Meeting Minutes

July 19, 2019
Department of Health
20425 72nd Ave.
Building 2, Room 307
Kent, WA 98032

Board Members Present: Rachaud Smith, Psy.D., Chair
Florence Katz Burstein, Public Member, Vice Chair
Michelle Giresi, Ph.D.
Janet Look, Ed.D.
Lezlie Pickett, Ph.D.
Brendon Scholtz, Ph.D.
Ruby Takushi, Ph.D.

Board Members Absent: Leslie Cohn, Ph.D.
Shari Roberts, Public Member

Staff Members Present: James Chaney, Executive Director
Stacey Saunders, Program Director
Jeff Wise, Policy Analyst

AAG Representation: Joyce Roper, Assistant Attorney General (AAG)

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On July 19, 2019, the Examining Board of Psychology met at the Department of Health, 20425 72nd Ave, Building 2, Room 307, Kent WA 98032. Notice of the meeting was published on the psychology profession website and was sent out through the psychology GovDelivery.
Open Session

1. **Call to Order – Rachaud Smith, Psy.D., Chair**
   
   1.1 The agenda was approved and accepted as written.
   1.2 Motion to approve the May 17, 2019 meeting minutes, seconded, vote 7-0.

2. **Public Comment – Rachaud Smith, Psy.D., Chair**
   
   Prior to public comments, Dr. Smith read the following introductory statement previously approved by the board:

   Thank you for taking the time to present to us today. We are eager to hear from you. We typically provide notice to our constituents and other interested parties before taking action on any topic, so we seldom take action on topics unexpectedly raised by the public or others if not on the agenda. While individual board members may ask questions or make comments about your presentation, please be aware that individual board members do not represent the board as a whole and that the subject of your comment may not be acted upon today. We will include your comments in our meeting minutes for possible review if the matter you raise is brought up for formal discussion and/or a vote at a subsequent board meeting.

   Washington State Psychological Association’s (WSPA) Dr. Slaughter provided an update. WSPA received the department’s letter stating they are opening rules regarding supervision of behavior analysts. Executive Director James Chaney and the WSPA have a standing monthly conference call. WSPA’s prescriptive privileges workgroup is moving forward—meeting legislature in August, looking at 2021 for introduction of legislation. WSPA is also reinvigorating their graduate student program.

3. **Update on ASPPB June Lunch – Shari Roberts and Stacey Saunders**
   
   Public member Shari Roberts and Stacey Saunders updated the board on the ASPPB Board of Directors meeting held in Seattle on June 7, 2019. ASPPB board’s shared:
   - ASPPB will store the transcripts and physical records for Argosy’s Arizona location;
   - ASPPB is hosting a reception at the APA’s annual convention
   - APPIC shared they are seeing an increase in interns with competency issues, especially with assessment
   - Exam Services (EPPP/EPPP2)
     o Reviewing current questions for which may be retired and used as practice questions
     o Implicit bias training for groups of item writers
     o Continuing to develop new questions for EPPP and EPPP2
     o Two test forms available at EPPP2 launch

4. **National Register of Health Service Psychologists—Morgan T. Sammons, Ph.D.**
   
   Morgan T. Sammons, Ph.D., presented on the National Register’s (NR) evaluation of internationally educated applicants.
• NR does not accredit programs
• NR evaluates individual applicant's international academic program, specific courses they completed, and their supervised experience
• NR looks at materials from both the applicant and their academic institution (primary source)
• NR provides a report with their findings
• Applicant pays NR for service
• The licensing board makes the decision on whether to grant a credential
• California now requires NR evaluation for foreign educated applicants (awaiting regulatory change by board to formalize)
• One staff member gathers the paperwork and Dr. Sammons assesses for equivalency

**MOTION:** Board will accept assessment of international students by NR with regard to their individual education and training, for which applicants pay the evaluation fee to the NR

**VOTE:** Approved, 7-0.

The Board will review how the process works for the current applicant from the UK and then consider making a rule change to require it for internationally educated applicants.

AAG Joyce Roper asked the department make sure the website is clear cost for evaluation is paid directly to the NR, not the department.

5. **EPPP2 – Michelle Giresi, Ph.D.**

Dr. Giresi shared her experience taking a mock EPPP2 exam at the ASPPB Mid-Year Meeting.

The EPPP2 is a computer-based, interactive exam with vignettes that include people interacting. Applicants are then asked questions such as “How would you handle this information? What if you also knew this?” Situations included abusive relationships, safety planning, ethics, etc. Dr. Giresi explained she is in her 7th year as a licensed psychologist, provided mental health services before going to grad school, and she found the answers to be “clear as day.” Dr. Giresi was not sure the answers would be easy for a student, especially one who did not have experience outside of supervised experience required for the doctoral degree. Dr. Giresi thought it could be a great learning opportunity to go back and discuss questions the student got wrong, any questions the student has about what to do in the situation presented, etc.

