



# THE EXAMINER

Winter 2016 Edition

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## Board Members:

**Fran Ferder, Ph.D., Chair**  
Psychologist, Oregon Coast

**Peter Grover, Ph.D.,  
Vice-Chair**  
Psychologist, Portland

**Patricia Bjorkquist, Ph.D.**  
Psychologist, Salem

**Sandra Jenkins, Ph.D.**  
Psychologist, Hillsboro

**Clifford A. Johannsen, Ph.D.**  
Psychologist, Lake Oswego

**Dorothy Mellon**  
Public Member, Beaver Creek

**Anne-Marie Smith, Ph.D.**  
Psychologist, Oregon City

**Jon Weiner**  
Public Member, Salem

**Vacant Position**  
Public Member

## Executive Director's Report

This winter has been busy for the staff at OBPE. We continue to see an increase in licensees annually and the number of new applicants for licensure is holding steady. In 2015, we saw 24 fewer licensees retire or go on inactive status than we saw in 2014. On the compliance side of the house, there is no shortage of complaints with 2016 on pace to meet or exceed the level of complaints that we investigated in 2015. Karen Berry, our Investigator, is diligently following up on every complaint. All of this is to say that the office is quite busy these days.

LaRee Felton was promoted to the role of Operations Manager in mid-year 2015 and now serves both the Board of Psychologist Examiners and the Board of Licensed Professional Counselors and Therapists (BLPCT). LaRee manages several very important committees and has been helpful in analyzing operational systems and procedures as well as reviewing the administrative rules for both boards. Victoria (Torey) McCullough is our new Licensing Program Coordinator. Torey has hit the floor running and her prior experience has enabled her to quickly get up to speed as she assists applicants towards licensure and as she conducts CE audits. Ashlie Rios, our Program Assistant, helps to keep us all organized and is the friendly voice that you are most likely to hear when you call into our office inquiring about licensing questions.

In addition to the above work that is taking place, I am heading up the Licensure Exemption Workgroup (affectionately referred to as the LEW). This workgroup is comprised of Board members from the OBLPCT, OBPE and the Oregon Board of Licensed Social Workers. This workgroup is reviewing the history and the intention of current exemptions and will be making recommendations to their respective Boards on how best to close the "loopholes" that allow unqualified, unlicensed individuals to practice in Oregon.

We are already starting to think about the planning process for the 2017-2019 biennium and giving thoughts to the budgets. The OBPE and the OBLPCT are discussing ways to streamline operations so that we can provide better services to our licensees as well as to protect the consumer. I have asked the two Boards to adopt a legislative concept that would consolidate the two Boards under one parent Agency. This concept would keep the integrity of the two Boards, but allow for better sharing of administrative resources and help avoid the redundancies and added costs of managing two Boards. Both Boards have voted to approve this concept and I am beginning the task of working with our accountants to build the budget and the Governor's Office to develop a Policy Option Package to present to the legislature in the fall of 2016. Both Boards are continuing to grow, and it's apparent to me that we need to streamline as much as possible to keep ahead of the growth curve.

Sincerely,  
Charles Hill, Executive Director

*"Plans are nothing, but planning is everything" – Dwight D. Eisenhower*

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## NEW & Proposed Administrative Rules

*The Board is currently proposing the following rule amendments:*

### **Healthcare Workforce Data Survey**

In 2009, the Oregon State Legislature passed House Bill 2009, which established the Healthcare Workforce Data Reporting Program and required seven different health care boards to participate, including the Oregon Medical Board and the Oregon Board of Dentistry. During the 2015 Regular Session, the Legislature passed Senate Bill 230 (SB 230), which amended ORS 676.410 effective June 11, 2015. This Bill added ten additional healthcare workforce regulatory boards, including the Board of Psychologist Examiners, to the program.

As a result of this 2015 legislation, the Board is required to collaborate with the Oregon Health Authority (OHA) and adopt rules in order to implement SB 230. Licensees will be required to provide specified information and pay a fee to OHA in order to renew their licenses. The information will be gathered via survey, and will include questions about demographics, education and training, license, employment, primary and secondary practice, anticipated changes in practice, and languages spoken.

Currently, the Board requests that renewing licensees complete this Healthcare Workforce Data Survey during the renewal process, but it is optional. This proposed rule amendment, as mandated by SB 230, will make the Healthcare Workforce Data Survey a mandatory part of license renewal, and require payment of a fee established by OHA (currently \$4 for biennial renewals) in addition to the license renewal fee. The fee will be included in the amount paid at renewal, so there will only be one combined charge, and then the Board is required to later transfer funds to OHA. If adopted, this change will begin with renewals that are due in July of 2016, and be required at each renewal thereafter.

OHA uses the data collected to report on health care workforce supply and capacity, and for planning and decision making related to cultural competency, behavioral health, and other initiatives. The legislature uses this data to study medically underserved areas and effectiveness of programs. Local government, educational programs, and non-profit organizations use the data to support research, grant seeking, and program planning. Note that the survey is confidential, and only aggregate or de-identified information is released. For more information about Healthcare Workforce Reporting, please visit OHA's webpage at: [http://www.oregon.gov/oha/ohpr/rsch/pages/workforce\\_Rptg.aspx](http://www.oregon.gov/oha/ohpr/rsch/pages/workforce_Rptg.aspx)

### **Contested Case Hearings**

This proposed amendment clarifies that contested case hearings are closed to the public. This rule is being proposed in order to avoid confusion to the public. This rule change would also make a correction to a statute reference.

### **Failure to Disclose Arrest or Conviction on Application**

Recently, the Board has seen an increasing number of licensure applicants who fail to disclose prior arrests and convictions. This proposed amendment requires that applications for licensure not make omissions or false, misleading or deceptive statements on any Board application form. If adopted, Applicants who fail to disclose an arrest or conviction will be required to pay a civil penalty of at least \$200 per violation, and their application will not be approved until the penalty is paid and any other Board ordered conditions are met. This rule amendment will promote an understanding of the importance of answering truthfully on an application and consistency in the Board's enforcement practices.

