

**The Florida  
Board of Psychology**

**DEPARTMENT OF HEALTH  
BOARD OF PSYCHOLOGY  
GENERAL BUSINESS MEETING  
BY TELEPHONE CONFERENCE CALL  
JANUARY 28, 2022**

**MINUTES**

**GENERAL BUSINESS MEETING  
BY TELEPHONE CONFERENCE CALL  
DIAL-IN NUMBER: 1-888-585-9008**

When prompted, enter the following conference room number:  
**564-341-766**, followed by the # sign.



**Dr. Randi Mackintosh, Chair  
Ms. Mary (Denny) O'Brien, Vice-Chair**

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

**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 Call to order - General Business Meeting**

**2 Dr. Randi Mackintosh, Chair, called the general business meeting to order at approximately 8:00**  
**3 a.m. Those present for all or part of the meeting, included the following:**

**4 MEMBERS PRESENT**

**5 Dr. Randi Mackintosh, Psy.D., Chair**  
**6 Mary (Denny) O'Brien, J.D.**  
**7 Madiley Broz, Psy.D.**  
**8 Dawn Silver, Ph.D.**  
**9 Seema Weinstein, Ph.D.**

**STAFF PRESENT**

Allen Hall, Executive Director  
Anna King, Program Operations Administrator  
Kaylin McGuffey, Regulatory Specialist II  
Terrica Jones, Regulatory Specialist II  
Deborah Boutwell, Regulatory Specialist II

**10 ASSISTANT ATTORNEY GENERAL**

**11 Christopher Dierlam, Esq.**

**ASSISTANT GENERAL COUNSEL**

Christina Shideler, Esq.

**12 COURT REPORTER**

**13 For the Record**  
**14 1500 Mahan Drive**  
**15 Suite 140**  
**16 Tallahassee, FL 32317**  
**17 Ph: (850) 222-5491**  
**18 Email: [fortherecord@tallahasseeccourtreporting.com](mailto:fortherecord@tallahasseeccourtreporting.com)**

**OTHERS PRESENT**

Dr. Michael Herkov, Representative for  
Professionals Resource Network (PRN)  
  
Dr. Carolyn Stimel, Executive Director,  
Florida Psychological Association (FPA)

**19 DISCIPLINARY PROCEEDINGS**

**20 DETERMINATIONS OF WAIVERS & HEARINGS NOT INVOLVING DISPUTED ISSUES OF**  
**21 MATERIAL FACT**

**22 1. Johann Nicholas Prewett, Case No. 2021-17556 (p/c/p Dr. Dean Aufderheide and Dr. Dawn**  
**23 Silver)**

**24 Dr. Silver was recused from the proceeding due to service on the probable cause panel for this case.**

**25 Dr. Prewett was present and not represented by legal counsel.**

**26 Dr. Prewett was before the Board for an alleged violation of Section 456.072(1)(q), F.S. (2020), for**  
**27 violating a lawful order of the Department or Board. The Department of Health (DOH) alleged Dr.**  
**28 Prewett failed to pay the remaining balance on the costs and fines he was assessed in DOH Final**  
**29 Order No. 2008-18038. Ms. Shideler presented the case to the Board.**

1 **MOTION:** Following Ms. Shideler’s presentation, Mrs. O’Brien made a motion to accept the  
2 investigative report into evidence, find that the Respondent was properly served and waived his right to  
3 a formal hearing and to adopt the findings of fact as set forth in the Administrative Complaint.

4 At this time, Dr. Mackintosh recognized Dr. Prewett, who addressed the Board to inform he did not  
5 respond due to financial insecurity. Thereafter, Mrs. O’Brien renewed her motion, which was seconded  
6 by Dr. Mackintosh and carried 4/0.

7 Dr. Prewett was again recognized by Dr. Mackintosh, at which time he expressed to the Board that he  
8 was now able to pay the remaining balances on the case.

9 **MOTION:** Following further discussion, Mrs. O’Brien made a motion to adopt the conclusions of law as  
10 set forth in the Administrative Complaint and find that this constitutes a violation of the practice act. The  
11 motion was seconded by Dr. Mackintosh, which carried 4/0.

12 Ms. Shideler recommended the Board revoke Dr. Prewett’s license due to the number of final orders  
13 previously issued against his license as well as previous instances of non-compliance with Department  
14 orders.

