

**MINUTES OF THE MEETING OF THE
BOARD OF PSYCHOLOGY**
January 16, 2015

These minutes were
approved by the Board
on March 20, 2015.

ORAL EXAMINATION ADMINISTRATION 10 am to 11am

The following candidates were administered the examination and received a passing score:

Maerlender, Arthur
Sanner, Christina
Worsley, Michael

1. ROLL CALL

The meeting of the Board of Psychology was called to order by the Chair, Dr. Carver, at 11:00 a.m. in the conference room at Staybridge Suites, 2701 Fletcher Avenue, 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:

<u>MEMBERS</u> David Carver, PhD John Curran, PhD Christy Rentmeester, PhD Gregory Snyder, PhD Jerry Van Winkle, PsyD Mark Weilage, PhD	<u>BOARD REPRESENTATION</u> Chair Member Member Member Member Vice-Chair
<u>OTHERS PRESENT</u> Kris Chiles Nancy Herdman Julie Agena Russ Fosler Jeff Newland Peggy Pursell Jeremy Warner	<u>AGENCY REPRESENTATION</u> Licensure Unit Licensure Unit Assistant Attorney General Investigator Investigator Investigations Program Manager Board of Health Member

All attendees introduced themselves as there was a new Board member (Gregory Snyder).

11:01 a.m. - Rentmeester departed the meeting
11:05 a.m. - Rentmeester entered the meeting

2. ADOPTION OF AGENDA

MOTION: Weilage moved, seconded by Curran, to adopt the agenda. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Absent: None (0). Motion carried.

3. APPROVAL OF MINUTES (11-21-14)

Carver suggested changing fineness to finesse on page 5 of the minutes.

MOTION: Curran moved, seconded by Van Winkle, to approve the minutes of 11-21-14 as corrected. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Abstain: None (0). Absent: None (0). Motion carried.

4. INVESTIGATIVE REPORTS AND OTHER CONFIDENTIAL INFORMATION – CLOSED SESSION

MOTION: Weilage moved, seconded by Curran, to enter into closed session at 11:07 a.m. Carver 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. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Absent: None (0). Motion carried.

11:44 a.m. - Van Winkle departed meeting
11:45 a.m. - Van Winkle entered meeting
11:56 a.m. - Weilage departed meeting
11:58 a.m. - Weilage entered meeting
12:07 p.m. - Fosler, Newland and Pursell departed meeting

MOTION: Curran moved, seconded by Weilage, to enter into open session at 12:11 p.m. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

12:11 p.m. - Break
Kevin Griess, Department attorney, entered meeting
Agena departed meeting
12:20 p.m. - Meeting resumed

The members introduced themselves to Griess as he is the new Department attorney working with this Board.

12:21 p.m. - Rentmeester departed meeting
12:24 p.m. - Rentmeester entered the meeting

5. REVIEW AND RECOMMENDATIONS – OPEN SESSION

a. Applications, Education and Reinstatements

There were no applications to review.

Curran stated he reviewed an internship completed at the Heritage Mental Health Clinic of Topeka, Kansas and he determined that it was equivalent.

Members announced that Forest Institute of Psychology in Springfield would be closing.

6. NEW BUSINESS

a. Updates/Reports

• 2015 Legislation

Chiles stated the Legislature began last week and the Department is tracking bills that relate to licensing but there were none so far that appear to impact psychology licensure. Warner commented that some were coming back from last year including a Medicaid bill.

• Rules and Regulations

Chiles stated the regulations were still awaiting Department review. The members discussed that they started working on the proposed regulations in 2007 and they addressed changes such as how many professionals a psychologist could supervise, how long to complete a post-doctorate and adopting ethics. Curran asked if Dr. Acierno would be attending a Board meeting and Chiles responded he had been invited in the past but was unable to attend at that time.

1:44 p.m. - Weilage departed meeting

Chiles was asked the status of the Mental Health Practice regulations and to provide a brief summary of the history relating to the current status. She indicated that there had been four previous hearings and that each hearing there was testimony relating to the language proposed in the unprofessional conduct section, specifically 'discrimination' and 'referral'. She further stated that prior to the last hearing, Dr. Acierno had told the Mental Health Practice Board that he saw roadblocks in moving their draft regulations forward if they included the term gender identity and he recommended the term be removed from the regulations. Chiles commented that she had been advised that gender identity is not used in any other statutes/regulations.

- **Justice Behavioral Health Committee (Carver/Weilage)**

Carver stated there was nothing new to report. He commented a key issue was expansion of duties in the probation system and the Probation Department taking on more responsibility for treatment. He stated the co-chair, Steve Rowoldt, had resigned.

