

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 14, 2023

Time: 12:30 p.m.

Place: King Kalakaua Conference Room
HRH King Kalakaua Building
335 Merchant Street, First Floor
Honolulu, Hawaii 96813

Present: Sherry Sutherland-Choy Psy.D., Chair
Jill Oliveira Cabbab, Ph.D., Vice Chair
Jeffrey Stern, PhD, Member
June Ching, Ph.D., Member
Christopher Fernandez Executive Officer (“EO”)
John E. Cole, Esq. Deputy Attorney General (“DAG”)

Excused: Don Pedro, Psy.D., Member

Guests: None.

Call to Order: Chair Sutherland-Choy confirmed by roll call that she, Drs. Oliveira Cabbab, Pedro, Ching and Stern were present. Chair Sutherland-Choy then brought the meeting to order at 12:34 p.m.

Review and
Approval
Of Board Meeting
Minutes:

March 3, 2023: Open Meeting and Executive Session

It was noted by EO Fernandez that he did not have the Executive Session minutes prepared for this meeting but that he would have them prepared for the Board’s next publicly noticed meeting.

After reviewing the Open Meeting minutes for March 3, 2023, it was motioned by Dr. Ching, seconded by Vice Chair Cabbab, and unanimously carried to approve the open session minutes as is.

Applications: On a motion by Dr. Stern, seconded by Vice Chair Oliveira Cabbab, the Board unanimously voted to enter into Executive Session at 12:37 p.m.

pursuant to HRS sections 92-5(a)(1) and 92-5(a)(4) to consider and evaluate personal information relating to individuals applying for professional or vocational licenses cited in section 26-9 or both and 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 2:30 p.m., it was moved by Dr. Stern, seconded by Dr. Ching, and unanimously carried to return to open session.

Chair Sutherland-Choy noted that Dr. Heffern's application was placed on the agenda as an examination waiver applicant, but in actuality she is applying for examination. Due to this agenda error, she asked for a motion to amend the agenda to include Dr. Heffern's application in the examination section of agenda item #3B, or "Applications for Board Review".

On a motion by Dr. Pedro, seconded by Vice Chair Oliveira Cabbab, and pursuant to HRS §92-7(d), the Board unanimously voted to amend the agenda as noted above, moving Dr. Heffern from the examination waiver section to the examination section of agenda item # 3B.

A. Ratification List

PSY-2059	Carson A.M. Tabiolo	Exam
PSY-2060	Yurie I. Van Dermark	National Register
PSY-2061	Diana Bray	National Register
PSY-2062	Alexander A. Young	National Register
PSY-2063	Alexandria King	Exam
PSY-2064	Alistair G. Taylor	National Register
PSY-2065	Steven Hobaica	Exam
PSY-2066	Simone K. Madan	National Register
PSY-2067	Mariel Barcebal	National Register
PSY-2068	Elizabeth Everett	Exam

On a motion by Dr. Ching, seconded by Dr. Stern, the Board voted unanimously to ratify the list of approved applications above.

B. Applications for Board Review

Examination

On a motion by Dr. Pedro, seconded by Vice Chair Oliveira Cabbab, the Board voted unanimously to approve Dr. Pedro Benach, Dr. Shondra New, and Dr. Jade Heffern for examination.

Examination Waiver

On a motion by Dr. Ching, seconded by Vice Chair Oliveira Cabbab, the Board unanimously voted to approve the application of Dr. Anna Sparks for examination waiver.

On a motion by Dr. Pedro, seconded by Dr. Ching, the Board voted unanimously to approve Dr. Peter Shore's application for examination waiver pending receipt of a completed postdoctoral verification that demonstrates that Dr. Shore completed at least (1) year (1900 hours) of postdoctoral experience in the field of psychology pursuant to HRS §465-7(a)(2), and HAR §16-98-8(b)(2). [underline added for emphasis]

On a motion by Dr. Stern, seconded by Dr. Pedro, the Board unanimously voted to defer the application of Dr. Amy Van Boven, pursuant to HRS 436B-10(a)(9) and HRS 465-7(a)(2); to request further information.

