



**EXAMINING BOARD OF PSYCHOLOGY  
SPECIAL MEETING MINUTES**

**August 21, 2013**

**LOCATION:** **This meeting was held via phone.  
The physical meeting address was:**

Department of Health  
111 Israel Road  
Town Center Two, Room 139  
Tumwater, WA 98501

**BOARD MEMBERS PRESENT:** Thomas Wall, Ph.D., Chair  
Timothy Cahn, Ph. D., Vice-Chair  
Decky Fiedler, Ph.D.  
Dick Gidner, Public Member  
Janet Look, Ed.D.  
David Stewart, Ph.D.

**BOARD MEMBERS ABSENT:** Shari Roberts, Public Member  
Rachaud Smith, Psy.D

**STAFF PRESENT:** Betty J. Moe, Interim Executive Director  
Sandie Pearson, Program Representative  
Marlee O'Neill, Staff Attorney

**AAG PRESENT:** Mark Calkins, Assistant Attorney General

**OTHERS PRESENT:** Tricia Boerger, AAG, Criminal Justice Division  
Brooke Burbank, AAG, Criminal Justice Division  
Dr. Christopher North  
Dr. Dana Putnam  
Dr. Mark Patterson  
Dr. Matt Logan

*On August 21, 2013, the Examining Board of Psychology (Board) met via phone. The physical address of the meeting was the Department of Health, Town Center Two, Room 139, 111 Israel Road S.E., Tumwater, WA 98501. Notice of the meeting was published on the [website](#). Notice was sent to the Listserv.*

**OPEN SESSION – 8 a.m.**

**1. CALL TO ORDER – Thomas Wall, Ph.D., Chair**

The meeting was called to order at 8:04 a.m. by Dr. Wall, Chair. Roll call was taken to identify meeting participants.

**1.1 Approval of agenda**

The agenda was approved as presented.

**2. CONSIDER ATTORNEY GENERAL OFFICE’S CRIMINAL JUSTICE DIVISIONS REQUEST TO GRANT TEMPORARY PERMIT EXTENSIONS TO FIVE FORENSIC PSYCHOLOGISTS FOR PENDING SEXUALLY VIOLENT PREDATOR CASES – Mark Calkins, AAG**

Mr. Calkins, AAG, presented a memorandum and discussed a request from the Attorney General’s Office’s (AAG’s) Criminal Justice Division (CJD). Mr. Calkins was contacted by Tricia Boerger, AAG, and Brooke Burbank, AAG, from the CJD. Ms. Boerger and Ms. Burbank have requested the Board consider granting a waiver, or time-limited extension of temporary permits to allow five psychologists retained as forensic experts by CJD to complete work in pending sexually violent predator (SVP) cases.

Mr. Calkins explained that the Board’s recent exercise of determining “equivalency” under RCW 18.83.170 (licensure by endorsement) and RCW 18.83.082 (temporary permits) did not provide potentially affected stakeholders the same kind of advance notice that accompanies Board rule-making. In addition, it left the five CJD-retained psychologists without a timely means to complete their forensic work while remaining in good standing under temporary permits. Without an exemption or a qualified extension of their temporary permits, their forensic work will be compromised.

Mr. Calkins told members that if the Board determines these issues don’t warrant granting any temporary permit exemption or extension, it could deny the request. The Board would not need to include findings if it elects to deny the request.

Mr. Calkins also said the Board could determine to grant the request if the Board determines that the issues brought forth by the CJD’s AAG justify exercising the Board’s discretion to approve granting the five CJD-retained psychologists a conditional extension of their temporary permit.

Dr. Cahn moved, and Dick Gidner, Public Member, seconded the following:

“The Board finds that recent changes in the Board’s equivalency determinations under RCW 18.83.082 and .170 present just cause for granting the request by the Office of the Attorney General’s Criminal Justice Division for one-year temporary permit extensions for five (forensic) psychologists. A one-year temporary permit extension is

granted for Drs. Dale Arnold, Dana Putnam, Christopher North, Mark Patterson, and Matt Logan subject to the following conditions to be documented with the issuance of each temporary permit:

*A temporary permit extension is granted solely to allow [insert name of psychologist] to complete forensic work as an expert retained by the Office of the Attorney General's Criminal Justice Division (CJD) under RCW 71.09 in pending sexually violent predator (SVP) cases. A copy of the permit holder's pending cases referencing the SVP respondent's name is attached. The permit holder must maintain his psychology license in good standing for the duration of the temporary permit extension period. This conditional temporary permit takes effect 8-21-2013 and expires in one year. This conditional temporary permit does not allow the permit holder to perform psychological work, whether forensic or clinical, other than the work as an expert retained by the CJD for the referenced SVP cases."*

The motion passed by a unanimous roll call vote of the Board.

