

Draft
Virginia Board of Psychology
Board Meeting
Minutes
November 8, 2011

CALL TO ORDER: **Robert Falk, Ph.D., Chair**, called the meeting to order at 10:10 a.m., on November 8, 2011, Board Room 2, at the Department of Health Professions at 9960 Mayland Drive, Henrico, Virginia.

ORDERING OF AGENDA Dr. Falk asked that recent legislation relating to “Applied Behavioral Analysts” be added to the agenda as New Business.

BOARD MEMBERS PRESENT: Robert Falk, Ph.D.
Michael L. Stutts, Ph.D.
Jeffrey Clark, Ph.D.
Desideria S. Hacker, Ph.D.
Krishna Leyva
Herbert L. Stewart, Ph.D.
Virginia Van de Water, Ed. D.
Edward Peck, Ph.D.
Ali Ahmad

MEMBERS ABSENT: None

STAFF PRESENT: Evelyn Brown, Executive Director
Arne Owens, Chief Deputy Director, Department of Health Professions
Elaine Yeatts, DHP Senior Policy Analyst
Howard Casway, Sr. Asst. Attorney General, Board Counsel
Patricia Larimer, Deputy Executive Director, Discipline
Catherine Chappell, Deputy Executive Director, Licensing
Deborah Harris, Administrative Assistant

APPROVAL OF MINUTES: Dr. Falk moved that the Board approve the May 10, 2011 minutes with corrections. The motion was seconded and carried.

PUBLIC COMMENT: Jennifer Morgan, Psy.D., Regulatory Affairs Chair, VACP

Dr. Morgan invited Board members to attend the VPA *Conversation Hour with the Board of Psychology* at the Spring VPA meeting that will be held at the Marriott in Norfolk.

DIRECTOR’S REPORT: Arne Owens reported the following on Dr. Cane’s behalf:

Mr. Owens highlighted had great feedback that new board member orientation was a great success. He also wanted to make everyone aware of the agency’s Prescription Monitor program is able to communicate with other states online to obtain and distribute data to help clinicians identify substance

abuse problems and disorders. It will be in full effect next month.

Budget

Mr. Owens also stated the agency is putting in place more efficient protocols for the near future for DHP. He informed the Board that due to efficiency measures put into place last fiscal year, the agency has been able to maintain a fairly stable financial position; areas with identified deficits are being addressed. Mr. Owens noted that with the upcoming move of our servers to Chesapeake, the agency will incur increased expense for its information technology.

Case processing

Mr. Owens discussed a few of the recently launched efforts designed to improve the processing of cases. The "Tier I" approach focuses on improving coordination between the boards and Enforcement by holding weekly meetings with board staff and case intake analysts to discuss incoming cases and focus efforts. Mr. Owens advised that there are 21+ recommendations that will be implemented over the next year.

Mr. Owens mentioned one recommendation in the future looking into possibly using video teleconferencing technology through polycom for field investigators to testify instead of the commute to the hearings here at the agency.

There was a question for Mr. Owens regarding the Applied Behavioral Analysts licensure as to whether it has been decided which board was going to regulate. Mr. Owens stated that it was discussion at the October 20th Board of Medicine board meeting that they voted not to regulate and that it should be given to one of the behavioral boards.

EXECUTIVE DIRECTOR'S REPORT:

Evelyn Brown:

Ms. Brown started off by taking a historic look down memory lane in her service here with the Board of Psychology. Ms. Brown talked about the challenges in the past and the challenges ahead of us. There was an accepted motion that Ms. Brown has been a faithful, dedicated member of the Board of Psychology.

She mentioned a couple of points to always stay on top of for the Board of Psychology.

- Keep an open mind for prescriptive authority
- Keep abreast all the changes with ASPPB

- Keep Virginia presence in ASPPB

**LICENSING-
DEPUTY
EXECUTIVE
DIRECTOR'S
REPORT:**

Catherine Chappell:

Ms. Chappell reported that the Board Roster was to be updated today. He also reported the proposed meeting dates for the quarterly meetings to be held in 2012.

She also mentioned that next month all board members will receive and are to complete their conflict of interest forms for 2012.

In her licensing reports, she stated there were 57 psychology licenses granted this quarter 2 of which were sex offender treatment providers. 93 Psychologist applications with 102 supervision registrations, 7 sex offender applications with 5 supervision registrations. There are 4, 251 Psychology licensees total to date that include 410 Sex Offender Treatment Providers. Ms. Chappell also mentioned the agency is in a preliminary stage for a pilot to process paperless licenses at the time of renewal.

**DISCIPLINE-
DEPUTY
EXECUTIVE
DIRECTOR'S
REPORT**

Patricia Larimer:

Ms. Larimer stated that there are 30 open discipline cases in Psychology. 5 new cases, 8 cases probable cause, 1 case administrative review and 3 scheduled informal conferences.

**LEGISLATIVE
UPDATE:**

Elaine Yeatts:

Ms. Yeatts reported on Section 38.2-3418.17 of the Code of Virginia: *Coverage for autism spectrum disorder* and the regulation of "Applied Behavioral Analysts" by the Board of Medicine. Discussion ensued about the implementation of the legislation and regulation.

Ms. Yeatts reported that the proposed *Regulations Governing the Practice of Psychology* are in the Governor's office awaiting his signature. She said it may be mid 2012 before they are in effect.

Ms. Yeatts presented a petition for rule making for moving the two year timeframe for 18VAC 125-20-150 #8 to never. Discussion followed and they determined that since the proposed regulations are already changing the timeframe to 5 years the petition would be denied.

**COMMITTEE
REPORTS:**

Board of Health Professions – Michael Stutts, Ph.D:

Dr. Stutts was Acting Board Chair for the Board of Health Professions on October 24, 2011. He stated that the Board had a significant turnover in Board of Health Professions memberships

due to a number of the board members' terms expiring. Several seats are still open.

He stated he found very interesting the development in the processing *the Sanction Reference Guidelines*.

He also stated that the Board did not really have any new business other than the proposed 2012 meeting work plan overview and discussion of new members.

NEW BUSINESS: Dr. Falk reiterated about the legislation, which creates a new licensure category for "Behavioral Analysts". Discussion followed that this profession should be given to the Board of Psychology where it would appear to be more appropriately regulated and it would be a good source of revenue for the Board.

OLD BUSINESS: Dr. Stewart spoke about the Healthcare Workforce survey, which he and Dr Clark developed with two members of the Boards of Counseling and Social Work. The Survey was optional as part of online license renewal for clinical and school psychologists. It seemed to be a success.

ADJOURN: The meeting adjourned at 12:50 p.m.

Robert S. Falk, Ph.D., Chair

Evelyn B. Brown, Executive Director