A public hearing for these three proposed rulemakings will be held on Monday, May 2, 2016 at 10:00 a.m. at 3218 Pringle Road SE; Salem, OR 97302. Public comments may also be submitted to [laree.felton@state.or.us](mailto:laree.felton@state.or.us) or mailed to the Board's office at 3218 Pringle Road SE, Ste. 130; Salem, OR 97302. Comments must be received *no later than* 5:00 p.m. on Monday, May 2, 2016. Please visit our webpage at [Oregon.gov/OBPE](http://Oregon.gov/OBPE) to view the rule-making notice, the rule text with tracked changes, and the survey questions.

## NEW & Proposed Administrative Rules, cont.

On February 1, 2016, the Board filed the following permanent rule amendments:

### **CE Qualifying Programs: Reading Books**

Licensees may now count up to four total credits for reading articles from peer-reviewed journals or books. 100 book pages read = one credit hour. A reading log is available on the Board's [website](#) to be used for tracking reading activities. Please note that credit may not be claimed for books read prior to 2/1/16. This activity is considered home study, and is included in the limitation of 20 hours for home study and study group combined within each two-year reporting period.

### **Notice of proposed rule procedures, good cause application extension, and reapplication after revocation.**

The Board is no longer required to mail a copy of continuing education-related rulemaking notices to the State Board of Higher Education, which no longer exists, but instead to mail notice to the State Higher Education Coordinating Commission. Language already specified in ORS 183.360 was removed. It is now specified in rule that the Board will not review a subsequent application for licensure for at least two years after a license revocation or surrender under investigation, which is consistent with the practice of other health-related licensing agencies. This amendment also clarified that an applicant's active application period may be extended for good cause. Ψ

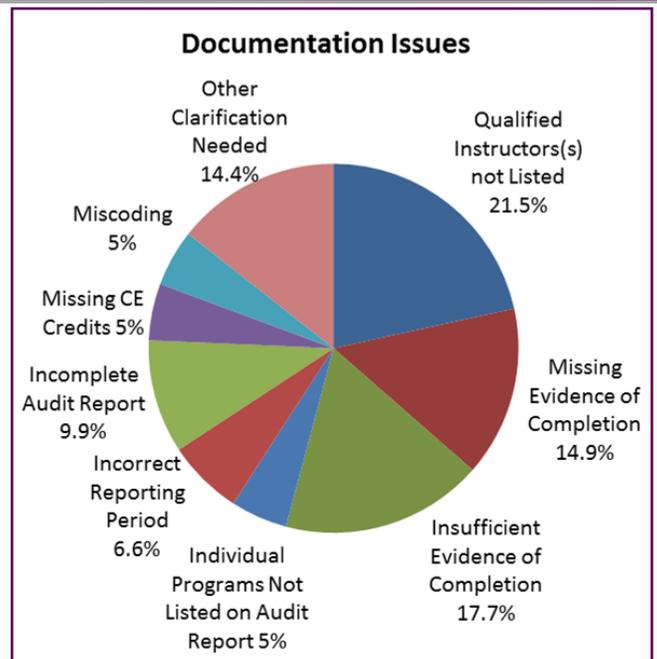
### **REMINDER!**

The Cultural Competency Continuing Education (CCCE) requirement is coming up soon. For all renewals periods which begin January 1, 2016 or later, you will need to complete four hours of CCCE. Please visit our webpage for more information:

[Oregon.gov/OBPE/pages/CCCE.aspx](http://Oregon.gov/OBPE/pages/CCCE.aspx) Ψ

## 2015 CE Audit Report

There were a total of 132 licensees randomly chosen for the 2015 CE Audit. Of these, four licensees did not respond to the audit request within 90 days of the deadline, and 75 (56.8%) audit submissions required follow up by Board staff to resolve documentation or compliance issues. This is a significant increase over the 2014 CE audit, when 24.5% of the audit submissions required staff follow up. There were a total of 181 documentation issues found in the 2015 audit submissions. Twenty-five submissions (33.3% of submitted audits) had more than three compliance errors or deficiencies. The most common submission error was that the qualified instructor/primary author and credentials were not included with the audit response documentation. The second most common error was insufficient evidence of completion of courses (evidence of completion submitted, but not sufficient to comply with OARs), followed closely by missing evidence of completion (no evidence of completion submitted) and other clarification needed prior to determining course compliance with OARs. Other issues included incomplete audit report form (9.9%), credits reported outside the reporting period (6.6%), miscoding of CE credit categories (5%) and insufficient number of CE credits (5%).



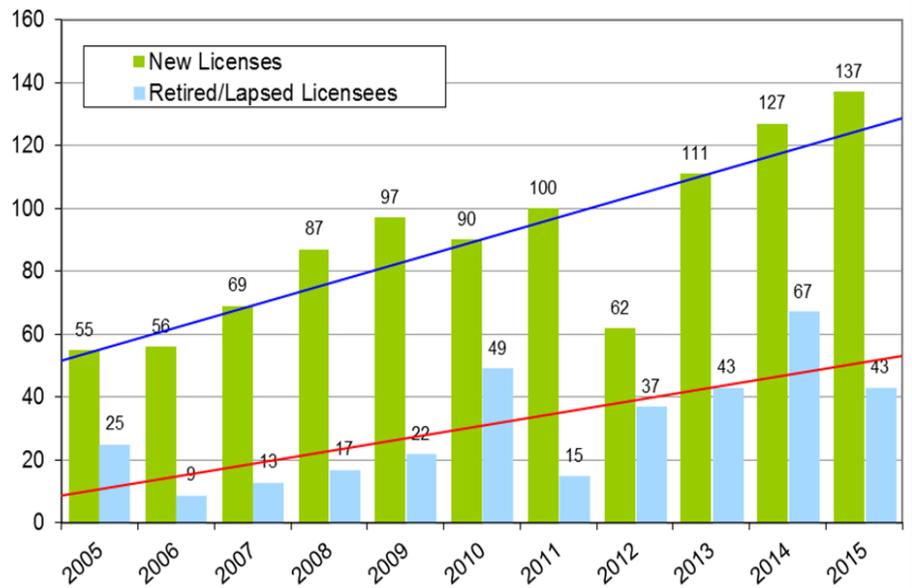
Of the 75 audit submissions requiring follow up, a total of 29 submissions (22.9% of the total number of licensees audited) had compliance issues resulting in letters of concern (21) and Notices of Proposed Civil Penalty (8, with the civil penalty ranging from \$200 - \$500). Non-compliance issues include: No response received (2); Response received 90+ days late (2); Non-Response to request for clarification (4); Insufficient number of credits submitted (4); Non-qualifying programs submitted (4); Credits earned outside reporting period (6); Instructor/primary author name and credentials not provided (3); Insufficient evidence of completion – certificate of attendance (3); and non-qualifying course content (1). Ψ