The first two or so months the EPPP2 is available, scores will not be reported as standard setting will not occur until after test is released and people have taken it. The standard setting will determine the cut score, or minimum passing score, which has not yet been determined. The EPPP2 has six domains, and candidates will receive a score report broken down by domain.

Dr. Pickett proposed writing a letter expressing Washington state’s suggestions to improve the EPPP2. Board will discuss at September meeting, including input from board rep who takes EPPP2 by Aug 31st.
6. **ASPPB Annual Meeting October 2019 – James Chaney**
   The board discussed the ASPPB Annual Meeting October 16-20, 2019, in Minneapolis, including which representative(s) to send.

   **MOTION:** Board member Leslee Pickett, Ph.D., Executive Director James Chaney, and Program Director Stacey Saunders to attend ASPPB in October, seconded.
   **VOTE:** 7-0.

7. **CLEAR September 2019 – James Chaney**
   The board discussed the CLEAR Annual Educational Conference September 18-21, 2019, in Minneapolis. James mentioned CLEAR will discuss investigation of mental health professionals, telehealth, and deregulation which may be of interest to the board. CLEAR will be in Seattle next year, department will likely send multiple people to that.

   **MOTION:** Board requested that Executive Director James Chaney be sent to the CLEAR conference, seconded.
   **VOTE:** 7-0.

8. **Frequently Asked Questions—James Chaney**
   The board discussed changes to the Frequently Asked Questions. Board requested to see a draft that includes all the formatting, etc. The current draft will be revised and sent out. Board members may also send requested changes to Stacey. The board will continue discussion of FAQs at the September meeting.

9. **Industrial/organizational psychologists – James Chaney**
   The board discussed industrial/organizational (I/O) psychologists, including concerns raised by I/O psychologists with the current definition of “practice of psychology” and the RCW 18.83.020 restriction on the use of the terms “psychology,” “psychological,” “psychologist,” or any term of like import. Executive Director James Chaney shared the legislature may look into this and possibly take action at a later date. The I/O psychologists concern is the prohibition on using the title “psychologist,” they are not looking to be regulated by the department.

   AAG Joyce Roper asked what action DOH has taken previously, i.e. pursued disciplinary action, wrote letters, etc. Executive Director James Chaney stated the department has previously sent letters stating the psychologist term cannot be used per RCW 18.83.020.

   AAG Joyce Roper brought up RCW 18.83.200 Exemptions, which allows for social psychologists to call themselves social psychologists. One suggestion was to change it to “applied psychologist.” Another suggestion was to add an exemption for industrial/organizational psychologists using the wording in the social psychologist exemption. Also suggested adding extra line that exemption for social psychologists and industrial/organization psychologists (if added) to specify they cannot perform clinical
psychology services. The legislature would have to enact a statutory change, the board cannot resolve the matter through rule-making.

10. Residency Requirement and Online Programs—Stacey Saunders
The board discussed achieving consistent methods of reviewing applicants from non-APA programs in terms of the WAC residency requirement as it applies to online programs.

The board discussed ways to prove residency, including establishing the applicant was present for in-person sessions with a lease, utility bills, hotel receipts, airline travel dates, etc. or a form for both the applicant and school to fill out.

The board agreed, before assigning to a board member for review, the department will request the below documentation from the institution:
- Dates of in-person attendance, including course title and academic credit hours
- Total hours of in-person contact
- Description of course/event, to include method (in-person, hybrid, online) and whether it was a group or individual

11. Substantially Equivalent States – Stacey Saunders
The board discussed the current list of substantially equivalent states and the current requirements for licensure in other states.
- Florida: Requires APA-approved doctoral degree and 4,000 supervised hours
  - MOTION: To change Florida to substantially equivalent, seconded.
  - VOTE: 7-0 approved.
- Wisconsin: Does not require a doctoral degree program to be APA-approved or equivalent, and a statute prohibits requiring an internship for licensure.
  - MOTION: To change Wisconsin to not substantially equivalent, seconded.
  - VOTE: 7-0 approved.
- James sent out letter to other state boards, 12 responses asked question of how 5054 impacted this.
- The board discussed applicants from non-substantially equivalent states requesting a temporary practice permit. The board discussed options and agreed applicants from non-substantially equivalent states must provide documentation of graduation from APA-accredited program and completion of APA/APPIC approved internship to get a temporary practice permit.

12. Legislative Update – James Chaney and Jeff Wise
Executive Director James Chaney and Policy Analyst Jeff Wise updated the board on legislation from the 2019 session.

