

The Florida

**Board of Psychology**

**Draft Minutes**

**OCTOBER 23, 2015**

**BOARD OF PSYCHOLOGY  
GENERAL BUSINESS MEETING**

**HOMEWOOD SUITES TALLAHASSEE  
2987 APALACHEE PKWY  
TALLAHASSEE, 32301  
(850) 402-9400**



**Dr. Dean Aufderheide, Ph.D**  
Chair  
**Dr. J. Drake Miller**  
Vice Chair

# Minutes

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**DEPARTMENT OF HEALTH  
BOARD OF PSYCHOLOGY  
GENERAL BUSINESS MEETING  
OCTOBER 23, 2015  
DRAFT MINUTES**

**HOMWOOD SUITES TALLAHASSEE  
2987 APALACHEE PKWY  
TALLAHASSEE, 32301  
(850) 402-9400**

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**

Harry J. Reiff, Psy.D., Chair  
J. Drake Miller, Psy.D

### **STAFF PRESENT**

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

### **MEMBERS ABSENT**

Ms. Mary O'Brien-Excused

### **ASSISTANT ATTORNEY GENERAL**

Rachel Clark, Esq.

**Dr. Harry Reiff, Chair, called the Credentials Committee to order at approximately 8:34 a.m.**

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

**Tab 1.** Carmen Diaz Exam with Waiver

Dr. Diaz was not present nor represented by counsel.

Dr. Diaz has applied for licensure under the Exam w/Waiver method. Her supervisor is deceased, therefore she has submitted supervision forms from New Mexico for the committee's consideration.

Provided for the committee's review was the application, transcripts and supervision forms.

Following discussion, Dr. J. Drake Miller moved to request a personal appearance via conference call and for Dr. Diaz to submit a complete supervisor training verification from New Mexico. Dr. Harry Reiff seconded the motion, which carried 2/0.

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**Tab 2.**            John Hudesman                            Endorsement of 20 Years of Licensed Psychology Experience

Dr. Hudesman was not present nor represented by counsel.

Dr. Hudesman has applied for licensure under the Endorsement of 20 Years of Licensed Psychology Experience. His doctoral degree was received on June 5, 1968, however, the program he attended was not APA accredited until December 1, 1968.

Provided for the committee's review was the application, transcripts and license verification.

Following discussion, Dr. Harry Reiff suggested that Dr. Hudesman contact APA to inquire as to whether a site visit occurred before he graduated and if so, would that have been considered an APA accredited program. He also suggested the Endorsement of ABPP Diplomate Status and Endorsement of Other State License methods as alternative pathways for licensure.

Following discussion, Dr. J. Drake Miller moved to deny the application with the option to withdraw within 14 days of the filing of the order of denial. Dr. Harry Reiff seconded the motion, which carried 2/0.

**Tab 3.**            Lisa Marie King                            Exam with Waiver

Dr. King was present and sworn in. She was represented by Mr. Edwin Bayo, Esq. Dr. King is before the committee due to her "yes" answer to question 30 of the application indicating that her license in another state has been disciplined. Dr. King was disciplined by the state of Michigan in 2008 under her Masters Social Work license for engaging in an intimate relationship with a former client.

Provided for the committee's review was the application, transcripts and discipline documents from Michigan.

Following discussion, Dr. J. Drake Miler moved to approve the application. Dr. Harry Reiff seconded the motion, which carried 2/0.

**Tab 4.**            James Tucker                            Endorsement of 20 Years of Licensed Psychology Experience

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

Dr. Tucker is before the committee due to his "yes" answer on number 31 of the application indicating that his license in another state has been revoked, suspended, or in any way acted against (e.g., reprimand, administrative fine, probation, etc.) Dr. Tucker received a letter of admonition from the state of Colorado in 1991 for sexual misconduct.

Provided for the committee's review was the application, transcripts and discipline documents from Colorado.

Following discussion, Dr. J. Drake Miller moved to approve the application. Dr. Harry Reiff seconded the motion, which carried 2/0.

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## **Tab 5. Discussion: Endorsement of Other State License Application Method**

During the September 25, 2015 Board Quorum Conference Call, the Board reviewed an Endorsement of Other State License application and there was a concern of whether the regulations from another state were in fact the regulations that were in effect when the applicant became licensed.

