

**STATE OF ALASKA
DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING
BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS**

**MINUTES OF MEETING
April 12-13, 2012**

By the authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled meeting of the Board of Psychologist and Psychological Associate Examiners was held on April 12-13, 2012 at the Robert B. Atwood Building, 550 West 7th Avenue, Suite 1860, Anchorage, Alaska.

Thursday, April 12, 2012

Call to Order/Roll Call

The meeting was called to order at 8:35 a.m. by Alysha Hernandez, Licensing Examiner.

Those present, constituting a quorum of the Board:

John DeRuyter, Psychologist
Kristi Fuller, Psychologist
Al Levy, Psychological Associate
Joel Wieman, Psychologist
Christian Muntean, Public Member

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

Cori Hondolero, Executive Administrator
Alysha Hernandez, Licensing Examiner

Agenda Item 1 – Appoint a New Board Chair & Vice Chair

The Board discussed a new Board Chair.

**Upon a motion by Dr. Fuller, seconded by Dr. Levy and approved unanimously, it was:
MOVED to appoint Dr. John DeRuyter as the new Board Chair.**

**Upon a motion by Dr. Levy, seconded by Dr. Wieman and approved unanimously, it was:
MOVED to appoint Dr. Kristi Fuller as the new Board Vice Chair.**

Agenda Item 2 – Review Agenda

Mr. Levy asked how to get items on the agenda. It was noted that any board member can e-mail Alysha a topic and/or materials for the topic of discussion; you then become the Lead on the agenda for that topic.

Dr. DeRuyter stated that he would like to talk about tele-health later in the meeting when there is time. He stated that it is important that when being involved and when contributing in the AK-PA list serve, board members need to be careful about how they represent themselves; and be sure that they make it clear that their opinions are not that of the Board.

Dr. Wieman would like more information on AK-PA and the Board's relationship. Mr. Levy and Dr. DeRuyter give a brief description on the basis of AK-PA and its function and the separate functions of the State Licensing Board.

There were no items to be added or adjusted in regards to the agenda.

Agenda Item 3 – Ethics Forms and Video

Board watched the Ethics Video and reviewed the forms. It was noted that Curtis Thayer, Deputy Commissioner is the Ethics Supervisor for the Board and the Division.

Mr. Levy asked if gifts that are received by colleagues should be disclosed. Dr. DeRuyter states that the board has interpreted it that only if the gifts are intended to or potentially have the effect of influencing, directing or controlling actions that you would take on behalf of the board or the state or someone else.

Dr. DeRuyter will scan and email the report of the APA Ethics Committee report of 2010 and 2011, and ASPPB Disciplinary Reports.

There were no ethics issues to disclose.

Agenda Item 4 – Review Task List

Dr. DeRuyter gave background information on tele-health regarding tele psychology. He stated that this is pending still as he is waiting for more information on what other states require and more information on how it can be regulated in the future. There was a discussion about the services in and out of the state and about where the service occurs. It was noted by Dr. Fuller that if you provide services to an Alaskan, you must be licensed in Alaska, via a courtesy license.

Dr. DeRuyter states that he is hesitant to start a regulation project until further information is available on history and precautions. He states that Ohio has great guidelines that have been updated. Dr. DeRuyter is going to send out notifications on training for tele-health. Also, this is not on ASPPB's current list of disciplinary actions. The Afghan Bridge, a secure, in-state video communications server based in Anchorage, is mentioned for providing services to those in remote villages and all around Alaska. If you have the access code, this can be accessed from anywhere.

Dr. DeRuyter states he has not yet created an exam question.

Mr. Levy asks about creating a state exam question. Dr. DeRuyter explained that questions are created based on topics recurring in the industry. They are used to evaluate the knowledge of a person with issues that are ongoing in the state and to ensure a fundamental understanding of laws, regulations, and ethics relevant to the profession.

Agenda Item 5 – Investigative Report

Investigator Gary Keiser joined the board meeting. He explained the process of complaints and investigations to the new members.

