

**DEPARTMENT OF HEALTH
BOARD OF PSYCHOLOGY
GENERAL BUSINESS MEETING
APRIL 26, 2013
MINUTES**

**ROSEN PLAZA HOTEL
9700 INTERNATIONAL DRIVE
ORLANDO, FLORIDA 32819
407-996-9700**

To accommodate individuals wishing to address the board, the board Chair may adjust the sequence of the agenda items. The minutes reflect the actual sequence of events rather than the original agenda order.

CREDENTIALS COMMITTEE MEETING

MEMBERS PRESENT

Rafael Rivas-Vazquez, Psy.D, Chair
Harry J. Reiff, Psy.D

STAFF PRESENT

Allen Hall, Executive Director
Anna L. Hart King, Program Operations Administrator

ASSISTANT ATTORNEY GENERAL

Rachel Clark, Esquire

Court Reporter: American Court Reporting

Phone: 407-896-1813
Contact: Diana Garcia

Dr. Rafael Rivas-Vazquez, Chair, called the Credentials Committee to order at approximately 8:03 a.m.

(The applicants were not present or represented at the committee meeting unless otherwise noted.)

Tab 1 Egan, Jillian Bifurcation/Exam

Dr. Egan was not present nor represented by counsel.

Dr. Egan is before the Committee for review of criminal history. Following discussion, the Committee expressed their concerns about not being able to address Dr. Egan due to her absence from the meeting. Dr. Rafael Rivas-Vazquez moved to request a personal appearance at the June 21, 2013 Board Quorum Conference call. Dr. Harry Reiff seconded the motion, which carried 2/0.

Tab 2 Kupersmith, Arthur Endorsement of Other State License (IN 1978)

Dr. Kupersmith was not present nor represented by counsel.

Dr. Kupersmith has applied for licensure by Endorsement of Other State License. After careful review of the application, Dr. Rafael Rivas-Vazquez moved to deny the application based on the Committee's determination that the supervision hours and degree requirements in the 1978 Indiana

regulations were not substantially equivalent to those in effect in Florida during that specific time. The Committee would allow Dr. Kupersmith the option of withdrawing his application. Dr. Harry Reiff seconded the motion, which carried 2/0.

Tab 3 Messer, Stephen Exam with Waiver

Dr. Messer was not present nor represented by counsel.

Dr. Messer is before the Credentials Committee for review of his post-doctoral supervision hours. Dr. Messer received his supervision under two different psychologists, Dr. Pilkonis and Dr. Zande. The supervision forms submitted by Dr. Zande as well as the application indicate that under Dr. Zande's supervision, Dr. Messer only received one hour of Clinical supervision per week and one hour of face-to-face supervision per week.

Following discussion, Dr. Rivas-Vazquez moved to request a personal appearance and a statement from Dr. Pilkonis indicating that a licensed psychologist provided the two hours of clinical supervision. Dr. Harry Reiff seconded the motion, which carried 2/0. The Committee has also suggested that Dr. Messer file a petition for variance or waiver from the rule requirement to have two hours of clinical and one hour face-to-face, for the two-month period under Dr. Zande.

Tab 4. Smith, Timothy Endorsement of 20 Years of Licensed Psychology Experience

Dr. Smith was present and sworn in. He was not represented by counsel.

Dr. Smith has applied for licensure by Endorsement of 20 Years of Licensed Psychology Experience. Dr. Smith has held an active psychology license from Pennsylvania since 1989. However, his doctorate degree was not awarded until 1994.

Following discussion, the Committee determined that they could not approve the application under the Endorsement of 20 Years of Licensed Psychology Experience method due to Dr. Smith not receiving his doctorate degree until 1994. Dr. Smith agreed to change his method to Exam with Waiver and submit supervision forms documenting post-doctoral supervision. Dr. Smith also waived the 90-day requirement for Board action on his application.

Tab 5 Whitkin, Gary Endorsement of Other State License (NY 1983) and Endorsement of 20 Years of Licensed Psychology Experience

Dr. Whitkin was not present nor represented by counsel.

Dr. Whitkin has applied under the Endorsement of Other State License method as well as Endorsement of 20 Years of Licensed Psychology Experience. He has also provided discipline for the Board's review.

