

**Louisiana State Board of Examiners of Psychologists  
BOARD MEETING MINUTES**

*Thursday, January 20, 2022 and  
Friday, January 21, 2022*

*Approved March 18, 2022*

The meeting of the Louisiana State Board of Examiners of Psychologists (Board or LSBEP) was noticed, agenda certified, and signed by LSBEP Chairperson Gina Gibson, posted, emailed to individuals and the news media who have requested to receive notices of LSBEP meetings, and widely distributed to every known news media outlet that broadcasts or publishes news within Louisiana through the Louisiana Press Association on Tuesday, January 18, 2022. The notice included information on how to join the meeting virtually via Zoom <https://us02web.zoom.us/j/84112383863?pwd=Y3h6a0R1amFwcmRDNjJRdkJwcmRDdz09>  
**Meeting ID:** 841 1238 3863 **Passcode:** 1mhp8P **One tap mobile:** +13126266799,,84112383863#,,,,,0#,,442710# US (Chicago) +19292056099, 84112383863#,,,,,0#,,442710# US (New York) **Dial by your location**+1 312 626 6799 US (Chicago), +1 929 205 6099 US (New York), +1 301 715 8592 US (Germantown), +1 346 248 7799 US (Houston), +1 669 900 6833 US (San Jose), +1 253 215 8782 US (Tacoma) **Meeting ID:** 841 1238 3863 **Passcode:** 442710 **Find your local number:** <https://us02web.zoom.us/j/84112383863?pwd=Y3h6a0R1amFwcmRDNjJRdkJwcmRDdz09>

Board Chairperson, Dr. Gina Gibson, called the meeting to order at 8: 00 a.m. on Thursday, January 20, 2022.

**Attendance:**

Board Member attending virtually: Dr. Gina Gibson, Dr. Gregory Gormanous, Dr. Michelle Moore, Dr. Shannae Harness, and Dr. Thomandra Shavaun Sam

Board Members Absent: Mr. Darren “Chance” McNeely

Staff Present: Executive Director, Jaime T. Monic and Attorney Amy Groves Lowe

Guests Present for Open Meeting: Emily Dixon and Lauren Pendas (La Legislative Auditors Office), Dr. Richard Niolon (LPA), Dr. Kim VanGeffen (LPA), Dr. Joseph Comaty (Former Board Member and LAMP’s Liaison to LSBEP), Dr. Koren Boggs, Former Board Member, Dr. Glenn Ally (LAMP President and Member of LSBME’s Medical Psychology Advisory Committee), Brandon Wilks (Liaison from La. School Psychology Association)

Dr. Gibson read the mission statement as follows, *“It is hereby declared that the creation of a state board of examiners of psychologists is necessary in order to safeguard life, health, property, and the public welfare of this state, and in order to protect the people of this state against unauthorized, unqualified, and improper application of psychology.”*

Dr. Gormanous requested that his statement of service be recorded into the minutes as follows, *“My serving on LSBEP is to ensure that consumers of psychological services are protected against any unqualified, harmful and unauthorized practice, application or use of psychology. My service is as a consumer advocate and educator. My service is not as a market participant.”*

Ms. Monic reviewed LSBEP’s policy for Video Meeting Decorum and reminded members to keep their video on to ensure a quorum.

**REVIEW AND APPROVAL OF AGENDA** Dr. Gormanous moved to approve the agenda. In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

**COMMONLY USED ACRONYMS/ABBREVIATIONS:**

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Ms. Monic called for the review and consideration of item removal from the Consent Agenda. Hearing none, Ms. Monic read aloud the amended Consent Agenda Items for consideration by the Board for affirmation, ratification, adoption, approval and/or conferral as follows:

**EXECUTIVE SESSION:** Dr. Gormanous moved to enter Executive Session pursuant to LSA R.S.42:17. To receive an update on legal issues and strategy from Attorney Amy Groves Lowe. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Dr. Gormanous moved to close Executive Session to enter the Open Meeting and report on Executive Session matters. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

