

MINNESOTA BOARD OF PSYCHOLOGY

Minutes of the 380th Meeting

June 23, 2006

Members Present: S. Hayes, G. Jensen, J. Peterson, J. Romano, M. Seibold, T. Thompson, S. Ward, and J. Wolf

Members Absent: J. Lee

Others Present: N. Hart, Assistant Attorney General

EXECUTIVE SESSION

1. On the recommendation of the Complaint Resolution Committee, the Minnesota Board of Psychology adopted a Stipulation and Consent Order Indefinitely Suspending the license of Keri Kuhn, M.S., LP.
2. The Board discussed an incident involving the security of the Professional Responsibility Examination (PRE). The situation was immediately mitigated by staff. The Board named a Committee to resolve the residual concerns.

PUBLIC SESSION

Board Chair, M. Seibold called the public session of the meeting to order at 9:55 AM, in the Psychology Board Conference Room, at 2829 University Avenue Southeast, Minneapolis, Minnesota, and a quorum was declared present.

1. Approval of Minutes.

a. Board Meeting Minutes-May 12, 2006.

S. Ward moved, seconded by J. Romano that the minutes of the Board meeting of May 12, 2006 be approved as submitted. Voting "aye": S. Hayes, G. Jensen, J. Peterson, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being seven "ayes" and no "nays", the motion carried unanimously.

2. Administrative Matters.

a. Administrative Committee Update. The Administrative Committee met on June 7, 2006 to discuss the Association of State and Provincial Psychology Boards' (ASPPB) proposed Inter-jurisdictional Practice Credential (IPC). ASPPB asked member Boards to provide it with feedback on the concept. The Committee was delegated by the Board the task of reviewing the proposal and formulating a recommendation to the full Board of how Minnesota should respond to ASPPB.

The Committee decided to recommend to the full Board that we support the IPC as another mobility option available to licensees and to let ASPPB know that Minnesota is looking forward to seeing how the credential develops. We should acknowledge that we know that these are important issues for jurisdictions that have never addressed them before. But the Committee was

not ready to recommend that the Board “endorse” the IPC. At this time, the concept seems to need more development.

The Minnesota Board has a Guest Licensure law that appears to meet Minnesota’s needs regarding the same or similar issues discussed in the IPC proposal. The positive aspects of Minnesota’s guest licensure law as we see them include, it allows consultants, presenters, educators, and expert witnesses quicker, easier, more streamlined access to practice for a short time when they are not licensed in this jurisdiction; and the law does not interfere during disaster or emergency relief efforts by requiring a lengthy credentialing process. Minnesota has had the law in its current form since 1996 and it adequately addresses those issues in this state.

Based on our own experience, we reduced the number of days an individual is allow to practice under guest licensure from 60 days to 30 days, because the Board found that 60 days allowed an individual in a border state, for example, to maintain a lucrative practice in Minnesota one day a week with only guest licensure. The Board found 60 days per year to be too frequent and found that it is not in the interest of protecting the public to allow practice that often with no assurance that the guest licensees know or adhere to the Minnesota Psychology Practice Act.

The Committee concluded that the IPC had restrictions Minnesota’s guest licensure law does not have, such as requiring that in order to qualify for the IPC, the individual must have no disciplinary action. Also, the IPC does not allow psychotherapy, treatment, or diagnosis. The Committee is not sure whether the IPC currently has a disaster relief provision. Staff will explore the additional concerns and report back to the Administrative Committee.

b. Continuing Education (CE) Planning Committee. At the Administrative Committee meeting on June 7, 2006, the Committee discussed the fact that there will be revenue to fund a second Board-sponsored continuing education activity during fiscal year 2007. Staff requested that a CE Planning Committee be convened and begin its work this summer or early fall. The Board concurred and reappointed the same Committee members as last year. J. Wolf, S. Hayes, and T. Thompson will continue to serve on the Committee.

c. Rules Committee Update. N. Hart reported:

- ◆ That he is working on completing the Statement of Need and Reasonableness (SONAR) on the large set of rules. He deferred completing the writing process because of the Application Review Committee’s proposal at the May Board meeting that additional changes be made in the educational requirements for licensure.
- ◆ Mr. Hart distributed and led a discussion on the state’s Rule Making Checklist, which Board members found very helpful.

Following discussion, the Board decided to take the entire proposed rules package through the rulemaking process at one time, as opposed to splitting it up into components.

J. Romano moved, seconded by T. Thompson that the Request for Comments, the first step in the rulemaking process, be started. Voting “aye”: S. Hayes, J. Peterson, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “no”: G. Jensen. There being six “ayes” and one “nay”, the motion carried.

3. Waivers/Variances.

a. The following licensees were granted approval of six-month time-limited variances to complete requirements for continuing education (CE), in compliance with MN Rule 7200.3400, subpart 2.

