

Board Members

Frederick S. Wechsler, Psy.D., ABPP
Chair
Janice K. Brundage, Ph.D.
Vice-Chair
Joseph C. Donaldson
Secretary
Bob Bohanske, Ph.D.
John P. DiBacco, Ph.D.
Daniel Larson
Ramona Mellott, Ph.D.



**State of Arizona
Board of Psychologist Examiners**

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Staff

Dr. Cindy Olvey
Executive Director
Megan Martin
Deputy Director
Heather Duracinski
Licensing Coordinator

**TELEPHONE CONFERENCE CALL
July 23, 2012**

1400 W. Washington, Ste. 360
Phoenix, Arizona 85007

REGULAR SESSION MINUTES

1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairman Wechsler at 7:46 a.m. on July 23, 2012. No executive sessions were held.

2. ROLL CALL

Board Members Participating by Telephone

Frederick S. Wechsler, Psy.D., ABPP – Chair
Janice K. Brundage, Ph.D. – Vice Chair
Joseph C. Donaldson – Secretary
John P. DiBacco, Ph.D.
Ramona N. Mellott, Ph.D.

Staff Present

Dr. Cindy Olvey, Executive Director
Megan Martin, Deputy Director
Heather Duracinski, Licensing Coor.

Board Members Absent

Bob Bohanske, Ph.D.
Daniel Larson

Attorney General’s Office

Jeanne Galvin, Esq.

3. CALL TO THE PUBLIC

Ms. Martin announced that there were no requests to speak.

4) CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION

Chairman Wechsler requested that agenda item number 4.c., Sonja Benson, Ph.D. and item number 4.d., Stuart Friedman, Psy.D, be removed from the consent agenda for independent discussion. Chairman Wechsler announced that he is abstaining from the May 4, 2012, Executive Session Minutes leaving a lack of a quorum. The May 4, 2012 Executive Session Minutes were tabled to be considered at a future meeting due to lack of a quorum. Mr. Donaldson made a motion, seconded by Dr. Mellott, to accept and approve those items listed on the Consent Agenda excluding agenda items number 4.c. and 4.d. The motion carried (5-0).

a. APPROVAL OF MINUTES

- **Executive Session Minutes – October 28, 2011**
- **Executive Session Minutes August 23, 2011**

- ~~Executive Session Minutes – May 4, 2012~~
- Regular Session Minutes – June 1, 2012

b. DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS

➤ **REQUESTING APPROVAL FOR EXAM & LICENSURE (UPON PASSING SCORE)**

Nader Babai-Siahdoehoni, Ph.D.
 India Collins, Psy.D.
 Timothy Greenhill, Psy.D.
 Nancy Hagener, Psy.D.
 Amanda Herges, Ph.D.
 Carol Jernigan, Psy.D.
 Mary Mika, Psy.D.
 Christine Pereira, Psy.D.
 Elizabeth Powell, Psy.D.
 Alexander Renelt, Ph.D.
 Jennifer Tickal, Psy.D.

➤ **REQUESTING APPROVAL OF LICENSURE BY WAIVER**

Becky Jandrey, Ph.D.
 Jason Metz, Psy.D.
 Yoendry Torres, Psy.D.
 Jay Uomoto, Ph.D.

➤ **REQUESTING APPROVAL OF SUPERVISED PROFESSIONAL EXPERIENCE HOURS AND LICENSURE**

Christina Vasquez, Ph.D.

~~e. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR RE-ACTIVATION OF LICENSE FOR SONJA BENSON, PH.D.~~

~~d. APPLICATION FOR EXAM AND LICENSURE SUBMITTED BY STUART FRIEDMAN, PSY.D.~~

5. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING REQUEST FOR RE-ACTIVATION OF LICENSE FOR SONJA BENSON, PH.D.

This item was removed from the consent agenda for independent discussion at the request of Chairman Wechsler, who discovered an administrative error in the text of the materials. Board staff will correct the error. Dr. Wechsler made a motion, seconded by Brundage, to approve Dr. Benson’s request to reactivate her license. The motion carried 5-0.

6. APPLICATION FOR EXAM AND LICENSURE SUBMITTED BY STUART FRIEDMAN, PSY.D.

This item was removed from the consent agenda for independent discussion at the request of Chairman Wechsler. Chairman Wechsler recused from this item. This agenda item was tabled to a future meeting due to lack of a quorum.

