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").

<u>Date</u> :	February 7, 2025
<u>Time</u> :	12:30 p.m.
Location:	Virtual Videoconference Meeting-Zoom (see link below)
In-Person Location:	Queen Liliuokalani Conference Room HRH King Kalakaua Building 335 Merchant Street, First Floor Honolulu, Hawaii 96813
<u>Zoom Link</u> :	https://dcca- hawaii.gov.zoom.us/j/83608295257?pwd=dgOqY9IPLJWM7CX9NOSvOZF1SH aWBg.1
<u>Present</u> :	Jill Oliveira Cabbab, Ph.D., Chairperson June Ching, Ph.D., Vice Chair Jeffrey Stern, PhD, Member Don Pedro, Psy.D., Member Andrew Kim, Esq. Deputy Attorney General ("DAG") Christopher Fernandez, Executive Officer ("EO") Rochelle Araki, EO Cortnie Tanaka, Secretary
Excused:	None.
<u>Guests</u> :	Dr. Safieh Fard

<u>Call to Order</u>: At 12:50 p.m., Chair Oliveira Cabbab gave introductory remarks and instructions were provided to public attendees on how to participate in the meeting. At 1:00 p.m. Chair Oliviera Cabbab called for recess.

RECESS 1:00 p.m. to 1:06 p.m.

After confirming that all members were present, Chair Oliviera Cabbab brought the meeting to order at 1:06 p.m.

<u>Meeting</u>	Α.	Meeting Minutes of October 18, 2024
<u>Minutes</u>		
Review &		After confirming there was no testimony from public attendees,
Approval		Chair Oliveira Cabbab asked members if they had any changes
		to the meeting minutes.

Members made the following changes:

On Page 5:

On a motion by Chair Oliveira Cabbab, seconded by Vice chair Ching, the Board voted to defer Dr. Gleave's application pursuant to HRS 436B-10(a)(9) to request additional information and the Board is also request that Dr. Gleave be present at the next meeting.

Should read:

On a motion by Chair Oliveira Cabbab, seconded by Vice chair Ching, the Board voted to defer Dr. Gleave's application pursuant to HRS 436B-10(a)(9) to request additional information and the Board is also requesting that Dr. Gleave be present at the next meeting.

On Page 6:

She added that her and Dr. Stern are working on drafting language, but it was slow going.

Should read:

She added that she and Dr. Stern are working on drafting language, but it was slow going.

On page 6:

He asked if the Board would be adhering to the American Psychological Association (APA) is in the right, so the Board would need to change the statutes according to APA.

Chair Oliveira Cabbab responded that the Board would utilize APA as a reference or professional standard.

Dr. Stern noted that the Board has not updated APA standards and wondered they should be updated too to reflect changes in the APA.

Should read:

He asked if the Board would be adhering to the American Psychological Association (APA) standards, so the Board would need to change the statutes according to APA.

Chair Oliveira Cabbab responded that the Board would utilize APA as a reference for professional standards.

Dr. Stern noted that the Board has not updated APA standards

and wondered if they should be updated too to reflect changes in the APA.

On page 6:

Chair Oliviera Cabbab stated that APA standards for education indicate that the Board would need to include certain course types that are not currently required on the Board's training report for those who did not graduate from a non-APA doctoral program.

Should read:

Chair Oliviera Cabbab stated that APA standards for education indicate that the Board would need to include certain course types that are not currently required on the Board's training report for those who did not graduate from a non-APA doctoral accredited program.

On a motion by Dr. Pedro, seconded by Vice Chair Ching, the Board unanimously voted to approve the meeting minutes of December 6, 2024, with the amendments noted above.

Applications:

A. Ratification of Approved Applications

After confirming there was no testimony from attendees, Chair Oliveira Cabbab motioned to approve the following applications for ratification. The motion was seconded by Dr. Stern, and unanimously approved by the Board.

