

**BOARD OF PSYCHOLOGY
BOARD QUORUM MEETING
BY TELEPHONE CONFERENCE CALL
MARCH 23, 2012
Minutes**

**DIAL-IN NUMBER: 1-888-808-6959
PUBLIC CONFERENCE CODE*: 4246812343#**

1 **Dr. Harry J. Reiff, Chair, called the Board Quorum meeting to order at approximately 8:05**
2 **a.m. Those present for all or part of the meeting, included the following:**

3 **MEMBERS PRESENT**

4 Harry J. Reiff, Psy.D., Chair
5 Luis E. Orta, Ph.D., Vice-Chair
6 Dean Aufderheide, Ph.D.
7 Rafael Rivas-Vazquez, Psy.D.

STAFF PRESENT

Allen Hall, Executive Director
Anna L. Hart King, Program Operations Administrator
Lisa N. Dillon, Regulatory Specialist II

8 **ASSISTANT ATTORNEY GENERAL**

9 Michael Flury, Esq.

10 **REVIEW OF MINUTES**

11 **Tab 1. March 9, 2012 Credentials Committee Meeting minutes**

12 Dr. Rafael Rivas-Vazquez moved to accept the minutes, as amended. Dr. Dean Aufderheide
13 seconded the motion, which carried 4/0.

14 **APPLICANTS FROM APA ACCREDITED PROGRAMS FOR EXAMINATION AND**
15 **LICENSURE AS NOTED**

16 **Tab 2. List of Applicants**

17 Dr. Luis Orta moved to ratify the list of applicants on the addendum list. Dr. Rafael Rivas-
18 Vazquez seconded the motion, which carried 4/0.

19 **APPLICANT REQUESTS FOR EXTENSION PURSUANT TO §490.005(3)(b), F.S.**

20 **Tab 3. Espinola, Sebastian**

21 Dr. Espinola was present on the conference call.

22 Following discussion, Dr. Rafael Rivas-Vazquez moved to grant the applicant an extension of
23 12 months to complete the requirements for licensure. Dr. Luis Orta seconded the motion,
24 which carried 4/0.

25 **Tab 4. Hidalgo, Leonardo**

1 Dr. Hidalgo was not present on the conference call.

2 Following discussion, Dr. Dean Aufderheide moved to grant the applicant an extension of 12
3 months to complete the requirements for licensure. Dr. Rafael Rivas-Vazquez seconded the
4 motion, which carried 4/0.

5 **Tab 5. Marin, Cecilia M**

6 Dr. Marin was present on the conference call.

7 Following discussion, Dr. Luis Orta moved to grant the applicant an extension of 12 months to
8 complete the requirements for licensure. Dr. Rafael Rivas-Vazquez seconded the motion,
9 which carried 4/0.

10 **FILE CLOSURE APPLICANTS FOR DENIAL PURSUANT TO §490.005(3)(b), F.S.**

11 **Tab 6. List of Applicants**

12 The Board was not required to take action on this item, as the applicants scheduled for file
13 closure were granted extensions of time to complete the requirements for licensure.

14 **PETITIONS FOR WAIVER OR VARIANCE**

15 **Tab 7. Demirjian, Erin Laura**

16 Dr. Demirjian filed a Petition for Waiver or Variance from Rule 64B19-11.0075, F.A.C.,
17 Application Closure After 24 Months, requesting an additional four (4) months to complete the
18 requirements for licensure. Dr. Demirjian's application was scheduled for closure as of January
19 1, 2012, at which time her previous extension expired.

20 Following discussion, Dr. Dean Aufderheide moved to grant the petition for an additional four (4)
21 months from the filing date of the order granting the petition. Dr. Luis Orta seconded the
22 motion, which carried 4/0.

23 **Tab 8. Johnson, Kenneth**

24 Dr. Johnson filed a Petition for Variance from Rule 64B19-11.0075, F.A.C., Application Closure
25 After 24 Months, requesting an additional twelve (12) months to complete the requirements for
26 licensure. Dr. Johnson's application was scheduled for closure as of January 1, 2012, at which
27 time his previous extension expired.

28 Following discussion, Dr. Rafael Rivas-Vazquez moved to grant the petition for an additional 12
29 months from the filing date of the order granting the petition. Dr. Luis Orta seconded the
30 motion, which carried 4/0.

31 **Tab 9. Morgan, Mary Colleen**

32 Dr. Morgan filed a Petition for Variance from Rule 64B19-11.005, F.A.C., Supervised
33 Experience Requirements, regarding the criteria for designation of a post-doctoral residency
34 supervisor as well as requirements that the supervisor must maintain professional responsibility
35 and prevail in all professional disagreements with the applicant/resident.

