

MINNESOTA BOARD OF PSYCHOLOGY

Minutes of the 400th Meeting

June 20, 2008

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

Members Absent: J. Romano, M. Seibold, S. Ward

Others Present: N. Hart, Assistant Attorney General, P. Stark, MPA's Director of Professional Affairs, M. Bluvshstein and M. Mullenbach

PUBLIC SESSION

Board Chair, T. Thompson called the public session of the meeting to order at 9:10AM, in the Psychology Board Conference Room, at 2829 University Avenue Southeast, Minneapolis, Minnesota, and a quorum was declared present.

1. Minutes

a. Board Meeting of May 16, 2008.

M. Fulton moved, seconded by J. Wolf that the minutes of the Board meeting of May 16, 2008 be approved as submitted. Voting "aye": M. Fulton, G. Jensen, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting "nay": none. Abstaining: S. Hayes. There being five "ayes" and no "nays", motion carried.

2. Administrative Matters.

a. **MPA Annual Meeting.** On October 26, 2007, Mark Miller, PsyD, LP, then president of MPA wrote a letter asking for the Board to send a speaker to their 72nd Annual Convention. N. Hart represented the Board at the meeting, speaking on Saturday, April 26, 2008. He reported that he presented to the audience on the rule promulgation process in Minnesota.

b. **ASPPB Nomination.** At its April 18, 2008 meeting, the Board voted to nominate Jack Schaffer, PhD, LP as President-Elect of the Association of State and Provincial Psychology Board's (ASPPB) Board of Directors. P. Walker-Singleton presented a copy of the nomination packet sent to ASPPB, which included the Board's letter of nomination, completed ASPPB Officer Nomination Form, Dr. Schaffer's CV and her letter of support for the nomination.

c. **Rules Committee Update.** At its February 29, 2008 meeting, the Board discussed an ASPPB Board meeting agenda item on *CoA Residency Requirements*. ASPPB's minutes stated that—
...the APA Commission on Accreditation (CoA) has adopted an amended version of the proposed Implementing Regulation on residency for doctoral programs. ASPPB will continue to monitor this issue.

The Board determined that the Application Review Committee (ARC) in particular and the full Board should research and monitor this issue. The Board instructed staff to obtain a copy of the CoA Residency Requirements for review by the ARC and the Board. The document was presented to the Board for its review and discussion.

The Board discussed the fact that its proposed amendment to Minnesota rules would require 36 semester hours in residence. Current rules state that an applicant who graduated from an APA accredited program is deemed to have met Minnesota's educational requirements for licensure. The **Academic Residency for Doctoral Programs**, taken from the *Guidelines and Principles for Accreditation of Programs in Professional Psychology*, Section III A, Domain A.4 states that psychology doctoral students must have "a minimum of 3 full-time academic years of graduate study—at least 2 of which must be at the institution from which the doctoral degree is granted and at least 1 year of which must be in full-time residence or the equivalent thereof."

N. Hart observed that in light of this information, the MN. Board should make certain that its proposed new residency rule fits within the APA's guidelines, because the Board accepts APA accredited programs as meeting its educational requirements. If APA's residency requirements are more or less than Minnesota's, the Board would never be able to enforce its own residency rule.

The Board voted that the Rules Committee should look into this matter and make a recommendation to the Board to resolve any differences between APA's guidelines and the proposed new Minnesota rule. The Rules Committee met on Thursday, May 29, 2008 to discuss the issue. N. Hart reported on the nature of the discussion and the rationale for the proposed rule change that resulted from the discussion.

The Rule's Committee (RC) moved the following proposed language:

A minimum of 18 semester credits earned in residence with multiple program faculty and students. Each credit shall consist of 15 hours of in-person psychological instruction with no more than 6 hours earned in a single day. For purposes of this rule, one hour shall be defined as no less than 50 consecutive minutes.

After much discussion, T. Nguyen-Kelly moved, seconded by J. Wolf to amend the above proposed language. Voting "aye": M. Fulton, S. Hayes, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting "nay": G. Jensen. There being five "ayes" and one "nay", motion to amend the RC's motion carried.