Open Complaints:

NONE

Open Investigations:

NONE

Complaint or Investigation Activity Since Last Board Meeting:

2012-000088 License Application Problem Sent For Board Review

It is noted that when a board member is reviewing a possible investigation that they may cite additional violations in addition to the main complaint. It must be identified and documented by an ethics code, statute or regulation and returned to Mr. Keiser.

Agenda Item 6 – Review and Approve Minutes

The Board reviewed and approved the January 12-13, 2012 meeting minutes.

There were questions presented by Mr. Levy regarding continuing education audits and the process that they go through; Dr. DeRuyter provided a brief explanation. Ms. Hondolero provided information on the status of a license while the audit is being processed. She stated that a license is current and active until legal action is taken.

Agenda Item 8 – Public Comment

Jana Zeedyk, representing herself was present to make comments and present questions regarding the current licensing requirements for licensure by credentials. She states that it is difficult to get licensed if you are a senior psychologist; especially when the board requires reference letters from a past dissertation board chair that may have moved on or possibly passed away.

Agenda Item 6 – Review and Approve Minutes

**Upon a motion by Mr. Levy, seconded Dr. Fuller and approve unanimously, it was:
MOVED to approve the minutes as presented.**

It is noted that Ms. Turner will be taken off as the Board Chair and Dr. DeRuyter will be added for minutes to be signed.

Agenda Item 7 – Goals and Objectives

It was noted that the Board would like to review them in the future on an annual basis as opposed to every meeting. However, they would like them on the next meeting's agenda to be discussed further. Minor edits were given to staff for the next review of the Goals and Objectives.

There was a brief discussion about the ASPPB Annual and Mid-year and CLEAR Conferences.

Ms. Hondolero briefly explained future travel and the annual report.

Mr. Muntean suggests that the goals and objectives should be measurable and possibly looking at amendments for FY13. He states that the board should look at being more proactive.

Dr. DeRuyter would like the foundation and the creator of the goals and objectives established.

Recess for lunch at 12:08 p.m.; reconvene at 1:10 p.m.

Agenda Item 9 – Application Review

Dr. DeRuyter provided a brief explanation of the process of reviewing files.

The Board reviewed the following applications:

Psychologist by Credentials

- Harvey Jacobs
- Lora Sloan
- Clarence Coder
- Jana Zeedyk

Psychologist by Examination

- Amy Mozolik

Alternative Supervision Plan

- Kathleen Michaud

Extension of Supervision Plan/Psychologist by Examination

-Jo Forsyth

**Upon a motion by Dr. Fuller, seconded by Mr. Levy and approved unanimously, it was:
MOVED to approve the following psychologist applications for licensure by credentials:**

**-Lora Sloan
-Jana Zeedyk**

**Upon a motion by Mr. Levy, seconded by Dr. Fuller and approved unanimously, it was:
MOVED to table the following psychologist by examination application pending further
investigation due to a yes answer on the application:**

-Amy Mozolik

**Upon a motion by Dr. Fuller, seconded by Mr. Levy and approved unanimously, it was:
MOVED to approve pending the following psychologist by credentials applications pending
receipt of reference letter from the applicant's doctoral committee:**

**-Harvey Jacobs
-Clarence Coder**

**Upon a motion by Dr. Fuller, seconded by Mr. Levy and approved unanimously, it was:
MOVED to approve the alternate supervision plan for:**

-Kathleen Michaud

Agenda Item 10 – Board Correspondence

An email question about CEUs was presented to the board and discussed. There was also a follow-up discussion regarding self study vs. live/interactive classes.

Mr. Levy would like more information from AK-PA regarding interactive webinars. The board would like to propose to AK-PA if they would like to develop some of the criteria as to how interactive webinars are defined.

Dr. DeRuyter states that the board and Division employees are not obligated to decipher regulations on a legal level.

Jadon Avery with AK-PA is involved with webinars. He will be invited to attend and present along with Phil Baker during AK-PA's time on the agenda on Friday.

