

**THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES**  
**March 4, 2019**

A regular meeting of the Board of Examiners of Psychology was held on March 4, 2019 at the Department of Professional Licensing in Frankfort, KY.

**MEMBERS PRESENT**

Elizabeth McKune, Ed.D. – Chair  
Joseph Dickhaus, M.S. – Vice-Chair  
Erica Pristas, Ph.D.  
Jamie Hopkins, Ph.D.  
Jean Deters, Psy.D.  
Owen Nichols, Psy.D.  
Stacy Seale, M.S.  
Justin Gilfert – Citizen at Large

**MEMBERS ABSENT**

Gerald Walker, Psy.D.

**DEPARTMENT OF PROFESSIONAL LICENSING**

Chessica Nation, Board Administrator  
Robin Vick, Administrative Section Supervisor  
Isaac VanHoose, Commissioner

**OTHER**

David Trimble, Legal Counsel  
Katie McBride  
Janet Orwig  
Dan Logsdon  
Matt Schaefer  
Mark Brengelman

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**CALL TO ORDER**

Dr. McKune called the meeting to order at 1:02 p.m.

**MINUTES**

The minutes of the February 4, 2019 meeting were presented to the Board. Dr. Nichols made a motion to approve the minutes. Mr. Dickhaus seconded the motion and it carried.

**MONTHLY FINANCIAL REPORT & LEGAL FEES**

The financial report ending February 2019 was presented to the Board.

**LEGAL REPORT**

Mr. Trimble discussed an email from an Ohio psychologist asking if she is able to treat Kentucky residents if they physically travel to her office in Ohio. The Board instructed Ms. Nation to respond that if the patient is physically in Ohio, then they are out of the purview of the Kentucky board.

Mr. Trimble discussed a phone inquiry he received regarding nonresident psychologists being court-appointed to practice in Kentucky in cases with indigent clients. A motion was made by Dr. Nichols for the Board to have the ability to waive the \$100 fee for the Nonresident Psychologist Registration Form, in cases where the client is indigent and filed under KRS 31. The motion was seconded by Dr. Pristas and it carried. The nonresident psychologist will need to request for the fee to be waived.

Mr. Trimble reported that he was invited to speak at the ASPPB Midyear Meeting in Santa Fe, NM on April 11 – April 14. A motion was made by Dr. Pristas to pay for Mr. Trimble’s travel expenses. The motion was seconded by Dr. Hopkins and it carried.

Mr. Trimble gave an update on the reorganization bill.

## **COMPLAINTS SCREENING COMMITTEE**

- Case 16-21 – A motion was made by the Complaints Screening Committee to suspend the license with reinstatement upon receipt of a positive fitness for duty evaluation. The motion was seconded by Dr. Nichols and it carried.
- 18-02 – Ongoing.
- 2018PSY00007 – Appeal ongoing.
- 2018PSY00012 – Dr. McKune recused herself from discussion of this case. A motion was made by the Complaints Screening Committee to dismiss. The motion was seconded by Dr. Nichols and it carried.
- 2018PSY00017 – Appeal ongoing.
- 2018PSY00018 – Ongoing.
- 2018PSY00022 – A motion was made by the Complaints Screening Committee to investigate. The motion was seconded by Dr. Nichols and it carried.
- 2018PSY00024 – A motion was made by the Complaints Screening Committee to investigate. The motion was seconded by Dr. Nichols and it carried.
- 2018PSY00027 – A motion was made by the Complaints Screening Committee to dismiss. The motion was seconded by Mr. Dickhaus and it carried.
- 2018PSY00028 – Dr. McKune recused herself from discussion of this case. A motion was made by the Complaints Screening Committee to dismiss. The motion was seconded by Dr. Nichols and it carried.
- 2018PSY00029 – A motion was made by the Complaints Screening Committee to issue a private admonishment to include 6 hours of continuing education in ethics and documentation. The motion was seconded by Dr. Nichols and it carried.
- 2018PSY00030 – The Complaints Screening Committee advised that they will be asking for missing documents from the case file.
- 2019PSY00001 – A motion was made by the Complaints Screening Committee to dismiss. The motion was seconded by Mr. Dickhaus and it carried.
- 2019PSY00002 – A motion was made by the Complaints Screening Committee to dismiss. The motion was seconded by Mr. Dickhaus and it carried.

