

Minutes
Arkansas Psychology Board
101 East Capitol, Suite 415
Board Meeting
March 16, 2012

CALL TO ORDER

The Arkansas Psychology Board meeting was called to order by the Chair, Dr. Ed Kleitsch, at 10:10 AM.

ROLL CALL

Board Members present: Dr. James Fuendeling, Ms. Elizabeth Glenn, Ms. Gloria Gordon, Dr. Judd Harbin, Mr. Christopher Hoggard, Dr. Ed Kleitsch, and Dr. Gary Souheaver. Ms. Anne Powell-Black arrived at 10:20 AM.

Board Members absent: Dr. Lisa McNeir.

Staff Members present: Mr. James Ammel, Ms. Amy Ford, Ms. Sheila Pauley and Ms. Maggie Sponer.

APPROVAL OF AGENDA

Dr. Kleitsch presented the agenda to the Board. Ms. Pauley reported to the Board that she had an appointment and suggested moving the Director's Report further up on the agenda. Ms. Sponer stated the Dr. Davis had sent in documentation to petition the Board and would like to be considered at the March Board meeting. Dr. Souheaver recommended moving the Director's Report immediately following the Complaint Committee Report. In addition, Dr. Harbin suggested adding Dr. Teri Davis as item #N under New Business. Dr. Fuendeling motioned to approve the amended agenda. Ms. Glenn seconded the motion. The motion passed unanimously.

APPROVAL OF PAST MINUTES

Dr. Souheaver made a motion to approve the January 20, 2012 Board Meeting Minutes and February 17, 2012 Board Meeting Minutes after corrections. Dr. Harbin seconded the motion. The motion passed unanimously.

REPORT FROM THE COMPLAINT COMMITTEE

C-11-08 [Rec'd 11/29/11] ACTION ITEM

COMPLAINANT: A court-appointed guardian (relative of a minor's father) complained how a psychological examiner was conducting therapy services ordered by the court. The court had ordered that the minor daughter and the stepfather were to have no contact due to allegations of sexual abuse, and Complainant alleged that Respondent was violating that non-contact order by allegedly encouraging the daughter to allow the stepfather to attend various family events. Complainant also alleged that Respondent terminated therapy. Complainant also complained that she had received no billing statement.

RESPONDENT: The Respondent psychologist refuted all allegations in a satisfactory manner, supplying reports submitted to the court, the attorneys, and the child's guardian ad litem. Therapy was not terminated but only suspended pending guidance from the court, and Respondent transferred care of the daughter and the mother after the complaint was filed.

STATUS: The Board's Screening Committee believed that no actionable violation had occurred in this matter and was satisfied with Respondent's Response. Accordingly, it recommended that this matter be dismissed with no further action, and the Board adopted that recommendation at its 3/16/12 meeting. The involved parties will be so advised.

Unnumbered [Rec'd 02/14/12] ADVISORY ITEM

COMPLAINANT: A recipient of Supplemental Security Income was undergoing a continuing disability review and was referred to a psychologist for an examination. Complainant was advised not to use personal hygiene products that were scented on the day of the exam. A relative who accompanied Complainant was not allowed to sit in on the examination. The Psychologist allegedly stopped Complainant in the middle of answering questions and the latter felt intimidated during the exam. Complainant concluded the Complaint requesting to be reviewed by someone else. The mailing envelope was addressed to SSI but contained our street address.

STATUS: Upon questioning, it appeared that the Complainant was actually desiring to have another examination conducted rather than complaining for purposes of potential discipline. A relative confirmed the Complainant had several psychological diagnoses, including Organic Brain Syndrome, and would not hold up if required to provide testimony at a hearing (a prerequisite for APB being able to go forth with the disciplinary process and for providing due process to a Respondent). Additionally, the Screening Committee did not discern any ethical violation being implicated under the facts and circumstances revealed in the investigation. Accordingly, this matter was administratively closed and the psychologist was never apprised of the Complaint.