Following discussion, the Committee determined that Dr. Whitkin had provided extensive documentation regarding his compliance with his discipline in New York. Dr. Harry Reiff moved to approve the application under the Endorsement of 20 Years of Licensed Psychology Experience method. Dr. Rafael Rivas-Vazquez seconded the motion, which carried 2/0.

The Credentials Committee adjourned at 9:12 a.m.

CONTINUING EDUCATION COMMITTEE MEETING

MEMBERS PRESENT

Dean Aufderheide, Ph.D., Chair
Luis Orta, Ph.D.

STAFF PRESENT

Allen Hall, Executive Director
Anna L. Hart King, Program Operations Administrator

ASSISTANT ATTORNEY GENERAL

Rachel Clark, Esquire

Court Reporter: American Court Reporting

Phone: 407-896-1813

Contact: Diana Garcia

Dr. Dean Aufderheide, Chair, called the Continuing Education Committee to order at approximately 9:26 a.m.

REVIEW OF APPLICATIONS FOR CONTINUING EDUCATION PROVIDER STATUS

Tab 1 FATSA - FLORIDA ASSOCIATION FOR THE TREATMENT OF SEXUAL ABUSERS
 “Ethical and Legal Issues in Sex Offender Treatment” Course No. 20-378891

Following discussion, Dr. Luis Orta moved to approve the application for continuing education provider status, and the corresponding course. Dr. Dean Aufderheide seconded the motion, which carried 2/0.

Tab 2 JENNIFER TAYLOR PLAY THERAPY SERVICES LLC
 “Child Centered Play Therapy” Course No. 20-372460

Following discussion, Dr. Luis Orta moved to approve the application for continuing education provider status, and the corresponding course. Dr. Dean Aufderheide seconded the motion, which carried 2/0.

REVIEW OF APPLICATIONS FOR MEDICAL ERRORS COURSE APPROVAL

Tab 3 JEWISH COMMUNITY SERVICES OF SOUTH FLORIDA
 “Prevention of Medical Errors” Course No. 20-38474

Following discussion, Dr. Luis Orta moved to approve the application to become a medical errors provider. Dr. Dean Aufderheide seconded the motion, which carried 2/0.

The Continuing Education Committee adjourned at 9:29 a.m.

GENERAL BUSINESS MEETING

Dr. Harry J. Reiff, Chair, called the general business meeting to order at approximately 9:34 a.m. Those present for all or part of the meeting, included the following:

MEMBERS PRESENT

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

STAFF PRESENT

Allen Hall, Executive Director
Anna L. Hart King, Program Operations Administrator

ASSISTANT ATTORNEY GENERAL

Rachel Clark, Esquire

ASSISTANT GENERAL COUNSEL

Lealand McCharen, Esquire

Court Reporter: American Court Reporting

Phone: 407-896-1813
Contact: Diana Garcia

DISCIPLINARY PROCEEDINGS

VOLUNTARY RELINQUISHMENT

Tab 1 Vanja Abreu Montero, Case # 2011-03040

Dr. Montero was not present nor represented by counsel.

Following discussion, Dr. Rafael Rivas-Vazquez moved to accept the voluntary relinquishment. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

The Disciplinary Proceedings concluded at 9:40 a.m.

PROSECUTOR'S REPORT

Tab 2. Lealand McCharen, Esq

Mr. McCharen provided the prosecutor's report outlining the current status of the twenty one (21) open disciplinary cases, as of April 9, 2013

Current Open / Pending Psychology Cases

Total Cases open/active in PSU:	21
Cases under legal review:	2
Cases where PC Recom made:	14
Total Cases where PC has been found:	5
Cases in holding status:	0
Cases awaiting supp. invest.:	0
Cases in which AC has been filed:	0

Cases pending before DOAH: 0

Cases in intake status: 0

At this point in the meeting, Tab 5 was taken out of order.

PRESENTATION:

Tab 5. UNLICENSED ACTIVITY OFFICE

- Susan K. Love, Chief, Bureau of Enforcement
- Stacey A. Wolf, Administrator, Investigative Services Unit

During the January 25, 2013 General Business Meeting, the Board requested the Unlicensed Activity Office to attend a face-to-face meeting to report on how the fees for psychology are being used.

