



**Virginia Board of Psychology**  
**Full Board Meeting Minutes**  
**Tuesday, June 28th, 2022 at 10:00 a.m.**  
**9960 Mayland Drive, Henrico, VA 23233**  
**Board Room 3**

- PRESIDING OFFICER:** James Werth, Jr. Ph.D., Board Chair
- BOARD MEMBERS PRESENT:** Christine Payne, BSN, MBA  
Peter Sheras, Ph.D.  
J.D. Ball, Ph.D.  
Aliya Chapman, Ph.D.  
Susan Brown Wallace, Ph.D.  
Kathryn Zeanah, Ph.D.  
Norma Murdock-Kitt, Ph.D. (*virtually from Richmond, VA – Dr. Murdock-Kitt was not in physical attendance for health reasons*)
- BOARD MEMBER ABSENT:** Stephanie Valentine, Citizen Member
- BOARD STAFF PRESENT:** Deborah Harris, Licensing Manager  
Jaime Hoyle, JD, Executive Director  
Jennifer Lang, Deputy Executive Director  
Charlotte Lenart, Deputy Executive Director  
Leoni Wells, Executive Assistant
- DHP STAFF PRESENT:** Erin Barrett, JD, Senior Policy Analyst, Department of Health Professions  
David E. Brown, D.C., Director, Department of Health Professions
- BOARD COUNSEL PRESENT:** James Rutkowski, Assistant Attorney General
- CALL TO ORDER:** Dr. Werth called the meeting to order at 10:01 a.m.
- MISSION STATEMENT:** Ms. Hoyle read the mission statement of the Department of Health Professions, which was also the mission statement of the Board.
- ESTABLISHMENT OF A QUORUM:** Dr. Werth requested Board members and staff to introduce themselves.  
Ms. Harris established a quorum with eight members of the full Board present at roll call.
- APPROVAL OF MINUTES:** Meeting minutes from the full Board meeting held on March 15, 2022 were approved as written.
- ADOPTION OF AGENDA:** The agenda were adopted as presented.
- PUBLIC ATTENDEES:** Jennifer Morgan, Psy.D., Virginia Academy of Clinical Psychologists (VACP)
- PUBLIC COMMENT:** Dr. Morgan announced that the VACP Board Conversation Hour event would be held on October 14-15, 2022 in Virginia Beach. Dr. Morgan reported that she did

not have many details yet, but she was expecting to have more information about the event soon, and would report updates when she obtained them.

**AGENCY DIRECTOR REPORT:** Dr. Brown stated that the behavioral health workforce is a big discussion item for his staff. The Behavioral Science Unit staff will be busy participating in meetings with other agencies, behavioral health authorities, and focus groups such as the Claude Moore Foundation regarding workforce issues in Virginia.

Dr. Brown announced that all Executive Branch entities have been tasked with initiating actions on the regulatory process to reduce, by at least 25 percent, the number of regulations not mandated by federal or state statute.

Dr. Brown reported on the Health Practitioners' Monitoring Program (HPMP) which is an alternative to disciplinary action for qualified healthcare practitioners with substance use diagnoses, or a mental health or physical diagnosis that may alter their ability to practice their profession safely. Dr. Brown stated that a presentation on HPMP is available to the Board.

**BOARD CHAIR REPORT:**

**Virginia Academy of Clinical Psychologists (VACP)**

Dr. Werth gave a report on the Conversation Hour with the Virginia Academy of Clinical Psychologists (VACP) at their Spring Conference. Dr. Werth reported that the conversations went very well, with lots of participation and discussions. Dr. Werth asked for volunteers for the next conversation hour. Dr. Ball, Dr. Zeanah and Dr. Murdock-Kitt stated that they would be available.

Dr. Werth reported that the new Board year will start July 1<sup>st</sup> and he will be contacting Board members to coordinate new committee membership.

**NEW BUSINESS:**

**Legislation and Regulatory Actions**

Ms. Barrett reviewed the Charts on Regulatory actions with the Board.

**Adoption of Final Rules for PSYPACT**

**Motion:** Dr. Sheras made a motion, which was properly seconded, to adopt final regulations for Psychology Interstate Compact (PSYPACT). The motion passed unanimously.

**COMMITTEE REPORTS:**

**Regulatory Committee Report**

Dr. Ball and Ms. Barrett reported items discussed at the Regulatory meeting.

