

MINNESOTA BOARD OF PSYCHOLOGY

Minutes of the 409th Meeting

May 8, 2009

Members Present: C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, T. Thompson, S. Ward and J. Wolf

Members Absent: None.

Others Present: N. Hart, Assistant Attorney General, A. Barnes, Assistant Attorney General, P. Stark, PhD, LP, MPA's Director of Professional Affairs

EXECUTIVE SESSION

1. On the recommendation of the Complaint Resolution Committee, the Minnesota Board of Psychology adopted a Stipulation and Consent Order in the Matter of Keri Kuhn, MS, LP allowing her to be re-licensed, and as a condition of re-licensure, she is bound by the terms and conditions of a 2006 Stipulation and Consent Order.
2. On the recommendation of the Complaint Resolution Committee, the Minnesota Board of Psychology adopted a Stipulation and Consent Order accepting the voluntary surrender of the license of Judith B. Henderson, Ph.D., LP to practice psychology in the State of Minnesota.

PUBLIC SESSION

Board Chair, T. Thompson called the public session of the meeting to order at 9:24 AM, in the Psychology Board Conference Room, at 2829 University Avenue Southeast, Minneapolis, Minnesota, and a quorum was declared present.

1. Minutes of the Board Meeting of April 3, 2009.

M. Fulton moved, seconded by S. Hayes that the minutes of the Board meeting of April 3, 2009 be approved as amended. Voting "aye": C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", motion carried unanimously.

2. Administrative Matters.

- a. Association of State and Provincial Psychology Boards' (ASPPB) Call for Officers and Award Nominations.** Each year, ASPPB requests from the member Boards, nominations for seats on its Board of Directors and for awards as an ASPPB fellow, the ASPPB State and Provincial Service Award (formerly the Roger C. Smith Award), the Norma P. Simon Award, and the Ming Fisher Award. The deadline for nominations is May 15, 2009.

Minnesota psychologist, Jack Schaffer, PhD, LP, is currently President-Elect of ASPPB's Board of Directors and will serve as President during the year 2010.

This year, the Board did not identify a nominee for an officer or an award.

- b. E-Licensing Legislation.** The Governor's budget contains a proposal that the Office of Enterprise Technology (OET) develop a statewide e-licensing system partially funded by a surcharge on new licensure fees and on the renewal fees of licensed health professionals. The surcharge would be assessed to licensees of the health licensing Boards (HLB) to build a system that includes the health licensing Boards, even though most of the Boards have designed such a system and approximately 80% of their licensees are using an e-licensing system already. The rest of the Boards will be rolling out their new systems soon.

Members of the professional associations for licensed health professionals have proposed an amendment to the e-licensing bill, SF2082, that would transfer the amount needed by OET to build the system from the accumulated balances of the HLB's rather than collecting another charge from licensees.

The Executive Directors Forum has done a considerable amount of attending hearings, visiting legislators, planning and exchanging information and communications with legislators and government officials at OET and the Department of Management and Budget (MMB)—an amalgamation of the former Departments of Finance and Employee Relations. The Boards wanted to make sure that the officials were clear that the Boards (using revenue collected from licensees) have created, maintained and are already using successfully e-licensing systems; that in order to collect the surcharges the agencies will need additional spending authority and in some cases revenue; and finally, that the changes in the Boards' current systems cannot be completed by July 1, 2009. SF2082 still contains language that would require the Boards to collect the surcharge. The House and Senate versions will be heard in conference committee. The Senate conferees for the e-licensing bill have been announced. They are: Betzold; Rest; Olseen; Kubly; Jungbauer.

It was the decision of the Forum to write to Gopal Khanna, the state's Chief Information Officer at OET, to officially inform him and the Governor, in writing, of the salient issues that the Boards have to resolve.

- c. **Small Agency IT Security Audit.** The Office of the Legislative Auditor (OLA) conducted an audit of 12 small state agencies in January 2009. Their objective was to answer the question: Do small agencies have adequate controls to protect the integrity, confidentiality, and availability of their computer systems and data?

OLA included only three of the health licensing Boards (HLB) in the audit. However, since all of the HLB's share the same network and web-based infrastructure, their findings have implications for all of us. The Board of Psychology was not one of the Boards studied in the audit.