Dr. Harry Reiff has requested a discussion of additional recommendations for applicants submitting regulations of other states for review of Endorsement of Other State License application method. Following discussion, the committee stated the applicant should submit the laws and rules from another state with the year they were in effect clearly written on them. If there is a question about the year of the laws, the committee has requested that the applicant obtain a letter from the regulatory board attesting that the laws were in effect at the time the applicant became licensed.

The Credentials Committee adjourned at 9:50 a.m.

## **Call to order - General Business Meeting**

### **GENERAL BUSINESS MEETING**

**Dr. Dean Aufderheide, Chair, called the general business meeting to order at approximately 10:10 a.m. Those present for all or part of the meeting, included the following:**

#### **MEMBERS PRESENT**

Dean Aufderheide, Ph.D., Chair  
J. Drake Miller, Psy.D, Vice Chair  
Harry Reiff, Psy.D.  
Andrew Rubin, Ph.D.  
Randi Mackintosh, Psy.D

#### **STAFF PRESENT**

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

#### **MEMBERS ABSENT**

Mary D. O'Brien, J.D-Excused

#### **ASSISTANT ATTORNEY GENERAL**

Rachel Clark, Esq.

#### **ASSISTANT GENERAL COUNSEL**

Carrie McNamara, Esq.  
Candace Rochester, Esq.

#### **COURT REPORTER**

Accurate Stenotype Reporters  
Annie Hampton  
850-878-2221

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## **DISCUSSION OF BOARD CONCERNS REGARDING DISCIPLINE CASES**

**Tab 1.** Carrie McNamara, Esq.

There are currently **26 open disciplinary cases** in the PSU Detailed Inventory.

· Under Legal Review:	24
· PC recommendation made or no PC found and not yet closed:	1
· Probable cause found:	1
· <b>Cases Older Than One Year:</b>	
2013:	1
2014:	5
<b>Total:</b>	<b>6</b>

Of the 26 open cases, 3 are in the Emergency Action Unit (EAU) and the rest are in the Allied Section. All 19 cases in the Allied Section are assigned to me.

Of my 19 cases, 7 are new since the last report (including 3 new cases in the past month), 1 is awaiting a supplemental investigation, and at least 4 need expert review or are currently being reviewed by an expert.

### **Activity Since Last Meeting**

- Caseload size since last meeting: 15% reduction
- Cases older than one year: 25% reduction

Following discussion, Dr. Harry Reiff requested PSU provide updates on Counter Settlement Agreements in their reports.

Following discussion, the Board requested a report at the January 2016 General Business Meeting of the number of former Expert Witnesses that have been contacted by the Department's consulting firm, Abbason & Associates and the number still left to be contacted.

Following discussion, Dr. Harry Reiff moved to continue with prosecution of cases older than a year. Dr. Andrew Rubin seconded the motion, which carried 5/0.

## **POST DISCIPLINARY PROCEEDINGS**

### **PETITION FOR TERMINATION OF PROBATION**

**Tab 2.** Jeffrey Williamson, Case #2008-19261

Dr. Williamson was present and was represented by Ms. Carole Schreifer, Esq. His supervisor, Dr. Lehton was also present. All were sworn in.

Dr. Williamson 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 order filed June 2, 2014, Dr. Williamson's probationary supervision was scheduled for termination on May 28, 2015.

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Provided for the Board's review is the best information we have been provided regarding his compliance. Updated information was provided in an addendum.

Following discussion, the Board accepted Dr. Williamson's continuing education.

Following discussion, Dr. Andrew Rubin moved to approve the termination of probation. Dr. Randi Mackintosh seconded the motion, which carried 5/0.

Following discussion, the Board clarified that the restriction on Dr. Williamson's license to not include custody evaluations is permanent.

## **ADMINISTRATIVE PROCEEDINGS**

### **Tab 3.** Discussion re: Laws and Rules Examination

During the May 29, 2015 Special Meeting, the Board was informed that beginning in August, 2015, the Department of Health will no longer develop, administer, score or maintain the Laws and Rules exam, nor collect any fees. The Department has entered into an agreement with Professional Testing they will now assume these responsibilities. Dr. Harry Reiff requested to review the agreement and have further discussion at the October 23, 2015 General Business Meeting. Ms. Kheyndra Knowles and Dr. Zohre Bahrayni with the Department will be in attendance to answer any questions.