**A. Consideration of Guidance Document 125-1; Board of Psychology Recognition of Accrediting Bodies Acceptable to the Board.**

Dr. Ball stated that the Board has considered the request to approve the Psychological Clinical Science Accreditation System (PCSAS) as an accrediting body for educational programs related to clinical psychologist licensure eligibility the last four years. As a part of its deliberation, the Board has held stakeholder meetings, heard presentations from PCSAS accredited schools, and considered a petition for rulemaking in which there were no opponents to this proposal. The Board also considered that PCSAS has received support from the U.S. Department of Veterans of Affairs (VA), the Council for Higher Education Accreditation (CHEA)

and the Association of Psychology Postdoctoral and Internship Centers (APPIC). In addition, the EPPP pass rate for graduates of PCSAS accredited programs is above 95%, and U.S. News & World Report has ranked all 41 of the PCSAS accredited programs in the top 50 graduate psychology programs in the U.S.

**Recommendations:** The Regulatory Committee has recommended that the Board approve PCSAS as an accredited body as outlined in a new Guidance Document 125-1, as presented. The Board passed this recommended motion unanimously.

**B. Consideration of Guidance Document 125-2; Impact of Criminal Convictions, Impairment, and Past History of Licensure, Certification or Registration by the Virginia Board of Psychology.**

**Motion:** Dr. Ball made a motion, which was properly seconded, to accept changes to Guidance Document 125-2 as amended by the Regulatory Committee and Ms. Barrett. The motion passed unanimously.

**C. Consideration of Guidance Document 125-3.1; Submission of Evidence of Completion of Graduate Work.**

**Recommendations:** The Regulatory Committee recommended that the Board approve Guidance Document 125-3.1 as amended. The Board passed this recommended motion unanimously.

**D. Consideration of Guidance Document 125-3.2; Official Beginning of Residency**

**Recommendations:** The Regulatory Committee recommended that the Board rescind Guidance Document 125-3.2. The Board passed this recommended motion unanimously.

**E. Consideration of Guidance Document 125-5.1; Possible Disciplinary or Alternative Actions for Non-Compliance with Continuing Education requirements.**

**Recommendations:** The Regulatory Committee recommended that the Board approve Guidance Document 125-5.1 as amended. The Board passed this recommended motion unanimously.

**Petition for Rulemaking**

A petitioner requested the Board to establish guidelines and qualifications for psychologists involved in custody and visitation cases that would prohibit those who do not meet qualifications for this work from testifying in court.

**Recommendations:** The Regulatory Committee recommended that the Board take no action on the petition based, on lack of jurisdiction to dictate evidentiary matters that are within the purview of the state court system. The Board passed this recommended motion unanimously.

### **Consideration of EPPP Part-2 as a requirement for licensure**

Dr. Ball reported on the Regulatory Committee's discussion on the consideration of the EPPP Part-2 as a requirement for licensure.

Dr. Ball reported that ASPPB does not yet have data on the EPPP Part-2 pass rate. Thus, the Committee will continue to track this issue.

### **Consideration of the discussion of whether to add to panel, to include a category for Master Level Psychologist in the licensure.**

Dr. Ball reported on the Regulatory Committee's lengthy and informative discussion on the possibility of a master's level psychologist license. The Committee is interested in the details of regulations on this matter in neighboring states and will continue to have this issue as an action item.

### **Consideration for the discussion about School Psychologist in Virginia**

Dr. Ball reported on the Regulatory Committee's extensive discussion on licensure of school psychologists and school psychologists-limited. The Committee discussed the need for potential changes to the laws, scope of practice and regulations for individuals who have APA-accredited doctoral degrees in school psychology. Dr. Ball reported that this is a complex issue and will require a lot of research and discussion.

## **BOARD OF HEALTH PROFESSIONS REPORT:**

Dr. Wallace gave a recap of the last meeting of the Board of Health Professions. A copy of the minutes from the last meeting was included in the agenda packet.

## **DISCIPLINE REPORT:**

Ms. Lang reported that there are currently 112 discipline cases in need of probable cause review. A case reviewer has been hired to help work through this backlog.

Ms. Lang updated the Board on last year's audit of licensee's continuing education hours and reported that, of the 38 licensees who were audited, only two were noncompliant. They will be processed according to the Board's guidance document.

