

**TENNESSEE BOARD OF EXAMINERS IN PSYCHOLOGY
MEETING MINUTES**

DATE: June 11, 2020

TIME: 9:00 a.m., CDT

LOCATION: Health Related Boards
Webex
665 Mainstream Drive
Nashville, TN 37243

BOARD MEMBERS PRESENT: Todd. Moore, Ph.D., Chair
Mark Fleming, Ph.D., Vice-Chair
Rebecca Joslin Staab, Ed.D., Ph.D.
Connie Mazza, SPE
J. Dale Alden, Ph.D.
Susan Douglas, Ph.D.
Deborah Carter, Ph.D.

BOARD MEMBERS ABSENT: H.R. Anderson, SPE
Amanda Spiess, LBA
Jennifer Winfree, Consumer Member

STAFF PRESENT: Teddy Wilkins, Unit Director
Lisa Williams, Board Administrator
Paetria Morgan, Associate General Counsel

Due to gathering restrictions imposed by the Covid – 19 virus, it was necessary to conduct this meeting virtually. Ms. Wilkins read the required script into the record, noting all votes must be conducted by roll call. Ms. Wilkins called a roll call vote to establish a quorum. All members were present with the exception of Mr. Anderson, Ms. Spiess and Ms. Winfree. Another preliminary vote was taken to establish all members were able to hear each other and that they had received meeting documents prior to the meeting. A motion was made by Dr. Fleming seconded by Dr. Douglas to proceed with the meeting electronically. A roll call vote was taken all voted in favor; the motion carried. The meeting was turned over to Dr. Moore, Chair.

Dr. Todd Moore, Chair, called the Webex meeting to order at 9:05 a.m. A roll call was conducted and a quorum was present.

Review/Approve Minutes

Upon review of the March 12, 2020 minutes, Dr. Staab made a motion, seconded by Dr. Fleming, to approve the minutes. A roll call vote was conducted and all were in favor. The motion carried.

Minutes

Upon review of the December 5, 2019 minutes, Dr. Fleming made a motion, seconded by Dr. Douglas to approve the minutes as presented. A roll call vote was conducted and all were in favor. The motion carried.

Investigative Reports

Ms. Lori Leonard, Disciplinary Coordinator, Office of Investigations, presented the summary of currently monitored practitioners with one licensee with an unlicensed practice, two under reprimand, two under probation, three under suspension and one revocation. She presented the investigative report for psychologists. In the year 2020, investigations received and opened a total of 8 new complaints. She stated of those 8 complaint five were regarding unprofessional conduct, one for violation of order, one for criminal conviction and one for practice beyond the scope of practice. Investigations closed a total of zero complaints in the year 2020. Currently there are twenty-two open complaints being investigated and/or reviewed at this time. For the psychological examiners in the year 2020, investigations received and opened two new complaints and has not closed any complaints. She stated those two new complaints were regarding unprofessional conduct. They have three currently open being investigated and/or reviewed at this time. For the certified psychological assistants, investigations has opened no new complaints, they have closed no new complaints and they have no complaints pending. She introduced Jaime Byerly, the new Director of the Office of Investigations.

Financial Report

Maria McCormick presented the financial midyear report.

She stated that the mid-year expenditure totals for Payroll Expenditures is \$43,604.81, Years Salaries and Wages is \$31,770.90 and Employee Benefits of \$11,833.91. Projection for yearend 2020 Payroll expenditures are projected to be at \$58,139.75. They are projecting Salaries and Wages of \$42,361.20 and Employee Benefits of \$15,778.55. The Total Other Expenditures are \$35,393.88 and they anticipate projected Total Other Expenditures closing at \$53,759.99. She pointed out that some expenditures are not expected to change and there are no cost increases in some of the projections such as Travel. The Allocated Expenditures through March 2020 are \$42,473.03. For yearend, they are anticipating Total Allocated Expenditures of \$56,630.71. The Total Expenditures through March are \$121,471.72 and the projected Total Expenditures are \$168,530.45. The Board Fee Revenue through March 2020 is \$178,430.37 and the projected Board Fee Revenue is \$237,960.40. The Current Year Net through March 2020 is \$56,958.65 and the projected Current Year Net is \$69,429.96. The Cumulative Carryover through March 2020 is \$1,139,037.82. The projected Cumulative Carryover is \$1,151,509.13.

