



**EXAMINING BOARD OF PSYCHOLOGY
MEETING MINUTES**

May 6, 2011

LOCATION: Department of Health
243 Israel Road Southeast
Point Plaza East, Room 512
Tumwater, Washington 98501

BOARDMEMBERS PRESENT: Christine Guzzardo, Ph.D., Chair
Thomas Wall, Ph.D., Vice-Chair
Ray Harry, Public Member
Decky Fiedler, Ph.D.
Janet Look, Ed.D.
Timothy Cahn, Ph.D.
Jorge Torres-Saenz, Psy.D.
David Stewart, Ph.D.

BOARD MEMBERS ABSENT: Raleigh Harmon, Public Member

STAFF PRESENT: Robert Nicoloff, Executive Director
Billie Jo Dale, Program Support
Diane Young, Credentialing Manager

AAG PRESENT: Mark Calkins, Assistant Attorney General (AAG)

OTHERS PRESENT: Lucy Homans, Ed.D, WSPA
Frances Parks, Argosy University

On May 6, 2011, the Examining Board of Psychology (Board) met at Department of Health, Town Center 3, Room 512, Tumwater, WA 98501. In accordance with the Open Public Meetings Act, the meeting agenda was e-mailed to members of the Examining Board of Psychology Listserv.

1. **CALL TO ORDER – Christine Guzzardo, Ph.D., Chair** **9:11a.m.**

- 1.1 Dr. Guzzardo introduced David Stewart, Ph.D .
- 1.2 The agenda was approved with the addition of a request to take the jurisprudence exam from Anthony Hwang, Ph.D.
- 1.3 The January 14, 2011 minutes were approved with one spelling correction.

2 **NEW BUSINESS - Christine Guzzardo, Ph.D., Chair**

- 2.1 Board reviewed Dr. Ratcliffe’s letter expressing concern about access to qualifying continuing education through courses aimed at other health professions. The rule requirements appear more flexible than Dr. Ratcliffe seems to suggest. For example, WAC 246-924-240(2) recognizes “(2) Courses (including correspondence courses), seminars, workshops and post-doctoral institutes sponsored by the American Psychological Association, regional or state psychological associations or their subchapters, psychology internship training centers, **other professionally or scientifically recognized behavioral science organizations**, and the board.”

The Board asked that Betty send a letter to Dr. Ratcliffe pointing out that the option to recognize other relevant courses is already provided for in the board rules.

- 2.2 The board reviewed a letter from the ASPPB checking on the board’s status and efforts in moving towards full acceptance of the Certificate of Professional Qualifications (CPQ).

The board reviewed previous minutes from 12/07/01, 05/04/03, and 08/19/04, which discussed the CPQ. The board considered recognizing the CPQ in 2004, but did not formally adopt rules to permit this alternative pathway.

The board moved that the program manager communicate to the ASPPB that the board may consider the CPQ program again upon the lifting of the rules moratorium in the State of Washington.

The board reviewed the update regarding the exam administration cost being increased to \$600 without comment.

- 2.3 The board reviewed a letter from the Society of Consulting Psychology asking the board to consider the new model licensing acts for possible changes to the laws and regulations. The board would like Ms. Moe to obtain additional information on the model licensing act mentioned in the letter. Dr. Wall offered to review this information and report back to the board on his analysis. The board would also like to offer an invitation to the Society to send a representative to a future board meeting to discuss the model act.

- 2.4 The board reviewed two requests from Melissa Marrapese, MS, Ph.D. The first request was the possible acceptance of a course titled The Psychopharmacology of Drugs & Abuse toward licensure. The second question is the possibility of licensure without a formal internship.

WAC 246-924-056 requires that an applicant complete an internship as part of the doctoral degree program.

The Board is presently reviewing its position on whether and under what circumstances it may exercise discretion to recognize equivalency for the education and experience requirements for licensure when an applicant's submitted documentation does not match the express provisions under its rules.

After considering recommendations from the Licensing Review Subcommittee, the Board delegated to Ms. Moe to respond to Dr. Marrapese's request by noting the Board's position that it defers to the doctoral program for approval of courses; that it is not prepared to provide advisory opinions about supervised experience in advance of receipt of an application; and that it is in the process considering its position on recognizing exceptions or equivalency when education or supervised experience in an application does not exactly match the criteria stated in a rule .

