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Ramona Mellott, Ph.D.

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Rob Robichaud, M.A. CJ, SHRM-CP, PHR Vice-Chair
Tamara Shreeve, MPA
Secretary
Paul Beljan, Psy.D. ABPdN, ABN
Bob Bohanske, Ph.D
Janice K. Brundage, Ph.D.
Joseph C. Donaldson
Lynn L. Flowers, Ph.D.



# State of Arizona Board of Psychologist Examiners

1965-2015

50 Years of Service to Arizona

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#### Staff

Dr. Cindy Olvey Executive Director

Lynanne Chapman Deputy Director

Heather Duracinski Licensing Coordinator

Krishna Poe Administrative Assistant

### **REGULAR SESSION MINUTES**

June 5, 2015 8:30 a.m. Capitol Center Building Basement Conference Room 15 S. 15<sup>th</sup> Ave. Phoenix, AZ 85007

#### 1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Wechsler at 8:33 a.m. on June 5, 2015.

#### 2. ROLL CALL

### **Board Members Present**

Frederick S. Wechsler, Ph.D., Psy.D., ABPP (Cl) -Chair Rob Robichaud, M.A. CJ, SHRM-CP, PHR –Vice Chair Tamara Shreeve, MPA -Secretary Paul Beljan, Psy.D., ABPdN, ABN Bob Bohanske, Ph.D. Lynn Flowers, Ph.D. Ramona N. Mellott, Ph.D.

### **Board Staff**

Dr. Cindy Olvey, Executive Director Lynanne Chapman, Deputy Director Heather Duracinski, Licensing Coordinator Krishna Poe, Administrative Assistant

# **Attorney General's Office**

Jeanne Galvin, Esq.

# **Board Members Absent**

Janice K. Brundage, Ph.D. Joseph C. Donaldson

#### 3. REMARKS/ANNOUNCEMENTS

**CE Documentation** – Dr. Wechsler announced that licensees could receive CE credits in Ethics for attendance at Board meetings and explained how to obtain credit.

**Board Assessment Forms** – Dr. Wechsler encouraged members of the audience to complete a Board meeting Assessment Survey and place them in the survey box.

**Remarks, Board Member and Staff Appreciation** – Dr. Wechsler introduced Dr. Flowers as the newest member of the Board. Dr. Wechsler introduced Ms. Poe as the Board's new Administrative Assistant. Dr. Wechsler thanked Board members and Staff for their dedication and hard work.

#### 4. CALL TO THE PUBLIC

There were no requests to speak.

#### 5. COUNSEL REPORT

Ms. Galvin reported that an Evidentiary Hearing for the appeal filed by Anthony Luick, Ph.D., was heard on May 21, 2014, in Pima County Superior Court. Dr. Luick filed his appeal on five grounds. Ms. Galvin stated that Judge Aragon issued his decision and is remanding one issue back to the Board for consideration. Ms. Galvin stated that Dr. Luick has requested a continuance in this matter and that the continuance was granted. The Board will hear the matter at a future Board meeting.

#### 6. CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Dr. Beljan and Dr. Flowers abstained from the April 3, 2015, Regular Session Minutes. Mr. Robichaud made a motion, seconded by Ms. Shreeve, to approve the items on the Consent Agenda. The motion carried 7-0.

# (a) APPROVAL OF MINUTES

• April 3, 2015, Regular Session Minutes (Dr. Beljan and Dr. Flowers abstained)

#### (b) DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS

## i. REQUESTING APPROVAL FOR EXAM ONLY

- Alice Parker, Psy.D.
- Ashley Loeb, Ph.D.
- Erin Bartosik, Ph.D.
- Emily Bell, Ph.D.

#### ii. REQUESTING APPROVAL FOR EXAM AND/OR LICENSURE

- Caria Authier, Psy.D.
- Gregory Benson, Ph.D.
- LaShelle Zellner, Psy.D.
- Tyler Maxson, Psy.D.

#### iii. REQUESTING APPROVAL FOR LICENSURE BY WAIVER

- Julie L'Esperance, Psy.D.
- Khanh Hoang, Ph.D.
- Martin Ward, Ph.D.
- Mary Jane Rotheram, Ph.D.
- Rebecca Kasper, Psy.D.
- Tess Neal, Ph.D.

