STATE OF ALASKA

BOARD OF PSYCHOLOGIST & PSYCHOLOGICAL ASSOCIATE EXAMINERS JANUARY 31 – FEBRUARY 1, 2019

333 WILLOUGHBY AVE., 9TH FLOOR, CONF. ROOM A, JUNEAU, AK 99801

GCI Conference Line: 1-800-315-6338 Access Code: 14566

THURSDAY, January 31, 2019

	<u>TIME</u>	<u>TOPIC</u>	<u>LEAD PERSON</u>
1.	9:00 a.m.	Call to Order/Roll Call	Chair
2.	9:02 a.m.	Review & Approve Agenda	Chair
3.	9:05 am	Ethics Report Reminder of requirements to all board members.	Chair
4.	9:10 a.m.	Board Member Training	S. Chambers
5.	10:00 a.m.	Investigative Report	E. Prieksat
6.	10:15 a.m.	Division Update	Dir. Chambers (or) D. Dir. C Ward (or) M. Dumas (or) M. Wales
7.	11:30 a.m.	Public Comment	Chair
12:0	0 p. m.	Lunch Break	
8.	1:00 p.m.	Review& Approve Meeting Minutes November 2018	Chair
9.	1:15 p.m.	Application Review	Chair
10.	3:15 p.m.	Exam Scoring	Chair
12.	4:00 p.m.	Recess until 9:00 a.m. Friday, Feb. 1, 2019 (Later if necessary))

STATE OF ALASKA

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FRIDAY, February 1, 2019

	<u>TIME</u>	<u>TOPIC</u>	<u>LEAD PERSON</u>
14.	9:00 am	Call to Order/Roll Call	Chair
15.	9:02 a.m.	Correspondence	Chair
16.	9:30 a.m.	Old Business A. Licensing Categories B. Background Checks C. Edit Supervised Practice Plan Form	Chair
17.	11:00 am	 D. PSYPact New Business A. Update Regulation 12 AAC 60.065 Courtesy L B. Update Regulation 12 AAC 60.010(6) Letter of 	
		C. Telepsychology Website Discussion D. ASPPB October 2018 Meeting	S. Dutson J. Wieman
18.	12:00 p.m.	Lunch Break	
19.	1:00 p.m.	Board Admin. Business A. Courtesy License Report B. Schedule Additional Upcoming Meetings & St C. Schedule Attendees for ASPPB Conferences - April 8-14, 2019, Midyear Meeting, Santa Fo - October 16-20, 2019, Annual Meeting, Min. D. Task List	e, NM (A. Levy)
20.	1:30 p.m.	AKPA Licensure Act Meeting Follow Up	Michael Reed, AKPA
21.	1:45 p.m.	Exam Question Drafting (Executive Session)	Chair
22.	3:00 p.m.	Adjourn (later if necessary)	

State of Alaska DEPARTMENT OF LAW

ETHICS ACT PROCEDURES FOR BOARDS & COMMISSIONS

All board and commission members and staff should be familiar with the Executive Branch Ethics Act procedures outlined below.

Who Is My Designated Ethics Supervisor (DES)?

Every board or commission subject to the Ethics Act¹ has several ethics supervisors designated by statute.

- The chair serves as DES for board or commission members.
- The chair serves as DES for the executive director.
- The executive director serves as DES for the staff.
- The governor is the DES for a chair.²

What Do I Have To Disclose?

The Ethics Act requires members of boards and commissions to disclose:

- Any matter that is a potential conflict of interest with actions that the member may take when serving on the board or commission.
- Any circumstance that may result in a violation of the Ethics Act.
- Any personal or financial interest (or that of an immediate family member) in a state grant, contract, lease or loan that is awarded or administered by the member's board or commission.
- The receipt of certain gifts.

The executive director of the board or commission and its staff, as state employees, must also disclose:

- Compensated outside employment or services.
- Volunteer service, if any compensation, including travel and meals, is paid or there is a potential conflict with state duties.

For more information regarding the types of matters that may result in violations of the Ethics
Act, board or commission members should refer to the guide, "Ethics Information for Members of
Boards and Commissions." The executive director and staff should refer to the guide, Ethics
Information for Public Employees." Both guides and disclosure forms may be found on the
Department of Law's ethics website.

How Do I Avoid Violations of the Ethics Act?

- · Make timely disclosures!
- · Follow required procedures!
- Provide all information necessary to a correct evaluation of the matter!³
- · When in doubt, disclose and seek advice!
- Follow the advice of your DES!

What Are The Disclosure Procedures for Board and Commission Members?

The procedural requirements for disclosures by members are set out in AS 39.52.220 and 9 AAC 52.120. One goal of these provisions is to help members avoid violations of the Ethics Act. The procedures provide the opportunity for members to seek review of matters in advance of taking action to ensure that actions taken will be consistent with the Act.

Procedure for declaring actual or potential conflicts.

Members must declare potential conflicts and other matters that may violate the Ethics Act on the public record and in writing to the chair.

Disclosure on the public record. Members must identify actual and potential conflicts orally at the board or commission's public meeting **in advance** of participating in deliberations or taking any official action on the matter.

- A member must always declare a conflict and may choose to refrain from voting, deliberations or other participation regarding a matter.⁴
- If a member is uncertain whether participation would result in a violation of the Act, the member should disclose the circumstances and seek a determination from the chair.

Disclosure in writing at a public meeting. In addition to an oral disclosure at a board or commission meeting, members' disclosures must be made in writing.

- If the meeting is recorded, a tape or transcript of the meeting is preserved and there is a method
 for identifying the declaration in the record, an oral disclosure may serve as the written
 disclosure.
- Alternatively, the member must note the disclosure on the Notice of Potential Violation disclosure form and the chair must record the determination.

Confidential disclosure in advance of public meeting. Potential conflicts may be partially addressed in advance of a board or commission's public meeting based on the published meeting agenda or other board or commission activity.

