

MINNESOTA BOARD OF PSYCHOLOGY

Minutes of the 390th Meeting

June 22, 2007

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

Members Absent: None

Others Present: N. Hart, Assistant Attorney General, Christina Huck, PhD, LP, and two representatives of Capella University

EXECUTIVE SESSION

PUBLIC SESSION

Board Chair, M. Seibold called the public session of the meeting to order at 9:06 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 11, 2007.

M. Fulton moved, seconded by T. Thompson that the minutes of the Board meeting of May 11, 2007 be approved as submitted. Voting “aye”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. Abstaining: J. Romano. There being eight “ayes” and no “nays”, the motion carried.

2. Administrative Matters.

a. Proposal from Application Review Committee. A motion was passed by the Board at its May 12, 2006 meeting in response to a discussion led by the ARC on assuring that degree programs have been evaluated for quality coursework. The Board directed the Rules Committee to write language that would comply with the motion. The language, written by the Rules Committee at its August 7, 2006 meeting in response to the Board’s directive, is as follows:

7200.1300 EDUCATIONAL ~~REQUIREMENT~~ REQUIREMENTS FOR LICENSURE.

Subpart 1. Licensed psychologist. The educational requirement for licensure as a licensed psychologist is a doctoral degree in psychology with a major:

A. in clinical, counseling, school or professional psychology obtained from a degree program accredited by the American Psychological Association (APA) or the Canadian Psychological Association (CPA), or a doctoral program designated by the Association of State and Provincial Psychology Boards (ASPPB) and the National Register of Health Service Providers in Psychology (NR); or

B. if the major is not listed in item A, the degree shall be obtained in an institution accredited by a regional accrediting association to grant the doctoral degrees degree being submitted for licensure and shall meet the (core and applied course) requirements of subpart 4.

The Board adopted the language at its meeting on September 8, 2006. Since September 2006, the Board has received correspondence regarding the proposed rule language change. At its meeting on June 8, 2007, the ARC discussed and reflected on the language in the proposed rule in light of correspondence received. The Committee now believes that the language is too limiting and creates a hardship for some programs, especially those that are in the early stages of existence or development.

The ARC moved that the Board rescind its May 12, 2006 action to amend MN. Rule 7200.1300 as shown above, which would *require* for licensure, a degree with a major in Clinical, Counseling, School or Professional Psychology from a degree program that is APA, CPA accredited or ASPPB/NR designated and would allow the alternative course review method only if the major is not listed above. The ARC further moved that the educational requirement for licensure revert to the current APA rule, which *allows* an APA accredited program to meet the Board's educational requirements. Under current rules, if a program is not APA-accredited, the program may be reviewed by the ARC for compliance with core and applied course requirements.

After discussion, the Board voted on the ARC's motions. Voting "aye": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", the motion carried unanimously.

b. Continuing Education (CE) Planning Committee. J. Wolf led a brief discussion of the close-out of the Board-sponsored continuing education activity held on April 20, 2007. Dr. Wolf reported that the CE Planning Committee was scheduled for a meeting immediately following this Board meeting and would request that a full discussion be postponed until the August 3, 2007 Board meeting in order to give the Board a chance to study the final statistics on the audience's evaluations of the speakers. In addition to the statistics, the Committee handed out copies of the letters of thanks sent to each speaker, which contained the speakers' own statistics based on their evaluations. Summaries of participants' comments were also distributed.

Members were asked to bring to the Board meeting in August 2007, all handouts from the June meeting.

c. Office of Mental Health Practice (OMHP) Update. The OMHP investigates complaints and takes action against individuals who practice in the mental health field unlicensed, for example, as psychotherapists. The Office was formerly housed and funded by the Minnesota Department of Health. The 2005 Legislature placed the office under the administration of the Mental Health Licensing Boards (Boards of Social Work, Marriage and Family Therapy, Psychology, Nursing, Medical Practice, and Behavioral Health and Therapy.) The new law designated one Board (Social Work volunteered) to provide administrative management and created an OMHP committee made up of a member of each of the above-named Boards. The managing Board asked that each Board provide them with the name of its representative to the committee. J. Wolf, PhD, LP consented to represent the Board of Psychology on the Committee. The Committee met on Monday, 14 May 2007 after a brief hiatus. Dr. Wolf updated the Board on the Committee's activities.