PSY-2223	Gustavo Franza
PSY-2224	Charles F Brady Jr
PSY-2225	Anton R Paulson
PSY-2226	Rachel Weiler
PSY-2227	June Y Paltzer
PSY-2228	Valerie R Needham
PSY-2229	Rebecca Cook
PSY-2230	Kyana-lei Keiko Yamada
PSY-2231	Ronald Alan Grace
PSY-2232	Alexius Q Babb
PSY-2233	David Alexander Rowe
PSY-2234	Kellie L Nesto
PSY-2235	Henry S Mellen

B. <u>Request for Reconsideration</u>

Chair Oliveira Cabbab explained the Board would review the request from Dr. Safieh Fard for reconsidering the denial of her application at its June 7, 2024 publicly notice meeting. Chair Oliviera Cabbab then asked for testimony, and recognized Dr. Safieh Fard who requested her testimony be heard in executive session.

On a motion by Dr. Stern, seconded by Vice Chair Ching, the Board unanimously voted to enter into Executive Session at 1:12 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 1:28 p.m., it was moved by Chair Oliviera Cabbab, seconded by Dr. Pedro, and unanimously carried by the Board to return to open session.

1. Safieh Fard

Chair Olveira Cabbab informed Dr. Fard that the Board had reviewed her email, had considered her testimony, and based on this information, the Board would be reconsidering her application. She asked Dr. Fard if she had anything to add.

Dr. Fard noted her experience, training, and legal circumstances that she had gone through. She noted her resilience and perseverance.

DAG Kim explained the procedures to Dr. Fard clarifying that the Board would be voting to reconsider her application in executive session. He suggested that Dr. Fard remain to hear the Board's determination when it returns from executive session.

On a motion by Chair Oliveira Cabbab, seconded by Dr. Pedro, the Board unanimously voted to reconsider the application of Dr. Safieh Fard.

On a motion by Dr. Stern, seconded by Dr. Pedro, the Board unanimously voted to enter into Executive Session at 1:31 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 2:24 p.m., it was moved by Dr. Stern, seconded by Chair Oliveira Cabbab, and unanimously carried by the Board to return to open session.

Chair Oliviera Cabbab called for a motion to affirm the denial of Dr. Safieh Fard's application based on the letter request for

reconsideration dated November 7, 2024. Dr. Ching made the motion which was seconded by Dr. Pedro, and unanimously carried by the Board.

C. Applications for Review

After Chair Oliveira Cabbab confirmed there was no public attendee testimony, and on a motion by Dr. Pedro, seconded by Dr. Stern, the Board unanimously voted to enter into Executive Session at 2:27 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 2:25 p.m., it was moved by Dr. Stern, seconded by Chair Oliveira Cabbab, and unanimously carried by the Board to return to open session.

Application by Examination Waiver

1. Meghan Polits

On a motion by Vice Chair Ching, seconded by Dr. Pedro, the Board voted to approve the application of Dr. Polits unanimously.

2. Jennifer Glass

3.

On a motion by Chair Oliveira Cabbab, seconded by Vice Chair Ching, the Board voted to approve the application of Dr. Glass unanimously.

Carolyne Clarke

On a motion by Chair Oliveira Cabbab, seconded by Vice Chair Ching, the Board voted to approve the application of Dr. Clarke unanimously.

<u>Legislative</u> <u>Session</u> <u>Measures for</u> <u>Review</u> After confirming there was no public testimony, Chair Oliviera Cabbab opened the agenda item for Board review of the following measures. After some discussion, and on a motion by Dr. Stern, seconded by Dr. Ching, the Board voted on each measure as follows:

1. <u>HB624 Relating to School Psychologists</u>

Creates a School Psychologists Working Group to recommend actionable steps or propose legislation for an immediate pathway to licensure for school psychologists that can be acted upon in 2026.

The Board voted to Support with Comments

2. HB625 Relating to Education

Establishes a nationally certified school psychologist incentive program. Appropriates funds for the incentive program.

The Board noted that it was tracking the measure.

3. HB876 Relating to Healthcare Preceptors

Adds psychology, physician assistant, marriage and family therapist, mental health counselor, clinical social worker, rehabilitation counselor, and school counselor students to the definition of "eligible student" under the qualifications for the healthcare preceptor tax credit. Amends the definition of "preceptor" by adding psychologists, physician assistants, marriage and family therapists, mental health counselors, clinical social workers, rehabilitation counselors, and school counselors to the list of preceptors eligible to receive the tax credit. Applies to taxable years beginning after 12/31/2025.

