

**MINUTES OF THE MEETING OF THE
BOARD OF PSYCHOLOGY**

May 18, 2018

These minutes were
approved by the Board
on July 20, 2018

1. ROLL CALL and CALL MEETING TO ORDER

The meeting of the Board of Psychology was called to order by the Chair, Stephanie Bruhn, at 10:04 a.m. in Lower Level Conference Room A, State Office Building, Lincoln, Nebraska. Copies of the agenda were mailed to the Board members and other interested parties in accordance with the Open Meetings Law. The following members answered the roll call:

MEMBERS PRESENT

Stephanie Bruhn, PhD
Jennifer Dreibelbis
Mary Fran Flood, PhD
Mark Lukin, PhD
Jerry Van Winkle, PsyD
Stacy Waldron, PhD

BOARD REPRESENTATION

Chair
Member
Secretary
Member
Member
Vice-Chair

MEMBERS ABSENT

Karen Billingsley

Member (entered meeting 10:24 a.m.)

OTHERS PRESENT

Kris Chiles
Nancy Herdman
Mindy Lester
Anna Harrison
Carla Cue

AGENCY REPRESENTATION

Licensure Unit
Licensure Unit
Attorney General's Office
Compliance Monitor
Investigator

A quorum was present and the meeting convened.

2. ADOPTION OF AGENDA

MOTION: Waldron moved, seconded by Flood, to adopt the agenda. A roll call vote was taken. Voting aye: Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (6). Voting nay: None (0). Absent: Billingsley (1). Motion carried.

3. APPROVAL OF MINUTES (3-16-18)

Flood suggested that under agenda item 7 that the last name of the representative of the Board of Mental Health Practice be added.

MOTION: Dreibelbis moved, seconded by Van Winkle to approve the minutes of 3-16-18 as corrected. A roll call vote was taken. Voting aye: Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (6). Voting nay: None (0). Abstain: None (0). Absent: Billingsley (1). Motion carried.

4. INVESTIGATIVE REPORTS AND CONFIDENTIAL INFORMATION RELATING TO APPLICATIONS – CLOSED SESSION

MOTION: Lukin moved, seconded by Waldron, to enter into closed session at 10:09 a.m. Lukin announced that the purpose was to hear discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Bruhn repeated the motion purpose. A roll call vote was taken. Voting aye: Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (6). Voting nay: None (0). Absent: Billingsley (1). Motion carried.

10:24 a.m. - Billingsley entered meeting
10:31 a.m. - Clue, Lester and Harrison departed meeting

MOTION: Waldron moved, seconded by Billingsley, to enter into open session at 10:33 a.m. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (7). Voting nay: None (0). Absent: None (0). Motion carried.

5. REVIEW AND RECOMMENDATIONS – OPEN SESSION

a. Applications, Education and Reinstatements

Jacob Hyde – Psychologist Applicant

MOTION: Waldron moved, seconded by Lukin, to defer a recommendation and request documentation from the Denver School of 5 weeks of supervised post-doctoral experience; if not available, he must obtain 5 additional weeks of post-doctoral experience. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (7). Voting nay: None (0). Absent: None (0). Motion carried.

Waldron provided a summary of an APA equivalency application she had reviewed where the individual attended Walden. While she stated the internship completed was good but the academic program did not have a one year residency. Chiles read information from Waldon describing their program where they noted 284 hours of face to face residency.

11:10 a.m. - Van Winkle departed meeting
11:12 a.m. - Van Winkle entered meeting

Jacqueline Farris – Psychologist Applicant

MOTION: Van Winkle moved, seconded by Flood, to deny the application based on the academic program not being equivalent to APA accreditation as the program did not have a one year residency. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Flood, Lukin, Van Winkle, Waldron (7). Voting nay: None (0). Absent: None (0). Motion carried.

Megan Ford – Psychologist Applicant

MOTION: Waldron moved, seconded by Billingsley, to deny the application based on the academic program not being equivalent to APA accreditation as the program did not have a one year residency. A roll call vote was taken. Voting aye: Billingsley, Bruhn, Dreibelbis, Flood, Van Winkle, Waldron (6). Voting nay: None (0). Abstain: Lukin (1). Motion carried.

