

STATE BOARD OF PSYCHOLOGY OF OHIO

APPROVED MEETING MINUTES

FEBRUARY 6, 2014

RIFFE CENTER, ROOM 31 WEST B&C
COLUMBUS

BOARD MEMBERS

President*: Victor McCarley, Psy.D., Licensee Member, 2015

Secretary: Alice Randolph, Ed.D., Licensee Member, 2015

Julie A. Harmon, Ph.D., Licensee Member, 2014

Kathleen Borkowski, Consumer Advocate Member, 2016

Kenneth Drude, Ph.D., Licensee Member, 2016

Charles Hoffman, Consumer Advocate Organization Rep. Member, 2017

Douglas Cole, Ph.D., Licensee Member, 2018

Steven Keller, J.D., Consumer Advocate Member, 2018

Denise Rabold, Ph.D., Licensee Member, 2018

STAFF/BOARD LEGAL COUNSEL PRESENT

Carolyn Knauss, Investigator; Amanda Danko, Investigator; Roger F. Carroll, Board Counsel

10:40 AM MEETING CALLED TO ORDER BY DR. MCCARLEY

DR. HARMON CALLED THE ROLL

Dr. McCarley	Present
Dr. Randolph	Absent
Dr. Harmon	Present
Mrs. Borkowski	Absent
Dr. Drude	Present
Mr. Hoffman	Present
Dr. Cole	Present
Mr. Keller	Absent (illness)
Dr. Rabold	Present

Dr. McCarley announced that Ms. Borkowski resigned her position as Consumer Advocate Member and will not be in attendance today. Dr. McCarley also noted that Board member Dr. Randolph and Executive Director Dr. Ross notified him that they will not be attending the meeting due to illnesses. Ms. Knauss took minutes of the meeting in Dr. Ross' absence.

APPROVAL OF DECEMBER 2, 2013 MINUTES

Dr. McCarley invited comments about the December 2, 2013 draft meeting minutes distributed with the agenda. The minutes were subject to the correction of numerous typographical errors, and Dr. Harmon made a motion to approve the minutes as corrected; Dr. Drude second.

A vote was taken:*

Aye: Dr. Harmon, Dr. Drude, Dr. Cole, Dr. Rabold, Mr. Hoffman.

Nay: None

Abstain: None

PRESIDENT'S REPORT

Dr. McCarley

Announcements

Dr. McCarley noted that Board Member Orientation scheduled for February 7, 2014 was cancelled and will be incorporated into the retreat in March. Dr. McCarley invited feedback from new board members relative to their mentoring from senior members. Dr. Cole and Dr.

¹ Year Board Member term ends (terms expire October 5 or December 4 if not re-appointed or replaced)

* President votes only to break a tie

Rabold gave positive feedback about their experiences with Dr. Harmon and Dr. Drude respectively. Mr. Hoffman noted he has not yet had an opportunity consult with Mr. Keller.

School Psych Exam Committee Appointment

Dr. McCarley asked Dr. Cole to talk about the School Psychology Committee. A brief discussion was held with Dr. Cole agreeing to provide updates to the Board, if any, at each meeting. Dr. McCarley noted that Greg Jones was invited to serve another term by Dr. Ross, but he has not heard back from him.

Rules Committee Organization

Dr. McCarley announced that because of its limited scope, the Military Rules Committee is being folded into the New Rules Committee. There will now only be one (1) Rules Committee.

ASPPB Mid-Year Meeting San Antonio April 10-13, 2014

Dr. Cole and Dr. Rabold will be attending to represent the Board. Dr. Drude is the first alternate. Dr. Ross will also be attending (reimbursed by ASPPB as a committee chair) as will Dr. McCarley; however, Dr. McCarley will not be receiving reimbursement from Board funds.

Standing Committee Appointment: ABA Certification Committee

Dr. McCarley sought volunteers to serve on the committee given Ms. Borkowski's resignation from the Board. There were no volunteers, and Dr. McCarley indicated he will take this issue under advisement.

Oral Examinations

Dr. McCarley announced that tomorrow's oral examination teams need to be modified due to the absences of several board members. Discussion was held about how to best accommodate candidates. Consensus was reached that all candidates will be accommodated tomorrow. Dr. Harmon offered an apology for not being available for tomorrow's exams. Discussion was then held relative to scheduling two (2) additional oral exam dates this year. November 7, 2014 was scheduled for the Fall, and scheduling a Spring date was initially deferred until the March retreat. Dr. McCarley noted that he wants to be sensitive to the public (candidates) relative to scheduling oral examinations and suggested that no candidate should wait longer than ninety (90) days.

