

**DEPARTMENT OF HEALTH
BOARD OF PSYCHOLOGY
GENERAL BUSINESS MEETING
APRIL 20, 2012
MINUTES**

**WYNDHAM JACKSONVILLE RIVERWALK
1515 PRUDENTIAL DRIVE
JACKSONVILLE, FL 32207
(904) 396-5100**

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

4 **CREDENTIALS COMMITTEE MEETING**

5 **MEMBERS PRESENT**

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

STAFF PRESENT

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

8 **ASSISTANT ATTORNEY GENERAL**

9 Donna McNulty, Esq.

10 **COURT REPORTER**

11 Loretta D. McDonald
12 Statewide Court Reporting Service
13 606 Black Stone Building
14 Jacksonville, FL 32202
15 (904) 353-7706

16 **Dr. Rafael Rivas-Vazquez, Chair, called the Credentials Committee meeting to order at**
17 **approximately 8:00 a.m.**

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

20 **CONVENE THE CREDENTIALS COMMITTEE**

21 **Tab 1. Fernandez, Mary Jo (Examination with Waiver)**

22 Following discussion, Dr. Harry Reiff moved to approve the application. Dr. Rafael Rivas-
23 Vazquez seconded the motion, which carried 2/0.

24 **Tab 2. Goodman, David (Endorsement of Other State License)**

25 Following discussion, Dr. Harry Reiff moved to deny the application on the basis that the
26 accreditation requirement set forth in 455.04(1)(c) Stats., of the 2006 laws of Wisconsin and the
27 supervision requirement set forth in 455.04(1)(d) Stats., of the 2006 laws of Wisconsin, and Psy
28 2.09 of the 2006 Administrative Rules of Wisconsin, were substantially dissimilar from the laws

1 and rules of Florida during that time; and allow Dr. Goodman the opportunity to withdraw his
2 application within 14 days of the filing of the final order. Dr. Rafael Rivas-Vazquez seconded
3 the motion, which carried 2/0.

4 **Tab 3. Lima, Maritza (Examination with Waiver)**

5 Following discussion, Dr. Harry Reiff moved to approve the application. Dr. Rafael Rivas-
6 Vazquez seconded the motion, which carried 2/0.

7 *Immediately Following Credentials Committee:*

8

9 **CONTINUING EDUCATION COMMITTEE MEETING**

10 **MEMBERS PRESENT**

11 Luis E. Orta, Ph.D, Chair
12 Dr. Dean Aufderheide

STAFF PRESENT

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

13 **ASSISTANT ATTORNEY GENERAL**

14 Donna McNulty, Esq.

15 **COURT REPORTER**

16 Loretta D. McDonald
17 Statewide Court Reporting Service
18 606 Black Stone Building
19 Jacksonville, FL 32202
20 (904) 353-7706

21 **Dr. Luis Orta, Chair, called the Continuing Education meeting to order at approximately**
22 **8:28 a.m.**

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

25 **CONVENE THE CONTINUING EDUCATION COMMITTEE**

26 **REVIEW OF APPLICATION FOR CONTINUING EDUCATION PROVIDER STATUS**

27 **Tab 1. University of Miami - Miami Area Geriatric Education Center (MAGEC)**

28 "Intensive Geriatric Training Mental Health Module 2012"
29 Course No.: 20 – 350055

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

33 Dr. Dean Aufderheide moved to grant approval retroactively to April 4, 2012. Dr. Luis Orta
34 seconded the motion, which carried 2/0.

1 **REVIEW OF APPLICATION FOR CONTINUING EDUCATION PROVIDER STATUS &**
2 **MEDICAL ERRORS COURSE APPROVAL**

3 **Tab 2. Healthcare Training Institute**
4 "Prevention of Medical Errors #1"
5 Course No.: 20 – 340957

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

9 **REVIEW OF APPLICATIONS FOR MEDICAL ERRORS COURSE APPROVAL**

10 **Tab 3. Mental Health Association of Southwest Florida**
11 "Medical Errors for Mental Health Professionals"
12 Course No.: 20 – 209269

13 Following discussion, Dr. Dean Aufderheide moved to approve the course "Medical Errors for
14 Mental Health Professionals." Dr. Luis Orta seconded the motion, which carried 2/0.