Ms. Ford informed the Board that she had been notified of four (4) states that indicate within their Law or Rules and Regulations a requirement to cooperate by a Psychologist. These four states have in their Law that a Psychologist must cooperate pending all necessary releases have been provided during the investigation process. It would be considered a violation to disobey this law and would be punishable under the Disciplinary Actions. In addition, Ms. Ford stated that there have only been one or two cases where the Psychologist did not cooperate and suggested that the Board focus on figuring out how to deal with this issue rather than changing the Law at this time. Dr. Souheaver asked if there was a professional standard in the Rules and Regulations that the Board could follow. Ms. Ford stated that she is looking into the Rules and Regulations and Ethics Codes to find something that could readily be used by the Board rather than changing the Law. Ms. Ford stated that the Board has the ability to subpoena the Psychologist to cooperate. The subpoena may be taken to the Circuit Court to enforce if the Psychologist does not comply.

Finally, Ms. Ford informed the Board that she had received a scheduling order from the court regarding Dr. Garrett's hearing and briefs. Dr. Garrett's hearing is scheduled for May 17, 2012; however, Ms. Ford has been notified that Dr. Garrett's attorney, Mr. Griggs, will not be able to attend and has asked for the hearing to be rescheduled. The briefs will be completed by May 1, 2012.

Dr. Souheaver made a motion to accept and approve the latest standards of APA ethics as part of the Rules and Regulations. Dr. Fuendeling seconded the motion. The motion passed unanimously.

OLD BUSINESS

LPE – I Permission to accrue 3,000 hours towards Independent Status

Ms. Delee Rickett resubmitted the Supervision Agreement and Plan with Dr. Rita Galloway including the Statement of Intent– PE Independent Practice Post 1997. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

Ms. Holly Scott resubmitted the Supervision Agreement and Plan with Dr. Rita Galloway including the Statement of Intent – PE Independent Practice Post 1997. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

Provisional Licensee Supervision Agreement and Plan

Dr. Pamela Brown submitted a corrected Supervision Agreement and Plan with Dr. Alan Budney, indicating the minimum standard of one (1) hour, individual, face-to-face supervision per week. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

Supervision Agreement and Plan

Ms. Marcia Fuller submitted a corrected Statement of Intent – PE Independent Practice Pre 1997 removing Projective Testing and a Supervision Agreement and Plan indicating Dr. Damon Lipinski as her secondary supervisor in Neuropsychology. Ms. Fuller provided documentation that she had previously been approved by the Board to provide services in the area of Neuropsychology under supervision. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

Dr. Andrew Reichert resubmitted a Supervision Agreement and Plan with Dr. Rosalyn Davis for Family Therapy. Dr. Davis had not been granted Supervisory Status when Dr. Reichert had originally submitted the Supervision Agreement and Plan for Family Therapy with Dr. Davis as his supervisor. As of January 20, 2012, Dr. Davis has been granted Supervisory Status. Dr. Souheaver made a motion to approve this request. Ms. Glenn seconded the motion. Dr. Fuendeling and Dr. Harbin abstained. The motion passed.

Ms. Shari Willding submitted a Supervision Agreement and Plan with Dr. Sam Boyd adding Diagnostic Interviewing that had been omitted on her original Supervision Agreement and Plan. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

NEW BUSINESS

Personnel Committee Report

Dr. Souheaver stated that the Personnel Committee has no report this month.

Treasurer's Report

Mr. Hoggard stated there is approximately \$ 52,000 in the checking account. The projected expenses are estimated to be approximately \$ 68,000 for the remainder of this year. The Board is expected to come in under budget this year due to the fact that the projected expenses are expected to be lower than estimated \$ 68,000 and additional revenue for the remainder of this year has not yet been determined.

The Ad Hoc Budget Committee has not met this month; however, Mr. Hoggard reassured the Board that he will be meeting with Ms. Pauley on the 28th of this month to learn everything related to the budget so that he can accurately relay and explain the information to the Members of the Ad Hoc Budget Committee.

Director's Report

Ms. Pauley informed the Board that the 2012-2013 License Renewal Forms were ready for approval. Ms. Pauley stated that these forms are the same as last year. The dates still needed to be changed along with a few minor adjustments. Dr. Souheaver commented on

the Technician Registration that the only title a supervisor can have is doctor, that on page 2 there should be no license number, it should be registration number, and to change the title from Technician Registration to Registered Neuropsychology Technician.

