

## **MINNESOTA BOARD OF PSYCHOLOGY**

### **Minutes of the 438<sup>th</sup> Meeting**

**February 17, 2012**

**Members Present:** C. Bonnell, J. Leichter, S. Ward, P. Orud, R. David, J. Brown, L. Else, B. Dollins, P. Stankovitch.

**Members Absent:** C. Henley.

**Others Present:** L. Campero, Asst. Executive Director, P. Stark, MPA, Sheena Sikorski and Shannon Watson (both doctoral students from St. Mary's University).

#### **EXECUTIVE SESSION**

Board members convened in closed session to consider the matter of Phyllis W. Phelan, Ph.D., LP and the proposed Findings of Fact, Conclusions, and Final Order presented by the Complaint Resolution Committee. Benjamin R. Garbe, Assistant Attorney General, appeared and presented oral argument on behalf of the Complaint Resolution Committee. There was no appearance by Dr. Phelan or her legal representative. Geoffrey Karls, Assistant Attorney General, was present as legal advisor to the Board. Board members Susan Ward, Jeffrey Leichter, Ph.D., LP, and Patricia Orud, M.A., LP did not participate in deliberations and did not vote in the matter. Patricia LaBrocca, Regulations Analyst for the Board, did not participate in the deliberations. The Board voted to accept the Findings of Fact, Conclusions, and Final Order which Indefinitely Suspends the license of Phyllis Phelan, Ph.D., LP and assesses a \$1,000.00 civil penalty.

#### **PUBLIC SESSION**

Board Chair, C. Bonnell, called the public session of the meeting to order at 9a.m., in Conference Room A on the 4<sup>th</sup> floor of the University Plaza Building, at 2829 University Avenue Southeast, Minneapolis, Minnesota, and a quorum was declared present.

##### **1. Adoption of the tentative agenda**

Board Chair, C. Bonnell, requested the adoption of the tentative agenda by the full board.

L. Else moved, seconded by S. Ward to approve the Agenda of the February 17, 2012 Board meeting. Voting "aye": J. Brown, R. David, B. Dollins, L. Else, J. Leichter, P. Orud, P. Stankovitch, S. Ward. Voting "nay": none. Abstention: C. Bonnell. There being five "ayes" and no "nays" motion carried.

## **2. Open Forum**

Board Chair, C. Bonnell welcomed visitors, invited public comment and additional information from board staff as to upcoming issues not on current agenda.

## **3. Approval of the Minutes of the Board Meeting of January 20, 2012.**

J. Leichter moved, seconded by S. Ward to approve the Minutes of the January 20, 2012 Board meeting. Voting "aye": J., Brown, R. David, B. Dollins, L. Else, J. Leichter, P. Orud, P. Stankovitch, S. Ward. Voting "nay": none. Abstention: C. Bonnell. There being eight "ayes" and no "nays" motion carried.

## **4. Consent Agenda**

The following items were presented for approval under the consent agenda:

### **a. Licensure**

The Application Review Committee (ARC) recommends the following applicants be licensed as Licensed Psychologists based upon fulfilling all requirements for licensure.

11-094 Auster Shanesy, Mary, Psy.D.  
09-020 Burke, Caroline, Ph.D.  
11-028 Godbout, Hannah, Psy.D.  
12-018 Mack, Rachel, Psy.D.  
06C-067 Ryan, Karin, Psy.D.  
11-123 Townsend, Jan, Ph.D.

### **b. Licensure Report**

Under its delegated authority on February 3, 2012 the Application Review Committee (ARC) denied the following applicant for Conversion from Licensed Psychological Practitioner (LPP) to Licensed Psychologist (LP):

04C-112 Edwardson, Juliet, M.A.

Under its delegated authority Board Staff approved the following applicant for licensure as Emeritus Registration:

LP0764 Wallace, Gloria, M.A.

Under its delegated authority on February 3, 2012, the Application Review Committee (ARC) approved the following non-APA applicant for admission to the Examination for Professional Practice in Psychology (EPPP).

11-051	Walden University
11-100	Capella University

Under its delegated authority Board Staff approved the following APA applicants be admitted to the Examination for Professional Practice in Psychology (EPPP) and the Professional Responsibility Examination (PRE).