Provided for the Board's review was the agreement between the Department of Health and Professional Testing.

Dr. Zohre Bahrayni addressed the Board and provided information regarding the development of the exam. Along with Professional Testing, Florida licensed psychologists are involved in the process of test development. Any psychologist who is interested in assisting with exam development can contact Testing Services with the Department and they will relay the information to Professional Testing.

Dr. Reiff has requested a discussion at the January 15, 2016 General Business Meeting regarding forming a subcommittee to review the exam.

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

### **Tab 4.** List of Applicants

Dr. Randi Mackintosh informed the Board she provided supervision to Dr. Beck and that it would not cause any bias.

Dr. Andrew Rubin moved to approve the list of applicants for examination and licensure as noted. Dr. J. Drake Miller seconded the motion, which carried 5/0.

## **CONTINUING EDUCATION RATIFICATION LIST**

### **Tab 5.** List of Applicants

Dr. Andrew Rubin moved to approve the list of applicants for continuing education provider status and medical errors courses as noted. Dr. Randi Mackintosh seconded the motion, which carried 5/0.

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

### **Tab 6.** Sebastian Espinola

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

Dr. Espinola is requesting an extension on his Examination application. Passing scores of the EPPP exam and the Laws and Rules exam have not been completed.

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 5/0.

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

### **Tab 7.** List of Applicants

Dr. Sebastian Espinola was removed from the list due to the granting of an extension.

Dr. Dana La Mair was removed from the list due to the withdrawal of her application.

Following discussion, Dr. J. Drake Miller motioned to approve the list of applicants for File Closure as noted. Dr. Andrew Rubin seconded the motion, which carried 5/0.

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

### **Tab 8.** Anastasia Nikolskaya

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

Dr. Nikolskaya has applied for licensure under the Examination method. She has received her education and supervision in Russia. Dr. Nikolskaya has submitted documents from a credentials evaluation service as well as a letter of APA comparability. She also petitions for a variance or waiver of Rule 64B19-11.005, F.A.C. respectfully requesting the Board determine that her supervision be acceptable for Florida licensure.

Provided for the Board's review and action was the petition as well as the licensure application, credentials evaluation and letter of APA comparability.

Following discussion, Dr. J. Drake Miller moved to approve the petition for variance or waiver based on the fact that the purpose of the underlying statute has been met and that requiring her to obtain supervision elsewhere would create an extreme hardship. Dr. Andrew Rubin seconded the motion, which carried 5/0.

Following discussion, Dr. Andrew Rubin moved to approve the application. Dr. Randi Mackintosh seconded the motion, which carried 5/0.

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

### **Tab 9.** Petition for Variance or Waiver and Review of Licensure Application: Shelley Kathleen Krach

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

Dr. Krach was before Board the July 17, 2015 General Business meeting for consideration of her petition for variance or waiver of Rule 64B19-11.005, F.A.C. and her licensure application. Dr. Krach applied for licensure under the Endorsement of other State License method and the Exam with Waiver method. The Board denied the application under the Endorsement of Other State License method due to the education and experience requirements of Nevada in 2009 not being equivalent to or more stringent than Florida's requirements at that same time. Under the Exam with Waiver method, she submitted supervision forms from Nevada for the Board's consideration due to her supervisor, Dr. Paul W. Jones being deceased, along with a Petition for Variance or Waiver from Rule 64B19-11.005, F.A.C., Supervised Experience Requirements, with regard to the clinical hours accrued during her post-doctoral experience. The Board requested a personal appearance at the October 23, 2015 General Business Meeting for review of the application under the Exam with Waiver method and to allow Dr. Krach time to file another petition and to document additional supervision hours. She has since filed a new petition and submitted a letter from one of her supervisors, Dr. Lee Stutts documenting supervision hours.

Provided for the Board's review was the new petition, licensure application, the letter from Dr. Lee Stutts and documents previously reviewed.

Following discussion, Dr. Harry Reiff moved to approve the petition for variance or waiver based on the fact that the purpose of the underlying statute has been met and that requiring her to obtain supervision elsewhere would create an extreme hardship. Dr. Andrew Rubin seconded the motion, which carried 5/0.