The HLB's IT Team worked closely with the auditors and provided them with the information they needed. The Team reported to the Executive Directors Forum that during the audit, the auditors were impressed with the system and the security safeguards and operations they had put in place. The IT Team members and the Executive Directors are committed to operating in a safe, secure, well-functioning technological environment and were, therefore, expecting a good audit report with few findings, which would have reflected the positive nature of the auditors' verbal comments (even during the exit interview). The findings in the resulting audit report were actually a surprise to the IT Team and the Executive Directors, assuming that the findings were meant to pertain to the HLB's studied as opposed to all 12 of the agencies studied for security controls.

The IT Team drafted a response to the audit report, which will be released each time the audit report is released to the public. The response specifically points out areas of the findings that do not apply to the Health Licensing Boards.

- d. **Filling the Assistant Executive Director and the Executive Director Positions.** Staff is working on filling the Assistant Executive Director (AED) and the Executive Director (ED) positions for the agency. The Board was presented with copies of the position descriptions that have been written or updated.

The Assistant Executive Director position is classified by the state as a State Programs Administrator Supervisor. The duties can be summarized as assisting the ED with managing the Board's programs and operations, direct the Board's licensure function, supervise support staff on an ongoing basis and direct the day-to-day operations of the Board in the absence of the ED. It will be posted on the state's Resumix system for one week, including one weekend beginning May 4, 2009. The minimum qualifications include a bachelor's degree in Public Administration, Business Administration or a closely related field. We are looking for strong leadership, management, supervisory experience with diverse populations, excellent oral and written communication skills, human relations skills, etc. The draft posting for that position was also presented.

The Executive Director position is classified by the state as an Executive Secretary. The duties can be summarized as serving as the chief administrative

officer for the Board. It will be posted on the state's Resumix system, schools of management and in the major newspapers for three weeks beginning May 6, 2009. The minimum qualifications include an advanced degree in Public Administration, Business Administration or a closely related field. We are looking for strong leadership and management experience with diverse populations, excellent oral and written communication skills, human relations skills, executive administrative experience applying statutes, rules or policies to applicants for licensure, investigation of complaints about professionals, strong budgeting experience for a department, division or agency, experience working with professionals, the legislature, governmental entities, knowledge of governmental operations, like data practices, open meetings, strong computer knowledge and skills, etc.

Following the receipt and screening of the AED applications, staff will hire the person we believe to be most qualified. We plan to have this position hired by the second week in June. Staff will screen the ED applications for review by the Board's Search Committee during the first week of June. The Search Committee has been previously identified as T. Thompson, G. Jensen, T. Nguyen-Kelly and S. Hayes. We hope to have this position hired during the first week of July.

3. **Waivers/Variiances.**

- a. Each of the following licensees requested approval of a six-month time-limited variance to complete requirements for continuing education (CE). Each licensee has submitted the required CE plan in compliance with MN Rule 7200.3400, subpart 2.

Bailey, W. David, PsyD, LP	LP2447	04/30/09
Boehnert, Caryl E., PhD, LP	LP4290	03/31/09
Kofsky, Richard D., PhD, LP	LP2471	04/30/09

J. Wolf moved, seconded by M. Fulton that the variance requests be approved on the basis that the licensees met the burden to prove that adherence to the rule would impose an undue burden on the licensees, that granting the variances will not adversely affect the public welfare, and that the alternatives proposed meet the rationale for the rule. Voting "aye": C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", motion carried unanimously.

4. **Admit to EPPP.**

Application Review Committee moved that the following applicants be admitted to the national standardized examination on the basis that Applicants' degrees meet the educational requirements for licensure. Voting "aye": C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", motion carried unanimously.

03C-084	09C-094	09C-086	09C-090
09C-091	09C-082	09C-026	09C-099
09C-097	09C-083	09C-092	09C-089
09C-093	07C-186	09C-043	09C-040
09C-084	05C-046		

5. Admit to PRE.

Application Review Committee moved that the following applicants be admitted to the PRE on the basis that Applicants' degrees meet the educational requirements for licensure. Voting "aye": C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", motion carried unanimously.

