

THE KENTUCKY BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
December 6, 2021

A regular meeting of the Board of Examiners of Psychology was held on December 6, 2021 via Zoom teleconferencing.

MEMBERS PRESENT

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

DEPARTMENT OF PROFESSIONAL LICENSING

Felicia Juett, Board Administrator
Peter Travis, Board Administrator
Kevin Winstead, Commissioner
Chessica Nation, Administrative Section Supervisor

OTHER

August Pozgay, Executive Advisor, Office of Legal Services, Public Protection Cabinet

MEMBERS ABSENT

Emily Skaggs, Psy.D.
Elizabeth McKune, Ed.D.

CALL TO ORDER

Dr. Deters called the meeting to order at 10:03 a.m.

MINUTES

The minutes of the November 8, 2021 meeting were presented to the Board. Dr. Deters made a motion to approve the minutes as presented. Dr. Markham seconded the motion and it carried.

MONTHLY FINANCIAL REPORT & LEGAL FEES

The November 2021 financial report was presented to the Board.

DPL REPORT

No report.

LEGAL REPORT

Mr. Winstead provided an update on the regulations that were recently filed on November 15th. He stated that the required notices were sent, and the regulations are currently in the two-month comment period until January 31st. The next stage will depend on whether comments are received during this two-month period. He will update the Board with information as it become available.

COMPLAINTS SCREENING COMMITTEE

- 2019PSY00019 – Ongoing.
- 2019PSY00023 – Ongoing.
- 2019PSY00031 – Ongoing.
- 2020PSY00003 – Ongoing.
- 2020PSY00006 – Ongoing.
- 2020PSY00015 – Ongoing. Note – Dr. Nash recused herself from the conversation and vote.
- 2021PSY00002 – Ongoing.
- 2021PSY00003 – Recommended by the Complaints Screening Committee to issue an Agreed Order which includes the following terms: 18 hours of continued education to be completed, 6 hours of which will be in high conflict court involved families, 6 hours in professional boundaries with clients, and 6 hours in the use of social science research and empirically based treatments in the context of families experiencing separation and/or divorce. Additional terms include practice restrictions which will not allow the licensee to take court appointed cases, and supervised practice by a Board approved supervisor with

quarterly reporting. The length of time allotted to complete the CEs and to remain under supervision will be one year unless an extension is requested. Additionally, the Committee is requesting Board Counsel to investigate the restricting of licenses.

- 2021PSY00004 – Ongoing.
- 2021PSY00016 – Ongoing.
- 2021PSY00018 – Ongoing.
- 2021PSY00019 – Ongoing.
- 2021PSY00020 – Recommended by the Complaints Screening Committee to use Dr. Gripshover for the fitness for duty and to arrange personal service through an investigator to serve the Board correspondence.
- 2021PSY00021 – Recommended by the Complaints Screening Committee to use Dr. Gripshover for the fitness for duty and to arrange personal service through an investigator to serve the Board correspondence.
- 2021PSY00024 – Recommended by the Complaints Screening Committee to dismiss this case.
- 2021PSY00025 – Recommended by the Complaints Screening Committee to dismiss this case.
- 2021PSY00026 – Recommended by the Complaints Screening Committee to dismiss this case.
- 2021PSY00028 – Recommended by the Complaints Screening Committee to dismiss this case.

Additionally, the Committee recommends assigning Board Counsel to review and revise the Authorization for Release of Medical and Psychological Records form.

The Committee also recommended creating RFPs for three new investigators. Ms. Vick joined the meeting briefly to discuss questions relating to this process. Ms. Vick stated that the current contracts are valid until July 1st. At that time, if any contracts need to be reduced to allow for additional investigators, she can do so at that time. A question was asked regarding the selection process. It was requested to have a Board member present at the time of the screening process. Ms. Vick stated that she would check with Finance to determine if a Board member can be present during the screening process, but stated this is not a normal practice. She also stated that she would send the terms and conditions of the current RFP to the Board members for review. Any suggested changes to allow for a more specialized selection process will be addressed at the next meeting.

A motion was made by Dr. Hopkins for the Board to take the above-listed actions recommended by the Complaints Screening Committee. Dr. Nash seconded the motion and it carried.

OLD BUSINESS

2022 Meeting Dates & Exam Dates

The Board discussed the 2022 meeting dates and exam dates. The following dates were selected to hold meetings in 2022: January 10th, February 7th, March 7th, April 4th, May 2nd, June 6th, August 1st, September 12th, October 3rd, November 7th, and December 5th. Additionally, the Board will hold an in-person retreat on July 14th and 15th. A motion was made by Dr. Nash to accept the board meeting dates as discussed for 2022. Dr. Markham seconded the motion and it carried.