15 At this point, the Board Chair recognized Dr. Michael Herkov, representative of the Professionals  
16 Resource Network (PRN), who addressed the Board regarding Dr. Prewett’s history with PRN. Dr.  
17 Prewett also addressed the Board to note he had been a valuable member of the mental health  
18 community for a number of years. He noted that at his age, this was his only source of income.

19 **MOTION:** Following extensive discussion, Mrs. O’Brien made a motion to revoke Dr. Prewett’s license.  
20 The motion was seconded by Dr. Mackintosh and carried 4/0.

21 Ms. Shideler then requested the Board assess case costs in the amount of \$695.58.

22 **MOTION:** Mrs. O’Brien moved to assess case costs in the amount of \$695.58 to be paid within one  
23 year of the filing of the Final Order. The motion was seconded by Dr. Mackintosh and carried 4/0.

24 2. Tricia D. Cassel, Case No. 2020-29110 (p/c/p Dr. Dean Aufderheide and Dr. Dawn Silver)

25 At Ms. Shideler’s request, this proceeding has been rescheduled for consideration at the April 29, 2022,  
26 Board meeting.

27 **PROSECUTOR’S REPORT**

28 3. Christina Shideler, Esquire

29 Ms. Shideler presented the following prosecutor’s report.

<u>Case Status</u>	<u>Report</u> Date 6/9/21	<u>Report</u> Date 1.11.22
Total cases open/active in Prosecution Services:	20	21
Cases in Emergency ActionUnit:	0	1

<u>Case Status</u>	<u>Report</u> Date 6/9/21	<u>Report</u> Date 1.11.22
Cases under legal review:	9	3
Cases awaiting supplemental investigation/expert opinion:	n/a	3
Cases with PCP recommendation:	2	3
Cases where probable cause has been found:	8	2
Cases where DOAH has been requested:	n/a	8
Cases pending before DOAH:	0	0
Cases on Board meeting agendas:	1	2
Cases on appeal:	0	0
<b>Cases older than one year:</b>	<b>8</b>	<b>7*</b>

1 **MOTION:** Following discussion, Dr. Mackintosh moved to continue prosecuting cases older than 1  
2 year. Mrs. O'Brien seconded the motion, which carried 5/0.

3 **ADMINISTRATIVE PROCEEDINGS**

4 **PERSONAL APPEARANCE PURSUANT TO §456.013(3)(c), F.S.,**

5 4. Teresa Torres Examination

6 Dr. Torres was not present and not represented by legal counsel.

7 Dr. Torres previously applied for licensure under the Examination method in 2018. After Dr. Torres  
8 completed her APA-accredited Psy.D. program, she pursued licensure in the state of Kansas. Dr.  
9 Torres was unable to get the supervisor of her original post-doctoral experience to fill out the Florida  
10 supervision form. To move forward with the application process, she submitted documentation of the  
11 supervision form submitted to Kansas. Ultimately, Dr. Torres' application was denied by the Board due  
12 to not having demonstrated all experience requirements were met.

13 Dr. Torres re-applied for licensure in September 2021. During the October 29, 2021, meeting, the  
14 Board reviewed the new application and had additional questions. The Board required Dr. Torres  
15 appear at one of the next two scheduled meetings for further discussion, pursuant to Section  
16 456.013(3)(c), F.S.,

17 Due to her failure to appear at the instant meeting, Dr. Torres currently has only one additional  
18 opportunity to comply with the statutory requirement to appear before the Board. The final opportunity  
19 will be during the April 29, 2022, Board meeting.

1 5. Rachel Scharlepp Bifurcation/Examination

2 Dr. Scharlepp was present with legal counsel, Mr. Tom Findley, Esquire.

3 Dr. Scharlepp applied for licensure under the Bifurcation/Examination method. Dr. Scharlepp was  
4 before the Board for review of her affirmative response on the application regarding a pending  
5 investigation.

6 Provided for the Board's review was the application, supporting documents and criminal history  
7 documents submitted by the applicant.

8 The applicant's attorney, Mr. Findley, indicated the pending case involved an alleged charge of  
9 Medicaid fraud. Mr. Findley stated the next proceeding in the case would be held on April 11, 2022. Mr.  
10 Dierlam noted if the applicant was to be convicted in this case, it could possibly be a violation of Section  
11 456.0635, F.S., resulting in a prohibition for licensure.

12 Following discussion, Dr. Weinstein moved to toll the Board's timeframe for action on the application  
13 under Sections 456.013(3)(a) and (3)(c), F.S., until the trial is resolved. Dr. Mackintosh seconded the  
14 motion, which carried 5/0.

