

## THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES

June 6, 2022

A regular meeting of the Board of Examiners of Psychology was held on June 6, 2022 via Zoom teleconferencing and in person at 500 Mero Street, Frankfort, 40601.

### MEMBERS PRESENT

Brenda Nash, Ph.D. – Chair  
Jean Deters, Psy.D. – Vice Chair  
Jamie Hopkins, Ph.D.  
Joseph Dickhaus, M.S.  
Elizabeth McKune, Ed.D.  
Stacy Seale, M.S.  
Emily Skaggs, Psy.D.  
Eva Markham, Ed.D.  
Justin Gilfert – Citizen at Large

### DEPARTMENT OF PROFESSIONAL LICENSING

Crystal Barker, Board Administrator  
Chessica Nation, Board Administrator  
Kevin Winstead, Commissioner

### OTHER

August Pozgay, Board Counsel  
Eric Russ, KPA

### MEMBERS ABSENT

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### CALL TO ORDER

Dr. Nash called the meeting to order at 10:02 a.m.

### MINUTES

The minutes of the May 24, 2022 special meeting were presented to the Board. Mr. Dickhaus made a motion to approve the minutes as presented. Dr. Deters seconded the motion and it carried.

### MONTHLY FINANCIAL REPORT & LEGAL FEES

The May 2022 financial report was presented to the Board.

### DPL REPORT

Mr. Winstead notified the Board that the letter regarding compacts and reciprocity pursuant to HJR 5 that was previously approved at the May 2, 2022 meeting was sent to the Legislative Research Commission on May 31, 2022. The next letter will be due on June 1, 2023.

Mr. Winstead notified the Board that the regulation amendments filed in November 2021 went into effect on June 2, 2022.

Mr. Winstead notified the Board that the Cabinet is still in the process of setting up state email addresses for board members and more information will be provided once it is available.

Mr. Winstead asked board members to brainstorm ways to cut down the lengthy wait time between an applicant being approved and scheduled for the state exams. The Board decided to hold an additional exam on June 20, 2022 and to send an email to all volunteer examiners pleading for more participation to get through the backlog.

### COMPLAINTS SCREENING COMMITTEE

Dr. Hopkins made a motion to accept the following recommendations of the Complaints Screening Committee, with the exception of 2022PSY00011. The motion was seconded by Dr. Markham and it carried.

- **2019PSY00023** – A motion was made by Dr. Nash to authorize Mr. Dickhaus, as the Complaints Screening Committee Chair, to select a new fitness for duty evaluator due to a conflict with the previously-assigned evaluator. Dr. Deters seconded the motion and it carried.
- **2019PSY00031** – Ongoing.

- 2020PSY00003 – Offer an agreed order with the following terms: 6 hours of CEs on recordkeeping, file management, and rights of clients; and one year of supervised practice, paid for by the licensee, by a supervisor approved by the Complaints Screening Committee.
- 2020PSY00006 – Ongoing.
- 2020PSY00015 – Ongoing. Note – Dr. Nash recused.
- 2021PSY00002 – Ongoing.
- 2021PSY00003 – Ongoing.
- 2021PSY00004 – Ongoing. Note – Dr. McKune recused.
- 2021PSY00016 – Ongoing.
- 2021PSY00020 – Ongoing.
- 2021PSY00021 – Ongoing.
- 2021PSY00023 – Ongoing. Note – Mr. Dickhaus recused.
- 2021PSY00027 – Private admonishment.
- 2021PSY00029 – Ongoing.
- 2021PSY00031 – Ongoing. Note – Dr. Nash recused.
- 2021PSY00035 – Ongoing.
- 2021PSY00036 – Ongoing.
- 2021PSY00037 – Ongoing.
- 2021PSY00038 – Ongoing.
- 2021PSY00039 – Ongoing.
- 2021PSY00040 – Ongoing.
- 2021PSY00041 – Ongoing.
- 2021PSY00042 – Ongoing.
- 2021PSY00043 – Ongoing.
- 2022PSY00001 – Ongoing.
- 2022PSY00002 – Ongoing.
- 2022PSY00003 – Ongoing.
- 2022PSY00007 – Ongoing.
- 2022PSY00008 – Ongoing.
- 2022PSY00009 – Ongoing.
- 2022PSY00010 – Ongoing.
- 2022PSY00011 – Investigate. Note – Dr. Nash recused.
- Application D.H. – Ongoing.