Following discussion, Dr. Harry Reiff moved to approve the application. Dr. Andrew Rubin seconded the motion, which carried 5/0.

Dr. Dean Aufderheide has requested that the language of the law regarding petitions for variances or waivers be provided in the agenda materials.

*The Board broke for lunch at 11:27 a.m. and reconvened at 1:07 p.m.*

## **REQUEST FOR PERSONAL APPEARANCE OF PROVISIONAL PSYCHOLOGIST SUPERVISOR**

**Tab 10.** Joseph Lupo

During the July 17, 2015 General Business, the Board requested the personal appearance of Provisional Psychologist supervisor, Dr. Joseph Lupo to discuss the remote supervision of licensees. Dr. Lupo has responded that he is unable to attend, however he has provided a written response explaining the supervision.

During the July 17, 2015 General Business, the Board requested the personal appearance of Provisional Psychologist supervisor, Dr. Joseph Lupo to discuss the remote supervision of licensees. Dr. Lupo has responded that he is unable to attend, however he has provided a written response explaining the supervision.

Dr. Dean Aufderheide has recused himself as he is employed with the agency that oversees Dr. Lupo's employer. The Board has requested a personal appearance at the November 20, 2015 Board Quorum conference call.



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## RULE STATUS REPORT

**Tab 11.** Rachel Clark, Assistant Attorney General

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

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-11.001	Examination	05/29/15	07/24/15	08/04/15			

- Rule 64B19-11.006 F.A.C., Incomplete Applications

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-11.006	Incomplete Applications	07/17/15 [ARR repeal]		N/A			

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

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-11.012	Application Forms	05/29/15	07/24/15	08/04/15			

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

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-12.002	Application and Examination Fee for Licensure by Examination; Review Fee	05/29/15	07/23/15	08/04/15			

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- Rule 64B19-12.003 F.A.C., Reexamination Fee

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-12.003	Reexamination Fee	05/29/15 [repeal]	07/23/15	08/04/15			

- Rule 64B19-12.011 F.A.C., Fee to Enforce Prohibition Against Unlicensed Activity

Rule Number	Rule Title	Date Rule Language Approved by Board	Date Sent to OFARR	Rule Development Published	Notice Published	Adopted	Effective
64B19-12.011	Fee to Enforce Prohibition Against Unlicensed Activity	07/17/15 [ARR repeal]		N/A			

*Tab 29 was taken out of order*

## ADDENDUM

### RULES REVIEW AND/OR DEVELOPMENT

**Tab 29.** Rule 64B19-11.004, F.A.C., Licensure by Examination: Additional Educational Requirements for Initial Licensure

This rule is being brought before the Board for consideration of repeal.

Following discussion, Dr. Randi Mackintosh moved to repeal the rule. Dr. Andrew Rubin seconded the motion, which carried 5/0.

Following discussion, Dr. J. Drake Miller moved that the repeal of the rule would not have a negative impact on small businesses and the change in the rule would not have an economic impact on government or any entity in excess of \$200,000 within one year of the rule being implemented. Dr. Andrew Rubin seconded the motion, which carried 5/0.

### PRN PRESENTATION

**Tab 12.** Dr. Michael Herkov

During the July 17, 2015 General Business Meeting, the Board requested Dr. Michael Herkov provide an overview of Professional Resource Network (PRN).

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Dr. Herkov addressed the Board providing information on PRN.

## REPORTS, IF ANY

**Tab 13.** Dr. Dean Aufderheide, Ph.D.

Other Board Members:

Dr. Harry Reiff: ASPPB Update and Telepsychology Discussion

Dr. J. Drake Miller: ULA Case Update

Dr. Harry Reiff provided an update on the recent ASPPB meeting that he and Dr. Andrew Rubin attended. He stated that the meeting provides an opportunity to meet with board members from other states and noted the variations on board composition and how board's conduct business. He informed the Board that the ASPPB handouts and agenda are all completed electronically and can be accessed by all Board members by logging into the Members Only section on the ASPPB website.

He also provided information from the various presentations at the meeting, including the issue of whether post-doctoral supervision should be required for licensure. Currently, fifteen states now no longer require post-doctoral supervision as part of their licensure requirements.

