

Florida
Board of Psychology

Final Minutes

November 8, 2018
BOARD OF PSYCHOLOGY
GENERAL BUSINESS MEETING

**FOUR POINTS BY SHERATON-
TALLAHASSEE DOWNTON
316 West TENNESSEE STREET
(850)422-0071**



Dr. J. Drake Miller
Chair

Dr. Andrew Rubin
Vice Chair

Minutes

**DEPARTMENT OF HEALTH
BOARD OF PSYCHOLOGY
GENERAL BUSINESS MEETING
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MINUTES**

**FOUR POINTS BY SHERATON-
TALLAHASSEE DOWNTOWN
316 WEST TENNESSEE STREET
(850)422-0071**

Participants in this public meeting should be aware that these proceedings are being recorded and that an audio file of the meeting will be posted to the Board's website.

1 **8:00 a.m. ET**

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

3 Dr. J. Drake Miller, Chair, called the general business meeting to order at approximately
4 8:00 a.m. Those present for all or part of the meeting included the following:

5 **MEMBERS PRESENT**

6 Dr. J. Drake Miller, Psy.D, Chair
7 Dr. Dean Aufderheide, Ph.D.
8 Dr. Randi Mackintosh, Psy.D
Mary (Denny) O'Brien, J.D

STAFF PRESENT

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

MEMBERS NOT PRESENT

Andrew Rubin, Ph.D., Vice Chair-Excused
Dr. Catherine Drew, Ph.D.-Excused

9 **ASSISTANT ATTORNEY GENERAL**

10 Diane Guillemette, Esq.

ASSISTANT GENERAL COUNSEL

Christina Shideler, Esq.

11 **COURT REPORTER**

12 For the Record Court Reporting

13 Doreen Mannino

14 1500 Mahan Drive, Ste.10

15 Tallahassee, FL 32308

16 850-222-5491

17 fortherecord@tallahasseecourtreporting.com

DISCIPLINARY PROCEEDINGS

**MOTION FOR DETERMINATION OF WAIVER AND FOR FINAL ORDER BY
HEARING NOT INVOLVING DISPUTED ISSUES OF MATERIAL FACT**

1. Harry A. Kesten, Ph.D., Case #2017-07680 (PCP: Dr. Andrew Rubin and Dr. Amy Swan)

Minutes

18 Dr. Kesten was present and sworn in by the court reporter.

Dr. Kesten was served with a 3-count Administrative Complaint for alleged violations of Section 490.009(1)(r), F.S. (2016), for failing to meet the minimum standards of performance in professional activities when measured against generally prevailing peer performance; Section 490.009(1)(i), F.S. (2016), for willfully making or filing a false complaint or record; and Section 490.009(1)(l), F.S. (2016), for making fraudulent representations. The Department served Dr. Kesten by certified mail and did not receive an Election of Rights or other response to the Administrative Complaint within the required timeframe. All documentation from the investigative file was provided to the Board.

Dr. J. Drake Miller made a motion to accept the investigative report into evidence for purposes of imposing a penalty. The motion was seconded by Ms. Denny O'Brien and carried with a 4/0 vote.

Dr. Miller moved to find the respondent was properly served and waived the right to a formal hearing. The motion was seconded by Dr. Randi Mackintosh and carried with a 4/0 vote.

Dr. Miller made a motion to adopt the finding of fact as set forth in the Administrative Complaint. The motion was seconded by Dr. Mackintosh and carried with a 4/0 vote.

Dr. Miller made a motion to adopt the conclusions of law as set forth in the Administrative Complaint, finding they constitute a violation of the Practice Act. The motion was seconded by Ms. O'Brien and carried with 4/0 vote.

The Department recommended the following penalties:

- Reprimand
- 1 year of probation
- Fine: \$21,000 in 4 years to be repaid at a rate of \$5,250.00/yr.
- Cost: 783.30 in 4 years to be repaid at a rate of \$195.82/yr.