1:49 p.m. - Van Winkle departed meeting

1:50 p.m. - Weilage and Van Winkle entered meeting

Weilage stated he was not sure if he would still be attending the Justice Behavioral Health Committee meetings.

- **Licensure and Examination Statistics / Administrative Penalties**

Chiles reported the following examination information for 2014:

23 passed the Board developed examination
22 passed the EPPP, 5 failed

Chiles reported the following licensure statistics:

30 Day Temporary Practice	5
Provisional License	35
Psy Assistant	104
Psy Associate	1
Psychology	489
Special Licensed	7

Chiles reported that 31 psychologists did not renew by the renewal date (January 1, 2015). She asked what percent of licensees the Board wanted audited and they recommended 5 percent.

Warner asked what happens if a licensee states they have their renewal hours but when audited the hours do not match the requirements. Chiles stated that the license would expire 30 days after notification of failure to meet the audit requirements. Carver commented ASPPB was looking at other options for CEUs. Chiles read statute 38-145 which sets out options for continuing competency that the Board could adopt in regulations.

38-145. Continuing competency requirements; board; duties. (1) The appropriate board shall establish continuing competency requirements for persons seeking renewal of a credential.

(2) The purposes of continuing competency requirements are to ensure (a) the maintenance by a credential holder of knowledge and skills necessary to competently practice his or her profession, (b) the utilization of new techniques based on scientific and clinical advances, and (c) the promotion of research to assure expansive and comprehensive services to the public.

(3) Each board shall consult with the department and the appropriate professional academies, professional societies, and professional associations in the development of such requirements.

(4)(a) For a profession for which there are no continuing education requirements on December 31, 2002, the requirements may include, but not be limited to, any one or a combination of the continuing competency activities listed in subsection (5) of this section.

(b) For a profession for which there are continuing education requirements on December 31, 2002, continuing education is sufficient to

meet continuing competency requirements. The requirements may also include, but not be limited to, any one or a combination of the continuing competency activities listed in subdivisions (5)(b) through (5)(p) of this section which a credential holder may select as an alternative to continuing education.

(5) Continuing competency activities may include, but not be limited to, any one or a combination of the following:

- (a) Continuing education;
- (b) Clinical privileging in an ambulatory surgical center or hospital as defined in section 71-405 or 71-419;
- (c) Board certification in a clinical specialty area;
- (d) Professional certification;
- (e) Self-assessment;
- (f) Peer review or evaluation;
- (g) Professional portfolio;
- (h) Practical demonstration;
- (i) Audit;
- (j) Exit interviews with consumers;
- (k) Outcome documentation;
- (l) Testing;
- (m) Refresher courses;
- (n) Inservice training;
- (o) Practice requirement; or
- (p) Any other similar modalities.

- **Disciplinary and Non-Disciplinary Action Reports**

Chiles circulated the report for 1-1-14 to 1-15-15.

b. Correspondence

- **Association of State and Provincial Psychology Boards**

There was no new correspondence to report.

- **American Psychological Association**

There was no new correspondence to report.

- **Nebraska Psychology Association**

Carver reported that Stephen Behnke from APA would be presenting an ethics workshop in April.

c. Confirmation of Method for Noticing Meetings

MOTION: Weilage moved, seconded by Curran, to recommend meeting notices be placed on the Department website and the Department bulletin board. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

7. ELECTIONS AND APPOINTMENTS

a. Election of Officers

MOTION: Curran moved, seconded by Rentmeester, to elect Carver as chair, Weilage as vice-chair, and Van Winkle as secretary. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

b. Appointments

Van Winkle was appointed as investigative consultant, Carver as the ASPPB representative and Curran as the transcript reviewer.

It was discussed that Curran would need to train someone to do transcript reviews as his board member term expires November 32015.

Chiles asked if any member was interested in mentoring new board members. Carver volunteered to mentor Snyder.

Warner asked if there was anything this Board wanted him to take back to the Board of Health. Carver responded he would like to see the regulations move forward. Warner commented the 407 review for psychologist prescribing was ongoing and that there were letters received both for and against.

8. ADJOURNMENT

MOTION: Weilage moved, seconded by Curran, to adjourn. A roll call vote was taken. Voting aye: Carver, Curran, Rentmeester, Snyder, Van Winkle, Weilage (6). Voting nay: None (0). Voting abstain: None (0). Absent: None (0). Motion carried.

There being no further business, the meeting of the Board of Psychology adjourned at 1:31 p.m.

Respectfully submitted,

Jerry Van Winkle, PsyD, Secretary
Board of Psychology

**Next Meeting:
March 20, 2015**

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