15 **Tab 4. Florida Psychological Association**
16 "Workshop 301 – Common Psychopharmacological Errors: What Are They and
17 How to Prevent Them"
18 Course No.: 20 –349916

19 Following discussion, Dr. Dean Aufderheide moved to approve the course "Workshop 301 –
20 Common Psychopharmacological Errors: What Are They and How to Prevent Them"
21 retroactively to March 24, 2012. Dr. Luis Orta seconded the motion, which carried 2/0.

22 **Tab 5. Miami-Dade Area Health Education Center**
23 "Prevention of Medical Errors"
24 Course No.: 20 – 340760

25 Following discussion, Dr. Dean Aufderheide moved to approve the course "Prevention of
26 Medical Errors." Dr. Luis Orta seconded the motion, which carried 2/0.

27 **GENERAL BUSINESS MEETING**

28 **Dr. Harry J. Reiff, Chair, called the General Business Meeting to order at approximately**
29 **9:00 a.m. Those present for all or part of the meeting, included the following:**

30 **MEMBERS PRESENT**

31 Harry J. Reiff, Psy.D., Chair
32 Luis E. Orta, Vice-Chair, Ph.D.
33 Dean Aufderheide, Ph.D.
34 Neda Koehnemann, Ph.D.
35 Rafael Rivas-Vazquez, Psy.D.

STAFF PRESENT

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

36 **ASSISTANT ATTORNEY GENERAL**

37 Donna McNulty

1 **ASSISTANT GENERAL COUNSEL**

2 Adrienne Rodgers

3 **COURT REPORTER**

4 Loretta D. McDonald
5 Statewide Court Reporting Service
6 606 Black Stone Building
7 Jacksonville, FL 32202
8 (904) 353-7706

9 **DISCIPLINARY PROCEEDINGS**

10 **MOTION FOR FINAL ORDER BY STIPULATION**

11 **Tab 1. Charles H. Madsen Jr., Case Nos. 2006-36570 (p/c/p Rafael Rivas-Vazquez,**
12 **Carol Webster) and 2008-16914 (p/c/p Amy Swan, Luis Orta, Anna Martin**
13 **Lavielle)**

14 Dr. Madsen was present and accompanied by his attorney Suzanne Brownless, Esq. They
15 were both sworn in by the court reported. Dr. Luis Orta and Dr. Rafael Rivas-Vazquez recused
16 themselves from the proceedings due to participation on the probable cause panel.

17 Case no. 2006-36570: Dr. Madsen was charged with violating Section 490.009(1)(r), F.S. (2005
18 - 2006), for failing to meet the minimum standards of performance in professional activities
19 when measured against generally prevailing peer performance by failing to conduct an
20 adequate diagnostic interview; violating Section 490.009(1)(u), F.S. (2005 - 2006), for failing
21 maintaining in confidence a communication made by a patient; violating Section 490.009(1)(w),
22 F. S. (2005 - 2006) by violating rule 64B19-19.0025(2), F.A.C. for failing to obtain and document
23 written informed consent; violating Section 490.009(1)(w), F. S. (2005 - 2006) by violating rule
24 64B19-19.0025(1), F.A.C. for failing to document an adequate diagnostic interview; and
25 violating Section 490.009(1)(w), F. S. (2005 - 2006) by violating rule 64B19-11.005(2), F.A.C.
26 for supervising a psychological resident with whom he had a familial relationship.

27 Case no. 2008-16914: Dr. Madsen was charged with violating Section 490.009(1)(w), F. S.
28 (2005) by violating rule 64B19-18.007(3), F.A.C. for offering an opinion in regard to the visitation
29 and/or custody of a minor child wile provide psychotherapy services to one of the parents;
30 violating Section 490.009(1)(r), F.S. (2006), for failing to meet the minimum standards of
31 performance in professional activities when measured against generally prevailing peer
32 performance by providing an opinion in regard to residence/custody without communicating
33 with, or meeting the other parent; and violating Section 490.009(1)(t), F.S. (2005), for failing to
34 adequately meet the minimum requirements for chronicling and documenting services
35 performed, informed consent, and financial transactions.