1 Dr. Morgan's post-doctoral residency was obtained in a military setting. The Supervised
2 Experience Verification form submitted by Dr. Morgan reflects that the primary supervisor was a
3 Florida-licensed psychologist, but the secondary, on-premises supervisor was indicated to be an
4 individual licensed as a psychologist in another state. The primary supervisor indicated on the
5 applicant's verification form that he did not maintain professional responsibility nor prevail in all
6 disagreements with the applicant, but that those responsibilities fell to the secondary supervisor.

7 Following discussion, Dr. Rafael Rivas-Vazquez moved to grant the petition in light of Dr.
8 Morgan's status as an employee in a military hospital while pursuing the supervised experience
9 requirements for licensure, and, upon condition that the secondary supervisor, Dr. Passmore,
10 complete and submit a Supervised Experience Verification form for approval by board staff. Dr.
11 Dean Aufderheide seconded the motion, which carried 4/0.

12 **RECONSIDERATION OF CONTINUING EDUCATION PROVIDER APPLICATION**

13 **Tab 10. D & S Associates**
14 "Personality Disorders"
15 Course No.: 20 – 40623

16 Dr. Patrick DeChello was present on the conference call.

17 During the January 2012 Continuing Education Committee meeting, the committee denied the
18 application for continuing education providership submitted by D&S Associates. The committee
19 also provided suggestions for modification to the course presented in the event the applicant
20 determined to request future reconsideration of the application.

21 Upon the applicant's request for reconsideration, the issues noted by the Committee were
22 addressed and provided for the full Board's review.

23 Following discussion, Dr. Dean Aufderheide moved to approve the application, pending receipt
24 of additional updates noted. Dr. Luis Orta seconded the motion, which carried 4/0. Dr.
25 Aufderheide was delegated by the Board to review and approve the additional updates
26 requested.

27 **RULES REVIEW AND/OR DEVELOPMENT**

28 **Tab 11. 64B19-12.009,F.A.C., Continuing Education Provider Fees**

29
30 During the October 2011 meeting, Dr. Reiff inquired about the feasibility of reducing initial
31 licensure and renewal fees, based upon review of the most recent Profession-by-Profession
32 Revenue and Expenditure Projections prepared by the MQA budget analyst. During the January
33 2012 meeting, the Board discussed the proposal further.

34 The Board was provided with the following draft language specifically concerning the reduction
35 of the continuing education application and renewal fees:

36 **64B19-12.009 Continuing Education Provider Fees.**

37 (1) The application fee and the renewal fee for Board approval of a continuing education provider
38 is \$250.00 ~~\$500.00~~.

39 (2) The application or renewal fee shall be paid to the Department of Health by May 31 of every
40 even numbered year.

41 *Specific Authority 490.0085(4) FS. Law Implemented 490.0085(4) FS. History--New 10-14-87, Amended 6-23-91, 10-28-*
42 *92, Formerly 21U-12.011, 61F13-12.011, Amended 1-7-96, Formerly 59AA-12.009, Amended 9-20-98, 8-8-01, 6-16-03,*
43 *Amended_____.*

1 Dr. Luis Orta moved to accept the proposed rule language as amended. Dr. Rafael Rivas-
2 Vazquez seconded the motion, which carried 4/0.

3 Dr. Rafael Rivas-Vazquez moved that there will be no adverse impact on small business, nor
4 direct or indirect increase in regulatory costs in excess of \$200,000 in the aggregate in Florida
5 within 1 year after the implementation of the rule. Dr. Dean Aufderheide seconded the motion,
6 which carried 4/0.

7 Dr. Rafael Rivas-Vazquez moved to submit the proposal to the Department of State, and the
8 Office of Fiscal Accountability and Regulatory Reform, and direct Board Counsel to proceed
9 with rule making whenever it is appropriate. Dr. Luis Orta seconded the motion, which carried
10 4/0.

11 Dr. Dean Aufderheide moved that ratification would not be required by the Legislature. Dr.
12 Rafael Rivas-Vazquez seconded the motion, which carried 4/0.

13 *At this point in the meeting, the Chair allowed for Addendum Tab 15 to be taken out of order for*
14 *discussion.*

15 **Tab 15. 64B19-13.005, F.A.C., Obligations of Continuing Psychological Education**
16 **Providers.**

17 In light of the Board's consideration of reducing the continuing education provider renewal fee,
18 the Board was also provided with proposed revisions to Rule 64B19-13.005, F.A.C., to remove
19 reference to the \$500 fee. In lieu of listing the fee, the proposed revision would incorporate, by
20 reference, Rule 64B19-12.009, F.A.C., to eliminate the need for development on this rule each
21 time the fee is changed.

