



# Oregon

Kate Brown, Governor

**Oregon Board of Psychologist Examiners**  
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## Public Session Board Meeting Minutes

**September 25, 2015**

3218 Pringle Road SE  
Salem, OR 97302

**Members Present:** Fran Ferder, Ph.D., Chair  
Peter Grover, Ph.D., Vice-Chair  
Patricia Bjorkquist, Ph.D.  
Sandra Jenkins, Ph.D.  
Dorothy Mellon, Public Member  
Anne-Marie Smith, Ph.D.

**Members Excused:** Jon Weiner, Public Member

**Legal Counsel:** Warren Foote, AAG

**Staff:** Charles Hill, Executive Director  
Karen Berry, Investigator  
LaRee Felton, Operations Manager  
Torey McCullough, Licensing Coordinator  
Ashlie Rios, Office Specialist

**Guests:** Ryan Dix, Psy.D., OPA Liaison  
Jennifer Morlok, Therapist  
Karen Stokes  
Jon Davies, Ph.D., Psychologist  
Judy Hart, Psy.D.

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### **INTRODUCTIONS/ROLL CALL**

Dr. Ferder called the Oregon Board of Psychologist Examiners (OBPE) Public Session meeting to order at 1:02 p.m. on Friday, September 25, 2015, at 3218 Pringle Rd. SE, Salem, OR.

### **FINANCIAL REPORT**

Mr. Hill reported on the current Financial Report for the OBPE. The Department of Administrative Services (DAS) is currently wrapping up the 2013-2015 biennium and we ended up being approximately \$19,000 under our spending limitation, which was the ultimate goal. Mr. Hill does still plan on addressing the legislature to ask for an increase in the OBPE spending limitation next year to avoid this problem again.

## **MEETING MINUTES (Vote)**

### **Executive Session, Regular Meeting – July 24, 2015**

Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to approve the Executive Session minutes from 7/24/15. Board members present voted in favor of the motion, no objections, and Dr. Ferder abstained. The motion passed.

### **Public Session, Regular Meeting – July 24, 2015**

Dr. Bjorkquist moved and Ms. Mellon seconded the motion to approve the Public Session minutes from 7/24/15. Board members present voted in favor of the motion, no objections, and Dr. Ferder abstained. The motion passed.

## **CONSUMER PROTECTION CASES**

### **Orders**

**Case #2014-058:** Dr. Bjorkquist moved and Dr. Jenkins seconded the motion to issue a Stipulated Order. Roll call vote: Dr. Smith-Aye; Dr. Jenkins-Aye; Dr. Bjorkquist-Aye; Ms. Mellon-Aye; Dr. Grover-Aye; and Dr. Ferder-Aye. The motion passed.

**Case #2015-004:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to issue a Default Final Order. Roll call vote: Dr. Smith-Aye; Dr. Jenkins-Aye; Dr. Bjorkquist-Aye; Ms. Mellon-Aye; Dr. Grover-Aye; and Dr. Ferder-Aye. The motion passed.

**Case #2014-038:** Dr. Bjorkquist moved and Ms. Mellon seconded the motion to issue a Stipulated Order. Roll call vote: Dr. Smith-Aye; Dr. Jenkins-Aye; Dr. Bjorkquist-Aye; Ms. Mellon-Aye; Dr. Grover-Aye; and Dr. Ferder-Aye. The motion passed.

### **Thirty-Day Letter Responses**

**Case #2014-014:** Dr. Bjorkquist moved and Dr. Jenkins seconded the motion to issue a Notice of Intent to Impose Disciplinary Action with a civil penalty of \$3,000 and minimum one-year suspension. Roll call vote: Ms. Mellon-Aye; Dr. Grover-Aye; Dr. Bjorkquist-Aye; Dr. Jenkins-Aye; Dr. Smith-Aye; and Dr. Ferder-Aye. The motion passed.

**Case #2015-021:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to issue a Notice of Intent to Impose Civil Penalty of \$500 and a reprimand. Roll call vote: Ms. Mellon-Aye; Dr. Smith-Aye; Dr. Jenkins-Aye; Dr. Bjorkquist-Aye; Dr. Grover-Aye; and Dr. Ferder-Aye. The motion passed.

### **Cases Carried Over**

**Case #2015-007:** Dr. Bjorkquist moved and Dr. Smith seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-008:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-010:** Dr. Smith moved and Dr. Bjorkquist seconded the motion to issue a Notice of Intent to Impose Disciplinary Action with required continuing education, a civil penalty of \$5,000, and a reprimand. Roll call vote: Ms. Mellon-Aye; Dr. Grover-Aye; Dr. Bjorkquist-Aye; Dr. Jenkins-Aye; Dr. Smith-Aye; and Dr. Ferder-Aye. The motion passed.

