



Governor  
Douglas A. Ducey

## *Arizona Board of Psychologist Examiners*

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### **Board Members**

Janice Brundage, Ph.D., Chair  
Tamara Shreeve, MPA, Vice-Chair  
Lynn Flowers, Ph.D., Secretary  
Bob Bohanske, Ph.D. FNAP  
Bryan Davey, Ph.D., BCBA-D  
Diana Davis-Wilson, DBH, BCBA  
Joseph Donaldson  
Ramona N. Mellott, Ph.D.

**Executive Director**  
Jenna Jones

### **BOARD OF PSYCHOLOGIST EXAMINERS RULES COMMITTEE REGULAR SESSION MINUTES**

*December 1, 2015  
2:00 p.m.  
1400 W. Washington  
Basement Conference Room B-1  
Phoenix, AZ 85007*

#### **1. CALL TO ORDER**

The regular session of the Arizona State Board of Psychologist Examiners Rules Committee was called to order by Madam Chair Mellott at 2:06 p.m. on December 1, 2015. No Executive Sessions were held.

#### **2. ROLL CALL**

##### **Rules Committee Members Present**

Ramona Mellott, Ph.D.  
Bob Bohanske, Ph.D.  
Frederick S. Wechsler, Ph.D., Psy.D., ABPP (joined at 3:23 p.m.)

##### **Staff Present**

Dr. Cindy Olvey - Executive Director

##### **Attorney General's Office**

Jeanne Galvin, Assistant Attorney General

#### **3. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION PERTAINING TO DRAFTING RULES TO ADDRESS LEGISLATION PASSED DURING THE 2014 LEGISLATIVE SESSION INCLUDING, BUT NOT LIMITED TO, TELEPRACTICE, TEMPORARY LICENSURE, AND REVISION OF THE CURRENT LICENSE RENEWAL PROCESS**

Dr. Olvey provided a summary stating that at its last meeting the Committee directed Board staff to have the Board's rule writer draft telepractice rules based on Ohio's telepractice rules. Dr. Olvey stated that the first draft is before the Committee for review. Committee members deliberated whether an individual with a temporary license can utilize telepractice and determined that the statute does not restrict an individual with a temporary license to utilize telepractice. Draft rules for telepractice include, but are not limited to:

- Individual must be licensed by the Board
- Individuals providing telepractice must follow statutes in all the jurisdictions in which telepractice is being conducted
- Licensee must be competent in telepractice

- Licensee must obtain Informed Consent
- Licensee must address the manner in which the clients identity is verified
- Licensee must obtain emergency contact information

Committee members discussed services that shall not be provided via telepractice. Committee members directed Board staff to make changes to the rules and bring the changes to a future meeting of the Committee.

Draft rules for telesupervision include, but are not limited to:

- Supervisors must be competent in the use of technology
- Must be in the best interest of both parties
- Risk analysis must be assessed

Committee members directed Board staff to make changes to the rules and bring the changes to a future meeting of the Committee.

#### **4. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THE PROFESSIONAL AND ETHICAL COMPLIANCE CODE FOR BEHAVIOR ANALYSTS PUBLISHED BY THE BEHAVIOR ANALYST CERTIFICATION BOARD, CONTINUING EDUCATION FOR BEHAVIOR ANALYSTS AS WELL AS OTHER CURRENT RULES FOR BEHAVIOR ANALYSTS THAT MAY NEED REVISION**

Arizona licensed behavior analysts, Diana Davis-Wilson and Daniel Davidson, Ph.D., were present and were invited to join the discussion. Dr. Olvey stated that, at its last meeting, the Committee requested that the new version of the Behavior Analyst Certification Board (BACB) ethical code be reviewed to determine if it would like to incorporate the new ethical code into rule. Dr. Olvey stated that the new ethical code will become effective January of 2016. Ms. Davis-Wilson indicated that the new ethical code clarifies definitions. It was the consensus of the Committee to recommend that the Board incorporate the new ethical code into rule.

Dr. Olvey stated that at its last meeting, the Committee requested that the BACB guidelines regarding continuing education be drafted into rule. Dr. Olvey stated that the BACB guidelines are before the Committee for review prior to being drafted into rule. Committee members discussed the continuing education types identified by the BACB. The Committee indicated that Type 3 (programs not approved by the BACB) and Type 7 (retaking the national examination) will not be included in the rules. In addition, the Committee discussed that, consistent with the BACB, 50 percent of the continuing education requirement may be obtained in instruction. In addition, the Committee discussed drafting continuing education rules for behavior analysis using the current template of rules for psychology. The Committee directed Board staff to developed draft rules based on this discussion.

#### **5. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION PERTAINING TO DRAFTING RULES THAT ADDRESS THE BOARD'S ADOPTION OF EDUCATION AND TRAINING STANDARDS CONSISTENT WITH STANDARDS SET BY A NATIONALLY RECOGNIZED BEHAVIOR ANALYST CERTIFICATION BOARD PURSUANT TO A.R.S. §32-2091.03**

Dr. Olvey provided a summary stating that at its previous meeting the Committee requested that the rule writer incorporate the changes the Committee made regarding education and training. It was the

consensus of the Committee to make no changes to the 1,500 supervised work experience or independent fieldwork requirement.

*Dr. Wechsler joined the meeting at 3:23 p.m.*

The Committee deliberated the supervision plan for the supervised work experience or independent fieldwork. It was the consensus of the Committee to require a supervision plan for supervised work experience or independent fieldwork. The Committee discussed information that will be required in the supervision plan. The Committee directed Board staff to make the changes to the draft rules and to bring the changes to a future meeting of the Committee for review.

#### **6. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING CURRENT RULES FOR PSYCHOLOGISTS THAT MAY NEED REVISION**

Dr. Olvey provided a summary stating that draft rules regarding temporary licensure are before the Committee for review. Board members discussed whether an individual with a temporary license is authorized to bill insurance companies. The Committee determined that billing matters are not within the Committee's jurisdiction. Committee members discussed the financial relationship between the supervisor and the supervisee. Dr. Olvey informed the Committee that the Governor's Regulatory Review Council approved the psychology rule package and that the substantial financial interest section will no longer be included in the psychology rules once the new rules become effective on January 30, 2016. The Committee discussed whether an individual with a temporary license can practice psychology under supervision outside of their postdoctoral supervision and it was the consensus of the Committee to forward this matter to the full Board for discussion.

#### **7. AGENDA ITEMS FOR FUTURE MEETINGS**

No agenda items for future meetings were identified. The Committee determined the next Rules Committee meeting will be scheduled for the first week in February 2016.

#### **8. ADJOURNMENT**

Dr. Bohanske made a motion, seconded by Dr. Wechsler, to adjourn the meeting at 4:00 p.m. The motion carried (3-0).