



Public Session Meeting Minutes

Friday, March 20, 2009

Salem, Oregon

Members Present: Susan Latham, Public Member, Chair
Benson Schaeffer, Ph.D., Vice Chair
David Wade, Psy.D.
Nancy Taylor Kemp, Ph.D.
Shane Haydon, Ph.D.
Terrel Templeman, Ph.D.
Kent Anderson, Public Member

Excused:

Staff: Debra McHugh
Karen Berry

1:00 p.m. - CALL TO ORDER

A. APPROVE MINUTES

Moved: Kemp Second: Haydon

Action: To accept the Public Session meeting minutes from Nov. 14, 2008

In Favor: Unanimous Oppose: None Abstain: None

Moved: Wade Second: Kemp

Action: To accept the Public Session meeting minutes from Jan. 9, 2009

In Favor: Unanimous Oppose: None Abstain: None

Moved: Templeman Second: Haydon

Action: To accept the Executive Session meeting minutes from Jan. 23, 2009

In Favor: Unanimous Oppose: None Abstain: None

Moved: Anderson Second: Schaeffer

Action: To accept the Public Session meeting minutes from Jan. 23, 2009

In Favor: Unanimous Oppose: None Abstain: None

Moved: Anderson Second: Schaeffer

Action: To accept the Executive Session meeting minutes from Feb. 2, 2009

In Favor: Unanimous Oppose: None Abstain: None

Moved: Haydon Second: Schaeffer

Action: To accept the Public Session meeting minutes from Feb. 2, 2009

In Favor: Unanimous Oppose: None Abstain: None

Moved: Kemp Second: Templeman

Action: To accept the Public Session meeting minutes from Feb. 12, 2009

In Favor: Unanimous Oppose: None Abstain: Anderson

B. CONSUMER PROTECTION-- Vote on discipline

Complaint Statistics: 13 complaints have been filed in 2009. There are 41 open files: 39 under investigation (including the investigation files up for Board consideration), and 3 in the contested case process. Of the open cases under investigation, 34 are licensed and 7 are unlicensed practitioners.

2009-006

Moved: Templeman Second: Wade

Action: To Dismiss

In Favor: Unanimous Oppose: None Abstain: None

2007-026

Moved: Haydon Second: Kemp

Action: To approve the Final Stipulated Order

In Favor: Unanimous Oppose: None Abstain: None

2008-041

Moved: Anderson Second: Haydon

Action: To approve the Final Stipulated Order

In Favor: Unanimous Oppose: None Abstain: None

2008-017

Moved: Templeman Second: Wade

Action: To issue a Notice of Proposed Discipline

In Favor: Unanimous Oppose: None Abstain: None

2007-011

Moved: Wade Second: Haydon

Action: To issue a Final Order

In Favor: Unanimous Oppose: None Abstain: Kemp

2003-026

Moved: Templeman Second: Haydon

Action: To amend the First Amended Stipulated Order

In Favor: Unanimous Oppose: None Abstain: None

2008-049

Moved: Templeman Second: Schaeffer

Action: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

2007-037

Moved: Schaeffer Second: Haydon

Action: To dismiss without prejudice

In Favor: Unanimous Oppose: None Abstain: None

2008-084

Moved: Anderson Second: Kemp

Action: To dismiss

In Favor: Unanimous Oppose: None Abstain: None

2008-050

Moved: Kemp Second: Haydon

Action: To issue a thirty-day letter.

In Favor: Unanimous Oppose: None Abstain: None

2008-065

Moved: Wade Second: Anderson

Action: To dismiss.

In Favor: Unanimous Oppose: None Abstain: None

2008-066

Moved: Templeman Second: Haydon

Action: To dismiss.

In Favor: Unanimous Oppose: None Abstain: None

2008-067

Moved: Wade Second: Kemp

Action: To issue a thirty-day letter.

In Favor: Unanimous Oppose: None Abstain: None

2008-069

Moved: Kemp Second: Haydon

Action: To dismiss.

In Favor: Unanimous Oppose: None Abstain: None

C. CONSENT AGENDA -- Investigation Extensions & Unlicensed Practice cases

Moved: Templeman Second: Haydon

Action: To accept the Consent Agenda.

In Favor: Unanimous Oppose: None Abstain: None

D. APPLICATIONS FOR REINSTATEMENT

Ms. McHugh presented applications for reinstatement for the following licensees to the Board for discussion and approval: Bob Torres, Ph.D.; Joanne Fritch, Ph.D.; Stephen Jang, Ph.D.; and Nahanni Freeman, Ph.D.