Following discussion, Ms. O'Brien moved to accept the Department's recommendation. Dr. Miller seconded the motion, which carried 4/0.

19 **PROSECUTOR'S REPORT**

20 2. Christina Shideler, Esquire

21 Total Cases open/active in PSU: 32

22 Cases in EAU: 0

23 Cases under legal review: 27

24 Cases where PC Recommendation made: 1

25 Total Cases where PC has been found: 3

26 Cases in holding status: 0

27 Cases pending before DOAH: 0

Minutes

28 Cases Agendaed for Board: 1

29 Cases on Appeal: 0

Year Old Cases: 12

30 Dr. Miller moved to allow Prosecution Services to continue to prosecute cases more
31 than one (1) year old. Ms. O'Brien seconded the motion, which carried 4/0.

32 **ADMINISTRATIVE PROCEEDINGS**

33 **PERSONAL APPEARANCES PURSUANT TO §456.013(3)(c),**

34

3. Stephanie Hovda Examination with Waiver

35 Dr. Hovda was not present nor represented by legal counsel.

36 Dr. Hovda applied for licensure under the Examination with Waiver method. She
37 received her Psy.D. in Clinical Psychology from George Fox University, which held APA
38 accreditation at the time Dr. Hovda was enrolled and graduated.

39 During the August 2018 Board Meeting, Dr. Hovda's application was before the Board
40 for review. Upon review, a personal appearance was required of Dr. Hovda at one of the
41 next two scheduled meetings, pursuant to Section 456.013(3)(c), F.S.

42 Dr. Hovda previously responded that she would attend the October 19th meeting,
43 however, provided a statement explaining her inability to attend when the meeting was
44 cancelled and rescheduled for November 8th.

45 Provided for the Board's review was the application and supporting documents.

46 Following discussion, Dr. Miller moved to table to the next scheduled board meeting in
47 January. Ms. O'Brien seconded the motion, which carried 4/0.

4. Kathleen Trainor Examination with Waiver

48 Dr. Trainor was present and sworn in by the court reporter.

49 Dr. Trainor originally applied under the Endorsement of Other State method, but later
50 changed her method to Examination with Waiver. Dr. Trainor was unable to contact her
51 post-doctorate supervisor to complete the Florida post-doctorate supervision form. She
52 provided the Massachusetts supervision form as well as a document of her post-
53 doctorate supervisor passing.

54 During the August 2018 Board Meeting, Dr. Trainor's application was before the Board
55 for review. Due to the information being inadequate to determine where Dr. Trainor
56 received the additional hour of clinical supervision required, the Board determined to
57 require further explanation as well as her personal appearance at one of the next two
58 scheduled meetings, pursuant to Section 456.013(3)(c), F.S.

Minutes

59 Provided for the Board's review was the application and all relevant supporting
60 documentation.

61 Following discussion, Dr. Miller moved to approve the application. Dr. Mackintosh
62 seconded the motion, which carried 4/0.

63 **REVIEW OF PSYCHOLOGIST LICENSURE APPLICATIONS**

5. Shannon Mullen-Magbalon Examination with Waiver

64 Dr. Mullen-Magbalon was present and sworn in by the court reporter.

65 Dr. Mullen-Magbalon applied for licensure under the Examination with Waiver method.
66 She received her Ph.D. in Counseling Psychology from University of Tennessee,
67 Knoxville, which held APA accreditation at the time Dr. Mullen-Magbalon was enrolled
68 and graduated. After Dr. Magbalon received her Ph.D., she completed 2000 hours of
69 post-doctoral supervision. She was licensed as a psychologist in Georgia on
70 09/17/2010. She was unable to have a Florida post-doctoral supervision form filled out
71 and has submitted her supervision form required for licensure in Georgia.

72 Provided for the Board's review was the application and all relevant supporting
73 documentation.

74 Following discussion, Dr. Miller moved to approve application. Dr. Dean Aufderheide
75 seconded the motion, which carried 4/0.

