

These minutes have been approved by the Board on 9.18.2020

**MINUTES OF THE CONFERENCE CALL MEETING OF THE
BOARD OF PSYCHOLOGY**
May 15, 2020

1. ROLL CALL and CALL MEETING TO ORDER

The conference call meeting of the Board of Psychology was called to order by the Chair, Stacy Waldron, at 10:07 a.m. in the Licensure Unit's 1st Floor Conference Room, State Office Building, Lincoln, Nebraska. Copies of the agenda were emailed to the Board members and other interested parties in accordance with the Open Meetings Law. The following members answered the roll call:

MEMBERS PRESENT (called in from their agenda noticed locations) (6)

Jennifer Dreibelbis, Member
Tomeka Johnson, Member
Mark Lukin, PhD, Member
Connie Petersen, PhD, Member
Rebecca Schroeder, Member
Stacy Waldron, PhD, Chair

MEMBERS ABSENT (1)

Stephanie Bruhn, PhD, Member

OTHERS PRESENT

Kris Chiles, Program Manager, Licensure Unit
Heidi Weiland, Health Licensing Coordinator
Anna Harrison, Compliance Monitor, Licensure Unit
Mindy Lester, Assistant Attorney General
Teresa Hampton, DHHS Attorney
Larry Wiehn, DHHS Investigation
Carla Cue, DHHS Investigation

A quorum was present and the meeting convened.

A brief introduction from the newest member of the board, Tomeka Johnson.

2. ADOPTION OF AGENDA

MOTION: Dreibelbis moved, seconded by Petersen, to adopt the agenda. A voice vote was taken. Voting aye: Dreibelbis, Johnson, Lukin, Petersen, Schroeder, Waldron (6). Voting nay: None (0). Absent: Bruhn (1). Motion carried.

3. APPROVAL OF MINUTES (11.15.2019)

MOTION: Petersen moved, seconded by Dreibelbis, to approve the 11.15.19 minutes. A roll call vote was taken. Voting aye: Dreibelbis, Lukin, Petersen, Waldron (4). Voting nay: None (0). Abstain: Johnson, Schroeder (2) Absent: Bruhn (1). Motion carried.

APPROVAL OF MINUTES (1.17.2020)

MOTION: Lukin moved, seconded by Schroeder, to approve the 1.17.20 minutes. A roll call vote was taken. Voting aye: Dreibelbis, Lukin, Petersen, Schroeder, Waldron (5). Voting nay: None (0). Abstain: Johnson (1) Absent: Bruhn (1). Motion carried.

4. INVESTIGATIVE AND CONFIDENTIAL INFORMATION – Closed Session

MOTION: Lukin moved, seconded by Johnson, to enter into closed session at 10:26 a.m. for the purpose of hearing discussions of an investigative/confidential nature and for the prevention of needless injury to the reputation of the individuals. Waldron repeated the motion and purpose. A roll call vote was taken. Voting aye: Dreibelbis, Johnson, Lukin, Petersen, Schroeder, Waldron (6). Voting nay: None (0). Absent: Bruhn (1). Motion carried.

10:27 a.m. Bruhn called into the meeting from her agenda noticed location
11:12 a.m. Lukin exited the meeting
11:17 a.m. Wiehn and Cue exited the meeting
11:18 a.m. Break
11:30 a.m. Return to closed session

MOTION: Dreibelbis moved, seconded by Bruhn, to enter open session at 12:07 p.m. A roll call vote was taken. Voting aye: Bruhn, Dreibelbis, Johnson, Lukin, Petersen, Schroeder, Waldron (7). Voting nay: None (0). Absent: None (0). Motion carried.

