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1	COMMONWEALTH OF PENNSYLVANIA		
2	DEPARTMENT OF STATE		
3	BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS		
4			
5	<u>FINAL MINUTES</u>		
6			
7	MEETING OF:		
8			
9	STATE BOARD OF PSYCHOLOGY		
10	VIA VIDEOCONFERENCE		
11			
12	TIME: 10:32 A.M.		
13			
14	October 18, 2021		
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1 2 3	2 <u>State Board of Psychology</u> <u>October 18, 2021</u>
4567890123456789001234567890012345678900123456789001234567890012345678900123456789001234567890012345678900123456789000000000000000000000000000000000000	Steven K. Erickson, Ph.D. LaJewel Harrison, MBA, Public Member
	BUREAU PERSONNEL: Jaime D. Black, Esquire, Board Counsel Chris Stuckey, Board Administrator ALSO PRESENT:
	Molly Cowan, Psy.D., Director of Professional Affairs, Pennsylvania Psychological Association

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3 * * * 1 2 State Board of Psychology 3 October 18, 2021 * * * 4 5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at 6 9:00 a.m. the Board entered into Executive Session 7 with Jaime D. Black, Esquire, Board Counsel, to have attorney-client consultation and for the purpose of 8 conducting quasi-judicial deliberations regarding the 9 10 items on the agenda. The Board began open session at 11 10:30 a.m.] * * * 12 13 The regularly scheduled meeting of the State 14 Board of Psychology was held on Monday, October 18, 15 2021. Richard F. Small, Ph.D., Chairman, called the 16 meeting to order at 10:32 a.m. * * * 17 Introduction of Board Members/Counsel 18 19 [Chairman Small requested Board Members and Counsel 20 introduce themselves.] 21 * * * 22 Meeting Instructions 23 [Chris Stuckey, Board Administrator, provided 2.4 instructions to be followed during the virtual 25 meeting.

Ms. Stuckey noted the meeting was being recorded, 1 2 and those who continued to participate were giving 3 their consent to be recorded.] * * * 4 5 Approval of minutes of the August 9, 2021 meeting 6 CHAIRMAN SMALL: 7 The first order of business is the 8 approval of the minutes. 9 Do we have any comments, 10 corrections, et cetera? 11 DR. DONGIOVANNI: 12 I'll move for acceptance. DR. MCALEER: 13 Second. 14 15 CHAIRMAN SMALL: 16 All in favor? Opposed? 17 [The motion carried unanimously.] * * * 18 19 Report of Board Prosecution - No Report 20 * * * Report of Commissioner 21 22 [K. Kalonji Johnson, Commissioner, Bureau of 23 Professional and Occupational Affairs, mentioned the 24 waivers were extended through March 31, 2022. He 25 noted physical travel is permitted but recommended

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virtual attendance for public health and safety. 1 Не 2 encouraged everyone to submit travel requests early. 3 He noted physical travel still needs to follow in 4 accordance with the amended Sunshine Act and requires 5 formal approval on the record.] * * * 6 7 Report of Board Chair 8 [Richard F. Small, Ph.D., Chairman, noted his attendance, along with Dr. Spayd, Dr. McAleer, and Dr. 9 10 DonGiovanni, this weekend at the Association of State 11 and Provincial Psychology Boards (ASPPB) Annual 12 Meeting. 13 Dr. McAleer commented that ASPPB is made up of 50 14 state boards and 10 Canadian provinces. He discussed 15 the initial keynote address regarding assessing competence. He stated one of the purposes of the 16 17 Board of Psychology was to protect the public by 18 assuring practitioners are competent. 19 Dr. McAleer mentioned that the presenter made an 20 interesting observation, where the opposite of 21 competency is not necessarily incompetence but found 2.2 it to be boredom. He noted the presenter encouraged 23 boards to begin to think about ways to ensure 2.4 engagement as a variable of competence. 25 Dr. McAleer addressed various ways the Board

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assesses competence through things like mandatory
 continuing education (CE) and things that have been
 accepted for a long time but not really examined.