6. Austin McCall Provisional Application

76 Dr. McCall withdrew her application for licensure prior to the meeting.
77

7. Graham Danzer Initial Examination

78 Dr. Danzer was present and was represented by attorney, Julie Gallagher, Esq.

Dr. Danzer applied for licensure under the Initial Examination method. He received his
Psy.D. in Clinical Psychology from Alliant International University which held APA
Accreditation at the time Dr. Danzer was enrolled and graduated. After Dr. Danzer
received his Psy. D., he completed 2,000 hours of post-doctoral supervision.

79 Provided for the Board's review was the application and all relevant supporting
80 documentation.

81 Following Discussion, Dr. Miller moved to approve the application. Dr. Mackintosh
82 seconded the motion, which carried 4/0.

8. Lindsay Coyle Endorsement of Other State License

83 Dr. Coyle was not present nor represented by legal counsel.

Minutes

84 Dr. Coyle has applied for licensure under the Endorsement of Other State License
85 method. Provided for the Board's review was the application, the 2011 California
86 regulations as well as the regulations of Florida that were in effect at that same time.

87
88 Following discussion, the Board determined the 2011 California licensure regulations
89 were not substantially equivalent to or more stringent than those in Florida in that same
90 year. Dr. Miller moved to deny the application with allowance to withdraw or change
91 application methods within 14 days of the filing of the denial order. The Board indicated
92 if Dr. Coyle elects to change her application method they want to have the opportunity
93 to review her criminal history prior to final approval. Dr. Mackintosh seconded the
94 motion, which carried 4/0.

9. Kristina Greenfield Endorsement of Other State License

95
96 Dr. Greenfield withdrew her application for licensure prior to the meeting.

10. Gabriel Pagan-Llorens Endorsement of Other State License

97
98 Dr. Pagan-Llorens was not present nor represented by legal counsel.

99 Dr. Pagan-Llorens applied for licensure under the Endorsement of Other State License
100 method. Provided for the Board's review was the application, the 2017 Ohio regulations
101 as well as the regulations of Florida that were in effect at that same time.

102 Following discussion, the Board determined the 2017 Ohio licensure regulations were
103 not substantially equivalent to or more stringent than those in Florida in that same year.
104 Dr. Miller moved to deny under the Endorsement of Other State License application
105 method with allowance to withdraw his application or change his application to a
106 qualified method within 14 days. Dr. Aufderheide seconded the motion, which carried
107 4/0.

REVIEW OF MATERIAL CHANGE IN LICENSURE APPLICATION

11. Bruce Eimer Endorsement of ABPP Diplomate Status

108
109 Dr. Eimer was present but not represent by legal counsel.

110 Dr. Bruce Eimer applied for licensure under the Endorsement of ABPP Diplomate
111 method. Board Staff approved his application to take the Florida Laws and Rules Exam
112 on May 10, 2018. Thereafter, Dr. Eimer contacted the Board office to advise that he had
113 learned that there was a pending matter against his psychologist license in
114 Pennsylvania.

115 Section 456.013(1)(a) F.S., requires that a licensure application form shall be
116 supplemented as needed to reflect any material change in any circumstance or
117 condition stated in the application which takes place between the initial filing of the
118 application and the final grant or denial of the license and which might affect the
119 decision of the department.

Minutes

120 Provided for the Board's consideration was Dr. Eimer's statement of a material change
121 to the disciplinary section of his application as well as documents regarding the
122 resolution of the disciplinary case with the Pennsylvania Board.

123 Following discussion, Dr. Miller moved to deny the application with an option to
124 withdraw within 14 days. Dr. Aufderheide seconded the motion, which carried 4/0.

125 *** At this point in the meeting, the Chair requested a break at 9:11 a.m. to convene**
126 **at 9:33 a.m.**

11. Bruce Eimer Endorsement of ABPP Diplomate Status

127 After the break, Dr. Eimer requested reconsideration of his denial and to withdraw his
128 application. Dr. Miller moved to allow the withdrawal. Dr. Aufderheide seconded the
129 motion, which carried 4/0.