Workforce Development

Dr. McCarley announced that the Office of the Governor has initiated a workforce data and analysis project, and the Board of Psychology falls under that mandate. Data collection and analysis is currently planned for 2016 in conjunction with licensure renewal although he stated he thinks that is too long to wait for this process. A discussion ensued (including Ohio Psychological Association representatives in attendance) relative to what the content would look like and the purpose of the data collection and analysis. Michael Ranney noted that OPA does have a survey, and OPA's concern is identifying minority psychologists and where they work. Mr. Ranney stated he has also talked with Dr. Ross about other areas of concern and indicated he will have a working draft for the March retreat. Dr. McCarley asked for volunteers to work on this task, and there were no volunteers.

CONSENT AGENDA

Consent Agenda items were reviewed and no discussion was heard.

ENTRANCE EXAMINER REPORT

**STATE BOARD OF PSYCHOLOGY OF OHIO
LICENSURE/REINSTATEMENT/THIRTY-DAY PRACTICE AUTHORIZATION
12/1/2013 THROUGH 1/31/2014**

PSYCHOLOGISTS: Under the respective Ohio Revised Code sections

4732.12:

Haley O'Connell, Psy.D.	#7094	Issued: 12/3/2013
Megan Hoag, Psy.D.	#7097	Issued: 12/3/2013
Lindsay Fletcher, Ph.D.	#7098	Issued: 12/3/2013
Danelle Hupp, Ph.D.	#7099	Issued: 12/3/2013
Jennifer Knetig, Ph.D.	#7100	Issued: 12/3/2013
Brian Ward, Psy.D.	#7101	Issued: 12/3/2013
Jason Friedman, Psy.D.	#7104	Issued: 12/17/2013
Derek Mihalcin, Ph.D.	#7108	Issued: 12/23/2013
Lucy Ddungu, Psy.D.	#7109	Issued: 12/23/2013
Amy Untied, Psy.D.	#7110	Issued: 12/27/2013
AnnaMaria McLaughlin, Ph.D.	#7112	Issued: 12/27/2013
Erika Gray, Psy.D.	#7113	Issued: 12/27/2013
Sarah Altman, Ph.D.	#7114	Issued: 12/27/2013
Stephen Graef, Ph.D.	#7115	Issued: 12/27/2013

4732.15:

David Groh, Ph.D.	#7095-Wisconsin	Issued: 12/3/2013
Vanessa Davidson, Psy.D.	#7096-Illinois	Issued: 12/3/2013
Gawaine Banks, Ph.D.	#7102-Missouri	Issued: 12/3/2013
Jiyoon Lee, Ph.D.	#7103-Virginia	Issued: 12/17/2013
Bruce Malcom, Psy.D.	#7105-ABPP	Issued: 12/17/2013
Frances Garrity-Rokous, Ph.D.	#7106-Connecticut	Issued: 12/17/2013
Jennifer Duncan, Psy.D.	#7107-Illinois	Issued: 12/17/2013
Stephen Fink, Psy.D.	#7111-West Virginia	Issued: 12/27/2013
Laurence Gore, Ph.D.	#7116-California	Issued: 1/6/2014
Talia Master, Psy.D.	#7117-New York	Issued: 1/28/2014

SCHOOL PSYCHOLOGISTS:

None

REINSTATEMENTS:

Michael Jorge, Ph.D.	#5170	Issued: 1/7/2014
Kershini Naidu, M.A.	#SP575	Issued: 1/13/2014

THIRTY-DAY PRACTICE [4732.22(B)]

Andrew Blair, Psy.D.	Maryland	Issued: 12/11/2013
Marc Ackerman, Ph.D.	Wisconsin	Issued: 12/17/2013
Marsheena Murray, Ph.D.	Louisiana	Issued: 1/14/2014

Dr. Harmon stated that she would abstain from voting on the issuance of licenses to Megan Hoag, Psy.D., and Jennifer Knetig, Ph.D., and the reinstatement Michael Jorge, Ph.D.

Dr. McCarley stated he would abstain from voting on the issuance of licenses to Haley O'Connell, Psy.D., Lucy Ddungu, Psy.D., and Amy Untied, Psy.D.

Dr. Cole stated that he would abstain from voting on the reinstatement of School Psychologist Kershini Naidu, M.A.

