

BOARD OF PSYCHOLOGY
Professional and Vocational Licensing Division
Department of Commerce and Consumer Affairs
State of Hawaii

MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by §92-7(b), Hawaii Revised Statutes (HRS).

Date: February 20, 2015

Time: 1:30 p.m.

Place: Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Present: Scott Hashimoto, J.D., Psy.D., Chairperson
Carol L. Nowak, Ph.D., Vice Chairperson
Lisa Chun Fat, Member
Brian B. Combs, Ph.D., Member
Marty Oliphant, Member
Margo I. Peter, Psy.D., Member
May Ferrer, Executive Officer
Shari J. Wong, Deputy Attorney General ("DAG")
Faith Nishimura, Secretary

Excused: Rosemary Adam-Terem, Ph.D., Member

Guests: Alex Santiago, Hawaii Psychological Association

Call to Order: There being a quorum present, the meeting was called to order by Chairperson Hashimoto at 1:32 p.m.

Approval of the Meeting Minutes: It was moved by Ms. Chun Fat, seconded by Dr. Peter, and unanimously carried to approve both the open session and executive session minutes of the January 23, 2015 meeting as circulated.

Additions/Revisions to Agenda: None.

Chairperson's Report: None.

Executive Officer's Report: a. Record of Candidates Examined: For the Examination for Professional Practice in Psychology (EPPP)

Executive Officer Ferrer reported that there were two (2) candidates who took the EPPP exam as of January 31, 2015; one (1) passed and one (1) failed.

Old Business: a. Proposed amendments to Hawaii Administrative Rules Chapter 98

Members reviewed proposed amendments to Hawaii Administrative Rules Chapter 98.

It was moved by Dr. Peter, seconded by Ms. Chun Fat, and unanimously carried to approve the proposed amendments and move forward in the rule making process.

The following agenda item was taken out of order.

Legislation: e. Senate Bill No. 748 Relating to Prescriptive Authority for Certain Psychologists
f. House Bill No. 1072 Relating to Prescriptive Authority for Certain Psychologists

These measures authorize the board of psychology to issue certificates of prescriptive authority to medical psychologists who meet certain education, training, and registration requirements.

The House Committee on Health and the House Committee on Consumer Protection and Commerce held a joint hearing on House Bill No. 1072 on February 18, 2015 and recommended that the measure be passed with amendments in H.D. 1.

Alex Santiago of the Hawaii Psychological Association (“HPA”) appeared before the Board to discuss the above mentioned measures.

Mr. Santiago indicated that rural communities approached Senator Baker and Representatives Souki and McKelvey.

Dr. Peter noted that the age limit and administrative implications to the Board were not mentioned in House Bill No. 1072.

Dr. Nowak arrived at 1:45 p.m.

Mr. Oliphant arrived at 1:46 p.m.

Dr. Hashimoto noted that specific communities were not mentioned in the measure.

Drs. Nowak and Peters were in support of the measure with the appropriate training.

Dr. Hashimoto indicated that the Board is responsible for the medical aspect and that it would need to work with the Board of Pharmacy and the federal Drug Enforcement Administration.

Dr. Hashimoto also supported the intent of the bill. He indicated that the Board would be required to obtain the necessary personnel/expertise (w/psychotropics and related biological), the administrative infrastructure (staffing, monitoring and record keeping efforts), and lastly the time needed to put such procedures and practice in place.

DAG Wong advised members that the Board's responsibility is to ensure the competency of licensees and to also ensure consumer/public safety.

Members discussed that the Board's composition may have to be amended to include a medical psychologist. Currently the Board's composition includes five psychologists and two public members.

It was moved by Dr. Peter, seconded by Mr. Oliphant, and unanimously carried that the Board supports the general intent of the bill and suggests amendments to the measure to include adequate support and time for the Board to develop administrative procedures specified in the measure and an implementation date of 2018.

Senate Bill No. 748 was not scheduled for a hearing.

- c. Senate Bill No. 391 Relating to Psychologists
- d. House Bill No. 453 Relating to Psychologists

These measures amend the continuing education requirement for psychologists to include at least three credit hours of ethics training and at least two credit hours of domestic violence training.

The House Committee on Consumer Protection and Commerce held a hearing on February 2, 2015 on House Bill No. 453 and recommended that the measure be deferred.

The Senate Committee on Health and the Senate Committee on Commerce and Consumer Protection held a hearing on February 10, 2015 on Senate Bill No. 391 and recommended that the measure be passed unamended.

Executive Officer Ferrer submitted testimony that Section 465-11, Hawaii Revised Statutes, remain unchanged, and not incorporate the new statutory material as proposed in Senate Bill No. 391 and House Bill No. 453.

Mr. Santiago indicated that HPA opposed these measures.

Mr. Santiago left the meeting room at 1:45 p.m.