Stacey Wolf addressed the Board to report on how the Unlicensed Activity Office uses the fees for outreach programs. Dr. Harry Reiff questioned how the fees were being used specifically for psychology. Susan Love addressed the Board stating they do have generic initiatives, such as public service announcements on television, radio and billboards, but they would like to work directly with the Unlicensed Activity liaison on developing a campaign for psychology. As the Unlicensed Activity liaison, Dr. Luis Orta has been designated to work on this campaign.

The presentation concluded at 9:55 a.m.

POST DISCIPLINARY PROCEEDINGS

Tab 3 Appearance re: Final Order Compliance: Richard Schulman, Case # 2011-08435

Dr. Schulman and his supervisor, Dr. Michael Healy were both present and sworn in.

Dr. Schulman was not represented by counsel.

Dr. Luis Orta recused himself from the proceeding due to his participation on the probable cause panel.

Dr. Schulman appeared before the Board at the January 2013 meeting for review of the status of compliance with his Final Order that was issued on June 20, 2012.

During the January meeting, the Board tentatively approved Dr. Michael Healy as Dr. Schulman's supervisor, with the requirement that both appear at the next available Board meeting, by Department of Health Order dated February 26, 2013.

Additionally, the Order required that Dr. Healy submit a letter to the Board accepting supervisory status for the Respondent. The required letter was not received by the Department.

During the discussion, Dr. Healy indicated medical issues, which he attributed to his failure to provide the required letter accepting supervisory status in a timely manner. Dr. Healy indicated he understood why Dr. Schulman was before the Board and he understood the disciplinary action and the requirements for compliance.

Following discussion, Dr. Harry Reiff moved to approved Dr. Healy as Dr. Schulman's supervisor with supervision starting on 04/26/2013. No previous reports of supervision would be accepted. Dr. Rafael Rivas Vazquez seconded the motion, which carried 3/0.

Tab 4 Termination of Probation, Johann Nicholas Prewett, Case # 2008-18038, 15286, 16412 and 2009-18055, 01620.

Dr. Prewett, his supervisor, Dr. Gary Buffone and Dr. Michael Herkov from Professional Resource Network were all present and sworn in. Dr. Prewett was not represented by counsel.

Dr. Prewett is before the Board as per the Final Order, which requires that he and his probationary supervisor appear at the last meeting before his probation is scheduled to conclude. As per the Board's Final Order filed on May 23, 2011, Dr. Prewett's probationary supervision is scheduled for termination on May 23, 2013.

Dr. Michael Herkov provided to the Board the PRN report indicating Dr. Prewett has been a model PRN participant. Dr. Buffone addressed the Board indicating Dr. Prewett has been in compliance with all of his supervision requirements.

Following discussion, Dr. Dean Aufderheide moved to accept the termination of probation. Dr. Luis Orta seconded the motion, which carried 4/0. Allen Hall reminded Dr. Prewett of the costs and fines that were imposed throughout the different cases. The Board did grant an extension on full payment until August 5, 2015.

ADMINISTRATIVE PROCEEDINGS

APPLICANTS FROM APA ACCREDITED PROGRAMS FOR EXAMINATION AND LICENSURE AS NOTED

Tab 6 List of Applicants

Dr. Harry Reiff indicated he was involved with supervision of two of the applicants on the list, but that it would not create any bias.

Dr. Luis Orta moved to approve the list of applicants for examination and licensure as noted. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

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

At this point in the meeting, Tab 8 was taken out of order.

Tab 8. Crissyl Shaw

Dr. Shaw was present and sworn in. She was not represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure. Passing scores of the Florida Laws and Rules exam is still pending. The passing score of the Florida Laws and Rules exam expired as of January 11, 2013.

Following discussion, the Board determined that there has been a good faith effort. Dr. Luis Orta moved to approve the extension for twelve (12) months. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

Dr. Shaw was given the option of filing a petition for variance or waiver from the rule which states the passing score for the Florida Laws and Rules exam expires after eighteen months.

Tab 7 Catherine Ionelli

Dr. Ionelli was not present nor represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure. Passing scores of the EPPP and the Florida Laws and Rules exam is still pending.

Following discussion, the Board determined that there has been a good faith effort. Dr. Rafael Rivas-Vazquez moved to approve the extension for twelve (12) months. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

At this point in the meeting, Tab 31 and Tab 32 were taken out of order.

