

The Florida

## Board of Psychology

# Draft Minutes

**SEPTEMBER 25, 2015**

**BOARD OF PSYCHOLOGY  
BOARD QUORUM MEETING**

**BY TELEPHONE CONFERENCE CALL**

**DIAL-IN NUMBER: 1-888-670-3525  
PUBLIC CONFERENCE CODE: 7811783909**



**Dr. Dean Aufderheide, Ph.D**  
**Chair**

**Dr. J. Drake Miller, Psy.D**  
**Vice-Chair**

# Minutes

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BOARD QUORUM MEETING  
BY TELEPHONE CONFERENCE CALL  
SEPTEMBER 25, 2015  
MINUTES  
(Draft)**

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## **Call to order-Board Quorum**

**Dr. Dean Aufderheide, Chair, called the Board Quorum meeting to order at approximately 8:01 a.m. Those present for all or part of the meeting, included the following:**

### **MEMBERS PRESENT**

Dr. Dean Aufderheide, Ph.D., Chair  
J. Drake Miller, Psy.D., Vice-Chair  
Harry J. Reiff, Psy.D  
Andrew S. Rubin, Ph.D  
Mary D. O'Brien, J.D  
Randi Mackintosh, Psy.D

### **STAFF PRESENT**

Allen Hall, Executive Director  
Anna L. Hart King, Program Operations Administrator  
Michelle Branch, Regulatory Specialist II

### **ASSISTANT ATTORNEY GENERAL**

Rachel Clark, Esquire

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

**Tab 1.** Marshall Robinson Exam with Waiver

Dr. Marshall was present and was not represented by counsel.

Dr. Robinson's application and petition for variance or waiver of Rule 64B19-11.005, F.A.C. was before the July 17, 2015 General Business Meeting. Dr. Robinson received a total of 1,620 hours of post-doctoral supervision and petitioned for a variance or waiver respectfully requesting the Board determine that his supervision be acceptable for Florida licensure. The Board denied the petition based on his hours of post-doctoral supervision not meeting the underlying intent of the full two (2) year requirement. The Board requested a personal appearance to further discuss his application. A conference call was acceptable as Dr. Robinson is located in Germany.

Dr. Robinson has since submitted a letter responding to the denial of the petition, supervision forms documenting supervised hours he has received since the Board denied the petition, as well as a plan between him and his supervisor to complete the hours required for licensure.

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Provided for the Board's review and action was the licensure application, transcripts and supervision forms. Dr. Robinson has been unable to contact his supervisor from Rhode Island to complete the Florida Supervising Psychologist Verification form.

Following discussion, Dr. Harry Reiff moved to approve the application under the Bifurcation/Waiver method. Ms. Mary O'Brien seconded the motion, which carried 6/0.

## **REVIEW OF MINUTES**

**Tab 2.** September 11, 2015 Credentials Committee Meeting Minutes

Following discussion, Dr. Randi Mackintosh moved to accept the minutes. Dr. Andrew Rubin seconded the motion, which carried 6/0.

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

**Tab 3.** List of Applicants

Following discussion, Ms. Mary O'Brien moved to approve the list of applicants for licensure as noted. Dr. Andrew Rubin seconded the motion, which carried 6/0.

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

**Tab 4.** Jessica Ruiz

Dr. Ruiz was not present, nor represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure.

Following discussion, Dr. Harry Reiff moved to approve the request for an extension for an additional twelve (12) months. Dr. Andrew Rubin seconded the motion, which carried 6/0.

**Tab 5.** Katrina Verdon

Dr. Verdon was not present, nor represented by counsel.

This applicant is requesting an extension of time allowed to complete the requirements for licensure.

Following discussion, Dr. Harry Reiff moved to approve the request for an extension for an additional twelve (12) months. Dr. J. Drake Miller seconded the motion, which carried 6/0.