Temporary Permit

On a motion by Vice Chair Oliveira Cabbab, seconded by Dr. Pedro, the Board voted unanimously to approve the applications of Dr. Gerardo Gonzalez, and Dr. Lynda Silva requesting to provide temporary services pursuant to HRS 465-9 in Hawaii for up to and not exceed 90 days in a calendar year.

Legislative Session: The Board to review 2023 legislative bills related to the practice of psychology in order to form, maintain, or amend its position on the measures.

A. HB1300 - RELATING TO MENTAL HEALTH.

Establishes provisional or associate-level licensure requirements for marriage and family therapists, mental health counselors, and psychologists and authorizes insurance reimbursements in certain circumstances. Allows psychologist license applicants to sit for the licensing examination before completing certain other requirements. Allows the Board of Psychology to grant licensure waivers in certain circumstances for psychologists.

EO Fernandez informed the Board of the current status of the bill. He noted that the bill is still alive, and in its current form (HB1300, H.D. 2, S.D. 1 includes in the section regarding psychologists:

1. the amendments approved by the Board at its previous meeting in March that would (a) change the time frame when someone may sit for the exam, specifically, after completion of their doctoral degree; and (b) remove the section adding

exemption language for CE submissions; and

2. It includes appropriation language setting funding to be provided by the compliance resolution fund (CRF)

Members asked what the major differences are for the appropriations of the bill.

EO Fernandez noted that the bill's HD 1 version included appropriations from the state's general fund, but when the bill moved to the House Finance committee, it was changed to CRF. General fund represented external funding for the new license types, and CRF represented internal funding. He added that this is no issue for the maintenance of the new license since license fees will include payment in the CRF, it was just the startup costs and additional staffing costs that would need to be covered since the CRF fees would not exist at that time.

Vice Chair Oliveira Cabbab asked what happens next in the legislative process.

EO Fernandez stated that it is most likely to go to conference since the House sent notice to the Senate that it disagrees with the Senate's amendments initiating conference. He further explained that conference is when the House and the Senate meet to discuss whose version the legislature as a whole will pass in 3rd reading. He added additional information about the structure of conference.

Dr. Stern asked if there was a certain part of the bill the legislature disagreed on, specifically in the psychology section.

EO Fernandez clarified that he did not know what specifically, but that this is standard procedure for bills that have a House and Senate version and is entering the conference period of the legislative session, or the bill automatically goes to conference if it requests appropriations. He stated that the bill is very complex.

Dr. Ching echoed this sentiment stating that it was difficult to have multiple profession-types in one bill making addressing the bill as the Board, messy.

EO Fernandez also informed the Board that on page 32 of the current draft, the exemption section #4 was amended removing specifying language regarding what roles and titles a person may do and use in training. He stated that now the exemption just states, "Any person who is a student of psychology".

Members expressed concern for the ability of this to be regulated,

for example, “student of psychology” is not defined in HRS 465.

Members then discussed ways of addressing this in conference but noted that it may be too late and could be something that can be addressed in a future administrative bill, perhaps next session.

[At 2:35pm Dr. Pedro left the meeting]

Board Delegations After reviewing information presented by EO Fernandez regarding his current delegations, on a motion by Dr. Stern, seconded by Vice Chair Oliveira Cabbab, the Board voted to update the delegation to the Executive Officer and under his supervision the Licensing Clerk, to be able to approve applications based on holding current and in good standing verification that the applicant holds national certification accepted by the Board pursuant to HRS 465-7(b).

Next Meeting: April 14, 2023
12:30 p.m. HST
King Kalakaua Conference Room

Adjournment: There being no further business to discuss, the meeting adjourned by Chair Sutherland-Choy at 2:36 p.m.

Taken, Recorded, Reviewed and approved by:

/s/ Christopher Fernandez
Christopher Fernandez
Executive Officer

CF:sar
4/14/2023

[] Minutes approved as is.
[X] Minutes approved with changes; see minutes of May 5, 2023.