## iii. REQUESTING APPROVAL FOR LICENSURE BY CREDENTIAL

- Cheryl-Jean Heintz, Ph.D.
- Laura Wendlandt, Ph.D.
- Nicole Nieset, PhD.

## (c) DISCUSSION/DECISION REGARDING BEHAVIOR ANALYST APPLICATIONS

- Abbie Tavizon, M.Ed.
- Adam Hahs, Ph.D.

- Brittany Putnam, Ph.D.
- Maia Jackson, M.A.
- Teresa Barnes, M.Ed.
- (d) DISCUSSION/DECISION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM LESLI LAMBER, PH.D.
- (e) DISCUSSION/DECISION REGARDING REQUEST FOR REACTIVATION OF INACTIVE LICENSE FROM SHAWN EMMONS, PH.D.
- (f) DISCUSSION/DECISION REGARDING REQUEST FOR MEDICAL INACTIVE STATUS FROM JOYCE SMITH, PH.D.
- (g) DISCUSSION/DECISION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM VICKIE SPITZER, PSY.D.
- (h) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING BOARD ACTION TAKEN AT MAY 8, 2015, BOARD MEETING PERTAINING TO RENEWAL APPLICATION FOR JANET TATMAN, PH.D. AND POSSIBLE RESCISSION OF SAME
- (i) DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING BOARD ACTION TAKEN AT MAY 8, 2015, BOARD MEETING PERTAINING TO RENEAL APPLICATION FOR CHRISTOPHER PINHEY, PH.D. AND POSSIBLE RESCISSION OF SAME
- (j) EXECUTIVE DIRECTOR'S REPORT
- (k) INVESTIGATIONS REPORT
- (I) LICENSING REPORT

# 7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING COMMEMORATION OF 50 YEARS (1965-2015) SINCE ENACTMENT OF ENABLING LEGISLATION REGULATING PSYCHOLOGY AS A PROFESSION

Dr. Bohanske provided a summary to the Board stating that the Board's February in-person meeting that was held in Tucson was to celebrate the 50<sup>th</sup> year anniversary since psychology was first recognized as a regulated profession. Activities scheduled in 2015 to commemorate the anniversary include:

- In-person Board meeting in Flagstaff in August
- The Association of State and Provincial Psychology Boards will hold its annual meeting in Arizona
- Commemorative certificates will be available at cost
- The Board plans to have a display that will provide historical Board information at the Arizona Psychological Association's annual convention
- Tempe's Mayor, Mark Mitchell, has been asked to provide welcoming remarks at the ASPPB meeting

# 8. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO INITIAL CASE REVIEWS OF THE FOLLOWING INVESTIGATIONS

#### a) RFI 14-32, Christine Dargon, Ph.D.

Dr. Beljan provided a summary to the Board stating that the Complainant alleged that Dr. Dargon engaged in multiple relationships, breached confidentiality, and did not bill appropriately. In addition, it appears that Dr. Dargon, represented herself as being licensed in Arizona before she was licensed and that she represented herself as being co-owner of the practice in which she was employed. Dr. Dargon denied all allegations. Dr. Beljan stated that the Complaint Screening Committee forwarded this matter to the full Board for possible violations of A.R.S. §32-2061(15)(b)(e)(h)(v).

The Complainant was present, requested to speak, made a statement and answered Board members' questions. Complainant stated that her relative was also seeing Dr. Dargon and that Dr. Dargon would talk about her relative's treatment/therapy in Complaint's sessions. Complainant stated that Dr. Dargon offered to go to her daughter's Individualized Education Program (IEP) but did not disclose that she was going to bill for her attendance. Board members confirmed with Complainant that Dr. Dargon was not asked to go to her daughter's IEP but she offered to attend.

Dr. Dargon and her legal counsel, Randy Yavitz, were present, requested to speak, made a statement and answered Board members' questions. Dr. Dargon stated that the allegations are false and that the multiple relationship allegation was dismissed at the Complaint Screening Committee. Mr. Yavitz addressed the billing discrepancy and stated that it is only \$70. Board members asked Dr. Dargon when she started practicing in Arizona and when she became licensed in Arizona. Dr. Dargon stated that she was licensed October 13, 2013, and that she began working under supervision in June 2012. Board members asked about breach of confidentiality. Dr. Dargon attested that confidentiality was maintained at all times.