Ms. Pauley stated that on the License Renewal form, Affidavit, and CEU pages, the license renewal payments need to be updated to reflect the current amounts of \$ 200 for Active and \$ 150 for Voluntary Inactive. Ms. Montgomery's name needs to be removed from the Voluntary Inactive form. Dr. Souheaver recommended that "Board Determination April 16, 2010" needs to be changed to read "Effective April 16, 2010".

In addition, Ms. Pauley recommended using reminder notices to notify all Licensees of upcoming renewals. Technician Registration forms will be mailed directly to their supervising psychologist. Ms. Pauley stated that any Licensee who indicates that they are providing services requiring supervision will have a Supervision Reporting Form e-mailed directly to them. Dr. Fuendeling suggested using the words "strongly recommended" instead of "preferred" on the reminder notices for online renewals. Dr. Souheaver suggested that all active Licensees renew online. Dr. Fuendeling agreed; however, thought that it was too short notice for Licensees this year and recommended that start notifying Licensees now that next year all active Licensees renew online. Mr. Hoggard made a motion to accept the 2012-2013 renewal forms with the revisions and suggested using the reminder notices stating that online renewal is recommended, not mandatory. Dr. Harbin added that notices need to be sent out with each license card informing all licensees that next year's renewals will be mandatory online renewals. Dr. Fuendeling seconded the motion. The motion passed unanimously.

Finally, Ms. Pauley stated that she pays two (2) invoices per month to Pitney Bowes for the postage machine. The first invoice, for \$ 92.87, is a month to month rental fee, and the second invoice, for \$ 66.65, is service fee. Ms. Pauley received a quote from CBE (Central Business Equipment) last week for \$ 42.95 per month which includes one (1) monthly service and rental fee. This postage machine also comes with a 10lb scale. The current office scale is only a 2lb. scale. There are no fees to terminate with Pitney Bowes since the contract is a month to month obligation and the postage on the current machine will be used before changing companies. Ms. Pauley is recommending that the Board accept the offer from CBE. Dr. Fuendeling made a motion to accept the proposal from CBE. Ms. Glenn seconded the motion. The motion passed unanimously.

Ms. Pauley updated the Board office cell phones have been cancelled with no cancellation fees.

Dr. Fuendeling stated that it is very difficult to maneuver around the website to find the appropriate documentation on how to file a complaint. Ms. Pauley stated that a new webpage needs to be added under the title Ethical Violations. This new page will have all necessary information on how to file a complaint.

Board Business

CEU

Dr. Patrick Mulick submitted documentation requesting the Board consider his two (2) publications, executive summary, and abstract submission count towards his CEU hours for the renewal period 2011-2012. Dr. Harbin made a motion to notify Dr. Mulick that all twenty (20) of his CEU hours have been met for the 2011-2012 renewal period. Dr. Fuendeling seconded the motion. The motion passed unanimously.

Extension of Provisional License

Mr. Scott Smith submitted a letter to the Board requesting an extension of his Provisional Licensure due to extenuating family circumstances. Dr. Fuendeling made a motion to deny the request stating that Mr. Scott may submit a new letter providing greater detail as to why he needs an extension of his Provisional License or Mr. Smith may reapply. Dr. Souheaver seconded the motion. Dr. Harbin and Ms. Glenn voted against the motion. The motion passed.

LPE – I Permission to accrue 3,000 hours towards Independent Status

Ms. Nancy Beach submitted a Statement of Intent – PE Independent Practice – Post 1997 and a Supervision Agreement and Plan with Dr. William Cochran. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

LPE – I Statement of Intent

Ms. Angela Etchison submitted a new Statement of Intent Independent Practice after being granted Independent Status in February 2012. In addition, Ms. Etchison submitted a Supervision Agreement and Plan indicating Dr. Harry Bishop as her supervisor for Neuropsychological Screenings. Dr. Souheaver made a motion to approve the request. Ms. Glenn seconded the motion. The motion passed unanimously.

