

**VIRGINIA BOARD OF PSYCHOLOGY  
REGULATORY COMMITTEE  
MEETING MINUTES  
October 26, 2020**

- TIME AND PLACE:** Consistent with Amendment 28 to HB29 (the Budget Bill for 2018-2020) and the applicable provisions of § 2.2-3708.2 in the Freedom of Information Act, the Committee convened the meeting virtually to consider such regulatory and business matters as are presented on the agenda necessary for the committee to discharge its lawful purposes, duties, and responsibilities.
- PRESIDING OFFICER:** JD Ball, Ph.D., ABPP, Regulatory Committee Chair
- MEMBERS PRESENT:** Jim Werth, Ph.D., ABPP, Board Chair  
Herbert Stewart, Ph.D.
- MEMBERS ABSENT:** Christine Payne, MBA
- STAFF PRESENT:** Jaime Hoyle, JD, Executive Director  
Jennifer Lang, Deputy Executive Director  
Charlotte Lenart, Deputy Executive Director of Licensing  
Jared McDonough, Administrative Assistant  
Sharniece Vaughan, Licensing Specialist  
Elaine Yeatts, DHP Senior Policy Analyst/Agency Regulatory Coordinator
- CALL TO ORDER:** Dr. Ball called the virtual board meeting to order at 1:08 p.m.
- After completing a roll call of Board members and staff, Ms. Hoyle indicated that with three Committee members present a quorum was established.
- APPROVAL OF MINUTES:** Dr. Stewart made a motion, which was properly seconded, to approve the July 13, 2020 Regulatory Committee Meeting minutes with corrections. The motion carried unanimously.
- Dr. Werth made a motion, which was properly seconded, to approve the Regulatory Advisory Panel Meetings for September 10, 2020 and October 1, 2020. The motion carried unanimously.
- APPROVAL OF AGENDA:** Dr. Stewart made a motion, which was properly seconded, to approve the agenda as amended. The motion carried unanimously.
- PUBLIC COMMENT PERIOD:** There was no public comment.

**CHAIR REPORT:**

Dr. Ball acknowledge and thanked staff for their continued work and support.

Dr. Ball and Dr. Werth recently participated on the Regulatory Advisory Panel (RAP) that is on the agenda as unfinished business.

Dr. Ball enjoyed attending the virtual Association of State and Provincial Psychology Boards (ASPPB) annual conference with Dr. Stewart, Dr. Wallace, and Ms. Hoyle.

**NEW BUSINESS:**

**Discussion of endorsement applications for Clinical Psychologists who have an educational background in school psychology.**

Dr. Susan Wallace, Board member, discussed issues related to endorsement applications for Clinical Psychologists who have an educational background in school psychology. Dr. Wallace discussed the difference between Virginia and other states because Virginia separates clinical, applied and school licensure. She stated that she has reviewed several applications where the applicant holds a clinical psychology license in another state with a school psychology education. These doctorate level applicants do not meet Virginia's clinical psychology license requirements; therefore, the Board is only licensing these individuals as school psychologists.

Dr. Ball indicated that the Board is obligated to inform applicants that Virginia is unique because the Board has three different doctoral level licenses. Ms. Hoyle stated that she would contact ASPPB to ask that they post the different license structures for Virginia.

Dr. Wallace wanted to inform the committee of the issues and was concerned that PSYPACT would be more permissive.

Dr. Ball suggested that in the future two members of the Board review these types of applications preferably by a school and clinical psychology Board member. Dr. Ball stated that this licensure difference between Virginia and other states is an important issue that the Board will need to monitor.

Dr. Werth indicated that the proposed regulations would clearly address this issue; however, this issue will not be resolved for seven years.

**UNFINISHED BUSINESS:**

**Preparation of Closure of Practice guidance document**

Dr. Ball led the discussion on a guidance document for the preparation of closure of a practice. After discussion, the Committee recommended a few changes to the guidance document presented. Dr. Ball stated that he would make the initial changes to document, send it to Ms. Yeatts for review, and have the document ready for the full Board meeting.

Dr. Ball made a motion, which was properly seconded, to amend the proposed guidance document as discussed and present to the full Board. The motion carried unanimously.

#### **Guidance document on Telepsychology and Social Media**

Dr. Ball provided information on the progress of the guidance document on technology and social media. Dr. Ball will continue to review the ASPPB draft social media guidance document and review the American Psychological Association (APA) version.

#### **Update on Regulatory Advisory Panel for Sex Offender Treatment Provider Regulations**

The Committee briefly discussed the next steps for regulatory action for amending the Regulations Governing the Certification of Sex Offender Treatment Providers. The Committee agreed with Ms. Yeatts that unless there was opposition, to suggest the full Board consider a motion for fast track action.

#### **Legislative Update**

Ms. Yeatts stated that the legislative proposal to add criminal background checks to comply with PSYPACT and the periodic review of the Regulations Governing the Practice of Psychology are currently in the Governor's office for approval.

#### **Update from Ms. Lenart on FAQ's regarding Interactive Webinars**

Ms. Lenart stated the FAQs were updated to include real-time interactive includes a course in which the learner has the opportunity to interact with the presenter during the time of the presentation. (Zoom, WebEx or any video conferencing platforms can be considered as real-time interactive educational experience.)

Ms. Lenart began updating residents' expiration dates in the system. Ms. Lenart plans to complete this project by the next Board meeting.

**Dr. Ball had a question regarding the application of FOIA in a Virtual disciplinary hearing.** Ms. Yeatts stated that the permanent ability to have virtual meetings would require a change to the Administrative Procedure Act language, which would need action by the General Assembly. Ms. Lang provided information how the behavioral science boards are conducting virtual informal conferences.

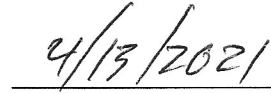
#### **Next Meeting:**

The next Regulatory Committee meeting is scheduled for February 8, 2021.

**ADJOURNMENT:**

The meeting adjourned at 2:31 p.m.

  
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J.D. Ball, Ph.D., ABPP, Chair

  
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Date

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Jaime Hoyle, J.D., Executive Director

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Date