- A member identifying a conflict or potential conflict submits a Notice of Potential Violation to the chair, as DES, in advance of the public meeting.
- This written disclosure is considered confidential.
- The chair may seek advice from the Attorney General.
- The chair makes a written determination, also confidential, whether the disclosed matter represents a conflict that will result in a violation of the Ethics Act if the member participates in official action addressing the matter. ⁵
- If so, the chair directs the member to refrain from participating in the matter that is the subject of the disclosure.
- An oral report of the notice of potential violation and the determination that the member must refrain from participating is put on the record at a public meeting.⁶

Determinations at the public meeting. When a potential conflict is declared by a member for the public record, the following procedure must be followed:

- The chair states his or her determination regarding whether the member may participate.
- Any member may then object to the chair's determination.
- If an objection is made, the members present, excluding the member who made the disclosure, vote on the matter.
- Exception: A chair's determination that is made consistent with advice provided by the Attorney General may not be overruled.
- If the chair, or the members by majority vote, determines that a violation will exist if the disclosing member continues to participate, the member must refrain from voting, deliberating or participating in the matter.⁷

If the chair identifies a potential conflict, the same procedures are followed. If possible, the chair should forward a confidential written notice of potential violation to the Office of the Governor for a determination in advance of the board or commission meeting. If the declaration is first

made at the public meeting during which the matter will be addressed, the members present, except for the chair, vote on the matter. If a majority determines that a violation of the Ethics Act will occur if the chair continues to participate, the chair shall refrain from voting, deliberating or participating in the matter. A written disclosure or copy of the public record regarding the oral disclosure should be forwarded to the Office of the Governor for review by the chair's DES.

Procedures for Other Member Disclosures

A member's interest in a state grant, contract, lease or loan and receipt of gifts are disclosed by filling out the appropriate disclosure form and submitting the form to the chair for approval. The disclosure forms are found on the Department of Law's ethics website.

What Are The Disclosure Procedures for Executive Directors and Staff?

Ethics disclosures of the executive director or staff are made in writing to the appropriate DES (chair for the executive director and the executive director for staff).

• Disclosure forms are found on the ethics website, noted above.

Notices of Potential Violations. Following receipt of a written notice of potential violation, the DES investigates, if necessary, and makes a written determination whether a violation of the Ethics Act could exist or will occur. A DES may seek advice from the Attorney General. If feasible, the DES shall reassign duties to cure a potential violation or direct divestiture or removal by the employee of the personal or financial interests giving rise to the potential violation.

- These disclosures are not required to be made part of the public record.
- A copy of a determination is provided to the employee.
- Both the notice and determination are confidential.

Other Disclosures. The DES also reviews other ethics disclosures and either approves them or determines what action must be taken to avoid a violation of the Act. In addition to the disclosures of certain gifts and interests in the listed state matters, state employees must disclose all outside employment or services for compensation.

The DES must provide a copy of an approved disclosure or other determination the employee.

How Are Third Party Reports of Potential Violations or Complaints Handled?

Any person may report a potential violation of the Ethics Act by a board or commission member or its staff to the appropriate DES or file a complaint alleging actual violations with the Attorney General.

- Notices of potential violations and complaints must be submitted in writing and under oath.
- Notices of potential violations are investigated by the appropriate DES who makes a written determination whether a violation may exist.⁸
- Complaints are addressed by the Attorney General under separate procedures outlined in the Ethics Act.
- These matters are confidential, unless the subject waives confidentiality or the matter results in a public accusation.

What Are The Procedures for Quarterly Reports?

Designated ethics supervisors must submit copies of notices of potential violations received and the corresponding determinations to the Attorney General for review by the state ethics attorney as part of the quarterly report required by the Ethics Act.

- Reports are due in April, July, October and January for the preceding quarter.
- A sample report may be found on the Department of Law's ethics website.
- An executive director may file a quarterly report on behalf of the chair and combine it with his or her own report.
- If a board or commission does not meet during a quarter and there is no other reportable activity, the DES advises the Department of Law Ethics Attorney by e-mail at ethicsreporting@alaska.gov and no other report is required.

If the state ethics attorney disagrees with a reported determination, the attorney will advise the DES of that finding. If the ethics attorney finds that there was a violation, the member who committed the violation is not liable if he or she fully disclosed all relevant facts reasonably necessary to the ethics supervisor's or commission's determination and acted consistent with the determination.

How Does A DES or Board or Commission Get Ethics Advice?

A DES or board or commission may make a **written request** to the Attorney General for an opinion regarding the application of the Ethics Act. In practice, the Attorney General, through the state ethics attorney, also provides **advice by phone or e-mail** to designated ethics supervisors, especially when time constraints prevent the preparation of timely written opinions.

- A request for advice and the advisory opinion are confidential.
- The ethics attorney endeavors to provide prompt assistance, although that may not always be possible.
- The DES must make his or her determination addressing the potential violation based on the opinion provided.

It is the obligation of each board or commission member, as well as the staff, to ensure that the public's business is conducted in a manner that is consistent with the standards set out in the Ethics Act. We hope this summary assists you in ensuring that your obligations are met.

- ¹ The Act covers a board, commission, authority, or board of directors of a public or quasi-public corporation, established by statute in the executive branch of state government.
- ² The governor has delegated the DES responsibility to Guy Bell, Administrative Director of the Office of the Governor.
- ³ You may supplement the disclosure form with other written explanation as necessary. Your signature on a disclosure certifies that, to the best of your knowledge, the statements made are true, correct and complete. False statements are punishable.
- ⁴ In most, but not all, situations, refraining from participation ensures that a violation of the Ethics Act does not occur. Abstention does not cure a conflict with respect to a significant direct personal or financial interest in a state grant, contract, lease or loan because the Ethics Act prohibition applies whether or not the public officer actually takes official action.
- ⁵ The chair must give a copy of the written determination to the disclosing member. There is a determination form available on the Department of Law's ethics web page. The ethics supervisor may also write a separate memorandum.
- ⁶ In this manner, a member's detailed personal and financial information may be protected from public disclosure.
- ⁷ When a matter of particular sensitivity is raised and the ramifications of continuing without an advisory opinion from the Attorney General may affect the validity of the board or commission's action, the members should consider tabling the matter so that an opinion may be obtained.
- ⁸ The DES provides a copy of the notice to the employee who is the subject of the notice and may seek input from the employee, his or her supervisor and others. The DES may seek advice from the Attorney General. A copy of the DES' written determination is provided to the subject employee and the complaining party. The DES submits a copy of both the notice and the determination to the Attorney General for review as part of the DES' quarterly report. If feasible,

the DES shall reassign duties to cure a potential violation or direct divestiture or removal by the employee of the personal or financial interests giving rise to the potential violation.

