

Board Members

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



**State of Arizona
Board of Psychologist Examiners**

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Staff

Dr. Cindy Olvey
Executive Director

Meghan B. Hinckley
Deputy Director

Heather Duracinski
Administrative Assistant

REGULAR SESSION MINUTES

Friday, April 29, 2011, 10:00 a.m.
Saturday, April 30, 2011, 8:30 a.m.
Third Floor Conference Room, #312
Executive Tower
1700 W. Washington
Phoenix, AZ 85007

1. CALL TO ORDER

The regular session of the Arizona State Board of Psychologist Examiners was called to order by Chairperson Karp at 10:00 a.m. on Friday, April 29, 2011. Two Executive Sessions were held.

2. ROLL CALL

Board Members Present

Cheryl L. Karp, Ph.D. - Chair
Frederick S. Wechsler, Psy.D., ABPP – Vice Chair
Meghan Hunter-Williams – Secretary (4/29/2011)
Bob Bohanske, Ph.D.
Janice K. Brundage, Ph.D. (4/29/2011)
John P. DiBacco, Ph.D.
Joseph C. Donaldson
Ramona N. Mellott, Ph.D. (4/29/2011, 10:00 a.m. – 3:50 p.m.)

Staff Present

Dr. Cindy Olvey, Executive Director
Meghan B. Hinckley, Deputy Director
Heather Duracinski, Administrative Asst.

Attorney General’s Office

Jeanne Galvin, Esq.
Assistant Attorney General

Board Members Absent

Janice K. Brundage, Ph.D. (4/30/2011)
Meghan Hunter – Williams (4/30/2011)
Daniel Larson

3. REMARKS/ANNOUNCEMENTS

- **CE Documentation** - Chairperson Karp announced that licensees could receive CE credits in Ethics for their attendance at Board meetings. Chairperson Karp explained that in order to obtain credit, one must register on the CE roster, complete the three - page CE record form, have the first page stamped with the validation stamp, keep the first page, and submit the remaining pages to Board staff. Licensees are eligible to receive two credits for attending the morning or afternoon session, and four credits for all day attendance.

- **Board Assessment Forms** - Chairperson Karp announced to members of the public audience that the Board appreciates feedback regarding their meetings. Chairperson Karp encouraged members of the audience to complete a Board Meeting Assessment Survey and place them in the survey box.
- **Board Member Plaques** – Chairperson Karp thanked Mr. Donaldson for his dedicated service to the Board and awarded Mr. Donaldson a plaque for his service as a Board member. Dr. Karp noted that Mr. Donaldson was reappointed for an additional five-year term.
- **Board Member and Staff Appreciation** - Chairperson Karp thanked Staff for all their dedication and hard work. Chairperson Karp thanked the Board members for all of their hard work on the various Committees including the Complaint Screening Committee and the Applications Review Committee. Chairperson Karp also thanked Ms. Hinckley and Ms. Duracinski for all their work during the license renewal cycle.

4. **CALL TO THE PUBLIC**

Chairperson Karp invited the public to address the Board at this time. Dr. Faren Akins, the Arizona Psychological Association’s (AzPA) liaison to the Board, noted that the legislative session is coming to a close and indicated that the AzPA convention will be held on October 14-15, 2011.

5. **COUNSEL REPORT** – Ms. Galvin

Ms. Galvin reported that the Board had a formal hearing at the Office of Administrative Hearings on April 12, 2011, and noted that the Administrative Law Judges recommendations are due by May 2, 2011. Ms. Galvin confirmed that the Board will hear the Administrative Law Judges recommendation at the June Board meeting.

Ms. Galvin reported that Dr. Thaw signed the Consent Agreement for Order of Medical Inactive status and that the Board will continue to monitor this matter.

<h3>6) CONSENT AGENDA - DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION</h3>
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Mr. Donaldson made a motion, seconded by Dr. Bohanske, to approve the items on the consent agenda. The motion carried unanimously (8-0).