130 **The Board Chair moved to Addendum Tabs 43 – 45.**

131 **ADDENDUM**
132

133 43. Evlyn Carlin Endorsement of Other State

134 Dr. Carlin was not present nor represented by legal counsel

135 Dr. Carlin applied for licensure under the Endorsement of Other State method.
136 Provided for the Board's review was the application, the 1991 California regulations as
137 well as the regulations of Florida that were in effect at that same time.

138 Following discussion, the Board determined the 1991 California licensure regulations
139 were not substantially equivalent to or more stringent than those in Florida in that same
140 year. Dr. Miller moved to deny under the Endorsement of Other State License
141 application method with allowance to withdraw her application or change her application
142 to a qualified method within 14 days of the filing of the denial order. Dr. Mackintosh
143 seconded the motion, which carried 4/0.

144 44. Nicola Issa Endorsement of Other State

145 Dr. Issa was not present nor represented by legal counsel
146

147 Dr. Issa applied for licensure under the Endorsement of Other State method.
148 Provided for the Board's review was the application, the 2013 California regulations as
149 well as the regulations of Florida that were in effect at that same time.

150 Following discussion, the Board determined the 2013 California licensure regulations
151 were not substantially equivalent to or more stringent than those in Florida in that same
152 year. Dr. Mackintosh moved to deny under the Endorsement of Other State License
153 application method with allowance to withdraw her application or change her application

Minutes

154 to a qualified method within 14 days of the filing of the denial order. Dr. Mackintosh
155 seconded the motion, which carried 4/0.

156 45. Teresa Torres Initial Examination

157 Dr. Teresa Torres applied for licensure under the Examination method. She received
158 her Psy.D. in Clinical Psychology from Carlos Albizu University in Miami, Florida, which
159 held APA Accreditation at the time Dr. Torres was enrolled and graduated. After Dr.
160 Torres received her Psy. D., she pursued licensure in the state of Kansas, where she
161 completed her post-doctoral supervision. Dr. Torres was unable to get her post-doctoral
162 supervisor to fill out the Florida supervision form. To move forward with the process of
163 her application she submitted the documentation of the supervision form from Kansas.

164 Provided for the Board's review is the application and related supporting documents.

165 Following discussion, Dr. Miller moved to deny the application with the opportunity to
166 withdraw within 14 days of the filing of the denial order. Dr. Mackintosh seconded the
167 motion, which carried 4/0.

****The Board Chair moved to Tab 12. ****

168 LICENSURE RATIFICATION LISTS

169 12. Licensed Psychologists

170 Dr. Miller moved to approve the list of psychologists for licensure as noted. Ms. O'Brien
171 the motion, which carried 4/0.

172 13. Licensed Provisional Psychologists

173 Dr. Mackintosh moved to approve the list of provisional psychologists for licensure as
174 noted. Dr. Miller second the motion, which carried 4/0.

175 14. Licensed Limited Psychologists

176 Dr. Miller moved to approve the list of limited psychologists for licensure as noted. Dr.
177 Mackintosh second the motion, which carried 4/0.

178 CONTINUING EDUCATION RATIFICATION LIST

179 15. List of Applicants

180 Dr. Miller moved to approve the list of continuing education providers and medical errors
181 course applicants as noted. Dr. Mackintosh seconded the motion, which carried 4/0.

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

183 16. Dennis Valentin-Marrero

Minutes

184 Dr. Dennis Valentin-Marrero was not present nor represented by legal counsel.

185 Dr. Valentin-Marrero an extension of time allowed to complete the requirements for
186 licensure.

Ms. O'Brien moved to reconsider and vacate the previous denial. Dr. Miller seconded the motion, which carried 4/0.

187 Following discussion, Dr. Miller moved to approve the request for an extension for an
188 additional twelve (12) months from the original file closure date. Ms. O'Brien seconded
189 the motion, which carried 4/0.