12:09 p.m. Harrison exited the meeting
12:15 p.m. Schroeder exited the meeting

5. REVIEW, RECOMMENDATION, AND REPORT OUT – Open Session (Applications, Mail Ballot Summary Report, and Reinstatements)

Paul Chleborad – Psychologist – Reinstatement

MOTION: Lukin moved, seconded by Petersen, to recommend denial of the reinstatement of his license. The basis of denial: not submitting sufficient evidence to support reinstatement and did not provide a prevention plan. A roll call vote was taken. Voting aye: Bruhn, Dreibelbis, Johnson, Lukin, Petersen, Waldron (6). Voting nay: None (0). Absent: Schroeder (1). Motion carried.

6. REGULATION REVIEW, DISCUSSION, AND RECOMMENDATIONS (172 NAC 156, AND 157) REGULATIONS STATUS UPDATE (172 NAC 155 AND 158)

Chiles stated Chapter 155 have been sent to the attorney general's office for review. Due to the state of emergency, many processes have been delayed. Chapter 158 is in regards to repeal of fees. Because fees are included in the Uniform Credentialing Act, this will no longer be relevant.

Chapter 156 decussion:
Dreibelbis states the referral language is good.

Waldron has been struggling with revising the regulation to the APA code of conduct language.

Bruhn doesn't like the idea of excluding portions of the APA code from our regulations.

Lukin states he is troubled that we are still dealing with these issues and that our duty is to protect the welfare of our consumers.

Dreibelbis doesn't accept the current changes. Does it protect the consumers or the psychologists?

Chiles stated if we they don't adopt the APA language then the board needs a general statement for the code of ethics.

Waldron would like it to state "we do not discriminate in accordance to the state statutes."

Dreibelbis stated we need more information than "we do not discriminate." The APA code lists the different classifications of discrimination.

Waldron doesn't believe that will go to the governor's office for review, can we just take that language out?

Dreibelbis said to just stay with the regulation language from 1992.

Lukin said we need to continue to protect behavioral health consumers.

Hampton noted on profession conduct, we need board approval on these regulations.

Chiles stated we need to either defer this or get a position statement on the changes being made to the regulations.

Bruhn suggested information be provided to the new members about the code of conduct for the July board meeting.

Johnson asked if there was a summary of all the board members stance on the language and what has been agreed upon.

Chiles will provide a summary for review at the July board meeting. This will include previous changes to the regulations and the current APA code of conduct. Defer to July meeting.

7. NEW BUSINESS

b. Association Correspondence

- Association of State Provincial Psychology Boards (ASPPB) <http://www.asppb.org>
- PsyPact <https://www.asppb.net/page/PSYPACT>
- American Psychological Association (APA) <http://www.apa.org>
- Nebraska Psychological Association (NPA) <http://www.nebpsych.org>

ASPPB: Dreibelbis – mid year meeting was in Montreal, unsure if it happened. There is an national convention in New York in October, unsure if that will happen.

PsyPact: Chiles reported that the PsyPact meeting teleconference scheduled for next week. 14 states are participating. Two positions available for the committee. Chiles will send out a link for anyone interested.

APA: No new information presented

NPA: Dr. Wall was present on the conference call.

8. UPDATES AND REPORTS

a. Justice Behavioral Health Committee

Lukin reported he will forward minutes when available.

b. Licensure and Examination Statistics, Administrative Penalties, Disciplinary and Non-Disciplinary Action Reports.

Chiles will provide at a later date.

Examination Results 1.1.2020 to current date

EPPP Examination: 6 pass, 3 fail

Jurisprudence Examination: 3 pass, 0 fail

Statistics:

30 Days Temporary Practice: 5

Provisionally Licensed Psychologist: 51

Psychological Assistant: 111

Psychologist: 563

Psychologist Associate: 5
Special Psychologist: 6

Disciplinary and Non-Disciplinary Actions 1.1.2020 to current date:

9. ADJOURNMENT

There being no further business, the Chair, declared the meeting adjourned at 1:30 p.m.

Submitted,

Mark Lukin, PhD, Secretary
Board of Psychology

Summarized by: Heidi Weiand, Health Licensing Coordinator, Licensure Unit