

Louisiana State Board of Examiners of Psychologists
BOARD MEETING MINUTES
December 11, 2015

APPROVED: January 22, 2016

The meeting of the Louisiana State Board of Examiners of Psychologists (Board) was noticed and agenda posted December 9, 2015. Dr. Darla Burnett, Board Vice Chair, called the meeting to order at 8:06 a.m. at 8706 Jefferson Highway, Suite B, Baton Rouge, LA 70809. Present were Board Members, Drs. Darla Burnett, Phil Griffin, Jesse Lambert and Koren Boggs. Also present was Jaime T. Monic, LSBEP Executive Director.

Dr. Burnett opened the meeting by reading the Board's mission statement.

Dr. Burnett moved to approve the agenda for the day. The motion passed by unanimous roll call vote of the members present as follows: Burnett- yay, Griffin-yay, Lambert-yay and Boggs-yay.

Dr. Burnett moved to take the agenda out of order to accommodate ABPP Candidate, Dr. Jill Breitbach. The motion passed by unanimous roll call vote of the members present as follows: Burnett- yay, Griffin-yay, Lambert-yay and Boggs-yay.

Dr. Griffin moved to enter into executive session pursuant to LSA R.S.42: 6.1, to conduct the oral interview of Dr. Jill Breitbach. The motion passed by unanimous roll call vote of the members present as follows: Burnett-yay, Griffin-yay, Lambert-yay, and Boggs-yay.

Dr. Griffin moved, and the Board unanimously agreed to close executive session.

The Board reviewed the minutes from the Long Range Planning meeting held on November 19-20, 2015. Dr. Boggs moved to approve the November 19-20, 2015 Minutes. The motion passed unanimously.

Dr. Burnett requested that Ms. Monic schedule Complaints Coordinator, Chris Garner, Psy.D. to formally meet the Board at their January meeting. Ms. Monic agreed to set that up with Dr. Garner.

Dr. Griffin moved to continue executive session to conduct oral examinations for licensure, review personnel matters, conduct applicant file reviews and consider complaint matters pursuant to LSA R.S.42: 6.1. The motion passed by unanimous roll call vote of the members present as follows: Burnett-yay, Griffin-yay, Lambert-yay, and Boggs-yay.

Dr. Boggs moved, and the Board unanimously agreed to close executive session and move into the Public Hour. Dr. Burnett opened the Public hour by reading the Board's mission statement. Present for Public Hour were Board Members, Drs. Darla Burnett, Phil Griffin, Jesse Lambert and Koren Boggs. Also present was Jaime T. Monic, LSBEP Executive Director, and guest, Dr. Kim VanGeffen.

Dr. Burnett asked Dr. VanGeffen if there were any agenda item she would like to comment on. Dr. VanGeffen said she wanted to make the Board aware of a pending court case in another jurisdiction that they may want to watch. The case concerns patient confidentiality/duty to warn with regard to Unlicensed Assistants under Supervision.

The following matters discussed in Executive Session were entered for the record:

PERSONNEL MATTERS [LSA-R.S. 42.6.1]:

Ms. Monic updated the LSBEP on personnel matters. The Board discussed the issues and by motion of Dr. Boggs, the Board agreed that Ms. Monic should investigate further to resolve any outstanding financial matters before the end of the calendar year.

Ms. Monic advised that health insurance benefits remained in place for Ms. Kelly Parker through November due to the transition of Executive Directors and information not being available to discontinue benefits. Dr. Lambert moved that given the circumstances, the Board seek reimbursement from Ms. Parker through September, but forgive October and November. The Motion passed unanimously.

Ms. Monic reported that as of February she would accept health insurance benefits offered by the Board upon employment. Dr. Griffin moved to amend the budget, if necessary, to cover Health Insurance for Ms. Monic. The motion passed unanimously.

COMPLAINTS [LSA-R.S. 42.6.1]

NP14-15-4B – The Board received and reviewed information from Attorney James Raines concerning potential conflicts in the matter NP14-15-4B. The Board agreed there was no conflict, but would take the potential of such into consideration when reviewing the complaints process as a whole.

ORAL EXAMINATIONS [LSA-R.S. 42.6.1]: The Board conducted the following oral examinations for licensure:

Jill Breitbach, Psy.D. appeared before the Board for licensure via Reciprocity as a Diplomat of the American Board of Professional Psychology. Dr. Griffin moved that the Board grant Dr. Breitbach a license to practice psychology with a specialty in Clinical Neuropsychology. The Board discussed the recommendation and the motion passed unanimously.

Peggy Smith, Ph.D. appeared before the Board for an oral examination for license reinstatement. Dr. Burnett recused herself from Dr. Smith's oral examination and vote. The Board discussed Dr. Smith's oral examination. Dr. Griffin moved that the Board reinstate Dr. Smith's license #605 to practice Clinical Psychology. The Board discussed the recommendation and the motion passed unanimously.

FILE REVIEWS [LSA-R.S. 42.6.1]:

Dr. Burnett reviewed the Application for License of **Melisa A. Moore, Psy.D.** Dr. Burnett moved that the Board confirm the Candidacy status of Dr. Moore and invite her to take the Oral Examination for Licensure. The Board discussed the motion. The motion passed unanimously.