36 Following discussion, Dr. Dean Aufderheide moved to accept the settlement agreement as
37 orally amended by the parties which includes:

- 38 ▪ Reprimand;
- 39 ▪ Fine in the amount of \$42,000;
- 40 ▪ Costs in the amount of \$16,575.54;
- 41 ▪ Suspension until compliant with the fines and costs;

- 1 ▪ Continuing Education totaling 40 hours. The respondent was granted 24 hours of credit
2 for an online course. The remaining 13 hours should consist of 3 hours in
3 Boundaries; 3 hours in Florida Laws and Rules; 4 hours in Child Custody
4 Evaluations; and 3 hours in General Topics in Forensic Psychology;
5 ▪ Probation for 2 year with the following terms and conditions of probation:
6 ○ One year of indirect supervision, with review of 100% of patient records for the first 3
7 months, and review of 25% of patient records selected at random, once every month
8 9 months. Temporary approval of the supervisor is delegated to the Chair.
9 Respondent is to submit the curriculum vitae (CV) of a psychologist licensed in the
10 same area of practice with which there are no financial or personal conflicts of
11 interest.
12 ○ Appearance before the Board at the first meeting following the commencement of the
13 period of probation, and an appearance at the last meeting of the Board prior to the
14 termination of probation;
15 ○ Quarterly reports in affidavit form during the period of probation;
16 ○ Petition the Board to conclude probation;
17 ○ Respondent shall not serve as a 'qualified supervisor' until he has complied with all
18 of the obligations imposed by the Final Order adopting and incorporating the
19 Settlement Agreement.

20 Dr. Neda Koehnemann seconded the motion, which carried 4/0.

21 **Tab 2. Richard G. Schulman, Case No. 2011 - 08435 (p/c/p Amy Swan, Luis Orta,**
22 **Anna Martin Lavielle)**

23 Dr. Schulman was not present and was not represented by counsel. Dr. Luis Orta recused
24 himself from the proceedings due to his participation on the probable cause panel.

25 Dr. Schulman was charged with violating Section 456.072(1)(c) F. S. (2006) by being convicted
26 or found guilty of, or entering a plea of guilty or nolo contendere to, regardless of adjudication, a
27 crime in any jurisdiction which relates to the practice of, or the ability to practice, a licensee's
28 profession.

29 Following discussion, Dr. Rafael Rivas-Vazquez move to reject the settlement agreement. Dr.
30 Neda Koehnemann seconded the motion, which carried 4/0.

31 Dr. Rafael Rivas-Vazquez move to propose a counter offer a settlement agreement including the
32 addition of supervision and the following terms:

- 33 ▪ Reprimand;
34 ▪ Fine in the amount of \$2,000 payable within 90 days of the filing of the Final Order;
35 ▪ Costs in the amount of \$457.62 payable within 90 days of the filing of the Final Order;
36 ▪ Suspension until compliant with the fines and costs;
37 ▪ Continuing Education consisting of 4 hours in the area of ethics, laws, and rules;
38 ▪ Probation for 1year with the following terms and conditions of probation:
39 ○ One year of indirect supervision, with review of 100% of patient records for the first 3
40 months, and review of 25% of patient records for the last 9 months. Approval of the
41 supervisor is delegated to the Chair. Respondent is to submit three (3) curriculum
42 vitas (CVs) of psychologists licensed in the same area of practice with which there
43 are no financial or personal conflicts of interest.

- 1 ○ Appearance before the Board at the first meeting following the commencement of the
- 2 period of probation, and an appearance at the last meeting of the Board prior to the
- 3 termination of probation;
- 4 ○ Quarterly reports in affidavit form during the period of probation;
- 5 ○ Petition the Board to conclude probation.

6 Neda Koehnemann seconded the motion, which carried 4/0.

7 Dr. Schulman must accept or respond to the counter offer within 30 days of the filing of the final
8 order.

9 **MOTION FOR FINAL ORDER AFTER HEARING NOT INVOLVING DISPUTED ISSUES OF**
10 **MATERIAL FACTS**

11 **Tab 3. Jeanette M. DeNisco, Case No. 2009-15162 (p/c/p Amy Swan, Luis Orta,**
12 **Anna Martin Lavielle)**

13 Dr. DeNisco was not present and was not represented by counsel. Dr. Luis Orta recused
14 himself from the proceedings due to his participation on the probable cause panel.

15 Dr. DeNisco was charged with violating Section 490.009(1)(p), F.S. (2006) by being unable to
16 practice the profession for which he is licensed with reasonable skill or competence as a result
17 of any mental or physical condition, or by reason of illness, drunkenness, or substances abuse;
18 and violating Section 456.072(1)(c) F. S. (2006) by being convicted or found guilty of, or
19 entering a plea of guilty or nolo contendere to, regardless of adjudication, a crime in any
20 jurisdiction which relates to the practice of, or the ability to practice, a licensee's profession.

