

**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: April 15, 2016

Time: 1:30 p.m.

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

Present: Scott Hashimoto, J.D., Psy.D., Chairperson  
Carol L. Nowak, Ph.D., Vice Chairperson  
Margo I. Peter, Psy.D., Member  
Marty Oliphant, Member  
Shari J. Wong, Deputy Attorney General (“DAG”)  
May Ferrer, Executive Officer  
Susan Reyes, Secretary  
Patti Kodama, Secretary

Excused: Rosemary Adam-Terem, Ph.D., Member  
Brian B. Combs, Ph.D., Member  
Lisa Chun Fat, Member

Guests: Lei Fukumura, Special Deputy Attorney General (“SDAG”)

Call to Order: There being a quorum present, the meeting was called to order by Chairperson Hashimoto at 1:37 p.m.

Approval of the Meeting Minutes: It was moved by Mr. Oliphant, seconded by, Dr. Nowak, and unanimously carried to approve the open session and executive session minutes of the March 18, 2016 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 during the period of March 13, 2016 through April 9, 2016 there were three (3) candidates who took the EPPP exam; two (2) failed and one (1) passed.

b. California Southern University Webpage

Executive Officer Ferrer informed the members that the California Southern University Webpage may appear to be misleading as several jurisdictions, including Hawaii, are listed as approving the University's Psy.D. Program.

Board members requested that the Executive Officer inform the University that although the Board will consider a professional psychology training program from a regionally-accredited institution, the applicant for a license will need to submit a Training Report deemed acceptable by the Board and meet other requirements as provided in the Board's laws and rules.

Chapter 91, HRS Adjudicatory Matters:

Chairperson Hashimoto called for a recess from the meeting at 1:49 p.m. to discuss and deliberate on the following adjudicatory matters pursuant To HRS Chapter 91.

a. In the Matter of the License to Practice Psychology of Leonard D. Bergantino, Ph.D.: PSY 2015-10-L

The Board noted discrepancies in the Hearings Officer's Findings of Fact, Conclusions of Law, and Recommended Order regarding whether he concluded that Respondent violated HRS §465-13(a)(20).

Dr. Nowak moved that this matter be remanded back to the Hearings Officer. Mr. Oliphant seconded the motion. The motion passed unanimously.

b. In the Matter of the Psychologist's License of C.P. Kelly Bass: PSY 2012-5-L

After discussion, it was moved by Dr. Nowak, seconded by Dr. Peter, and unanimously carried to approve the Settlement Agreement Prior to Filing

of Petition for Disciplinary Action and Board's Final Order in the above case.

Following the Board's review, deliberation and decision in these matters, pursuant to Chapter 91, HRS, Chairperson Hashimoto announced that the Board was reconvening to its open meeting at 2:08 p.m.

SDAG Fukumura left the meeting at 2:10 p.m.

**The following agenda items were taken out of order.**

Correspondence      a.      Letter from concerned Community Members regarding services at Lanai Community Health Center.

The Executive Officer informed the Board of an anonymous letter received from community members regarding the Lanai Community Health Center (LCHC). The letter expressed concern about the quality of services being delivered through the LCHC. The letter indicates that there is no licensed clinical psychologist actively working on site, yet the patients or their insurance companies are being billed for the services provided.

After discussion, it was decided that the letter should be forwarded to the Community Center.

Legislation:      a.      House Bill No. 1072, H.D. 1, S.D. 1 Relating to Prescriptive Authority for Certain Psychologists

The Board reviewed and discussed House Bill No. 1072, H.D. 1, S.D. 1, Relating to Prescriptive Authority for Certain Psychologists.

The purpose of this bill is to authorize the Board of Psychology to grant prescriptive authority to prescribing psychologists who meet specific education, training, and registration requirements.

The Executive Officer informed the Board members that this bill will likely go to conference.

After discussion, the Board noted the improved verbiage from the previous version of the bill and expressed its support of House Bill No. 1072, H.D. 1, S.D. 1.

b. Senate Bill No. 13, H.D. 1

The purpose of this bill is to recognize the important role school psychologists play in the State by establishing registration requirements and limitations on the use of titles for school psychologists.