190 17. Elizabeth Dumville

191 Dr. Elizabeth Dumville was not present nor represented by legal counsel.

192 Dr. Dumville requested an extension of time allowed to complete the requirements for
193 licensure.

194

Ms. O'Brien moved to reconsider and vacate the previous denial. Dr. Miller seconded, the motion, which carried 4/0.

195 Following discussion, Dr. Miller moved to approve the request for an extension for an
196 additional twelve (12) months from the original file closure date. Ms. O'Brien seconded
197 the motion, which carried 4/0.

198 18. Jenysset Pi

199 Dr. Jenysset Pi was not present nor represented by legal counsel.

200 Dr. Pi requested an extension of time to complete the requirements for licensure.

201 Following discussion, Dr. Dean Aufderheide moved to approve the request for an
202 extension for an additional twelve (12) months from the file closure date. Dr. Miller
203 seconded the motion, which carried 4/0.

204 19. Nozanin Lelie

205 Dr. Nozanin Lelie was not present nor represented by legal counsel.

206 Dr. Lelie requested an extension of time to complete the requirements for licensure.

207

Dr. Miller moved to reconsider and vacate the previous denial. Dr. Aufderheide seconded the motion, which carried 4/0.

208 Following discussion, Dr. Miller moved to approve the request for an extension for an
209 additional twelve (12) months from the file closure date. Ms. O'Brien seconded the
210 motion, which carried 4/0.

Minutes

211 20. Pamela Dahlin

212 Dr. Pamela Dahlin was not present nor represented by legal counsel.

213 Dr. Dahlin requested an extension of time allowed to complete the requirements for
214 licensure.

Ms. O'Brien moved to reconsider and vacate the previous denial. Dr. Dean Aufderheide seconded the motion, which carried 4/0.

215 Following discussion, Dr. Miller moved to approve the request for an extension for an
216 additional twelve (12) months from the original file closure date. Dr. Aufderheide
217 seconded the motion, which carried 4/0.

218 21. Alethia Dupont

219 Dr. Alethia Dupont was not present nor represented by legal counsel.

220 Dr. Dupont requested an extension of time allowed to complete the requirements for
221 licensure.

222 Following discussion, Dr. Miller moved to approve the request for an extension for an
223 additional twelve (12) months from the original file closure date. Dr. Aufderheide
224 seconded the motion, which carried 4/0.

225 22. Katia Quevedo

226 Dr. Katia Quevedo was not present nor represented by legal counsel.

227 Dr. Quevedo requested an extension of time allowed to complete the requirements for
228 licensure.

229 Following discussion, Dr. Miller moved to approve the request for an extension for an
230 additional twelve (12) months from the original file closure date. Dr. Aufderheide
231 seconded the motion, which carried 4/0.
232

23 23. Genessa Lewis

233 Dr. Genessa Lewis was not present nor represented by legal counsel.

234 Dr. Lewis requested an extension of time allowed to complete the requirements for
235 licensure.

236 Following discussion, Dr. Miller moved to deny the request for an extension for an
237 additional twelve (12) months from the original file closure date with an option to
238 withdraw within 14 days of the filing of the denial order. Dr. Aufderheide seconded the
239 motion, which carried 4/0.

Minutes

24. Claudia Lopez-Merino

240 Dr. Claudia Lopez-Merino was not present nor represented by legal counsel.

241 Dr. Lopez-Merino requested an extension of time allowed to complete the requirements
242 for licensure.

243 Following discussion, Dr. Miller moved to deny the request for an extension for an
244 additional twelve (12) months from the original file closure date with an option to
245 withdraw within 14 days. Dr. Mackintosh seconded the motion, which carried 4/0.

246 25. Yvette Thek

247 Dr. Yvette Thek was not present nor represented by legal counsel.

248 Dr. Thek requested an extension of time allowed to complete the requirements for
249 licensure.

250 Following discussion, Dr. Miller moved to approve the request for an extension for an
251 additional twelve (12) months from the original file closure date. Dr. Aufderheide
252 seconded the motion, which carried 4/0.