Dr. Harmon offered a motion to approve the licensure actions as presented in the Entrance Examiner's Report with the abstentions noted above; Dr. Drude second.

A vote was taken:

Aye: Dr. Harmon, Dr. Drude, Dr. Cole, Dr. Rabold and Mr. Hoffman

Nye: None

Abstain: As noted above.

COMMUNICATIONS AND TECHNOLOGY COMM. REPORT

Dr. Drude

Dr. Drude stated that Dr. Ross is currently working on getting all Board members their own State of Ohio email addresses. Dr. Harmon and Dr. Drude both commented that they have had no trouble using the state e-mail system. Dr. Drude stated that developing an email retention policy is still in progress, and the state is implementing increased security to all state websites. Dr. Drude also indicated that he talked with Dr. Ross about updating the Board's website. Some anticipated updates are substantive, such as updating information, while others are aesthetic.

TELEPSYCHOLOGY: LOCAL AND NATIONAL UPDATES

Dr. Drude

Dr. Drude discussed his attendance at ASPPB's Telepsychology Task Force. He noted that the purpose of the task force is to obtain consensus on inter-jurisdictional telepsychology practice. Dr. Drude discussed the e-passport concept, which is a proposal by ASPPB for boards to recognize licenses issued by other states for the purpose of practicing telepsychology. Having the e-passport would allow licensed psychologists to practice telepsychology inter-jurisdictionally without obtaining additional state licenses. Dr. Harmon raised concerns about protection of the public and how jurisdiction would be handled relative to consumer complaints. Mr. Hoffman asked how psychologists typically handle situations where their clients move to other areas within or outside of Ohio. A brief discussion ensued. Dr. Drude noted Ohio currently has telepsychology rules in place and directed the Board's attention to the Ohio Psychological Association Telepsychology Competencies document in their binders that speaks to what psychologists should know if they are going to practice telepsychology in Ohio.

OAC 4783—CERTIFIED OHIO BEHAVIOR ANALYSTS

Dr. McCarley

Dr. McCarley announced that the projected effective date for the Applied Behavior Analysis Rules will be March 24, 2014. Mr. Carroll stated the emergency rules are in effect, but they still have to go through the usual procedure.

MCE FOR BOARD MEETING ATTENDANCE

Dr. McCarley

Dr. McCarley indicated that Dr. Randolph would like to propose that psychologists, including board members, receive continuing education credit for attending board meetings. Dr. Harmon asked if other boards do this, and Dr. McCarley stated that some boards do. Dr. Harmon wondered if this was consistent with the Board's role to protect the public and suggested this issue might serve as a conflict of interest. She also inquired as to how learning objectives would be framed for regular meetings of the board. Discussion ensued as to whether or not the Board's purpose includes educating psychologists. Dr. Drude stated

he thought that this is part of the Board's role and requested that the idea not be ruled out. OPA representatives in attendances noted that they do not give their executive committee members CE credit for attending OPA board meetings. A brief discussion was held as to whether board meetings contained enough specific educational content to warrant the award of any continuing education credit. Dr. McCarley stated he will defer this issue and ask Dr. Randolph to provide more information and a formal proposal.

REPORTING SUSPECTED VIOLATIONS TO BOARD:
RULE 4732-17-01 (K)(4)

Dr. McCarley

Dr. McCarley stated his view that most psychologists do not have a good grasp on when they need to report suspected rule violations to the Board and invited discussion on this issue. Dr. Harmon noted that it is a bit of a conundrum because there is a responsibility to attempt informal resolution, and determining what is a substantial violation and what is reportable is a judgment call in most situations. Dr. Harmon stated that psychologists are supposed to struggle with this issue. Dr. McCarley asked if the Board has a responsibility to help educate psychologists about this issue. Dr. Harmon stated continuing education could potentially address this but noted that there are many gray areas with black and white areas being few and far between, noting that members cannot give legal advice and rules are subject to interpretation. Dr. Rabold asked about quarterly emails that might serve to educate licensees on various topics. Dr. McCarley noted that the Board does not currently have that capability. Mr. Hoffman stated there are some pitfalls associated with emails and list-serves from a human resource standpoint vs. a technological standpoint. Dr. McCarley indicated he would like to keep this discussion alive but tabled further discussion to another time.