The Committee reviewed about 20 complaints in a similar manner as the Board of Psychology's Complaint Resolution Committees. The complaints were investigated and brought to the Committee for resolution. On some occasions, Assistant Attorney General N. Hart is present at

meetings to assist. The unlicensed practitioners are not registered, therefore, there is no count of the number of individuals practicing in the mental health field without a license. The complaints are likely referred to the Office for investigation. The Committee meets on a regular schedule.

d. Rules Committee Update. J. Romano summarized the activities of the Rules Committee:

- ◆ The Committee met on June 12, 2007 and completed its review of the Revisor's draft of the proposed rules. The corrected draft will be sent back to the Revisor for corrections.
- ◆ The Committee plans to have the Revisor's office split the rules into these sections: Definitions, Licensure Rules, CE Rules, and Rules of Conduct.
- ◆ Once the new draft is returned to the Board, the SONAR will be completed.
- ◆ Notices of Intent to Adopt the Rules With or Without a Hearing will be mailed to licensees and other interested parties.
- ◆ The Committee plans to schedule any hearings this fall, with final adoption to follow soon thereafter.

e. Minnesota Psychological Association (MPA) Friday Forum. Licensee Charme S. Davidson, PhD, LP contacted the Board office stating that she was organizing a workshop to be presented as a Minnesota Psychological Association Friday Forum. She said she would be presenting a proposal to MPA and if accepted, the subject matter would have to do with the way the mental health licensing Boards (Marriage and Family Therapy, Social Work, Behavioral Health and Therapy, and Psychology) handle complaints. She has now submitted the proposal to MPA, however, we have not been notified whether it has been accepted. The date is currently unknown. P. Walker-Singleton has agreed to participate. P. Walker-Singleton asked the Board to consider which member might also participate on behalf of the Board of Psychology's Complaint Resolution Committee (CRC). T. Thompson volunteered to participate from a Board CRC.

f. Citizen Advocacy Center 2007 Annual Meeting. According to their brochures, the Citizen Advocacy Center (CAC) is a not-for-profit organization that provides training, research, technical support and networking opportunities for public members and the health professional boards on which they serve. Their 2007 Annual Meeting will be held in Seattle, WA. at the Edgewater Hotel on October 29-31, 2007. The topics in the meeting schedule of events include such relevant topics as, legal standards of proof in discipline cases and how that affects public protections, information technology, and scope of practice expansion.

S. Ward attended CAC meetings as a public member on another health licensing Board and has presented at a meeting. She has found the meetings useful and worthwhile. Each year, there is a new topic that is interesting and relevant to public members. According to Ms. Ward, the CAC meeting is beneficial in teaching public Board members how to fulfill the role of a public member and is a good opportunity to network with public members on other Boards and in other disciplines. The meeting gives participants an opportunity to see how other states do business.

Public Board member, S. Hayes has expressed an interest in attending the meeting and the Board's budget can handle expenses for her attendance. S. Ward moved, seconded by G. Jensen that S. Hayes represent the Board of Psychology at the 2007 Annual Meeting of the CAC. Voting "aye": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", the motion carried unanimously.

g. ASPPB Request for Speaker. Jack Schaffer, PhD, LP, member-at-large on the ASPPB Board of Directors, contacted the Board office stating that he had recommended the MN. Board of Psychology for two tasks at the ASPPB Annual Meeting in Colorado Springs, CO. on October 18-21, 2007. The Board would be asked to participate as follows (Mostly in Dr. Schaffer's own words):

The topic of distance learning will be discussed beginning with a ½ hour presentation on the issue in general, followed by a panel discussion of three jurisdictional Board members with experience in making licensing decisions about applications from on-line programs. The participant is requested to be a part of a panel and make a 15 minute presentation on this Board's Application Review Committee's (ARC) experience. He asked for J. Romano's participation, as chair of the ARC. Dr. Romano is not sure he can/should attend ASPPB this fall. If not Dr. Romano, Dr. Schaffer requested that P. Walker-Singleton consider participating. (Ms. Walker-Singleton believes that the subject matter of this presentation is better suited for a presentation by a Board member who has expertise in psychology education.) She recommends G. Jensen since he does possess the requisite experience and knowledge. Following a discussion at the ARC, Mr. Jensen has consented to participate subject to Board approval and if Dr. Romano cannot.

Dr. Schaffer offered Minnesota as an example of how well the disciplinary process works. This is another panel discussion, requiring about a 10 minute presentation, followed by a question and answer session, and small group discussions. It would include other jurisdictions who may handle discipline similarly. He asked N. Hart to consider representing Minnesota on this panel.

S. Hayes moved, seconded by S. Ward that the Board send two representatives to the ASPPB Annual Meeting to present on the above two topics. Voting "aye": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being nine "ayes" and no "nays", the motion carried unanimously.

3. **Waivers/Variations.**

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.