(a) **DISCUSSION/DECISION REGARDING PSYCHOLOGY APPLICATIONS**

i. **REQUESTING APPROVAL FOR EXAM AND LICENSURE**

Stacy Anderson Taouil, Psy.D.
 Shaunna Sukey Haley, Psy.D.
 Mario Lippy, Psy.D.
 Chad Mosher, Ph.D.
 Caleb Pearson, Psy.D.
 Marden Petrie, Psy.D.

ii. **REQUESTING APPROVAL OF LICENSURE BY WAIVER**

Andrea Chambers, Ph.D.
 Kari Coelho, Psy.D.
 Erica Skepnek, Psy.D.
 Kirk Zimbelman, Ph.D.

iii. REQUESTING APPROVAL OF SUPERVISED PROFESSIONAL PSYCHOLOGY EXPERIENCES AND LICENSURE (UPON PASSING SCORE ON EPPP)

Donell Barnett, Ph.D.
Dorsey Demapan Diaz, Psy.D.

iv. REQUESTING APPROVAL OF LICENSURE BY CREDENTIAL

Glenn Smith, Ph.D., ABPP
John Wineman, Ph.D., CPQ

(b) DISCUSSION/DECISION REGARDING APPLICATIONS FOR LICENSURE OF BEHAVIOR ANALYSTS BY CERTIFICATION

Jessica Donnelly, M.S., BCBA
Ruby Lewis, M.Ed., BCBA
Rebecca Wiskerchen, M.A., BCBA

(c) DISCUSSION, CONSIDERATION, DECISION REGARDING LICENSE REACTIVATION REQUESTS

a. Robert Farr, Ph.D.
b. Catherine Lindstrom, Ph.D.
c. Brenda Paluc, Ph.D.

(d) EXECUTIVE DIRECTOR'S REPORT

(e) INVESTIGATIONS REPORT

(f) LICENSING REPORT

7. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO THE BOARD'S FEBRUARY 4, 2011, CONSIDERATION OF RFI NO. 10-19, DR. CONNIE PYBURN, AND DR. DIBACCO'S STATEMENT RELATING TO HIS RECUSAL FROM THAT AGENDA ITEM – Dr. DiBacco

Dr. DiBacco stated that his recusal from this case was for precautionary measures since he was not able to respond to the allegations. He emphasized that his recusal was not for cause.

8. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING UPDATE FROM THE BOARD'S TELEPRACTICE COMMITTEE – Dr. Bohanske

Dr. Bohanske summarized the Committee's duties, scope of responsibilities, what sources are being utilized to gain information and examples of issues the Committee will address.

9. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING LEGISLATIVE UPDATE – Dr. Olvey

Dr. Olvey summarized that SB 1240 passed both houses and that the bill was signed. Dr. Olvey reported that SB 1254 passed with the amendments the Board reviewed and approved. Dr. Olvey noted that HB 2565 pertaining to college and university students passed both the House and Senate, but was unsure as to whether the bill had been signed.

10. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING INVESTIGATIONS

- a) **RFI 10-33, Michael German, Ph.D.** – Dr. DiBacco recused from this agenda item. Dr. Mellott summarized the complaint and allegations of this case. Dr. German was present telephonically and made statements to the Board. The complainant and a public member were present and made statements to the Board. Board members questioned Dr. German regarding his role as the Therapeutic Interventionist, asked him to clarify the timeline of the case, asked if he was released by the court from his role as the Therapeutic Interventionist, asked why he evaluated the father and asked if he sought guidance from the court.

Dr. German responded stating that he no longer perceived himself as the Therapeutic Interventionist when he conducted the evaluation of father. Dr. German stated that before conducting the evaluation of father he sought guidance from the court regarding his role as the Therapeutic Interventionist; he claims that the court did not respond. Dr. German states that he has not been involved in the case as a Therapeutic Interventionist since February 2010. Dr. German clarified that he conducted the evaluation on father in order to provide a fair and non-biased opinion. Dr. German elaborated on the timeline of the case stating that he was appointed as the Therapeutic Interventionist in November 2009. He was contacted in December by the mother to schedule an appointment. He first met with father in December. Dr. German conducted an extensive interview with father in January. Dr. German states that in February he submitted his report to the court and sought guidance on the case since mother would not allow a supervised visit between minor child and father. In April father contacted Dr. German stating that the case has stopped and requested that Dr. German conduct an evaluation for a different case father was involved in.

At 10:56 a.m. Mr. Donaldson made a motion, seconded by Dr. Wechsler, to move to executive session to obtain confidential legal advice. The motion carried (8-0). Open session reconvened at 11:11 a.m.