6/14

The Attorney General and Department of Law staff may not provide legal advice to private citizens or organizations. Please contact an attorney if you need legal advice. The Alaska Lawyer Referral Service or your local bar association may be able to assist you in locating a lawyer.

Alaska Department of Law

1031 West 4th Avenue, Suite 200 Anchorage, AK 99501 attorney.general@alaska.gov

Phone: (907) 269-5100 | Fax: (907) 276-3697 TTY: 907-258-9161

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Ethics Disclosure Form

CONFIDENTIAL REQUEST FOR ETHICS DETERMINATION

TO:		, Designated Ethics Supervisor
	(Identify Your Department, Agency,	Public Corporation, Board, Commission)
-	uest advice regarding the application of the 0) to my situation. The situation involves	the Executive Branch Ethics Act (AS 39.52.010 the following:
□ I	have provided additional information in t	he attached document(s).
I bel	lieve the following provisions of the Ethic	s Act may apply to my situation:
	AS 39.52.120, Misuse of Official Posit	ion
	AS 39.52.130, Improper Gifts	
	AS 39.52.140, Improper Use or Disclos	sure of Information
	AS 39.52.150, Improper Influence in S	tate Grants, Contracts, Leases or Loans
	AS 39.52.160, Improper Representation	1
	AS 39.52.170, Outside Employment Ro	estricted
	AS 39.52.180, Restrictions on Employe	ment after Leaving State Service
	AS 39.52.190, Aiding a Violation Proh	ibited
until AS 3	I I receive your advice. If the circumstar	ing any official action relating to this matter aces I described above may result in a violation of serve as my disclosure of the matter in accordance
addit		statement is true, correct, and complete. In at may apply, the submission of a false statement 240.
	(Signature)	(Date)
	(Printed Name)	(Division, Board, Commission)
	(Position Title)	(Location)

Designated Ethics Supervisor: Provide a copy of your written determination to the employee advising whether action is necessary under AS 39.52.210 or AS 39.52.220, and send a copy of the determination and disclosure to the attorney general with your quarterly report.

Revised 2012

Ethics Disclosure Form

Receipt of Gift	

, Designated Ethics Supervi	sor,
	(Agency, Public Corporation, Board,
	Commission or Council)
osure reports receipt of a gift with value in excess of \$150 as required by AS 39.52.130(b) or (f).	0.00 by me or my immediate family
Is the gift connected to my position as a state officer, employ	ree or member of a state board or commission?
□Yes □No	
Can I take or withhold official action that may affect the pers	son or entity that gave me the gift?
□Yes □No	
unswer "No" to both questions, you do not need to report this grif you are not sure, you must complete this form and provide	
ft giver by full name, title, and organization or relationsh	ip, if any:
event or occasion when gift was received or other circums	stance explaining the reason for the gift:
te of its value is \$The date of	f receipt was
ft was received by a member of my family. Who?	
cked "Yes" to question 2 above, explain the official action page, if necessary):	n you may take that affects the giver (attach
the best of my knowledge that my statement is true, corresponds that may apply, the submission of a false stated.	•
(Signature)	(Date)
(Printed Name)	(Division)
(Position Title)	(Location)
	,
pervisor Determination:	
	osure reports receipt of a gift with value in excess of \$150 os required by AS 39.52.130(b) or (f). Is the gift connected to my position as a state officer, employ Yes No Can I take or withhold official action that may affect the person No answer "No" to both questions, you do not need to report this or if you are not sure, you must complete this form and provide of the given by full name, title, and organization or relationshes event or occasion when gift was received or other circums attended to the state of its value is \$

^{*}Designated Ethics Supervisor: Provide a copy of the approval or disapproval to the employee. If action is necessary under AS 39.52.210 or AS 39.52.220, attach a determination stating the reasons and send a copy of the determination and disclosure to the attorney general with your quarterly report.



Department of Commerce, Community, and Economic Development

DIVISION OF CORPORATIONS, BUSINESS, AND PROFESSIONAL LICENSING Anchorage Office

550 West Seventh Avenue, Suite 1500 Anchorage, AK 99501-3567 Main: 907.269.8160 Toll free fax: 907.269.8156

MEMORANDUM

DATE: January 17, 2019

TO: Alaska Board of Psychologists and Psychological Associate Examiners

THRU: Sonia Lipker, Senior Investigator 947

FROM: Erika Prieksat, Investigator

RE: Investigative Report for the January 31, 2019, Meeting

The following information was compiled as an investigative report to the Board for the period of November 16, 2018, through January 17, 2019. This report includes all investigations, complaints, and intake matters handled since the last report. The Division opened one (1) matter and closed four (4) matters. Four (4) matters remains on going and/or under active investigation.

Matters opened by the Paralegal in Juneau, regarding continuing education audits and license action resulting from those matters are not covered in this report.

CASE #	OPENED	COMPLAINT/INVESTIGATION	PROFESSION
2018-000916	8/10/18	Standard of Care	Psychologist
2018-000917	8/10/18	Standard of Care	Psychologist
2018-001291	8/20/18	Unethical Conduct	Psychologist
2018-001129	9/25/18	Violating Professional Ethics	Psychologist

OPEN: TOTAL = 4

INVESTIGATIVE ACTIONS CLOSED SINCE LAST MEETING

2018-001089	Unlicensed Practice	Advisement Letter
2018-001181	Unlicensed Practice	Advisement Letter
2018-001263	Standard of Care	Incomplete complaint
2018-001372	License Application Problem	Review Complete

CLOSED: TOTAL = 4

Investigative Report to Alaska Board of Psychologists and Psychological Associate Examiners January 17, 2019 Page 2

The following licensees are on probation except as noted. All are in compliance with the terms of their license probation, at this time.