ADDENDUM

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

Tab 31 Jazmin Abreu Deya

Dr. Deya was not present nor represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure. Passing scores of the EPPP exam is still pending.

Following discussion, the Board determined that there has been a good faith effort. Dr. Rafael Rivas-Vazquez moved to approve the extension for twelve (12) months. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

Tab 32 Lisa Wasserman

Dr. Wasserman was not present nor represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure. Passing scores of the EPPP and the Florida Laws and Rules exam is still pending.

Following discussion, the Board determined that there has been a good faith effort. Dr. Luis Orta moved to approve the extension for twelve (12) months. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

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

Tab 9 List of Applicants

No action is required on this item. There are no names on the list.

PETITIONS FOR WAIVER OR VARIANCE

Tab 10 Ruth Prevor, Rule 64B19-11.0035, F.A.C., Review of Application

Dr. Prevor was present and sworn in. She was represented by Mark Thomas, Esquire, who was also sworn in.

Dr. Luis Orta recused himself from the proceeding due to his professional affiliation with the applicant.

During the November 30, 2012 Board Quorum meeting, the Board agreed that Dr. Prevor did not meet the educational requirements for licensure under the Endorsement of 20 Years Licensed Psychology Experience as specified in Section 490.006(1)(c), Florida Statutes. Additionally, the Board agreed that because Puerto Rico is a territory and not a "state", that Endorsement of Other State License was not a valid method of application. Thereafter, the Board allowed Dr. Prevor to table her application to further consult with her attorney to determine if another application method would be appropriate.

Dr. Prevor now petitions for a variance or waiver of rule 64B19-11.0035 F.A.C. so that her education will be acceptable for licensure. Dr. Prevor graduated with a Ph.D in Clinical Psychology from the Caribbean Center for Advanced Studies in Puerto Rico, which was not accredited by the APA.

Following discussion, Dr. Dean Aufderheide moved to deny the petition for Variance or Waiver based on the fact that the rule no longer exists or has been amended. Dr. Rafael Rivas-Vazquez seconded the motion, which carried 3/0.

At this point in the meeting, the Board moved to Tab 11 so Dr. Prevor could consult with her attorney.

PERSONAL APPEARANCE REQUEST PURSUANT TO SECTION 456.013(3)(C), FLORIDA STATUTES

Tab 11 Maria Santana

Dr. Santana was present and sworn in. She was not represented by counsel.

Dr. Santana was before the Board on November 30, 2012 for consideration of her petition for a variance of Rule 64B19-11.0035, F.A.C. so that she may use an APA comparability letter drafted by the director of an APA accredited internship, as opposed to the "director of a doctoral psychology program" as required by the rule.

The Board denied the petition and required Dr. Santana to make a personal appearance at one of the next two regularly scheduled Board meetings.

Dr. Santana has provided a comparability letter from Dr. Linda Craighead, at Emory University in Atlanta. Dr. Craighead is the Director of an APA accredited Clinical Psychology Program and has reviewed Dr. Santana's coursework. She has indicated that the training Dr. Santana received is equivalent to the training that would be required to graduate from their program.

Following discussion, Dr. Luis Orta moved to accept Dr. Santana's application for licensure. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

At this point in the meeting, Tab 25, Tab 26, Tab 27, Tab 28, Tab 29 and Tab 30 were taken out of order.

OLD BUSINESS

Tab 25 January 25, 2013 General Business Meeting Minutes

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

Tab 26 March 11, 2013 Continuing Education Committee Meeting Minutes

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

Tab 27 March 15, 2013 Legislative Committee Meeting Minutes

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

Tab 28 March 22, 2013 Board Quorum Call Minutes

Dr. Dean Aufderheide moved to accept the minutes. Dr. Luis Orta seconded the motion, which carried 4/0.

OTHER BUSINESS AND INFORMATION

Tab 29 ASPPB Disciplinary Data Report

Informational Item

Tab 30 ASPPB Meeting Minutes

. Informational Item

At this point in the meeting, the Board moved back to Tab 10

PETITIONS FOR WAIVER OR VARIANCE

Tab 10 Ruth Prevor, Rule 64B19-11.0035, F.A.C., Review of Application

Dr. Prevor's attorney, Mark Thomas addressed the Board requesting the application be held in abeyance pending an appeal of the denial of the petition.