Office of General Counsel

Ms. Morgan stated concerning litigation matters there are no consent orders, no agreed orders and there is one open case in OGC currently and no appeals in chancery court. She briefly reviewed the conflict of interest policies. The ethical code rule became effective on February 25, 2020. The continuing education and telepsychology rules are in internal review.

Administrative Report

Ms. Lisa Williams stated there are currently 1,438 licensed Psychologists, 335 licensed Psychological Examiners/Senior Psychological Examiners and 68 licensed Certified Psychological Assistants. There are currently 22 Psychologists applications in process, 1 newly licensed and 164 renewals. There were 8 retired, 0 expired and 1 reinstated expired license. There are currently 0 Psychological Examiners/Senior Psychological Examiners applications in process and 28 renewals. There is 1 retired, 0 expired and 0 reinstated licenses. There is currently 1 Certified Psychological Assistant application in process, 2 newly licensed, 8 renewed, 1 retired, 0 expired and 0 reinstated licenses. Ms. Williams reminded the Board members to sign their per diem claims. She also stated the next scheduled Board Meeting is September 10, 2020 and the remaining date scheduled for 2020 is December 3, 2020.

Ms. Wilkins discussed the ASPPB (Association of State and Provincial Psychology Boards) 60th Annual Meeting being held this fall in New York City and scheduled from October 14, 2020 to October 18, 2020. At this time state employees are not allowed to travel; but in anticipation of state employees being allowed to travel and that the mid-year meeting is held; she stated that now would be the time to ask for volunteers to go. Dr. Fleming stated that he would not be able to go because he is being deployed October 1, 2020 for about a year. After discussion, it was decided to send three board volunteers and two staff to the ASPPB meeting if the COVID-19 situation improves. Dr. Moore called for a motion for two staff members and three board members to attend the fall meeting of the ASPPB. A motion was made by Dr. Alden and seconded by Dr. Fleming. A roll call vote was conducted and all were in favor. The motion carried.

Ms. Wilkins read an email from Dr. Hugh Moore, previous board chair. He is being encouraged to run for the board of directors again with the ASPPB and is requesting a letter of support from Ms. Wilkins and the individual board members.

Tennessee Colleague Assistance Foundation (TCAF)

Dr. Murphy Thomas, TCAF board chair, referenced the update provided by Dr. Brian Wind and specifically TCAF's new insurance policy to provide more liability coverage and new positions being created in TCAF. Dr. Moore summarized by stating that TCAF will provide clients with more essentially in-house services to help them navigate especially around supervision issues. Dr. Moore asked if clients would have the opportunity to seek supervision elsewhere if they choose to do so? Dr. Murphy stated that this had not been considered. He stated that the one individual they are currently in collaboration with is required to be under direct supervision and the specific services that the new positions provide.

Discuss and Ratify/Deny Newly Licensed and Reinstated Psychologists

Newly Licensed

Dr. Fleming made a motion, seconded by Dr. Carter to ratify the following newly licensed Psychologists:

Perez-Palacios Rodriguez Pamela
Rushing Jennifer A

A roll call vote was conducted and all were in favor. The motion carried.

Reinstated

Dr. Fleming made a motion, seconded by Dr. Carter to ratify the following reinstated Psychologist:

Kitzmann Katherine M.

A roll call vote was conducted and all were in favor. The motion carried.

Discuss and Ratify/Deny Newly Licensed Behavior Analysts

Newly Licensed

Dr. Staab made a motion, seconded by Dr. Fleming to ratify the following newly licensed Behavior Analysts:

Behavior Analysts

Alonso Rosa	Postma Nicole J
Armstrong Shayla Mckay	Samter Jennifer L
Colbert Jenifer E	Shaffer Jessica O.
Crump Vernekie	Snodgrass Heather R
Emrick Ellen	Terry Kathryn E.
Grandi Jamie M	Thweatt-Burton Jacqueline R
Grappo Briana C	Tobenski Kelly L
Gray Kathryn M	Trimble Sherron T
Grombach Brittini N	Weeks Alexandra
Hammond Rebekah	White Krista D
Hutchison Sage L	Wray Hayley E
Lorson Lindsay M	Wynn Kayla R
Peck Brayden N	

A roll call vote was conducted and all were in favor. The motion carried.

Dr. Fleming made a motion, seconded by Dr. Carter to ratify the following newly licensed Assistant Behavior Analysts:

Assistant Behavior Analysts

Bingham Sara

A roll call vote was conducted and all were in favor. The motion carried.

Dr. Fleming made a motion, seconded by Dr. Carter to ratify the following reinstated Behavior Analysts:

Reinstated

Greer Tiffany Chandrel
Morgan Jennifer

A roll call vote was conducted and all were in favor. The motion carried.

Tennessee Psychological Association

Dr. Pam Auble, TPA representative, summarized the continuing education information in the letter from TPA. TPA is asking the board to waive the 20 hour limit of continuing education internet hours and for the internet hours to continue to be APA approved. Dr. Moore asked Ms. Morgan if such a waiver could be considered by the board. Ms. Morgan stated that the board does not have the authority to suspend its own rules and the board does not have waiver language in the rules as they are currently written. Because of that, the rules as they stand and their requirements contained therein will have to remain as they are. Once a person is audited and it is determined that they do not have the required face to face hours, at that point the board can decide whether or not to discipline that license and this would be done on a case by case basis. The percentage of licensees that are audited is five percent each month. She talked about TPA's first licensing support chat. She also referenced PsyPact and although the majority of the board members supported it in a previous meeting, it did not get passed during this session and has been deferred most likely until next year.

Online Continuing Education Correspondence and Video Conferencing Supervision

Letters concerning internet/online continuing education was received from **Dave Verhaagen**, **Alixandra Lyon-Bramhall** and **Sophia Bray**. Online continuing education was discussed under TPA and the board does not have the authority to suspend its own rules and the board does not have waiver language in the rules as they are currently written. Ms. Morgan previously mentioned that the governor has the authority to waive the rules and the situation with continuing education could change before the next board meeting. At this time, the rules have not been waived by the governor. Ms. Wilkins with Ms. Morgan's assistance will address putting a statement on the website concerning the inability of the board to waive the rules of continuing education and the rules stand as they are. Correspondence was received from **Lillie Vandekar** concerning video

conferencing supervision. She is concerned that she will exceed the seventy-five percent of supervision allowed through video conferencing. Dr. Fleming stated that he felt this was the same issue as continuing education. Dr. Moore stated that she needs to get her supervision, document it well and the method would be dealt with later if needed. Each situation like this will be considered on a case by case basis. Teddy stated that the individual may need to get more supervision hours per week than required to get the required face to face hours.

Applied Behavioral Analyst (ABA) Cultural Diversity Rule Amendments

The changes made to the ABA rules will apply cultural diversity continuing education to reinstatements as well as including that same language under renewals and the rule will remain under continuing education where the rule currently is. Dr. Fleming made a motion to adopt the changes to the rules and seconded by Dr. Carter. A roll call vote was conducted and all were in favor. The motion carried.

Discuss Other Board Business

Dr. Moore stated that the ASPPB is going to have a meeting of board chairs on July 2, 2020. He asks if anyone else wants to attend and asked Ms. Morgan if this is something that he can attend. Ms. Morgan stated that she cannot respond to this question without knowing what the meaning is pertaining to. He will send the agenda to Ms. Morgan once he receives it. Teddy asked the board for a point of clarification. The rules in several places state a post-doctoral year and must also consist of 1900 hours. She asked the board to clarify that it was the board's intention that one year means twelve months. The board agreed that one year is twelve months and not less than twelve months.

With no other Board business to discuss Dr. Fleming made a motion, seconded by Dr. Carter to adjourn at 11:05 a.m. A roll call vote was conducted and all were in favor. The motion carried.