.D. – applicant approved to sit for the written examination.

Robin Oatis-Ballew, Ph.D./HSP – applicant approved to take the jurisprudence examination.

Bradley Mossbarger, Ph.D./HSP – applicant approved to take the oral examination.

The motion carried.

Dr. Strickler made a motion, seconded by Dr. Kores, to allow the following out-of-state licensees to perform functions in Tennessee for a period not to exceed twelve (12) days within a one (1) year period:

Steven J. Rubenzer, Ph.D.
Betty Jo Freeman, Ph.D.

Laura Rencher, Ph.D.

The motion carried.

Ratify ethics and jurisprudence examination results

Mr. Caye made a motion, seconded by Dr. Kores, to approve a passing score of the ethics and jurisprudence examination for the following applicant:

Robin Oatis-Ballew, Ph.D.

The motion carried.

Mr. Caye made a motion, seconded by Dr. Strickler, to ratify the following newly licensed Psychological Examiners:

Noah L. Roost
Krista A. Shafer-Merchant
Shereen Haj -Hassan

The motion carried.

Dr. Kores made a motion, seconded by Dr. Strickler, to ratify the following reinstated Psychologists:

Ashley Droese-Varellie, Ph.D.
Julius Seeman, Ph.D.
Alexandra C. Smith, Ph.D.
Karri Orem, Ph.D.

The motion carried.

Dr. Kores made a motion, seconded by Dr. Sigler, to ratify the following reinstated Psychological Examiners:

Janet D. Harlow
Walter J. Mickulick
Marcia F. Tipton

The motion carried.

Dr. Strickler made a motion, seconded by Dr. Kores to ratify the following newly Certified Psychological Assistants:

Megan M. Brandon
Amanda L. Wilder

The motion carried.

Ratify written examination results

Dr. Kores made motion, seconded by Dr. Lavin to ratify the passing written examination results for the following Psychologists/HSP:

Diana Monteiro, Ph.D.
Lindsay E. Vaughn, Psy.D.
Christina S. Jones, Ph.D.
Jacqueline D. Bethany, Ph.D.
Catherine M. Grello, Ph.D.
Jane M. Tram, Ph.D.
Brian V. Abbott, Ph.D.
Sandra L. Brindamour, Ph.D.

The motion carried.

Dr. Kores made a motion, seconded by Dr. Stickler, to ratify the passing written examination results for the following Psychological Examiners:

Krista Shafer-Merchant
Laura Lea Berrier

The motion carried.

Review and Respond to Correspondence

The board reviewed a letter from **Stephanie Shapiro, Ph.D.** requesting a three (3) month extension of her provisional license in order to take the EPPP examination.

Ms. Armstrong said Dr. Shapiro can be issued a second provisional license to complete the 1900 hours of postdoctoral supervised experience, but must apply for a temporary license if she has completed the postdoctoral experience.

The board asked Ms. Spitznas to contact Dr. Shapiro to determine if she needs a provisional or temporary license.

The board reviewed a letter from Marita Earle, M.A. and Allen Berger, Ph.D. regarding the treatment and prognosis of **Williams B. Boggs, Psychologist**, that stated Dr. Boggs is suitable to return to practice and will re-enter his field of expertise with even more compassion, understanding and dept to offer his clients, especially those struggling with the effects of addiction.

The board asked Ms. Spitznas to contact Dr. Boggs asking him to submit a reinstatement application, applicable fees, proof of continuing education and copy of his signed letter to reinstate his psychological examiner license.

The board reviewed a letter from **Reba Moore, Psychological Practitioner** licensed in Corbin, Kentucky requesting permission to conduct assessments in the SEKRI Plant in Jellico, Tennessee.

Upon discussion, the board asked Ms. Spitznas to contact Ms. Moore outlining the rules pertaining to temporary licenses for out-of-state practitioners which allows them to practice in Tennessee, under supervision of a Tennessee psychologist, for a period not to exceed twelve (12) days per year, and discuss the possibility of Ms. Moore obtaining a certified psychological assistant license to work additional days.

The board reviewed a letter from **William Berez, Ph.D.** asking the board to implement T.C.A. 63-1-142 which allows the issuance of a temporary license to practice upon review and approval of the application by a board member.

Ms. Armstrong stated that Dr. Berez is mistaken and she would respond to Dr. Berez as to how the board is utilizing its discretion to get temporary/provisional license approval.

The board reviewed a letter from **Stephanie Bellard, Ph.D.** requesting approval to take the EPPP examination beyond the scheduled date of August 3, 2006.

The board determined this is an issue Dr. Bellard needs to discuss with Professional Examination Service.

Approve additional questions for the ethics and jurisprudence exam

The board discussed questions 21 and 28 in the ethics and jurisprudence examination to determine whether to change or remove the question in its entirety.

Upon discussion of question 21, Dr. Kores made a motion, seconded by Mr. Caye, to include “take the relevant course or courses, or continuing education.” The motion carried.