Moved: Templeman Second: Haydon

Action: To accept the applications for reinstatement.

In Favor: Unanimous Oppose: None Abstain: None

E. LICENSEE IMPAIRMENT – Board Discussion

F. BOARD POLICY

1. Use of Alternative Titles for Psychologists

Ms. McHugh presented a question from the field regarding use of alternative titles by licensed psychologist such as: “Neuropsychologist” “Clinical Psychologist” “Addiction Psychologist” “Licensed Clinical Psychologist.” In addition, a specific question came from an “exempt” psychologist teaching at PSU about what he can call himself.

According to statute licensed psychologists may only call themselves “psychologists” or “licensed psychologists” only as Oregon does not certify specialties. However, according to statute an exempt psychologist teaching in a university may call him/herself a psychologist while designating a specialty such as: “Joseph Andrews, Ph.D. Psychologist, specializing in Addictions” as long as their degree came from an APA accredited program or regionally accredited institution.

2. Unlicensed practitioners that advertise “psychology” methodology

Ms. McHugh introduced this topic as a follow-up to an earlier discussion wherein the Board directed staff to begin addressing unlicensed practice cases as they discover them and not wait for a complaint to be lodged. Staff was to begin with practitioners who were using “prohibited words” such as ‘psychotherapy’ and ‘psychology’ to describe services or using the title ‘psychologist’.

Staff requests further clarification for individuals using variations on prohibited terms that may be confusing to the public such as: “Jungian Psychologist,” “Energy Psychology, “ etc.

Ms. McHugh informed the Board that many of these same individuals (with no license or certification by the State) are also frequently offering to treat major mental illness and/or disorders.

The Board concluded that as a general guideline if an individual doesn’t have a license (issued by the State) and it’s in the DSM as a major disorder, they can’t treat it. Ms. McHugh will follow-up with the Board in May with a specific policy for staff to follow when working with unlicensed practitioner cases.

G. PUBLIC FORUM

1) Dr. Midge Murphy, PhD in energy psychology addressed the Board. Dr. Murphy provides risk management to people who practice energy psychology. She also teaches ethics and legal principles in energy psychology. Her purpose of meeting with the Board was to represent the Energy Psychology Association. She described their ethics code and standards of practice, as well as, a certification process.

2) Scott Pengelly, OPA Liaison to the Board, discussed legislative issues of concern to OPA and the Board. Dr. Pengelly expressed concern about the Board’s proposed fee increase, but indicated that OPA would not “vigorously” oppose it. In addition, OPA remains concerned about Senate Bill 174 which increases the civil penalty to “up to \$10,000.” Dr. Pengelly also relayed OPA’s interest in a “Retired Active” license status that would be less expensive than a regular active license.

H. ADMINISTRATIVE RULE (OAR) REVISION

This item was deferred to the May 2009 meeting due to time constraints.

I. EXECUTIVE DIRECTOR REPORT

1. 2009 Legislative Session

Ms. McHugh provided a detailed hand-out, and discussed all of the legislation affecting psychologists and health licensing boards in Oregon during the 2009 Legislative Session. Ms. McHugh described efforts around the Board's 2009-2011 Budget Bill and the need for a fee increase. In order to assist with the Board's cash-flow, Ms. McHugh suggested a move to a biennial "birth month" renewal schedule. For the majority of licensees that will mean (for the first two years of implementation) two payments rather than one. This should make the higher fee more doable.

2. Governor Cost Reduction Directive (Furloughs)

Ms. McHugh explained the Governor's directive that management begin taking unpaid leave beginning March 2009. Classified employees will also have to take some leave without pay (furlough), but the State is negotiating that with the union. The rationale behind the furloughs is "shared sacrifice." We are all taking days without pay (except those in the lowest pay brackets) in order to prevent even higher lay-off numbers.

Once the number of days of required furlough is determined Ms. McHugh will discuss whether or not to have all staff take the same furlough days or to stagger the furloughs in order to keep the office open.

3. OBPE Liaison to OPA

Dr. Haydon volunteered to serve as the OBPE's liaison to the Oregon Psychological Association. Dr. Haydon will replace Dr. Schaeffer who is leaving the Board in June, 2009 after six years of service.

Meeting adjourned at 5:00pm.

NOTE:

OPA conference in Portland: **May 8, 2009**

Next Board meeting: **May 15, 2009**

Respectfully Submitted:



Debra McHugh, Executive Director

Date approved: 05/15/2009