Dr. Griffin reviewed the Application for License of **Richard Sylvester, Ph.D.** Dr. Griffin moved that the Board confirm the Candidacy status of Dr. Sylvester and invite him to take the Oral Examination upon receipt of an original Postdoctoral Documentation form. The Board discussed the motion. The motion passed unanimously.

Drs. Griffin and Lambert reviewed the Application for Licensure via Texas Reciprocity of **JoAnn Radeke, Ph.D.** Drs. Lambert and Griffin recommended that the Board accept Dr. Radeke's credentials, confirm her candidacy status and invite her to a. The Board discussed the motion. The motion passed unanimously.

Dr. Boggs reviewed the Temporary Registration for **Robert Peter Fucetola, Ph.D.** Dr. Boggs presented that the requirements for temporary practice had been provided and recommended that Dr. Fucetola's Temporary Registration be approved. The motion passed unanimously.

Dr. Griffin reviewed the Application for License of **Ashley Breedlove, Psy.D.** Dr. Griffin moved that the Board confirm the Candidacy status of Dr. Breedlove and invite her to take the Oral Examination. The Board discussed the motion. The motion passed unanimously.

Dr. Boggs reviewed and discussed with the Board, the Application for License of **Phong Vu, Ph.D.**, it was determined that additional documentation was needed to confirm internship and postdoctoral supervision.

Dr. Burnett reviewed the Application for License of **Janina Mayeaux, Ph.D.** – after thorough review of Dr. Mayeaux's documentation and the current laws, rules and opinions of the Board. Dr. Burnett recommended that Dr. Mayeaux's Candidacy status be approved for admission to the EPPP; and further recommended given Dr. Mayeaux's situation, that she be offered Provisional Licensure at no additional cost while completing the requirements for licensure. The motion passed by unanimous roll call vote of the members present.

LSSP COMMITTEE RECOMMENDATIONS:

The Committee for Licensed Specialist in School Psychology met on December 8, 2015 and submitted the following recommendations presented by Ms. Monic:

Courtney Creppel, S.S.P – LSSP Committee, after review and discussion, found Ms. Creppel's Application to be complete upon receipt of passing Jurisprudence Exam and therefore recommends Ms. Creppel for licensure as a Specialist in School Psychology pending passing Jurisprudence Examination. Dr. Boggs moved in favor of accepting the recommendation. The motion passed unanimously.

Jessica Clark, S.S.P – LSSP Committee, after review and discussion, found Ms. Clark's Application to be complete and therefore recommends Ms. Clark for licensure as a Specialist in

School Psychology. Dr. Lambert moved in favor of accepting the recommendation. The motion passed unanimously.

Semonne Holloway, S.S.P – LSSP Committee, after review and discussion, found Ms. Holloway’s Application to be complete upon receipt of passing Jurisprudence Exam and therefore recommends and recommends Ms. Holloway for licensure as a Specialist in School Psychology pending passing Jurisprudence Examination. Dr. Lambert moved in favor of accepting the recommendation. The motion passed unanimously.

COMMITTEE REPORTS:

Executive Director Report:

Ms. Monic reported on the operations of the Board as follows: There were approximately 719 renewals for the 2015-16FY; that the elections were going well with 212 voters participating as of the date of this meeting; and, that all available material had been provided to Postlethwaite & Netterville for the compilation and 2014-15FY Annual Financial Report.

Ms. Monic reported attending the committee meeting for Licensed Specialist in School psychology on December 8, 2015. She explained that the meeting went well; file reviews were conducted; the committee requested a discussion item on the next agenda to review rules pertaining to the allowance of internship hours toward the 3 years of supervised experience; also, the committee set their next meeting dates for the following Tuesdays at 1:30PM:

- March 8, 2016
- June 14, 2016
- September 13, 2016
- December 13, 2016

Financial Committee Report:

Ms. Monic provided the Board with a copy of the 2015-16 Budget, Balance Sheet, and Actual expenditures from July 1 – October 31. Ms. Monic reported that although the Board had funds carried over from the 2014-15FY to cover expenses, it was over budget on legal expenses due to the two hearings held at the beginning of this FY. The Board discussed the issues and agreed to keep an eye on the situation in the event budget cuts were necessary. Dr. VanGeffen, suggested the Board consider bringing back a published copy of the annual Directory and Statutory Reference Guide as a means of financing. Ms. Monic stated that the directory was originally cut from the budget due to the expenses of publishing, postage and also the man-hours required of LSBEP staff to draft and edit such a document. The Board agreed that while the Directory was very handy, all material are now available online for free and would probably not generate enough annually to cover the cost of the publication.

Oral Examination Committee: Dr. Griffin reported that he will continue to review vignettes in order to eliminate some of the cases and make sure they are up to date. He will have recommendations for the Board to review in the near future. Dr. Boggs stated that she was researching other state jurisdictions regarding their oral examination processes.