09C-087	09C-098	09C-020	09C-090
09C-091	09C-051	07C-269	09C-042
09C-066	09C-044	09C-016	09C-096

6. Licensure as Licensed Psychologists.

Application Review Committee moved that the Applicants listed below be granted licensure as Licensed Psychologists based upon doctoral degrees, having performed successfully on both parts of the examination and having fulfilled all of the requirements of MN. Stat. 148.907, Subd. 2. Voting "aye": C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", motion carried unanimously.

Esler, Amy, PhD
 Fournier, Angela, PhD
 Halley, Mark, PsyD
 Hammond, Lindsey, PhD
 Harvey, Michael, PsyD
 Lokensgard, Amy, PsyD
 Mehlhoff, Todd, PsyD
 Mortensen, Heather, PhD
 Nelson, Angela, PsyD
 Nijhawan, Sunita, PsyD
 Roark, Heather, PsyD
 Robbins, Lo'Lita, PsyD
 Rogers, Megan, PsyD
 Streefland-Munger, Lisa, PsyD
 Ward, Jane, PhD
 Wilcox, Darlene, PhD

7. Re-Licensure.

a. Application Review Committee moved approval of the re-licensure of the applicant below, who voluntarily terminated licensure on April 24, 2008. Applicant met all of the re-licensure requirements of Minnesota Rule 7200.3610. Voting “aye”: C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, motion carried unanimously.

Wisniewski, Robin, PsyD

b. Application Review Committee moved approval of the re-licensure of the applicant below, who voluntarily terminated licensure on June 20, 2006, while under a Board Stipulation and Consent Order (Order). Applicant met all of the re-licensure requirements of Minnesota Rule 7200.3610. The Board approved the re-licensure of the applicant under the terms of the previous Order. Voting “aye”: C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, motion carried unanimously.

Kuhn, Keri, MS

8. Emeritus Registration.

Application Review Committee moved approval of the following applicant for Emeritus Registration based on fulfilling all requirements of MN. Stat. 148.9105. The applicant, originally licensed as PhD, LP on March 15, 1975, completed an active career as a psychologist licensed in good standing with the Board. Applicant retired December 30, 2008. Voting “aye”: C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, motion carried unanimously.

Meissner, Ann L., PhD

9. Termination of Licenses for Non-Renewal.

C. Bonnell moved, seconded by S. Ward that the Board terminate the licenses of the following licensees who failed to renew. Licensees were properly notified by certified mail in accordance with MN. Rule 7200.3510. Voting “aye”: C. Bonnell, J. Brown, M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, S. Ward and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, motion carried unanimously.

Barr, Kevin	March 31, 2008	LP3978
Boe, Janice	March 31, 2008	LP3063

Conner, Susan	March 31, 2008	LP0920
Eastwood, Matthew	September 30, 2008	LP3143
Evertz, David	September 30, 2008	LP1488
Peskay, Vida	March 31, 2008	LP1115
Sweasy, Carol	September 30, 2008	LP4734
Tiritilli, Elayne	May 31, 2008	LP1136

10. Other Business.

- a. Conversion from LPP to LP Licensure.** Under its delegated authority, on April 24, 2009, the Application Review Committee granted the conversion of the following applicants from LPP to LP Licensure. The Licensed Psychological Practitioners listed below complied with all of the requirements of Minn. Stat. § 148.907, Subd. 5.

Anderson, Kerry, MA, LPP	LPP0085
Biancardi, Joseph, MA, LPP	LPP0162
Bickford, Tawnda, MA, LPP	LPP0136
Busman, Ruth, MA, LPP	LPP0137
Carney, Patrick, MA, LPP	LPP0169
Collins, Sarah, MA, LPP	LPP0139
Haas, Pamela, MA, LPP	LPP0145
Hazard, Stuart, MS, LPP	LPP0147
Parker, Rosamond, MA, LPP	LPP0156
Searsland Brady, Kimberly, MA, LPP	LPP0159

- b. Guest Licensure.** Under its delegated authority, on April 24, 2009, the Application Review Committee granted Guest Licensure to the following applicant. The applicant complied with all of the requirements of Minnesota Statute § 148.916.

Tate, Candice, PhD

11. Adjournment.

J. Brown moved, seconded by M. Fulton that the meeting be adjourned. Motion carried unanimously. The meeting adjourned at 10:07 AM.

Respectfully submitted,

THANH SON THI NGUYEN-KELLY, PhD, LP
Board Secretary