NAME START OF PROBATION END OF PROBATION

PROBATION CASES: TOTAL = 0

END OF REPORT

[Page 2]

Department of Commerce Community, and Economic Development Corporations, Business and Professional Licensing

Board of Psychologist and Psychological Associate Examiners Schedule of Revenues and Expenditures

									FY19
	 FY 12	FY 13		FY 14	FY 15	 FY16	FY17	 FY18	1st QTR
Licensing Revenue	\$ 30,372 \$	156,899	\$	38,650 \$	174,938	\$ 33,572 \$	193,265	\$ 17,080	
Allowable Third Party Reimbursement Total Revenue	 30,372	156,899	_	38,650	174,938	 33,572	193,265	\$ 1,017 18,097	7,100
Direct Expenditures									
Personal Services	40,952	55,234		69,884	58,896	37,479	28,054	49,934	10,096
Travel	7,486	9,816		14,041	22,637	13,089	14,489	19,445	3,739
Contractual	2,362	1,762		26,032	14,069	10,189	3,825	2,624	51
Supplies	258	172		78	50	19	149	29	2
Equipment	 -			-		 -		-	-
Total Direct Expenditures	51,058	66,984		110,035	95,652	60,776	46,517	72,032	13,888
Indirect Expenditures*	13,779	17,246		25,827	31,271	19,713	20,570	26,900	6,725
Total Expenses	 64,837	84,230		135,862	126,923	 80,489	67,087	 98,932	20,613
Annual Surplus (Deficit)	(34,465)	72,669		(97,212)	48,015	(46,917)	126,178	 (80,835)	(13,513
Beginning Cumulative Surplus (Deficit)	331,261	296,796		369,465	272,253	320,268	273,351	399,529	318,694
Ending Cumulative Surplus (Deficit)	\$ 296,796 \$	369,465	\$	272,253 \$	320,268	\$ 273,351 \$	399,529	\$ 318,694	\$ 305,181

^{**} For the first three quarters, indirect costs are based on the prior fiscal year's total indirect amount on a percent of year completed basis. The 4th quarter board reports reflect the current year's actual indirect expenses allocated to the boards.

FY13 & FY17 Fee increase

Appropriation	(All)
AL Sub Unit	(All)
AL Task Code	PSY1

Sum of Expenditures		Object Type Code				
Object Code	Object Name	1000	2000	3000 400	0	Grand Total
1011	Regular Compensation	5,908.07				5,908.07
1023	Leave Taken	634.36				634.36
1028	Alaska Supplemental Benefit	402.05				402.05
1029	Public Employee's Retirement System Defined Benefits	34.12				34.12
1030	Public Employee's Retirement System Defined Contribution	336.04				336.04
1034	Public Employee's Retirement System Defined Cont Health Reim	277.66				277.66
1035	Public Employee's Retiremnt Sys Defined Cont Retiree Medical	60.11				60.11
1037	Public Employee's Retiremnt Sys Defined Benefit Unfnd Liab	731.66				731.66
1039	Unemployment Insurance	20.54				20.54
1040	Group Health Insurance	1,286.65				1,286.65
1041	Basic Life and Travel	3.03				3.03
1042	Worker's Compensation Insurance	64.35				64.35
1047	Leave Cash In Employer Charge	151.03				151.03
1048	Terminal Leave Employer Charge	78.58				78.58
1053	Medicare Tax	88.40				88.40
1077	ASEA Legal Trust	11.46				11.46
1079	ASEA Injury Leave Usage	5.09				5.09
1080	SU Legal Trst	2.47				2.47
2000	In-State Employee Airfare		337.21			337.21
2001	In-State Employee Surface Transportation		18.25			18.25
2002	In-State Employee Lodging		-			-
2003	In-State Employee Meals and Incidentals		671.50			671.50
2005	In-State Non-Employee Airfare		1,742.35			1,742.35
2006	In-State Non-Employee Surface Transportation		-			-
2007	In-State Non-Employee Lodging		458.00			458.00
2008	In-State Non-Employee Meals and Incidentals		375.50			375.50
2009	In-State Non-Employee Taxable Per Diem		64.00			64.00
2010	In-State Non-Employee Non-Taxable Reimbursement		69.70			69.70
2036	Cash Advance Fee		2.44			2.44
3046	Advertising			37.12		37.12
3069	Commission Sales			14.25		14.25
4002	Business Supplies				1.93	1.93
Grand Total		10,095.67	3,738.95	51.37	1.93	13,887.92

Board of Psychologist and Psychological Associate Examiners (PSY)

Analysis last updated: 12/28/2018

Effective dates:

Presented to board: 01/31 - 02/01/2019 Meeting

resented to bodia. 01/31 02/01/2013 Weeting																
		Current Fee Schedu	le		Proposed	l by Board			Proposed	by Division			Adjustments		<u> </u>	
												Fee Adjustment				
					Fee with	Projected			Fee with	Projected		for Estimated			In System 07.01.2016 to 06.30.2018	
			Projected	Fee	Recommended	Revenue after		Fee	Recommended	Revenue after		Prorated	Projected Units	Projected		
Fee Type	Current Fee	Projected Units	Revenue	Adjustment	Adjustment	Adjustment	% Change	Adjustment	Adjustment	Adjustment	% Change	Renewals	*	Revenue Loss		
Application Initial License	200	26	\$ 5,200		\$ 200	\$ 5,200	0%		\$ 200	\$ 5,200	0%	5			Application Initial License	26
Application Courtesy Any Psychologist License	50	1	50		50	50	0%		50	50	0%	5			Application Courtesy Any Psychologist License	1
New Psychologist	775	23	17,825		775	17,825	0%	(300)	475	10,925	-39%	(237.50)	5	(1,187.50	New Psychologist	23
Renewed Psychologist	775	215	166,625		775	166,625	0%	(300)	475	102,125	-39%	5			Renewed Psychologist	192
New Psychologist Associate	775	2	1,550		775	1,550	0%	(300)	475	950	-39%	S			New Psychologist Associate	2
Renewed Psychologist Associate	775	37	28,675		775	28,675	0%	(300)	475	17,575	-39%	S			Renewed Psychologist Associate	35
Credential Review Fee **	100	15	1,500		100	1,500	0%		100	1,500	0%	S			Credential Review Fee **	15
State Examination Fee ***	50	9	450		50	450	0%		50	450	0%	5			State Examination Fee ***	9
Courtesy License	200	1	200		200	200	0%		200	200	0%	5			Courtesy License	1
Temporary License	150	9	1,350		150	1,350	0%		150	1,350	0%	5			Temporary License	9
Exam (EPPP, Exam Retest Fee	25	3	75		25	75	0%		25	75	0%	S .			Exam (EPPP, Exam Retest Fee	3
Centralized Fees	2,114	1	2,114		2,114	2,114			2,114	2,114						
			\$ 225,614		•	\$ 225,614			•	\$ 142,514			•	\$ (1,188	Initial: PY new applications	