Another issue that was discussed was telepsychology. ASPPB has introduced the Psychology Interjurisdictional Compact (PSYPACT), which is an interstate compact designed to facilitate telehealth and temporary face-to-face-practice of psychology across jurisdictional boundaries. Information regarding the compact can be viewed at [www.psypact.org](http://www.psypact.org). Dr. Reiff indicated that it would require legislation for Florida to enter into this contract with ASPPB. He requested staff to reach out to Georgia for the telepsychology regulations that have developed for discussion at a future meeting.

An effort lead by ASPPB is currently underway to develop an EPPP2 exam. The current EPPP exam is a knowledge based exam and the EPPP2 exam is a competency based exam. Currently, psychology is the only health care profession that does not require a competency exam.

Dr. Reiff indicated the next ASPPB meeting will be in early May of 2016 in Anchorage, Alaska.

Dr. Andrew Rubin provided information on the ASPPB's Certificate of Professional Qualification (CPQ), which allows the applicant to bank all of their credentials. Currently 44 of the 64 states and providences that are members of ASPPB participate in the CPQ for reciprocity. Dr. Harry Reiff explained that to obtain the certification, APA accreditation is not required, which is why Florida does not participate.

Dr. J. Drake Miller provided an update on the Unlicensed Activity case he has been involved with. Dr. Dean Aufderheide requested an update when the case is resolved.

Dr. Carolyn Stimel, Director of Professional Affairs with the Florida Psychological Association addressed the Board regarding Telepsychology.

**Tab 14.** Executive Director

Report topics

- Cash Balance Reports

Informational Item

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- Expenditures by Function Report

Informational Item

## **Tab 15.** Cash Balance Report Inquiry

At the July 2015 meeting, an inquiry was made regarding the following line items on the March 31, 2015 Cash Balance Report.

The Senior Budget Analyst provided the following information.

### **131300 Consulting Services:**

- Contract with MLI Corp that prints and mails out renewal notices
- Special accommodations (ADA) consultant services (relates to accommodations for testing)
- System development consultant services (relates to the licensure database)
- Document shredding services
- Audio and Visual Services

### **133100 Advertising:**

- Florida Administrative Register Notices (relates to required notices for rulemaking)

### **433000 Facility & Storage Space Rental:**

- Rent
- Hotels
- Conference Rooms

## **Tab 16.** Financial Reports

Informational Item

## **Tab 17.** Credentials Committee Report

Dr. Harry Reiff reported to the full Board the Credentials Committee's recommendation. The committee recommended approval of tabs 3 and 4. The committee requested a personal appearance for tab 1 and they denied tab 2.

Dr. Andrew Rubin moved to ratify the recommendation of the committee. Dr. J. Drake Miller seconded the motion, which carried 5/0.

## **Tab 18.** Healthiest Weight Liaison Report

On September 23, 2015, MQA hosted its second annual Healthiest Weight Liaison meeting. Representatives from all 22 health care boards participated in the meeting, which focused on the role of health care practitioners within the Healthiest Weight Florida initiative. Strategies were discussed on how to best promote the Healthiest Weight initiative.

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Dr. Andrew Rubin provided a report on the meeting indicating Florida has improved on healthiest weight going from the top 20 in the nation to the top 15.

## **OLD BUSINESS**

**Tab 19.** July 17, 2015 General Business Meeting Minutes

Dr. Harry Reiff moved to accept the minutes. Dr. Andrew Rubin seconded the motion, which carried 5/0.

**Tab 20.** September 25, 2015, Board Quorum Meeting Minutes

Dr. Randi Mackintosh moved to accept the minutes. Dr. Andrew Rubin seconded the motion, which carried 5/0.

**Tab 21.** US Supreme Court Ruling in *North Carolina State Board of Dental Examiners v. FTC*:

This item was before the July 17, 2015 General Business Meeting and is brought before the Board again as an informational item.

Dr. Dean Aufderheide requested Ms. Rachel Clark review the FTC Staff Guidance on Active Supervision of State Regulatory Boards report and provide the information at the January 15, 2016 General Business Meeting.