Board members stated their concerns of a possible multiple relationship and the absence of a court Order releasing Dr. German as the Therapeutic Interventionist. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Brundage, to move this case to an Informal Interview to obtain additional information on Dr. German's role as the Therapeutic Interventionist. Motion carried on a roll call vote (6-1-1) with Dr. Karp voting no and Dr. DiBacco recused.

- b.) **RFI 10-36 & 37, Lana Biocca, Ph.D.** – These complaints were initiated by the Arizona Board of Psychologist Examiners. Dr. DiBacco summarized the complaints and allegations of these cases. Dr. Biocca and her counsel, Faren Akins, were present and made statements to the Board. Board members asked Dr. Biocca if she had provided the Board with a reliable mailing address. Dr. Biocca responded. Following deliberation, the Board found no evidence of violation of statute or rule by the licensee. Dr. Wechsler made a motion, seconded by Dr. Karp, to dismiss these cases. The motion carried (7-0-1) with Mr. Donaldson abstained.

11. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPROVAL OF APPLICATIONS FOR LICENSURE

a. Kristin C. Thompson, Ph.D. (psychologist application)

Dr. Mellott summarized stating that Dr. Thompson's psychologist licensure application went before the Applications Review Committee and that the Committee moved this matter to the Board for clarification regarding Dr. Thompson's postdoctoral hours. Dr. Mellott noted that half of the postdoctoral hours were done in a clinical setting and the remaining hours were done by teaching graduate level psychology classes that had no direct supervision. Dr. Mellott commented that the total postdoctoral hours meet the licensing requirements. Dr. Mellott noted that clarification is needed because Dr. Thompson's postdoctoral hours were submitted on separate forms. Richard Morris, Ph.D. was present on Dr. Thompson's behalf and made statements to the Board. Following deliberation, Dr. Mellott made a motion, seconded by Dr. Bohanske, to approve Dr. Thompson's application. The motion carried unanimously (8-0).

12. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING INVESTIGATIONS (cont.)

a.) **RFI 10-29, Don Durham, Ph.D.** – Dr. DiBacco summarized the complaint and allegations of this case. Dr. Durham and his counsel, Charles Hover, were present and made statements to the Board. The complainant was present and made statements to the Board. Board members asked Dr. Durham to clarify the timeline of events. Dr. Durham responded. Additionally, Board members questioned Dr. Durham about his informed consent, why he called the complainant after receiving the RFI. Additionally, Board members raised concern about Licensee's extensive use of email in his practice since email is considered non-confidential. Dr. Durham responded. Following deliberation, Dr. DiBacco made a motion, seconded by Dr. Wechsler to offer Dr. Durham a Consent Agreement and Order for possible violations of A.R.S. §§ 32-2061(A)(13)(o)(r)(dd), for possible breach of confidentiality, possible multiple relationship and for contacting the complainant after the RFI was filed. Motion carried on a roll call vote (7-1) with Ms. Hunter-Williams voting no. Dr. Karp made a motion, seconded by Dr. DiBacco, to include a minimum of three months probation, Dr. Durham shall employ a Practice Monitor for a minimum of three months wherein he shall attend monthly 90 minute sessions with the Practice Monitor, Dr. Durham shall continue to consult with peers and utilize the Arizona Psychological Associations list serve. Dr. Durham shall update and increase his knowledge of informed consent when treating couples individually and conjointly and the related issue of confidentiality in such circumstances. The motion carried on a roll call vote (7-0-1) with Ms. Hunter – Williams abstained.

13. DISCUSSION, CONSIDERATION AND POSSIBLE ACTION REGARDING COMPLIANCE UPDATES ON ONGOING CONSENT AGREEMENTS AND ORDERS

a.) **Mamiko Odegard, Ph.D.**

Dr. Olvey summarized stating that the Board office received a request from Dr. Odegard requesting she be released from probation. Dr. Odegard was present and made statements to the Board. Board members thanked Dr. Odegard for her commitment to improving the psychology profession. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Wechsler to release Dr. Odegard from probation. Motion carried unanimously (7-0).

b.) Young B. Lee, Ph.D.