7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING DETERMINATION OF JURISDICTION FOR COMPLAINT SUBMITTED TO THE BOARD

STEMMING FROM ALLEGATIONS RELATING TO THE ARIZONA DEPARTMENT OF CORRECTIONS

Ms. Martin provided a summary to the Board. The Complainant was present, requested to speak, made a statement and answered Board members' questions. The Licensees were not present. Board members deliberated and clarified that the issue today is whether the Board has jurisdiction pursuant to A.R.S. §32-2081(B). Board members reviewed and deliberated the Court Orders and concluded that there was not a specific Order ordering a psychologist to provide treatment, psychoeducation, or an evaluation. Following deliberation, Dr. DiBacco made a motion, seconded by Dr. Mellott, to assert subject matter jurisdiction in this case. The motion carried on a roll call vote (3-2) with Mr. Donaldson and Dr. Brundage voting no.

8. DISCUSSION, CONSIDRATION, AND POSSIBLE ACTION REGARDING DETERMINATION OF JURISDICTION OVER RFI 12-14 PERTAINING TO DR. JOHN BECK

Ms. Martin provided a summary to the Board. The Licensee and the Licensee's legal counsel, Faren Akins, were present and answered Board members' questions. Mr. Akins asserted that the Board does not have jurisdiction in the case surrounding the complaint. Mr. Akins stated that, in the second case referenced by the Complainant, the issue was not settled before a Daubert hearing and the allegations are broad. Mr. Akins provided the Board with Dr. Beck's professional background. Board members clarified that Dr. Beck received his ABPP in counseling psychology, not neuropsychology, which Dr. Beck confirmed. Board members deliberated the court order and agreed that the order is specific in stating that the evaluation was court ordered. Following deliberation, Dr. DiBacco made a motion, seconded by Dr. Brundage, to decline subject matter jurisdiction and to direct the Complainant to file the complaint with the Court first. The motion carried 5-0 on a roll call vote. .

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO THE BOARD'S PREVIOUS DECISION REFERRING RFI NO. 12-05, LYDIA GARRETT, Ph.D., TO FORMAL HEARING AND POSSIBLE RESCISSION OF THE SAME

Dr. Brundage made a motion, seconded by Dr. DiBacco to rescind the Board's previous motion referring RFI No. 12-05, Lydia Garrett, Ph.D., to a Formal Hearing. The motion carried 5-0.

10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO RFI NO. 12-05, LYDIA GARRETT, Ph.D., AND ISSUES RELATING TO THE BOARD'S CONTINUED INVESTIGATION OF THE SAME

Ms. Galvin provided a summary to the Board stating that a licensee cannot be disciplined for not complying with a subpoena to appear at an Informal Interview as the Informal Interview is a voluntary proceeding. Ms. Galvin clarified that RFI 12-05 was initiated by the Board because Dr. Garrett failed to comply with a subpoena for appearance pertaining to RFI 11-12, Lydia Garrett, Ph.D. Board members deliberated. It was the consensus of the Board to refer RFI 11-12, Lydia Garrett, Ph.D., to a future meeting of the Board for an Informal Interview.

11. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDIN G RULES FOR BEHAVIOR ANALYST

Dr. Olvey provided a summary to the Board. Dr. Olvey stated that the Governor's Regulatory Review Council (GRRC) submitted a comment pertaining to the section titled "License Renewal" (R4-26-408(C)(11)(m)). GRRC is questioning the word "addicted". The proposed change is to replace the word "addicted" with the word "use", a possible reading of the sentence could be "Currently uses alcohol or another drug that in any way impairs or limits the licensee's ability to practice behavior analysis safely and competently". After deliberation, Dr. Mellott made a motion, seconded by Dr. Brundage, to accept the proposed change. The motion carried 5-0.

12. NEW AGENDA ITEMS FOR FUTURE MEETINGS

There were no new agenda items for future meetings.

13. ADJOURN

There being no further business to come before the Board, a motion was made by Mr. Donaldson, seconded by Dr. Brundage, to adjourn the meeting at 8:47 a.m. The motion carried 5-0.

Respectfully submitted,

**Joseph C. Donaldson
Board Secretary**