253 26. Jessenia Laboy

254 Dr. Jessenia Laboy was not present nor represented by legal counsel.

255 Dr. Laboy requested an extension of time allowed to complete the requirements for
256 licensure.

257 Following discussion, Dr. Miller moved to approve the request for an extension for an
258 additional twelve (12) months from the original file closure date. Dr. Aufderheide
259 seconded the motion, which carried 4/0.

260 27. Alicia Roth

261 Dr. Alicia Roth was not present nor represented by legal counsel.

262 Dr. Roth requested an extension of time allowed to complete the requirements for
263 licensure.

264 Following discussion, Dr. Miller moved to approve the request for an extension for an
265 additional twelve (12) months from the original file closure date. Dr. Aufderheide
266 seconded the motion, which carried 4/0.

267 ***At this point in the meeting, the Board Chair moved to Tab 46.***

268 **ADDENDUM**

269 46. Extension Request: Ann Whitmarsh

Minutes

270 Dr. Ann Whitmarsh was not present nor represented by legal counsel.

271 Dr. Whitmarsh requested an extension of time allowed to complete the requirements for
272 licensure.

273 Following discussion, Dr. Miller moved to approve the request for an extension for an
274 additional twelve (12) months from the original file closure date. Dr. Aufderheide
275 seconded the motion, which carried 4/0.

276 ***The regular agenda order was resumed at this point in the meeting.***

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

278 28. List of Applicants

279 Following review and action on extension applications, the file closure list was amended
280 to reflect four (4) applicants that failed to submit evidence of completion of the
281 requirements for licensure within 24 months of approval to sit for the required
282 examination(s).

283 Following discussion, Dr. Miller moved to ratify the file closure list. Dr. Aufderheide
284 seconded the motion, carried 4/0.

285 **PROVISIONAL PSYCHOLOGIST – REQUEST FOR APPROVAL OF NEW** 286 **SUPERVISOR**

29. Shannon Fowler

287 Dr. Fowler was not present nor represented by legal counsel.

288 Dr. Fowler informed the Board office she would no longer be supervised by Dr. Jennifer
289 Jimenez and provided an updated supervisory agreement with Dr. Reeva Ramcharan.
290 On October 2, 2018, the Board Chair temporarily approved the proposed supervisor.

291 Following discussion, Ms. O'Brien moved to approve the new supervisor. Dr. Miller
292 seconded the motion, which carried 4/0.

PETITIONS FOR VARIANCE OR WAIVER

30. Sigal Levy

Dr. Sigal Levy filed a Petition for Variance from Rule 64B19-12.0085, F.A.C., regarding the delinquency fee assessed for failure to timely renew her psychologist license by the required deadline.

Minutes

Provided for the Board's review was the petition and Department information regarding Dr. Levy's renewal.

Following discussion, Dr. Miller moved to deny the petition. Ms. O'Brien seconded the motion, which carried 4/0.

31. Sharon Thetford

Dr. Thetford withdrew her petition prior to the meeting.

293 **PETITION FOR DECLARATORY STATEMENT**

294 32. Review of Draft Order: Louis F. Damis re: Section 490.003(4) F.S., Definition of
295 the Practice of Psychology Biofeedback

296 Dr. Damis filed a petition requesting the Board's opinion regarding supervision
297 requirements for an unlicensed Biofeedback Technician.

298 During consideration of the petition at the August 2018 meeting, the Board noted it did
299 not have authority over biofeedback technicians. Additionally, it was mentioned that
300 technicians may be exempt from licensure under s. 490.014, F.S. The Board agreed to
301 have Board Counsel consult with the Board Chair on finalizing a draft order on the
302 petition for review at the October meeting.

303 Following review and discussion on the draft order, Dr. Aufderheide moved to adopt the
304 order, with a minor amendment to Paragraph 5 noted by Ms. Guillemette. Dr.
305 Mackintosh seconded the motion, which carried 4/0.