**Case #2015-011:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

### **New Case Reports**

**Case #2015-016:** Dr. Bjorkquist moved and Dr. Jenkins seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-020:** Dr. Bjorkquist moved and Ms. Mellon seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-022:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to issue a Thirty-Day Letter. Roll call vote: Dr. Smith-Aye; Dr. Jenkins-Aye; Dr. Bjorkquist-Aye; Dr. Grover-Aye; Ms. Mellon-Aye; and Dr. Ferder-Aye. The motion passed.

**Case #2015-025:** Dr. Bjorkquist moved and Dr. Smith seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-027:** Dr. Bjorkquist moved and Dr. Grover seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-028:** Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-031:** Dr. Bjorkquist moved and Dr. Grover seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2015-041:** Dr. Bjorkquist moved and Dr. Smith seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

**Case #2014-046:** Dr. Bjorkquist moved and Ms. Mellon seconded the motion to approve the Applicant's request to withdraw application. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

Dr. Jenkins moved and Dr. Smith seconded the motion to dismiss the case. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

## **INVESTIGATION EXTENSIONS**

Case #s 2015-013, 2015-022, 2015-027, 2015-029, 2015-032, 2015-033, & 2015-036.

Dr. Grover moved and Ms. Mellon seconded the motion to approve the investigation extensions. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

## **RESIDENT BILLING SOFTWARE ISSUE (HCFA)**

Dr. Grover explained the concerns and his research regarding this topic. The electronic HCFA form from Medicare only allows one line to input a name for billing purposes; this does not allow residents to meet the OBPE requirement that all residents must include their title and supervisor's name and designation in all insurance billings. The Board discussed how a complaint would be reviewed should one arise. Every complaint is of course reviewed on a case-by-case basis. In a situation like this, the Board would want to know the steps that the individual took to communicate the nature of the supervisory relationship to the insurer. There was discussion about having a written notification on file describing the resident's full title ("psychologist resident") and the supervisor's name and designation as "supervisor" as required- prior to the commencement of services. The general consensus was that this kind of workaround, if executed and documented properly, would satisfy members' concerns that the person had met their obligation. The spirit of the rule and ethical principle is that the insurer is aware of the resident's status. Also, the Board confirmed that the form should indicate that it was the resident who provided the services. It is not appropriate to list the supervisor as the service provider when they in fact did not render the service. Dr. Grover will inquire with Western Psychological to see if they deal with these types forms and what they have done in the past.

## **ASPPB PLUS**

Ms. Felton gave brief history of the ASPPB PLUS program. PLUS is the "Psychology Licensure Universal System" which will outsource collection and verification of application materials from Board Staff to ASPPB. A few benefits to the applicants include having their credentials banked at no extra fee; ASPPB collects a significant amount of information to meet each state's needs for licensure based on their requirements, which facilitates mobility; and it is accessible at any time, to name a few. There are currently 11 states that have implemented the PLUS program. This Board is not interested in requiring the PLUS program for all applicants, but allowing this as an option would benefit many applicants, particularly those who are fresh out of school. The Board agreed to continue with the steps to begin implementing this process for future applicants

and starting the test phase. The Board will still maintain the discretionary authority to approve or deny applications.

## **DRAFT RULE AMENDMENTS**

### **Reapplication after Revocation**

This proposed rule would set out the minimum amount of time that must pass before the Board will review another licensure application after a person's license has been revoked. The Board discussed the appropriate length of time. The Medical Board has a two year waiting period by statute, and the Nursing Board has a three year period by rule. The Board determined that a two year period is sufficient, and the rule should also apply to licenses that have been surrendered under investigation.

### **Notice of Proposed Rule to the State Board of Higher Education**

This proposed change removes some language that is redundant of the rulemaking statute. The reference to the Board of Higher Education was removed because this agency no longer exists, and replaced with the Higher Education Coordinating Commission.

### **"Good cause" application extensions (clarification)**

This is a minor amendment to clarify that an applicant's active application period may be extended for good cause reasons. No additional discussion was made.

Dr. Jenkins moved and Dr. Bjorkquist seconded the motion to file a Notice of Proposed Rulemaking for the three proposed rule amendments discussed above. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

## **CE CREDIT FOR READING BOOKS**

Ms. Felton received a suggestion from Dr. Shane Haydon to consider approval for reading books, in addition to journal articles, for continuing education. The Board supported the idea and delegated to the Education Committee the task of reviewing the details and creating a rule draft to be reviewed by the Board in November.