Upon discussion of question 28, Dr. Kores made a motion, seconded by Dr. Lavin, to change the word “detailed information” to “identifying information” and leave the remainder of the question as is. The motion carried.

Dr. Gilleylen asked the board members to pick out their favorite questions to compile another set of fifty questions.

Report from Dr. Lavin on the ASPPB Conference

Dr. Lavin stated that he and Barbara Maxwell attended the ASPPB meeting in Sandestin, Florida. Dr. Lavin said he was impressed with ASPPB and the quality of the organization who is very committed to supporting boards throughout the US and Canada.

Dr. Lavin said they have a new board member program where they present aspects of board functions.

Dr. Lavin said ASPPB has a listserve which is an open forum for board members or administrator to ask questions or initiate discussions. Dr. Lavin said Barbara Maxwell has been responding and done an excellent job in representing our board. Dr. Lavin said Ms. Maxwell's responses were concise and to the point.

Application Review

Upon review of the application of **Mary Kaye Polak, Ph.D.**, Dr. Strickler made a motion, seconded by Dr. Kores, to issue Dr. Polak a provisional license pending receipt of two letters of recommendation endorsing her for HSP designation and schedule her for the written examination. The motion carried.

Upon review of the application of **Norman Itkowitz, Ph.D./HSP**, Dr. Strickler made a motion, seconded by Dr. Lavin, to issue Dr. Itkowitz a license pending receipt of one (1) letter of recommendation endorsing him for HSP designation and passage of the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Nancy Jordan Keesee, Ph.D./HSP**, Dr. Strickler made a motion, seconded by Dr. Lavin, to schedule Dr. Keesee to sit for the EPPP examination. The motion carried.

Upon review of the application of **Kiesa Kelly, Ph.D./HSP**, Mr. Caye made a motion, seconded by Dr. Sigler, to issue Dr. Kelly a temporary license and schedule her for the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Lucy Sweeney, Psy.D./HSP**, Mr. Caye made a motion, seconded by Dr. Sigler, to schedule Dr. Sweeney for the written examination and issue her a temporary license. The motion carried.

Upon review of the application of **Justine Michael Yopp, Ph.D./HSP**, Mr. Caye made a motion, seconded by Dr. Sigler, to issue Dr. Yopp a temporary license and schedule him for the oral examination pending proof of an accredited internship, postdoctoral supervised experience and non-discrepant criminal background check verification. The motion carried.

Upon review of the application of **Melanie Powell, P.E.**, Dr. Sigler made a motion, seconded by Dr. Strickler, to upgrade Ms. Powell to a Senior Psychological Examiner. The motion carried.

Upon review of the application of **Christopher Hastings, P.E.**, Dr. Sigler made a motion, seconded by Dr. Kores, to upgrade Mr. Hastings to a Senior Psychological Examiner. The motion carried.

Upon review of the application of **Jeffrey Wayne Viers, P.E.**, Dr. Sigler made a motion, seconded by Dr. Strickler, to delay the application of Mr. Viers pending receipt of documentation of continuing education required for an upgrade to a Senior Psychological Examiner. The motion carried.

Upon review of the application of **Natalie Ballash, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Kores, to issue Dr. Ballash a provisional license and schedule her for the written

examination pending receipt of documentation from the registrar that all doctorate requirements have been met. The motion carried.

Upon review of the application of **Lisa L. Oglesby, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Kores, to issue Dr. Oglesby a provisional license and schedule her for the written examination pending receipt of documentation that she has successfully completed her internship. The motion carried.

Upon review of the application of **Heather L. Beaudry, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Sigler, to issue Dr. Beaudry a license upon successful completion of the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Stacey Ann Gore, Ph.D./HSP**, Dr. Kores made a motion, seconded by Dr. Strickler, to issue Dr. Gore a license upon successful completion of the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Deborah Rose Fahr, Ph.D./HSP**, Dr. Kores made a motion, seconded by Dr. Lavin, to issue Dr. Fahr a temporary license and schedule her for the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Brian D. Spillman, Ph.D./HSP**, Dr. Gilleylen made a motion, seconded by Dr. Kores, to issue Dr. Spillman a provisional license and schedule him for the written examination pending receipt of documentation from the registrar that all doctorate requirements have been met. The motion carried.

Upon review of the application of **Allison East, Ph.D./HSP**, Dr. Gilleylen made a motion, seconded by Dr. Strickler, to issue Dr. East a temporary license and schedule her for the ethics/jurisprudence examination. The motion carried.

Upon review of the application of **Chad A. Buck, Ph.D./HSP**, Dr. Gilleylen made a motion, seconded by Dr. Kores, to issue Dr. Buck a provisional license and schedule him for the written examination. The motion carried.

Upon review of the application of **Sharon P. Thompson, Ph.D./HSP**, Dr. Strickler made a motion, seconded by Dr. Kores, to schedule Dr. Thompson for the ethics/jurisprudence examination pending receipt of verification of 1900 hours of postdoctoral supervised experience. The motion carried.