## **OTHER BUSINESS AND INFORMATION**

**Tab 22.** Board Chairs/Vice Charis Annual Long-Range Planning Meeting

Dr. J. Drake Miller provided an update on the meeting.

**Tab 23.** Annual Regulatory Plan

Provided for the Board's reference was a listing of rules submitted to the Office of Fiscal Accountability and Regulatory Reform (OFARR) as required.

Informational Item

**Tab 24.** HB137 and SB258

Dr. Dean Aufderheide has requested these bills be added to the agenda for discussion.

Informational Item

**Tab 25.** Phasing out of APA Accreditation of Canadian Programs

As of September 1, 2015, the American Psychological Association's Commission on Accreditation (APA-CoA) discontinued the practice of accrediting Canadian doctoral psychology programs. The Canadian Psychological Association (CPA) will continue its accreditation process and both accrediting

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bodies have signed an accord establishing mutual recognition of each association's accreditation systems.

Although Florida does not receive many applicants from Canada, this change is brought to the Board's attention, for informational purposes only, regarding the potential impact on prospective applicants to Florida who may have completed their degrees in Canada. Currently, Section 490.005(1)(b)2., F.S., Licensure by Examination, does not recognize Canadian graduates as foreign-trained, limiting the ability for such applicants to demonstrate comparability with APA-accredited programs. However, it appears Florida's Endorsement of American Board of Professional Psychology (ABPP) Diplomate licensure method *may* potentially accommodate qualified Canadian graduates, as the current generic doctoral degree requirements for the ABPP appear to allow for CPA-accredited programs.

Information relevant to these changes is enclosed for the Board's information.

Informational Item

**Tab 26.** ASPPB Disciplinary Data Report

Informational Item

**Tab 27.** ASPPB Meeting Minutes

Informational Item

**Tab 28.** Psychology Staff Recognition

Informational Item

## ADDENDUM

### OTHER BUSINESS AND INFORMATION

**Tab 30.** Meeting with ASPPB Regarding the PLUS Program

On August 25, 2015, Board staff met with representatives from the Association of State & Provincial Psychology boards to receive an overview of its Psychology Licensure Universal System (PLUS). PLUS is an online system designed to allow individuals to apply through the ASPPB for licensure in any state, province, or territory of the United States of Canada.

After receiving an overview of the system, it was determined that the system would not necessarily pose an advantage for the licensure process in Florida in its current form for the following reasons:

- The Division of Medical quality Assurance has an existing online application project in place. Psychology is currently in the process of transitioning all psychology licensure applications in to the new format and anticipate availability in the early part of 2016; and
- Florida's regulations currently require that any changes to application forms be handled through rule development-the ASPPB representatives were uncertain how it would address such changes.

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Any applicants to Florida who determined independently to use this system for the personal advantage of banking their credentials through this system with the ASPPB would not be precluded from doing so; however, would still be required to follow the normal application process for Florida.

Informational Item

**Tab 31.** Ruth Prevor

Dr. Prevor was before the Board at the July 26, 2013 General Business meeting for a reconsideration of her petition and her license application. She filed a petition for a variance or waiver of rule 64B19-11.0035 F.A.C. so that her education would 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.

After further review, the Board determined that even if they were to reconsider the rule, they are still bound by the statute and the Board does not have the authority to waive the statute. Consequently, the Board denied the petition. Dr. Prevor then requested that the application remain in abeyance for an additional six (6) months, which the Board granted.

Dr. Prevor appealed the Board's decision on the petition to the Division of Administrative Hearings (DOAH). The DOAH hearing was held on December 11, 2013 and the Recommended Order from the Administrative Law Judge was issued on January 28, 2014 with a recommendation that the Board enter a Final Order dismissing the petition. The Board accepted the Administrative Law Judge's recommendation at the April 25, 2014 General Business Meeting and a notice of Intent to Deny was issued on May 22, 2014.

Following a DOAH hearing held on August 18, 2014, it was established that there were no material facts in dispute. An Order Closing File and Relinquishing Jurisdiction was issued.

Dr. Prevor has since filed an appeal for a reconsideration. On September 25, 2015, the Third District Court of Appeal denied the appeal.

Provided for the Board's information was the appeal and the denial.

Ms. Rachel Clark provided an overview of Dr. Prevor's case.

The meeting adjourned at 2:48 p.m.