Dr. Cahn added that he's concerned about issues such as this in the future. He thinks the Board needs to work on a way to allow out of state forensic psychologists an easier way to gain licensure in Washington.

Dick Gidner, Public Member, asked if there is a chance that more psychologists may come forward with similar circumstances. Mr. Calkins replied that it is a possibility. Brooke Burbank, AAG said that she is checking with the Public Defense Division of the AAG's office regarding experts it may have retained.

Dr. Matt Logan asked the Board whether this may be an option in the future with temporary permits.

Dr. Dana Putnam suggested that the Board look at the individuals to determine whether they were qualified at the time the permit was granted.

### 3. STATE REVIEWS

The members of the Examining Board of Psychology reviewed the following states to determine whether the licensing requirements for the licensure or certification of psychologists in the state are equivalent to the licensing requirements under RCW 18.83 and WAC 246-924.

**Wyoming** – Dr. Stewart presented the licensing requirements for the state of Wyoming. Wyoming requires a doctoral degree with course work equivalent to Washington. It requires two years of supervised experience (which may be completed prior and subsequent to the granting of the degree).

Dr. Stewart moved that the Board find the licensing qualifications of Wyoming to be equivalent with the state of Washington.

The motion was seconded. The Board approved the motion by roll call 6-0.

**Kentucky** – The Board reviewed the licensing requirements for the state of Kentucky, as presented by Dr. Stewart.

Dr. Stewart moved that the Board approve Kentucky as equivalent. The motion was seconded. The Board approved the motion by roll call 6-0.

**Rhode Island** –The Board reviewed the licensing requirements for the state of Rhode Island, as presented by Dr. Stewart.

Dr. Stewart moved that the Board approve Rhode Island as equivalent. The motion was seconded. The Board approved the motion by roll call 6-0.

**Texas** – The Board reviewed the licensing requirements for the state of Texas, as presented by Dr. Stewart.

Board members discussed the licensure requirements for Texas and determined that a pre-doctoral internship is not required.

Dr. Cahn believes that Texas requires an internship; however, it doesn't state when the internship has to be completed.

Dr. Fielder expressed her concern that a student could complete a program without having completed any clinical experience as part of his or her education. Another concern was having someone gain all his or her experience under one agency, then have a general psychologist license.

Mr. Calkins, AAG, said when the Board is considering whether a state's licensure requirements are equivalent it is important to be consistent with its findings. In the event that the findings from like states differ the Board may choose to reconsider states that the Board has previously denied.

Dr. Cahn requested the minutes reflect that he is comfortable with reconsideration of other states that the Board has previously denied.

Dr. Stewart moved that the Board find the state of Texas is not equivalent because its supervised experience internship does not meet the requirements under WAC 246-924-056. The motion was seconded.

The Board approved the motion by roll call 4-2.

**3. ADJOURNMENT**

**8:43 a.m.**

Submitted by:  
 Signature on File

Approved by:  
 Signature on File

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 Betty J. Moe, Interim Executive Director  
 Examining Board of Psychology

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 Thomas Wall, Ph.D., Chair  
 Examining Board of Psychology

<b>Future Meeting Dates:</b>	<b>Future Tentative Hearing Dates:</b>	<b>Future Exam Dates:</b>
September 20, 2013 Department of Health Town Center 2, Room 158 111 Israel Road S.E. Tumwater	October 4, 2013	September 13, 2013
November 15, 2013 Department of Health Creekside Two at CenterPoint 20425 72 <sup>nd</sup> Ave. S. Suite 310, Room 307 Kent	December 6, 2013	October 11, 2013
		November 8, 2013
		December 13, 2013
		September 13, 2013