## **LEGAL REPORT**

Mr. Pozgay advised the Board on Open Meetings Act requirements for the July 2022 board meeting.

Mr. Pozgay reported that the large Open Records Request for which an extension was requested has been completed. He also notified the Board that an Open Records Request response has been appealed and he is handling that through the appropriate process.

Mr. Pozgay provided an update on the RFP process for additional investigators: the language has been finalized with the fiscal section and will be sent to Mr. Pozgay and Dr. Nash for final review prior to posting.

## **OLD BUSINESS**

### **Committee Processes – Open Meetings Law**

The Board tabled this discussion to the July retreat. Mr. Pozgay is pulling information together for the Board to review.

### **Annual Report of the Board to the Governor**

Mr. Pozgay and board administrators will add the final information, including licensee numbers and names, and file the annual report with the Governor’s Office on or prior to June 30<sup>th</sup>.

### **Confidentiality of Complaints**

This matter was tabled to the July retreat.

### **ASPPB Midyear Meeting Report**

Dr. Deters summarized the topics that were discussed at the ASPPB Midyear Meeting. She specifically mentioned the national trend of increasing master's level licensure and she noted that Kentucky was already ahead of the curve on that topic.

Mr. Gilfert echoed Dr. Deters' sentiments regarding Kentucky being in a positive position with the master's level licensure compared to other states. He stated the meeting was informative and he appreciated the opportunity to attend.

Dr. Nash asked members that attended the ASPPB Midyear Meeting to send her any topics that were brought up at the meeting that they would like to be added to the retreat agenda for further discussion.

### **July Retreat**

Ms. Nation confirmed meals and logistics of the retreat. The following topics were added to the tentative agenda:

- Approving supervisors (should the CE be taken prior to approval?)
- Exam processes / revising questions and exam form
- Credentials checklist
- Temporary license length
- Legal updates
- CLEAR/ASPPB trainings
- Virtual supervision
- Work hours counted towards licensure
- Fees
- Compact
- ASPPB meeting topics
- Board manual
- Email questions process

### **CLEAR/FARB Trainings**

Dr. Deters mentioned a possible date for the CLEAR training and asked members to send her any conflicts.

### **NEW BUSINESS**

#### **ASPPB Practicum Experience Public Comments**

Dr. Nash will review the information from ASPPB on the possible practicum experience changes and distill the information to provide the board.

#### **EPPP Part 2 Update**

Dr. Nash attended a meeting on the EPPP Part 2 on May 17, 2022. She reported to the board that there is not much of an update at this time.

#### **Email Questions**

The Board reviewed the email questions and Ms. Nation and Mr. Pozgay will respond as directed.

### **LICENSURE STATUS REPORT**

The Board reviewed the licensure status report.

### **COMMITTEE REPORTS**

#### **Supervision Committee**

No report. A motion was made by Dr. Nash to allow the Supervision Committee to make decisions regarding approvals or deferrals on behalf of the board. Denials must come to the full board for discussion and vote. The motion was seconded by Mr. Dickhaus and it carried.

### **Continuing Education Committee**

A motion was made by Dr. Hopkins to deny the Human Trafficking 101 application due to missing CVs of the presenters. The motion was seconded by Dr. Nash and it carried.

A motion was made by Dr. Nash to allow the Continuing Education Committee to make decisions regarding approvals or deferrals on behalf of the board. Denials must come to the full board for discussion and vote. The motion was seconded by Mr. Dickhaus and it carried.