11:21 a.m. - Break
11:35 a.m. - Meeting resumed
Dr. Williams, Chief Medical Officer and Director of the Division of Public Health, entered meeting

6. REGULATIONS (172 NAC 155)

Board discussed adopting the APA Code of Ethics and if they did that, could sections of the regulations be removed as that content would be addressed in the APA Code. This would require a comparison of the APA Code to language in the regulations. Chiles commented she would put together a comparison chart. Chiles was asked if other boards adopt their professions code or do their own and she responded they do it both ways.

Dr. William spoke to the Board and provided some background on his work history. He acknowledged the issues that have been going on with some language in the proposed regulations. He stated he had spoken to the Board of Mental Health Practice on the same issues and they were going to put together a small work group of stakeholders to work on the issues.

Dr. Williams stated the administration would not sign any regulations that had the words sexual orientation or gender identity in them because that language was not supported by statute. He commented that religious based organizations deliver needed treatment services for many client issues but cannot address same sex intimacy. He stated it would be a loss to the State if these organizations did not provide services. Dr. Williams suggested this Board might want to develop a stakeholders group and indicated he would be

willing to attend and work with the group. Bruhn suggested that all members of the Board attend the meeting. It was also suggested that an outside mediator be hired.

Van Winkle thanked Dr. Williams for talking to the Board. He stated that the Catholic Conference individuals had attended Board meetings in the past and the Board could not come up with language that they would accept. However, he said he would certainly be willing to continue to meet to resolve this issue. Bruhn commented the field could not afford to lose good providers.

12:25 p.m. - 1 public person entered the meeting

It was noted that the APA Code had sexual orientation and gender identity in it so there was a question if it could be adopted by the Board in the proposed regulations based on Dr. Williams commented about the administration not signing regulations containing those words.

There was a public person present representing the Catholic Conference. She indicated they would be willing to meet with the Board. She commented it was their position that if they could not treat an individual based on their religious beliefs, it was morally objectionable to make a referral.

Dr. Williams stated he would prefer a closed meeting with stakeholders rather than a Board meeting but it was the Board's decision. The members suggested the following possible dates for the Board meeting:

June 22, 2018 10:00 a.m. to noon
June 15, 2018 1:00 p.m. to 3:00 p.m.

12:59 p.m. - Break
1:17 p.m. - Meeting resumed

Bruhn commented that she had received a draft from the Susan Feyen of the Board of Mental Health Practice, regarding the definition for major mental disorder that Board had developed. The Board of Mental Health Practice suggested two options: 1) only the first paragraph of the draft be utilized or 2) utilize the draft with the highlighted changes. Bruhn stated she will meet with Susan Feyen again to further discuss a definition.

7. NEW BUSINESS

a. Correspondence

- Association of State and Provincial Psychology Boards

Chiles reported that as of 9-30-18 that APA will not have an association with the National Registry.

- American Psychological Association

There was no report.

- Nebraska Psychological Association

The conference is this month and NPA has been advising members of the PSYPACT.

10. UPDATES/REPORTS

- 2018 Legislative Session

LB 1034 – Bill adopted the Psychology Interjurisdictional Compact. The Compact has to have more states as members before it can be implemented. The chairperson of the Board or his or her designee serves as the administrator for Nebraska. Bruhn, the chair, designated Chiles as the designee but agreed to assist

Chiles as needed. The bill also requires criminal background checks for psychology applicants which the applicant will be responsible to pay. The current cost is \$45.25. The bill also says may require a criminal background check for reinstatement of the license. The bill becomes effective July 19, 2018.

- Licensure and Examination Statistics / Administrative Penalties / Disciplinary and Non-Disciplinary Action Reports

Disciplinary actions since January 2018:

Paul Chleborad – Revoked 2-23-18
Wesley Sime – Nondisciplinary Assurance of Compliance

Examination results since January 2018:

Jurisprudence – 8 pass
EPPP – 4 pass, 2 fail

Statistics:

30 Days Temporary Practice – 5
Provisionally Licensed Psychologist – 37
Psychological Assistant – 106
Psychologist – 554
Psychologist Associate – 1
Special Psychologist – 6
Temporary Psychologist - 1

11. ADJOURNMENT

There being no further business, Bruhn declared the meeting adjourned at 1:41 p.m.

Respectfully submitted,

Mary Fran Flood, PhD, Secretary
Board of Psychology

Summarized by: Nancy Herdman, Health Licensing Coordinator – Licensure Unit