**WELCOME SPECIAL GUESTS:** Dr. Gibson welcomed former board members and association representatives.

**ELECTION RESULTS:** Ms. Monic presented certified Election Results for the LSBEP Election 2022-2027 **Start:** 2021-12-17 17:14:52 America/Chicago **End:** 2022-01-19 23:59:00 America/Chicago

**Turnout:** 256 (31.2%) of 820 electors voted in this ballot.

<b><u>Option</u></b>	<b><u>Votes</u></b>
Matthew Holcomb, Ph.D.	152 (66.1%)
Jesse D. Lambert, Psy.D.	78 (33.9%)

#### VOTER SUMMARY

Total	256
Abstain	26 (10.2%)

**CHAIR'S REPORT** – Dr. Gibson provided an opening statement related to the focus of the LRP Meeting being rulemaking.

**Board Member and staff training:** Attorney Amy Lowe presented a one-hour training to Board Members and guests on Anti-Trust Issues, history and how to avoid anti-trust issues; and Rulemaking processes, best practices and avoiding anti-trust in rulemaking.

#### **Discussion of emerging issues in the regulation of the practice of psychology:**

- i. Supervision by Medical Psychologists** – Ms. Lowe and Dr. Gibson summarized the meetings between LSBEP, La. State Board of Medical Examiners (and LSBME's Medical Psychology Advisory Committee), La. Association of Medical Psychologists, La. School Psychology Association) held on January 5, 2022 and January 18, 2022. Dr. Ally and Dr. Comaty were present at those meetings and also actively participated in this discussion. Specific concerns of LSBEP were revisited including:
  - LSBEP's authority to vet credentials and issue a license to practice psychology to individuals who become medical psychologists and who do not intend to renew their license to practice psychology.
  - LSBME uses an advisory committee not authorized to determine the lawful practice of psychology, which is the authority of the LSBEP.
  - If LSBEP receives a complaint on an MP, LSBEP has no ability to share that private information with LSBME and vice versa.

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- There is a void in public protection when LSBEP cannot regulate the supervision of the practice of psychology, by psychology applicants and trainees when LSBEP has no regulatory authority over the MP.
- Impacts on applicants, licensees and the public
- Consideration of Anti-trust implications in regulation and rulemaking.
- Consideration of collaborative options.

A determination was made that the Board will continue exploring the issues with its attorney.

**ii. New Billing Disclosure Requirement** – The Board reviewed an email from Courtney Tibbetts, Ph.D. inquiring about. discussed a new issue related to the Centers for Medicare and Medicaid Services “No Surprises Act” and whether LSBEP had guidance related to assigning a diagnostic code for billing purposes of individuals who had not yet been evaluated. The Board reviewed and discussed the topic and offered that although the Board does not provide legal advice on federal law, licensees are encouraged to consult their own attorney, as well as consult, and document their consultation, with professional resources including, but not limited to APA, LPA and other professional associations who have legal divisions to advise on these practice issues as questions arise.

In consideration of time, Dr. Sam moved to take the agenda out of order and recess the Board Meeting to allow members to attend the scheduled Workgroup Breakout Sessions with invited guests and delegates in order to work on rulemaking initiatives. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

At 3:05, the meeting was called to order by Dr. Gibson.

Board Members assigned to workgroups reported on their respective workgroups.

Dr. Comaty reported on the Complaint Adjudication process and the design of a matrix for determining disciplinary actions by the agency.

Dr. Harness and Dr. Gormanous presented their progress for rulemaking on Chapter 9: Licenses (Emeritus) and related sections under Chapter 6. Fees and Chapter 8: Continuing Education.

Dr. Moore presented on the incorporation of the current Telepsychology and Telesupervision guidelines into the board’s rules.

Dr. Sam presented on the development of Chapter 11: Assistants to Psychologists to incorporate registration and renewal requirements.

Dr. Moore presented on Chapter 3: Training Requirements and Chapter 7: Supervision Requirements focusing on previously discussed amendments and clarifying training for health service psychologists and general applied psychologists.