## **LICENSURE EXEMPTION WORKGROUP**

Mr. Hill reported that all the members from the OBPE, Oregon Board of Licensed Professional Counselors & Therapists (OBLPCT), and Oregon Board of Licensed Social Workers (OBSW) have been assigned and they are hoping to meet for the first time in November. Mr. Hill and Mr. Randy Harnisch, Executive Director of OBSW, have met with Barry Pack from the Governor's Office for support and advice. He advised the Boards to meet and involve the Governor's Policy Advisor. History: The Boards came into existence at different times, and their Laws & Rules contain some inconsistency and gaps. The goal is to lay out all three boards statutes and begin to determine of changes are needed.

## **2016 OBPE CALENDAR**

The Board reviewed the suggested 2016 calendar. There were a few suggestions regarding changing the board meeting dates in March and May due to the holiday. No issues were seen with doing this. All other dates suggested were accepted.

## **APPROVE LICENSES**

Emily S. Alder, Psy.D.; Ross H. Bartlett, Psy.D.; Jennifer L. Bearse, Psy.D.; Jennifer R. Clark, Psy.D.; Odessa D. Cole, Ph.D.; Jessica M. Crouce, Ph.D.; Erin M. Darlington, Ph.D.; Malka G. Friedman, Psy.D.; Monica S. Froman-Reid, Ph.D.; Michael D. Gassen, Psy.D.; Kasey P. S. Goodpaster, Ph.D.; Jane E. Heiy, Ph.D.; Todd R. Hiller, Ph.D.; Grace S. Huang, Psy.D.; Joshua D. Laubacher, Psy.D.; Kenneth A. Logan, Psy.D.; Katherine M. Marsh, Psy.D.; Michael R. McCart, Ph.D.; Matthew M. Orbell, Ph.D.; Minal Patel, Psy.D.; Melissa G. Platt, Ph.D.; Nancy K. Ravitch, Ph.D.; Jason S. Ribner, Psy.D.; Michael D. Roberts, Ph.D.; Kushanthi S. Samaratunge, Psy.D.; Ariane M. Soll, Psy.D.; Danny E. Staso, Ph.D.; Heather A. Tollander, Psy.D.; Amelia J. Wilcox, Ph.D.; Dina Y. O. Wirick, Ph.D.; & Timothy W. Wright, Psy.D.

Dr. Bjorkquist moved and Dr. Grover seconded the motion to approve the licenses as listed above. All board members present voted in favor of the motion, no objections, and no abstentions. The motion passed.

## **PUBLIC FORUM**

This is an opportunity for the public to address the Board. The Chair will determine the length of the time given based on the meeting agenda and the number of individuals that wish to speak.

Dr. Jon Davies, Ph.D., worked for 15 years at the University of Oregon Counseling Center. He retired in 2012. He wanted to highlight the importance of confidentiality between students and their therapists. It has been a painful year for the U of O Counseling Center but he believes that the corner stone of therapy is confidentiality and trust. The University now has a committee reviewing their consent forms, processes, and policies within the counseling center. He would like for the Board to do all that they can to see an end result. He thanked the Board for all that they have currently done.

Jennifer Morlok also wanted to thank the Board for all the hard work that they have done and the time they took to review the case. She mentioned how it takes a lot for someone to come forward and speak up. It is hard for consumers to bring up concerns, but for clinicians to bring up concerns against other clinicians is another level of difficulty because there is a price to pay, even if they didn't do the wrong. She now feels that the Board is a place for your voice to be heard and information to be seen.

## **STATISTICS**

### **Licensure**

114 new applications have been received and 83 licenses have been issued in 2015. There are currently 176 active applicants (including 75 practicing residents), and 1840 licensees: 1452 active, 206 semi-active, 180 inactive, and 2 suspended.

### **Consumer Protection**

3 complaints have been filed in 2015. There are currently 36 open cases under investigation (including the investigation files scheduled for Board consideration): 27 licensees, 4 applicants, and 5 unlicensed practice cases. There are 5 contested cases in process, and 2 cases on appeal.

**2014 Continuing Education Audit Summary**

A handout was provided to the board members. No discussion or concerns were made.

The Oregon Board of Psychologist Examiners adjourned Public Session at 2:16 p.m.

*Respectfully Submitted:*

// Charles Hill //

November 20, 2015

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**Charles Hill, Executive Director**

**Date**