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

## **OLD BUSINESS**

### **Information on D&O Coverage**

This matter was tabled for the next meeting.

### **ASPPB Board of Directors Meeting**

Mr. Dickhaus reported on the ASPPB Board of Directors meeting that he attended. He stated that one of the main points he took away from the meeting was that ASPPB is going to be implementing more jurisdiction-led discussions at the Midyear and Annual Meetings.

## **NEW BUSINESS**

### **Presentation from Janet Orwig**

Janet Orwig with ASPPB provided information on the PSYPACT. The Board asked questions about the background check and fiscal requirements. Janet advised that once PSYPACT is enacted, jurisdictions have 10 years to implement the background check process. Also, Janet gave an update on the fee structure. She advised they are considering charging the Board each year a flat fee plus a small amount per E-passport holder with Kentucky listed as their home state. This fee would not be charged the first year.

### **Email Questions**

The Board discussed questions received via email. Ms. Nation is to respond to inquiries as discussed.

## **LICENSURE STATUS REPORT**

The Board reviewed the licensure status report.

## **CANCELED LICENSURE REPORT**

There were eleven (11) canceled licenses for the month of February 2019. A motion was made by Mr. Dickhaus for a certified letter to be sent to the licensees advising them that their licenses have expired and that they must cease practice. The motion, seconded by Dr. Hopkins, carried.

## **COMMITTEE REPORTS**

A motion was made by Dr. Hopkins to take the actions recommended by the corresponding committees. The motion was seconded by Dr. Pristas and it carried.

### **Supervision Committee**

Dr. Deters discussed a licensee who submitted plans and goals for volunteer practice. The Board agreed that a W2 is not required in this case; however, they want verification from the organization that they are volunteering.

Dr. Deters discussed the additional information submitted by the LPA who is the CEO of the non-profit organization that employs her supervisor. The Board advised that this documentation is not sufficient to verify that the agreement does not violate 201 KAR 26:171.

### **Continuing Education Committee**

No report.

### **Credentials Review Committee**

A motion was made by the Credentials Review Committee to initiate a complaint (2019PSY00006) for alleged unlawful practice without a license. The motion was seconded by Dr. Hopkins and it carried.

### **Examination Committee**

Mr. Dickhaus advised that there were 13 total examinees. Quite a few failed the written and one failed both the oral and written exam that morning.

The Board discussed revamping the written exam and having it validated again, possibly by Nathanael Mitchell who validated the exam last time. Dr. McKune will reach out to Dr. Mitchell to see if he is interested.

### **Disciplined Psychologists Committee**

No report.

### **Newsletter Committee**

Ms. Nation discussed several topics to be included in the next newsletter. Mr. Gilfert requested those be sent to him before the next meeting so the newsletter can be published soon.

## **SCHEDULE NEXT MEETING**

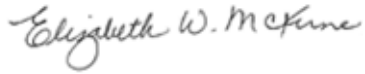
Monday, April 1, 2019 at 10:00 a.m.

**TRAVEL AND PER DIEM**

Mr. Gilfert made a motion to approve payment of travel expenses and per diem compensation for eligible members attending today's meeting and other board business between meetings. The motion, seconded by Dr. Pristas, carried.

**ADJOURNMENT**

A motion was made by Ms. Seale to adjourn the meeting at 2:45 p.m. The motion, seconded by Dr. Pristas, carried.



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Elizabeth W. McKune, Ed.D. - Chair