Board members deliberated and expressed concern with billing, confidentiality and possible multiple relationships. After deliberation, Dr. Beljan made a motion, seconded by Ms. Shreeve, to move this matter to an Informal Interview for possible violation of A.R.S. §32-2061(a) for possibly obtaining a fee by fraud or misrepresentation; A.R.S. §32-2061(15) (b) for possibly betraying professional confidences; for possible violation of A.R.S. §32-2061(15)(e) gross negligence in the practice of a psychologist; for possible violation of A.R.S. §32-2061(15)(h) for possibly failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client or patient; for possible violation of A.R.S. §32-2061(15)(dd) for possibly violating an ethical standard adopted by the board as it pertains to the American Psychological Association Ethical Principles of Psychologists and Code of Conduct 3.05 Multiple Relationships; and for possible violation of A.R.S. §32-2084, for possibly representing herself as being licensed in Arizona before she was licensed. The motion carried 7-0.

#### b) RFI 15-02, Christine Dargon, Ph.D.

Dr. Beljan provided a summary to the Board stating that the Complainant for RFI 15-02 is a relative of the complainant in RFI 14-32. Complainant in RFI 15-02 alleged that Dr. Dargon engaged in multiple relationships, breached confidentiality, did not bill appropriately and was conspiring against her. Dr. Dargon denied all allegations. Dr. Beljan stated that the Complaint Screening Committee forwarded this matter to the full Board for further review.

The Complainant was present, requested to speak, made a statement and answered Board members' questions. Board members asked Complainant to elaborate on Dr. Dargon's relationship with her stepchildren's birthmother and Complainant provided background information regarding this relationship. Additionally, Complainant stated that she was billed twice for one session.

Dr. Dargon and her legal counsel, Randy Yavitz, were present, requested to speak, made a statement and answered Board member's questions. Dr. Dargon denied allegations of a multiple relationship and clarified

her relationship with the parties involved. Mr. Yavitz elaborated stating that the parties involved are victimizing Dr. Dargon. Board members asked Dr. Dargon to elaborate how she makes appointments via Facebook and whether it is HIPAA compliant. Dr. Dargon stated that her clients will privately message her via Facebook to make appointments.

Board members deliberated and expressed concern with breach of confidentiality and unprofessional conduct. After deliberation, Mr. Robichaud made a motion, seconded by Dr. Beljan, to move this matter to an Informal Interview for possible violation of A.R.S. §32-2061(a) for possibly obtaining a fee by fraud or misrepresentation; for possible violation of A.R.S. §32-2061(15) (b) for possibly betraying professional confidences; for possible violation of A.R.S. §32-2061(15)(h) for possibly failing or refusing to maintain and retain adequate business, financial or professional records pertaining to the psychological services provided to a client or patient; for possible violation of A.R.S. §32-2061(15)(o) for possibly providing services that are unnecessary or unsafe or otherwise engaging in activities as a psychologist that are unprofessional by current standards of practice. The motion carried 7-0.

# 9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING RENEWAL APPLICATIONS FOR REVIEW BY THE BOARD

#### a) Valerie Hannemann, Ph.D.

Ms. Chapman provided a summary stating that Dr. Hannemann answered "no" to question #9 of the renewal application. Ms. Chapman stated that Dr. Hannemann had been subject to a Board investigation which lasted until after May 1, 2013.

Dr. Hannemann and her legal counsel, Faren Akins, were present, requested to speak, made a statement and answered Board members' questions. Dr. Hannemann stated that she answered "no" to question #9 by mistake and realizes that she should have answered "yes". Dr. Hannemann elaborated that she got the timeline of the investigation incorrect. Mr. Akins clarified that the investigation was filed in March of 2013, which is the reason why Dr. Hannemann mistook the timeline.

At 10:10 a.m. Mr. Robichaud made a motion, seconded by Dr. Flowers, to go into Executive Session to receive confidential legal advice from the Board's attorney. The motion carried 6-1 with Dr. Bohanske voting no. Open session reconvened at 10:22 a.m.

Dr. Mellott made a motion to take no action and to send the licensee a letter of caution. The motion died due to lack of a second.

Board members deliberated and discussed when a complaint becomes a Request for Investigation. The Board's Assistant Attorney General, Jeanne Galvin, clarified that there is a record of all complaints that are made against a licensee and that the complaint does become part of the licensee's file.