Following discussion, Dr. Dean Aufderheide moved to hold the application in abeyance for six (6) months. Dr. Rafael Rivas-Vazquez seconded the motion, which carried 3/0.

The meeting broke for lunch at 12:14 p.m. and reconvened at 2:12 p.m.

PROFESSIONAL PRACTICE TOPICS

Tab 12 Legislative Committee Report: Delegation of Professional Responsibilities or Activities by Licensed Psychologists to Paraprofessionals

During the March 15, 2013 Legislative Committee Meeting, the Committee discussed the general risks involved that may be associated with pursuing legislation, and agreed to table the item and have the full Board discuss the item further at the April 26, 2013 General Business Meeting. Dr. Harry Reiff has prepared draft language for an addition to Rule 64B19-17.002, F.A.C., Disciplinary Guidelines, which will be presented at the meeting. Board Counsel, Rachel Clark advised on the

risk of a rule challenge and attorney fees at any point in the promulgation process, should the Board move forward with this development.

Following discussion and advice from Board Counsel that there is no statutory authority for a rule at this current time, the Board decided to place the progression of the draft legislation on hold until a more opportune time.

RULES REVIEW AND/OR DEVELOPMENT

Tab 13 Rule 64B19-11.005, F.A.C., Supervised Experience Requirements

Review of rule 64B19-11.005, F.A.C., Supervised Experience Requirements, as requested in the 2012-2013 Annual Regulatory Plan. During the January 25, 2013 General Business Meeting, Dr. Harry Reiff requested discussion on the following items:

- Consideration of issues regarding post-doctoral supervision undertaken in the U.S. territories and instances when post-doctoral experience is pursued under terms of employment on a military base.

Following discussion and review of the draft rule language, Dr. Luis Orta moved to open the rule for development. Dr. Harry Reiff seconded the motion, which carried 4/0.

Dr. Luis Orta moved to accept the draft rule language. Dr. Harry Reiff seconded the motion, which carried 4/0.

Dr. Luis Orta moved that the change in the rule would not have a negative impact on small businesses or have an economic impact on government or any entity in excess of \$200,000 within one year of the rule being implemented. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

Tab 14 Rule 64B19-11.012, F.A.C., Application Forms

Two proposed revisions of the application form have been presented for the Board's review and consideration.

The first proposal provides required updates to the national examination information, minor application form changes and proposed text regarding the Endorsement of Other State License application method, as requested by the Credentials Committee during its March 8, 2013 meeting.

The second proposal contains the same revisions as the first, but also proposes re-organization of the instruction section of the application packet in an effort to streamline the information to make it easier for prospective applicants to understand the pathways to licensure.

Following discussion, Dr. Luis Orta moved to accept the first proposal with revisions to the Bifurcation method overview clarifying that the applicants may proceed with taking the exams. Dr. Harry Reiff seconded the motion, which carried 4/0.

Tab 15 Rule 64B19-13.003, F.A.C., Continuing Psychological Education Credit

The Board reviewed the latest draft of the Continuing Education Rule 64B19-13.003, F.A.C per the March 11, 2013 Continuing Education Committee Meeting.

Following discussion, Dr. Dean Aufderheide moved to open the rule for development. Dr. Luis Orta seconded the motion, which carried 4/0.

Dr. Luis Orta moved to accept the draft language with amendments to 1(k) by striking “or board member of regulatory body” and adding board of “psychology” to 1(h). Dr. Rafael Rivas-Vazquez seconded the motion, which carried 4/0.

Dr. Luis Orta moved that the change in the rule would not have a negative impact on small businesses or have an economic impact on government or any entity in excess of \$200,000.00 within one year of the rule being implemented. Dr. Harry Reiff seconded the motion, which carried 4/0.

At this point in the meeting, the Board made an additional motion on Tab 14

Tab 14 Rule 64B19-11.012, F.A.C., Application Forms

Dr. Rafael Rivas-Vazquez moved that the change in the rule would not have a negative impact on small businesses or have an economic impact on government or any entity in excess of \$200,000 within one year of the rule being implemented. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

Tab 16 Rule 64B19-17.004, F.A.C., Citations

The Board reviewed rule 64B19-17.004, F.A.C., Citations, as requested in the 2012-2013 Annual Regulatory Plan for possible additions of offenses that may go through the citation process.

