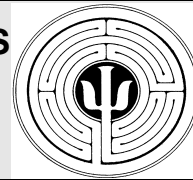




OREGON BOARD OF PSYCHOLOGIST EXAMINERS NEWSLETTER

Winter 2008



BOARD PROPOSES ADMINISTRATIVE RULE CHANGES

By Debra Orman McHugh

The OBPE Board has completed its draft of the proposed revisions to the Oregon Administrative Rules (OARs) pertaining to the practice of psychology (OAR Divisions 10-20-30 & 40). Thanks go to the twenty-five committed licensees who dedicated a day in Salem to reviewing and discussing every single OAR. Unfortunately, due to logistical constraints, we had to turn away potential participants to the Advisory Committee meeting. Not to worry! There will be plenty of opportunity for in-put as we will be mailing the proposed rules to all licensees and other interested parties for comment by the end of February.

Remember that the difference between a ‘rule’ and a ‘law’ is important. Simply put, a law is fairly “set in stone” and must be approved and/or changed by the Legislature. However, an administrative law is an explanation of *how* the law will be implemented. Administrative rules are a bit easier to change as they must be proposed to “interested parties” (such as licensees) and are open for public comment. Many administrative rules cannot be changed because of their relationship to a current law that cannot be changed or it relates to a law that is not within the purview of OBPE. For example, several individuals at the Advisory Committee meeting proposed raising fees for those psychologists who come into Oregon to practice on a “temporary” basis. OBPE is prohibited from raising fees simply to discourage psychologists from coming into Oregon. Someone else suggested we charge “big fees” to those who want to buy a mailing list, in order to “make money.” However, as a State agency the Board is obligated to provide such public information, but must charge a *reasonable* administrative fee for staff time.

If you have a comment to make or a concern about a particular rule the Board wants to hear from you. Interested parties can email or write your concerns down and send them to my attention at the OBPE office in Salem. There will be a *deadline for comments* stated on the materials you receive. *EO*

BPE GOES GREEN!

OBPE is doing our part to conserve natural resources. To this end, much of our written communication will be delivered via email and our web site (www.oregon.gov/obpe). Not only will we save a tree or two, but we will also save our financial resources by saving on printing and postage costs. As a State agency, we are mandated to use *all* our resources wisely. It’s a good policy and a good idea! Those who have specifically requested NOT to receive email will continue to receive paper mailings via US mail. In addition, those who do not have access to the Internet will still be able to receive documents (such as forms and application materials) via US mail. *EO*

WRITTEN EXAM UPDATE

Thanks to the hard work and dedication of many volunteers, the written exam is becoming a reality. With the guidance of psychometric scientists at Portland State University, the new written jurisprudence exam is well on its way to its first administration in April 2008!

In This Issue

Board Position Open	2
Chairman’s Update	2
ED Report	3
Discipline Report	6
Renewal FAQs	7

Public Member Opening

One public member position is currently open on the Board of Psychologist Examiners. Board terms are for three years. Per Diem and travel expenses are reimbursed. The appointment is subject to confirmation by the State Senate. An Executive Appointment Interest form is available from the Governor's Appointment's office by calling 503-378-3123, or from their web page at: <http://www.oregon.gov/Gov/boards.shtml>. Applicants from Southern and Central Oregon are especially encouraged to apply.

For more information, contact Debra Orman McHugh at 503-378-4154 ex. 21.

CHAIRMAN'S UPDATE

By Terry Templeman, Ph.D

The New Year is here, and with it many challenges and opportunities. One of the challenges for me as the new Board Chair is living up to the high standards of my predecessors. While some regulatory boards in Oregon have recently been criticized for failing to protect the public, the Board of Psychologist Examiners is not one of them, due in large part to the wise decision making of many of our Boards over the past twenty years. I was struck by this tradition of leadership in July when the Board hosted colleagues from around the state to review administrative rules pertaining to the practice of psychology in Oregon. The number of past Board members in attendance was impressive and reminded me how many bright and gifted people have previously wrestled with the same issues we face today. I was also impressed with these senior psychologists' willingness to continue volunteering time and effort to improve the practice of psychology.