## 2015 Year-End Statistics

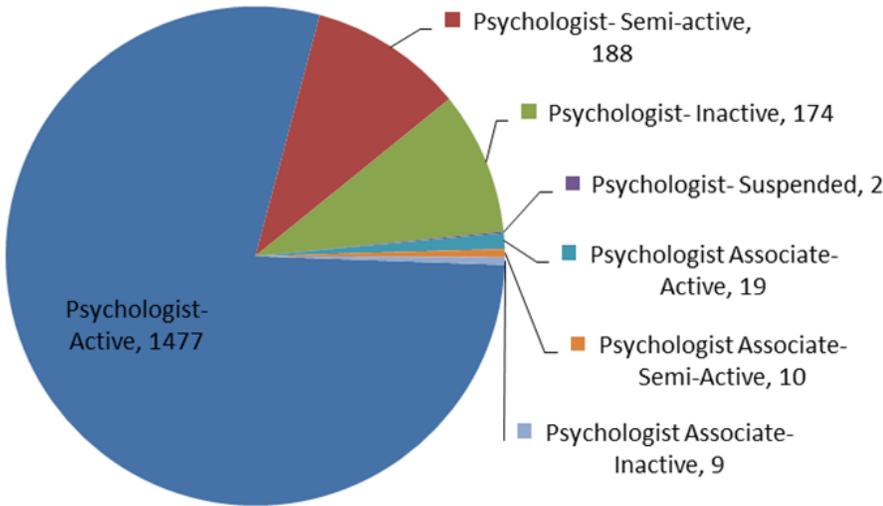
### Licenses

About our new licenses:

- All were licensed as psychologists (no psychologist associate licenses were issued).
- 27.7% (38) graduated from Oregon programs in 2015, compared to 32.1% (42) in 2014 and 38.7% (43) in 2013. Of these, there were:
  - 20 (52.6%) from Pacific University,
  - 11 (28.9%) from George Fox University, and
  - 7 (18.4%) from the University of Oregon.



### Total Current Licenses



- All new licensees represented the following age groups:

| Age Range | Count | %     |
|-----------|-------|-------|
| 25 to 34  | 56    | 40.9% |
| 35 to 44  | 46    | 33.6% |
| 45 to 54  | 11    | 8.0%  |
| 55 to 64  | 15    | 10.9% |
| 65 to 74  | 9     | 6.6%  |

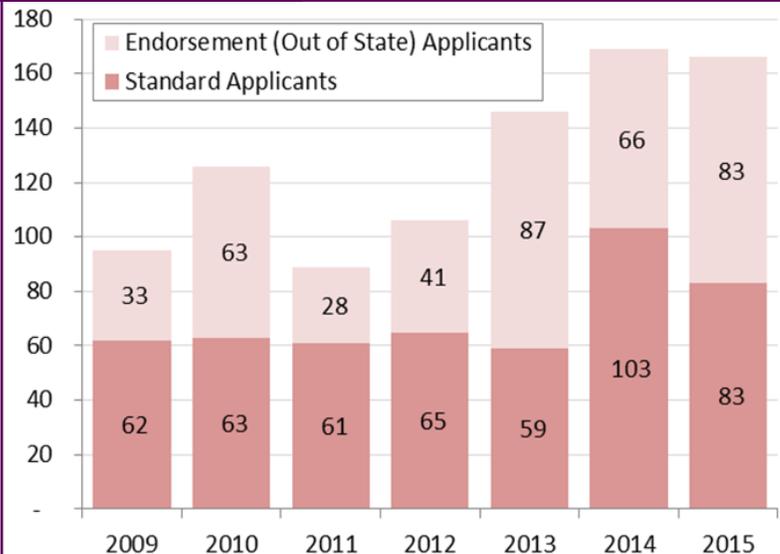
### License Status

There were 1,879 total licensees at 2015 year end, including 1,841 psychologists and 38 psychologist associ-

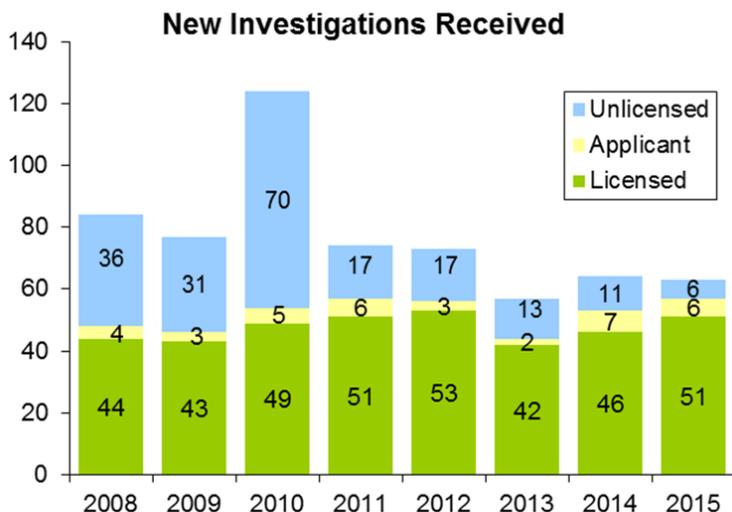
ates. 10.5% of licensees are on semi-active status (part time practice, 62+) and 9.7% are on inactive status (not practicing).