15 **REVIEW OF PSYCHOLOGIST LICENSURE APPLICATION**

16 6. Mark Bornstein Endorsement of 10 Years of Licensed Psychologist  
17 Experience

18 Dr. Bornstein was present and not represented by legal counsel.

19 Dr. Bornstein applied for licensure under Endorsement of 10 Years Licensed Psychologist Experience.  
20 Dr. Bornstein's application was before the Board due to the inability to verify the APA-Accreditation of  
21 his program, as the transcript provided did not list his graduation date. This information was required to  
22 ensure the program was accredited at the time of graduation.

23 Provided for the Board's review was the application, supporting documents, the applicant's explanation,  
24 and additional information provided in order to verify his graduation information.

25 Following discussion, Dr. Mackintosh moved to approve the application for psychologist licensure.  
26 Mrs. O'Brien seconded the motion, which carried 5/0.

27 7. Christopher Sanders Endorsement of 10 Years of Licensed Psychologist  
28 Experience

29 Dr. Sanders was not present and not represented by legal counsel.

30 Dr. Sanders applied for licensure under Endorsement of 10 Years Licensed Psychologist Experience.  
31 Dr. Sanders' application was before the Board due to his affirmative responses to disciplinary and  
32 criminal history on the application.

33 Provided for the Board's review was the application, supporting documents, the applicant's personal  
34 statements and history documentation.

35 Following discussion, Mrs. O'Brien moved to approve the application for psychologist licensure.

1 Dr. Broz seconded the motion, which carried 5/0.

2 8. Frank John Corigliano Examination with Waiver

3 Dr. Corigliano was present but not represented by legal counsel.

4 Dr. Corigliano applied for licensure by Examination with Waiver of the EPPP. Dr. Corigliano's  
5 application was before the Board due to discrepancies in the post-doctoral supervision verification  
6 forms submitted.

7 Provided for the Board's review was the application, supporting documents and the applicant's  
8 explanation regarding the discrepancies noted.

9 Following discussion, Dr. Mackintosh moved to approve the application for psychologist licensure.  
10 Mrs. O'Brien seconded the motion, which carried 5/0.

11 **PETITION FOR DECLARATORY STATEMENT**

12 9. Savannah Fernandez re: Rule 64B19-11.005, F.A.C., Supervised Experience Requirements

13 Dr. Fernandez was present and not represented by legal counsel.

14 Dr. Fernandez is currently licensed in Missouri and has intent to pursue Florida psychologist licensure  
15 in the future. Upon pursuit of licensure in Missouri, Dr. Fernandez was not required to complete a post-  
16 doctoral residency, thus Dr. Fernandez is seeking to complete Florida's requirements retroactively.

17 Provided for the Board's review was Dr. Fernandez's Petition for Declaratory Statement, in which she  
18 seeks the Board's opinion on how Florida's supervised experience rule might apply to her  
19 circumstances as a currently licensed psychologist in Missouri.

20 Following the Board's discussion on the petition, Dr. Fernandez withdrew the petition from further  
21 consideration.

22 *The Board Chair called for a 10-minute break at 9:10 a.m. The meeting reconvened with all members*  
23 *and staff present at 9:21 a.m.*

24 **LICENSURE RATIFICATION LISTS**

25 10. Licensed Psychologists

26 Following discussion, Dr. Mackintosh moved to accept the licensure ratification lists for agenda items  
27 10-11, as presented. Dr. Silver seconded the motion, which carried 5/0.

28  
29 11. Licensed Provisional Psychologists

30 See motion above.

31 12. Limited License Psychologist

32 There were no limited licensees to ratify during this meeting.

1 **CONTINUING EDUCATION PROVIDER RATIFICATION LIST**

2 13. List of Applicants

3 Following discussion, Dr. Silver moved to accept the ratification list as presented. Mrs. O'Brien  
4 seconded the motion, which carried 5/0.

5 **APPLICATION EXTENSION RATIFICATION LIST**

6 14. List of Applicants

7 Following the discussion, Dr. Mackintosh moved to accept the ratification list as noted. Mrs. O'Brien  
8 seconded the motion, which carried 5/0.

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

10 15. List of Applicants

11 Following the discussion, Dr. Mackintosh moved to accept the file closure ratification list as noted. Mrs.  
12 O'Brien seconded the motion, which carried 5/0.

