

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: November 15, 2013

Time: 1:30 p.m.

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

Present: Carol L. Nowak, Ph.D., Chairperson
Scott Hashimoto, J.D., Psy.D., Vice Chairperson
Rosemary Adam-Terem, Ph.D., Member
Lisa Chun Fat, Member
Brian B. Combs, Ph.D., Member
Frances P. Hackbarth, Member
Margo I. Peter, Psy.D., Member
Ahlani K. Quiogue, Executive Officer
Shari J. Wong, Deputy Attorney General ("DAG")
Faith Nishimura, Secretary

Guests: Gail Tice, Hawaii Psychological Association
Patti Kodama, PVL Division Secretary

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

The following agenda item was taken out of order.

Unfinished Business: a. House Concurrent Resolution No. 201, H.D. 1: Draft Legislation

Gail Tice, Psy.D., Hawaii Psychological Association ("HPA") appeared before the Board to discuss the above mentioned measure.

Members reviewed a proposed draft provided by HPA as well as a proposed draft from Executive Officer Quiogue.

In reference to the definition of "Continuing Education Courses", Dr. Combs asked whether HPA should be included in the definition since the American Psychological Association ("APA") approves each state/provincial association as an approved

provider. He also asked whether HPA is authorized to approve its own providers/courses for continuing education.

Executive Officer Quiogue stated that for purposes of clarity, HPA is included in both her draft as well as HPA's draft. She went on to say that each state/provincial psychological association may approve providers/courses individually.

Dr. Adam-Terem indicated that HPA is an approved sponsor as well as most state/provincial psychological associations. She indicated further that if APA does not approve a provider/course, the course/provider would not be available for continuing education.

Executive Officer Quiogue informed members that pursuant to the language in HCR 201, HD1, the Board and HPA must submit to the Legislature a proposed draft for a bill to establish, implement, and monitor continuing education requirements for all licensed psychologists in Hawaii no later than 20 days prior to the convening of the regular session of 2014. She stated further that the Legislature convenes on January 15, 2014.

Dr. Tice indicated that HPA's Board and continuing education committee would be meeting before the Board's December 20, 2013 meeting to discuss the drafts. She indicated that she would discuss with HPA the Board's suggestions, questions and concerns it has.

In reference to Executive Officer Quiogue's draft, Chairperson Nowak asked for clarification of the terms "suspend" and "forfeit" on page 2, Section 3.

DAG Wong responded that the term "suspend" is generally used to discipline a license. Furthermore, because of the severity of the action, it would be reportable to the National Practitioner Data Bank ("NPDB"). The term "forfeit" is a non-disciplinary action and is not a reportable action to NPDB.

Similarly, Chairperson Nowak asked for clarification in the section regarding the terms "reinstatement" and "reactivation".

Executive Officer Quiogue answered that pursuant to its statutes and rules, a licensed psychologist may petition the board to have their license placed on inactive status. When the psychologist wishes to return to practice, an application shall be made to the board to have the license reactivated. She went on to explain that the term reinstatement is being updated to appropriately reflect

the action being taken on the license, which is to reactivate it.

Members discussed section 465-11(f) of Executive Officer Quiogue's draft, which sets forth alternatives to requesting an extension of the continuing education requirement.

Executive Officer Quiogue indicated that she took several of HPA's proposals and incorporated it into broader/general language.

Chairperson Nowak asked what and/or if there would be consequences to not complying with the CE requirements.

Executive Officer Quiogue answered that the psychologist's renewal application would be processed in accordance with the Board's laws and rules. However, she would also refer to the Regulated Industries and Complaints Office ("RICO") a request for investigation. RICO would then investigate the matter and determine whether to pursue action against the licensee.

Chairperson Nowak asked what would happen if the Board approves a request for extension of the continuing education requirements for a licensee.

Executive Officer Quiogue answered that the licensee would be required to obtain double the amount of hours of CE. For instance, if a licensee requested an extension for the licensing biennium 2016 – 2018, the licensee would then be required to submit 40 hours of CE for the licensing biennium 2018 – 2020.

Chairperson Nowak suggested that the proposed number of CE credit hours be changed from 20 to 18 credit hours. She indicated that CE providers usually offer 3 credit hours for each course with an average time of 1.5 hours.

Members discussed HPA's Section 3. Specifically, §465.10.5(1), which includes language to have a gradual implementation of "a minimum of 10 credit hours of continuing education courses for licensing renewal period beginning July 1, 2015, through June 30, 2016."

Executive Officer Quiogue expressed concerns with gradual implementation of the CE requirement, and indicated that the proposed language was not discussed by the Board and HPA at its previous meeting. She also indicated that administratively, the Board would need to have at least one renewal period before it implements the continuing education requirements.

Executive Officer Quiogue advised Dr. Tice that all references to the term "director" in HPA's draft would need to be changed to "board". The term director is used for DCCA programs only.

Members discussed HPA's draft Section 4, subsections (g)(2), which includes language to "Place the licensee on conditional probation" and "a late fee of twenty dollars."

Executive Officer Quiogue indicated that a licensee has a property interest in their license, therefore, the renewals must be processed in a timely manner. She went on to say that the Board cannot discipline a licensee without first affording that licensee their due process rights.

After further discussion, the Board determined that each licensee shall complete 18 credit hours of CE every 2 years to satisfy the continuing education requirements.

