



## Public Session Meeting Minutes

Friday, July 17, 2009

Salem, Oregon

Members Present: Susan Latham, Public Member, Chair  
Nancy Taylor Kemp, Ph.D., Vice Chair  
Kent Anderson, Public Member  
Shane Haydon, Ph.D.  
Robin Shallcross, Ph.D.  
Linda Sherman, Ph.D.  
David Wade, Psy.D.

Staff: Debra McHugh  
Karen Berry  
Kelli Kelly

**A. 1:00 p.m. - CALL TO ORDER**

**B. APPROVE EXECUTIVE SESSION MINUTES**

Moved: Wade Second: Haydon

**Action:** To accept the Executive Session meeting minutes from May 15, 2009 with corrections.

Favor: Unanimous Oppose: None Abstain: None

**C. DISCUSS AND APPROVE PUBLIC SESSION MINUTES**

Moved: Kemp Second: Anderson

**Action:** To accept the Public Session meeting minutes from May 15, 2009 with one spelling error correction.

In Favor: Unanimous Oppose: None Abstain: None

**D. CONSUMER PROTECTION**

Complaint Statistics: 41 complaints have been filed in 2009. There are 46 open files: 44 under investigation (including investigation files up for Board consideration), and 2 in the contested case process. Of the open cases under investigation, 36 are licensed and 8 are unlicensed practitioners.

**MOTION AND VOTES:**

**Case #2008-018** Moved: Wade Second: Kemp

That the Board: Approve termination of supervision.

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-002 & 2008-005** Moved: Haydon Second: Wade

That the Board: Send Notice of Proposed License Revocation.

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-017** Moved:

That the Board: Approve therapist.

**Case #2008-067** Moved: Kemp Second: Shallcross

That the Board: Send Notice of Proposed Discipline (NPDA)

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-009** Moved: Haydon Second: Wade

That the Board: Send Notice of Proposed Discipline (NPDA)

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-076** Moved: Kemp Second: Haydon

That the Board: Send Thirty-Day Letter

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-078** Moved: Anderson Second: Shallcross

That the Board: Send Thirty-Day Letter

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-008** Moved: Anderson Second: Kemp

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

**Case #2008-012** Moved: Anderson Second: Shallcross

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-014** Moved: Kemp Second: Anderson

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-024** Moved: Kemp Second: Anderson

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-028** Moved: Anderson Second: Wade

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-040** Moved: Anderson Second: Wade

That the Board: Send Thirty-Day Letter

In Favor: Unanimous Oppose: None Abstain: None

**Case #2009-039** Moved: Kemp Second: Haydon

That the Board: Dismiss

In Favor: Unanimous Oppose: None Abstain: None

## **E. CONSENT AGENDA**

Moved: Shallcross Second: Anderson

**Action:** To accept the Consent Agenda as presented excluding Case # 2009-020. Send 30-day letter for unlicensed practice.

In Favor: Unanimous Oppose: None Abstain: None

## **F. CONTINUING EDUCATION AUDIT RESULTS**

Ms. McHugh reported on the 2009 CE Report Audit results.

Moved: Anderson Second: Haydon

**Action:** To approve delinquent Continuing Education reports excluding Scott Senn, PsyD and send Thirty-Day letter to Dr. Senn.

In Favor: Unanimous Oppose: None Abstain: None

## **G. ADMINISTRATIVE RULE REVISIONS**

The Board reviewed the draft of proposed rule changes. Ms. McHugh made notations of the Board directed changes. The Board will review the FINAL DRAFT of rule revisions at their September 18, 2009 meeting. Once a final draft is approved the Rules will be sent out for public comment.

## **H. PUBLIC FORUM**

The Board discussed having the public forum at an earlier time on the Public Session agenda so visitors don't have to wait so long. This change will be implemented beginning September 18, 2009.

### **1. Scott Pengelly, PhD, Oregon Psychological Association Liaison**

OPA wants to see OBPE pursue efforts to help psychological associates get on insurance panels. Dr. Pengelly reported on OPA's concerns about Governor Kulongoski's proposal for a 'Super Board'.

### **2. Ann Meadowbrook, licensed Psychologist Associate**

Discussed concerns about trend by insurance companies to exclude psychological associates. Ms. Meadowbrook submitted a copy of suggested wording to be considered in OBPE Administrative Rule.

### **3. Samuel Pierce, PhD, applicant**

Dr. Pierce discussed having a difficult time completing his residency. The Board suggested he meet with Ms. McHugh to discuss his options.

## **I. BOARD POLICY QUESTIONS**

a. Should Board members be on the OPA ListServe? Ms. McHugh described her understanding of a prohibition of Board members participating on the OPA ListServe due

to a "chilling" effect. Board members discussed the professional benefits of participating on the OPA ListServe.

**POLICY:** If a Board member is also an OPA member, there is no prohibition to participating on the OPA ListServe.

#### J. APPLICATION MATTERS

Ms. McHugh reported on a request from Dr. Ruth Resch, out-of-state applicant for a Limited Permit. Due to the length of time Dr. Resch was inactive, and the absence of administrative rules for guidance, Ms. McHugh requested an endorsement from the Consumer Protection Committee (CPC). The CPC committee denied the Limited Permit. Dr. Resch requested an appeal to the full Board. Dr. Resch intends to take the Jurisprudence examination in October 2009.

**Action:** Approve Limited Permit with Scott Bandoroff, PhD as a consultant.

#### K. EXECUTIVE DIRECTOR REPORT

##### a. 2009 Legislative Session

Ms. McHugh reviewed the handout "2009 Legislative Session Wrap-up," reporting on the legislation affecting psychologists. Some of the legislation will not go into affect until January 1, 2010.

##### b. HB 2702 (RxP)

Ms. McHugh reported that the Board is required to appoint three licensed psychologist members. One must have prescribing psychologist training and one must work in a hospital setting. Ms. McHugh reported that there had been two inquiries from licensed psychologists: Dr. Ron Glaus and Dr. Susan Patchin. Dr. Patchin requested a position on the committee given her experience many years of with the RxP bill. The Board discussed the need for someone who had in-depth knowledge with the legislative history and current political climate, as well as an individual who had a history of open communication with the Board, if possible. Suggestions for the committee members included: Lynnea Lindsey, Morgan Sammons (hospital), David Wade, Jim Mol (hospital); and Robin Henderson.

**Action:** Dr. Wade will contact recommended individuals and report to the Board at their meeting in September.

##### c. Consolidation of Health Licensing Boards

Governor Kulongoski gave a speech to the Portland City Club on May 15, 2009, recommending the consolidation of health licensing boards with a target date of February 2010. The perceived benefit is greater efficiency.

##### d. Jurisprudence Exam Item Development

Susan Dale has been contracted with to develop a second round of exam items. Ms. McHugh suggested that every Board meeting contain an agenda item for brainstorming topics for new items.

#### L. UNLICENSED PRACTICE CASES

#2009-016 Robert Beatty, M.S.

Action: Dismissed

#2009-036 Robert Perrillo, Ph.D.


Action: Dismissed

#2009-027 Thomas Stokes, Psy.D.

Action: Dismissed.

**5:00 pm ADJOURN**

Respectfully submitted:



Debra McHugh, Executive Director

Date Approved: 09/18/2009