^{***}Exam Fees only apply to New Applicants by Exam Beginning Cumulative Surplus must be from FY2017

		CAI	LCULATIONS BASE	D ON CURRENT FI	ES
	FY2015/2016	FY2017/FY2018	Projected	Projected	Projected
Revenues and Expenditures	Actuals	Actuals	FY2019/2020	FY2021/2022	FY2023/2024
Revenue	208,510	211,362	225,614	225,614	225,614
Expenses	(207,412)	(166,019)			
Adjustments					
Expenses adjusted for 2% biennial increase			(169,339)	(172,726)	(176,181)
Fee adjustment for pro-rated renewal			(1,188)	(1,188)	(1,188)
Projected Net		45,343	55,087	51,700	48,245
Beginning Cumulative Surplus (Deficit)		273,351	318,694	373,781	425,481
Ending Cumulative Surplus (Deficit)	•	318,694	373,781	425,481	473,726

CALCULATIONS BASED ON BOARD'S PROPOSAL										
FY2017/FY2018	Projected	Projected	Projected							
Actuals	FY2019/2020	FY2021/2022	FY2023/2024							
211,362	225,614	225,614	225,614							
(166,019)										
	(169,339)	(172,726)	(176,181)							
	(1,188)	(1,188)	(1,188)							
45,343	55,087	51,700	48,245							
273,351	318,694	373,781	425,481							
318,694	373,781	425,481	473,726							

CALCULATIONS BASED ON DIVISION'S PROPOSAL										
FY2017/FY2018	Projected	Projected	Projected							
Actuals	FY2019/2020	FY2021/2022	FY2023/2024							
211,362	142,514	142,514	142,514							
(166,019)										
	(169,339)	(172,726)	(176,181)							
	(1,188)	(1,188)	(1,188)							
45,343	(28,013)	(31,400)	(34,855)							
273,351	318,694	290,681	259,281							
318,694	290,681	259,281	224,426							

Initial: PY new applications New: PY new applications

Renewal: PY renewed + PY new

Temporary: PY temporary

Courtesy: PY courtesy

Centralized: PY revenue X 0.01

30th Legislature (2017-2018) Alaska Admin Code 12 AAC 02.330	12/13/2018	SEARCH							
12 AAC 02.330. Board of Psycho	logist and Psychologic	cal Associat	te Examiners						
The following fees are established fo	r psychologists and psyc	hological as:	sociates:						
(1) application fee for									
(A) initial license, \$:	200;								
(B) any courtesy ps	ychologist license; \$50;								
(2) credential review fee,	\$100;								
(3) psychologist license fe	ee for all or part of the in	nitial biennia	l licensing period, \$775;						
(4) psychologist biennial license renewal fee, \$775;									
(5) temporary license fee	, \$150;								

- (6) psychological associate license fee for all or part of the initial biennial licensing period, \$775;
- (7) psychological associate biennial license renewal fee, \$775;
- (8) state examination fee, \$50;
- (9) Examination for Professional Practice in Psychology (EPPP), examination retest fee, \$25;
- (10) fee for any courtesy psychologist license, \$200.

^{*}Units based on 2019 renewal, per 12 AAC 02.030

^{**}Same as New Licenses by Credentials

Board of Psychologist and Psychological Associate Examiners Schedule of Revenues and Expenditures

		FY 12	FY 13	 FY 14	FY 15		FY16	FY17	FY18	FY19 1st & 2nd Qtr
Licensing Revenue	\$	30,372	\$ 156,899	\$ 38,650 \$	174,938	\$	33,572 \$	193,265	\$ 17,080	\$ 14,705
Allowable Third Party Reimbursement		-	-	-	-		-	-	\$ 1,017	\$ 1,696
Total Revenue		30,372	156,899	 38,650	174,938	<u> </u>	33,572	193,265	 18,097	16,40
Direct Expenditures										
Personal Services		40,952	55,234	69,884	58,896		37,479	28,054	49,934	25,420
Travel		7,486	9,816	14,041	22,637		13,089	14,489	19,445	6,10
Contractual		2,362	1,762	26,032	14,069		10,189	3,825	2,624	473
Supplies		258	172	78	50		19	149	29	82
Equipment		-	-	-	-		-	-	-	-
Total Direct Expenditures	·	51,058	66,984	110,035	95,652		60,776	46,517	 72,032	32,076
Indirect Expenditures*		13,779	17,246	25,827	31,271		19,713	20,570	26,900	13,450
Total Expenses		64,837	84,230	 135,862	126,923		80,489	67,087	 98,932	45,526
Annual Surplus (Deficit)		(34,465)	72,669	(97,212)	48,015		(46,917)	126,178	 (80,835)	(29,125
Beginning Cumulative Surplus (Deficit)		331,261	296,796	369,465	272,253		320,268	273,351	399,529	318,694
Ending Cumulative Surplus (Deficit)	\$	296,796	\$ 369,465	\$ 272,253 \$	320,268	\$	273,351 \$	399,529	\$ 318,694	\$ 289,569

^{**} For the first three quarters, indirect costs are based on the prior fiscal year's total indirect amount on a percent of year completed basis.

The 4th quarter board reports reflect the current year's actual indirect expenses allocated to the boards.