Ms. Kerry Wood submitted a new Statement of Intent Independent Practice removing Projective Personality as an area of practice. Dr. Souheaver recommended sending Ms. Wood a letter stating that her request was not considered by the Board. Should Ms. Wood choose to remove Projective Personality Testing from her Statement of Intent as an area of practice and then decide to provide this service in the future, she will have to petition the Board and provide documentation of education and/or training in this area. Due to this fact, it is not necessary for Ms. Wood to remove Projective Personality from her Statement of Intent if she is not currently providing this service.

Provisional Licensee Post-Doctoral

Dr. Teri Davis submitted documentation petitioning the Board to make an exception to the Rules and Regulations, granting the acceptance of her Post-Doctoral hours acquired under the supervision of a licensed Psychiatrist and a licensed Psychologist. Due to Dr. Davis' program structure, she received a large amount of supervised research training from Dr. Greer Sullivan, a licensed psychiatrist, and some from Dr. Patricia Dubbert, a licensed Psychologist. Dr. Davis has accumulated a total of 4,000 hours of supervised hours; 1,000 clinical hours and 3,000 research hours. Dr. Fuendeling made a motion to accept Dr. Davis' 1,000 clinical hours that she has already acquired under the direct supervision of a licensed psychologist, but added that she must provide documentation of the additional 1,000 hours under the direct supervision of a licensed Psychologist. Dr. Harbin seconded the motion. The motion passed unanimously.

Provisional License Supervision Agreement and Plan

Ms. Liz Bucolo submitted Supervision Agreements and Plans with Dr. David Margolis, Dr. Rodney Goodwin, and Dr. David Derr. Dr. Souheaver made a motion to approve the requests. Ms. Glenn seconded the motion. The motion passed unanimously.

Ms. Leah Grimes submitted a Supervision Agreement and Plan with Dr. Erica Moseby. Dr. Souheaver made a motion to approve the request. Dr. Fuendeling seconded the motion. The motion passed unanimously.

Ms. Serena McKnight submitted a Supervision Agreement and Plan with Dr. Adam Benton. Dr. Fuendeling made a motion to approve the request. Dr. Harbin seconded the motion. The motion passed unanimously.

Ms. Sarah Murray submitted a Supervision Agreement and Plan with Dr. Dawn Doray. Dr. Souheaver made a motion to approve the request. Dr. Fuendeling seconded the motion. The motion passed unanimously.

Supervision Agreement and Plan

Ms. Leslie Johnson submitted a Supervision Agreement and Plan with Dr. Connie Venhaus to supervise in the area of Neuropsychological Assessment. Dr. Fuendeling made a motion to approve the request. Ms. Glenn seconded the motion. Dr. Souheaver opposed the motion. The motion passed.

Credential Reviews

The Credential Review Committee made a fully seconded motion to approve the following credentials:

1. Ms. Sunnie Butcher-Keller, Ms. Jamie Frala, and Ms. Kelly Livingston's credentials were presented to the Board for approval as Applicant Examiner Provisional Licensees.
2. Deborah McLane credentials were presented to the Board for approval as Applicant Psychologist Reciprocity.
3. Dr. James Walker credentials were presented to the Board for approval as Applicant Psychologist National Register.

The motion passed unanimously.

Quarterly Reports

The Credential Review Committee made a full seconded motion to approve the following Quarterly Report forms:

1. Ms. Tania Aktar's Quarterly Report for the period of October 2011 – December 2011 was presented to the Board.
2. Mr. Tim Hughes's Quarterly Report for the period of November 20, 2011 – February 19, 2012 was presented to the Board.
3. Dr. David Kahn's Quarterly Report for the period of December 1, 2011 – February 29, 2012 was presented to the Board.
4. Ms. Heather Rhodes's Quarterly Report for the period of November 11, 2011 – February 24, 2012 was presented to the Board.

The motion passed unanimously.

Dr. Souheaver informed the Board that he will not be attending the April 2012 Board Meeting.

Adjourn

Dr. Harbin made a motion to adjourn. Dr. Souheaver seconded the motion. The motion passed unanimously. The Board adjourned at 1:10 PM.