Executive
Session:

It was moved by Dr. Combs, seconded by Dr. Nowak, and unanimously carried to enter into executive session at 2:15 p.m. pursuant to Section 92-5(a)(1), HRS, to consider and evaluate personal information relating to

individuals applying for professional license cited in Section 26-9, HRS, and pursuant to Section 92-5(a)(4), HRS, to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities and liabilities.

EXECUTIVE SESSION

At 2:40 p.m., it was moved by Dr. Combs, seconded by Ms. Chun Fat, and unanimously carried to return to open session. The room was reopened to the public.

Applications:

a. Examination

- i. Lauren E. Ampolos
- ii. Mestisa C. Gass
- iii. Erik G. Jul

It was moved by Dr. Nowak, seconded by Dr. Combs, and unanimously carried to approve the applications of Drs. Ampolos, Gass and Jul pursuant to HRS § 465-7 and HAR §§ 16-98-8 and 16-98-9.

iv. Katherine A. Knezek-May

It was moved by Ms. Chun Fat, seconded by Mr. Oliphant, and unanimously carried to defer the application of Dr. Knezek-May pursuant to HRS §§ 465-7, 465-7.5 and HAR §§ 16-98-8 and 16-98-9.

b. Temporary Permit

i. Bartholomew Brigidi

It was moved by Dr. Combs, seconded by Ms. Chun Fat, and unanimously carried to approve the application of Dr. Brigidi pursuant to HRS §§ 465-7 and 465-9, and HAR §§ 16-98-8, 16-98-9, 16-98-16, 16-98-23 and 16-98-25.

c. Examination Waiver

None.

d. Senior Psychologist

None.

e. ABPP Diplomate

None.

f. CPQ/NR

None.

g. Ratifications

None.

Legislation:

a. Senate Bill No. 13 Relating to Psychology

b. House Bill No. 269 Relating to Psychology

These measures expand doctoral degree requirement for licensing of psychologists to include additional doctoral programs accredited by the American Psychological Association.

The House Committee of Consumer Protection and Commerce held a hearing on February 2, 2015 on House Bill No. 269 and recommended that the measure be passed unamended.

The Senate Committee on Commerce and Consumer Protection held a hearing on February 19, 2015 on Senate Bill No. 13 and recommended that the measure be passed unamended.

Executive Officer Ferrer submitted testimony indicating that the Board supports both measures.

g. Senate Bill No. 828 Relating to Psychologists

h. House Bill No. 1125 Relating to Psychologists

These measures remove the requirement that applicants for a license in psychology complete one year of post doctoral training and replaces it with required hours of supervised experience during the doctoral degree program.

Both measures were not scheduled for hearings and will not be moving forward this legislative session.

i. Senate Bill No. 829 Relating to Psychologists

j. House Bill No. 1124 Relating to Psychologists

These measures: (1) add definitions for “applied psychologist”, “health service provider”, and “general applied psychologist”; (2) amends definitions of “practice of psychology” and “psychologist”; (3) clarifies license and exemption requirements for psychologists; and (4) amends powers and duties of the board of psychology.

Both measures were not scheduled for hearings and will not be moving forward this legislative session.

k. House Bill No. 1390 Relating to Massage

This measure: (1) establishes licensure requirement for massage therapist assistants; and (2) amends certain provisions relating to the licensure, certification, and registration for the practice of massage.

The House Committee on Consumer Protection and Commerce held a hearing on February 18, 2015 and deferred the measure.

Executive Officer Ferrer queried the Board on whether certain verbiage in the measure could be construed in ways that would impact the Board. The Board informally opined that the verbiage would not impact the Board.

New Business: None.

Correspondence: a. Email dated January 26, 2015 from Brad Nakamura, Associate Professor, Department of Psychology, University of Hawaii, Regarding In-State Psychological Services via videoconferencing

Members reviewed an email dated January 26, 2015 from Brad Nakamura, regarding the Board's position on extending the delivery of psychological services with the State of Hawaii via video conferencing ("VTC") to providing family and individual therapy in addition to the assessments.

After discussion, the Board informally opined that the extended delivery of psychological services via VTC is acceptable.

The Board advised that this response is an unofficial, nonbinding opinion in accordance with Hawaii Administrative Rules § 16-201-90. It is not an official opinion or decision, and therefore, is not to be viewed as binding upon the Board or the Department of Commerce and Consumer Affairs.

Next Meeting: Friday, March 20, 2015
1:30 p.m.
Queen Liliuokalani Conference Room
King Kalakaua Building
335 Merchant Street, 1st Floor
Honolulu, Hawaii 96813

Adjournment: There being no further business to discuss, it was moved by Mr. Oliphant, seconded by Ms. Chun Fat, and unanimously carried to adjourn the meeting at 3:32 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ May Ferrer
May Ferrer
Executive Officer

/s/ Faith Nishimura
Faith Nishimura
Secretary

MF:fn

3/6/15

- Minutes approved as is.
 Minutes approved with changes; see minutes of _____.