NEW BUSINESS

Board Chair/ Vice-Chair Elections

Dr. Deters nominated Brenda Nash to be elected as Board Chair. No other nominations were made. Dr. Deters made a motion to elect Dr. Nash as the new Board Chair. Dr. Hopkins seconded the motion and it carried.

Dr. Hopkins nominated Joe Dickhaus to be elected as Board Vice-Chair. Dr. Nash nominated Jean Deters to be elected as Board Vice-Chair. An individual vote from each member was cast. Dr. Deters had the majority vote of 5 – 2, therefore was elected to serve as Board Vice-Chair.

CE Certificate Numbers

Dr. Hopkins discussed the benefits of adding approval numbers to continuing education programs and sponsorships. She stated that this approval number could be added to the certificates to help authenticate the completed programs. Dr. Hopkins made a motion to begin using approval numbers as discussed for Board approved CE sponsorships and programs. Dr. Deters seconded the motion and it carried.

Flagging Files

Dr. Nash discussed adding a process to flag new applications if any complaints have been made on the applicants. This would allow the Board to become aware of any past disciplinary actions, private admonishments, or general concerns prior to issuing new licenses. It was stated the most efficient way to do this would be to have the board administrator check each applicants' previous files to determine whether complaints have been made. If so, the Board Administrator should add the complaint file to the Google Drive for the Credentials Review Committee to review with the initial application.

Email Questions

The Board reviewed the email questions and Ms. Juett will respond as directed.

LICENSURE STATUS REPORT

The Board reviewed the licensure status report.

RECESS

Dr. Deters made a motion to recess at 11:35 and reconvene. Dr. Hopkins seconded the motion and it carried.

CALL TO ORDER

Dr. Deters called the meeting to order at 11:45 p.m.

COMMITTEE REPORTS

A motion was made by Mr. Dickhaus to take the actions recommended by the corresponding committees. Dr. Markham seconded the motion and it carried.

Supervision Committee

No report.

Continuing Education Committee

The Continuing Education Committee Chair discussed a question regarding whether a bachelor's degree qualifies a presenter to be labeled a "professional qualified in the defined content area", as outlined in 201 KAR 26:175 Section 6(3). It was discussed that additional information may be needed to demonstrate that the presenter has training beyond the basic educational requirements, as outlined in 201 KAR 26:175 Section 1.

Credentials Review Committee

The Credentials Committee Chair discussed concerns of applicants working past the 60-day grace period as outlined in 201 KAR 26:155 and 201 KAR 26:280. It was determined that the Board should file a complaint on any applicant, along with their supervisor, working over the 60-day grace period. It was stated that it may be beneficial to add a section in the newsletter as a reminder of the 60-day grace period. Dr. Nash made a motion to file a complaint on four applicants, along with their supervisors, who worked over the 60-day grace period as outlined in the 201 KAR 26:155 and 201 KAR 26:280. Dr. Markham seconded the motion and it carried. The following complaints have been opened: 2021PSY00035; 2021PSY00036; 2021PSY00037; 2021PSY00038; 2021PSY00039; 2021PSY00040; 2021PSY00041; 2021PSY00042.

Examination Committee

The Examination Committee Chair stated one examinee is on their 3rd attempt, therefore will need to be examined by two Board members.

Disciplined Psychologists Committee

No report.

Newsletter Committee

The Newsletter Committee Chair reviewed language for the newsletter, and it was updated as discussed. Additionally, language regarding SB-150 will be provided from Board Counsel to include in the newsletter. A section will also be added reminding applicants and supervisors of the 60-day grace period as outlined in 201 KAR 26:155 and 201 KAR 26:280.

PER DIEM

Dr. Deters made a motion to approve per diem compensation for eligible members attending today's meeting and other board business between meetings. Dr. Hopkins seconded the motion and it carried. Additional board business included:

- **Brenda Nash:** November 9, 2021 Applications Review; November 14, 2021 Credentials Committee Checklist Editing; November 19, 2021 Administering Exams
- **Eva Markham:** November 19, 2021 Administering Exams; December 4, 2021 Supervision Committee Review and Examination Review
- **Jamie Hopkins:** November 19, 2021 Administering Exams

Dr. Deters made a motion to pay honoraria for the following volunteer examiners. Dr. Hopkins seconded the motion and it carried.

- **Sarah Nolan:** November 19, 2021
- **Sally Brenzel:** November 19, 2021
- **David Lanier:** November 19, 2021
- **Rick Grieve:** November 19, 2021

SCHEDULE NEXT MEETING

Monday, January 10th at 10:00 a.m.

PUBLIC COMMENTS

No comments.

ADJOURNMENT

A motion was made by Dr. Deters to adjourn the meeting at 12:37 p.m. The motion, seconded by Mr. Dickhaus, carried.



Jean Deters, Psy.D. – Chair