Dr. Harness and Gormanous reported on progress made in rewriting Chapter 8: Continuing Professional Development

The Board resumed the items taken out of order as follows:

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- iii. **Multicultural Competence/Awareness** – The Board discussed their ongoing goals of promoting multicultural awareness and competence in initial licensure through the incorporation of oral examination questions focusing on APA’s Multicultural Guidelines and case vignettes focusing on diverse populations; and also through the Board CPD offered to all licensed psychologists focusing on Multicultural and Ethical Issues in Psychology workshop presented by Antonio E. Puente, Ph.D. Additional considerations for developing Jurisprudence Examination questions to assess multicultural competence and awareness was also discussed.
- iv. **Open discussion for consideration of other emerging issues** – No other topics were brought up.

Dr. Gormanous moved to adjourn the meeting for the date at 4:17p.m.

**DAY 2: LRP Meeting Continued: FRIDAY, January 21, 2022**

Day 2 of the Long Range Planning meeting was called to order by Board Chairperson, Dr. Gina Gibson, at 8:11 a.m. on Friday, January 21, 2022.

**Attendance:**

Board Member attending virtually: Dr. Gina Gibson, Dr. Gregory Gormanous, Dr. Michelle Moore, Dr. Shannae Harness, and Dr. Thomandra Shavaun Sam

Board Members Absent: Mr. Darren “Chance” McNeely

Staff Present: Executive Director, Jaime T. Monic

LSBEP’s LSSP Committee Members Present: Dr. George Hebert, Dr. Katherine Chenier and Ms. Kelley Pursell

Guests Present for Open Meeting: Emily Dixon and Lauren Pendas (La Legislative Auditors Office), Dr. Richard Niolon (LPA), Dr. Kim VanGeffen (LPA), Dr. Joseph Comaty (Former Board Member and LAMP’s Liaison to LSBEP), Dr. Clifton Mixon, Dr. Justin Carreras, and Dr. Erin Reuther (LPA).

Dr. Gibson read the mission statement as follows, *“It is hereby declared that the creation of a state board of examiners of psychologists is necessary in order to safeguard life, health, property, and the public welfare of this state, and in order to protect the people of this state against unauthorized, unqualified, and improper application of psychology.”*

Dr. Gormanous requested that his statement of service be recorded into the minutes as follows, *“My serving on LSBEP is to ensure that consumers of psychological services are protected against any unqualified, harmful and unauthorized practice, application or use of psychology. My service is as a consumer advocate and educator. My service is not as a market participant.”*

Ms. Monic reviewed LSBEP’s policy for Video Meeting Decorum and reminded members to keep their video on to ensure a quorum.

**REVIEW AND APPROVAL OF AGENDA** Dr. Gormanous moved to add an agenda item to discuss “Errors and Omissions Insurance”. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Dr. Gormanous moved to approve the agenda as amended. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

**EXECUTIVE SESSION:** Dr. Gormanous moved to enter Executive Session pursuant to LSA R.S.42:17. to review and discuss the oral examination of Justin Carreras. The board discussed the motion. The motion passed by roll call

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vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Dr. Gormanous moved to close Executive Session to enter the Open Meeting and report on Executive Session matters. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely

Dr. Gibson and Dr. Sam, following Oral Examination of Justin Carreras on December 15, 2021, finding that Dr. Carreras met the requirements for licensure, offered their recommendation to issue a license to Justin Carreras, Ph.D. with a recognized specialty in Clinical Psychology. The board discussed the motion. The motion passed by majority roll call vote as follows: In favor: (4) Gibson, Moore, Harness, Sam; Against: (1) Gormanous; Abstained: (0); Absent: (1) McNeely

Ms. Monic called for the review and consideration of item removal from the Consent Agenda. Dr. Sam moved that corrections be made under Item “h” to correct Dr. Muller and Martin’s specialties from Clinical to Counseling and to correct her name to Shavaun Sam. The board discussed the motion. The motion passed by roll call vote as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely

Ms. Monic read aloud the amended Consent Agenda Items for consideration by the Board for affirmation, ratification, adoption, approval and/or conferral as follows:

**a. Minutes (Approval):**

Board Meeting December 10, 2021

**b. Financial Statements Received (Affirm and Ratify):**

December 2021 – General Ledger, Balance Sheet, Budget vs. Actual, Profit & Loss

**c. Temporary Registrations approved (Affirm and Ratify):**

Name	State of Residence	Reviewer	Date Approved
Kathleen F. Nyborg, Ph.D.	Maine – 3 <sup>rd</sup> Registration for 2022	J. Monic	12/23/2021
Alex Rodrigues, Psy.D.	Colorado – 1 <sup>st</sup> Registration for 2022	J. Monic	12/27/2021
Catalina Arata, Ph.D.	Alabama – 1 <sup>st</sup> Registration for 2022	J. Monic	12/27/2021
Kyla M. Blalock, Ph.D.	North Carolina – 2 <sup>nd</sup> Registration for 2022	J. Monic	12/27/2021
Melanie Ann Fernandez, Ph.D.	New York – 3 <sup>rd</sup> Registration for 2022	J. Monic	12/27/2021

**d. Supervised Practice Plans approved (Affirm and Ratify):**

Applicant	Supervisor	Reviewer	Date Approved
Christine M. Wolfe, Psy.D.	Kelley Bolger, Psy.D.	Michelle Moore	1/13/2022

**e. Applicants approved for Candidacy Status and issued Provisional Licensure (eligible for EPPP) (Affirm and Ratify):**

Candidate	Supervisor	Reviewer	Date Approved
Ashleigh M. Eaves, Ph.D.	Christiane Creveling-Benefield & Lee Annotti	Michelle Moore	12/16/2021
Christine M. Wolfe, Psy.D.	Kelley Bolger, Psy.D.	Michelle Moore	1/18/2022

**f. Applicants approved for Candidacy Status (eligible for EPPP) (Affirm and Ratify):**

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Candidate	Reviewer	Date Approved
None to report		

**g. Candidates approved for Oral Examination (Affirm and Ratify):**

Candidate	Reviewer	Date Approved
None to report		

**h. Licensure recommendations of applicants and candidates who have completed all licensing requirements, including passing LSBEP's Jurisprudence and Oral Examinations (Board Conferral):**

Name	Declared Specialty	Date of Examination	Examining Members
Joel Timothy Muller, Ph.D.	Counseling	12/20/2021	Gina Gibson/Greg Gormanous
Claire M. Houtsma, Ph.D.	Clinical	01/03/2021	Gina Gibson/Greg Gormanous
Samantha A. Martin, Ph.D.	Counseling	01/10/2021	Gina Gibson/Shavaun Sam

**i. Licensure recommendations of applicants and candidates who have completed all licensing requirements, including passing LSBEP's Jurisprudence and Face to Face Interview (Board Conferral):**

Name	Declared Specialty	Date of Examination	Examining Members
None to report			

**j. License Reinstatements (Board Conferral):**

Name	Reviewer	Date
None to report		

**k. Continuing Professional Development Reviews (Affirm and Ratify):**

Name	Review Type	Reviewer	Date Approved
None to report			

**l. Shared News releases/general information/previously approved business (Affirm):**

1) None to report
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Following the reading of the Consent Agenda, Ms. Monic called for motions to object or approve the Consent Agenda. With regard to the items specified on the Consent Agenda, Dr. Gormanous moved to affirm, ratify, approve and confer the Consent Agenda respectively. The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

**COMMITTEE AND LIAISON REPORTS:**

1. **Executive Committee Report** – Ms. Monic reported on operations as follows:

- a. The 2022 board member election was concluded, and results were reported January 20, 2022.
- b. In the matter of Richard A. Marksbury, Ph.D. vs. LSBEP, the Louisiana Supreme Court denied the writ application of Mr. Marksbury. No further proceedings are anticipated in this matter.
- c. OPERATIONS:
  - i. 6 NEW APPLICATIONS RECEIVED in December 2021 (2 – PLUS, 0 – LSSP, 2 – RECIPROCITY, 1 – REGULAR, 1 – TEMPORARY)