13 **RULES REVIEW & DEVELOPMENT**

14 16. Rule 64B19-18.004, F.A.C., Use of Test Instruments

15 During the October 2021 meeting, the Board reviewed proposed language provided by Mr. Dierlam and  
16 Dr. Silver. The Board and other public attendees provided feedback on further revisions to be  
17 considered.

18 Provided for the Board's consideration during the instant meeting was the following revised draft  
19 language prepared by Mr. Dierlam.

20 **64B19-18.004 Use of Test Instruments.**

21 (1) The Board finds that the inappropriate use of test instruments is harmful to consumers. The Board finds further that a need exists to set out the  
22 minimum standard of professional practice maintained and required of psychologists who use test instruments in the psychologist's practice of psychology.

23 (2) A psychologist who uses test instruments in the psychologist's practice of psychology:

24 (a) Must consider whether research supports the underlying presumptions which govern the interpretive statements which would be made by the test  
25 instrument as a result of its completion by any service user;

26 (b) Must be able to justify the selection of any particular test instrument and the method that instrument is administered for the particular service user  
27 who takes the test at the instruction of the psychologist;

28 (c) through (d) No change.

29 (3) through (4) No change

30 (5) The face-to-face requirement of subsection (4) of this rule may be satisfied via Synchronous Online Video Communication Technology  
31 ("videoconferencing") so long as all of the following circumstances exist:

32 (a) The administration occurs via a HIPPA compliant videoconferencing platform;

33 (b) Immediately prior to administration of the test instrument the psychologist independently verifies the service user's identification via two-forms of  
34 picture identification;

35 (c) Immediately prior to administration of the test instrument the psychologist independently verifies the service user is in clinical setting;

36 (d) The psychologist documents the rationale for test administration via videoconferencing in the service user's records; and

37 (e) The psychologist provides the service user with a disclosure informing the service user that test instrument administration via videoconferencing

1 could have unknown impacts on the acceptance and/or weight given of resulting evaluations and/or assessments by third parties.

2 A licensed psychologist who administers test instruments via videoconferencing as defined above must administer the test instruments in a manner  
3 consistent with the prevailing standard of practice for the face-to-face administration of test instruments under subsection (4) of this rule.

4 (56) It shall be a violation of this rule for a psychologist to sign any evaluation or assessment unless the psychologist has had an active role in the  
5 evaluation or assessment of the subject as required by subsection (4), of this rule. A psychologist may not sign any evaluation or assessment that is signed  
6 by any other person unless the psychologist is signing as a supervisor, in conjunction with an evaluation or assessment performed by a psychological intern,  
7 psychological trainee or psychological resident, or as a member of a multidisciplinary diagnostic team.

8 (67) "Test instruments" are standardized procedures which purport to objectively measure personal characteristics such as intelligence, personality,  
9 abilities, interests aptitudes, and neuropsychological functioning including evaluation of mental capacity to manage one's affairs and to participate in legal  
10 proceedings. Examples of such tests include intelligence tests, multiple aptitude batteries, tests of special aptitudes, achievement tests, and personality  
11 tests concerned with measures of emotional and motivational functioning, interpersonal behavior, interests, attitudes and other affective variables.

12 *Rulemaking Authority 490.004(4) FS. Law Implemented 490.003(4), 490.009(1)(r), (s), (v), (w) FS. History--New 6-14-94, Formerly 61F13-20.004, Amended*  
13 *5-19-97, Formerly 54AA-18.004, Amended 3-25-02, 11-18-07.*

14 During discussion of the proposed changes, the Board was addressed by the following: Dr. Carolyn  
15 Stimel, Executive Director, Florida Psychological Association (FPA); Dr. Michael Herkov, Florida-  
16 licensed psychologist; and, Dr. Frank Corigliano, applicant for Florida Psychologist licensure.

17 **MOTION:** Following extensive discussion, Dr. Mackintosh moved to approve the proposed rule  
18 language, with modifications to Paragraphs (5)(b) and (5)(c), as noted by Mr. Dierlam. Dr. Silver  
19 seconded the motion, which carried 5/0.

20 **MOTION:** Dr. Mackintosh moved the proposed rule language would not have an adverse impact  
21 on small business. Mrs. O'Brien seconded the motion, which carried 5/0.

22 **MOTION:** Dr. Mackintosh moved the proposed rule language would not have an economic impact on  
23 government or any other entity in excess of \$200,000 within one year after the implementation of the  
24 rule. Mrs. O'Brien seconded the motion, which carried 5/0.