Dr. Olvey summarized stating that Dr. Lee entered into a Consent Agreement with the Board wherein Dr. Lee selected Dr. Mathilda Canter as the Supervisor in compliance with the Consent Agreement. Dr. Olvey reported that the Board office recently received a report from Dr. Canter. Dr. Lee and his legal counsel, attorney Larry Cohen, were present and made statements to the Board. Dr. Canter was present and made statements to the Board. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Wechsler, to offer Dr. Lee an amended Consent Agreement and Order to include, releasing Dr. Lee from supervision but still requiring a Practice Monitor to assist with the closing of his private practice and requiring Dr. Lee to permanently refrain from providing psychological services to all paying or pro-bono private patients. Motion carried unanimously (7-0).

14. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION RELATING TO THE POSSIBLE DISCLOSURE OF CONFIDENTIAL PATIENT INFORMATION IN RELATION TO RFI 10-19 AND POSSIBLE ACTION – Dr. Wechsler

Dr. DiBacco recused from this agenda item. Connie Pyburn, Ph.D. and her legal counsel, attorney Larry Cohen, were present.

At 4:28 p.m. Dr. Karp made a motion, seconded by Dr. Wechsler, to move to executive session to obtain confidential legal advice. The motion carried (7-0). Open session reconvened at 4:44 p.m.

Board members commented that Licensee is aware of confidentiality guidelines in public session. Following deliberation, Dr. Wechsler made a motion, seconded by Mr. Donaldson, to take no further action in this matter. Motion carries unanimously (6-0-1) with Dr. DiBacco recused.

15. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION PERTAINING TO MAINTAINING PATIENT CONFIDENTIALITY DURING PUBLIC BOARD PROCEEDINGS – Dr. Wechsler

Dr. Wechsler cited the APA code of ethics regarding confidentiality and how it pertains to public meetings. Board members requested that all individuals participating in a public meeting refrain from disclosing confidential information.

16. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING THOSE APPLICANTS WHO PROVIDED ADDITIONAL BACKGROUND INFORMATION WITH THE 2011-2013 RENEWAL APPLICATION

a. Sean Flynn, Ph.D.

Dr. Brundage recused from this agenda item. Dr. Karp and Ms. Hinckley provided a brief summary to the Board. Dr. Flynn was not present but his legal counsel, Charles Hover, was present and made a brief statement to the Board. Following deliberation, the Board determined that there is no complaint before the Board. Dr. Karp made a motion, seconded by Dr. DiBacco, to approve Dr. Flynn's 2011-2013 License Renewal Application. Motion carried (6-0-1) with Dr. Brundage recused.

b. Dennis Broadbent, Ph.D.

Dr. Karp provided a brief summary to the Board. Dr. Broadbent was not present. Following deliberation, the Board requested that Dr. Broadbent appear at a future meeting for further

clarification in this matter and directed Board staff to obtain additional information from the Ohio Psychology Board. The Board took no action at this time.

c. Cristobal Eblen, Ph.D.

Dr. Karp provided a brief summary to the Board. Dr. Eblin was not present. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Brundage, to approve Dr. Eblen's 2011-2013 License Renewal Application with the stipulation that Dr. Eblen keep the Board apprised of the outcome of the lawsuit. The motion carried (7-0).

d. James Graves, Ph.D.

Dr. Karp and Ms. Hinckley provided a brief summary to the Board. Dr. Graves was not present. Following deliberation, the Board directed Board staff to obtain additional information from the Massachusetts Psychology Board and Dr. Graves. The Board took no action at this time.

e. Anne Middaugh, Ph.D.

Dr. Karp provided a brief summary to the Board. Dr. Middaugh was not present. Following deliberation, Dr. Wechsler made a motion, seconded by Dr. Brundage, to approve Dr. Middaugh's 2011-2013 License Renewal Application. The motion carried unanimously (7-0).

f. Nicole Taylor, J.D., Ph.D.

Ms. Hinckley provided a brief summary to the Board. Dr. Taylor was not present. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Brundage, to approve Dr. Taylor's 2011-2013 License Renewal Application with the stipulation that Dr. Taylor keep the Board apprised of the outcome of the lawsuit. The motion carried 7-0.

g. LaVerl Wilhelm, Ph.D.

Dr. Karp and Ms. Hinckley provided a brief summary to the Board. Dr. Wilhelm was not present. Following deliberation, the Board directed Board staff to obtain additional information from the Idaho and California Psychology Board. The Board took no action at this time.

h. Georgia Yukiwma, Ed.D.