21 Following discussion, Dr. Dean Aufderheide moved to table the issue to the October 2012
22 meeting. Dr. Neda Koehnemann seconded the motion, which carried 3/0.

23 **MOTION FOR FINAL ORDER BY VOLUNTARY RELINQUISHMENT OF LICENSE**

24 **Tab 4. John W. Hutcheson Jr., Case No. 2010-22442 (p/c/p Amy Swan, Luis Orta,**
25 **Anna Martin Lavielle)**

26 Dr. Hutcheson was not present and was represented by his attorney Bill Davis, Esq. Dr. Luis
27 Orta recused himself from the proceedings due to his participation on the probable cause panel.

28 Dr. Hutcheson was charged with violating Section 456.072(1)(v) F. S. (2009-2010) by engaging
29 in sexual misconduct as defined in Section 456.063(1) F. S. (2009-2010).

30 Following discussion, Dr. Dean Aufderheide moved to accept the disciplinary voluntary
31 relinquishment. Dr. Neda Koehnemann seconded the motion, which carried 3/1. Dr. Rafael
32 Rivas-Vazquez opposed.

33 Staff was asked to further clarify the distinction between voluntary relinquishment and
34 disciplinary relinquishment as listed on the DOH licensure verification website.

1 **PROSECUTOR'S REPORT**

2 **Tab 5. Adrienne Rodgers, Esq.**

3 Ms. Rodgers provided the prosecutor's report outlining the current status of the thirty-two (32)
4 open disciplinary cases, as of April 16, 2012.

5	Number of complaints under review by a department prosecutor:	7 (4 cases came to PSU in April 2012)
6	Cases being petitioned for compliance with subpoena	2
7	Number of complaints drafted for probable cause:	3
8	Number of complaints for reconsideration:	0
9	Number of complaints with supplemental/ expert requests:	6
10	Number of complaints in a Holding status:	0
11	Number of complaints for which PC found	1
12	Cases at DOAH	2
13	Litigation requested:	6
14	Total: 32	

15 Number of complaints set for Board review on April 2012 agenda: 5

16 **32 Total Number of Cases Older Than One Year: (14 are pre-2011, down from 18 in January**
17 **2012 report)**

18 **POST DISCIPLINARY PROCEEDINGS**

19 **Tab 6. Natalie Stamey**

20 Dr. Stamey was present and accompanied by her attorney Mr. James Meyer, Esq., her
21 supervisor, Dr. Eugene Rankin, and Judy Rivenbark, MD. of Professionals Resource Network
22 (PRN). All were sworn in by the court reported. Dr. Luis Orta recused himself from the
23 proceedings due to his participation on the probable cause panel.

24 Dr. Stamey and her supervisor are required to appear before the Board pursuant to the Final
25 Order in case #2011-07949

26 Following discussion, Dr. Rafael Rivas-Vazquez moved to lift the stay on suspension following
27 the PRN evaluation. Dr. Neda Koehnemann seconded the motion, which carried 4/0.

28 **Tab 7. Patricia Wilmoth**

29 Dr. Wilmoth was not present and was not represented by counsel.

30 Dr. Wilmoth would like to have the Board reconsider her continuing education requirement. Dr.
31 Wilmoth and the compliance management unit has been unsuccessful in locating a 6 hr course
32 in Assessing and treating Axis II issues pursuant to the Final Order in case #2008-08922.

33 Following discussion Dr. Luis Orta moved to allow the completion of the continuing education
34 requirement through a home study course. Dr. Neda Koehnemann seconded the motion, which
35 carried 5/0.

1 **PRESENTATION**

2 **Tab 8. Ms. Sharon K. Brownlee Program Administrator CPI, Florida Department of**
3 **Children and Families: “Mandatory Reporters of Child Abuse”**

4 During the presentation the Board was addressed by Connie Galietti, J.D., Executive Director of
5 the Florida Psychological Association (FPA), and Dr. Stephen Bloomfield, Licensed
6 Psychologist.

