

Virginia Board of Psychology
Minutes
May 10, 2005

TIME AND PLACE: The meeting was called to order at 9:43 a.m. on May 10, 2005 in conference room 1 of the Department of Health Professions, 6603 W. Broad Street, 5th floor, Richmond, Virginia.

PRESIDING: David L. Niemeier, Ph.D., Chair of the Board presided.

MEMBERS PRESENT: Ann Tolbert Benson
Jeffrey L. Clark, Ph.D.
Desideria S. Hacker, Ph.D.
Robert S. Falk, Ph.D.
Mary B. Gregerson, Ph.D.

MEMBERS NOT PRESENT: Krisha M. Chachra
Nadia Kuley, Ph.D.
Lorene Martin

STAFF PRESENT: Evelyn B. Brown, Executive Director
Benjamin Foster, Deputy Executive Director
Joyce D. Williams, Administrative Assistant
Howard Casway, Esq. Senior Assistant Attorney General

OTHERS PRESENT: Dr. Jennifer Morgan, Chair, Regulatory Affairs Committee, Virginia Academy of Clinical Psychologists

PUBLIC COMMENT:

There was no public comment.

APPROVAL OF MINUTES:

A motion was made by Dr. Gregerson and properly seconded that the minutes of October 12, 2004 be approved. The motion passed unanimously.

CHAIR:

Dr. Niemeier discussed the need for guidelines regarding the use of technical assistance by psychologists. An ad hoc committee of Dr. Falk, Ms. Benson and Ms. Brown, with the assistance of Dr. Morgan from VACP, will develop a guidance document for use of technical assistance. Dr. Niemeier also asked members and staff to obtain position papers or guidelines from other jurisdictions and professional associations for the committee to review.

Dr. Niemeier expressed concern regarding the use of psychology titles in exempt settings and misleading titles used by licensed individuals in the private sector.

Dr. Niemeier requested that a joint ad hoc committee of the three behavioral science boards, to include the three boards' professional associations, be appointed to develop guidelines for the use of titles in exempt settings and misrepresentation of titles in the private sector. Dr. Niemeier, Dr. Hacker and Ms. Benson will represent the Board of Psychology on this committee.

EXECUTIVE DIRECTOR:

Ms. Brown reported that she attended the Virginia Psychological Association (VPA) meeting on April 14. One of the topics of concern was misleading advertising. Ms. Brown discussed the Board's requirement for continuing education and the Department's complaint process at this meeting.

Ms. Brown presented a draft of amended bylaws. The Board reviewed and made further amendments to the bylaws. A motion was made by Dr. Gregerson and seconded by Dr. Hacker to approve the bylaws as amended. The motion passed unanimously. The approved bylaws are attached as part of the minutes.

DEPUTY EXECUTIVE DIRECTOR:

Ms. Foster advised the Board that it must adopt final regulations for "delegation of an agency subordinate." A motion was made by Dr. Gregerson and properly seconded to adopt the final regulations for "Delegation of Informal Fact-finding to an Agency Subordinate." The motion passed unanimously.

Mr. Foster presented the 2005 CE audit plan to the Board. After discussion the Board determined that a certified second letter would be included in the plan to send to individuals who do not respond to the first mailing advising of noncompliance.

DISCIPLINE:

Dr. Niemeier reported that the Board summarily suspended the license of Dr. William R. Carter, Ph.D. on April 8, 2005.

Dr. Niemeier reported that the Board has seven complaints in Enforcement and one case in Compliance. He further reported that one case is in the Administrative Proceeding Division for preparation of a notice of informal conference and one case is in Compliance for monitoring. Two cases will be scheduled for informal conferences. There were no cases at Board level.

CREDENTIALS:

Ms. Williams reported on the credentials reviewed by the Credentials Reviewers since the October 2004 Board meeting. The report is attached as part of the minutes.

NEWSLETTER:

After discussion the Board made a decision to mail the first newsletter and advise in this newsletter that subsequent newsletters will be offered on line.

NEW BUSINESS:

Dr. Falk reported on several topics that were presented at the Midyear Meeting of ASPPB in Oregon. That report is attached as part of the minutes.

The Board discussed an e-mail regarding telephone directory listings under categories in which individuals are not licensed. It was determined that the Board could only acknowledge this concern.

Dr. Niemeier nominated Dr. Kuley as Chair of the Board of Psychology and Ms. Benson as Vice-Chair of the Board. The nomination was seconded by Dr. Falk. There were no additional nominations. The nomination was unanimously approved.

ADJOURNMENT:

The meeting adjourned at 12:05 p.m.

David L. Niemeier, Ph.D., Chair

Evelyn B. Brown, Executive Director

