

**Virginia Board of Psychology  
Quarterly Board Meeting  
Draft Minutes  
November 10, 2015**

Call to Order

Herbert Stewart, Ph. D., Chair, called the meeting to order at 10:10 a.m. on November 10, 2015, Board Room 1, at the Department of Health Professions (DHP) at 9960 Mayland Drive, Richmond, Virginia.

Ordering of Agenda

The agenda was accepted as presented.

Attendance

Board Members Present

Herbert Stewart, Chair  
James Werth, Ph.D., ABPP  
William Hathaway, Ph.D.  
Virginia Van de Water, Ed.D.  
Giordana Altin de Popiolek, Psy.D.  
Barbara Peery, Ph.D. Citizen Member

Board Members Absent:

Thomas Ryan, Ph.D.  
Russell Leonard, Ph.D.

Staff Present:

Jaime Hoyle, Executive Director  
Jim Rutkowski, Asst. Atty. General, Board Counsel  
Elaine Yeatts, DHP Senior Policy Analyst  
Jennifer Lang, Deputy Executive Director  
Deborah Harris, Licensing Manager  
Dr. David Brown, DC, DHP Director

Approval of Minutes

The minutes of the August 25, 2015 minutes were amended and then approved.

#### Public Comment

Jennifer Morgan, Psy.D, VPA/VACP liaison, updated the Board about the Clinical Psychology (VACP) Conversation Hour which will be held in April in Newport News and encouraged Board members and Board staff to attend. The exact date of the meeting is still to be determined.

#### Director's Report

Dr. Brown congratulated Jaime Hoyle on her new position of Executive Director of the Behavioral Sciences Boards. He also announced the Chief Deputy position has been filled by Lisa Hahn and highlighted her credentials and background with the Commonwealth. He also reported on the Workforce Data Reports and how they help with career path decisions and states these statistics can be a market tool for college academic advisors and hopes to establish that the workforce data reports approach nationwide. He mentioned having a presentation at a CLEAR conference and Dr. Stewart stated to Dr. Brown that the ASPPB has expressed a lot of interest in these reports.

#### Executive Director's Report

Jaime Hoyle, Executive Director, reported that she is happy to still be working in the Agency and to still have Dr. Brown as her boss. Ms. Hoyle welcomed Christy Evans as the new Discipline Specialist for the Behavioral Sciences Boards and informed the Board that she had added another staff member as a Licensing Specialist for the Board of Counseling. Also, she shared that the Boards are going green by scanning documents rather than microfilming and mailing, and having the new laptops for Board members to use during the Board meetings seem to be working out well. We will also discuss how the HPMP process works at our next board meeting. There still has not been any update on the appointment/reappointment of board members.

### Legislative & Regulatory Update

Elaine Yeatts, Sr. Policy Analyst, stated she did not have a lot to report other than on November 16<sup>th</sup> the revised Sex Offender Treatment Provider regulations are due to be posted and go into effect. The CE carryover is already in the most recent regulations that posted on October 21<sup>st</sup>.

### Disciplinary Report

Jennifer Lang, Deputy Executive Director, reported that there were 19 cases received and 78 cases open. The Board has closed 8 cases. Ms. Lang stated she has set up IFC dates from now through April 2016. She will be contacting the Disciplinary Committee members for the various dates to serve on the panels. She also mentioned that the cases she sends to the committee for review are password protected and that they are receiving the passwords at this meeting.

### Board Office Update

Deborah Harris reported information on licensing activity, noting that the Board regulated the following licensees and certificate holders for this past quarter:

- Applied Psychologist 0
- Clinical Psychologist 66
- School Psychologist 0
- School Psychologist Ltd. 21
- CSOTP 3

Also the count of current licenses this quarter ending date are as follows:

- Applied Psychologist 29
- Clinical Psychologist 3104
- School Psychologist 99
- School Psychologist Limited 406
- Sex Offender Treatment Provider 390

Ms. Harris also mentioned there are applications and licensees that are from out of state.

### Board Counsel Report

Mr. Rutkowski gave an update on the Attorney General Taskforce recommendations and indicated they will be forthcoming.