7 **ADMINISTRATIVE PROCEEDINGS**

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

10 **Tab 9. List of Applicants**

11 Dr. Rafael Rivas-Vazquez moved to approve the list of applicants. Dr. Neda Koehnemann
12 seconded the motion, which carried 5/0.

13 **PETITIONS FOR WAIVER OR VARIANCE**

14 **Tab 10. Pena, Rosamari, re: 64B19-11.005, F.A.C., Supervised Experience**
15 **Requirements**

16 Dr. Pena was not present and was not represented by counsel.

17 Dr. Pena petitions for a waiver of the rule in order to receive credit for supervision which she
18 acquired in Puerto Rico from a psychologist licensed in Puerto Rico.

19 During the January 2012 credentials committee meeting, Dr. Pena’s application for licensure
20 was tabled to allow her an opportunity to file a petition in regard to her supervised experience.

21 Following discussion, Dr. Dean Aufderheide moved to grant the petition for variance and waiver.
22 Dr. Luis Orta seconded the motion, which carried 5/0.

23 Dr. Rafael Rivas-Vazquez moved to approve the application for licensure. Dr. Luis Orta
24 seconded the motion, which carried 5/0.

PROFESSIONAL PRACTICE TOPICS

25 **Tab 11. Discussion: Telepsychology**

26 During the July 2010 meeting, Dr. Harry Reiff provided an overview of this topic based on
27 information obtained from the Association of State and Provincial Psychology Board’s Fall 2009
28 meeting.

29 During the November 2011 Board Quorum conference call, after reviewing a Petition for
30 Declaratory Statement involving this topic, it was requested that further general discussion
31 regarding telepsychology be agendaed for the January 2012 meeting. However, the issue was
32 tabled until the April 2012 meeting.

1 During the discussion the Board was addressed by Dr. Stephen Bloomfield, Licensed
2 Psychologist; and Connie Galietti, JD, Executive Director, Florida Psychological Association.
3 The members agreed to table the issue until the July 2012 meeting.

4 **Tab 12. Discussion: Continuing Professional Development**

5 During the April 22, 2011 General Business Meeting, Dr. Harry Reiff discussed issues related to
6 continuing professional development and commented on guidelines being developed by the
7 Association of State and Provincial Psychology Board's (ASPPB) task force on maintenance
8 and competence in licensure, to broaden professional development and supplement continuing
9 education.

10 During the October 14, 2011 General Business Meeting, Dr. Harry Reiff suggested that the
11 Board begin working on the subject of Continuing Professional Development at the General
12 Business Meeting in January 2012. However, the issue was tabled until the April 2012 meeting.
13 The discussion will involve exploring ways to expand the methods through which a licensee can
14 acquire the required continuing education outside of coursework or seminars.

15 The Board will continue the discussion at future meetings.

16 **Tab 13. Survey Status Update: Delegation of Professional Responsibilities or**
17 **Activities by Licensed Psychologists to Paraprofessionals**

18 The survey approved by the Board, during the November 18, 2011 Board Quorum conference
19 call, was made available for input during the first week of January 2012. The survey is easily
20 accessed on the Board's website under "Hot Topics", or, individuals may contact the Board
21 office to receive a hard copy of the survey form. The new web page also contains background
22 information on the development of the draft legislation.

23 As per the Board's request, the survey will be available for 90 days, after which time the Board
24 will determine whether a sufficient percentage of licensees have responded or whether the
25 survey should remain open to allow time for additional input.

26 A preliminary report of the number of survey participants in each category, as per responses to
27 Question 1 of the survey, was provided during the March 23, 2012 Board quorum conference
28 call. With the current 90-day timeframe, it is estimated that the final survey report will be
29 complete by the end of April 2012.

30 **RULES REVIEW AND/OR DEVELOPMENT**

31 **Tab 14. Discussion: Review of Application, Licensure and Renewal Fees**
32 **Rule 64B19-11.010(1)(b), F.A.C., Limited Licensure Fee & Rule Chapter**
33 **64B19- 12, F.A.C., Fees**

34 During the October 2011 meeting, Dr. Reiff inquired about the feasibility of reducing initial
35 licensure and renewal fees, based upon review of the most recent *Profession-by-Profession*
36 *Revenue and Expenditure Projections* prepared by the MQA budget analyst. It was agreed that
37 further discussion would take place regarding this proposal at the January 2012 meeting.
38 However, the issue was tabled until the April 2012 meeting.