### Applicants

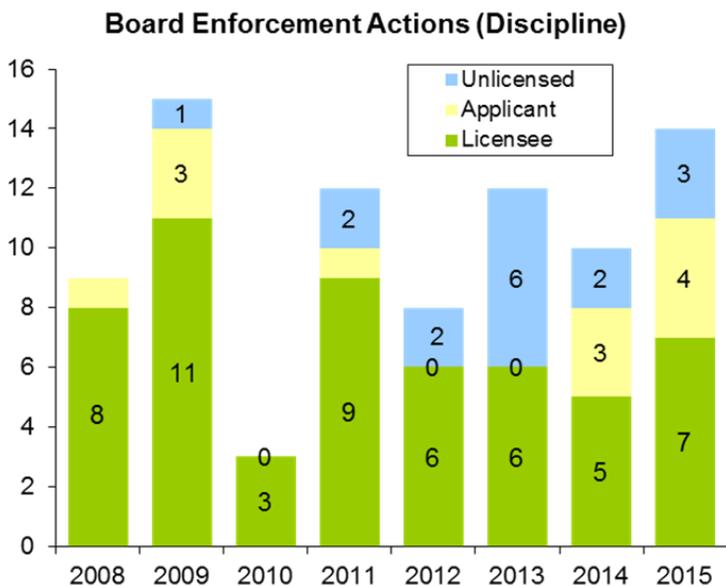
166 new applications for licensure were received in 2015, compared to 169 applications in 2014, 146 applications in 2013, 106 applications in 2012, and 89 applications in 2011. 50% of the 2015 applicants applied by endorsement (they were licensed as a psychologist in another state), compared to 39% in 2014.



## 2015 End-of-Year Investigation Statistics



The Board opened 63 new investigations in 2015, compared to 64 investigations in 2014, 57 investigations in 2013, and 73 investigations in 2012. In 2015, the Board received 7 mandatory reports (under ORS 676.150), compared to 13 reports in 2014, 9 reports in 2013, and 10 reports in 2012.



As a result of Board investigations, 14 enforcement actions were issued in 2015, compared to 9 actions in 2014, 12 actions in 2013, and 8 actions in 2012.

The 2015 investigation requests identified one or more of the following as the bases:

| Complaint Basis                    | #          | %     |
|------------------------------------|------------|-------|
| Advertising or Marketing           | 1          | 1.1%  |
| Avoiding Harm                      | 13         | 13.7% |
| Billing                            | 2          | 2.1%  |
| Boundaries of Competence           | 3          | 3.2%  |
| Breach of Confidentiality          | 10         | 10.5% |
| Conflict of Interest               | 3          | 3.2%  |
| Cooperation with Other Profes-     | 5          | 5.3%  |
| Custody Evaluation                 | 1          | 1.1%  |
| Failure to Comply with Mandatory   | 3          | 3.2%  |
| Filing False Reports or Falsifying | 2          | 2.1%  |
| Impairment                         | 1          | 1.1%  |
| Improper Complaints                | 1          | 1.1%  |
| Improper or Inadequate Supervi-    | 2          | 2.1%  |
| Improper Testing                   | 2          | 2.1%  |
| Informed Consent                   | 2          | 2.1%  |
| Multiple Relationship              | 2          | 2.1%  |
| Other Evaluation                   | 7          | 7.4%  |
| Parole Evaluation                  | 1          | 1.1%  |
| Patient Abandonment                | 4          | 4.2%  |
| Patient Abuse                      | 1          | 1.1%  |
| Personal Problems & Conflicts      | 4          | 4.2%  |
|                                    | <b>95*</b> |       |

\*Note that many cases contained multiple allegations.

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## Investigator's Report

### Complaints

Sixty-four complaints were investigated in 2015. Eight of these alleged the unlicensed practice of psychology. The issues included: an unlicensed individual practicing as a "soul coach", an applicant delivering mental health services outside of a board-approved residency contract, an applicant practicing without a license (in an exempt setting) beyond the 24-month limitation allowed by ORS 675.090(2)(a), an applicant using the title "Clinical Psychologist" prior to licensure, an unlicensed individual using Schedule C psychological assessments without adequate training, an unlicensed individual issuing "dementia reports" without a license, and an unlicensed individual providing psychotherapy without a license.

Six complaints concerned evaluations. They included two parole evaluations, one school evaluation, one neuropsychological evaluation, one psychological evaluation for child welfare purposes, and one relocation and custody evaluation. Issues investigated included gender bias, misdiagnosis, and failure to limit the evaluation to the issues for which the psychologist was hired.

Conflict of interest or multiple relationship cases included the following: an allegation that licensee was a signer on a client's bank account, an instance in which a licensee allowed a client to paint her kitchen, a licensee who asked a client to sign a document stating, after she paid him, that he had not required the client to pay an amount of money to him to make up for what insurance would not pay.

Two cases alleged that the licensee was practicing outside the boundaries of their competence. Both were dismissed.

Unprofessional conduct was alleged 14 times. This is a broad category and included allegations such as seeing a child in therapy without a parent's consent, publishing a letter in a newspaper that appeared to "diagnose" another individual, swearing at a client, threatening another provider, dissatisfac-

tion over decisions made by a Parenting Coordinator, yelling at an employment supervisor, and leaving a job precipitously without providing proper termination sessions for clients.

Breach of confidentiality was alleged nine times. Cases concerned releasing patient records to lawyers, to an ex-husband, to child protective services, and to another practitioner (for continuity of services purposes). All but one of these cases was dismissed.