There should be research done to see what other boards and CLEAR have as guidelines and definitions for webinars and CEUs.

Let AK-PA know that this is a topic the board is discussing and because they are a primary provider for courses, there are some considerations and concerns; how would AK-PA discuss and draft this as a possible regulation as the profession moves into the future?

Agenda Item 11 – ASPPB Main Events thru FY12

**Upon a motion by Mr. Levy, seconded by Dr. Wieman and approved unanimously, it was:
MOVED to send one board member to the ASPPB Annual Conference in San Francisco in
October 2012 and to have the board pay for any other board member’s tuition to the Conference.**

Dr. DeRuyter requested a list of administrative staff that the board can come to with questions regarding the budget.

**Upon a motion by Dr. Wieman, seconded by Mr. Levy and approved unanimously, it was:
MOVED that the board would reimburse the tuition of additional members of the board that wish
to attend the ASPPB Annual Conference in San Francisco when traveling at their own expense.**

**Upon a motion by Mr. Levy, seconded by Dr. Fuller and approved unanimously, it was:
MOVED that another member of the board could attend the ASPPB Mid-Year Conference or the
CLEAR Conference, whichever is more relevant at the time.**

The board would like Misty Fuller and Sara Chambers available via video-conference with a breakdown of the expenses to the board at the next board meeting. Dr. DeRuyter will get a hold of past board chair, Lisa Turner about past conversations with Administration regarding budget and funding of the board. There was further discussion about items on the budget report and how it can be further itemized.

**Upon a motion by Mr. Levy, seconded by Dr. Fuller and approved unanimously, it was:
MOVED to recess until 8:30 a.m. Friday, April 13, 2012.**

Recess at 4:09 p.m.
Friday, April 13, 2012

Call to Order/Roll Call

The meeting was called to order at 8:35 a.m. by Dr. John DeRuyter, Chairperson.

Those present, constituting a quorum of the Board:

John DeRuyter, Psychologist
Kristi Fuller, Psychologist
Al Levy, Psychological Associate
Joel Wieman, Psychologist
Christian Muntean, Public Member

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

Cori Hondolero, Executive Administrator
Alysha Hernandez, Licensing Examiner

Agenda Item 15 – AK-PA

Jadon Avery representing AK-PA joined the meeting in person. Dr. DeRuyter stated the concern the board has regarding interactive training opportunities. The main concern is that people currently getting CEUs are planning on using interactive internet offerings as workshops as opposed to self-study. It is not the board's intent to frustrate that but to make it clearer as to where they should fall categorically. The board would like to look at forming a regulation for the next licensing cycle for interactive webinar guidelines and how to track accountability of licensees. Jadon states that the boards concern about accountability are warranted and shared with AK-PA. Dr. Wieman would like interactive to be defined in this regulation. Dr. Levy asked Jadon to take the initiative to look into other professions and jurisdictions current definitions for webinar, interactive webinar, self-study etc.

Agenda Item 12 – State Law and Ethics Examination

**Upon a motion by Dr. Wieman, seconded by Mr. Levy and approved unanimously, it was:
MOVED to go into executive session to score past examinations and to review test questions.**

Executive session at 8:48 a.m.; back on record at 11:34 a.m.

Agenda Item 13 – Courtesy License Report

It was noted by Mrs. Hernandez that there are only 2 courtesy license holders that are not current on their reports and five current licenses. The licensees have been sent notice that they are behind.

Dr. Wieman asked about the reason that people request a courtesy license. Dr. DeRuyter stated that he doesn't believe that specific reasons for the license are not given at the time of applying.

Mr. Levy asked if these licenses are public; Mrs. Hernandez informed the board that all licenses that are issued by the Division are public and can be found online using the Division's professional license search.

Agenda Item 14 – New Business

A request was brought before Division Staff for a paper and pencil test of the EPPP rather than a computer test. It was noted that there are fees assessed with special accommodations. It was established that an applicant must submit required documents in accordance with ADA.