The Executive Officer informed the Board members that this bill will likely go to conference.

The Board members maintained that, should school psychologists become a regulated profession, then regulation should be established and conducted under a new chapter.

Deputy Attorney General Shari Wong left the meeting at 2:30 p.m.

Executive Session:

It was moved by Mr. Oliphant, seconded by Dr. Nowak, and unanimously carried to enter into executive session at 2:30 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 2:50 p.m., it was moved by Dr. Nowak, seconded by Dr. Peter, and unanimously carried to return to open session. The room was reopened to the public.

Applications:

a. Examination

- i. Marc R. Malone
- ii. Gigi Servis
- iii. Lindsey King
- iv. Amithea Love

It was moved by Mr. Oliphant, seconded by Dr. Nowak, and unanimously carried to approve the applications of Drs. Malone, Servis, King, and Love pursuant to HRS § 465-7 and HAR §§ 16-98-8 and 16-98-9.

b. Examination Waiver

i. Malka Friedman

It was moved by Dr. Peter, seconded by Dr. Nowak, and unanimously carried to defer the application of Dr. Friedman pursuant to HRS §§ 465-7 and 465-10 and HAR §§ 16-98-9, 16-98-16, 16-98-23, 16-98-25 and 16-98-30.

ii. Heidi Layton

It was moved by Dr. Nowak, seconded by Mr. Oliphant, and unanimously carried to approve the application of Dr. Layton pursuant to HRS §§ 465-7 and 465-10 and HAR §§ 16-98-9, 16-98-16, 16-98-23, 16-98-25 and 16-98-30.

c. Senior Psychologist

None.

d. ABPP Diplomate

None.

e. CPQ

None.

f. NR

None.

g. Ratifications

i. National Register

a. Romi McIntire-Mann

It was moved by Dr. Nowak, seconded by Mr. Oliphant, and unanimously carried to ratify the approval of the application of Dr. McIntire-Mann pursuant to HRS § 465-7.

New Business: None.

Announcements

a. New Board Member, Sherry Sutherland-Choy; Term through 6/30/2020

The EO informed the members that at a hearing on April 14, 2016, the Senate Committee on Commerce, Consumer Protection & Health recommended to advise and consent to the nomination of Dr. Sherry Sutherland-Choy to the Board of Psychology for a term through June 30, 2020. The EO further stated that Dr. Sutherland-Choy will need to be confirmed before the end of the 2016 legislative session.

b. Board Meeting Parking Passes

The EO stated that although the PVL secretaries are responsible for completing the information on parking passes, the board members should review the parking passes and complete any information, if necessary. The parking pass should be placed faced up in a visible location on the dashboard or hung on the rearview mirror of the car. Staff should be notified immediately if they have received a parking ticket so that the staff can request to have the ticket voided. PVL will not pay for any parking tickets.

c. ASPPB Examination Program

The EO informed members that per a letter from the ASPPB dated March 21, 2016, the ASPPB Board of Directors approved the development and implementation of a skills-based exam that will complement the EPPP. The current EPPP will be renamed the EPPP Step 1, and the new exam will be called the EPPP Step 2. This two-step assessment package will assist member boards in meeting their mandate of public protection and in meeting the public's expectations regarding a board's assessment of competence of psychologists at the point of licensure. The ASPPB is targeting an implementation date of January 2019 for the EPPP Step 2.

d. Disclosure of Financial Interests

The EO reminded the members of their responsibility to comply with the State Ethics Code by filing an annual Disclosure of Financial Interests with the Hawaii State Ethics Commission. Filers are required to file the "long form" (D-201) in even-numbered years and may use a "short form" (D-103A) in odd-numbered years. An e-mail with a link to the form will be sent to the members.

Next Meeting: Friday, May 20, 2016  
1:30 p.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Adjournment: There being no further business to discuss, it was moved by Dr. Peter, seconded by Mr. Oliphant, and unanimously carried to adjourn the meeting at 2:58 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ May Ferrer  
May Ferrer  
Executive Officer

/s/ Susan Reyes  
Susan Reyes  
Secretary

MF:sr

4/25/16

[ X ] Minutes approved as is.  
[ ] Minutes approved with changes; see minutes of \_\_\_\_\_.