

THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
May 14, 2012

A meeting of the Board of Examiners of Psychology was held on May 14, 2012 at the Office of Occupations and Professions in Frankfort, KY.

MEMBERS PRESENT

Eva R. Markham, Ph.D. Chair
Owen Nichols, Psy.D. Vice-Chair
Thomas W. Miller, Ph.D.
Sally Brenzel, Psy.D.
Danette Morton-Page, M.A.
Stanley Bittman, Ph.D.

OCCUPATIONS AND PROFESSIONS STAFF

Julie Jackson, Board Administrator

OTHERS PRESENT

Mark Brengelman, Assistant Attorney General

MEMBERS ABSENT

William G. Elder, Ph.D.
Paula Glasford

A meeting of the Kentucky Board of Examiners of Psychology, Complaint Committee, was called to order at 8:30 a.m., Monday, April 2, 2012 at the Office of Occupations and Professions in Frankfort, KY.

A motion was made by Dr. Brenzel to go into closed session per KRS 61.810 (1)(c) and (j), seconded by Ms. Morton-Page. A motion was made by Dr. Brenzel to come out of closed session, seconded by Ms. Morton-Page. The committee meeting adjourned at 10:00 a.m.

CALL TO ORDER

Dr. Markham, Chair, called the meeting to order at 10:15 a.m. on May 14, 2012.

MINUTES

The minutes of the April 2012 meeting were called to the attention of the Board. A motion was made by Dr. Nichols to approve the minutes as amended. The motion, seconded by Dr. Miller, carried.

MONTHLY FINANCIAL REPORT & LEGAL FEES

The financial reports ending April 2012 and legal fees for March 2012 were presented to the Board. A motion was made by Dr. Miller to accept the financial statement and legal fees. The motion, seconded by Dr. Nichols, carried.

O & P REPORT

Ms. Bourne presented the Memorandum of Agreement for fiscal years 2013 and 2014 to the Board. She advised that the Office of Occupations and Professions worked in conjunction with the Office of the State Budget Director, performing an extensive review and independent analysis for each board within the Office of Occupations and Professions to define a more equitable assessment for setting administrative fees. Three criteria factored into the calculation which raised administrative fees from \$73,825.00 to \$104,200.00. The Board held a discussion regarding the MOA and increase in fees. A motion was made by Dr. Nichols to accept the MOA. The motion, seconded by Dr. Brenzel, carried.

LEGAL MATTERS

The Complaints Screening Committee made a motion to go into closed session to discuss *Maggard v. Kentucky Board of Examiners of Psychology*, Franklin Circuit Court per KRS 61:810 (1) (c) and (j). The motion, seconded by Dr. Miller, carried.

A motion was made by Dr. Brenzel to return to open session. The motion, seconded by Dr. Miller, carried.

COMPLAINTS SCREENING COMMITTEE

- Case 00-05 - Ongoing.
- Case 03-12 and 06-05 - Settlement agreement is to be signed today by psychologist.
- Case 10-19 - Ongoing.
- Case 10-30 - Ongoing.
- Case 11-03 A - Ongoing
- Case 11-04 - Ongoing.
- Case 11-07 - Ongoing.
- Case 11-08 - Ongoing.
- Case 11-14 - Ongoing.
- Case 11-15 - Ongoing.
- Case 11-16 - Ongoing.
- Case 11-18 - Ongoing.
- Case 11-19 - Ongoing.
- Case 11-20- Ongoing.
- Case 12-03 - Ongoing.
- Case 12-04 - Ms. Hall had conflict of interest with this case, recused herself from the discussion and left the room. The Complaints Screening Committee made a motion to dismiss. The motion was not seconded and failed. A motion was made by Dr. Nichols to investigate the case. The motion, seconded by Dr. Miller, carried. The Board voted with all in favor.
- Case 12-05 - Dr. Bittman had conflict of interest with this case, recused himself from the discussion and left the room. The Complaints Screening Committee made a motion to dismiss. The motion, seconded by Dr. Miller, carried.
- Case 12-07 - As a response has not been received from the psychologist, a second notice will be sent advising that the response is due by the next Board meeting on June 4, 2012.
- Case 12-08 - Ongoing.
- Case 12-10 - Ongoing.

The members of the Complaints Screening Committee recused from voting on the above recommendations of the Committee.

COMMITTEE REPORTS

Supervision Committee - None.

Continuing Education Committee - Dr. Miller advised that all applications were approved with the acceptance of one.

Credentials Review Committee - Ongoing progress and routine monitoring.

Examination Committee - The next exam will be held on June 15, 2012.

Disciplined Psychologists Reports - None

EXPIRED LICENSURE REPORT

There were six expired license for the month of January 2012. A motion was made by Dr. Miller to send a certified letter to these licensees advising them that their license has expired and that they must cease practice. The motion, seconded by Ms. Hall, carried.

OLD BUSINESS

Retention schedule/medical and psychological records - Mr. Brengelman advised that the Department of Libraries and Archives noted in the retention schedule that these records should be retained for 50 years after a case is closed. The Board concludes these records should be destroyed once a case is closed. A motion was made by Dr. Miller for Mr. Brengelman to attend the State Archives and Records Management Committee meeting on June 7, 2012 to present the recommended change in retention.

NEW BUSINESS

ASPPB/feedback from Dr. Miller - Discussion held. No action taken.

Refund request from Linda Ringleka - Discussion held. Request denied per 201 KAR 26:160.

KPA Conference - The conference will be held November 8 - 10, 2012 at the Crowne Plaza Hotel in Louisville, KY. The open Board meeting will be held on November 8, 2012.

CONFLICTS

Ms. Hall had conflict with case 12-04. She left the room and did not participate in the discussion held.

Dr. Bittman had conflict with case 12-05. He left the room and did not participate in the discussion held.

A conflict of interest form has been completed by both.

SCHEDULE NEXT MEETING

The next Board meeting will be held on June 4, 2012 at the Office of Occupations and Professions, 911 Leewood Drive, Frankfort, KY 40601.

TRAVEL AND PER DIEM

A motion was made by Dr. Miller to approve payment of travel expenses and per diem compensation for eligible members attending today's meeting. The motion, seconded by Ms. Morton-Page, carried.

ADJOURNMENT

A motion made by Dr. Miller to adjourn the meeting at 12:00 p.m. The motion, seconded by Dr. Brenzel, carried.

Eva R. Markham, Ed.D.