Dr. Karp provided a brief summary to the Board. Dr. Yukiwma was not present. Following deliberation, Dr. Bohanske made a motion, seconded by Mr. Donaldson, to approve Dr. Yukiwma's 2011-2013 License Renewal Application. The motion carried unanimously (7-0).

At 5:47 p.m. the Board recessed. On April 30, 2011, the Board reconvened in open session at 8:47 a.m.

17. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING PRESCRIPTIVE AUTHORITY FOR PSYCHOLOGISTS – Dr. Bohansk

Dr. Bohanske summarized stating that it may be prudent to examine and consider prescriptive authority for psychologists. Dr. Bohanske indicated in the near future there will be an increase in the number of individuals receiving public health care, which will add to an already overburdened work load for psychiatrists and medical doctors. Board members commented on the implications of prescriptive authority for psychologists and noted that additional education would be required for psychologists who wish to obtain prescriptive authority. After further deliberation, Dr. Wechsler made a motion, seconded by Dr. DiBacco, to form a committee that will address prescriptive authority and scope of practice for psychologists. The motion carried unanimously (6-0).

18. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION PERTAINING TO UPDATE ON ASPPB MID-YEAR MEETING; NOMINATIONS FOR ASPPB AWARDS AND BOARD POSITIONS – Dr. Olvey

Dr. Olvey briefly summarized this agenda item. Dr. Olvey reported that ASPPB discussed cheating on the EPPP exam and measures ASPPB have taken to prevent cheating. Dr. Olvey stated that ASPPB also addressed licensure application fraud. Additionally, Dr. Olvey noted that ASPPB is accepting nominations for election to the ASPPB board. Following deliberation, Dr. Karp made a motion, seconded by Dr. DiBacco, to nominate Dr. Mellott for election to the ASPPB board. The motion carried unanimously (6-0).

19. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING ASPPB SURVEY – Dr. Olvey

Dr. Olvey summarized stating that ASPPB has sent a survey regarding Continuing Professional Development. Board members discussed the survey and provided Dr. Olvey answers to the questions. The Board directed Dr. Olvey to submit the survey to ASPPB.

20. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING EPPP INCLUDING ONLINE SCORE AVAILABILITY FOR CANDIDATES AND FEE INCREASE SCHEDULED FOR MARCH 1, 2013 – Dr. Olvey

Dr. Olvey advised that ASPPB notified the Board office that a fee increase for the EPPP is scheduled for March 1, 2013. Dr. Olvey asked the Board to provide feedback regarding individuals having the ability to access their EPPP score online. Following deliberation, it was the consensus of the Board to approve online access to EPPP scores.

21. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING DR. PEG GLAUBER’S REQUEST FOR MEDICAL INACTIVE STATUS – Ms. Hinckley

Ms. Hinckley briefly summarized this agenda item. Following deliberation, Dr. Mellott made a motion, seconded by Dr. Wechsler, to approve Dr. Glauber’s request for Medical Inactive Status. The motion carried unanimously (6-0).

22. DISCUSSION, CONSIDERATION, AND POSSIBLE ACTION REGARDING APPROVAL OF APPLICATIONS FOR LICENSURE (cont.) – Ms. Hinckley

b. Sheena Trayte, M.Ed., BCBA (behavior analyst application)

Ms. Hinckley summarized stating that Ms. Trayte’s behavior analyst licensure application went before the Applications Review Committee and that the Committee moved this matter to the Board for clarification regarding Ms. Trayte’s experience hours. Following deliberation, Dr. Bohanske made a motion, seconded by Dr. Wechsler, to approve Ms. Trayte’s application. The motion carried unanimously (6-0).

23. NEW AGENDA ITEMS FOR FUTURE MEETING

Dr. Wechsler requested that the Board address the data that ASPPB provides regarding the EPPP. Additionally, Dr. Wechsler requested that the Board address question #3 on the Licensure Renewal form. Dr. DiBacco requested that the Board consider requiring licensees to list their continuing education on the Licensure Renewal form. Dr. Karp requested that the Committee on prescriptive authority give an update at a future meeting.

24. ADJOURN

There being no further business to come before the Board, a motion was made by Dr. Wechsler, seconded by Dr. Bohanske, and unanimously carried (6-0), to adjourn the meeting at 10:52 a.m.

Respectfully Submitted,

Meghan Hunter-Williams
2011 Board Secretary

Date