22 The Board was provided with the following draft language:

23 **64B19-13.005 Obligations of Continuing Psychological Education Providers.**

24 [...]

25 (i) Maintain active status as a continuing psychological education provider by conducting at least one
26 (1) program a year for psychologists, renewing provider status each biennium, and paying the biennial
27 renewal fee required by Rule 64B19-12.009, F.A.C., of \$500 so that it is postmarked no later than the last
28 date of the biennial renewal period;

29 [...]

30 *Specific Authority 490.004(4), 490.0085(4) FS. Law Implemented 490.007(2), 490.0085(1), (3) FS. History--New 1-28-93, Formerly*
31 *21U-13.006, Amended 6-14-94, Formerly 61F13-13.006, Amended 1-7-96, Formerly 59AA-13.005, Amended 8-5-01, Amended_____.*

32 Dr. Luis Orta moved to accept the proposed rule language as amended. Dr. Dean Aufderheide
33 seconded the motion, which carried 4/0.

34 Dr. Rafael Rivas-Vazquez moved that there will or will be no adverse impact on small business,
35 nor direct or indirect increase in regulatory costs in excess of \$200,000 in the aggregate in
36 Florida within 1 year after the implementation of the rule. Dr. Dean Aufderheide seconded the
37 motion, which carried 4/0.

38 Dr. Luis Orta moved to submit the proposal to the Department of State, and the Office of Fiscal
39 Accountability and Regulatory Reform, and direct Board Counsel to proceed with rule making
40 whenever it is appropriate. Dr. Harry Reiff seconded the motion, which carried 4/0.

1 Dr. Rafael Rivas-Vazquez moved that ratification would not be required by the Legislature. Dr.
2 Luis Orta seconded the motion, which carried 4/0.

3 **DISCUSSION**

4 **Tab 12. Continuing Education Credit for Attainment of American Board of** 5 **Professional Psychology (ABPP) Diplomate**

6 Rule 64B19-13.003(1)(f), F.A.C., provides that licensees who attain status as an ABPP
7 diplomate may be granted 37 hours of continuing education towards renewal for the biennium in
8 which the diplomate is obtained. The rule includes that the medical errors and domestic
9 violence requirements must also be met.

10 Upon inquiry from a psychologist licensee, staff sought clarification from the Board as to
11 whether the biennial continuing education requirement of three (3) hours in professional ethics
12 and Florida Statutes and rules affecting the practice of psychology, stated in Rule 64B19-
13 13.003(3)(a), F.S., must also be met by licensees claiming the diplomate credit.

14 Following discussion, the Board agreed that licensees claiming the diplomate credit are also
15 required to meet the professional ethics and laws and rules requirement for renewal.

16 **PROFESSIONAL PRACTICE TOPICS**

17 **Tab 13. Delegation of Professional Responsibilities Survey Update**

18 The Board was provided with a preliminary status report on the response to its survey regarding
19 draft legislation, currently under development, to specify those professional responsibilities
20 which may or may not be delegated to individuals who do not hold a license under Chapter 456,
21 F.S., or are not employed as a psychology intern or resident.

22 The MQA Strategic Services Planning unit is managing the survey project on the Board's behalf
23 and reported that the current percentage of response from licensed psychologists was 4.23%.
24 The survey is accessible on the Board's website and a link to same is also provided on the
25 licensure renewal message board. Notice of the survey was provided to licensees through the
26 Florida Psychological Association (FPA) as well as a bulletin sent electronically to all licensees
27 with an e-mail address on record with the Department of Health. The Board was asked to
28 determine whether it would like to close the survey, as scheduled, on April 2, 2012, or allow the
29 survey to remain open for an additional period of time.

30 Following discussion, the Board determined to allow the survey to remain open through July
31 2012, at which time the Board would determine whether sufficient response had been received.
32 Board staff was requested to provide, for the April 2012 meeting, an estimate on the cost of
33 producing and distributing a postcard flyer regarding the survey to all psychologist licensees.
34 MQA Strategic Planning Services staff, Ms. Jodi Johnson, will also provide information
35 regarding the standard percentage of response required for the survey results to be deemed
36 statistically significant.

37 **Tab 14. Association of State and Provincial Psychology Boards (ASPPB) - National** 38 **Register Joint Designation Project**

- 1 Dr. Harry Reiff provided information regarding this ASPPB project for the Board's review. The
- 2 ASPPB Board of Directors is requesting that all of its member jurisdictions respond to an
- 3 assessment survey regarding this project.

- 4 Following discussion, Dr. Reiff, who serves as the Board's liaison to the ASPPB, agreed to
- 5 complete the survey on the Board's behalf.

- 6 The meeting adjourned at 10:15 a.m.