### Committee Reports

*Board of Health Professions.* Dr. Van de Water had nothing to report as the last committee meeting there was not a quorum.

*Regulatory Report.* Dr. Stewart reported on the Regulatory Committee meeting held on June 16. He also reported that he appointed Dr. Hathaway as Chair of the Regulatory Committee and he accepted. He also mentioned that he appointed Dr. Ryan as Chair of the Disciplinary Committee and he accepted as well. He talked about how Kevin Doyle, the chair of the Board of Counseling, attended to speak on behalf of Counseling for their insight towards the use of the title other than psychological assessments. It was determined there needed to be collaboration between all the Behavioral Sciences Boards in order to discuss and draft language on this issue. Additionally, the Boards could collaborate on telehealth issues. Staff will reach out to DMAS to determine if they would be willing to present to representatives of the regulatory committees of the Behavioral Sciences boards to give a consensus of their job titles, tasks and responsibilities.

*ASPPB Conference highlights.* Dr. Stewart reported on the conference as being a good conference. Dr. Hathaway and Ms. Hoyle also attended. Dr. Stewart joined the data workforce taskforce committee. He said the conference discussed the issues in creating the PSYPACT.

### New Business

#### *Sanction Reference Points Update- Neal Kauder Visual Research*

Mr. Kauder presented a new worksheet with the point system that is more compatible with the types of cases that are being adjudicated. This worksheet was voted on and accepted by a motion that carried to approve for future use. He reported there will be a new manual adopted. He stated he will be available to give a training session to the Board members on how to use the new manual. They will use sample cases for the training session. He also stated his company would be glad to reach out to the graduate programs with a presentation to give them a consensus of what to expect regarding the adjudication process.

#### *Amendments to the Regulations for renewal fee reduction- Elaine Yeatts Policy Analyst*

Ms. Yeatts reported there is a surplus for the Board of Psychology that will allow a fee reduction for the next renewal. This needed board action that included a motion that carried and approved the amendment to reduce renewal fees.

*Email that included APA & Hoffman Report Discussion-*

Dr. Stewart opened up the discussion pertaining to an email the Board received from a psychologist with the Hoffman Report attached. The psychologist wanted the board to adopt regulations requiring licensees to take Ethics continuing education on topics specifically addressing inappropriate interrogations, such as those that were mentioned in the Hoffman Report. After a lengthy discussion, the Board decided to reply to the psychologist stating there is not a need to add any specific types of Ethics CE requirements as we have an Ethics requirement already and our Regulations include a Standards of Practice section that address Ethics and harming clients. If that were to take place by a licensee then we already could take action against their license.

The email also wanted to determine why Board member contact information cannot be disclosed to her. The Board agreed to review our policy and put a paragraph on the Board's website with information regarding the process how the information will be received by Board Members. Ms. Yeatts indicated that it is the policy of the agency not to give out board member contact information. She suggested that Ms. Hoyle discuss this issue with the other Board executive directors. The Board would like to be transparent and indicate on our website how staff relays information received from the public to board members.

*Requirements for Applied Psychologists discussion-*

The discussion took place regarding why, or if, the Applied Psychologist applicant should have to take the EPPP since the majority of the content of the exam focuses on clinical psychology. The topic was deferred to the Regulatory Committee meeting after gathering statistics from other boards that have a specific Applied Psychologist or I/O license and their findings regarding the examinations. The Regulatory Committee will determine if there should be a change regulations regarding whether Applied Psychologist should not have to take the EPPP examination or change to a Certification instead of a license.

OLD BUSINESS

*Medicaid reimbursement unlicensed providers under supervision DMAS – Jaime Hoyle*

Ms. Hoyle stated that DMAS is very interested in getting their manual in line with our regulations and there were plans to continue to meet. Ms. Hoyle will reach out to them, and ask if they would like to come present to the board the consensus of job titles, tasks and responsibilities. We will contact them to have them present when the Joint Regulatory Committee meeting for all the Behavioral Sciences boards takes place.

Adjournment

The Board meeting was adjourned at 1:30 p.m.

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Herbert Stewart, Chair

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Jaime Hoyle, Executive Director

Minutes of Board Meeting held on November 10, 2015  
Virginia Board of Psychology