At the same meeting I also met new psychologists with fresh ideas about how to make the board responsive to the public and the profession. Fresh ideas are needed to address emerging issues facing the Board. The discussions I observed were enriched by the

diversity of the participants (including a psychologist associate). Thus one of my challenges as Board Chair is to find other ways to tap into this wealth of wisdom that our licensees have to offer.

Fortunately I have an excellent team of Board members to assist me in this challenge. OBPE consists of seven members, five psychologists and two public members. There have been some changes in composition this year, and we are currently in need of a public member to replace Maryann Yelnosky, whose incisive legal mind guided us through some thorny issues in the past. Fortunately Susan Latham, MSW, our Vice Chair, is our other public member, and her keen insights into how clients perceive the therapy relationship have been extremely helpful. Susan Dale, Ph.D., my immediate predecessor as chair, finishes her term this year, and what a year of accomplishments it has been! Susan has been instrumental in revamping our residential supervision protocol, with new guidelines and training opportunities for supervisors. She and Martin Waechter, Ph.D. together have guided the Board from an oral exam to a written jurisprudence exam, and I am happy to announce that she will continue assisting the Board as Project Manager after her term expires. Rosemary Berdine, Psy.D. hails from Clatsop County. Her no nonsense approach to problems, grounded in a rural practice, helps to keep this Board focused on practical

CHAIRMAN'S UPDATE - Continued

matters. Our newest member is Nancy Taylor Kemp, Ph.D. from Eugene. She fills the position left vacant by Martin Waechter, Ph.D. earlier this year. While Martin's long history with the Board and connections to the research community enhanced the effectiveness of this Board, Nancy has her own connections to the university community and brings the fresh perspective of a practicing clinician to our discussions. Benson Schaeffer, Ph.D. from Portland, brings a wealth of knowledge in neuro-psychology, assessment, and many other fields of research. Benson continues to serve as our liaison to the Oregon Psychological Association.

Of course OBPE would get little accomplished without its professional staff. While the Board meets only six to eight times a year, the office staff is there five days a week to answer questions from the public and guide and direct our applicants and licensees. Debra Orman McHugh is now into her second year as our Executive Director. After having learned all the laws and regulations pertaining to psychology, familiarizing herself with the labyrinth of administrative procedures pertaining to Oregon regulatory boards, and getting to know all the players, Debra has firmly established herself at the helm of our ship. The amazing Kathy Mann, our Program Analyst, whose memory for Board decisions and policies keeps the Board consistent in its decision-making, assists Debra. Kathy is also the mastermind behind the upgraded OBPE website. Check it out at

www.oregon.gov/OBPE. Karen Berry is our Investigator, which means she is the Board's eyes and ears in complaint cases. With a background in both law and social work, Karen is uniquely qualified for this position, and her reports are both objective and insightful. The Board also employs a part-time clerical assistant during times of heavy workload: CJ Jones. Last but not least, our legal counsel recently assigned by the Attorney General, is Warren Foote. Warren's experience with other regulatory boards and his patience in explaining the law are most gratifying to those of us who do not speak Legalese as a second language.

So what's ahead? In the next year you can look forward to more training for residents and supervisors, a written jurisprudence exam, public hearings on administrative rule changes, and a public forum regarding OBPE's legislative agenda. Beyond that here are some of the other issues facing professional psychology in the future: the role of distance education in doctoral training, changes in the training of psychologists, internet therapy, mobility of licenses across jurisdictions, the role of psychologists in prescribing medications, impaired psychologists and ensuring competency across the professional lifespan. We will provide you with information and opportunities for input as the Board takes them up. Together we can turn these challenges into opportunities and continue the tradition of excellence that is the hallmark of Oregon psychology. ☎



EXECUTIVE DIRECTOR'S REPORT

By Debra Orman McHugh



As I write this newsletter we are deep into the throes of license renewal. It is a very stressful time, and I am pleading "patience" with all involved. Just to put it in perspective we have processed nearly 700 licenses—200 licenses in the final week of December! It is a monumental task, balancing the funds that come in, matching up CE reports with payments, and issuing licenses (a legal document). At the same time calling folks who have sent their payment to the wrong State agency (usually by well-meaning secretary), sent in incomplete CE reports, sent in the wrong amount or not paid at all. I am proud of the way we work together, and handle the many, many calls we receive from