Dr. Griffin also reported the following dates had been scheduled for future Board Meetings to conduct Oral Examinations as follows:

- January 22, 2016
- February 19, 2016
- March 18, 2016
- April 15, 2016
- May 20, 2016
- June 24, 2016

Jurisprudence Examination Committee: Dr. Burnett reported that the review and recommendations for revising the Jurisprudence Exam had not been completed and encouraged members to complete their reviews and recommendations by January 22, 2016.

Legislative Oversight Committee: No report.

Liaison to Professional Organizations and Boards:

Dr. Burnett reported that LSBEP is required to designate an Office of Group Benefits (OGB) Coordinator in January of each year. In her capacity as acting Chair, in Dr. Zimmermann's absence, Dr. Burnett appointed Ms. Monic as OGB Coordinator for 2016.

Dr. Griffin reported that he would talk to LPA about LSBEP's elections and bring any feasible requests for future collaboration to the Board for discussion.

Continuing Education: Dr. Burnett reported that the Continuing Education Audit was due and requested a status from Ms. Monic on setting a timeline for that to occur. Ms. Monic reported that audits had not been conducted for FY2014-15 due to the extension granted to properly notice and complete renewals through November. Ms. Monic suggested the Board consider forgoing audits for the FY2014-15 only, as a result of the technical issues surrounding the past renewal season. The Board considered Ms. Monic's request and after discussing the matter, Dr. Burnett moved that the board waive the CE Audit for the 2014-15FY. The motion passed by unanimous roll call vote of the members present.

Supervision/Credentials Review: The Board requested to add an agenda item to review LSBEP Opinion 007 for discussion at the January 22, 2016 meeting.

Complaints Committee: Dr. Burnett announced that Dr. Christopher Garner had accepted the Complaints Coordinator position. She requested that Ms. Monic invite Dr. Garner to the next meeting for formal introductions. There were no objections from the members present; Ms. Monic consented.

Long Range Planning/Awards Committee: No Report

LBAB Liaison Report: Dr. Burnett reported that LABA was currently processing their annual renewals and working on rules to promulgate in the areas of their ethics code.

Professionalism Workgroup: No report.

LSBEP Education & Outreach: No report.

DISCUSSION ITEMS

Rule Revisions: Chapters 1, 8, 9 and 13 – The Board reviewed a draft of the proposed revisions to the Louisiana Administrative Code, Title 37 Part LXIII Chapters 1, 8, 9 and 13 as discussed at the November 19, 2015 Long Range Planning Meeting. The Board discussed additional revisions to Chapter 8 and requested leaving Chapter 9 as is. Having agreed on the amendments, the Board will forward a copy of the draft amendments to the LA Psychological Association for comment prior to beginning the rulemaking process.

Additionally, Ms. Monic reported to the Board that she had spoken with Dale Atkinson whose recommendation was that the Board promulgate the ethics code into their rules rather than via reference. Mr. Atkinson's argument for this included being able to verify and support that each item is statutorily viable in Louisiana. Dr. Burnett moved in favor of promulgating the code of ethics into the Louisiana and offered to begin investigating each item and drafting a proposed rule for board review. The Board agreed to move forward on reviewing proposed changes to Chapter 13, but to continue to move forward in publishing the version approved at the November 19, 2015 Long Range Planning Meeting.

Letter from John Wieriman, Ph.D. – The Board reviewed a letter sent by John Wieriman, Ph.D. regarding recommendations for requirements for licensure of counseling and other psychologists to engage in practice outcome monitoring as a requirements for license renewal. After discussing Dr. Wieriman's letter, the board decided that they would not pursue making practice outcome monitoring a requirement, and authorized Dr. Boggs respond on their behalf informing him of their decision and educating him to the fact that the Board does indeed already allow credit for practice outcome monitoring as acceptable continuing professional development.

ASPPB (Pearson's Credential Manager (PCM) System) Examination for Professional Practice in Psychology – The Board reviewed email correspondence from ASPPB regarding Pearson's Credential Manager (PCM) System which is the platform that supports registration of candidates for the Examination for Professional Practice in Psychology (EPPP). ASPPB's notification included information that an unauthorized third party placed malware on the PCM System. Pearson reported to ASPPB that queries were run, but it had not verified that any data was retrieved; Pearson is working with the FBI and Mandiant on the investigation who are operating from the position that this situation does not appear to rise to the level of a critical emergency as credit card information or social security numbers do not exist in PCM; Pearson, in good faith, has arranged with AllClear ID to offer identity protection services to potentially affected users for one year at no cost to them. The Board moved in light of this information that Ms. Monic confirm that its applicants had been notified of the situation and to post information

on the website to notify the applicants registering for the EPPP via Pearson VUE from 02/01/2015 through 11/30/2015 so they could seek the identity protection services being offered.

Elections Update (JM) - Ms. Monic restated that elections were running smoothly. She requested guidance from the Board on how often they wanted to send email blasts to encourage psychologists to vote. Dr. Burnett requested a weekly reminder and last day reminder. The board agreed.

Dr. Griffin moved to adjourn the meeting at 2:16 p.m. Dr. Burnett seconded the motion, the motion passed without objection.