4 Dr. McAleer stated many of the requirements for 5 face-to-face supervision had been modified due to the 6 pandemic, where real-time technology is an adequate 7 substitute and should be looked at going into the 8 future. He mentioned the 2 hours of face-to-face 9 individual supervision and questioned whether that has 10 ever been reexamined and why it has to be 2 hours of 11 individual supervision.

Dr. McAleer noted a lot of different models of supervision have been developed since that regulation was put in place and questioned why not group supervision or other integrative models. He also questioned where the evidence is that 2 hours is necessary or sufficient to assure competency.

Dr. McAleer addressed continuing education for maintaining a license, noting it to be one of the weakest measures of continuing competence but is a requirement.

Dr. McAleer noted being encouraged and engaged by the speaker to perhaps get the Board to look at some of the measures used over the years and continue to use and bring them into modern times.

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Chairman Small suggested placing it on a future
 agenda for further discussion and review of a whole
 bunch of things, including CE.

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Dr. McAleer mentioned the importance of looking at things used to ensure competence and changing them or reaffirming them based on what is understood as important criteria.

8 Chairman Small suggested having stakeholders 9 involved to provide feedback on what works and does 10 not work as far as protecting the public by ensuring 11 competence and good practice.

12 Dr. McAleer stated there are many things in place 13 that are good and some of them might be irrelevant and burdensome to applicants or current licensees. 14 Нe 15 noted it behooved them as a Board to look at those and 16 decide what is important for the protection of the public versus something that has been done for years. 17 18 Dr. DonGiovanni noted one of the speakers talked 19 about the half-life of knowledge of a psychologist in 20 specific areas. He stated that it was time to begin 21 discussion regarding whether the CE requirement is 22 enough to bridge that gap of half-life.

23 Chairman Small agreed and suggested convening a 24 half-day workshop or something else and placing it on 25 the agenda for further discussion.

Dr. DonGiovanni mentioned an interesting workshop 1 2 moderated by Chairman Small on heading off trouble and 3 self-assessment to avoid a burnout situation. He 4 mentioned there have been studies showing a 5 significant portion of practicing professionals suffer 6 burnout at some point in their practice and questioned 7 whether everyone does enough self-assessment to 8 eliminate that.

9 Dr. Spayd noted the importance of having 10 evidence-based consideration when looking at current 11 requirements and research to see what has been 12 demonstrated scientifically to promote competence.

Dr. Spayd addressed the administrative parts of the ASPPB Conference. She noted being the voting delegate and provided an explanation for public members, where each jurisdiction, such as Pennsylvania, has one voting delegate to help make decisions regarding the ASPPB organization.

Dr. Spayd also noted discussion in a private breakout session regarding being in a complacency model and doing things the way they have always been done and whether there should be a reevaluation of criteria for the ASPPB Board.

24 Chairman Small addressed discussion regarding 25 single subject requirements. He mentioned diversity

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requirements and prior Board discussion regarding 1 2 diversity with positive feelings from the Board, much 3 like the ethics where it would not be a particular 4 course. He noted discussion concerning required 5 courses being less useful than when people do some 6 choosing. He commented that a lot of courses end up 7 being state-mandated courses rather than board-8 mandated courses.

9 Chairman Small informed everyone that ASPPB has 10 some useful tools, including an ASPPB toolkit when 11 working with legislatures. He mentioned ASPPB also 12 has guidelines regarding closing a practice, social 13 media, and supervision. He encouraged everyone to 14 visit the ASPPB website.

15 Chairman Small addressed outreach that some of 16 the states are doing, noting one of them had a 17 newsletter with articles written about practice. He 18 stated Arizona did a 3 or 4 minute video explaining 19 board duties for consumers that they may want to 20 consider doing also.

21 Dr. DonGiovanni commented that a lot of the 22 newsletters and the film were done by either interns 23 or residents but not necessarily psychology interns, 24 which was an interesting concept.