Board asked if legislators could be invited to a board meeting, very interested in this idea. AAG Roper stated the invitation is considered lobbying, which is not appropriate. However, board members may: 1) bring their concerns to their elected officials as private citizens, not as board members; 2) bring concerns to the department to incorporate into the rule making process, documents, etc.
Overview of ESHB 1768 and SB 5054. There is ongoing discussion into whether the enhancement that ESHB 1768 creates allows holders to be reimbursed by insurance for substance use disorder billing codes.

Board reviewed draft CR-101 for ESHB 1768 and SB 5054.

**MOTION:** The board authorizes department staff to work on (start the process?) and file a CR-101 for ESHB 1768 and SB 5054, and possibly expand to additional psychology WACs.

**VOTE:** all approved

13. **Assistant Attorney General update – AAG Joyce Roper**

The AAG provided an update to the board and discussed research on scope of practice in relation to psychologists supervising ABA workers, which was also addressed by WSPA letter to the department.

Regarding telepsychology, AAG Roper shared there is federal legislation requiring treating professionals to be credentialled in the state where the patient is located, it was passed two to three years ago. Insurance will start looking at that when reimbursing.

Requested moving the public comment to either the end or having opportunity for public comment at end of each topic. Board discussed and agreed to general public comments at the beginning of a board meeting and comments on agenda items will be heard after the board concludes their discussion of the agenda item. In the future, the board chair will ask for public comment at the end of each agenda item.

14. **Management Reports - Joanne Miller, Credentialing Supervisor; Jeff Orwig, Budget Analyst; James Chaney, Executive Director; and Stacey Saunders, Program Director**


14.2 Operating budget report.

14.3 Program update.

**STACEY**

- 2020 meeting dates
  - Agreed upon
- Rules workshop
  - The board discussed options and decided upon extending the September 27th board meeting and working through dinner to discuss the administrative rules, HB 1768, and SB 5054.
  - Brandon Scholtz, Ph.D., requested the department have specific questions the board needs to answer regarding 5054 and 1768.
  - Jeff/James will give list of questions to Stacey to send to board before the next board meeting
- APPB clinical specialist as qualification for licensure by endorsement
  - **MOTION:** APPB clinical specialist is equivalent to diplomate status, eligible under WAC 246-924-100.
  - **VOTE:** 7-0, approved.
• Master’s Level Classes
  o The board decided to discuss further at the September board meeting.
• GovDelivery emails
  o Board members were reminded to sign up for GovDelivery emails if they have not already. The department sends announcements on legislative bills, requests for input, and information on board meetings through GovDelivery.

15. Sub-Committee Work – Rachaud Smith, Psy.D., Chair
Sub-committees did not meet to discuss ongoing projects.

Application Review Sub-Committee
Rachaud Smith, Psy.D. Chair, Lezlie Pickett, Ph.D., Brendon Scholtz, Ph.D., Leslie Cohn, Ph.D., Ruby Takushi, Ph.D.
• Discussion of any state-country equivalency reviews to be presented to the board if necessary.

Continuing Education Sub-Committee
Rachaud Smith, Psy.D. Chair, Janet Look, Ed.D., and Brendon Scholtz Ph.D.

Communication Sub-Committee
Florence Katz Burstein, Public Member, Vice Chair, Shari Roberts, Public Member, and Stacey Saunders, Program Director.

16. Sub-Committee Reports – Rachaud Smith, Psy.D., Chair
No sub-committee reports to discuss.

17. Request for List and Labels – Rachaud Smith, Psy.D., Chair
The board reviewed a request from Relias.
MOTION: To approve request, seconded.
VOTE: 7-0, approved.

18. Requests for board continuing education waivers – Rachaud Smith, Psy.D., Chair
There were no requests for a continuing education waiver.

19. Future Agenda Items- Rachaud Smith, Psy.D., Chair
• Administrative rules review
• Budget update, Jeff Orwig (trend of expenses exceeding revenue, when is it expected to become a “must address” matter)
• EPPP2, board rep’s report after taking it
• FAQs

20. Follow Up on Remaining Prior Meeting Topics

21. Meeting concluded Adjourned: 3:19pm
Next Scheduled Meeting
Date:    September 27, 2019
Time:    9 a.m.
Location: Department of Health
         110 Israel Rd SE
         TC2, Room 158
         Tumwater, WA 98501

Submitted by:
Stacey Saunders, Program Director
Examining Board of Psychology

Approved by:
Rachael Smith, Psy.D, Chair
Examining Board of Psychology

[Signatures]
9/27/19
DATE

Examining Board of Psychology
Regular Meeting Minutes
July 17, 2019