Allegations of patient abandonment included a licensee who had been providing couple's therapy and 'dismissed' wife to see husband individually, another taking an extended leave without noticing supervisors or clients, and another who terminated a client from therapy. (This last case was dismissed as the licensee had excellent reasons to refer the patient back to her own therapist.)

There were four cases involving the failure to cooperate with another professional. In one case, a psychological evaluation was requested several times by a child's pediatrician and never received. Another case involved a licensee giving the finger to a former client in the courthouse. A third case concerned a licensee displaying anger and a threatening demeanor to another provider with whom he worked. There was one case involving sexual activity with a former client.

### Discipline

Fourteen enforcement actions were completed in 2015. Three orders were issued for unlicensed individuals who were practicing psychology or claiming to be psychologists. Five licensees were suspended for a period of time and/or required to practice under terms including supervision, and one licensee voluntarily surrendered his license. Three application denial orders were issued and one applicant voluntarily withdrew his application. A total of \$13,500 civil penalties were assessed.

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## Welcome to the Board

### Clifford Johannsen, Ph.D.



Newest Board member, Cliff Johannsen (left), is a licensed psychologist who has a solo private practice and offices in Lake Oswego and Salem. Additionally he teaches graduate classes in psychopathology and assessment to art therapy students at Marylhurst University. Dr. Johannsen received his Ph.D. from United States International University (currently Alliant University) in 1982. His internship and residency were completed at Patton State Hospital, specializing in forensic psychology practice. He has worked in public mental health, forensic hospital, residential treatment, and juvenile corrections programs. Other interests have included marriage and family therapy, addictions, and wilderness therapy. He has been active in Oregon Psychological Association leadership for 28 years.

### Victoria McCullough

A true native Oregonian, Torey (right) was born in Redmond, raised in The Dalles, with brief stints in Eugene, Springfield, and Portland before moving to Salem where she lives with her husband, twin 12 year olds, their dog and cat. Torey has 12 years' experience working in law offices, and over nine years' experience with the State of Oregon (including the Board of Licensed Social Workers, DHS/OHA, Dept. of Agriculture, and the Healthy Start program). She is the "new" LaRee, taking over the Licensing Program Coordinator position approving applications, working with applicants towards licensure, the CE audit program, and other duties as assigned.



### Leah Von Deylen

Newest staff member, Office Assistant Leah Von Deylen (left), has been with us since December working part-time for OBPE and part-time for our sister agency, the Board of Licensed Professional Counselors and Therapists. She is helping the boards achieve a paperless office. **Ψ**

## ANNOUNCEMENT

The APA Ethics Committee seeks public comments on Proposed Language to Revise Standard 3.04 of the Ethical Principles of Psychologists and Code of Conduct ("Ethics Code"). This revision follows the request by the APA Council of Representatives for the Ethics Committee to consider pursuing an appropriate course of action in as expeditious a manner as possible to incorporate into the Ethics Code the prohibitions surrounding psychologist participation in national security interrogations.

Please click on the link below to access the public comment web page. The public comment period will end on April 5, 2016.

<http://apacustomout.apa.org/commentCentral/default.aspx?site=43>

## REMINDER!

To qualify for the one-time renewal fee reduction, **you must renew on time**. This means that you must submit your fully completed renewal notice & affidavit form and the correct fee amount by the due date. If your renewal is postmarked after the due date, you will not receive the fee reduction. You will be required to pay the **full renewal fee** plus the \$200 **delinquent fee!** There are no exceptions for timely payment of the reduced fee. **Don't let this happen to you!**

The reduction is effective for renewals due 2015- 2016; everyone will have this opportunity once.

## Enforcement Actions

During the period of time from June 1, 2015 to February 29, 2016, the Board reviewed and dismissed 32 cases and took the following actions:

Peter A. Brown, Psy.D. (Applicant), **STIPULATED ORDER**, effective July 24, 2015. Applicant, also licensed in California, submitted an application for Oregon licensure that the Board received on or about April 21, 2014. Applicant answered “no” to the question “Have you ever been arrested or convicted for any misdemeanor or felony?” Applicant’s answer was not accurate. In fact, Applicant has been arrested on two separate occasions. The first arrest occurred in Alabama in 1996 for driving under the influence of alcohol. Applicant was subsequently acquitted of that offense. The second arrest took place in Port Angeles, Washington on January 6, 2005, when he was cited for reckless endangerment in the second degree and assault in the 4<sup>th</sup> degree. In his written response to the Board regarding the Port Angeles incident, Applicant asserted that a semi-truck intentionally provoked a head on collision that culminated in his arrest. His car ended up in a ditch. A person living nearby approached his vehicle, asked if he needed help, and “took me to his home.” Soon after, the police arrived, and inexplicably, he was arrested. During a September 5, 2014 appearance before the Board, Applicant blamed the accident on the driver of the tractor-trailer, and asserted that the truck driver fabricated a story about Applicant’s erratic driving in order to avoid being discharged from his job. The Board subsequently obtained the incident report from the Jefferson County Sheriff’s Office, which presented a much different account. Applicant was described as having attempted to hit other vehicles with his Subaru, to include a bus and a semi tractor-trailer. A collision ensued between Applicant’s Subaru and the semi tractor-trailer. Temperatures were below freezing. Applicant was subsequently observed running near the accident scene naked below the waist, brandishing a knife. Law enforcement officers later responded to the scene and found Applicant in the house of a nearby resident, who had provided him with a blanket and the shelter of their home. Applicant had a blanket wrapped around his midsection, but did not have any garments on below the waist. Applicant was subsequently convicted of Reckless Endangerment. This conviction was vacated on June 13, 2008. On January 30, 2015, the Board issued a Notice of Intent to Deny License Application, based on immoral or

unprofessional conduct, attempting to obtain a license by material misrepresentation, and Ethical Standard 5.01 (Avoidance of False or Deceptive Statements). Subsequently, Applicant agreed to withdraw his application while under investigation.