306 Ms. O'Brien moved to report the activity of the biofeedback technician, referenced in the
307 petition, to the Department's Unlicensed Activity Office. Dr. Miller seconded the motion,
308 which carried 4/0.

309 **RULES REVIEW AND/OR DEVELOPMENT**

310

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

During the August 2018 meeting, the Board reviewed an inquiry as to whether the one (1) hour of individual face to face weekly supervision required during the post- doctoral supervised experience might be conducted through a HIPPA compliant video.

Following discussion, the Board voted to amend Rule 64B19-11.005, F.A.C., to clarify that supervision of both hours of clinical experience may be done by HIPPA complaint video. The Board also approved changing the text in Paragraph (2)(c) 3.b. of this rule from "additional" hour to "remaining" hour.

Minutes

During the October meeting, Ms. Guillemette presented draft language incorporating the requested changes. Dr. Miller moved to adopt the rule text with amendments to Paragraphs (2)(c)3.a. and (2)(c)3.b. to further clarify the ability to use HIPPA compliant video for both hours of clinical supervision. Dr. Aufderheide seconded the motion, which carried 4/0.

Proposed Rule Language with Amendments

311 **64B19-11.005 Supervised Experience Requirements.**

312

313 The law requires 2 years or 4,000 hours of supervised experience for licensure. The Board
314 recognizes that the applicant's internship satisfies 1 year or 2,000 of those hours. This rule
315 concerns the remaining 1 year or 2,000 hours.

316 (1) No change.

317 (2) Requirements and Prohibitions. All applicants for licensure must complete at least 1 year
318 or 2,000 hours of post doctoral experience under a supervisor whose supervision comports with
319 subsection (3), of this rule.

320 (a) through (b) No change.

321 (c) The post-doctoral training must include the following:

322 1. An # averages of at least twenty (20) hours a week for two years, if part-time, or forty (40)
323 hours per week for one year, if full-time,

324 2. At # requires at least 900 hours in activities related to direct client contact,

325 3. An # includes an average of at least two (2) hours of clinical supervision each week,

326 a. Aat least one (1) hour of which is individual face-to-face supervision, which may be
327 conducted by HIPPA compliant video.

328 b. The remaining additional hour of clinical supervision may include individual supervision,
329 group supervision, or case presentation, which may be conducted by HIPPA compliant video, as
330 long as the licensed psychologist supervisor is present in person or via video teleconferencing,

331 (3) through (4) No change.

332 Rulemaking Authority 490.004(4) FS. Law Implemented 490.005(1) FS. History–New 11-18-92,
333 Amended 7-14-93, Formerly 21U-11.007, Amended 6-14-94, Formerly 61F13-11.007, Amended
334 1-7-96, Formerly 59AA-11.005, Amended 12-4-97, 8-5-01, 7-27-04, 3-4-10, 8-15-11, 9-24-13, 3-
335 1-17,_____.

Dr. Miller moved the proposed rule language would not have an adverse impact on small business nor have an economic impact on government or any other entity in excess of \$200,000 within one year of the rule being implemented. Dr. Miller further moved that the proposed rule not be designated as a minor violation for first time offenses. Dr. Aufderheide seconded the motion, which carried 4/0.

34. Application Form Revisions

336

- Rule 64B19-11.010, F.A.C., Limited Licensure

337 Dr. Miller moved to approve the revised application form incorporating the new health
338 history questions as well as other revisions. Dr. Aufderheide seconded the motion,
339 which carried 4/0.

340 Dr. Miller moved to approve the revised rule text incorporating the application form. Dr.
341 Mackintosh seconded the motion, which carried 4/0.

Minutes

342 Dr. Miller moved the proposed rule language would not have an adverse impact on
343 small business nor have an economic impact on government or any other entity in
344 excess of \$200,000 within one year of the rule being implemented. Dr. Miller further
345 moved that the proposed rule not be designated as a minor violation for first time
346 offenses. Dr. Mackintosh seconded the motion, which carried 4/0.