25 **MOTION:** Dr. Mackintosh moved the proposed rule language should not be designated as a minor  
26 violation for first time offenses. Mrs. O'Brien seconded the motion, which carried 5/0.

27 **MOTION:** Mrs. O'Brien moved there should not be a sunset provision. Dr. Mackintosh seconded the  
28 motion, which carried 5/0.

## 29 **REPORT OF ASSISTANT ATTORNEY GENERAL, CHRISTOPHER DIERLAM, ESQUIRE**

### 30 17. Rule Status Report

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

#### 32 **64B19-11.012 Application Forms.**

33 (1) All applicants for licensure pursuant to Chapter 490, F.S., shall complete and submit form DH-MQA 1187, (revised 07/20),  
34 "Application for Licensure as a Psychologist," which is incorporated herein by reference and which may be obtained from  
35 <http://www.flrules.org/Gateway/reference.asp?No=Ref-12802>, the Board office, or at [http://floridaspsychology.gov/applications/psychology-](http://floridaspsychology.gov/applications/psychology-licensure-app.pdf)  
36 [licensure-app.pdf](http://floridaspsychology.gov/applications/psychology-licensure-app.pdf).

37 (2) An applicant who is a diplomate in good standing with the American Board of Professional Psychology, Inc., and who wishes to  
38 apply for licensure by endorsement pursuant to Section 490.006(1)(a), F.S., shall submit as part of his or her application PY FORM 4.abpp  
39 (rev. 07/21), "ABPP Diplomate Verification Form," which is incorporated herein by reference and which may be obtained from



1 <http://www.flrules.org/Gateway/reference.asp?No=Ref-13615>, the Board office, or at [https://floridapsychology.gov/applications/abpp-](https://floridapsychology.gov/applications/abpp-diploma-verification-form.pdf)  
2 diploma-verification-form.pdf.

3 *Rulemaking Authority 456.013, 456.025, 490.004(4), 490.005 FS. Law Implemented 456.013, 456.025, 456.0635, 490.005, 490.006 FS. History–New 6-25-*  
4 *02, Amended 5-24-09, 3-1-10, 5-23-10, 11-10-11, 6-18-12, 12-25-12, 10-28-13, 5-1-14, 11-2-14, 4-6-15, 12-3-15, 4-21-16, 9-27-16, 11-23-17, 2-18-19, 3-*  
5 *28-21, 6-21-21, 10-19-21.*

6 • **Rule 64B19-12.006, F.A.C., Reactivation Fee and Charge of Status Fee.**

7 **64B19-12.006 Reactivation Fee and Change of Status Fee.**

8 The fee for reactivation of an inactive or retired status license is \$50.00. Upon any change of status, including the election of retired status,  
9 a \$50.00 change of status fee shall be charged. The change of status fee for a limited license shall be \$25.00. Such fee(s) shall be in addition  
10 to the biennial licensure fee, if any, as prescribed in rule 64B19-12.005, F.A.C.

11 *Rulemaking Authority 456.036(8) FS. Law Implemented 456.025, 456.036(4), (8) FS. History–New 1-29-84, Formerly 21U-12.06, Amended 1-4-88, 6-1-89,*  
12 *8-12-90, Formerly 21U-12.006, 61F13-12.006, Amended 1-7-96, 6-26-97, Formerly 59AA-12.006, Amended 1-10-01, 1-2-06, 2-8-22.*

13 • **Rule 64B19-12.0085, F.A.C., Delinquency Fee.**

14 **64B19-12.0085 Delinquency Fee.**

15 If an active or inactive license is not renewed on time, the licensee shall pay a delinquency fee of \$295.00, with the exception that for the  
16 2022, 2024, 2026, and 2028 renewal cycles the fee shall be \$200.00. If a limited license is not renewed on time, the licensee shall pay a  
17 delinquency fee of \$25.00.

18 *Rulemaking Authority 456.036(7) FS. Law Implemented 456.036(7) FS. History–New 1-7-96, Formerly 59AA-12.0085, Amended 8-8-01, 6-8-08, 2-10-22.*

19 • **Rule 64B19-13.004, F.A.C., Board Approval of Continuing Psychological Education**  
20 **Providers**

21 **64B19-13.004 Board Approval of Continuing Psychological Education Providers.**

22 (1) To obtain or renew provider status, the applicant must demonstrate to the Board's satisfaction that the programs to be offered by  
23 the applicant will:

- 24 (a) Enhance psychological skills or psychological knowledge;  
25 (b) Be of sufficient duration to adequately address the subject matter of the program;  
26 (c) Be taught by an individual who has at least two (2) years of education or research in, or practical application of, the subject matter  
27 of the program.