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Chairman Small noted that an intern can present

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that work as a project when looking for a job.] 1 * * * 2 3 Report of Board Counsel 4 [Jaime D. Black, Esquire, Board Counsel, informed 5 everyone that the Board met in Executive Session and 6 conducted quasi-judicial deliberations regarding items 7 on the agenda. Ms. Black referred to Act 65 of 2021 regarding 8 9 notice requirement amendments to the Sunshine Act for 10 the Board's information. She noted the amendments to 11 the Sunshine Act require agency agendas be available to the public and prohibits official action on any 12 13 items not listed on the agenda. Ms. Black stated Act 65 of 2021 became effective 14 15 August 29, 2021, where agendas must be posted 24 hours 16 prior to the meeting and no changes can be made before 17 the meeting takes place. She stated any additions to 18 the agenda would have to be completed through a motion 19 to amend the agenda before the item could be discussed 20 or voted on. 21 Ms. Black mentioned that de minimis changes, like 22 typos or a name error, are insignificant and would not 23 likely need a revised agenda. She noted expenditures, 24 going to conferences, and regulations are items that 25 would have to be on the agenda before they can be

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1 discussed, or a motion would have to be made to amend 2 the agenda before any discussion. She encouraged the 3 Board to contact her if they had any questions 4 concerning the Sunshine Act.

Ms. Black addressed the policy statement for 5 6 § 41.33. She noted prior Board discussion regarding 7 inquiries of whether supervisory responsibilities would no longer be permitted electronically once the 8 COVID waiver expired on September 30. She noted the 9 10 Board drafted a policy statement to interpret the 11 phrase "face-to-face" contact in § 41.33, but the General Assembly enacted legislation on September 30 12 13 extending those waivers through March 31, 2022.

Ms. Black asked whether the Board wanted to continue issuing a policy statement to interpret the face-to-face supervision of § 41.33 in light of the extension of those waivers.

Dr. Spayd commented that the Board should continue evaluating the matter and have an ongoing policy statement.

Ms. Black stated § 41.33(a)(5) supervision hours accumulated face-to-face were not limited to those acquired by being physically present in the same room. She mentioned that technological advances had enabled individuals to communicate in real time regardless of

1 their geographic proximity to one another; therefore,
2 the Board considers face-to-face supervision to be met
3 if a Health Insurance Portability Accountability Act
4 (HIPAA)-compliant electronic platform is used that
5 allows for synchronous audio and video communication
6 between the supervisor and psychology resident.

7 Ms. Black stated it would not include supervision by telephone, email, instant messaging, online chat, 8 9 or other non-secure electronic communications that do 10 not include real-time synchronous video and audio 11 communication. She noted the setting in which supervisor and psychology resident are located when 12 13 using electronic supervision must be professional and 14 secure and may not be conducted from public locations, 15 where inadvertent disclosures of confidential

16 information could occur.

Dr. Spayd suggested changing "psychology resident" to "psychology trainee" because there are going to be people at different levels of supervision and that one word would cover everyone.

21 Ms. Stuckey noted that "psychology trainee" is 22 defined as a psychology intern or resident in the 23 regulations.

24 Dr. McAleer clarified that this is not just an 25 interpretation to be used during the COVID pandemic

restrictions and will continue to be interpreted 1 2 moving forward even after COVID has run its course. 3 Ms. Black commented that the policy statement is not changing the regulatory requirements and the Board 4 5 is not trying to circumvent any sort of amendment to 6 the regulations. She noted the purpose of the policy 7 statement is to take existing language and provide the regulated community with how the Board is envisioning 8 9 She stated, as long as the applicant or that term. licensee is following that interpretation, the Board 10 11 will view the regulation to have been met. 12 Dr. McAleer noted it to be consistent with what 13 the Board did with continuing education, where it could have been done via electronic means and did not 14 15 require the physical presence of the attendee. Dr. DonGiovanni mentioned that the regulations do 16 17 not specifically name practicum students and asked 18 whether that should be included as part of the policy. 19 Ms. Black explained that the policy statement 20 would only pertain to 41.33(a)(5), and if there is 21 another regulation that specifically pertained to 22 practicum, they would have to do a policy statement 23 clarifying or providing an interpretation of whatever 24 phrases would be in those regulations.