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- ii. TOTAL OPEN APPLICATIONS: 128 Open Applications
  - iii. PUBLIC RECORD REQUESTS – none
  - d. Meetings/appearances since last meeting: LSBME (w MPAC), LAMP, LPA and LSPA on January 5, 2022, and January 18, 2022; LSBEP hosted a prerecorded viewing of the Multicultural and Ethical Issues in Psychology by Puente on December 17, 2021, and January 4, 2022
  - e. JOB POSTINGS: Still working on descriptions for posting the Administrative Assistant Position, In-house Attorney, Complaints Coordinator III.
  - f. Technology Contract: On January 18, 2022, Anthony Warn with Certemy contacted LSBEP via telephone to acknowledge receipt of the letter from LSBEP terminating the contract. Mr. Warn stated they would not be reimbursing any funds.
  - g. Outside of normal business additional time was dedicated to the Supervision by MP’s issue, preparing for the LRP Meeting, collections following the issue with online verifications, sending out certificates of attendance for the CPD workshop. Ms. Monic also had to take significant personal time off in the month of January which has delayed applicant processing and addressing questions and inquiries from the public.
  - h. Board Member Training update – Ms. Monic reported that Board Members would now have access to LEO (Louisiana Employees Online) to complete their Sexual Harassment Training, Cybersecurity Awareness Training, Ethics Training, Safe Driver Training, Anti-Trust Training.
1. **Finance Committee** – Ms. Monic presented a Financial Report as follows:

<b>MONTHLY FINANCIAL REPORT</b>			
<b>Date Report Prepared:</b> January 19, 2022			
<b>Name of Preparer:</b> Jaime T. Monic			
<b>REPORTING PERIOD:</b> 12/1/2021 – 12/31/2021			
Financial Reports have been provided to members as noted through the consent agenda. The Board Chair continues to review and sign off on all banking reconciliations including merchant accounts and spending accounts (i.e., purchase cards, supply business credit). As of this report, we are 6 months into FY 2021-22. Significant income trends include			
TYPE	AMOUNT	BUDGETED	Trends/Notes
<b>INCOME:</b>			
<b>Income: Projected Revenue</b>	\$319,278.66	\$355,125	To date, we have collected 89.9% of the projected revenue.
<b>Income: CPD Board Sponsored</b>	\$3,535.48	\$2,100	We have collected 168.4% of the budgeted amount.
<b>Disciplinary Judgments</b>	\$5,250	\$2,625.25	This category is not predictable. It is based on costs in complaint adjudications reimbursed to the board. This year we have collected 200% of the budgeted amount. Projections are based only on known accounts receivable at the end of the FY.
<b>Criminal Background Checks</b>	\$528	\$194	This category is 272.4% of the budgeted amount. It reflects the total amount collected. 78.5% of this amount is distributed to La. State Police for the background check. 21.5% is retained by the LSBEP to cover overhead expenses for processing the background check for the applicant.
<b>Registration of Assistants, Telesupervision, Applicant Fees, CPD Preapproval</b>			These line items remain at or below the projected amounts. The Registration of Assistants and CPD Preapproval projections will depend on rulemaking within this fiscal year.

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<b>fees, Copy fees, and Labels</b>			
There are no other notable income trends to report			
<b>EXPENSES:</b>			
<b>Line Item under Operations: Credit Card Processing Fees</b>	\$4,349.49	\$4,600	94.6% of the projected funds have been expended in this category. Although the majority of this fee is incurred during online renewals, this is a category to watch now that we are collecting online payments for applications and jurisprudence examinations. A determination to offset the <b>new</b> online fees with a convenience fee will help. However, this fee will increase concurrently with online revenue collections.
<b>Miscellaneous</b>	439.52	100	We are overbudget on this line item (still well below the operating costs of the category by 37.4%). However, the majority of fees are related to finance charges and late fees with Office Depot. Office Depot has a short window for their due date which was a challenge coordinating in a virtual work environment. We began using a bill pay service in November for direct payments which should eliminate late payments/fees.
<b>Operations: Postage and Delivery</b>	\$723.23	\$2700	27.1% of the funds projected for this item have been expended. This amount remains below that of previous years and this trend is expected to continue due to virtual processes implemented.
<b>Background Check &amp; Query Fees. New Budget Item</b>	567.75		This category was added and includes a new budget item approved per the July 23, 2021, Board decision regarding querying the National Practitioner Data Bank for applicants, projected to be \$220 this FY. CBD expenses are also being recorded under this category to better demonstrate expenses for processing an application for licensure.
<b>Total Board Meeting Expenses</b>	\$1173.74	\$7,876	We have expended only 14.9% of the budgeted amount. This will change after the return to in-person meetings.
<b>Contract Labor</b>	\$26,597.63	\$139,232	We have expended 19.1% of the budgeted amount (total contracted amounts). This category is less predictable depending on complaint matters. Although considering risks associated with potential hearings, category is currently stable. Additionally, the Board will be posting for a Complaints Coordinator III.
<b>Salaries and Benefits</b>	\$74,155.10	\$195,887	This category was amended on 11/12/2021 due to the vacant Compliance Officer position and proposed establishment of an Operations position. There was also an increase to the Clerical Assistant position that is currently filled by a student worker. The Board intends to redirect funds, from Contract Labor to Salaries and Benefits, in the event that a qualified individual is found to fill the In-house Attorney position.
<b>Travel and Transportation</b>	\$310	\$6,423	This category was amended on 11/12/2021 due to the anticipation of in-person conferences and conventions. We have currently expended 4.8% of the budgeted amount.
All other expense items are on par with budgeted amounts.			
<b>INCOME SUMMARY</b>			
<b>Monthly Income</b>	\$15,838.18		<b>YTD Income</b> \$319,278.66