1 The current application, licensure and renewal fee rules were provided to the Board. The Board
2 was asked to review and be prepared to make proposals for reductions in any of the fees as
3 deemed appropriate. Proposals will then be provided to the MQA budget analyst for preparation
4 of fee scenarios, which will be presented to the Board at a future meeting for final determination
5 on any changes to be incorporated in rule.

6 Staff was directed to invite the Department's Budget Analyst to participate in the June 2012
7 Board quorum conference call.

8 **Tab 15. 64B19-18.007, F.A.C., Requirements for Forensic Psychological Evaluations**
9 **of Minors for the Purpose of Addressing Custody, Residence or Visitation**
10 **Disputes**

11 Previously, the Board discussed the fact that the "APA Guidelines for Child Custody Evaluations
12 in Divorce Proceedings" currently referenced in the rule have been superseded. It was agreed
13 upon that the former version (1994) which is referenced in the rule is more informative, and
14 direct.

15 During the April 2010 meeting, the Board decided to continue referring to the 1994 version of
16 the APA Guidelines for Child Custody Evaluations in Divorce Proceedings. The rule was
17 amended so that it no longer references the APA website, which now directs the user to the new
18 version of the APA guidelines.

19 A copy of the 1994 version of the guidelines, as well as a copy of the Specialty Guidelines for
20 Forensic Psychologists, was made available on the Board's website. Additionally, the website
21 address was incorporated into the rule: http://doh.state.fl.us/mqa/psychology/psy_statutes.html
22

23 During the October 2010 quorum call, the Board was addressed by Dr. Carolyn Stimel, Florida
24 Psychological Association (FPA) and Connie Galietti, J.D., FPA Executive Director, who raised
25 concerns about outdated language in the rule and possible conflicts, or confusion in regard to
26 Chapter 61 of the Florida Statutes.

27 Following discussion, the Board decided to withdraw the rule from the development process,
28 and continue to work on draft rule language.

29 During the January 2011 meeting, the Board agreed to table the issue to gather information
30 about laws in other states in regard to the role of psychologists in issues of child custody.

31 Chapter 61 of the Florida Statutes now refers to "parenting plans" instead of "custody" which is
32 the term used in 64B19-18.007, F.A.C.

33 The issue was discussed during the September 2011 legislative subcommittee conference call.
34 During the October 2011 meeting, the Board decided to allow the Legislative Committee to
35 review this issue during a committee meeting, to decide whether or not to repeal or modify the
36 rule language.

37 During the meeting the Board was addressed by Connie Galietti, J.D., Executive Director of the
38 Florida Psychological Association (FPA); Dr. Stephen Bloomfield, Licensed Psychologist;
39 Suzanne Brownless, Esq., Florida Attorney; and Adrienne Rodgers, Esq. Assistant General
40 Counsel.

1 Board Counsel will work with Dr. Bloomfield and Ms. Brownless and provide the Board with an
2 update at the July 2012 GBM in regard to social investigations for the purpose of preparing
3 parenting plans or timesharing arrangements.

4 **RULE STATUS REPORT**

5 **Tab 16. Donna McNulty, Assistant Attorney General**

- 6 • 64B19-11.001 Examination
- 7 • 64B19-11.010 Limited Licensure
- 8 • 64B19-11.011 Provisional License; Supervision of Provisional Licensee
- 9 • 64B19-11.012 Application Forms
- 10 • 64B19-12.002 Application and Examination Fee for Licensure by Examination;
11 Review Fee
- 12 • 64B19-12.003 Reexamination Fee

13 **REPORTS, IF ANY**

14

15 **Tab 17. Dr. Harry Reiff, Ph.D.**

16

- 17 ○ Discussion: Allowance of Home Study or Online CE Courses to Fulfill
18 Requirements Stemming from Disciplinary Actions
- 19 ○ Discussion: Necessity of Occasional Day and a Half Meetings
- 20 ○ APA Summary on State Laws re: Autism and ABA
- 21 ○ 2012 APPIC Match Statistics (Phase I)
- 22

23

Other Board Members:

24 **Tab 18. Executive Director**

- 25 Report topics
- 26 ○ Cash Balance Reports
 - 27 ○ Expenditures by Function Report
 - 2012 MQA Legislative Summary

28 **Tab 19. Credentials Committee Report**

29 Dr. Rafael Rivas-Vazquez, Chair, reported to the full Board the recommendations of the
30 Credentials Committee.

31 The committee recommended approval of the applicants in tab 1, and tab 3. The applicant in
32 tab 3 was denied and allowed to withdraw his application.