Examination for Professional Practice of Psychology (EPPP)

12-057	U of MO
12-059	Argosy Univ
12-036	Argosy Univ
12-058	FL State Univ
12-023	Fordham Univ
12-016	Argosy Univ

Examination for Professional Responsibility (PRE)

11-057	Alliant IN
12-051	U of AL-Tuscaloosa
12-054	Adler Institute IL
11-063	Alliant IN
12-053	U of MN
12-008	Argosy Univ
11-110	Argosy Univ
12-055	Argosy Univ
12-049	U of AL-Tuscaloosa

c. Administrative Committee Report

The Administrative Committee of the Minnesota Board of Psychology (Administrative Committee) met in open session following the January 20, 2012

regularly scheduled board meeting and discussed pending issues, the strategic planning project, and future planning in terms of budget and staffing.

*Closed Session Summary*

The Administrative Committee met subsequent to open session in closed session to discuss an active investigation of an individual under the Board's jurisdiction.

**d. Future Business and Meetings**

The Board Staff submitted a listing of upcoming Board business and meetings as follows:

February 17, 2012	Board Meeting
February 17, 2012	Strategic Planning Committee Meeting
February 29, 2012	Rules Committee Meeting
March 9, 2012	CRC II Meeting – Closed
March 9, 2012	Strategic Planning Committee Meeting

**e. Variance Report**

Under its delegated authority Board Staff and the Executive Director approved the following requests for six-month time limited variance to complete continuing education requirements (Minnesota Rule 7200.3400, Subpart 2:

Felling, James	LP0721
Goudge, Nancy	LP3912
FJorgens, Michael	LP4502
Kaster, Jessica	LP4665
Laub, Leslie	LP3402
Neal, Robert	LP4666
Page, Ronald	LP0609
Penton, Jon	LP0749
Peterson, Jill	LP3927
Rutter, Roxanna	LP3040
Sanneseth, Barbara	LP0758
Swanson-Haapala, Sharon	LP4369
Thomason, Daniel	LP0436
Vogel, Virginia	LP0763

Wilson, Denise

LP0790

**f. Rules Report - SONAR**

The SONAR was completed in draft form on February 3, 2012 and submitted back to Board Consultant, Jack Shaffer, the Rules Committee, and the Board's General Counsel, Ben Garbe, for further review and discussion. The Rules Committee will discuss the draft and any recommended revisions in its next open meeting scheduled for February 29, 2012

P. Stankovitch moved, seconded by B. Dollins to approve the Consent Agenda. Voting "aye": J. Brown, R. David, B. Dollins, L. Else, J. Leichter, P. Orud, P. Stankovitch, S. Ward. Voting "nay": none. Abstention: C. Bonnell. There being eight "ayes" and no "nays" motion carried.

**5. Old Business**

The following items were discussed under the category of old business.

**a. Strategic Planning Committee**

The Strategic Planning Team ("Team") met on January 20, 2012. In attendance at the meeting were: Angelina Barnes, Paula Laudenbach, Patricia LaBrocca, Debby Sellin-Beckerleg, Jeff Leichter, Carley Luce, Jessica Rundell, Gail Schiff, and Susan Ward, with Barb Deming from Minnesota Analysis and Development (MAD) present as a facilitator. Jessica Rundell updated the Board on the work that took place at that meeting. Board members were given a document showing three options of ways to display the values that the Committee identified as key values for the Board to which to align its daily work. Gail Schiff and Jessica Rundell researched the typical manner in which both private and public organizations write up their values statements in order to develop the three options. The Strategic Planning Committee will meet next today at 1:00 PM.

**b. Sunset Advisory Commission Update**

The Sunset Advisory Commission made its report and recommendations to the legislature and the Governor on January 31, 2012. In that report, the Commission recommended that the health licensing boards not sunset. In addition, the Commission praised the collaboration that takes place between the health licensing boards and the Administrative Services Unit.

**c. Executive Director Report**

The following items were included in the Executive Director's report:

- Expense reimbursement and per diem time lines

The Board will be receiving a summary of expense reimbursement and per diem time lines at the April board meeting in order to review and set appropriate expectations for payment and follow up on paperwork.

- New Office Specialist (OS Receptionist) hired

Andrew Schons began work on February 15, 2012 as full-time Office Specialist.