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<b>Monthly Expense</b>	\$18,162.95	<b>YTD Expense</b>	\$143,484.71
<b>Total Net Income</b>	<b>\$-2,324.77</b>	<b>Total Net Income</b>	<b>\$175,793.95</b>

The last amended budget on November 12, 2021, took into account COVID19 related savings, and current downward trends in contract spending, there is an anticipated increase in the fund balance (cash on hand) to be carried over to 2022-23 estimated to be **\$67,733**. While this is good news, your unreserved fund balance is still anticipated to be (\$-286,708) and there remains a long way to go to achieve your new goals for revenue generation that is included in this projection.

**Board Strategy Recommendations:**

Consider emergency rulemaking for the Registration of Assistants to Psychologists, particularly given the importance highlighted on this issue through the legislative process by legislators. Focus on rulemaking to implement CPD standards and begin revenue development; update rules impacting licensing, license renewal for emeritus, telepsychology, complaints, etc. to improve functionality and reduce liability. Focus on the organizational structure to address both immediate and long-term viability and employee retention. Continue to explore financially sustainable options for technology to be utilized in the application and renewal process which may either counter (or reduce) the cost of employees, workload and related expenses for processing applications, and/or counter (or reduce) the cost of real-estate needed to store paper files. Consider setting a goal to achieve and maintain a reserve balance to cover deferred liability plus unexpected expenses (e.g., hearing costs, lawsuits, major technology developments, moving) plus 3-6 months of operating expenses. Consider creating policy guidelines for Board approval to tap your reserve and then rebuild that amount.

The Board discussed the financial report. Dr. Gormanous moved in favor of accepting the financial report presented by Ms. Monic. The Board discussed this motion. The motion passed by unanimous roll call vote of the members present as follows: In favor: (6) Gormanous, Gibson, Moore, Harness, McNeely, Sam; Against: (0); Abstained: (0); Absent: (0).

2. **Complaints Committee Report:** No Report

3. **Licensed Specialist in School Psychology Committee Report** – Dr. Hebert, Dr. Chenier and Ms. Pursell appeared and collectively presented a report to the LSBEP on the productivity of the LSSP Committee. The Committee reported that it continues to meet quarterly to conduct file reviews, and had an unusually busy year, meeting two additional times to address matters for Board Consideration. Additionally, the LSSP Committee presented at LSPA twice in 2021 (one virtual presentation and one in-person presentation). The Committee’s work over the prior year involved revisions to the LSSP Reference form to follow the model of the revised Psychologist Reference form, conducted a review of the Early and Periodic Screening, Diagnostics and Treatment Health Services (EPSDT) Medicaid Services Manual to provide guidance to the Board in responding to LSPA’s inquiry related to changes impacting LSSP’s; meeting with Sarah Broome, La Department of Education (LDOE), to investigate and report to the LSBEP regarding responding to LDOE’s request in understanding LSSP scope of practice and actual services, including crisis intervention services, provided within a school system, including identifying CPT billing codes that may be used in a school setting; and that the Committee is currently in the process of revising the LSSP Jurisprudence Examination for online administration. The Board acknowledged appreciation to the Committee for attending the LRP Meeting and for their dedicated work.