The Board then voted on the Rules Committee's motion, as amended and shown below:

A minimum of 18 semester credits earned in residence with multiple program faculty and students. Each credit shall consist of 15 hours of in-person psychological instruction ~~with no more than 6 hours earned in a single day. For purposes of this rule, one hour shall be defined as no less than 50 consecutive minutes.~~

Voting "aye": M. Fulton, S. Hayes, T. Nguyen-Kelly and J. Wolf. Voting "nay": G. Jensen and J. Lee. There being four "ayes" and two "nay", motion carried.

- d. Sunsetting the Office of Mental Health Practice (OMHP).** OMHP is the office created by the 2005 legislature to investigate complaints about individuals who practice in the mental health field unlicensed. J. Wolf is the Board of Psychology's representative on a committee that reviews and resolves these complaints.

Dr. Wolf reported at the May 16, 2008 Board meeting that the Office sunsets in July 2009 according to the statute that created it. N. Hart suggested that the Board of Psychology spearhead an effort to eliminate the unlicensed provision of mental health services and sunset the OMHP. The Board would not be working towards affecting the unlicensed practice of individuals specifically exempted from licensure by the mental health licensure Boards, such as psychologists in government agencies and regionally accredited educational institutions.

Trisha Stark, PhD, LP, Director of Professional Affairs for the Minnesota Psychological Association agreed with a request from Board staff to ask her Executive Council to consider working with the Board on the initiative. Dr. Stark contacted Ms. Walker-Singleton and stated that her Council agreed to work on this project with the Board.

J. Wolf reported that the OMHP committee met on June 19, 2008 and discussed the sunsetting of the Office. Members of the Committee believe that it is not cost effective to continue the Office. They also believe that the unlicensed practice of psychotherapy should be eliminated. OMHP Program Manager, Gina Green will work on a mandated report to the Legislature on the OMHP and its operations, including statistics on the work of the Committee. Ms. Green will attend this Board's September Board meeting and discuss the issue, bringing a draft of the report. She will seek approval of the Mental Health Boards.

- e. CE Planning Committee Update.** T. Thompson announced that S. Hayes has agreed to chair the CE planning Committee. The Committee will meet immediately following the Board meeting and would like to collect the Board member's ideas for possible topics for the next CE. The new chair has asked if anyone else would like to volunteer to work with the current Committee: S. Hayes, J. Wolf and G. Jensen.

3. Waivers/Variances.

- 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.

Abeler, Ann R., MA, LP	LP4012	05/31/08
D'Aurora, James J., PhD, LP	LP1030	05/31/08
Anderson, John R., PhD, LP	LP0996	05/31/08
Dawson, Joy H., PhD, LP	LP1138	05/31/08
Lubinski, Barbara R., MA, LP	LP1089	05/31/08
Nelsen, Laura L., MA, LP	LP4023	05/31/08
Pedeson, Lane D., PsyD, LP	LP4516	05/31/08
Phelen, Phyllis W., PhD, LP	LP1119	05/31/08
Theis, Roberta J., MSED, LP	LP1134	05/31/08
Thordal, Bruce K., PhD, LP	LP1135	05/31/08

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 met the rationale for the rule. Voting "aye": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting "nay": none. There being six "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": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting "nay": none. There being six "ayes" and no "nays", motion carried unanimously.

07C-253	07C-170	07C-075	07C-276
06C-357	07C-107	07C-266	07C-077
07C-192	07C-265	06C-384	07C-263
06C-329	07C-257		

5. Admit to PRE.

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

07C-260	07C-187	07C-264	07C-259
07C-178	07C-152	07C-265	07C-125
07C-263	07C-156	07C-117	07C-232
07C-256			

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": M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting "nay": none. There being six "ayes" and no "nays", motion carried unanimously.