Upon review of the application of **Jodi Polaha Jones, Ph.D./HSP**, Mr. Caye made a motion, seconded by Dr. Strickler, to issue Dr. Jones a temporary license and schedule her for the ethics/jurisprudence examination pending receipt of a non-discrepant criminal background check. The motion carried.

Upon review of the application of **Donna Lynn Cody Smith, Certified Psychological Assistant**, Mr. Caye made a motion, seconded by Dr. Kores, to deny Ms. Smith's application as her supervised experience was under a non-HSP psychologist. The motion carried.

Upon review of the application of **Amanda Jo Parsons, Ph.D./HSP**, Dr. Gilleylen made a motion, seconded by Mr. Caye, to issue Dr. Parsons a provisional license and schedule her for the written examination pending receipt of a non-discrepant criminal background check. The motion carried.

Upon review of the application of **Marcos DiPinto, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Kores, to issue Dr. DiPinto a provisional license and schedule him for the written examination pending receipt of a non-discrepant criminal background check. The motion carried.

Upon review of the application of **Peter E. Millet, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Kores, to schedule Dr. Millet for the ethics/jurisprudence examination pending receipt of a non-discrepant criminal background check. The motion carried.

Contested case hearing for Deborah J. Adams, unlicensed practice

The board was presented a case hearing by Shiva Bozarth, Assistant General Counsel, against **Deborah J. Adams** for practicing as a psychological examiner without a license.

Administrative Law Judge, Margaret Robertson, presided over the hearing.

Judge Robertson stated that Ms. Adams was to appear at the April 20, 2006 board meeting for a hearing and failed to appear. Judge Robertson said as a result of the failure to appear, the state issued an order commemorating the default on June 28, 2006.

Upon review of the notice of charges, Mr. Bozarth asked the board members to strike paragraphs 9, 10, 11 and 18 as he would be unable to prove the allegations without the respondent being present.

Upon conclusion of testimony by Amy Burke-Salyers and Jackie Henderson, the board concluded that Ms. Adams treated thirty-nine (39) children at Ashley's Place between February 6, 2004 and December 31, 2004 without a license.

Dr. Kores made a motion, seconded by Dr. Lavin, to accept the allegations of fact as findings of fact excluding numbers 8, 9, 10 and 11; adding to number 13 that services were provided without an adequate informed consent; and, changing the number of minor children treated from 40 to 39 in number 17. The motion carried.

Mr. Caye made a motion, seconded by Dr. Kores, that the evidence supported the conclusion of law. The motion carried.

Mr. Caye made a motion, seconded by Dr. Kores, to assess Ms. Adams \$1,000 for thirty-nine Type A civil penalties and \$500 for thirty Type B civil penalties for a total of \$54,000. The motion carried.

Request for stay for Jeffrey B. Davis, Psy.D.

Mr. Bozarth presented a letter from **Jeffrey B. Davis, Psy.D.** in which he requested a stay from this board in order to request an appeal or stay of the board's April 2006 disciplinary action in Chancery Court.

Upon discussion, Dr. Kores made a motion, seconded by Mr. Caye, to deny Dr. Davis' request for stay. The motion carried.

Review oral examination tapes

Upon review of the oral examination tape for **Daniel Wick, Psy.D.**, Dr. Strickler made a motion, seconded by Mr. Caye, to uphold the oral examination committee's recommendation of fail. The motion carried.

Upon review of the oral examination tape for **Jon Ebert, Psy.D./HSP**, Dr. Kores made a motion, seconded by Dr. Strickler, to reverse the oral examination committee's recommendation of fail and give Dr. Ebert a score of pass. The motion carried.

Upon review of the oral examination tape for **Vida Sobie, Ph.D./HSP**, Dr. Lavin made a motion, seconded by Dr. Kores, to uphold the oral examination committee's recommendation of fail. The motion carried.

Ethics/jurisprudence examination questions

The board discussed removing twelve oral examination questions and replacing them with other questions.

Upon discussion, Dr. Kores made a motion, seconded by Mr. Caye, to accept the changes to both sets of ethics/jurisprudence examination questions. The motion carried.

Correspondence review

Upon review of a letter from **Vida Sobie, Ph.D./HSP** regarding the results of her oral examination, the board decided to uphold their previous decision that Dr. Sobie failed the oral examination.

Discuss Peer Assistance Programs

Ms. Armstrong said the board decided to proceed with a peer assistance grant on a competitive basis, either the request for grant proposal process, or through presentation to the board.

Ms. Armstrong stated she and Ms. Bell will be working on the grant proposal process and asked the board to vote to proceed with the grants on a competitive basis.

Ms. Bell asked how broad the board wanted the scope of service and what type of treatment they want the peer assistance program to offer.

Upon discussion, Dr. Kores made a motion, seconded by Dr. Lavin, to pursue the peer assistance program grant on a competitive basis. The motion carried.

With no other board business to conduct, Dr. Kores made a motion, seconded by Dr. Strickler to adjourn the board meeting at 2:49 p.m. The motion carried.