AGENDA BUILDING FOR MARCH 10-11 RETREAT

Board

The retreat will be held in the Riffe Center, and will start at 10:00 AM on March 10th and at 9:00 AM on the March 11th. Casual attire was encouraged. Dr. McCarley stated that representatives of ASPPB will be in attendance on the second day of the retreat. New Board Member orientation will occur on the second day as well. House Bill 83, which makes substantial changes to the Board's enabling statute (effective date March 18, 2014) is scheduled for discussion during the retreat.

12:25 PM **Break to get lunch**

1:04 PM **Meeting reconvened**

DISCUSSION OF MISCELLANEOUS BUSINESS

Dr. McCarley announced that he learned that Mr. Keller is having health related issues and will not be able to conduct oral examinations tomorrow, February 7th. Dr. McCarley stated the Mr. Keller hopes to be in attendance at the March retreat. Dr. McCarley also noted that it came to his attention during the break that oral examinations for March do need to be scheduled today. Consensus was reached that they will be held in Columbus on March 21, 2014 beginning at 10:00 AM.

EXECUTIVE DIRECTOR'S REPORT

In Dr. Ross' absence, discussion was held on some of the topics listed on the agenda.

House Bill 83 was discussed. Dr. Drude noted some of the significant changes. For example, he cited the new grounds for disciplinary action. Dr. Harmon stated positive changes were

made as well such as subpoena power and requirements to employ an executive director.

The thirty (30) day practice permit was discussed briefly. Dr. Drude indicated that the new application should be on the website. Ms. Danko confirmed that it has been posted.

Renewal year issues: Dr. McCarley noted that this is the second year for online licensure renewal. He stated that renewal period often requires a lot of office/staff time and resources, and renewal will begin in July.

BWC Quality Assurance Committee: Dr. McCarley stated that a board member is typically invited to represent the Board on the committee, and there is now a vacant position that needs to be filled. Dr. McCarley invited Dr. Rabold to represent the Board. Dr. Rabold stated that she currently serves as the OPA alternate for this committee, but she was agreeable to representing the Board. Dr. McCarley stated that her position as the OPA alternate would likely be a conflict now that she is a Board member, and suggested she may want to formally resign as OPA's alternate representative to represent the Board. Dr. Rabold agreed.

Dr. McCarley concluded the Executive Director's report by inviting comments from the public member attendees. There were no comments received.

Mr. Hoffman described a recent interaction that he initiated with a staff member of the Ohio Ethics Commission regarding a request for clarification about a potential ethical issue involving political donations. Dr. McCarley reminded everyone to make sure they submit their ethics filings on time.

Dr. Ross arrived at 1:25PM to participate in a scheduled public rules hearing.

1:30 PM RECESS TO CONVENE PUBLIC RULES HEARING ON OAC 4783 RULES

1:48 PM EXECUTIVE SESSION

Dr. Harmon offered a motion to go into executive session for the for the purposes of: 1) discussing the board's oral examination questions, which are trade secrets and matters that federal law, rules, or state statutes require that the board keep confidential; and 2) considering promotion and/or compensation of a public employee. Mr. Hoffman second.

DR. HARMON CONDUCTED A ROLL CALL VOTE AT 1:49 PM

Dr. McCarley	Yes
Dr. Randolph	Absent
Dr. Harmon	Yes
Mrs. Borkowski	Absent
Dr. Drude	Yes
Mr. Hoffman	Yes
Dr. Cole	Yes
Mr. Keller	Absent
Dr. Rabold	Yes

2:29 PM PUBLIC SESSION RESUMED

DR. HARMON CALLED THE ROLL

Dr. McCarley	Present
Dr. Randolph	Absent
Dr. Harmon	Present

Mrs. Borkowski	Absent
Dr. Drude	Present
Mr. Hoffman	Present
Dr. Cole	Present
Mr. Keller	Absent
Dr. Rabold	Present

ADJOURN

In response to a request by Dr. McCarley, the meeting was adjourned by consensus.

The meeting was adjourned at 2:30PM.

SIGNED COPY ON FILE IN BOARD OFFICE

Carolyn Knauss
Investigator

Victor McCarley, Psy.D.
President

Scheduled board meetings:

Board Retreat (open to public)	March 10, 2014 10:00AM; Columbus, Riffe Center March 11, 2014 9:00AM, Columbus, Riffe Center
Board Business Meeting:	May 1, 2014 10:30AM Columbus, Riffe Center
Board Business Meeting:	July 31, 2014 10:30AM Columbus, Riffe Center
Board Business Meeting:	October 2, 2014 10:30AM Columbus, Riffe Center