33 Dr. Rafael Rivas-Vazquez moved to ratify the recommendations of the Credentials Committee.
34 Dr. Luis Orta seconded the motion, which carried 5/0.

1 **Tab 20. Continuing Education Report**

2 Dr. Luis Orta, Chair, reported to the full Board the recommendations of the Continuing
3 Education Committee.

4 The committee recommended approval of the applicants in tab 1, tab 2, tab 3, Tab 4 and tab 5.

5 Dr. Rafael Rivas-Vazquez moved to ratify the recommendations of the Credentials Committee.
6 Dr. Neda Koehnemann seconded the motion, which carried 5/0.

7 **NEW BUSINESS**

8 **Tab 21. Annual Regulatory Plan 2012- 2013**

9 In accordance with Section 7 of Executive Order 11-72:

10 "No later than July 1, 2011, and on July 1 of each successive year, each agency under
11 the direction of the Governor shall submit to OFARR an annual regulatory plan that
12 shall identify and describe each rule that the agency expects to begin promulgating
13 during the next twelve-month period."

14 The Board reviewed the 2011 list to note any rules to have added or removed.

15 **Tab 22. Committee Assignments**

16 **CONTINUING EDUCATION COMMITTEE:**

17 Dr. Luis Orta, Chair
18 Dr. Dean Aufderheide

19 **CREDENTIALS COMMITTEE:**

20 Dr. Rafael Rivas-Vazquez, Chair
21 Dr. Harry Reiff
22 Dr. Neda Koehnemann

23 **LEGISLATIVE COMMITTEE:**

24 Dr. Harry Reiff , Chair
25 Dr. Rafael Rivas-Vazquez

26 **Tab 23. 2013 Proposed Meeting Dates**

27 **General Business Meetings (Credentials starts at 8:00 a.m., followed by Continuing Education,**
28 **followed by GBM)**

29 January 25 Location: Tallahassee
30 April 26 Location: Orlando
31 July 26 Location: Miami
32 October 25 Location: Tampa

33 **Credentials Committee Telephone Conference Call (8:00 a.m.)**

34 *Dial-In Number: 1-888-808-6959 Public Conference Code: 4246812343 #*

35 March 8

1 June 7
2 September 13
3 November 8

4 **Board Quorum Telephone Conference Call (8:00 a.m.)**

5 *Dial-In Number: 1-888-808-6959 Public Conference Code: 4246812343 #*

6 March 22
7 June 21
8 September 27
9 November 22

10 **No Meetings will be scheduled in:**

11 February
12 May (**only PCP**)
13 August
14 December

15 **The PCP meetings will be held the fourth Tuesday of every other month. (8:30 a.m.)**

16 *Dial-In Number: 1-888-808-6959*

17 *Private Conference Code: 1742381319 # Public Conference Code: 4246812343 #*

~~18~~ January 22 (21st MLK) July 23
~~20~~ March 26 September 24
~~23~~ May 28 (27th memorial day) November 26

24 **Other Meetings**

25 **American Psychological Association**

- 26 • **Annual Convention- July 31 – August 4, 2013, Honolulu, HI**

27 **Florida Psychological Association**

- 28 • **Annual Convention – July 18 – 21, 2013, Palm Beach Gardens, FL**

29

30 **ASPPB**

- 31 • **Annual Meeting, Wednesday, October 16, 2013 - Sunday, October 20, 2013 - Paris Hotel, Las Vegas, NV**

32

33 **OLD BUSINESS**

34 **Tab 24. January 20, 2012 General Business Meeting Minutes**

35 Dr. Luis Orta moved to accept the minutes. Dr. Dean Aufderheide seconded the motion, which
36 carried 3/0.

37 **Tab 25. March 1, 2012 Special Conference Call Minutes**

38 Dr. Luis Orta moved to accept the minutes. Dr. Dean Aufderheide seconded the motion, which
39 carried 3/0.

1 **Tab 26. March 23, 2012 Board Quorum Call Minutes**

2 Dr. Luis Orta moved to accept the minutes. Dr. Dean Aufderheide seconded the motion, which
3 carried 3/0.

4 **OTHER BUSINESS AND INFORMATION**

5 **Tab 27. Correspondence: Ronald Rosenthal, Ph.D. re: Biofeedback Certification**

6 During the January 2009 meeting Dr. Rosenthal requested issuance of a Declaratory Statement
7 regarding Section 490.0149, Florida Statutes and Rule 64B19-18.008, F.A.C. Dr. Rosenthal is
8 seeking affirmation to hold himself out as being certified in biofeedback by the Biofeedback
9 Certification Institute of America (BCIA).