Appropriation	(All)
AL Sub Unit	(All)
PL Task Code	PSY1

Sum of Expenditures		Object Type Code				
Object Code	Object Name	1000	2000	3000	4000	Grand Total
1011	Regular Compensation	14,103.62				14,103.62
1014	Overtime	2.06				2.06
1023	Leave Taken	1,831.93				1,831.93
1028	Alaska Supplemental Benefit	978.94				978.94
1029	Public Employee's Retirement System Defined Benefits	70.13				70.13
1030	Public Employee's Retirement System Defined Contribution	843.97				843.97
1034	Public Employee's Retirement System Defined Cont Health Reim	628.19				628.19
1035	Public Employee's Retiremnt Sys Defined Cont Retiree Medical	146.85				146.85
1037	Public Employee's Retiremnt Sys Defined Benefit Unfnd Liab	1,817.28				1,817.28
1039	Unemployment Insurance	51.32				51.32
1040	Group Health Insurance	3,839.30				3,839.30
1041	Basic Life and Travel	6.47				6.47
1042	Worker's Compensation Insurance	187.45				187.45
1047	Leave Cash In Employer Charge	368.22				368.22
1048	Terminal Leave Employer Charge	191.48				191.48
1053	Medicare Tax	220.71				220.71
1077	ASEA Legal Trust	24.16				24.16
1079	ASEA Injury Leave Usage	4.69				4.69
1080	SU Legal Trst	5.72				5.72
1970	Personal Services Transfer	97.51				97.51
2000	In-State Employee Airfare		961.09			961.09
2001	In-State Employee Surface Transportation		18.25			18.25
2002	In-State Employee Lodging		-			-
2003	In-State Employee Meals and Incidentals		671.50			671.50
2005	In-State Non-Employee Airfare		1,742.35			1,742.35
2006	In-State Non-Employee Surface Transportation		-			-
2007	In-State Non-Employee Lodging		458.00			458.00
2008	In-State Non-Employee Meals and Incidentals		375.50			375.50
2009	In-State Non-Employee Taxable Per Diem		192.00			192.00
2010	In-State Non-Employee Non-Taxable Reimbursement		69.70			69.70
2020	Out-State Non-Employee Meals and Incidentals		140.00			140.00
2022	Out-State Non-Employee Non-Taxable Reimbursement		1,469.70			1,469.70
2036	Cash Advance Fee		2.44			2.44
2970	Travel Cost Transfer		-			-
3000	Training/Conferences			290.00		290.00
3045	Postage			6.67		6.67
3046	Advertising			157.55		157.55
3069	Commission Sales			18.75		18.75
4002	Business Supplies				82.41	82.41
Grand Total		25,420.00	6,100.53	472.97	82.41	32,075.91

Public Comment:

The board chair shall open public comment. The time allotted for comment will be divided between all individuals signed in to give comment. The group will be told how much time each person will have to speak; the licensing examiner will keep track of the time and notify the individual when they have 1 minute left.

This is not the time for the board to respond to the comments. The board can choose to respond to any comments at the end of the comment period; they can choose to send a letter with their responses to the individual; or they can choose to not respond.

Alaska Board of Psychologist and Psychological Associate Examiners November 29 & 30, 2018

State Of Alaska 1 DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT 2 3 DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING 4 5 BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS 6 November 29, 2018 & November 30, 2018 7 8 These are DRAFT minutes prepared by the staff of the Division of Corporation, Business and 9 Professional Licensing. These minutes have not been reviewed or approved by the Board. 10 11 Written meeting minutes reflects a brief overview of the business conducted by the board during their 12 meeting. For a more detailed account, please request a copy of the meeting recording. 13 14 Thursday, November 29, 2018 15 16 Agenda Item - Call to order and Roll call 17 Board Chair Al Levy called the meeting to order at 9:10 am. 18 19 Those present constituting a quorum of the Board: 20 Al Levy, Psychological Associate 21 Joel Wieman, Psychologist 22 Suzanne Dutson, Public Member 23 Richard Lazur, Psychologist 24 Christopher Reynolds, Psychologist 25 In attendance from the Department of Commerce, Community and Economic Development, Division of 26 27 Corporations, Business and Professional Licensing were: 28 29 Dawn K Hannasch, Records and Licensing Supervisor 30 Sara Chambers, Acting Director via Skype 31 Marylene Wales, Accounting Tech III-via Skype 32 33 Agenda Item - Review & Approve Agenda 34 35 The board reviewed the drafted agenda of the meeting In a motion duly made by Suzanne Dutson and seconded by Richard Lazur, with unanimous 36 37 consent, it was resolved to approve the agenda as written. Agenda Item – Ethics Report 38 39 Board Chair, Al Levy gave a brief overview of the requirements of ethics reporting as a board member. 40 Hearing no violations or reports, Mr. Levy moved the board onto the next agenda item. 41 42 43 44

Agenda Item - Board Training

Acting Division Director, Sara Chambers joined the meeting via SKYPE to provide board training. Ms. Chambers reviewed the Boards & Commissions training manual. Some of the highlights are as follows:

Responsibilities of Board and Commission Members

Doing Alaska's boards and commissions' business (in effect, the public's business) is a group activity that requires patience, vision, cooperation, and compromise. As a member of a regulatory board, you have a responsibility to several groups:

 • To the general public. Consumers expect that licensees will be qualified to perform properly and safely. They expect oversight to ensure qualifications for licensure and practice meet acceptable standards. They expect licensees to be accountable to the law. The public has a right to know what's going on within the board.

• To potential licensees. A person who wishes to earn a living in a regulated profession should be able to demonstrate competency through a reasonable and transparent process. Every applicant should have easy access to information about entering the profession, including testing and transferring a license to between states.

- To other board members. Board and commission members should listen to their fellow board members and consider one another's views and contributions. All board members are responsible for developing good policy and procedures and contributing to the effective and efficient operation of the board.
- To licensees. A licensed professional has an expectation that regulators will determine matters fairly and impartially, and be responsive.

The primary objectives of regulatory boards are to ensure professional competency and the health and safety of the public. Boards often have positions dedicated to members from specific backgrounds; this is intended to bring a broad range of perspective to the boards, including the perspective of consumers, people who have no affiliation with the regulated profession, and people who practice within the regulated profession. Together, the members of a regulatory board serve the public's interest.