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

**Tab 6.** List of Applicants

Dr. Janine Furdella, Dr. Tina Gallardo, Dr. Yasmin Lugo-Morales have all been removed from the list due to the withdrawing of their applications. Dr. Jessica Ruiz has been removed from the list due to the approval of her extension request. Following discussion, Dr. Harry Reiff moved to approve the list of applicants for file closure as noted. Dr. Randi Mackintosh seconded the motion, which carried 6/0.

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## PETITION FOR VARIANCE OR WAIVER AND REVIEW OF LICENSURE APPLICATION

**Tab 7.** Martha Mason Bifurcation/Exam

Dr. Mason was present and was not represented by counsel.

Dr. Mason was before the March 20, 2015 Board Quorum Conference Call with a petition for variance or waiver of Rule 64B19-11.005, F.A.C., for the Board to consider her post-doctoral supervision to be acceptable for licensure. Her post-doctoral supervision began on September 4, 2013, however, her degree was not awarded until August 15, 2014. The Board denied the petition due to lack of standing and due to no application on file. Dr. Mason has since submitted a new petition and an application for licensure. She has also submitted documentation regarding discipline she received for misrepresenting herself as a psychologist while a student at Georgia School of Professional Psychology.

Provided for the Board's review was the petition, licensure application, supervision forms and documents regarding discipline.

Following discussion, Dr. Harry Reiff moved to deny the petition based on the purpose of the underlying statute not being achieved and no substantial hardship has been demonstrated. Dr. Andrew Rubin seconded the motion, which carried 6/0.

Following discussion, Dr. Harry Reiff moved to approve the application under the Bifurcation method. Ms. Mary O'Brien seconded the motion, which carried 6/0.

## PETITION FOR DECLARATORY STATEMENT

**Tab 8.** Tynessa Gordon Franks Section 490.003(4)(a), F.S.

Dr. Franks was not present, nor represented by counsel.

Dr. Franks has submitted a petition for declaratory statement regarding Section 490.003(4)(a), F.S., Definitions. She is interested in expanding her practice to include telepsychology. She is requesting the Board to consider allowing her to provide two types of services using an internet based platform that includes both audio and visual components.

Provided for the Board's review is the petition and Section 490.003(4)(a) F.S.

Following discussion, Dr. Harry Reiff expressed his opinion that the Board should answer the declaratory statement due to the statute not being clear, as it does not address telepsychology.

Following discussion, Ms. Mary O'Brien moved to deny the petition based on the statute being clear and the Board has no jurisdiction over out of state activity. Dr. J. Drake Miller seconded the motion, which carried 5/1.

**Tab 9.** Stephanie Wasserman Askari Section 490.003(4)(a), F.S.

Dr. Wasserman Askari was not present, nor represented by counsel.

Dr. Wasserman Askari has submitted a petition for declaratory statement regarding Section 490.003(4)(a), F.S., Definitions. She is requesting the Board to consider allowing her to continue to provide services to two patients who are relocating to the District of Columbia by means of sessions conducted by videoconference.

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Enclosed for the Board's review is the petition and Section 490.003(4)(a) F.S.

Following discussion, Dr. J. Drake Miller moved to deny the petition based on the statute being clear and the Board has no jurisdiction over out of state activity. Dr. Andrew Rubin seconded the motion, which carried 5/1.

Dr. J. Drake Miller requested a discussion on telepsychology at the October 23, 2015 General Business Meeting.

## **DISCUSSION**

### **Tab 10.** PSU Expert Witness Selection Process

Dr. Harry Reiff has requested a discussion on Prosecution Services Unit's (PSU) expert witness selection process for disciplinary cases.

Enclosed for the Board's review is a letter from Prosecution Services indicating the Department will be using a consulting firm, Abbason & Associates, Inc. to facilitate all of the expert witness services.

Assistant General Counsel, Ms. Candace Rochester with PSU provided an overview of the expert witness selection process and responded to the Board's questions.

The meeting adjourned at 9:24 a.m.