- Budget report as of January 6, 2012

Budget reports through January 6, 2012 have been issued by the Administrative Services Unit. Actual receipts totaled \$670,623.21 or 58.32% of projected receipts. Receipts are up in the categories of: LP Application for Licensure, verification requests, filing of corporation annual reports, and continuing education sponsorship fees. Receipt collection is down in the categories of: Degree Upgrade (Master's to Doctoral), mailing and duplication costs, and guest licensure.

- Meeting with representative from Fraser School regarding "temporary license"

Angelina Barnes and Leo Campero met with a representative from Fraser School regarding the prospect of having a separate licensure category of "temporary license" for those individuals who have met requirements for licensure but are awaiting formal approval from the Board. This appears to be a problem with social work students in that they cannot practice without a license even under supervision. In addition, there can be a significant wait between the time that the individual applies for licensure and the time the license is granted. These issues have caused some difficulty for Fraser in their hiring of new practitioners. Board members noted that the length of time that psychology licensure applicants are required to wait does not appear to be as lengthy and, therefore, this should not be as significant an issue as it appears to be for those in social work. Ms. Barnes and Mr. Campero will follow up with the representative from Fraser in mid-March.

**6. New Business**

The following items were presented and discussed as new business.

**a. Legislative Initiatives**

The Minnesota Health-Licensing Boards are reviewing 2 bills which have been proposed by Representative Abeler.

HF1560 would remove the Board's discretion on when and whether to initiate contested case proceedings at the Office of Administrative Hearings. It would require final case disposition on contested cases to be determined by the Administrative Law Judge. Currently, the Administrative Law Judge serves as factfinder and provides a recommendation to the Board as to discipline or not discipline the licensee. However, the Board retains the right to determine the ultimate remedy. While the Board considers the Administrative Law Judge's recommendations, the Board has the ability to deviate from the Administrative Law Judge's recommendations if the Board believes that it has strong reason to do so.

The other proposed bill would require the Board to post on its public website the name and business address of every licensee who has a conviction of a felony or gross misdemeanor, a malpractice judgment, and/or any disciplinary action in any state in the previous 10 years. Jeff Brown mentioned the importance of discussing these issues as a Board and requested that the topic be placed on the agenda for discussion at a future meeting.

**b. ASPPB Midyear Meeting**

This meeting will be held April 12-14, 2012 in New Orleans. The conference will focus on the topics of telepsychology and Applied Behavior Analysts.

J. Brown moved, seconded by P. Orud, that 4 representatives from the Board would be sent to this meeting: Chris Bonnell, Angelina Barnes, Leo Campero, and Raja David. Voting "aye": J. Brown, R. David, B. Dollins, L. Else, J. Leichter, P. Orud, P. Stankovitch, S. Ward. Voting "nay": None. Abstention: C. Bonnell. There being eight "ayes" and no "nays", motion carried.

**c. CE Variance Request**

Motion to approve or deny the SECOND request of LP2805 for a second time limited variance to complete continuing education requirements under Minnesota Rule 7200.3400 Subpart 2.

S. Ward moved, seconded by L. Else to approve second request for a time limited CE variance. Voting "aye": R. David, B. Dollins, L. Else, J. Leichter, P. Orud, P. Stankovitch, S. Ward. Voting "nay": None. Abstention: C. Bonnell, J. Brown. There being seven "ayes" and no "nays" motion carried.

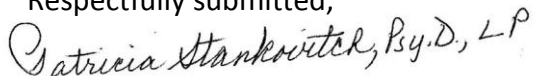
**d. Greater Minnesota Board Meeting**

Discussion was held regarding the possibility of holding a Board meeting in Greater Minnesota, which would allow licensees who live outside of the Twin Cities and students/faculty from training programs in greater Minnesota to attend a Board meeting and/or interact with the Board via outreach activities that could be planned. Board members were favorable. More information about dates and location will be forthcoming.

**7. Adjournment**

D. Raja moved, seconded by S. Ward, that the meeting be adjourned. Motion carried unanimously. The meeting adjourned at 11:00 a.m.

Respectfully submitted,

A handwritten signature in cursive script that reads "Patricia Stankovitch, Psy.D., LP".

PATRICIA STANKOVITCH, PsyD, LP  
Board Secretary