What Does It Take to Successfully Serve on a Regulatory Board?

- 1. A demonstrated interest in public service.
- 2. Common sense and a willingness to ask questions. Do the policies, procedures, and decisions of the board seem sensible? If not, say so and ask for clarification. You are responsible for what goes on with the board. If you are not sure about something and you do not ask, the board may miss an opportunity to avoid or correct a problem.
- 3. A commitment to attend. Consistent attendance is essential to keeping informed about what is going on and to providing direction and support. An individual who accepts an appointment to a board and does not take seriously the duty to be there regularly and actively, does a disservice to the board and to the public he/she is supposed to represent.
- 4. Healthy assertiveness. Respect your own rights and needs as well as those of others by maintaining boundaries and seeking information in a healthy, professional manner.
- 90 5. Understanding of the board structure and resources. Find out how the Department of Commerce,
- 91 Community, and Economic Development, the Division of Corporations, Business and Professional

Alaska Board of Psychologist and Psychological Associate Examiners November 29 & 30, 2018

Licensing, the Department of Law, and the Office of Administrative Hearings operate in relation to your
 board, and investigate other available resources.

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Effective board members have these characteristics in common:

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- 97 1. Able to work with a group to make decisions
- 98 2. Understand and follow democratic processes
 - 3. Willing to devote time and effort to the work of the board
- 4. Work to find alternative solutions to problems whenever necessary
- 101 5. Use good communication skills
 - 6. Recognize that the goal of the board is the service and protection of the public
- 7. Aware that authority is granted by the law to the board as a whole, not to any member individually,
- and can only be used in open meeting or executive session by vote of the majority of board members
- 8. Avoid becoming involved in the daily functions of staff 9. Delay making judgements until adequate evidence is in and has been fully discussed 10. Separate personal feelings toward others from their

107 decision-making process

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The Alaska Open Meetings Act

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Regarding meetings, we must make sure to read the guidance fully and in context:

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The definitions in AS 44.62.310. To whom does the Open Meetings Act apply?

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AS 44.62.310(h)(1) "governmental body" means an assembly, council, board, commission, committee, or other similar body of a public entity with the authority to establish policies or make decisions for the public entity or with the authority to advise or make recommendations to the public entity; "governmental body" includes the members of a subcommittee or other subordinate unit of a

"governmental body" includes the members of a subcommittee or other subcommental body if the subordinate unit consists of two or more members

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The establishment of a meeting has three "ingredients": Who is present, how many are present, and what are they doing:

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AS 44.62.310(h)(2) "meeting" means a gathering of members of a governmental body when (A) more than three members or a majority of the members, whichever is less, are present, a matter upon which the governmental body is empowered to act is considered by the members collectively, and the governmental body has the authority to establish policies or make decisions for a public entity; or (B) the gathering is prearranged for the purpose of considering a matter upon which the governmental body is empowered to act and the governmental body has only authority to advise or make recommendations for a public entity but has no authority to establish policies or make decisions for the

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public entity;

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The guidance to staff in Division P&P-1 on meeting management clarifies a subcommittee as a different type of meeting. It is not a board meeting because "the membership of a subcommittee, advisory committee, working group or similar group by another name may not include a quorum of a board. Any meeting that includes a quorum of a board is considered a board meeting and must be noticed accordingly."

Alaska Board of Psychologist and Psychological Associate Examiners November 29 & 30, 2018

There's also the question about what "prearranged" means. This brief guidance suggests that board and subcommittee members should avoid "spontaneous" discussions about their official business when these thresholds are met. A chance meeting at a social event that turns into an hour-long conversation about official business is avoidable and, by sustaining the conversation over a period, may not be considered by a court to be a spontaneous conversation.

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Break 10:39 am -10:47 am

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Agenda Item - Division/Fiscal Update

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Hearing nothing further, Mr. Levy moved the board's attention onto the end of FY18 report and the 1st quarter of FY19 report.

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Fiscal Year 2018 (FY18):

The board took in just over \$17,000, however the expenses were almost \$100,000. With a surplus from past years, the program can remain in a positive fiscal position with a balance of \$318,694.

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Fiscal Year 2019 (FY19) 1st Quarter:

- 157 At the end of the 1st quarter of FY19 the board income was \$7,100 and the outgoing has been \$13,888.
- 158 Board Chair, Al Levy reminded the division that one of the recommendations in the sunset audit was
- that the division and the board look at reducing licensing fee. Division Accounting Tech, Marylene Wales
- informed the board that she will be providing them with an updated fee analysis at their January 2019
- 161 meeting in Juneau Alaska.

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Ms. Chambers reviewed the indirect vs direct expenses, how these expenses are figured, and what the boards past trends have looked like. This information will assist the board in reviewing fee changes with the division in January.

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Mr. Levy inquired of Ms. Chambers if there was any information as to changes to the travel policy considering a new administration was taking over December 3rd, 2018. M. Chambers stated that once this information was provided by Governor Dunlevy's team, it would be passed onto boards and staff.

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Lunch 12:06 pm - 1:10 pm

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<u>Agenda Item – Review/Approve Meeting Minutes</u>

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Mr. Levy stated that the board prefers the meeting minutes written in the past tense from here on.

177 178 In a motion duly made by Richard Lazur and seconded by Suzanne Dutson, with unanimous consent it was resolved to approve the August 9th and 10th 2018 meeting minutes as written.

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Agenda Item – Public Comments

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There were no members of the public that wished to provide public comments to the board.

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Alaska Board of Psychologist and Psychological Associate Examiners November 29 & 30, 2018 Break 1:28 pm - 1:40 pm Agenda Item - Application Review Hearing nothing from the public, Board Chair Levy turned the board's attention to the eight applications that needed to be reviewed. In a motion duly made by Suzanne Dutson, and seconded by Richard Lazur, with a roll call vote, it was resolved to approve the following applications with the stipulation that the information in the applicant's files take precedence over the minutes of this meeting.