### **Credentials Review Committee**

Mr. Gilfert made a motion to enter into closed session at 11:36 a.m. pursuant to KRS 61.810(1)(j) for deliberation of quasi-judicial bodies regarding the applications of M.C. at which information protected by KRS 61.810(k) may be discussed. The motion was seconded by Mr. Dickhaus and it carried.

Dr. Hopkins made a motion to come out of closed session at 11:50 a.m. The motion was seconded by Dr. Deters and it carried.

Dr. Deters made a motion to approve the recommendations of the Credentials Review Committee. The motion was seconded by Dr. Hopkins and it carried. Dr. Nash made a motion to rescind the approval of the recommendations of the Credentials Review Committee. The motion was seconded by Ms. Seale and it carried.

Dr. Nash made a motion for the board to designate review and approval authority to the board administrators for second temporary licensed psychological associate and second temporary licensed psychologist applications. The motion was second by Mr. Dickhaus and it carried. Dr. Hopkins abstained.

Dr. Deters made a motion to approve the recommendations of the Credentials Review Committee. The motion was seconded by Mr. Dickhaus and it carried.

Dr. Nash made a motion for the board to designate review and approval authority to the board administrators for simple, non-psychological judgement calls when missing documentation, such as a signature or date, is submitted after applications have been reviewed by the board and deferred by the board. The Credentials Review Committee members will make it clear on the review checklist when the application can be approved by board administrators. The motion was seconded by Ms. Seale and it carried.

Dr. Nash made a motion to authorize Credentials Review Committee members to approve applications in between meetings in cases where a psychological judgement call is needed regarding applications deferred by the committee. The motion was seconded by Dr. Deters and it carried.

#### Applications Approved

- |        |        |
|--------|--------|
| • A.W. | • L.F. |
| • A.E. | • L.L. |
| • A.K. | • O.P. |
| • B.M. | • S.F. |
| • D.B. | • S.Y. |
| • E.C. | • S.G. |
| • E.A. | • S.I. |
| • J.D. | • S.R. |
| • J.Y. |        |

#### Applications Deferred

- |        |        |
|--------|--------|
| • A.H. | • K.G. |
| • B.B. | • M.C. |
| • C.M. | • M.E. |
| • C.B. | • S.M. |
| • J.B. | • S.E. |

Applications Denied

- R.K.

**Examination Committee**

Recommendations:

- T.J. – approved to retake EPPP
- S.S. – approved to retake EPPP
- J.N. – approved to retake state structured examination

Dr. Hopkins made a motion to approve the recommendations of the Examination Committee. The motion was seconded by Mr. Gilfert and it carried.

**Disciplined Psychologists Committee**

No report.

**Newsletter Committee**

No report.

**Ad Hoc Committees**

No report.

**PER DIEM AND HONORARIA**

Dr. Deters made a motion to approve per diem compensation for eligible members attending today’s meeting and other board business between meetings, as well as the honoraria for the following volunteer examiners. Dr. Hopkins seconded the motion and it carried.

Additional board business included:

- **Brenda Nash:** May 27, 2022 Credentials Review Committee meeting
- **Stacy Seale:** May 27, 2022 Credentials Review Committee meeting
- **Emily Skaggs:** May 27, 2022 Credentials Review Committee meeting
- **Jean Deters:** May 27, 2022 Credentials Review Committee meeting

Volunteer examiners included:

- **Cay Shawler:** May 2, 2022 exam
- **Sally Brenzel:** May 2, 2022 exam
- **Frederick Grieve:** May 13, 2022 exam
- **David Lanier:** May 13, 2022 exam
- **William Elder:** May 13, 2022 exam

**NEXT MEETING**

Monday, July 18<sup>th</sup> at 9:00 a.m. – Tuesday, July 19<sup>th</sup>

**PUBLIC COMMENTS**

No comments.

**ADJOURNMENT**

A motion was made by Dr. Skaggs to adjourn the meeting at 12:41 p.m. The motion, seconded by Dr. Deters, carried.



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Brenda Nash, Ph.D. – Chair