Bluvshstein, Marina, PhD
 Coyle, Stacy L., PsyD
 Kennedy, Maureen C., PsyD
 Petska, Kelly S., PhD
 Strom, Thad Quinton, PhD
 Testa Flaada, Julie A., PhD

7. Approval of Conversion from Licensed Psychological Practitioner to Licensed Psychologist Licensure.

Application Review Committee moved that the following Licensed Psychological Practitioners be converted to Licensed Psychologists based upon master's degrees, having complied with all the requirements of MN. Stat. 148.907, Subd. 5. Voting "aye": M. Fulton, S. Hayes, G. Jensen, J. Lee,

T. Nguyen-Kelly and J. Wolf. Voting “nay”: none. There being six “ayes” and no “nays”, motion carried unanimously.

Beckmann, Julie Kay Hart, MA
 Koltes, Laurie D., MA
 Strauss, Guy F., MA
 Wimmer, Susan M., MA
 Yngsdahl, Jennie C., MA

8. Termination of License for Non-Renewal.

The following licensees were sent notices as required in MN. Rule 7200.3510, after they failed to renew their licenses. S. Hayes moved, seconded by J. Wolf that the Board approve the termination of the following licensees for failure to renew their licenses to practice psychology. Voting “aye”: M. Fulton, S. Hayes, G. Jensen, J. Lee, T. Nguyen-Kelly and J. Wolf. Voting “nay”: none. There being six “ayes” and no “nays”, motion carried unanimously.

Fuller, Richard	November 30, 2007	LP0350
Nord, Gerald	December 31, 2007	LP0595
Parsons, Luba	January 31, 2008	LP3925
Stoller, Helene	December 31, 2007	LP3395
Wilbur, Janice	January 31, 2008	LP0904
Ziemke, Nancie	January 31, 2008	LP4250

Other Business.

a. Rule Committee Update. P. Walker-Singleton reported that she received an email from Sandy Glass-Sirany, Office of the Revisor of Statutes, stating that she will be sending to us the proposed licensure rules by Friday, May 16, 2008.

b. Psychology Board Appointments. P. Walker-Singleton reported that she had had email contact with the Governor’s appointment’s director. The open Board seats were clarified. We set up a meeting for Monday, May 19, 2008 to further discuss the Board’s openings.

c. Minnesota Psychological Association’s (MPA) Bill HF3251/SF3416 Update. Staff requested that Dr. Trisha Stark update the Board on the status of their bill. Dr. Stark reported that the bill would not be passed this legislative session. However, their Legislative Committee will re-visit the bill provisions this July.

d. Update on the Transfer of Funds from the Special Revenue Fund to the General Fund. P. Walker-Singleton reported that the legislature passed the bill requiring a \$3.219 million planned transfer from the Special Revenue Fund to help balance the General Fund deficit. The transfer would be completed during fiscal year 2009 (July 1, 2008-June 30, 2009). The proposed licensure surcharge to build a new licensing system did not pass in conference committee.

e. Board History. P. Walker-Singleton reported that according to Board records, the June 20, 2008 meeting is noteworthy as the 400th meeting of the Psychology licensing Board in Minnesota. For the members’ information, the minutes of the first meeting of the licensing Board were included. That meeting was held on December 7, 1973. N. Hart reported that Minnesota Laws of 1951 established the Board of Examiners of Psychologists, which was a certifying Board. Minnesota Laws of 1973, Section 148.88 through 148.99 replaced the certifying Board and created the licensing Board.

f. Electronic Medical Records. Trisha Stark, PhD, LP reported to the Board that there is a state law that mandates that all hospitals and health care providers implement an electronic health records system. The language of the law is as follows:

Minnesota Statutes 62J.495 HEALTH INFORMATION TECHNOLOGY AND INFRASTRUCTURE

Subdivision 1. Implementation. By January 1, 2015, all hospitals and health care providers must have in place an interoperable electronic health records system within their hospital system or clinical practice setting. The commissioner of health, in consultation with the Health Information Technology and Infrastructure Advisory Committee, shall develop a statewide plan to meet this goal, including uniform standards to be used for the interoperable system for sharing and synchronizing patient data across systems. The standards must be compatible with federal efforts. The uniform standards must be developed by January 1, 2009, with a status report on the development of these standards submitted to the legislature by January 15, 2008.

Dr. Stark plans to attend a meeting in June 2008 that is designed to provide education about the initiative.

8. Adjournment.

S. Hayes moved, seconded by G. Jensen that the meeting be adjourned. Motion carried unanimously. The meeting adjourned at 10:44 AM.

Respectfully submitted,

T. NGUYEN-KELLY
Board Secretary