- 2.5 Board members reviewed a request from Dr. James Mazza. Dr. Mazza would like an hour on the July 8th agenda to discuss the University of Washington's school psychology program. The board approved the request and will offer Dr. Mazza a half hour for a presentation on the next meeting agenda and 15 minutes for questions and answers.
- 2.6 The Board members reviewed the information from the International Society for Neurofeedback and Research.

3. JOINT OPERATING AGREEMENT AND BUDGET ADDENDUM DISCUSSION – Robert Nicoloff, Executive Director.

In 1989 when the Department of Health was formed there was a provision that the department would have an operating agreement with each board and commission. Mr. Nicoloff presented to the board a letter from Steve Saxe, Office Director regarding the operating agreement.

The Board approved after discussion with Mr. Nicoloff regarding the Department's reasons to not accept the Board's proposed addenda.

4. MANAGEMENT REPORTS – Robert Nicoloff, Executive Director

Executive director report

- 4.1 Mr. Nicoloff provided a legislative update on the following bills:

SB 5020 - Protecting consumers by assuring persons using the title of social worker have graduated with a degree in social work from an educational program accredited by the council on social work education. This bill was signed April 15, 2011 with an effective date of January 1, 2012.

SSB 5187 - Concerning the accountability of mental health professionals employed by an evaluation and treatment facility for communicating with a parent or guardian about the option of parent-initiated mental health treatment.

SB 5073 - Concerning the medical use of cannabis. The bill was signed with changes by Governor. If the bill had passed as proposed it would have had a large impact on the department.

HB 1181 - Creating the Washington state board of naturopathy. This bill was signed and is effective July 22, 2011. There had been an advisory committee which will now be a full board.

Update on HB 1493 was deferred to Mark Calkins, AAG presentation.

- 4.2 Mr. Nicoloff shared an article from the Seattle Times regarding legislative measure seeks medical board transparency. This news article relates to HB 1493.
- 4.3 Mr. Nicoloff reviewed fees, status of fee approval in the legislature, and fee a doption timeline. The proposed in fee increases are below:

	Current fee	Proposed fee with increase
Application	\$285.00	\$290.00
Renewal	\$310.00	\$315.00
Late Renewal Penalty	\$142.50	\$145.00
Expired License Reissuance	\$142.50	\$145.00
Duplicate License	\$25.00	\$30.00
Certification of License	\$25.00	\$30.00
UW Library Access Fee	\$21.00	\$25.00

Program manager report

- 4.4 Mr. Nicoloff provided a recruitment update. The Board is still recruiting for a public member to fill Ray Harry's position. The names of persons received from the Governor's office were contacted but were not interested in serving on this board.

- 4.5 There was nothing to report at this time.
- 4.6 The board reviewed the response received regarding the use of the term “psychologist” on the e-physician website. This will be added to the next meeting agenda.

5. CREDENTIALING UPDATE – T. Diane Young, Credentialing Manager

Diane Young, Credentialing Manager with the Office of Customer Service presented to the board an overview of the credentialing process which was well received.

6. PUBLIC COMMENT – Christine Guzzardo, Ph.D., Chair

Frances Parks with Argosy University was asked by the ASPPB National Registry to ask the board about accepting their registration as the course review for licensure. Ms. Parker had requested for information from ASPPB but had not received a response yet.

Lucy Homans, Ed.D., WSPA described the association’s efforts and concerns about HB 1493 as it progressed in the legislature. The association is very interested in following implementation of this legislation.

The association has closely followed HB 5187 concerning the accountability of mental health professionals employed by an evaluation and treatment facility for communicating with a parent or guardian about the option of parent-initiated mental health treatment. Under this bill a provider could be disciplined for unprofessional conduct if the notice is not provided however, there were amendments to the bill which would make it the responsibility of the facility not the provider.

HB 1563 - Establishing uniformity in the protection of health-related information. This bill would make changes to RCW 70.02. The HIV/AIDS association opposed this bill.