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Ms. Stuckey stated there was nothing in the

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regulations related to practicum experience, and the Board had decided they would consider reviewing practicum experience from applicants. She noted they are reviewing it in accordance with § 41.32 of the regulations, which basically was intended for postdoctoral experience.

7 Ms. Stuckey noted there is nothing in the 8 regulations that talks about what those requirements 9 for practicum experience would be, and the Board chose 10 to review any practicum experience that an applicant 11 wished to have considered under § 41.32.

Ms. Black explained that the Board can continue to interpret practicum experience if it is not an existing regulation but cannot do a policy statement on it because there is no regulation to tie it to.

16 Ms. Stuckey commented that applicants who began 17 their doctoral program on or after the fall of 2015 18 only need a letter from the doctoral program's 19 Director of Clinical Training identifying the amount 20 of practicum completed. She noted there are no forms 21 to review for those applicants and thinks the Board's 2.2 review of practicum experience is going to lessen over 23 time.

24 Dr. Spayd referred to § 41.33, noting resident is 25 used consistently and reversed her earlier suggestion

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since the Board is not making a policy and just 1 2 clarifying existing policy. She suggested using the 3 language that was already there but changing the very 4 last sentence to two sentences to read, "the setting 5 in which supervisor and resident are located must be 6 professional and secure" and "supervision may not be 7 conducted."l 8 MS. BLACK: 9 Is there a motion to approve and adopt 10 the policy statement as amended, 11 clarifying the face-to-face supervision in § 41.33? 12 DR. MCALEER: 13 14 So moved. DR. BRADLEY: 15 16 Second. 17 CHAIRMAN SMALL: 18 All in favor? Opposed? [The motion carried unanimously.] 19 * * * 20 21 Report of Board Administrator - Application to 22 Request Approval to Sit for the Psychology Licensing 23 Examinations 24 MS. BLACK: Regarding item 4, I believe the Board 25

would entertain a motion to 1 2 provisionally deny the Request for 3 Approval to Sit for the Psychology 4 Licensing Examinations for Joy V. 5 LaValley, Ph.D. 6 CHAIRMAN SMALL: 7 Do we have a motion? 8 DR. SPAYD: 9 So moved. 10 DR. MCALEER: 11 Second. 12 CHAIRMAN SMALL: 13 All in favor? Opposed? [The motion carried unanimously.] 14 * * * 15 MS. BLACK: 16 17 Regarding item 5, the Board 18 Administrator will be sending a letter 19 to Mirya Feliciano-Valentin, Psy.D., in 20 accordance with Board discussions held 21 in Executive Session. * * * 22 23 Report of Board Administrator - Application to 24 Practice Psychology for Persons Licensed in Other 25 States

1 MS. BLACK: 2 Regarding item 6, I believe the Board 3 would entertain a motion to approve the application for a license under Act 41 4 5 for Julio C. Olivo II, Ph.D. 6 DR. MCALEER: 7 So moved. 8 DR. DONGIOVANNI: 9 Second. 10 CHAIRMAN SMALL: 11 All in favor? Opposed? 12 [The motion carried unanimously.] 13 * * * Report of Board Administrator - Review of Supervised 14 15 Experience MS. BLACK: 16 17 I believe the Board would entertain a 18 motion to approve the supervised 19 experience for Alexandra Kelly, Ph.D. 20 DR. BRADLEY: 21 I'll move. 22 DR. MCALEER: 23 Second. 24 CHAIRMAN SMALL: 25 All in favor? Opposed?

1 [The motion carried unanimously.] * * * 2 3 MS. BLACK: Would the Board entertain a motion to 4 5 approve the supervised experience for 6 Aliona Tsypes, Ph.D.? 7 DR. MCALEER: 8 So moved. 9 DR. SPAYD: 10 Second. 11 CHAIRMAN SMALL: 12 All in favor? Opposed? 13 [The motion carried unanimously.] * * * 14 MS. BLACK: 15 16 Would the Board entertain a motion to approve the supervised experience for 17 18 Danielle Renee Carns, Psy.D.? 19 DR. BRADLEY: I'll move. 20 21 MS. HARRISON: 22 Second. 23 CHAIRMAN SMALL: All in favor? Opposed? 24 25 [The motion carried unanimously.]