Margaret Warren, Ph.D. (#1695), **CONSENT AGREEMENT**, effective July 24, 2015. The Board issued an order that terminated the October 9, 2012 Stipulated Order (wherein licensee had agreed to withdraw from the practice of psychology). Licensee submitted information indicating that she is capable of practicing psychology both safely and competently. Licensee agreed to comply with specified conditions, including completing her continuing education requirements prior to license reactivation, and practicing under supervision for a minimum of twelve months.

Kurt S. Swensen (unlicensed), **STIPULATED ORDER**, effective September 25, 2015. Respondent represented to the public that he works in the field of addictions and mental health. He entered into a therapist/client relationship with an adult female client in November 2011, with repeated sessions that continued into early 2012. Respondent diagnosed this client with dissociative disorder. During the course of these sessions, Respondent engaged in sexual contact with the client. A complaint was subsequently filed with the American Academy of Health Care Providers in the Addictive Disorders (Academy), which conducted an investigation and concluded that Respondent’s written response to the ethics committee for the Academy contained misrepresentations. The Academy revoked Respondent’s certification as an addiction specialist. Respondent has informed clients that he is a therapist without holding a state license in any mental health field that would authorize him to diagnose and treat behavioral, emotional or mental disorders. The Board found that Respondent engaged in the unlicensed practice of psychology and represented himself to be a psychologist in Oregon, in violation of ORS 675.020(1) and (2), and ORS 675.070(1)(g), and ordered him to pay a civil penalty of \$1,000.

Jeremy T. Davis, Ed.D. (#1261), **STIPULATED ORDER**, effective September 25, 2015. Licensee was most recently employed as a licensed school psychologist. He was arrested in the City of Salem on August

## Enforcement Actions, cont.

30, 2013 for patronizing a prostitute by offering money (\$80) in exchange for sexual services. This was part of a “reverse prostitution sting” conducted by the Salem Police Department. On April 24, 2014, Licensee was convicted of patronizing a prostitute in Marion County Circuit Court, a Class A misdemeanor. Licensee was placed on probation and required by the terms of his sentence to perform 80 hours of community service, to disclose his conviction to his employer as well as this Board, and to undergo a sex offender evaluation and treatment. Licensee’s personal history includes a sporadic habitual use of prostitutes. Licensee admitted to the Board that his conduct violated ORS 675.070 (2) (c), conviction of any misdemeanor involving moral turpitude; and ORS 675.070(2)(d)(A), immoral or unprofessional conduct (conduct that constitutes a danger to the health or safety of a patient or the public). The terms of the Order included a 6 month (180 days) license suspension; after the expiration of the six month suspension, Licensee must practice under the supervision of a psychologist approved in advance by the Board for a minimum of one year, in which Licensee must meet face to face at least once every two weeks with his supervisor. The supervisor must submit written quarterly reports to the Board regarding Licensee’s practice, to include his competence, observance of appropriate personal boundaries, and professional ethics. After six months of compliance with the terms of this Order, Licensee’s supervisor may submit a recommendation to the Board to reduce the frequency of face to face meetings. After one year of compliance with the terms of this Order, Licensee may submit a written request to the Board with an endorsement from his supervisor to terminate the supervision requirement. Licensee was also ordered to pay a civil penalty of \$500.00.

Michael Chamberlain, Psy.D. (Applicant), **DEFAULT ORDER**, effective October 11, 2015. Applicant submitted an application to practice psychology in Oregon to the Board of Psychologist Examiners (Board) in March 2010. The Board subsequently approved Applicant’s contract for supervision of a Psychologist Resident with an identified Oregon licensed psychologist. This contract was valid for two years, and expired as of April 1, 2012. During this timeframe, Applicant took but failed the Examination for Professional Practice in Psychology (EPPP). After the lapse of two years from

the time he first submitted his application, the application file was closed and archived. In May 2013, Applicant called the Board and asked how to reapply for licensure. On July 8, 2013, Applicant sent an email to the Board that contained the following signature block: “Dr. Michael Chamberlain Clinical Psychologist”. Applicant subsequently submitted an updated application for licensure that the Board received on July 24, 2014. Applicant’s representation of himself as a clinical psychologist on his signature block violated ORS 675.020(1)(b); this misrepresentation constitutes conduct that would cause a reasonable person to have substantial doubts about his respect for the rights of others and the laws of this state and the nation, in violation of ORS 675.030(1)(e). The Board issued a default order denying the application and imposing a civil penalty of \$500.

Judy A. Hart, Psy.D. (Applicant), **DEFAULT ORDER**, effective November 20, 2015. Applicant received a doctorate in clinical psychology in December 2013. From January 2012 to February 2015, she worked as a Clinician III at Cascadia Behavioral Healthcare, which is a community mental health program (CMHP). During this time, Applicant engaged in the practice of psychology by conducting behavioral assessments and intake assessments, offering consultations, performing evaluations, and providing psychological testing and therapy for clients in various institutional settings. As a result, Applicant practiced psychology for more than 24 months after she began practicing psychology at a CMHP. Applicant also signed her name using the title “Clinical Psychologist” on documents and emails while working at Cascadia Behavioral Healthcare. Applicant was not licensed to practice psychology in Oregon, and therefore, should not have held herself out to the public as a clinical psychologist. The Board found that Applicant engaged in the unlicensed practice of psychology and represented herself to be a psychologist, in violation of ORS 675.020(1)(a)-(b), and ORS 675.090(2)(a). She was ordered to pay a civil penalty of \$500.

