

Virginia Board of Psychology
Board Meeting
Final
Minutes
August 13, 2013

- TIME AND PLACE:** The meeting was called to order at 11:10 a.m. on August 13, 2013, in Board Room 1, Suite 201 at the Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.
- PRESIDING:** Virginia Van de Water, Ed. D., Acting Chair
- MEMBERS PRESENT:** Edward Peck, Ph.D.
William Hathaway, Ph.D.
Thomas Ryan, Ph.D.
Ali Ahmad
Krishna Leyva
- MEMBERS ABSENT:** Giordani de Altin Popilek, Psy.D.
Michael Stutts, Ph.D.
- STAFF PRESENT:** Dianne Reynolds-Cane M.D., Agency Director
Catherine Chappell, Executive Director
Patricia Larimer, Deputy Executive Director - Discipline
Deborah Harris, Operations Manager
- WELCOME AND ORDERING OF AGENDA:** Dr. Van de Water welcomed the Board members and asked if there were any changes to be made to the agenda. The agenda was accepted as presented.
- PUBLIC COMMENT:** Jennifer Morgan, Psy.D., Regulatory Affairs Chair, VPA/VACP thanked board members and staff who participated in the *Conversation Hour with the Board of Psychology* in April. The fall conference would be held in McLean and the Spring conference with another opportunity for a Conversation Hour would be held in Norfolk.
- APPROVAL OF MINUTES:** Dr. Ryan moved to approve the May 2013 Board Meeting minutes as written. The motion was seconded by Ms. Leyva and carried.
- DIRECTOR'S REPORT:** Dr. Reynolds-Cane greeted board members, and updated the Board on various activities of the Department of Health Professions (DHP), including the National Governor Association Initiative to reduce prescription drug abuse. The initiative included four sub-groups: DHP's Prescription Monitoring Program, law enforcement, drug dispensing authorities, and education/training for the providers and public.

**EXECUTIVE
DIRECTOR'S
REPORT:**

Ms. Chappell thanked the board members for attending the meeting and stated that there were 6 out of 9 members in attendance, which established a quorum. She announced that board counsel and DHP's senior policy analyst were unable to be at the meeting. Any regulatory matters would have to be deferred until the November meeting.

Ms. Chappell also stated that the Board was awaiting news from the Governor's office on board appointments. Dr. Stutts and Ms. Levya would continue to serve until replacements were identified. However, Dr. Clark's seat, which had expired in 2012, was now vacant because he had retired his license. Ms. Chappell commented that since there was not a full board seated at that time, that discussion of old business relating to an ethics definition, eligibility to perform psychological evaluations, and the one-time fee reduction would be continued until the November meeting.

Ms. Chappell distributed the Board's most recent financial report which showed the Board was able to sustain itself. She also mentioned that she had been invited to participate in a Virginia Certified Sex Offender Treatment Provider (CSOTP) Association workshop next March. She asked if any board members would be interested in serving on a panel with her at the conference. She expressed concern that there was no current representation by a CSOTP on the Board and Dr. Peck offered to help with the presentation in 2014.

Ms. Chappell also referenced the need for leadership transition and stated that elections would be held later in the meeting.

REPORTS:

Disciplinary Update: Patricia Larimer

Ms. Larimer reported that there were 39 open disciplinary cases which included 13 cases against licensees under investigation and two unlicensed practice cases; six cases were at Board level to be reviewed for probable cause; two cases had been offered a Confidential Consent Agreement and a pre-hearing consent order had been offered in one case; five cases were scheduled for informal conferences and one formal hearing would be heard later in the day; six cases were with the Administrative Proceedings Division to draft notices for informal conferences, with one case to receive a Confidential Consent Agreement. One Consent Order would be considered later in the meeting. Staff continued to follow three licensees for compliance with Board Orders, two of which had recently petitioned to have their probation terminated. Disciplinary informal conferences were scheduled for September 27, 2013

and November 5, 2013. She offered eight standing dates for 2014, as needed, for Disciplinary proceedings. She reminded the Board that the Agency's standard was to resolve disciplinary cases within 250 days, and staff was actively working to meet this goal for all disciplinary cases. She acknowledged board member support of this mission critical function of the Board of Psychology.

Continuing Education Update: Ms. Chappell

Ms. Chappell stated that Continuing Education audit letters were scheduled to be mailed out in October for the 2013 renewal period.

Legislative Update: Ms. Chappell

Ms. Chappell distributed a handout from Ms. Yeatts which showed two pending regulatory reform changes. She commented that both actions had been fast-tracked, with one action anticipated to become effective in September 2013.

Board Office Update: Deborah Harris

Ms. Harris reported that since the last meeting, the Board had received 98 applications, and had issued 44 clinical psychology licenses, 2 school psychologist limited licenses and 2 sex offender treatment provider certifications.

As a result of the most recent renewal period, the Board regulated 4,368 licensees, which were 79 more active licenses than from the same time last year.

She announced board meeting dates for 2014:

February 11, 2014
May 6, 2014
August 5, 2014
November 4, 2014

New Business:

Election of Officers

Dr. Virginia Van de Water was nominated for Board Chair by Dr. Peck and seconded by Ali Ahmad, and approved by unanimous vote.

Dr. Edward Peck was nominated for Vice-Chair by Dr. Van de Water and seconded by Krishna Leyva, and approved by unanimous vote.

Old Business: None

Closed Session: *Consideration of Credentials Files.* The Board convened in closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia in order to consider credentials files. Ms. Chappell, Ms. Larimer, and Ms. Harris participated in the closed meeting because their presence in the closed meeting was deemed necessary and they would aid the Board in its consideration of the matter. The motion was seconded and carried.

The Board moved that pursuant to §2.2-3712 of the Code of Virginia, that the Board heard, discussed, or considered only those public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act and only such public business matters as identified in the original motion. The Board agreed unanimously.

Decision. The Board considered three licensure applications: one application was approved; one was denied because the applicant did not meet the requirements of 18VAC125-20-43; and one was deferred pending additional information.

Consideration of Disciplinary Order. The Board further convened in closed meeting pursuant to §2.2-3711(A)(27) of the Code of Virginia in order to consider a consent order. Ms. Chappell, Ms. Larimer, and Ms. Harris participated in the closed meeting because their presence in the closed meeting was deemed necessary and they would aid the Board in its consideration of the matter. The motion was seconded and carried.

The Board moved that pursuant to §2.2-3712 of the Code of Virginia, that the Board heard, discussed, or considered only those public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act and only such public business matters as identified in the original motion. The Board agreed unanimously.

Decision. The Board considered a consent order for voluntary surrender for indefinite suspension of Richard Wettstone's certificate to practice as a sexual offender treatment provider in the Commonwealth of Virginia. The Board accepted the consent order as presented.

ADJOURN: The meeting adjourned at 12:45 p.m.

X Virginia Van de Water
Virginia Van de Water, Chair

Catherine Chappell
Catherine Chappell, Executive Director