Dr. Tice left the meeting room at 2:10 p.m.

Approval of the Meeting Minutes:

It was moved by Dr. Hashimoto, seconded by Mrs. Hackbarth, and unanimously carried to approve both the meeting minutes and executive session minutes of the October 18, 2013 meeting as circulated.

Additions/Revisions to Agenda:

It was moved by Dr. Adam-Terem, seconded by Dr. Hashimoto, and unanimously carried to add the following matter to the agenda:

6. Applications
 - a. Examination
 - v. Nazneen F. Bahrassa

Chairperson's Report:

None.

Executive Officer's Report:

- a. Record of Candidates Examined: For the Examination for Professional Practice in Psychology (EPPP)

Executive Officer Quiogue reported that there were a total of two (2) candidates who took the EPPP exam as of October 31, 2013, one (1) passed and one (1) failed.

Executive Session:

It was moved by Dr. Combs, seconded by Dr. Adam-Terem, 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 2:35 p.m., it was moved by Mrs. Hackbarth, seconded by Dr. Hashimoto, and unanimously carried to return to open session. The room was reopened to the public.

Applications:

a. Examination

- i. Amy-Marie Coyle
- ii. Adrianna M. Flavin
- iii. Geniel A. Hernandez Armstrong
- iv. Nazneen F. Bahrassa

It was moved by Mrs. Hackbarth, seconded by Dr. Combs, and unanimously carried to approve the applications of Drs. Coyle, Flavin, Hernandez Armstrong and Bahrassa pursuant to HRS § 465-7 and HAR §§ 16-98-8 and 16-98-9.

iv. Dawn E. Montgomery

It was moved by Mrs. Hackbarth, seconded by Dr. Combs, and unanimously carried to defer the application of Dr. Montgomery pursuant to HRS § 465-7 and HAR §§ 16-98-8 and 16-98-9.

b. Examination Waiver

i. Brian S. Konik

It was moved by Dr. Adam-Terem, seconded by Dr. Peter, and unanimously carried to approve the application of Dr. Konik 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. Judea L. McAnesby

iii. Felicia Mueller

It was moved by Mrs. Hackbarth, seconded by Dr. Hashimoto, and unanimously carried to defer the applications of Drs. McAnesby and Mueller 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/NR

None.

f. Ratifications

i. Examination

a. Shelly N. Ludolph

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

ii. CPQ

a. Elaine Archambeau

It was moved by Dr. Adam-Terem, seconded by Dr. Peter, and unanimously carried to ratify the approval of the application of Dr. Archambeau pursuant to HRS § 465-7.

iii. National Register

a. Walter S. Newsom

It was moved by Dr. Combs, seconded by Dr. Adam-Terem, and unanimously carried ratify the approval of the application of Dr. Newsom pursuant to HRS § 465-7.

New Business: None.

Correspondence: a. November 1, 2013 email from Jacqueline van Loon regarding required courses for license

Members reviewed emails and attachments from Jacqueline van Loon dated November 1, 2013 and November 11, 2013, requesting an informal opinion of the applicable courses for its Training Report.

After discussion, the Board informally opined that:

Section B. Cognitive-Affective Bases of Behavior

PSY87545 INTERPERSONAL NEUROBIOLOGY - This course is applicable to this section.

PSY87550 POSITIVE PSYCHOLOGY - This course is applicable to this section.

PSY87120 ENHANCING PERFORMANCE:
PREPARATION/MOTIVATION - This course is applicable to this section.

Section C. Social Bases of Behavior

PSY87508A CULTURAL DIVERSITY - This course is applicable to this section.

PSY87515 SOCIAL PSYCHOLOGY - This course is applicable to this section.

PSY87507 HUMAN SEXUALITY - This course is not applicable to this section.

Section E. Psychodiagnosis and Individual Assessment

PSY87529 MYERS-BRIGGS TYPE INDICATOR - This course is applicable to this section.

Section F. Therapy

PSY87707 THE PSYCHOLOGY OF THE MIND I: MIND-BODY CONNECTION - This course is not applicable to this section.

PSY87545 INTERPERSONAL NEUROBIOLOGY - This course is not applicable to this section.

PSY87120 ENHANCING PERFORMANCE:
PREPARATION/MOTIVATION - This course is applicable to this section.

Section I. Research Design & Methodology

Ms. van Loon did not provide courses for the Board to review. However, the Board informally opined that it is looking for general

courses in research design and methodology to fulfill the requirements of this section.

Lastly, 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 binding upon the Board or the Department of Commerce or Consumer Affairs.

Next Meeting: Friday, December 20, 2013
1:30 p.m.
PVL Examination Room, Room 330, 3rd Floor
King Kalakaua Building
335 Merchant Street
Honolulu, Hawaii 96813

Adjournment: There being no further business to discuss, it was moved by Dr. Hashimoto, seconded by Dr. Peter, and unanimously carried to adjourn the meeting at 3:15 p.m.

Reviewed and approved by:

Taken and recorded by:

/s/ Ahlani K. Quiogue
Ahlani K. Quiogue
Executive Officer

/s/ Faith Nishimura
Faith Nishimura
Secretary

AKQ:fn

11/27/13

Minutes approved as is.

Minutes approved with changes; see minutes of _____.