Ms. Lang provided feedback on recent PSYPACT training that she attended along with Ms. Hoyle and Ms. Lenart. This training consisted of updates to the PSYPACT website for searching credential holders and discipline reporting. The training raised concerns about reporting requirements that may be contrary to Virginia state laws. To ensure that the board remains in compliance with PSYPACT requirements, as well as within Virginia laws, these concerns were forwarded to Board counsel who will review the requirements and provide additional advice.

Finally, Ms. Lang addressed a concern that was recently brought to her attention from a Virginia licensee, Dr. Rose. Dr. Rose was denied a PSYPACT credential, based on a Board Order issued to him in 2004 that resulted in a monetary penalty. Dr. Rose requested a letter from the Board confirming that the matter was an administrative technicality that had no bearing on his license as a clinical psychologist. The Board discussed Dr. Rose's request and agreed to provide a letter

detailing the matter. Ms. Hoyle and Dr. Werth will work together to draft a letter on behalf of the board.

**LICENSING REPORT:**

Ms. Lenart started the Licensing Report by reviewing with the Board the number of applications that have been received for this reporting cycle. A copy of the report is attached to the agenda.

Ms. Lenart reported on the new technology that will be coming to the department. The department is anticipating a BOT that will help decrease the time the staff spends sending emails. The BOT will automatically reply to applicants and automatically send approval emails. The system and the emails for the BOT have been updated, and the department anticipates the BOT's arrival within the next week or two.

Ms. Lenart further reported on the request Dr. Brown mentioned regarding the reduction of forms related to regulations. Dr. Brown suggested reviewing the forms to ensure that what we are requiring is not overly burdensome for applicants. Ms. Lenart reported they are reviewing these forms for all three Boards.

Ms. Lenart also reported that the licensure renewal deadline is this Thursday June 30<sup>th</sup> and Board staff have been busy ensuring that all renewals are processed as received.

**EXECUTIVE DIRECTOR'S REPORT:**

Ms. Hoyle presented her report on the Board's financials, stating that the financials are in good standing and are attached to the last page of the agenda.

Ms. Hoyle thanked her staff for the hard work and welcomed Dr. Morgan to the team.

Ms. Hoyle further reported on the task from Dr. Brown on the Reduction of Regulations and barriers to licensure. Ms. Hoyle reported that Ms. Lenart and other staff took up this task immediately, and they have been reviewing forms independently to see what may be unnecessary. They will reconvene to collaborate and discuss their thoughts and ideas. Ms. Hoyle stated that Ms. Lenart will send a draft copy to the Board Chair to ensure they have not omitted any pertinent information in their haste to get the task completed.

Ms. Hoyle reported that Dr. Wallace and she attended the ASPPB conference held in New Orleans this past April. Ms. Hoyle reported that, in the Administrator's Forum, there was discussion about licensure applications from applicants graduating from programs that were not APA accredited. ASPPB would like to develop guidelines for each state to review them to see if there can be greater consistency because the application review can be very subjective. Ms. Hoyle reported that most states are dealing with this. Ms. Hoyle reported that the Administrator's Forum was very informative.

Ms. Hoyle reported on the PSYPACT Commission report, stating that no report is available at this time because the Commission has not met since the last time this Board met. A report is expected after the next Commission meeting, scheduled in November.

Ms. Hoyle also reported that she is on two additional ASPPB committees, including the Finance Committee. The Finance Committee is taking recommendations for the Commission to add renewal fees to keep things afloat and to ensure that jurisdictions do not end up picking up the tab for PSYPACT. Ms. Hoyle is the Chair of the Compliance Committee, and they have decided on having different levels of letters

for states that are not in compliance. Ms. Hoyle stated the letters will include different categories of compliance issues, and the letters will be recommended to the Commoner.

Ms. Hoyle completed her report with a brief discussion of the PSYPACT-related need in the next five to six years to have all licensees undergo criminal background checks.

**NEXT MEETING DATES:** The next Full Board Meeting is scheduled for September 27, 2022.

**ADJOURNMENT:** Dr. Werth adjourned the June 28, 2022 Full Board meeting at 11:32 a.m.

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*J.D. Ball*

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J.D. Ball, Ph.D., Acting Chair

9/28/2022

Date

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*Jaime Hoyle*

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Jaime Hoyle, JD, Executive Director

10/13/2022

Date