28 (2) To allow the Board to evaluate the prospective provider's initial application, the applicant must submit the following:

- 29 (a) A narrative description of one (1) program to be offered by the provider to psychologists for credit. The narrative must include  
30 sufficient information to show that the program meets the criteria of subsection (1), of this rule. The narrative must also include research to  
31 be relied upon in the presentation of the program;  
32 (b) All promotional material concerning that program;  
33 (c) The learning objectives of the program;  
34 (d) The name of the instructor for the program;  
35 (e) The qualifications of the instructor to conduct that program;  
36 (f) A sample of the program evaluation form to be completed by each program attendee;  
37 (g) A sample certificate of completion;  
38 (h) A nonrefundable application fee of \$250.00. The application fee shall be waived for continuing education providers that are currently  
39 approved by the board to provide continuing education courses.

40 (3) Providers of psychological medical errors courses must develop course content that moves beyond that which is typically found in  
41 the medically-oriented programs (i.e., wrong site surgery). In addition to including a study of root-cause analysis, error reduction and  
42 prevention, and patient safety, providers should discuss areas within the psychology practice that carry the potential for "medical" errors.

1 Examples would include improper diagnosis, failure to comply with mandatory abuse reporting laws, inadequate assessment of potential for  
 2 violence (e.g., suicide, homicide), potential for medical errors while providing services through telehealth, and/or failure to detect medical  
 3 conditions presenting as a psychological/psychiatric disorder.

4 (4) The “enhancement of psychological skills or knowledge” occurs only when the program increases the ability of licensed psychologists  
 5 to deliver psychological services to the public. Such programs presume a basic level of psychological education and training that is beyond  
 6 the undergraduate level. The program may focus on the further development of already existing psychological skills or knowledge. The  
 7 program may encourage interdisciplinary approaches to the delivery of psychological services. The program may introduce recent scientific  
 8 findings in an area that impacts on the practice of psychology, or the program may focus on a specific area of expertise not covered by  
 9 general psychological education and training. As a general rule, a program that is designed to appeal to the general public will probably not  
 10 be a program that will enhance psychological skills or knowledge.

11 *Rulemaking Authority 490.004(4), 490.0085(2), (4) FS. Law Implemented 490.0085(1), (2) FS. History–New 1-28-93, Formerly 21U-13.005, Amended 6-14-*  
 12 *94, Formerly 61F13-13.005, Amended 1-7-96, Formerly 59AA-13.004, Amended 7-18-13, 6-5-17, 10-20-21.*

- 13 • Rule 64B19-17.002(2)(pp) and (qq), F.A.C., Disciplinary Guidelines.

14 **64B19-17.002 Disciplinary Guidelines.**

15 (1) No Change.

16 (2) The following disciplinary guidelines shall be followed by the board in imposing disciplinary penalties upon licensees and  
 17 permittees for violation of the below mentioned statutes and rules. For the purposes of this rule, the descriptions of the violations are  
 18 abbreviated, and the full statute or rule cited should be consulted to determine the prohibited conduct.

VIOLATION	FLORIDA LICENSEE PENALTY RANGE		OUT-OF-STATE TELEHEALTH PROVIDER PENALTY RANGE	
	FIRST OFFENSE	SUBSEQUENT OFFENSE(S)	FIRST OFFENSE	SUBSEQUENT OFFENSE
(a) Through (oo) No Change.				
(pp) Failure to comply with the parental consent requirements of Section 1014.06, F.S. (Section 456.072(1)(rr), F.S.)	MIN: Reprimand and a \$1,000 fine; MAX: One (1) year probation and a \$5,000 fine.	MIN: One (1) year probation and a \$5,000 fine; MAX: Revocation	MIN: Reprimand; MAX: Suspension and a corrective action plan.	MIN: One (1) year suspension and a corrective action plan; MAX: Revocation
(qq) Being convicted or found guilty of, entering a plea of guilty or nolo contendere to, regardless of adjudication, or committing or attempting, soliciting, or conspiring to commit an act that would constitute a violation of any of the offenses listed in section 456.074(5) or a similar offense in another jurisdiction. (Section 456.072(1)(ss), F.S.)	MIN: Revocation; MAX: Revocation and a \$10,000 fine.	MIN: Revocation; MAX: Revocation and a \$10,000 fine.	MIN: Revocation; MAX: Revocation.	MIN: Revocation; MAX: Revocation.