The Board noted that HB876 is dead and deferred making a position.

4. SB32 Relating to the Psychology Interjurisdictional Compact

Adopts the Psychology Interjurisdictional Compact to regulate the practice of telepsychology and temporary in-person, face-to-face practice of psychology by psychologists across state boundaries in the performance of their psychological practice. Requires the Department of Commerce and Consumer Affairs to adopt rules to implement and administer the Compact.

The Board voted to oppose the bill, noting at the time the Board could not support without information on the current disciplinary rates of compact privilege holders.

5. SB64 Relating to Education

Beginning with the 2027-2028 school year, requires each public school in the State, including charter schools, to employ, or retain under contract, at least 1 mental health professional for every 250 students enrolled, subject to certain conditions. Requires the Department of Education to submit a progress report to the Legislature no later than 20 days prior to the convening of the Regular Session of 2026. Appropriates moneys for the Department of Education to contract for mental health professionals and to establish an unspecified number of full-time equivalent mental health professional positions within the Department of Education. Declares that the general fund expenditure ceiling is exceeded.

The Board noted it was tracking the measure.

6. <u>SB474 Relating to Psychologists</u>

Requires clinical psychologists employed by the Department of Corrections and Rehabilitation to obtain licensure within 10 years from the date of employment. Sunsets on 7/1/2035.

The Board voted to oppose the measure due to the duration of the exemption from licensure and not being sure how this would affect provisional licensure set to roll out next year, 2026.

7. <u>SB708 Relating to Prescriptive Authority for Clinical Psychologists</u>

Authorizes and appropriates moneys for the Board of Psychology to grant prescriptive authority to clinical psychologists who meet specific education, training, and registration requirements. Requires the Board of Psychology to accept applications for prescriptive authority privilege beginning 7/1/2026. Requires the Board of Psychology to report to the Legislature.

The Board voted to support the measure, which is congruent with its positions on previous bills related to the subject matter.

8. <u>SB847 Relating to Psychologists</u>

Allows qualified psychologists limited authority to prescribe psychotropic medications to patients under the care of the psychologist in certain circumstances.

The Board voted to support the measure, which is congruent with its positions on previous bills related to the subject matter.

9. SB1552 Relating to the Psychology Interjurisdictional Compact

Adopts the Psychology Interjurisdictional Compact to regulate the practice of telepsychology and temporary in-person, face-to-face practice of psychology by psychologists across state boundaries in the performance of their psychological practice. Requires the Department of Commerce and Consumer Affairs to adopt rules to implement and administer the Compact. Effective 1/1/2026.

Similar to SB32, the Board voted to oppose this measure.

10. SB1635 Relating to Licensure

Requires marriage and family therapists, mental health counselors, psychologists, and clinical social workers to complete courses related to domestic violence for licensure and renewals.

The Board noted it was concerned that if continuing education subjects are specified, like domestic violence, other subject matter would also

need to be added to the continuing education requirements set forth by HRS 465. The Board voted to oppose the measure.

11. <u>HB1054 Relating to Administrative Licensure Actions Against Sex</u> Offenders

Authorizes the Department of Commerce and Consumer Affairs and certain licensing boards to automatically revoke and refuse to renew, restore, or reinstate the professional licenses of registered sex offenders.

The Board voted to support the measure.

12. <u>SB1373 Relating to Administrative Licensure Actions Against Sex</u> Offenders

Authorizes the Department of Commerce and Consumer Affairs and certain licensing boards to automatically revoke and refuse to renew, restore, or reinstate the professional licenses of registered sex offenders.

The Board voted to support the measure.

Administrative Chair Oliveira Cabbab noted that the agenda item would be deferred to the next board meeting.

- Next Meeting: March 7, 2025 12:30 p.m. PVL Exam Room, #330, 3rd Floor HRH King Kalakaua Building
- Adjournment: There being no further business to discuss, the meeting adjourned by Chair Oliveira Cabbab at 3:24 p.m.

Taken, recorded, and reviewed by:

<u>/s/ Christopher Fernandez</u> Christopher Fernandez Executive Officer

CF:

[] Minutes approved as is.

[] Minutes approved with changes; see minutes of ______