

State of New Hampshire
OFFICE OF PROFESSIONAL LICENSURE AND CERTIFICATION
DIVISION OF LICENSING AND BOARD ADMINISTRATION

Board of Psychology

7 Eagle Square, Concord, NH 03301-2412

Phone: 603-271-2152

LINDSEY B. COURTNEY
Executive Director

JOSEPH G. SHOEMAKER
Director



Public Minutes of April 1, 2022

The Board of Psychology convened at 9:08 a.m. in person and via zoom, with the following members present:

Dr. James Beauregard, Chair – arrived at 9:20

Dr. James Halla, Psychologist – via zoom

Excused from the meeting at 1:49 p.m.

Dr. Deborah Warner, Psychologist

Dr. Tonya Warren, Psychologist

Dr. Walrath, Psychologist

Attorney Lauren Greenwald, Public Member

Excused from meeting at 1:56 p.m.

Absent:

Staff:

Traci Weber, Administrator

Joseph Shoemaker, Director

Sheri Phillips, Board Counsel

I Administrative

1. Heather Kelly, Director of Finance advised the Board the RFP process is complete. Dr. Koocher was chosen to be the Psychology Board investigator. The investigator position is not part of the Board. This position will investigate any allegations that may come to the Board and the Board deems necessary. Ms. Kelly also advised the Board that OPLC is working towards an RFP with Prometric testing center. Prometric is a global testing service provider of technology enabled testing for multiple organizations worldwide. The Board Administrator will provide a copy of the RFP document to Ms. Kelly previously prepared by the Board. The Board is welcome to submit additional questions or specific requirements while working through this RFP for Prometric.
2. Rules Hearing for Psyc 402.02 and Psyc 402.03 opened at 9:32 a.m. and closed at 9:50 a.m. without any public comment.

3. Review tabled memo and draft meeting minutes for February 11, 2022. On motion from Dr. Warren / second Ms. Greenwald to approve with Dr. Warner's edits including adding Board members and staff to the heading of the minutes. Roll call vote 5-0-1 Dr. Walrath abstained.
4. Review draft meeting minutes of March 4, 2022 – Tabled.
5. 11:30 School Psychologist rules discussion with public - Tabled
6. Draft letter to ASPPB –NHPA Dr. Celia Oliver states the ASPPB rules define they need notification from the State Licensing Board in order for applicants to sit for the ASPPB exam. Dr. Oliver will submit a summary to the administrator for the Board to review. The Board will need to review/revise the current rule, allowing applicants to petition the board earlier in the process to sit for the exam.
7. HB 1345 relative to the release of a teenager's medical records to a parent/guardian. On motion from Dr. Beauregard / second from Ms. Greenwald to support this bill however the Board does suggest changing 'and' to 'or' to protect the child. Roll call vote 6-0-0.
8. Question for the Board – Do forensic psychologists who are coming into NH to testify in court need to be licensed? If working with a patient, yes. The psychologist themselves should refer to the NH Law RSA 329-B:2, VII and VIII where it defines the practice of Psychology in New Hampshire. If the psychologist practice falls within the guidelines listed in the law, then a license is required. Psyc 303.04 defines how to acquire a 30-day License in NH. Anything clinical/case related requires a license.
9. ASPPB guidelines for continuing professional development. On motion from Ms. Greenwald / second from Dr. Warren to send a response back informing ASPPB that New Hampshire is currently working on revising its rules regarding this subject matter and will update ASPPB once completed. Roll call vote 6-0-0.
10. Discussion with Enforcement Director Jessica Kallipolites and Attorney Michael Porter regarding the complaint process, how complaints are received, presented to the Board, timelines, and future investigator with these processes as well. When an allegation is received by enforcement, it will be forwarded to the Administrator to go to the next Board meeting. The Board will direct the administrator as to the next steps of the allegation, either dismiss, request voluntary response, or escalate to a complaint and/or investigation. Enforcement will pause any requests for voluntary information until the Board has had a chance to determine what letter to send out. Dr. Walrath would like the whole Board to review the templates before being sent out. Board Administrator will send all templates to enforcement from the Board. Director Kallipolites will attend the next couple of meetings to work through any template changes, concerns, processes with the Board.
11. Dr. Halla has some suggestions about streamlining the application process. Dr Halla is suggesting eliminating the following essay questions, Collaboration, Ethnic Sensitivity, and optional information. On motion from Ms. Greenwald / second from Dr. Warren to eliminate the above-mentioned essays as suggested by Dr. Halla. Roll call vote 5-0-1 Dr. Warner abstained. Dr. Halla would like to discuss Record Retention and the statutory law at next month's meeting.

II Rules, Statutes, Orders, Legal

1. **Psyc 402.02 and Psyc 402.03** Initial Proposal - moving forward in the rule writing process.
2. **Psyc 303.04 a & b** Initial Proposal – Temporary Licensure –Reviewed with Tina Kelly, Rules Coordinator, she will bring the revised version to next month’s meeting. Dr. Warner will send the ceu information to the Administrator to share with Ms. Kelley. The audit should be 5%.
3. **Psyc 301 & 304** Draft Initial Proposal –Tele Pass rules. The definition of telemedicine – “for the purpose of engaging in psychological practice” to be placed into definitions sections of rules. The telepass license is for 24 months total. The first 4 months the applicant has to submit all documentation in order to acquire the remainder 20-month license. Ms. Kelley to work on and bring back for Board review.
4. **Psyc 610** - School Psychologist – Tabled to next month.
5. **Psyc 402.01 (c)(2)** Dr. Walrath will revise and condense and bring back to the Board.

Move to Non-Public session: 1:09 p.m. Motion Dr. Beauregard second Dr. Walrath, roll call vote 5-0-1 Dr. Warren stepped out of room. Per: RSA 91-A:3, II(c) Matters which, if discussed in public, would likely affect adversely the reputation of any person, other than a member of this board, unless such person requests an open meeting.

Returned to Public Session: 2:44 p.m.

Seal Non-Public Minutes. Motion Dr. Beauregard /second Dr. Walrath with a roll call vote 4-0-0 to withhold and Seal the minutes per **RSA 91-A:3, II(c)** Matters which, if discussed in public, would likely affect adversely the reputation of any person, **other than a member of this board**, unless such person requests an open meeting.

Public decisions by the Board:

- a. **New Applicant with High Credentials** – On motion from Dr. Walrath / second Dr. Beauregard to approve the applicant listed below, roll call vote 4-0-0.

1. Jeremy Mirsky - ABPP

- b. **Reinstatement Application** – On motion from Dr. Beauregard / second Dr. Walrath to approve the applicant listed below effective July 1, 2021, roll call vote 4-0-0.

1. Ernest Downs

Board adjourned: 2:47 p.m.