Kelsey A. Burrows – Temporary Psychologist License by Exam Daniel G. Davis - Temporary Psychologist License by Exam Kristine Danbeck - Psychologist License by Credentials

Erin L. Iwamoto - Temporary Psychologist License by Exam

Al Levy-Yes Joel Wieman-Yes **Suzanne Dutson-Yes Richard Lazur-Yes Christopher Reynolds-Yes**

The remaining four applications where tabled by the board, allowing each applicant the opportunity to provide additional or corrected information. Staff was directed to contact each applicant individually.

<u>Agenda Item – Exam Review</u>

Do to the lateness of the day, it was decided by Board Chair Levy to move the exam review to 9:15 am on Friday, November 30th 2018.

Recess at 5:00 pm until 9:00 am on Friday, November 30th, 2018.

November 29 & 30, 2018 State Of Alaska DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS November 29, 2018 & November 30, 2018 These are DRAFT minutes prepared by the staff of the Division of Corporation, Business and Professional Licensing. These minutes have not been reviewed or approved by the Board. Written meeting minutes reflects a brief overview of the business conducted by the board during their meeting. For a more detailed account, please request a copy of the meeting recording. Friday, November 30, 2018 Due to the earthquake that occurred at 8:30 am on Friday, November 30th, 2018, in Anchorage, Alaska, the board was unable to resume its meeting. Therefore the meeting was officially adjourned as of 5:00 pm on Thursday, November 29th 2018. Respectfully submitted, Dawn K Hannasch Date Records and Licensing Supervisor

Alaska Board of Psychologist and Psychological Associate Examiners

Allen Levy

Board Chair

Date

- **12 AAC 60.065. REVIEW OF APPLICATION FOR COURTESY LICENSE.** (a) An applicant who meets the requirements on the appropriate checklist established in this section has demonstrated the necessary qualifications for the courtesy license applied for and will be approved by the board's designee for issuance of that license. An applicant who does not meet the requirements on the appropriate checklist in this section will not be issued a courtesy license unless the board further reviews the application and determines that the applicant meets the qualifications in AS 08.86 and 12 AAC 60 for the courtesy license applied for.
- (b) The form title "Application Checklist for Psychology Courtesy License," dated December 2004, is adopted by reference. This form is established by the board for use by an employee of the department in the completion of processing of an application for a courtesy license to practice psychology in this state.

12 AAC 60.010. APPLICATION FOR LICENSURE BY EXAMINATION. (a) An application for initial licensure by examination as a psychologist must be submitted on a form provided by the department with

- (1) a check or money order in the amount specified in 12 AAC 02.330;
- (2) official transcripts from all undergraduate and graduate schools attended by the applicant;
- (3) repealed 5/18/85;
- (4) a complete vita from the date of high school graduation to the time of application, including dates and places of residency;
 - (5) repealed 5/18/85;
- (6) five letters of reference, one of which must be from the applicant's doctoral committee membership, preferably the chairperson; two from licensed psychologists, members of the American Psychological Association, or diplomates of the American Board of Professional Psychology; and two from other persons not related to the applicant; and
 - (7) repealed

12 AAC 60.030. APPLICATION FOR LICENSURE BY CREDENTIALS. (a) An applicant for licensure by credentials as a psychologist will be licensed without examination if the applicant

- (1) if applying under AS 08.86.150(1),
- (A) complies with the application requirements of 12 AAC 60.010(a)(1), (2), (4), and (6); and
- (B) submits verification of
- (i) a current license or certificate from another licensing jurisdiction issued based upon examination and qualification requirements essentially similar to or higher than those in this state at the time of application for the license from this state;
- (ii) the applicant's score on the Examination for Professional Practice in Psychology (EPPP) created by the Association of State and Provincial Psychology Boards (ASPPB), unless the applicant was initially licensed in a licensing jurisdiction before that licensing jurisdiction required an applicant to sit and pass the EPPP examination; and
- (iii) the present status of the applicant's license or certificate from all jurisdictions where the applicant holds or has ever held a license or certificate to practice psychology; and
 - (2) if applying under AS 08.86.150(2),
 - (A) complies with the application requirements of 12 AAC 60.010(a)(1), (4), and (6); and
- (B) submits verification that the applicant is a diplomate in good standing of the American Board of Professional Psychology.
- (b) The verifications required by (a)(1)(B) and (a)(2)(B) of this section must be sent directly to the department from the licensing jurisdiction that issued the applicant's license or certificate, the American Board of Professional Psychology, or the Association of State and Provincial Psychology Boards.
- (c) An applicant is responsible for assuring that the department receives all application documents. An application will not be reviewed until all documents required by this section have been received.

COURTESY LICENSE UPDATE

License Number	Name	Scope of Practice	Expiration Date	Status
133166	Wood,	forensic evaluation in a	5/24/2019	In compliance
	Stacey	Federal criminal case		with reporting
		including		
		neuropsychological testing;		
		draft report; and possibly		
		testifying at trial.		
137099	Light, Roger	Medicolegal	9/25/2019	Not compliant;
		neuropsychological		letter sent
		evaluation and subsequent		
		testimony.		
137681	Denny,	forensic neuropsychological	9/19/2019	In compliance
	Robert	examination of a capital		with reporting
		defendant; including		
		interview/testing the		
		defendant and interviewing		
		collateral sources.		
138216	Poppleton,	Forensic examinations in a	10/10/2019	In compliance
	Landon	single case		with reporting
139884	Williams,	Psychological and	11/30/2019	Not compliant;
	Arthur	neuropsychological		letter sent
		assessments and		
		consultations.		

The 2 licensees that are non-compliant were notified 1/24/19; will follow up if no report is received by 2/1/19.

STATE OF ALASKA 2019

State Holidays

Date	Holiday
01/01	New Year's Day
01/21	MLK Jr.'s Birthday
02/18	Presidents' Day
03/25	Seward's Day
05/27	Memorial Day
07/04	Independence Day
09/02	Labor Day
10/18	Alaska Day
11/11	Veterans' Day
11/28	Thanksgiving Day
12/25	Christmas Day

Biweekly employees please refer to appropriate collective bargaining unit agreement for more information regarding holidays.

Holiday



State calendar maintained by the Division of Finance, Department of Administration http://doa.alaska.gov/calendars.html Revised 08/28/2018

JAN	UAR	Υ					JUL'	Y					
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