4. **Oral Examination Committee Report** – Dr. Moore reported that since the last Board Meeting 4 Oral Examinations had been conducted by Examining Board Members as reported on the Consent Agenda. Dr. Sam reported that the Declaration of Competencies form was revised to allow Examining Board Members the opportunity to assess competence in providing virtual settings. Dr. Gormanous suggested that Oral

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Examinations be delayed when board members are ill. The Board discussed the option of continuing to conduct oral examinations via Zoom.

5. **Supervision/Credentials Committee** – Ms. Monic suggested looking at methods to communicate Board Member availability to conduct Oral Examinations since the implementation of new delegations to board members has things flowing at a continuous pace, rather than once a month.
6. **Legislative Oversight Committee** – Dr. Gormanous reported that the 2022 Regular Legislative session was approaching, that legislators would not be limited to the number of bills they could propose during the upcoming session.
7. **Jurisprudence Examination Committee** – Dr. Gormanous requested that the Committee consider adding a question to address Psychologist Emergency Commitments and the requisite number of years required in clinical practice prior to issuing a PEC. The Committee agreed to explore the request.
8. **Public and Professional Outreach Committee** – No Report
9. **Liaison to Professional Organizations** – Dr. Gormanous requested to clarify that when speaking yesterday after the Anti-trust presentation regarding ASPPB’s PSYPact and the anti-trust issues it creates, he inadvertently used the term EPPP2 when his intended discussion was regarding ASPPB’s PSYPact.

Dr. Moore reported that ASPPB asked for a liaison to welcome guests attending the ASPPB meeting in New Orleans, April 21, 2022 – April 24, 2022. Dr. Sam also volunteered to assist Dr. Moore with the task. Dr. Gormanous moved that Dr. Moore be designated as the Ambassador for Louisiana to present at the opening of the ASPPB meeting. Dr. Moore also accepted Dr. Sam’s assistance in assisting with the welcome presentation. The board affirmed the motion without objection.

10. **Continuing Professional Development Report** – Dr. Gibson reported that the Continuing Professional Development Webinar (Multicultural and Ethical Issues in Psychology by Antonio E. Puente, Ph.D.) conducted last month was well received and well attended. The Board discussed future presentations and reiterated potentially inviting Dr. Jennifer F. Kelly, Past APA President to present. Dr. VanGeffen stated that LPA had contacted Dr. Kelly and that Dr. Kelly would be presenting for LPA. The Board also discussed future presentations and potential reimbursement for presenters.

## **DISCUSSION/ACTION ITEMS**

1. **ASPPB’s PLUS Application** – Ms. Monic reported that ASPPB is phasing out the PLUS Application and will no longer process PLUS applications for Louisiana after January 31, 2022. The Board discussed this development and approved a website notification regarding the phase out and that Louisiana will continue to accept and process PLUS Applications for those applicants who are currently in the PLUS system, however new applications received after January 31, 2022 will be processed on Louisiana’s forms.
2. **Contract Update - Consideration for Amendment: Taylor, Porter, Brooks and Phillips** - The Board reviewed and discussed the status of the legal contract with TPBP. Dr. Gregory Gormanous moved that the Board adopt the following Resolution for legal services with the legal firm of Taylor, Porter, Brooks, and Phillips, LLC.

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*WHEREAS the Board is authorized under R.S. 37:2353.C.(2) to “Employ, within the limits of funds received by the Board, ...general legal counsel, or other personnel necessary for the proper performance of work under this Chapter; and*

*WHEREAS the Board licenses psychologists and specialists in school psychology, conducts hearings on complaints concerning the disciplining of licensees, and may cause the prosecution and enjoinder of all persons in violation of Title 37: Chapter 28 in order to safeguard life, health, property and the public welfare of this state and in order to protect the people of this state against unauthorized, unqualified, and improper application of psychology; and*

*WHEREAS the BOARD requires the continuing services of an attorney who specializes in administrative law to provide general counsel to the board in carrying out its functions; and*