Agenda Item 15 – AK-PA

Dr. Phil Baker representing AK-PA and is also the liaison to the board. He presented a request to Division staff for board minutes as the last ones he has are from February 2011.

A hand out was presented regarding Medicaid regulations. Mr. Baker discussed the language that describes independent practice for licensed psychological associates. As it is currently described, is very unclear. It states that a LPA may not practice without being supervised by a licensed psychologist. AK-PA would like the board to discuss this and possibly assign a board member to investigate this to decide if they would like to contact the Division of Behavioral Health. AK-PA has two board members that have contacted them, Dr. Carey Edney and Mike Blakey. Dr. DeRuyter states that he agrees with AK-PAs concerns but states that the board only has jurisdiction with the licensing regulations, not the Medicaid regulations.

Dr. Wieman asks if it is the role of the licensing board to notify another agency that the regulations have changed and that their treatment of LPAs is not current? Mr. Baker states that it is for the board to decide if it is up to the licensing board and to take action or not.

Mr. Levy asks about the jurisdictional issue; is this issue a consumer protection issue or is this a practice issue? He would like to offer his services to ask Division of Behavioral Health these questions but wonders how he would represent himself to them. Dr. DeRuyter agrees and states that this is not a protection of the public issue, but a practice issue.

Dr. Baker disagrees and states that it is AK-PAs view that it is a consumer protection issue as well.

Mr. Levy brought up the question of how he would represent himself to places such as the Medicaid board and Division of Behavioral Health when he is inquiring and collecting information from available sources about how the regulations are interpreted and applied. Dr. DeRuyter stated that in the past, board members have presented themselves as a representative of the board with a duty of gaining information. He is not to make any recommendations, but to bring his information to the board at the next meeting so the board can review and evaluate it if the information proves to be potential harm to the public. If this is the case, then the board will draft a letter to this effect and let the proper people know if they're regs are not in line with the licensing boards regs.

Dr. Baker stated that at the next meeting, he will have more information about a Medicaid regulation which states that any trained mental health provider in Alaska can do psychological testing. Dr. Fuller states that that has always been true. She makes the point that they must do it at a physician's clinic or an agency. Mr. Baker states that his main concern is in areas such as the Alaskan Bush.

Dr. Fuller added that she had attended the last AK-PA meeting and they discussed explaining how the board was applying information regarding the cultural sensitivity that everyone was very pro continuing education in that area and that wasn't something that should be regulated. Dr. Levy agrees that this is something that the AK-PA board is in agreement with.

Agenda Item 16 – Administrative Business

Budget Report

The board reviewed and discussed the Schedule of Revenues and Expenditures for FY12. It was asked if 'personal services' should be interpreted as 'personnel services' to the board on the budget report. Dr. DeRuyter and Mr. Levy asked for an explanation of the budget report with line item detail and an explanation of the last foot note on the page from Misty Frawley via video-conference at the next meeting. Mr. Muntean asked what guidelines there are for making requests for money. Ms. Hondolero stated that the board can make any request; they will then be reviewed by the Division. If board members have certain questions that they would like brought up at the next board meeting by Ms. Frawley, email Mrs. Hernandez and CC everyone.

Schedule Next Meeting

August 23-24, 2012 – Anchorage, AK
November 8-9, 2012 – Anchorage, AK

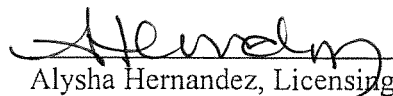
Minutes to Be Signed

There were no minutes to be signed as Lisa Turner was on the minutes as the board chair—they will be edited to show Dr. John DeRuyter as board chair.

**Upon a motion by Mr. Levy, seconded by Dr. Fuller and approved unanimously, it was:
MOVED to adjourn.**

There being no further business, the meeting adjourned at 1:12 p.m.

Respectfully Submitted:



Alysha Hernandez, Licensing Examiner

Approved:



John DeRuyter, Chair

8/24/2012
Date