EXECUTIVE DIRECTOR'S REPORT - Continued

licensees that call hoping their license can be issued “today.” Or those pleading with us to sift through the mail and look for their renewal check. Remember, while the deadline requires a “postmark by December 31st,” that means your license does not expire for the purposes of the Board. Your employer or insurance providers may have different expectations. Please keep in mind that if you send in your renewal in the final week of December, your license will be at the very end of the line!

Speaking of license renewals, did you know you could look on our web site to see when your license expires or if your new license has been issued? We update the “licensee lookup” page *each time* we issue a license during renewal periods (October-December). The rest of the year we update weekly to ensure your public licensure information is up-to-date. If you haven’t been to our web site lately, you should really check it out. Kathy Mann has spent countless hours working to make the Board’s site much more user friendly and easier to navigate. In addition, we had a student intern here during the

*We process
licensees in
the order
they are
received.*

summer who helped us make many of the forms “fill-in-able.” Finally, we have completely re-vamped the licensure application forms. The application is shorter, but the character and fitness questions asked of applicants and their references are more detailed and complete.

When I first came to work for the Board, I asked about the ebb and flow of the workload—that is, the cyclical nature of things. Staff kept repeating, “There is never a dull moment at the Board of Psychologist Examiners.” I have found that to be very true! As the license renewal period winds down we are beginning to build our Legislative agenda for the 2009-2011. At our January Board meeting we will hammer out the details of the Board’s Legislative agenda. We will then present it to the field for comment. One and all are invited to our Legislative Forum on February 1, 2008 in Salem. Look for details on the Board’s web site, and by email announcement.

As the New Year begins, I would like to express how much I enjoy working in this job. Many of you have asked me how I like my job. “I still love it!” I enjoy the fast pace, the variety of tasks, and the people I work with. The Board staff is incredibly dedicated and hard working, and the Board is an amazing group of volunteers! I continue to be impressed with their thoughtful and thorough discussions of each complaint case, as well as their knowledge of licensing psychologists: education, character and fitness. I am also thankful for all of the licensees and applicants who call me to express their appreciation of the staff, or me or discuss a concern or make a suggestion. It gives me perspective in my day-to-day work, and I regularly pass on the information to the Board. We have implemented many of your suggestions. Thanks!

PAIN MANAGEMENT CONTINUING EDUCATION

Every Oregon health professional has a one-time requirement of seven hours of pain management CE. *Note:* One hour must be completed by taking the Pain Management Commission’s on-line course at: <http://www.oregon.gov/DHS/pain/index.shtml>

Licensees that renewed in **2006**, have until 2008 to complete and report this CE requirement.
Licensees renewing in **2007**, have until 2009 to complete and report this CE requirement.

More info can be found on our web site: www.oregon.gov/obpe.

RESIDENCY SUPERVISION

~ PART ONE ~

By Susan Dale, Ph.D. and Debra Orman McHugh

The Board continues to focus efforts on the preparation of professional psychologists. The Board has been offering an Orientation to Residency Supervision to psychologists interested in providing supervision or already providing supervision and to potential residents looking for a supervisor.

Psychologists are trained largely through an apprenticeship model and supervision is an essential component to the preparation of the licensed psychologist professional. Board staff approves and oversees the contract, and relies on the knowledge, skills and dedication of the supervising Oregon psychologists. In this article, we offer a summary of some of the information included in the orientation training and details about some of the common errors the board encounters with residents and their supervisors.

CONTRACTS

Every Resident who provides psychological services (unless in an exempt setting) *must* have a Board approved supervision contract.

Residents *must not* work even one day without a contract! Working without a contract is, in effect, “practicing without a license” and is an ethical and legal violation.

A complaint against the resident is a complaint against the supervisor.