Following discussion, Dr. Harry Reiff moved to delete (3) Violation of Section 490.009(1)(f), F.S. (for maintaining a professional association with a person who may be in violation of the chapter or rule): \$500 fine. Dr. Rafael Rivas-Vazquez seconded the motion. Dr. Luis Orta opposed. The motion carried 3/1.

Dr. Rafael Rivas-Vazquez moved to open the rule for development. Dr. Harry Reiff seconded the motion, which carried 4/0.

Dr. Rafael Rivas-Vazquez moved that the change in the rule would not have a negative impact on small businesses or have an economic impact on government or any entity in excess of \$200,000 within one year of the rule being implemented. Dr. Harry Reiff seconded the motion, which carried 4/0.

Tab 17 Rule 64B19-17.007, F.A.C., Mediation

Following discussion, Dr. Harry Reiff requested to table this item until the next General Business meeting to get clarification on what is mediation, who are the parties to the mediation and who serves as the mediator.

Ms. Connie Galietti, JD, Executive Director of the FPA addressed the Board expressing concerns of the risk of (5)(b) being an issue due to psychologists not knowing when DSM and ICD codes will go into effect.

RULE STATUS REPORT

Tab 18 Rachel Clark, Assistant Attorney General

The following rules are IN PROGRESS:

- 64B19-11.001 F.A.C., Examination

Rule	Sent to	Rule Dev.	Notice
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Number	Title	OFARR	Published	Published	Adopted	Effective
64B19-11.001	Examination	3/05/2013	3/15/2013	04/05/2013		

- 64B19-11.011, F.A.C., Provisional License; Supervision of Provisional Licensee

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-11.011	Provisional License Supervision of	3/22/2013	4/02/2013*est.	04/19/2013		

- 64B19-11.012, F.A.C., Application Forms

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-11.012	Application Forms	3/22/2013	4/02/2013*est.	04/19/2013		

- 64B19-12.002, F.A.C., Application and Examination Fee for Licensure by Examination; Review Fee

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-12.002	Application and Examination Fee for Licensure by Examination; Review Fee	3/22/2013	4/02/2013*est.	04/19/2013		

- 64B19-12.004, F.A.C., Application Fee for Licensure by Endorsement

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-12.004	Application Fee for Licensure by Endorsement	3/22/2013	4/02/2013*est.	04/19/2013		

- 64B19-12.0041, F.A.C., Initial Fee for Licensure

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-12.0041	Initial Fee for Licensure	3/22/2013	4/02/2013*est.	04/19/2013		

- 64B19-12.012, F.A.C., Fee for Provisional Licensure

Rule Number	Title	Sent to OFARR	Rule Dev. Published	Notice Published	Adopted	Effective
64B19-12.012	Fee for Provisional Licensure	3/22/2013	4/02/2013*est.	04/19/2013		

REPORTS, IF ANY

Tab 19 Dr. Harry Reiff, Ph.D.

- Board Meeting Best Practices/Board of Nursing Meeting

Dr. Harry Reiff and Allen Hall attended the Board of Nursing meeting on April 3-5, 2013 to observe their process for ideas on efficiency. Some of the things noted were electronic agendas, coding system for referencing discipline cases, guidelines for acceptable disciplinary continuing education,

revocation of licenses recommended by Prosecution Services, and discipline participants were required to sign in to address the Board. The Board discussed some of these ideas to decide if they would improve efficiency with the Board of Psychology meetings. Dr. Rafael Rivas-Vazquez also requested Board counsel to follow up on whether the Psychology Probable Cause Panel can make penalty recommendations.

- Tab 20** Executive Director
Report topics
- Cash Balance Reports
 - Expenditures by Function Report

Mr. Allen Hall gave a brief legislative update.

Ms. Connie Galietti addressed the Board.

- Cash Balance Reports

Informational Item

- Expenditures by Function Report

Informational Item

Tab 21 Credentials Committee Report

Ms. Anna King reported to the full Board the Credentials Committee's recommendation. The Committee requested a personal appearance for Tab 1, Tab 2 was denied, they requested a personal appearance for Tab 3, allowed the applicant to change his method and waive the 90 requirement for Board action on his application on Tab 4 and approved Tab 5 under the Endorsement of 20 Years of Licensed Psychology Experience.