19 * * * 1 2 MS. BLACK: 3 I believe the Board would entertain a 4 motion to approve 1278.07 hours of 5 supervised experience for Lei Wang, 6 Ph.D. 7 DR. BRADLEY: I'll make a motion. 8 9 DR. MCALEER: 10 Second. 11 CHAIRMAN SMALL: 12 All in favor? Opposed? 13 [The motion carried unanimously.] * * * 14 15 MS. BLACK: 16 Regarding item 11, the Board administrator will be reaching out to 17 Sofia Alvarez, Psy.D., for additional 18 information based on discussions held in 19 20 Executive Session. * * * 21 22 Report of Board Administrator - Application for 23 Approval of Corporate or Fictitious Name 24 MS. BLACK: 25 I believe the Board would entertain a

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1	motion to approve items 12 through 24	
2	Corporate or Fictitious Names; <u>Another</u>	
3	Way Therapy & Coaching PLLC, Arise	
4	Psychology, Bucks County Psychological	
5	and Assessment Services LLC, Center for	
6	Hope & Health LLC, Dynamic Psychotherapy	
7	Associates LLC, Fernwood CBT LLC,	
8	Listening Well Counseling, Live Better	
9	Therapy Solutions LLC, Philly Psych,	
10	Positive Directions Psychological	
11	Services, Psychological Evaluations and	
12	Therapy Services PC, State of Mind	
13	Neuropsychology LLC, and Thriving Woman	
14	Counseling PLLC.	
15	DR. MCALEER:	
16	So moved.	
17	DR. BRADLEY:	
18	Second.	
19	CHAIRMAN SMALL:	
20	All in favor? Opposed?	
21	[The motion carried unanimously.]	
22	* * *	
23	Report of Board Administrator - Application Form for	
24	Continuing Education Sponsor/Provider Approval	
25	MS. BLACK:	

21 Lastly, I believe the Board would 1 2 entertain a motion to approve an 3 Application for Continuing Education 4 Sponsor/Provider for item 25, PSCP: The 5 Psychology Network and item 26, 6 Cornerstone Therapy and Wellness. 7 DR. BRADLEY: I'll make a motion. 8 9 DR. SPAYD: 10 Second. 11 CHAIRMAN SMALL: 12 All in favor? Opposed? 13 [The motion carried unanimously.] * * * 14 15 Discussion Items - PPA Ethics Educators Seminar MS. BLACK: 16 17 We do need to ratify Dr. Bradley's 18 participation in the ethics seminar. So 19 is there a motion to ratify the approval 20 of Dr. Bradley attendance at the October 21 8, 2021 Ethics Educators Seminar? 22 DR. MCALEER: 23 So moved. 24 DR. SPAYD: 25 Second.

1 CHAIRMAN SMALL:

1	CHAIRMAN SMALL:
2	All in favor? Opposed?
3	[The motion carried unanimously.]
4	* * *
5	Discussion Items - Photo ID Cards
6	[Steven K. Erickson, Ph.D., addressed difficulties
7	accessing various prison facilities because of the
8	requirement of photo identification document (ID). He
9	noted New York provides professional photo IDs by
10	utilizing the photo from their driver's license, but
11	he does not have a New York driver's license and
12	cannot get that identification.
13	Dr. Erickson asked whether something could be
14	presented to Commissioner Johnson's office as to
15	whether a professional photo ID would be possible.
16	Ms. Black mentioned that there is legislation
17	that requires photo IDs for health care practitioners
18	in health care facilities. She noted that it would
19	probably need some sort of legislation coming from the
20	General Assembly first in order for an expansion or
21	for it to specifically pertain to their regulated
22	community.
23	Ms. