

Board of Psychology

Friday, February 7, 2020 at 9:00 AM
Public Minutes

The regularly scheduled meeting of the New Hampshire Board of psychologists (“the Board”) was held at the Office of Professional Licensure and Certification (“OPLC”), 121 South Fruit Street, Concord NH on February 7, 2020 at 9:02 a.m. with the following members present:

Board:

Robert Walrath, PsyD, Chair
Tonya Warren, PsyD, member
James Beauregard, PhD, member
Deborah Warner, PhD, member
James Halla, PsyD, member
Lauren Greenwald, Esq., public member
Steven Atkins, PsyD, alternate member
Anna Elbroch, Esq., alternate member

Public:

Kenneth Reeves, PhD
Jessica Leonard, PsyD
Tari Selig, NH Assoc School Psychologists
Chris Stoddard, via phone
Travis Bickford, via phone

Staff:

Thomas Broderick, Esq. Rules Counsel
Jon Lavallee, Board Counsel
Michelle Thibeault, Administrator
Yvonne Marcotte, Administrator

1. ADMINISTRATIVE

Upon motion by Tonya Warren, PsyD with a second by John Halla, PsyD, the board voted to unanimously approve the minutes from the January 3, 2020 public session as amended.

2. CERTIFICATES – N/A

3. RULES / LAWS

a. Psyc 210 Vote to adopt Substantive Waiver rule change.

Upon motion by Deborah Warner, PhD, with a second by Lauren Greenwald, Esq, the board unanimously voted to adopt the Substantive Waiver rule change. Upon motion the Board Chair was presented the certification letter for signature. ~ **Motion Approved**

Board of Psychology

Friday, February 7, 2020 at 9:00 AM

Public Minutes

b. Graduate Program Courses.

Discussion: Attorney Thomas Broderick Esq. handed out to the Board “Psychologists Graduate Program Course Sheet” form; Attorney Roderick made a correction on the form because it still referenced the Mhp rules.

Action: Upon motion by Robert Walrath, PsyD with a second by James Beauregard, PhD, the board unanimously voted to add to rule 302.02, an additional psychologists graduate program course sheet. ~**Motion Approved**

c. Proposed change to Psyc 401.02 rule.

Discussion: Attorney Broderick presented to the Board Chair for signature the certification letter for the Psyc 401.02 rule they adopted.

Action: Upon motion by Robert Walrath PsyD with a second by James Beauregard PhD, the Board unanimously voted to accept the certification letter for the Psyc 401.02 rule they adopted. ~**Motion Approved**

d. HB1440.

Discussion: the Board discussed “one member from a community mental health center, and one member from a community health center” which will add two more positions to the Board. The Board is trying to get this bill quashed since the Board is short two public members and one psychologist at this time and it has been difficult to fill the positions.

Action: Upon motion by Deborah Warner PhD with a second by Lauren Greenwald, Esq, the Board voted to read and research this bill. ~**Motion Approved**

e. SB684-FN Medicaid-to-Schools.

Discussion: the Board held a telephone conference with school psychologists Christopher Stoddard and Travis Bickford with Tari Selig in attendance to discuss how to fast track the bill which adds a new license type of School Psychologist to effective upon passage. The Board needs to start working on developing the new administrative rules to govern the new license type. Current school psychologists will be grandfathered in. attorney Broderick is available to assist with this process.

The Board Chair requested that the New Hampshire Psychologist Association put out a notification to support the process. Looking for a new board member

Board of Psychology

Friday, February 7, 2020 at 9:00 AM

Public Minutes

and members for an advisory committee. The Board wants to reach out to the school psychologist community for comments and questions, and to encourage them to become involved in the process.

Attorney Broderick presented to the Board Chair optional applications questions regarding Medicaid-to-Schools per Executive Order 2019-07. Chair Walrath signed the form to adopt these questions.

Action: Upon motion by Robert Walrath, PsyD with a second by Lauren Greenwald, Esq. the board unanimously voted to have Deborah Warner, PhD attend the hearing on the bill and predraft policies required for a school psychologist licensure. Nominees for the school psychologist advisory committee will be submitted to the governor for approval. ~**Motion Approved**

f. Rules Attorney Broderick, presented to the Board Chair optional application questions regarding Medicaid-to-Schools Per Executive Order 2019-07. Chair Walrath signed the form to adopt these questions ~**Motion Approved**

g. DHHS workforce survey.

Discussion: The Board reviewed DHHS request for MOU requesting the ability to receive reports with information in order to track the Medicaid-To-School; request from Danielle Weiss for an MOU.

Action: Upon motion by Robert Walrath, PsyD with a second by James Halla, PsyD, the board unanimously voted to certify DHHS survey rules to be signed by board chair. ~**Motion Approved**

h. Proposed changes to Rule 303 – essay questions

Upon motion by Tonya Warren, PsyD with a second by Deborah Warner PhD, the board unanimously voted to have Robert Walrath, PsyD and James Beauregard, PhD work on a framework for ethics questions in the application.

Motion to commence First Non-Public Session:

At 9:59 a.m., upon motion by Tonya Warren, PsyD., with a second by Lauren Greenwald, Esq., the Board voted to conduct a non-public session for the purpose of discussing confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Roll call vote: Chair Robert Walrath, PsyD-yes, Tonya

Board of Psychology

Friday, February 7, 2020 at 9:00 AM
Public Minutes

Warren PsyD-yes, James Beauregard PhD-yes, Deborah Warner PhD-yes, James Halla PsyD-yes, Lauren Greenwald Esq-yes, Steven Atkins PsyD-yes.

The public session resumed at 10:10 a.m.

3. PUBLIC HEARING – Kenneth Reeves – 10:15am start end time 11:11 am

Dr. Reeves presented to the Board the essay questions that were previously not accepted by the Board, in particular “The Rental Van” and “Termination Process”. The Board asked questions regarding each of the essays. Areas of concerns that are from the code of ethics. The Board commended Dr. Reeves for covering the APA Code of Ethics in the following areas:

1. 3.10 Informed Consent
2. 4.03 Recording
3. 4.06 Consultations
4. 10.01 Informed Consent to Therapy
5. 10.02 Therapy Involving Couples or families

Motion to commence Second Non-Public Session:

At 11:11 a.m., upon motion by Tonya Warren, PsyD., with a second by Lauren Greenwald, Esq., the Board voted to conduct a non-public session for the purpose of discussing confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board’s executive and deliberative privileges. Roll call vote: Chair Robert Walrath, PsyD-yes, Tonya Warren PsyD-yes, James Beauregard PhD-yes, Deborah Warner PhD-yes, James Halla PsyD-yes, Lauren Greenwald Esq-yes, Steven Atkins PsyD-yes.

[Minutes kept separately]

Public session resumed at 11:32 a.m.

Upon motion by James Beauregard, PhD with a second by James Halla, PsyD, the board unanimously voted to send a letter to Dr. Reeves. ~**Motion Approved**

The public hearing for Kenneth Reeves adjourned at 11:30 a.m.

The Board recessed for lunch at 11:30 a.m.

At 11:55 a.m. the Board went into non-meeting

Board of Psychology

Friday, February 7, 2020 at 9:00 AM
Public Minutes

At 12:15 p.m. the Board resumed the Public Session

Motion to commence third Non-Public Session:

At 12:15 p.m., upon motion by Tonya Warren, PsyD., with a second by Lauren Greenwald, Esq., the Board voted to conduct a non-public session for the purpose of discussing confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges. Roll call vote: Chair Robert Walrath, PsyD-yes, Tonya Warren PsyD-yes, James Beauregard PhD-yes, Deborah Warner PhD-yes, James Halla PsyD-yes, Lauren Greenwald Esq-yes, Steven Atkins PsyD-yes.

The public session resumed at 3:11 p.m.

[Minutes kept separately]

Motion to keep minutes of non-public session confidential:

At 3:11 p.m. upon motion by Deborah Warner PhD with a second by Tonya Warren PsyD, the Board unanimously voted to withhold and seal the minutes of the preceding non-public sessions from public disclosure pursuant to RSA 91-A:3 III, that divulgence of the information likely would affect adversely the reputation of a person other than a Board member and to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present. Rolle call vote: Chair Robert Walrath, PsyD-yes, Tonya Warren PsyD-yes, James Beauregard PhD-yes, Deborah Warner PhD-yes, Lauren Greenwald Esq-yes,

3. NEW BUSINESS

- a. Steven Atkins, PsyD informed the board of the ASPPB annual meeting in New York City in October.
- b. Proposed changes to Rule 303 – essay questions.

The Board discussed different ways to provide guidance on the essay questions for the applicants. Deborah Warner PhD discussed a proposed preamble to ethics questions. Chair Walrath and James Beauregard PhD volunteered to work with NHPA to develop a framework and will have it for the next Board meeting.

- c. PSYPACT update.

Deborah Warner PyD informed the board of an updated PSYPACT timeline that the organization will be functional no later than June 30, 2020.

Board of Psychology

Friday, February 7, 2020 at 9:00 AM

Public Minutes

d. Approval of standing orders.

The Board was presented with standing to assist OPLC's Health Division with administrative duties that otherwise the Board would have to do.

Upon motion by Lauren Greenwald Esq with a second by James Beauregard PhD, the Board voted to approve the following standing orders as amended:

- The Board authorizes board administrators, division directors, and executive director: 1) to act as representatives of the board and sign orders as authorized by the Board; 2) to approve renewals both online and by mail unless under audit; ~~3) to sign voluntary surrenders and preliminary agreements when documents signed by licensee are filed by the APU~~
- The Board authorizes APU: 1) to share information with law enforcement and work in conjunction with law enforcement; ~~2) to issue subpoenas for documents and appearances for interviews for investigations that have been referred to the APU~~

Motion to commence Second Non-Public Session:

At 3:22 p.m., upon motion by Tonya Warren, PsyD., with a second by Lauren Greenwald, Esq., the Board voted to conduct a non-public session for the purpose of discussing confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, Lodge v. Knowlton, 119 N.H. 574 (1978), and the Board's executive and deliberative privileges.

Public Session resumed at 3:22 p.m

[Minutes kept separately]

Motion to keep minutes of non-public session confidential:

At 3:28 p.m. upon motion by Deborah Warner PhD with a second by Tonya Warren PsyD, the Board unanimously voted to withhold and seal the minutes of the preceding non-public sessions from public disclosure pursuant to RSA 91-A:3 III, that divulgence of the information likely would affect adversely the reputation of a person other than a Board member and to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present. Rolle call vote: Chair Robert Walrath, PsyD-yes, Tonya

Board of Psychology

Friday, February 7, 2020 at 9:00 AM

Public Minutes

Warren PsyD-yes, James Beauregard PhD-yes, Deborah Warner PhD-yes, Lauren Greenwald Esq-yes

4. QUALIFICATION AND LICENSURE

a. Application for Licensure

N/A

b. License Reactivation

JOHNSTON, Rebecca – Upon motion by James Halla PsyD with a second by Deborah Warner PhD, the Board unanimously voted to approve license reactivation for Rebecca Johnson.

c. Licensure Denial – NA

d. Application for Temporary Licensure

WOJCIK, Joseph-30 day – Upon motion by Robert Walrath PsyD with a second by James Halla PsyD, the Board unanimously voted to approve Joseph Wojcik’s application for a 30-day temporary license.

e. Request to sit for EPPP exam

NIELSEN, Jennifer

HARTFORD, Jr. Edgar

Upon motion by Robert Walrath PsyD with a second by Tonya Warren PsyD, the Board unanimously voted to grant request to sit for the EPPP exam by Jennifer Nielsen and Edgar Hartford Jr.

5. QUESTIONS

Question #1 (from Karen Lee Gillock)

Regarding the communication below, we would appreciate it if you could provide us with a definitive answer about the categorization of PESI “live webcasts-fully interactive” (their description on the certificates) – for the purposes of license renewal, does the Board consider them as Psyc 402.01 (c) (1) participation in seminars or workshops, or (2) participation in home study courses, up to a maximum of 20 hours?

Board of Psychology

Friday, February 7, 2020 at 9:00 AM

Public Minutes

This issue is becoming increasingly salient, as I would like to focus my next CEU hours on the series *Introduction to Telemental Health Theory and Practice*, an online (“home study”) course by Telebehavioral Health Institute (<https://telehealth.org/individual/>). But first, I’d like to ensure that the PESI webcasts I’ve attended with Dr. Levasseur are categorized as (1) above so that I meet the approved criteria for all of my CEUs before I submit my application for license renewal this Spring.

Answer: Table for next meeting

Question #2 (from Jennifer Gray)

Is attendance at live webinars considered a home study course if it’s live and interactive? Also I presented a workshop at the Canada Correctional Conference last summer. What specific documentation is needed for me to verify time spent preparing and for the presentation?

Answer: Table for next meeting

Question #3 (from Haley Curt)

I am currently completing my APA accredited internship in clinical psychology.

My question is regarding supervision for the second year of supervised profession experience. Does the supervision need to be with a licensed psychologist, or are other doctorate level licensed providers trained in a related field (e.g. social work) acceptable?

Answer: Table for next meeting

Motion to commence Second Non-Public Session:

At 2:00 p.m., upon motion by Tonya Warren, PsyD., with a second by Lauren Greenwald, Esq., the Board voted to conduct a non-public session for the purpose of discussing confidential Board business and noting that such a non-public session is authorized by RSA 91-A:3, II (c), RSA 91-A:3 II (e), RSA 91-A:5, IV, RSA 329:18, I, RSA 329:18-a, IV, RSA 329:29, *Lodge v. Knowlton*, 119 N.H. 574 (1978), and the Board’s executive and deliberative privileges.

At 3:48 p.m., upon motion by Robert Walrath, PsyD, with a second by Tonya Warren, PsyD., the Board unanimously voted to adjourn the meeting.

The next board meeting will be March 6, 2020.