The Board recently levied a \$1,000 fine against a resident who was told repeatedly to enter into a Board approved contract, and failed to do so. Another out-of-state resident, unfamiliar with the rules, immediately submitted a

contract without incident once he became aware of his error. The Board’s goal is public protection, and the Board wants to assist

supervisors and residents come into compliance with the law. However, those that disregard the law are reprimanded, thereby jeopardizing their chance to become licensed in the future.

CONSULTATION VS. SUPERVISION

The Board explains it this way, “Consultants give advice and you can take it or not. Supervisors tell you what to do, and you had better do what you are told.” Why? In a Board approved supervision contract, the resident is practicing under the license of the supervisor. That is, a complaint against the resident is also a complaint against the supervisor. Recently the Board had a supervisor call requesting to terminate his contract with a resident. The supervisor had directed the resident to stop working in another setting without supervision. The resident was working in the second site without supervision.

The supervisor had documented his efforts to direct the resident to stop and had then immediately contacted the Board when it was clear that the resident was not going to change her behavior. When a complaint was subsequently filed against the resident, no complaint was filed against the supervisor.

RECORDKEEPING

Supervisors should keep notes of the cases and/or topics discussed with the resident. If the conduct of the resident or the supervisor is called into question, (regarding the adequacy of supervision) the notes will be critical in helping the Board Investigator when she provides a case report to the Board. Any concerns regarding the competency or ethics of the resident should be brought to the attention of the Board’s Executive Director who will discuss the issue with the Board’s Consumer Protection Committee (CPC). The CPC is a sub-committee of the Board that provides direction to the Executive Director and Investigator between Board meetings.

BOARD REPORTS

According to the Board approved contract, supervisors are obligated to notify the Board if they have ethical or competency concerns about a resident under their supervision. In addition, supervisors must submit a "final evaluation" when supervision relationship terminates, for any reason. Beginning in 2008, the Board will begin asking supervisors for periodic (six month) evaluation from supervisors. Current supervisors will receive written notice that a periodic evaluation is due. An evaluation form will also be included. We do not expect that the form will take too much time to complete. Our goal is twofold: to ensure that the contract is still intact and the resident is making expected progress.

Watch for Residency Supervision-Part II in our next newsletter. Meanwhile, questions can be directed to Debra at 503-378-4154 ext 21. ☺

OBPE DISCIPLINE 2007

NEW FEE SCHEDULE FOR PATIENT RECORDS

☺ ☺ ☺

The 2007 Legislature amended the fee schedule for copies of patient records (SB 591):

- ❖ No more than \$30 for copying 10 or fewer pages;
- ❖ No more than 50cents per page for pages 11-50;
- ❖ No more than 25 cents for each additional page; and
- ❖ An additional \$5 charge is allowed if the records are processed and mailed first class back to the requester within seven business days.

License #1111 ~ Licensee's chart notes for two clients were deficient in that they failed to explain how licensee arrived at initial diagnoses. Chart notes cryptic; failed to document the progress of treatment; did not meet professional standards. Failed to obtain informed consent.

Discipline: Reprimand & Supervision (18 mo.)

License #1556 ~ Licensee failed to maintain appropriate boundaries utilizing unrecognized/unacceptable methodologies with client during psychotherapy sessions, telling her (a married adult female) that he was attracted to her. These comments caused her mental and emotional distress.

Discipline: Reprimand & Supervision (1 yr)

License #338 ~ After Licensee's last outpatient appointment with his adult female client, the two began seeing each other socially at least once every week or two. Approximately 20 months after the last outpatient visit, this friendship became sexual.

Discipline: Reprimand, Supervision/Probation (1yr)

License #237 ~ Licensee engaged in a dual relationship with a client by providing the client with psychological evaluation and testifying as an expert in regard to the client's fitness as a parent, and then hiring client to work on his home and allowing client to live on his property. Licensee interviewed the minor children without obtaining the consent of the temporary custodial parent

Discipline: Reprimand, Supervision/Probation (1yr)

☺

NOTE: DISCIPLINE DOCUMENTS MAY BE FOUND IN THEIR ENTIRETY ON THE OBPE WEB SITE UNDER "LICENSEE LOOKUP." WWW.OREGON.GOV/OBPE

LICENSE RENEWAL

F A Q s

Q: Why does it take two weeks to process my license—it's only a CE report and my check?