*WHEREAS the BOARD is currently in a multi-year contract with Taylor, Porter, Brooks and Phillips, LLP to provide these services; and*

*WHEREAS the funding for the current contract has been exhausted due to utilization of General Counsel for legal counsel including litigation in the matter of Richard A. Marksbury, Ph.D. vs. Louisiana State Board of Examiners of Psychologists;*

*THEREFORE BE IT RESOLVED that the terms of payment in Board’s contract for legal services with the firm of Taylor, Porter, Brooks & Phillips, LLP, be increased from \$45,000 to an amount not to exceed \$55,000 to cover the remaining period of the contract which ends on June 30, 2022.*

The motion being put to a roll call vote of the members present, was adopted as follows:

YEAS: Gormanous, Moore, Harness, Sam, Gibson; NAYS: 0; ABSENT: Chance McNeely

NOT VOTING: 0

3. **Contract Update – Termination of CERTEMY Contract** – No update.
4. **Long Range Planning Recap:**

Following review and discussion, Dr. Gormanous moved in favor of reaffirming amendments and moving forward to promulgate the changes as discussed to “Training, Credentials, and Scope of Practice for Neuropsychology Specialty Designation and Provisional Licensure; other technical corrections - LAC 46:LXIII.105, 107, 307, 709, 1002, 1701 and 1702.” The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Following review and discussion, Dr. Gormanous moved in favor of reaffirming amendments and moving forward to promulgate the changes as discussed to “Continuing Education for LSSP’s - LAC:46:LXIII. Chapter 40.” The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Following review and discussion, Dr. Moore moved in favor of reaffirming amendments and moving forward to promulgate the changes as discussed to “Ethical Standards for LSSP’s - LAC:46:LXIII. Chapter 42”. The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Dr. Gormanous moved in favor of affirming the revisions to “Chapter 3: Training Requirements” and “Chapter 7: Supervision Requirements” as prepared by Dr. Moore. The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

“Chapter 6: Fees” requires further consideration and was not approved.

It was requested that “Chapter NEW: Telepsychology and Telesupervision” be added to the March 18, 2022 agenda to allow time for further review.

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Drs. Gormanous and Harness presented “Chapter 8: Continuing Professional Development”, additional revisions will be made. This item was tabled until March 18, 2022.

Dr. Gormanous moved in favor of affirming the revisions to “Chapter 9: Licenses (Emeritus)”

Dr. Sam moved in favor of taking “Chapter 11: Assistants to Psychologists (registration)” out of order to allow for interested parties to be a part of the discussion. This item requires further revision and was tabled until March 18, 2022.

“Chapter 15: Complaint Adjudication process” was not discussed and was tabled pending a final draft.

Dr. Gormanous moved in favor of affirming the revisions to “Chapter 17: Practice of Psychology/Testing (technical amendment)”. The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Dr. Gormanous moved in favor of affirming the revisions to “Chapter 19: Public Information (petitions to the board)” prepared and presented by Dr. Gibson. The Board discussed the motion, the motion passed by unanimous roll call vote of the members present as follows: In favor: (5) Gibson, Gormanous, Moore, Harness, Sam; Against: (0); Abstained: (0); Absent: (1) McNeely.

Chapter 19: Public Information (petitions to the board)

The matter concerning **Draft Opinions: a. Training requirements, routes toward licensure and limitations on practice; b. University of New Orleans (UNO), Ph.D. Developmental Psychology Training Program** was tabled until March 18, 2022

All business having been considered, the meeting adjourned at 5:00 p.m.

#### LEGAL NOTICES

LA R.S. 42:14.D. Public comments\*\* – In accordance with LA R.S. 42:14.D., the LSBEP shall allow public comments at any point in the meeting prior to action on an agenda item upon which a vote is to be taken. Individuals who wish to comment on a matter must sign in and state their intent to comment on a matter.  
La. R.S. 44:33.1 - In compliance with La. R.S. 44:33.1, the LSBEP hereby gives notice that information submitted to the LSBEP may become public record pursuant to the provisions of Louisiana Public Records Law, La. R.S. 44:1, et seq.

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