D'Aurora, James J., PhD, LP	LP1731	05/31/06
Duffy, William W., PhD, LP	LP0134	09/30/05
Gassman, Darcy L., MA, LP	LP4017	05/31/06
Jensen, Karol L., PhD, LP	LP1586	05/31/06
Lubinski, Barbara R., MA, LP	LP1089	05/31/06
Murray, Gerald J., MS, LP	LP1183	05/31/06
Reynolds, Susan M., MS, LP	LP4043	05/31/06
Rice, Janet J., PsyD, LP	LP4388	05/31/06
Theis, Roberta J., MSE, LP	LP1643	05/31/06

J. Romano moved, seconded by J. Wolf that the six month time-limited variance requests to complete continuing education requirements (MN Rule 7200.3400, subpart 2) be approved for the licensees listed above 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": S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being seven "ayes" and no "nays", the motion carried unanimously.

b. Robert Joseph Havel, PsyD, LP was scheduled for license renewal on May 31, 2006. He was mailed a renewal notice in mid-April, and reported that he never received it. On May 26, 2006, he called the Board office and a new renewal form was sent to him on that day, which he received on June 2, 2006. The original notice was not returned by the post office as undeliverable. Although it was sent to a street address with one number different from the correct address, the name of his business, city, state, and zip code was correct. However, Minnesota Rule 7200.3300 states that failure to receive the renewal notice does not relieve the licensee of the obligation to pay the renewal fee.

J. Wolf moved, seconded by S. Ward that the Board approve the waiver request on the basis that the licensee met the burden to prove that adherence to the rule would impose an undue burden on the licensee. Voting "aye": none. Voting "nay": S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. There being no "ayes" and seven "nays", the motion failed.

Following additional discussion, G. Jensen moved, seconded by S. Hayes that the Board deny the waiver request on the basis that the licensee did not meet the burden to prove that adherence to the rule would impose an undue burden on the licensee. Voting "aye": S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being seven "ayes" and no "nays", the motion carried unanimously.

c. Applicant 04C-068 applied for the EPPP and requested a variance. The applicant applied for the EPPP in February 2004 and was notified by letter dated April 4, 2005 that Applicant needed to complete an ethics course. Applicant completed the ethics course in fall of 2005, but the course was completed more than one year from the date of the original application. Minnesota rule 7200.1450 requires that a course needed to complete licensure requirements be completed within one year of the application for admission to examination. The ARC moved approval of the variance request on the basis that the applicant met the burden to prove that adherence to the rule

would impose an undue burden on the applicant, that granting the variance would not adversely affect the public welfare, and that the alternative proposed meets the rationale for the rule. Voting “aye”: S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being seven “ayes” and no “nays”, the motion carried unanimously.

4. Admit to EPPP.

The Application Review Committee moved that the following applicants be admitted to the Examination for Professional Practice in Psychology (EPPP) after having met the educational requirements for licensure. Voting “aye”: S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being seven “ayes” and no “nays”, the motion carried unanimously.

06C-113	06C-072	06C-103	06C-374	06C-368
06C-195	06C-376	06C-091	05C-025	06C-042
06C-375	06C-095	06C-108	06C-372	06C-380
06C-250	97B-036	06C-267	06C-018	06C-378
06C-377	04C-042	06C-259	06C-087	06C-183
04C-068	06C-364	06C-329	06C-369	06C-212
05C-075	06C-028	03C-025	06C-224	06C-311

5. Admit to PRE.

The Application Review Committee moved that the following applicants be admitted to the Professional Responsibility Examination (PRE) after having met the educational requirements for licensure. Voting “aye”: S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being seven “ayes” and no “nays”, the motion carried unanimously.

06C-359	06C-366	93A-022	06C-356	06C-375
06C-373	06C-250	06C-267	06C-379	06C-370
06C-183	06C-389	06C-369	06C-212	06C-371
06C-224	06C-311			

6. Licensed Psychologist.

The Application Review Committee moved that the following applicants be licensed as Licensed Psychologists based on doctoral degrees after fulfilling all requirements of Minnesota Statute 148.907, subd. 2. Voting “aye”: S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being seven “ayes” and no “nays”, the motion carried unanimously.

Thyra Anne Fossum, PhD
Christine Tande Johnson, PsyD
Heather Leigh Koenig, PsyD
Thomas Melvin Recht, PsyD
Renae Mary Reinardy, PsyD
Bonnie G. Resnick, PsyD
Christa Lee Suerken, PsyD
Lisa Jean Torborg, PsyD

7. Guest Licensure.

The Application Review Committee, with its delegated authority, granted Guest Licensure to James Patrick Burns, PhD. The guest licensee holds a license in the state of Massachusetts.

8. Emeritus Registration.

The Application Review Committee moved approval of the following applicant for Emeritus Registration based on fulfilling the requirements of Minnesota Statute 148.9105 Emeritus Registration. The applicant, originally licensed as a MS, LP on November 5, 1993, completed an active career as a psychologist licensed in good standing with the Board. The applicant retired in December 2004. Voting "aye": S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being seven "ayes" and no "nays", the motion carried unanimously.

Larry Everett Adey, MS

9. Termination of License for Non-Renewal

The following licensees were properly notified by certified mail according to Rule 7200.3510. The Board voted to approve the termination of the licenses for the following individuals who failed to renew:

Aasen, Pamela	December 31, 2005	LP2608
Fors, Anne	December 31, 2005	LP4494
Hogenson, Eugene	December 31, 2005	LP0529

G. Jensen moved, and T. Thompson seconded the motion to terminate licenses for failure to renew. Voting "aye": S. Hayes, G. Jensen, J. Petersen, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being seven "ayes" and no "nays", the motion carried unanimously.

10. Other Business.**a. APA Rule Update.**

P. Walker-Singleton reported that the APA rule was published in the *State Register* on May 30, 2006 and became effective on June 6, 2006.

11. Adjournment.

J. Peterson moved, seconded by T. Thompson that the meeting be adjourned. Motion carried unanimously. The meeting adjourned at 11:10 AM.

Respectfully submitted,

SUSAN HAYES
Board Secretary