After deliberation, Ms. Shreeve made a motion, seconded by Mr. Robichaud, to open a Request for Investigation and to simultaneously offer a Letter of Concern. If Dr. Hannemann does not sign the Letter of Concern the Request for Investigation will go through the process. The motion carried 5-2 with Dr. Mellott and Dr. Bohanske voting no on a roll call vote. This motion was later rescinded. See below.

## b) Grace Jasin, Ph.D.

Ms. Chapman provided a summary stating that Dr. Jasin answered "no" to question #9 of the renewal application. Ms. Chapman stated that Dr. Jasin had been subject to a Board investigation which occurred after May 1, 2013.

Dr. Jasin and her legal counsel, Larry Cohen, were present, requested to speak, made a statement and answered Board member's questions. Mr. Cohen stated that Dr. Jasin's response to question #9 was an error

and Dr. Jasin had no intent to deceive or mislead the Board. Mr. Cohen stated that the law allows for mistakes and this mistake does not put the public at risk.

The Board deliberated and discussed whether question #9 of the renewal application is worded clearly. After deliberation, Dr. Beljan suggested tabling this matter and including an item on a future Board agenda pertaining to question #9 of the renewal application.

## ) Valerie Hannemann, Ph.D. (cont.)

The Board returned to the agenda item pertaining to Valerie Hanneman, Ph.D. The Board deliberated and determined that the previous motion pertaining to Dr. Hannemann, made by Ms. Shreeve and seconded by Mr. Robichaud, should be rescinded. Ms. Shreeve made a motion, seconded by Mr. Robichaud, to rescind the previous motion pertaining to Dr. Hannemann. The motion carried 7-0.

After deliberation, Dr. Wechsler made a motion, seconded by Dr. Bohanske to renew those licensees who have not yet been renewed (Drs. Miller, Leighton, Toma and Anderson). The motion carried 7-0. Action regarding licensees was tabled for a future meeting.

The matter pertaining to licensees who answered "no" to question #9 was tabled to a future Board meeting after the Board has the opportunity to discuss question #9 of the renewal application. Those licensees included Valarie Hannemann, Ph.D., Grace Jasin, Ph.D., Rebecca Burden, M.S., David M. Anderson, Psy.D., Ronald Miller, Psy.D., David Leighton, Psy.D., John Toma, Ph.D., and Susan Swann, Ph.D. Chairman Wechsler directed Board staff to take no further action with regard to complaints opened by the Board during its May 8, 2015, Board meeting regarding licensees who had inaccurately responded to question #9 on the renewal application. Further review of those matters will occur at a future Board meeting, after the Board's general discussion of question #9 of the renewal application.

### d.) Amy Athey, Psy.D.

Ms. Duracinski provided a summary stating that the Board office received Dr. Athey's 2015-2017 Psychologist Application for License Renewal after the April 30, 2015, deadline. Dr. Athey attested to practicing psychology while her license was expired and provided an explanation. Ms. Duracinski stated that Dr. Athey's license was reinstated upon receipt of her renewal application and reinstatement fee. Board members reviewed Dr. Athey's attestation and explanation. After deliberation, Mr. Robichaud made a motion, seconded by Dr. Beljan, to take no action in this matter. The motion carried 6-0-1 with Dr. Wechsler abstaining.

#### e.) Denise Winsky, Ph.D.

Ms. Duracinski provided a summary stating that the Board office received Dr. Winsky's 2015-2017 Psychologist Application for License Renewal after the April 30, 2015, deadline. Dr. Winsky attested to practicing psychology while her license was expired and provided an explanation. Ms. Duracinski stated that Dr. Winsky's license was reinstated upon receipt of her renewal application and reinstatement fee. Board members reviewed Dr. Winsky's attestation and explanation. After deliberation, Dr. Mellott made a motion, seconded by Dr. Bohanske, to take no action in this matter. The motion carried 7-0.

# f.) Sharon Arkin, Psy.D.

Ms. Duracinski provided a summary stating that the Board office received Dr. Arkin's 2015-2017 Psychologist Application for License Renewal after the April 30, 2015, deadline. Dr. Arkin attested to practicing psychology while her license was expired and provided an explanation. Ms. Duracinski stated that Dr. Arkin's license was reinstated upon receipt of her renewal application and reinstatement fee. Board members reviewed Dr. Arkin's attestation and explanation. After deliberation, Dr. Beljan made a motion, seconded by Dr. Flowers, to take no action in this matter. The motion carried 7-0.