Dr. Rafael Rivas-Vazquez moved to ratify the recommendation of the committee. Dr. Luis Orta seconded the motion, which carried 4/0.

Tab 22 Continuing Education Report

The Continuing Education Committee approved Tabs 1, 2, and 3.

NEW BUSINESS

Tab 23 2013-2014 Annual Regulatory Rule Plan Review

In accordance with Section 7 of the Executive Order 11-72, each Board/Council is required to "No later than July 1, 2011, and on July 1 of each successive year, each agency under the direction of the Governor shall submit to the Office of Fiscal Accountability and Regulatory Reform (OFARR), an annual regulatory plan that shall identify and describe each rule that the agency expects to begin promulgating during the next twelve-month period."

The Board requested to add the following rules to a future agenda for discussion:

- Florida Administrative Code Chapter 64B19-11.005 regarding internship regulations,
- Florida Administrative Code Chapter 64B19-18.008, Board Approval of Specialty Certifying Bodies.
- Florida Administrative Code Chapter 64B19-17.002, regarding supervisor requirements for discipline cases.

Tab 24 Discussion: Review of Limited Psychologist Licensure Requirements

During a past meeting of the Board's Credentials Committee, there was discussion regarding the application review process for limited psychology licensure. The general requirements for limited licensure are as follows:

- The applicant was licensed to practice psychology in any jurisdiction in the United States for at least 10 years;
- The applicant is retired or will retire from the active practice of psychology within six (6) months of the date of the application;
- The limited licensee can only practice in the employ of public agencies or institutions or nonprofit agencies or institutions which meet the requirements of s. 501(c)(3) of the Internal Revenue Code, and which provide professional liability coverage for acts or omissions of the limited licensee; and
- Limited licensees may provide services only to the indigent, underserved, or critical need populations within the state.

Following discussion, the Board determined that being considered retired means you are not gainfully employed. Any services provided would be volunteering only to the indigent, underserved or critical need population within the state. Florida Administrative Code Chapter 64B19-11.010 defines underserved or critical need populations as people living within a twenty (20) mile radius of any site in the state which has no other psychologist practicing in that a twenty (20) mile radius. Underserved populations shall also include indigent people with developmental disabilities, indigent immigrants from other countries, indigent American Indians living on Indian reservations, and indigent adults over the age of fifty-nine (59) years.

ADDENDUM

PROPOSED MEETING DATES

Tab 33 2014 Proposed Board of Psychology Meeting Dates

The Board requested to move the proposed October meeting date up a week. The Board also chose locations for the 2014 meetings listed below.

PROPOSED 2014 PSYCHOLOGY MEETING DATES

GBM

January 24, 2014	Miami
April 25, 2014	Orlando
July 25, 2014	Jacksonville
October 17, 2014	Tampa

Credentials Committee

March 7, 2014
June 6, 2014
September 12, 2014
November 7, 2014

Board Quorum

March 21, 2014

June 20, 2014

September 26, 2014

November 21, 2014

OTHER MEETINGS

American Psychological Association

- Annual Convention-August 7-10, 2014, Washington DC

Florida Psychological Association

- Annual Convention-July 17-20, 2014, Hyatt Regency Coconut Point Resort & Spa, Bonita Springs, FL

ASPPB

- Annual Meeting-October 22-26, 2014, Palm Springs, CA

PROFESSIONAL PRACTICE TOPICS

Tab 34 ASPPB Telepsychology Task Force: Request for Comments re: ASPPB E.Passport

The ASPPB's Telepsychology Task Force has developed an E.Passport proposal to address monitoring and regulating interjurisdictional telepsychology practice. The proposal and FAQs are enclosed for your review.

The ASPPB is requesting feedback/comments from each jurisdiction by June 30, 2013.

Following discussion, the Board expressed their concerns regarding the use of the E-Passport and telepsychology, and whether individuals who normally would not meet the license requirements in Florida would be able to practice with the use of telepsychology.

Dr. Harry Reiff will respond to the ASPPB on behalf of the Board.

The meeting adjourned at 4:30 p.m.