Daniel D. Carpenter, Psy.D. (#1508), **STIPULATED ORDER**, effective December 12, 2015. Dr. Carpenter was formerly employed at the Oregon State Hospital (OSH) as a staff psychologist. OSH conducted an audit of seven out of seven evaluation reports that Licensee

## Enforcement Actions, cont.

completed in 2013. The audit revealed a pattern of incompetent practice, to include numerous examples of glaring grammatical errors, incomplete and run on sentences, unexplained abbreviations, the cutting and pasting of large sections of information from previous reports (sometimes from documents that were several years old) without attribution or comment, misusing the Historical Clinical Risk Management (HCR-20), which is a violence risk assessment instrument, failing to identify the sources of his information, failing to provide a context for the assessments and tools used in his reports, and failing to provide a clear referral or to otherwise identify the purpose for each evaluation report. In settlement, Respondent neither admitted nor denied, but the Board found, that he engaged in the alleged conduct, and that his conduct violated Ethical Standard (ES) 2.01, Boundaries of Competence; ES 3.04, Avoiding Harm; and ES 9.01, Bases for Assessment. Respondent agreed to surrender his license to practice psychology in Oregon while under investigation, and to not submit a new licensure application to the Board for a minimum of two years.

Richard Hulteng, Ph.D. (#983), **STIPULATED ORDER**, effective January 29, 2016. Dr. Hulteng was licensed by the Board to practice psychology in the State of Oregon. The Board conducted an investigation to determine whether he had an impairment, as defined by ORS 676.303. Dr. Hulteng and the Board agreed to close the investigation with the entry of a Stipulated Order. Dr. Hulteng did not admit or deny having an impairment, but agreed to surrender his license to practice psychology in Oregon while under investigation. He also agreed not to submit an application to the Board for licensure for a minimum of two years, and only with a completed evaluation report from a Board-approved evaluator (or evaluation facility).

Debra (Kali) Miller, Ph.D. (#1124), **FINAL REVISED ORDER**, effective January 29, 2016. Respondent was licensed as a psychologist until March 20, 2015 when her license was revoked and she was ordered to pay a civil penalty of \$5,000 for her conduct in diagnosing reactive attachment disorder (RAD) and making treatment recommendations, which more likely than not caused psychological harm to an 11-year old boy. On January 29, 2016 the Board voted to withdraw the Final Order and to issue a Final Revised Or-

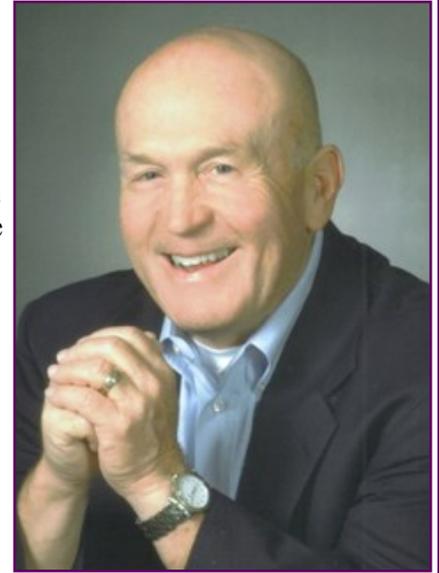
der on the same day. The Board did not modify its basis for action or the sanction, but rather explained in greater detail the rationale as to why it had found that a revocation and \$5,000 civil penalty were appropriate sanctions in this case.

Ron Fritz (unlicensed), **FINAL ORDER**, effective January 29, 2016. Respondent is the owner of the New Phoenix Counseling, in Dallas, Oregon. On the New Phoenix website and in magazine advertisements, Respondent represented that he has a Master's Degree in Psychology and that he has 20 years of experience working with depressed and suicidal individuals, has been working as a professional counselor since 2007, and that he was written a book on Major Depressive Disorder. On this website, Respondent represented to the public that the counseling services he offers include, but are not limited to a wide variety of disorders and conditions, to include abandonment, addiction and recovery, assessments and evaluations, cutting and self-harm, depression and bipolar disorders, dual diagnosis, eating disorders, obsessive-compulsive disorder, phobias and irrational fears, post-traumatic stress disorder, sex abuse, sex addiction, stress and anxiety, suicide ideation, and major depressive disorder. Respondent has informed clients that he is a therapist and has performed comprehensive psychological evaluations without holding a state license in any mental health field that would authorize him to diagnose and treat behavioral, emotional or mental disorders. On June 19, 2015 the Board issued a Notice of Intent to Impose Civil Penalty that proposed to impose a civil penalty of \$1,000 against Respondent for engaging in the unlicensed practice of psychology and for representing himself to be a psychologist by offering or rendering services to individuals and groups included in the practice of psychology, in violation of ORS 675.020(1) and (2). Respondent requested a hearing, which was held on December 1, 2015. The Administrative Law Judge (ALJ) issued a Proposed Order on December 15, 2015 that found Respondent's testimony unreliable, agreed that Respondent had practiced psychology and represented himself to be a psychologist without a license, and found that the Board's assessment of a \$1,000 civil penalty was appropriate. On January 29, 2016 the Board issued a Final Order that adopted the ALJ's finding and conclusions. **Ψ**

## In Memory Of...

### **Shane Price Haydon, Ph.D.**

Shane Price Haydon, beloved husband, father, grandfather, brother and friend passed away surrounded by his family on January 14, 2016. Throughout his 13-year battle with cancer, Shane showed incredible resolve, courage and grace, and in so doing he set an example for all who knew him. Shane was born September 26, 1943 in Missoula, Montana to Larrae and Margaret Haydon. He was raised in Oregon alongside his brother, Michael "Pat" Haydon. Shane was a 1962 graduate of Milwaukie High School where he met and later married the love of his life, Kathy. He went on to study at the University of Oregon and Lewis and Clark College, and was later accepted into the doctoral program at the University of Victoria, British Columbia where he earned a Ph.D. in clinical neuropsychology. Shane returned to practice psychology in the Willamette Valley, where his service has contributed to the lives of many.