7. ASSISTANT ATTORNEY GENERAL (AAG) REPORT – Mark Calkins, AAG

7.1 Mr. Calkins presented a memo he prepared regarding Mandatory Reporting by Psychologists under WAC 246-16-235. Mr. Calkins summarized how the information in the memorandum addressed undefined terms in the mandatory reporting rules and provided a context for understanding when a licensee may be obligated to report, using examples applicable to psychologists.

7.2 Mr. Calkins discussed a memo about the licensing and supervised experience issues in exempt, local, state or Federal agency practice settings under [RCW 18.83.200\(3\) & \(5\)](#). Mr. Calkins noted that the memo included a summary of how a licensed psychologist remains subject to potential disciplinary action even when practicing in an exempt setting. He pointed out that applicants may obtain qualifying supervised experience in an exempt practice setting.

7.3 Mr. Calkins presented a memo regarding pregnancy-based testing accommodations. Mr. Calkins noted that testing accommodation requests based

on temporary impairments related to pregnancy can be granted even in a “normal” pregnancy provided that the applicant and evaluator document a temporary impairment. The memorandum advises that care should be taken when granting such an accommodation to limit the accommodation to the duration of the pregnancy.

- 7.4** Mr. Calkins provided copies of HB 1493, noting that this law will become a new section in the Uniform Disciplinary Act, RCW 18.130, effective July 22, 2011. He stated that although the law provides a complainant with new rights, including rights to obtain information on the status of the matter and to seek a one-time reconsideration of a disciplinary authority’s decision to close a complaint without issuing a statement of charges or statement of allegations. He stated that further information will be made available to the Board at its July meeting. Mr. Nicoloff stated that DOH would be reviewing this law to consider its implementation.

Mr. Calkins noted that HB 1201 was still under consideration by the legislature.

8. SUB-COMMITTEES – Christine Guzzardo, Ph.D., Chair

The board members broke into sub-committees.

9. SUB-COMMITTEES – Christine Guzzardo, Ph.D., Chair

The following sub-committees presented reports:

Licensee Orientation Sub-Committee: Tom Wall, Ph.D.
Board agreed that this committee will become inactive.

Examination Sub-Committee – Tom Wall, Ph.D., Ray Harry, Public Member, Christine Guzzardo Ph.D. and Decky Fiedler, Ph.D.
Dr. Look will join the committee when Ray Harry finishes his tenure with the board.

Licensing Review Sub-Committee – Jorge Torres-Saenz, Psy.D., Sub-Committee Chair, Ray Harry, Public Member, Christine Guzzardo, Ph.D., and Tim Cahn, Ph.D.

This committee is to be abolished after this meeting and to have the program manager assign license review matters to individual board members.

The committee reviewed a request for special exam due to DOH error which was approved. Ray Harry asked for staff to work with him on finding a special administration date.

Drs. Guzzardo or Dr. Wall will provide letter to Dr. Marrapese (item 2.4) regarding her supervised experience and course questions.

Communication & Newsletter Sub-Committee - Jorge Torres-Saenz, Psy.D., Raleigh Harmon, Public Member, Christine Guzzardo, Ph.D., Chair, Thomas Wall, Ph.D.

The Board determined that this sub-committee should be de-activated.

Tele-Health Sub-Committee – Tom Wall, Ph.D., Tim Cahn, Ph.D., and Jorge Torres-Saenz, Psy.D.

Dr. Look will be joining this committee.

This item was deferred to July as there are upcoming presentations on Tele-Health at the national level which can assist the board in progressing in this area.

Supervision Sub-Committee – Jorge Torres-Saenz, Psy.D, Tim Cahn, Ph.D., and Decky Fielder, Ph.D.

Dr. Stewart will be joining this committee.

Education Review Sub-Committee – Christine Guzzardo, Ph.D., Janet Look, Ed.D., and Jorge Torres-Saenz, Psy.D.

Dr. Stewart will be joining this committee.

Dr. Look provided documents from several schools that are APA approved in school psychology. If the committee determines it would like to review all the materials everything will be copied and sent to the committee.