10 Following discussion the Board answered the declaratory statement in the negative:

- 11 • Section 490.003(4) includes biofeedback in the definition of the practice of psychology.
12 Holding oneself out as being certified in biofeedback by the Biofeedback Certification
13 Institute of America (BCIA) is analogous to holding oneself out as a certified psychology
14 specialist.
- 15 • Section 490.0149 provides that a person licensed as a psychologist may not hold
16 himself or herself out as a certified psychology specialist, board-certified psychology
17 specialist, or psychology diplomate unless the person has received formal recognition
18 from an approved certifying body. BCIA is not an approved certifying body pursuant to
19 64B19-18.008(1) F.A.C.

20 The Board was presented with an e-mail correspondence dated March 11, 2012 in regard to the
21 2009 petition.

22 Board staff was asked to refer Dr. Rosenthal to the Florida Psychological association.

23 **Tab 28. Compliance Management Overview**

24 Informational item.

25 **Tab 29. ASPPB Disciplinary Data Report**

26 Informational item.

27 **Tab 30. ASPPB Meeting Minutes**

28 Informational item.

29 **Tab 31. Psychology Staff Recognition**

Informational item.

APA List
4/20/2012
(Addendum)

PROCEDURAL STATEMENT REGARDING APPROVED APPLICANTS:

Regardless of application method, if board staff becomes aware of any issues of concern, approved applicants will be brought back before the Board for reconsideration prior to issuance of a license.

Examination Applicants:

Examination applicants have met the educational and supervision requirements for psychologist licensure.

By ratifying this list, the Board is approving the listed applicants under this method to sit for the required examination(s) and for issuance of a license upon completion of the remaining requirements for licensure to include: 1) passage of the required examination(s) and 2) submission of a medical errors course certificate from a Board-approved medical errors course provider, if not previously submitted.

Name	File	University	Major
1. Chionski, Deborah	7465	University of South Florida	School
2. Koenitzer, Justin C.	7474	Florida Institute of Technology	Clinical
3. Marcia Beth Kimeldorf	7230	University of Miami	Clinical
4. Magness, Laura	7476	Nova Southeastern University	Clinical
5. Mendelsohn, Susan Joy	7469	Carlos Albizu University(Miami)	Clinical
6. Pablos- Valez, Erika	7467	Carlos Albizu University(Miami)	Clinical
7. Wielund, Deborah	7468	Alliant International University(Los Angeles)	Clinical

Bifurcation/Examination Applicants:

Bifurcation/Examination applicants have met the educational requirements for psychologist licensure and are pursuing the required post-doctoral supervised experience.

By ratifying this list, the Board is approving the listed applicants under this method to sit for the required examination(s) and for issuance of a license upon completion of the remaining requirements for licensure to include: 1) passage of the required examination(s); 2) submission of satisfactory Supervised Experience Verification forms documenting completion of the required hours of post-doctoral supervised experience; and 3) submission of a medical errors course certificate from a Board-approved medical errors course provider, if not previously submitted.

Name	File	University	Major
1. Monique Nicole Mendez-Timmons	7487	Nova Southeastern University	Clinical
2. Hudkins, Emily	7462	University of South Florida	School
3. Hennessy, Lauren	7472	Indiana University of Pennsylvania	Clinical
4. Van Dam, Gregory Alan	7479	Carlos Albizu University(Miami)	Clinical

Endorsement of ABPP Diplomate Status

Applicants by ABPP Endorsement have met all the requirements for licensure, under this method, except, passage of the State psychology laws and rules exam.

By ratifying this list, the Board is approving the listed applicants under this method to sit for the State laws and rules examination and for issuance of a license upon passage of the examination and submission of a medical errors course certificate from a Board-approved medical errors course provider, if not previously submitted.

Name	File	University	Major
1. Helm, Fonya	7456	George Washington University	Clinical