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

Dr. Miller moved to approve the revised application form incorporating the new health history questions as well as other revisions. Dr. Aufderheide seconded the motion, which carried 4/0.

Dr. Miller moved to approve the revised rule text incorporating the application form. Dr. Aufderheide seconded the motion, which carried 4/0.

Dr. Miller moved the proposed rule language would not have an adverse impact on small business nor have an economic impact on government or any other entity in excess of \$200,000 within one year of the rule being implemented. Dr. Miller further moved that the proposed rule not be designated as a minor violation for first time offenses. Dr. Aufderheide seconded the motion, which carried 4/0.

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

347 Dr. Miller moved to approve the revised application form incorporating the new health
348 history questions as well as other revisions. Dr. Aufderheide seconded the motion,
349 which carried 4/0.

350 Dr. Miller moved to approve the revised rule text incorporating the application form. Dr.
351 Mackintosh seconded the motion, which carried 4/0.

352 Dr. Miller moved the proposed rule language would not have an adverse impact on
353 small business nor have an economic impact on government or any other entity in
354 excess of \$200,000 within one year of the rule being implemented. Dr. Miller further
355 moved that the proposed rule not be designated as a minor violation for first time
356 offenses. Dr. Mackintosh seconded the motion, which carried 4/0.

357

35. Rule 64B19-12.005, F.A.C., Biennial Active Renewal Fee

Dr. Aufderheide requested this rule be amended to reduce the biennial active renewal fee of veterans of the Armed Forces of the United States to \$100.00.

Ms. Guillemette indicated that she did not believe the Board had statutory authority to make this rule change.

Minutes

Dr. Aufderheide asked if Ms. Guillemette would look further into the possibilities and report back at the January 2019 meeting.

358 **RULE OF ASSISTANT ATTORNEY GENERAL, DIANE GUILLEMETTE, ESQUIRE**

359 36. Rule Status Report

360 Ms. Guillemette provided an update on the status of the following rules, all of which
361 were still moving through the rule promulgation process at the time of this report.

- Rule 64B19-11.005, F.A.C., Supervised Experience Requirements
- Rule 64B19-11.010, F.A.C., Limited Licensure
- Rule 64B19-11.011, F.A.C., Provisional License; Supervision of Provisional Licensees
- Rule 64B19-11.012, F.A.C., Application Forms
- Rule 64B19-12.005, F.A.C., Biennial Active Renewal Fee
- Rule 64B19-12.007, F.A.C., Biennial Inactive Renewal Fee

365 **NEW BUSINESS**

37. Financial Reports

No action taken. Informational item

366 **OLD BUSINESS**

367 38. August 24, 2018 General Business Meeting Minutes

368 Following discussion, Dr. Miller moved to approve the updated minutes. Dr. Dean
369 Aufderheide seconded the motion, which carried 4/0.

370 **REPORTS, IF ANY**

- #### 371 39. J. Drake Miller, Psy.D.
- 372 ○ Other Board Members:

Dr. Miller noted that he would be resigning from the Board after the October meeting, with an official date of November 30, 2018.

Dr. Aufderheide also noted that the October meeting would be last and that he would be submitting a formal resignation from the Board as well.

373 40. Executive Director

Minutes

- 374 Report topics:
375 ○ Cash Balance Reports
376 ○ Expenditures by Function Report

Mr. Hall informed the Board there were preliminary considerations to move licensure renewals from a biennial to quadrennial timeframe. After discussion, the Board indicated it had no issues with this potential change and were in favor of pursuing the quadrennial option.

377 **OTHER BUSINESS AND INFORMATION**

41. Annual Regulatory Plan 2018-2019

378 No action taken. Informational item.

379 42. ASPPB Disciplinary Data Report

380 No action taken. Informational item.

381 ***At this point in the meeting, the Board Chair moved to Tab 47.***

382 47. EPPP Update

383 No action taken. Informational item.

384 48. Psychology Staff Recognition

385 No action taken. Informational item.

386 **Adjournment: 10:30 a.m.**