Application Review Sub-Committee – Christine Guzzardo, Ph.D., Mark Calkins, AAG, and Betty Moe, Program Manager

Dr. Guzzardo discussed revisions made to the License Application Form for applicants whose doctoral program was not APA or CPA approved. The Board approved Dr. Guzzardo to coordinate with Betty Moe and Mr. Calkins on two additional changes to the form: To more clearly identify the documentation of the hours of each category of supervised experience and the ratio of supervision in each category, and to identify in the instructions, the applicant's form, and the professional reference form the requirement that qualifying supervised experience in a research setting can only include hours providing services or obtaining supervision for those activities meeting the definition of the "practice of psychology" under RCW 18.83.010(1), with hours spent in other research-related activities not allowed to receive credit.

The Board agreed that this sub-committee will become inactive as its present work is being completed with these final changes to the application form.

10. CONTINUING EDUCATION REQUEST – Christine Guzzardo, Ph.D., Chair

The board approved Dr. Robert Poole's request for an indefinite waiver as consistent with WAC 246-924-330.

11. AGENDA PLANNING – Christine Guzzardo, Ph.D., Chair

Mr. Calkins noted that any Board member has the option of contacting the Program Manager between meetings to suggest an item for the next meeting agenda, and the regular meeting agenda is only a “proposed” agenda until formally adopted by the Board at the meeting. The Board reached consensus that if, between meetings, a potential agenda item is suggested that would take significant time or would involve attendance of a third party, that the preferable process would be to have the item reviewed and agreed to by the chair and vice-chair before being put on the agenda.

12. CONSENT AGENDA - Christine Guzzardo, Ph.D., Chair

The items listed under the consent agenda (informational items) are considered routine agency matters and were approved by a single motion of the board without separate discussion.

- The current issue of “The Sentinel News for Department Employees.”
- Current budget report.
- Credentialing Statistics.
- Winter 2011, Volume 16 No. 1, Office of Crime Victims Advocacy Quarterly Newsletter.
- Psychology Disciplinary Experience from 2003-2005/2005-2007/and 2007-2009.
- News Release from Fairleigh Dickinson University regarding their Postdoctoral Master of Science in Clinical Psychopharmacology has earned designation from the American Psychological Association.

13. OTHER ITEMS- Christine Guzzardo, Ph.D., Chair

A question was discussed regarding whether public comment is allowed throughout the meeting or if it should be limited to the public comment period. It was decided that it is at the discretion of the chair. The chair can limit the amount of time for each comment.

14. FUTURE AGENDA ITEMS – Christine Guzzardo, Ph.D., Chair

- 2 hour exam review.
- Sub-committee time.
- Legislative update.
- Presentation by Dr. James Mazza.
- Follow up on letter sent to website regarding inappropriate use of the term “psychologist”.
- Review ethics of free consultation.
- Discuss process to review sanctions in disciplinary cases in person.

15. EXAM REVIEW - Christine Guzzardo, Ph.D., Chair

Board members deferred this item to the next meeting. The board asked Ray Harry to identify topics that need new/replacement/improvement questions, and that an e-mail be sent to board member asking them to write two questions for the next board meeting for review. Members will be assigned different topics.

Mark Calkins also discussed with the board the exam review process during open public meetings. If any members of the public are in attendance during exam review they would be asked to turn away from the screen that has the questions. They may listen to the exam review but may not see the actual question. Subcommittees considering exam questions may meet in closed session provided that they act in an advisory capacity. This should be noted in any agenda that includes exam review.

16. ADJOURNMENT.

2:33 p.m.

Submitted by:

Approved by:

Signature on File

Betty J. Moe, Program Manager
Examining Board of Psychology

Signature on File

Christine Guzzardo, Ph.D., Chair
Examining Board of Psychology

Future Meeting Dates:

- **July 8, 2011** – Department of Health, Point Plaza East, Room 152/156, Tumwater, WA
- **September 9, 2011**- Department of Health, 20435 72nd Avenue S., Room 1 Kent, WA
- **November 4, 2011**-Tumwater -TBD

Upcoming Hearing Dates:

- **August 12, 2011**
- **October 14, 2011**
- **December 9, 2011**

Upcoming Exam Dates:

- **May 20, 2011 – Point Plaza East**
- **June 17, 2011 – Point Plaza East**
- **July 22, 2011 – Point Plaza East**
- **August 19, 2011 – Town Center 1**
- **September 23, 2011**
- **October 21, 2011**
- **November 18, 2011**
- **December 16, 2011**