A: OBPE staff (one person) is processing approximately #700 licenses November - December each year, (including #200 in the deadline week).

☞

Q: I'm confused about the continuing education requirements. What should I do?

A: Check the OBPE website (newly refurbished) for the "CE Fact Sheet." If you still have questions—call us!

☞

Q: What do I do if I can't work without my license?

A: Renew by December 1st to receive your license by December 31st.

☞

Q: Can you call my employer and tell them when my license will be processed? Tell them I can practice? Send them a copy of the postmarked envelope? Tell them you received my check? Explain there is a grace period?

A: We are very stretched for time during the renewal period, and really cannot accommodate so many special requests.

☞

Q: Can I call and find out if my renewal check was received?

A: Please send your check "certified" mail, and the post office will send you a receipt. Every phone call delays the process!

☞

Q: Is there a grace period for renewal?

A: Yes and no. There is a grace period but there is a financial penalty. This information is now posted on our website under "licensee lookup."

QUESTIONS FROM THE FIELD

1) I AM A RESIDENT WORKING ON MY POST-DOC SUPERVISION REQUIREMENTS IN A RURAL AREA. IT IS VERY DIFFICULT TO FIND "GROUP SUPERVISION" THAT IS FACILITATED (OVERSEEN) BY A LICENSED PSYCHOLOGIST.

At its July meeting the Board reviewed this policy and voted to change it. Now, residents can receive one hour per week credit for participating in groups led by a licensed mental health professional if the supervisor oversees it.

☞

2) IF I HAVE COMPLETED MY 1500 POST DOC HOURS IN LESS THAN A YEAR, DO I STILL HAVE TO STAY UNDER SUPERVISION?

Yes. The licensure law requires no less than one year of postdoctoral supervision regardless of how many hours that ends up being.

☞

3) I AM A RESIDENT IN A BOARD APPROVED SUPERVISION CONTRACT. WHAT CAN I CALL MYSELF ON MY BUSINESS CARDS?

By law, a resident has only two options: "psychologist resident" or "psychologist associate resident."

☞

4) WHAT IF MY EMPLOYER CHOSE MY WORKING TITLE? I CAN HARDLY ARGUE WITH THEM!

As an applicant you are required to follow OBPE laws and rules. We would be pleased to talk to your employer about appropriate alternative titles. We have done that with several employers (big and small).

☞

5) DO I NEED TO BE IN A BOARD APPROVED SUPERVISION CONTRACT IF I AM WORKING IN AN EXEMPT SETTING?

No, however if you want the hours to count towards the 1500 post-doc hours required for licensing, you will need a Board approved Supervision contract. If you are not sure if you are in an exempt setting—call us!

☞

6) CAN I COUNT POST DOC HOURS FROM ANOTHER STATE TOWARDS MY 1500 HOURS?

Probably. If the post doc hours were acquired under substantially similar requirements and standards as Oregon they will likely count.