Bailey, W. David, PsyD, LP	LP2447	04/31/07
Johnson, Duane E., PhD, LP	LP2525	05/31/07
McKay, Kathleen M., MS, LP	LP2535	05/31/07
Rose, Mark E., MA, LP	LP3275	05/31/07

J. Romano moved, seconded by J. Lee 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": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting "nay": none. There being nine "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": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-

Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

07C-139	07C-126	07C-124	03C-085	05C-042
07C-128	07C-121	06C-159	07C-108	07C-127
07C-120	07C-118	07C-106	07C-097	05C-075
07C-122	07C-101			

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”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

07C-110	07C-139	06C-386	06C-385	05C-096
07C-048	07C-137	07C-035	07C-133	07C-062
07C-072	07C-129	07C-124	07C-123	07C-004
07C-134	07C-064	05C-141	06C-392	07C-128
06C-159	07C-130	07C-120	07C-092	90A-224
06C-378	07C-136	94B-212	07C-091	07C-071
07C-135	07C-101			

6. Licensed Psychological Practitioner.

The Application Review Committee moved that the following applicants be licensed as Licensed Psychological Practitioners based on master’s degrees after fulfilling all requirements of Minnesota Statute 148.908. Voting “aye”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

Vanessa Mary Eames, MA
 Nicole Anne Willemsen Holman, MA
 Michelle Marie Matzek, MA
 Jason Dean Reed, MA
 Karin Sharpe Ryan, MA
 Shelly J. Slominski, MA

7. 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”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

Julia Lee Doss, PsyD
 Marcy Beth Jenson Halvorson, PhD
 Mahinder Kaur, PsyD
 Douglas John Latuseck, PsyD
 Beth Ann Lewis, PhD

Michelle Koch Pemble, PhD
Nancy Kaye Spitzack, PsyD
Claudia Virginia Weber, PhD

8. Re-Licensure following Termination.

The Application Review Committee moved approval of the re-licensure of the following applicant. The applicant met all requirements for re-licensure in MN. Rule 7200.3610. Voting “aye”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

Geraldine Marlene Helwing, MS (Board Terminated for Non-Renewal 6-30-94)

9. Approval of Conversion from Licensed Psychological Practitioner to Licensed Psychologist.

The Application Review Committee moved approval of the request for conversion from Licensed Psychological Practitioner to Licensed Psychologist for the following licensee, after complying with the requirements of Minnesota Statute section 148.907, subdivision 5. Voting “aye”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly, J. Romano, T. Thompson, S. Ward, and J. Wolf. Voting “nay”: none. There being nine “ayes” and no “nays”, the motion carried unanimously.

Michael Peter Keller, MA

10. Other Business.

a. Agreements For Corrective Action. P. LaBrocca presented two Agreements for Corrective Action for the Board’s information entered into by the licensees and the Complaint Resolution Committees comprised of M. Seibold, M. Fulton, and S. Ward and M. Seibold and M. Fulton.

b. Stipulation to Cease Practice. A Licensed Psychologist was scheduled to renew her license on March 31, 2006. Due to illness, she was unable to complete the continuing education credits required for renewal. She requested and was granted six-month time limited CE variances in March 2006 and September 2006. Despite receiving these extensions, to date, the licensee has been unable to complete the necessary CE credits required for her 2006 license renewal. At its April 13, 2007 meeting, the Board voted to offer Licensee a Stipulation to Cease the Practice of Psychology, which she signed and returned. A copy of the fully executed document and correspondence with Licensee was presented for the Board’s information. This document is public, but is not disciplinary.

c. Meeting with MPA Regarding Proposed Rules. The Minnesota Psychological Association has requested a meeting with the Rules Committee and Board Chair, M. Seibold to discuss the organizations concerns about the proposed rules. The Board has requested that they let us know the nature of their concerns in advance of the meeting. The Board has not received a response to that request. Any meeting will be scheduled when the Rules Committee Chair, J. Schaffer can attend, perhaps in the fall of 2007.

d. Letter of Thanks. M. Seibold stated that she received a letter from a licensee thanking the Board for sponsoring the continuing education activity on *The Culture of Poverty: Treatment Challenges*. In answer to Dr. Seibold’s question, P. Walker-Singleton reported that there were

other complimentary comments and some negative comments about the speakers, the program content, and mostly the broadcast technology.

e. Email regarding Testing in the Homeless Community. M. Seibold reported that the Board received an email from a licensee who works with a formerly recent homeless population of single mothers. Licensee reported that her agency is coming to the conclusion that the MMPI is not valid for that population. J. Romano suggested that the Licensee be referred to someone in the Psychology Department at the University of Minnesota, such as James Butcher, PhD, LP, who conducts research on the instrument. It is outside of the jurisdiction of the Board to conduct research of this sort.

f. Meeting of the Program Committee of Health Professionals Services Program (HPSP).

S. Ward reported the following after having attended the HPSP Program Committee meeting:

- HPSP has moved to a new location in the Energy Park area of St. Paul.
- The program is ending fiscal year 2007 under budget and will be able to hire a new case manager.
- HPSP sent out their annual survey to the Executive Directors of the Health Licensing Boards.

11. Adjournment.

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

Respectfully submitted,

SUSAN HAYES
Board Secretary