19 (3) Though (4) No Change.

20 *Rulemaking Authority 456.079, 490.004(4) FS. Law Implemented 456.072, 456.079, 490.009 FS. History–New 11-24-86, Amended 7-18-88, 4-26-93,*  
 21 *Formerly 21U-18.003, Amended 6-14-94, Formerly 61F13-18.003, Amended 1-9-96, Formerly 59AA-17.002, Amended 9-18-97, 9-26-01, 3-25-02, 4-3-05,*  
 22 *1-2-06, 12-31-06, 2-18-10, 6-21-17, 6-20-18, 5-25-21, 11-4-21, 2-8-22.*

1 **NEW BUSINESS**

2 18. 2022 Conviction Record Guidelines

3 The Conviction Record Guidelines, reviewed and approved by the Boards/Councils annually, are used  
 4 by staff to assist in determining which licensure applications require individual consideration at the  
 5 quarterly meetings.

6 Following review and discussion, Mrs. O'Brien moved to approve the 2022 conviction record guidelines.  
 7 Dr. Silver seconded the motion, which carried 5/0.

8 19. 2022 Delegation of Authority

9 The Delegation of Authority, reviewed and approved annually, facilitates administrative efficiency and  
 10 documents when individuals or entities have been delegated to act on behalf of a Board/Council.

11 Following review and discussion, Dr. Mackintosh moved to accept the 2022 delegation of authority. Dr.  
 12 Silver seconded the motion, which carried 5/0.

13 20. 2022 Board Elections

Position	2022 Assignments
Chair	Randi Mackintosh, Psy.D.
Vice Chair	Mary (Denny) O'Brien, J.D.
ASPPB Delegate	Randi Mackintosh, Psy.D.
Budget Liaison	Mary (Denny) O'Brien, J.D.
Continuing Education Liaison	Dawn Silver, Ph.D. Seema Weinstein, Ph.D. (CE Liaison Back-Up)
Credentials Liaison	Madiley Broz, Psy.D.
Legislative Liaison	Seema Weinstein, Ph.D.
Unlicensed Activity Liaison	Mary (Denny) O'Brien, J.D.
Examination Liaison	Seema Weinstein, Ph.D. Randi Mackintosh, Psy.D.

14 Following discussion, Dr. Mackintosh moved to accept the officers and liaisons nominated as noted in  
 15 the chart above. Dr. Weinstein seconded the motion, which carried 5/0.

16 21. 2023 Proposed Board Meeting Dates

17 Mr. Hall presented proposed General Business and Probable Cause Panel Meeting dates for 2023. Mr.  
 18 Hall requested the Board provide suggestions for locations for each meeting, with the following results:

19 **General Business Meetings @ 8:00 a.m.**

Dates	Primary Location	Secondary Location
January 27	Tampa/Sarasota	Orlando
April 28	Tallahassee	Jacksonville
July 28	Cocoa Beach	Orlando
October 27	Ft. Lauderdale	Miami

1 **Probable Cause Panel Meetings @ 8:00 a.m.**

- 2 • January 11
- 3 • March 22
- 4 • May 17
- 5 • July 12
- 6 • September 20
- 7 • November 15

8 **OLD BUSINESS**

9 22. October 29, 2021, General Business Meeting Minutes

10 Following discussion, Dr. Mackintosh moved to approve the minutes as presented. Dr. Weinstein  
11 seconded the motion, which carried 5/0.

12 **REPORTS, IF ANY**

23. Randi Mackintosh, PsyD.

13 ○ Other Board Members:

14 No reports presented.

15 24. Executive Director

16 Report topics:

17 ○ Cash Balance Report

18 ○ Expenditures by Function Report

20 Informational items presented for the Board's review.

21 **OTHER BUSINESS AND INFORMATION**

22 25. ASPPB Disciplinary Data Report

23 Informational item presented for the Board's review.

24 26. Florida Prescription Drug Monitoring Program (PDMP) Monthly Report

25 Informational item presented for the Board's review.

26 **ADJOURNMENT**

27 The meeting adjourned at approximately 10:44 a.m.