Welcome New Licensees! 2007

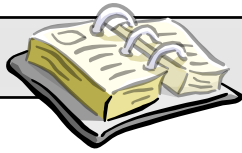
Renata Ackerman, Ph.D
Michelle Adkins-Hepler, Psy.D
Christopher M. Allen, Ph.D
Winston H. Anderson, Psy.D
Kristen G. Anderson, Ph.D
Kristy R. Baker, Psy.D
Mary Clay Bean, Ph.D
Brenda Joy Benson, Ph.D
James L Born, Psy.D
Patricia L. Harris Brown, Psy.D
Alice W. Burr-Harris, Ph.D
James W. Carson, Ph.D
Susannah Bock Castle, Psy.D
Jennifer Rae Cooper, Ph.D
Amanda G. Davies, Psy.D
Heidi K. Depue, Ph.D
Sandra Guyton Doan, Psy.D
Richard Farmer, Ph.D
Moirra Fitzpatrick, Ph.D
Rochelle Frehling, Psy.D
Bret E. Fuller, Ph.D
Kathleen R. Gillis, Psy.D
Kimberly R. Goodale, Psy.D
Michelle R. Guyton, Ph.D
Carol C. Hamilton, Psy.D
Michael A. Harris, Ph.D
David H. Haven, Psy.D
Katherine E. Henson, Psy.D
Bonnie E. Holstein, Psy.D
Darren M. Janzen, Psy.D
Richard W. Jeffrey, Ph.D
Allegro L. Johnson, Ph.D
David C. Kerr, Ph.D
Karin H. Kolodziejski, Ph.D
Shahana Koslofsky, Ph.D
Daisy Lembke, Psy.D
Jesse E. Lough, Psy.D
Lynne Magner, Ph.D
Maria Whittington Malcolm, Ph.D
H. Keith McConnell, Ph.D
Kimberly M. McDowell, Psy.D
Benjamin J. Morasco, Ph.D
Bonnie J. Nagel, Ph.D
Ayesha Nagra, Ph.D
Mina Dinh Nguyen-Driver, Psy.D
Dani Nierenberg, Ph.D
William P. Nuessle, Ph.D

Brenda D. O'dell, Psy.D
Sylvia A. Randall, Ph.D
Michele Denise Ribeiro, Ed.D
Sarah L. Samuelson, Psy.D
James Sanders, Psy.D
Daniel L. Scharf, Ph.D
Lisa A. Schimmel, Ph.D
Amy J. Smith, Ph.D
Tricia L. Smith, Ms
Anthony M. Soza, Ph.D
Carlos A. Taloyo, Ph.D
Victoria D. Thoreson, Psy.D
Jennifer Tolman, Ph.D
Jane M. Tram, Ph.D
Kristin Valerius, Ph.D
Myco Van, Psy.D
William U. Weiss, Ph.D
Garen Leeann Weitman, Psy.D
Ellen Wilfong-Grush, Ph.D
Amy Jo Williams, Ph.D
Alyson Williams, Ph.D
Megan Ann Wuest, M.S.

PUBLIC ADDRESS NOTICE

Please check your address of record on the OBPE website (www.oregon.gov/obpe). Go to the "licensee lookup" section and find your address. Make sure the address listed is your correct address of record. This is the address that is given to the public upon request, as well as where all Board correspondence is sent.

The Board recommends that you not use your residence address as your address of record for reasons of personal safety. If you wish to change your address of record, mail or email the request to the Board office in Salem. We cannot accept requests by telephone. ☺



2007 Event Calendar

EVENT	DATE	LOCATION
Board Meeting	January 18	Salem
OBPE Legislative Forum	February 1	Salem
Jurisprudence Exam Application Deadline	February 26	Salem
Board Meeting	March 14	Salem
Written Jurisprudence Exam	April 26	Salem
Board Conference Call	May 2	~
Supervision Orientation	TBA (early spring)	Bend
Town Hall (<i>OPA Conference</i>)	May 11	Portland
Board Meeting	May 11	Portland
Supervision Orientation	TBA (late spring)	Portland
Board Meeting	July 18	Salem
Jurisprudence Exam Application Deadline	August TBA	~
Board Meeting	September 12	Salem
Written Jurisprudence Exam	October TBA	Salem
Board Conference Call	October TBA	~
Board Strategic Planning/Board Meeting	November 13/November 14	TBA

JURISPRUDENCE WRITTEN EXAM RESCHEDULED to April 26, 2008

Deadline for requests to sit for the exam extended to February 26, 2008.

LEGISLATIVE FORUM Come One ~~~ Come All

The Board of Psychologist Examiners has scheduled a forum on February 1, 2008 at the Comfort Inn Suites in Salem to discuss potential legislative concepts that would potentially create new law and revise current law.

Topics under consideration include Tax Credits for Rural Providers; Increasing the Civil Penalty; the future of Psychologist Associate licensure; Revising Practice Act Licensing Exemptions; Increasing Board Membership and more.

Legislative Forum “talking points” and informational flyer are posted on the Board’s website at www.oregon.gov/obpe. The Board invites your participation. No RSVP required. Those unable to attend in person are encouraged to provide comments in writing. ☺