#### g.) Camille Garza, Ph.D.

Ms. Duracinski provided a summary stating that the Board office received Dr. Garza's 2015-2017 Psychologist Application for License Renewal after the April 30, 2015, deadline. Dr. Garza attested to practicing psychology while her license was expired and provided an explanation. Ms. Duracinski stated that Dr. Garza's license was reinstated upon receipt of her renewal application and reinstatement fee. Board members reviewed Dr. Garza's attestation and explanation. After deliberation, Dr. Beljan made a motion, seconded by Dr. Flowers, to take no action in this matter. The motion carried 7-0.

# 10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR EXTENSION OF TIME TO SIT FOR THE EPPP FROM KIMBERLY THIESSEN, PSY.D.

Ms. Duracinski provided summary stating that Dr. Thiessen has requested a fourth extension of time to sit for the EPPP due to medical reasons.

At 11:23 a.m., Dr. Wechsler made a motion, seconded by Dr. Bohanske, to go into Executive Session to review confidential medical information. The motion carried 7-0. Open session reconvened at 11:48 a.m.

Dr. Thiessen requested that her request for an extension of time to sit for the EPPP and that her application be withdrawn. Dr. Wechsler made a motion, seconded by Dr. Bohanske, to allow Dr. Thiessen to withdraw her request for an extension of time to sit for the EPPP and her application for licensure. The motion carried 7-0.

# 11. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO INITIAL CASE REVIEW OF THE FOLLOWING INVESTIGATIONS (Cont.)

c) RFI 15-03, Christian Komor, Psy.D.

Dr. Bohanske provided a summary to the Board stating that the Board opened this complaint after receiving information that Dr. Komor may be practicing psychology in Arizona while his license is on inactive status. The Complaint Screening Committee reviewed this matter and voted to forward it to the full Board for further review.

Dr. Komor was not present. The Board deliberated and expressed concern that Dr. Komor treated at least one patient in Arizona while his license was on inactive status. Additionally, the Board expressed concern with Dr. Komor's record keeping.

After deliberation, Dr. Bohanske made a motion, seconded by Dr. Mellott, to offer Dr. Komor a Decree of Censure, to Offer a Board Order for 15 hours of continuing education in ethics and to include in the Order that Dr. Komor will agree to take down his website, and to forward information regarding this complaint to the Arizona Naturopathic Physicians Medical Board and to the Michigan Psychology Board. If Dr. Komor does not agree to the Decree of Censure and Order then this matter will be referred to a Formal Hearing for violation of A.R.S. §32-2061 (BB) for failing to furnish information in a timely manner to the board or its investigators or representatives if requested or subpoenaed by the board as prescribed by this chapter and for violation of A.RS. §32-2073(G) for practicing psychology on an inactive license. The motion carried 7-0 on a roll call vote.

# 12. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION RELATING TO AGENCY COMPENSATION PLAN AND POSSIBLE INCENTIVE PAY FOR STAFF

Dr. Olvey provided a summary stating that the State allows for incentive pay. Dr. Olvey requested that the Board approve incentive pay for eligible staff for their work on license renewals while maintaining day-to-day activities

in the Board office. Dr. Bohanske made a motion, seconded by Beljan, to approve Dr. Olvey's proposal and recommendation. The motion carried 7-0.

13. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO POSSIBLE FUTURE IMPLEMENTATION OF A.R.S. §32-2086 PERTAINING TO ESTABLISHMENT OF A CONFIDENTIAL PROGRAM FOR TREATMENT AND REHABILITATION OF PSYCHOLOGISTS WHO ARE IMPAIRED, INCLUDING BUT NOT LIMITED TO A PRESENTATION BY REPRESENTATIVES OF THE PHARMACISTS ASSISTING PHARMACISTS OF ARIZONA PROGRAM

Dr. Olvey provided a summary stating that she met with Representatives of the Pharmacists Assisting Pharmacists of Arizona Program (PAPA), Kelly Ridgway, Program Director and Deborah Marcum, Administrative Director. Dr. Olvey elaborated that the purpose of the meeting was to gather information about their confidential rehabilitation program for licensed pharmacists. Dr. Olvey stated that the Board's statutes allows for such a program.