Shane was an adventurer who loved to travel and explore. Shane had a gift for making friends of strangers, and was genuinely interested in the lives and stories of others. Wherever they went his family enjoyed how there would always be someone who knew Shane and had a fond story about him. He loved spending time with family and friends, camping and boating at Pine Hollow, Sunriver, Diamond Lake and other areas of Oregon. He was always busy with projects at home and was the first in line to help others. Shane loved all sports and spent many years coaching softball and umpiring baseball. Shane tremendously enjoyed attending and supporting his grandchildren's sporting events and activities often traveling long distances over the course of one day to see as many as possible.

Shane began his career as a staff psychologist for the State of Oregon. He went on to have a successful private practice as a neuropsychologist. During that time, he was also a consulting psychologist to addiction-related organizations and treatment centers. He taught psychology at several universities and colleges. He joined Hazeldon Springbook as the director of mental health services and went on to become the Regional Vice President in charge.

Shane was appointed to the OBPE for two terms from February 2008 through September 2014. He served as Vice-Chair from July 2010 to June 2011, and as Chair from July 2011 to June 2013. His many accomplishments include fostering a better relationship between the OBPE and OPA, and licensees in general, bringing a more compassionate approach to the work of the Board. Shane worked closely with the Board's office staff during troubled times, spending many hours to help remedy the situation and provide support and encouragement. He also saw the Board through an important endeavor to improve the educational requirements for licensure by adopting APA accreditation as the high standard for education in Oregon. His final contribution, lovingly termed the "Shane rule" by members and staff, was a new administrative rule that allows licensees to earn some continuing education credit for reading relevant books.

Shane was also an active participant in the Oregon Psychological Association, serving as its President from 1999 to 2000. He received the OPA's Labby Award in 2007 for his outstanding contributions to the advancement of psychology. He served with the Board of Bar Examiners for the Oregon State Bar. Shane was a member of St. Philip Benizi Catholic Church in Redland and served as chairman of the Ministry Review Board for the Archdiocese of Portland.

Shane is survived by his wife of 51 years, Kathy (Cranston), three married children, his brother, Michael "Pat" Haydon and six grandchildren. Daughter Shawn Moran and her husband John, and daughters Margaret "Megan" and Sara of Salem. Daughter Audrey Monroe and her husband Michael, and children Ann and Marcus of Lake Oswego. Son Michael Haydon and his wife Christina, and sons Romey and Alex of Conifer, Colorado.

Service was held on Wednesday, January 20th at St. Philip Benizi Catholic Church in Redland near Oregon City. Father John Heagle and Sister Fran Ferder, Ph.D., current Board Chair, served as officiators. The service was attended by many from the psychological community.

...Continued on page 9

## In Memory Of, cont...

### T. Laura Ely, Ph.D.

Lara Ely, born Lara Oxborrow, September 23, 1950 in Elko, passed away on February 11, 2016.

Dr. Ely was licensed as a psychologist in Oregon on May 22, 2001. Graduating from the California School of Professional Psychology in 1999 with her degree in Clinical Psychology, she became the head of Mental Health at William Bee Ririe Hospital, and spent 10 years furthering her experiences in her career in New Zealand. Her enthusiasm for perfection in life made Lara a very special being on this earth. Leaving us all at the peak of her career and life, leaving, loving and divided husband Kym and dearly loved friend of Patricia Taylor, Invercargill, New Zealand.



Funeral Mass for Lara will be held at Sacred Heart Church, 900 East 11th Street, Ely, Nevada 89301 on Saturday, March 12, 2016 at 11:00 a.m.

*Reference: The Ely Times, February 25, 2016*

### Garfield DeBardelaben, Ph.D.

Dr. Garfield deBardelaben was born on Feb. 19, 1946 and passed away on Dec. 07, 2015. He died at 69 of a long-term illness. He was licensed as one of the first African-American clinical psychologists in the State of Oregon on November 3, 1981 and served as the first Black president of the Oregon Psychological Association.

Dr. deBardelaben graduated from Wayne State University in 1979 and went on to provide consulting services to Fortune 500 clients throughout the U.S., Asia and Europe. He was the founding principal of Interpersonal Relations International, LLC, a multi-ethnic organization development consulting firm specializing in helping businesses solve interpersonal and productivity issues, and develop effective leaders. In addition to his private practice, he worked on the Good Samaritan Hospital rehabilitation team, and was a clinician and instructor at Oregon Health & Science University. Dr. deBardelaben also specialized in diversity and inclusion. His influence fostered racial dialogue with constituents and citizens. He served on the Oregon State Commissions on Black Affairs, De La Salle North Catholic High School Board of Trustees, Cancer Care Resources and the African American Mental Health Commission, in addition to many other organizations.



He is survived by his wife, Marian; brothers, Robert Lee (Gail) of San Francisco, David (Eartha) of Pittsburgh and Andre (Karen) of New Castle, Pa.; sister, Deborah Jacoway (Michael) of Charlottesville, Va.; and aunt, Ida Belle Northington of Pittsburgh. He was preceded in death by his parents, Robert and Georgia Mae; and brother, William.

*Reference: The Oregonian, Jan. 20 to Jan. 27, 2016*

## Upcoming Events 2015

### March

3/3: Board Membership Committee Meeting  
 3/4: Oregon Jurisprudence Examination \*  
 3/18: **Board Meeting**

### April

4/1: Oregon Jurisprudence Examination \*  
 4/4: Consumer Protection Committee Meeting

### May

5/2: Consumer Protection Committee Meeting  
 5/13: Oregon Jurisprudence Examination \*  
 5/20: **Board Meeting**  
 5/30: Office Closed for Memorial Day Holiday

### June

6/3: Oregon Jurisprudence Examination \*  
 6/6: Consumer Protection Committee Meets

## Reminders

**BE GREEN!** Please make sure to update your email address if it changes so that you continue to receive correspondence. If you have not provided one, please do so. Notify us right away- but not more than 30 days- of any change in your public or mailing address, phone, or name using the form available on the Board website.



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with any comments or suggestions. Ψ

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