Ms. Ridgway and Ms. Marcum introduced themselves and provided information regarding the PAPA program to the Board to include:

- Mission
- History of the PAPA program
- Goals
- Staffing
- Support activities
- Fees
- Contract
- Statistics

Board members asked how the program is funded. Ms. Ridgway responded. Dr. Olvey provided information to the Board pertaining to funding as addressed in A.R.S. §32-2086. To fund a treatment and rehabilitation program for psychologists would require additional appropriation by the Legislature. After deliberation, it was the consensus of the Board to direct Dr. Olvey to move forward to gather information and include a request for appropriation in the agency budget request as necessary.

# 14. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING IMPLEMENTATION OF SB 1439 INCLUDING, BUT NOT LIMITED TO, THE REVIEW PROCESS REQUIRED FOR CLAIMS FILED AGAINST PSYCHOLOGISTS PROVIDING SERVICES ORDERED BY THE COURT

Dr. Olvey provided a summary to the Board stating that SB 1439 becomes effective July 3, 2015. Dr. Olvey provided a brief summary of the Claim and review process. Dr. Olvey indicated that development of a Claim form is necessary and asked the Board to review a draft form. Board members reviewed and discussed questions to be included on the form and directed Dr. Olvey to make minor changes to the draft and to post the form on the Board's website by close of business on July 2, 2015. Board members also discussed review and evaluation of claims.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION CONCERNING INTERJURISDICTIONAL TELEPYSCHOLOGY COMPACT (PSYPACT) ESTABLISHED BY THE

# ASSOCIATION OF STATE AND PROVINCIAL PSYCHOLOGY BOARDS AND WHETHER THE BOARD SHOULD SEEK LEGISLATION TO ENABLE PARTICIPATION IN THE PSYPACT

Dr. Olvey provided a summary to the Board stating that the Board previously expressed interested in participating in ASPPB's Interjurisdictional Telepsychology Compact (PSYPACT). ASPPB has now finalized the PSYPACT and indicated the PSYPACT will help states regulate telepractice (telepsychology). Dr. Olvey stated that if the Board wishes to adopt the PSYPACT, the PSYPACT would be required to be in statute. Dr. Olvey confirmed that participation in PSYPACT is similar to a contract and that there is a fee associated with entering into the compact. After deliberation, it was the consensus of the Board to move forward with seeking legislation to participate in PSYPACT.

# 16. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION CONCERNING SUPREME COURT DECISION PERTAINING TO THE NORTH CAROLINA STATE BOARD OF DENTAL EXAMINERS V. FEDERAL TRADE COMMISSION

Dr. Olvey provided a summary stating that the Supreme Court's decision in this case may impact regulatory Boards. Dr. Olvey stated that the North Carolina Dental Board reviewed its Practice Act and determined that only dentists can whiten teeth. In turn, the teeth whitening industry filed a complaint with the Federal Trade Commission. The Federal Trade Commission found that the North Carolina Board violated anti-trust laws and prohibited competition. The Supreme Court found in favor of the Federal Trade Commission. Ms. Galvin stated that the Attorney General's Office will be issuing a statement regarding this matter. Dr. Olvey will keep the Board apprised of this matter.

#### 17. NEW AGENDA ITEMS FOR FUTURE MEETINGS

Board members requested that question #9 of the 2015-2017 Psychologist Application for License Renewal be placed on a future agenda of the Board for discussion. Board members requested that the Claim process be placed on a future agenda of the Board.

# 18. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION CONCERNING THE DISCUSSION AND SUBSEQUENT AD HOC COMMITTEE ESTABLISHED PERTAINING TO SCHOOL PSYCHOLOGY

Dr. Olvey provided a summary stating that at the November 2014, Board meeting, the Board voted to form an Adhoc Committee pertaining to School Psychology.

At 3:20 p.m. Dr. Wechsler made a motion, seconded by Dr. Bohanske, to go into Executive Session, to obtain confidential legal advice from the Board's attorney. The motion carried 7-0. Open Session reconvened at 3:28 p.m.

Dr. Bohanske made a motion, seconded by Mr. Robichaud, to disband the Adhoc Committee on School Psychology. The motion carried 7-0.

## 19. ADJOURN

There being no further business to come before the Board, Dr. Mellott made a motion, seconded by Dr. Bohanske, to adjourn the meeting at 3:29 p.m. The motion carried 7-0.

Respectfully submitted, Tamara Shreeve, MPA Board Secretary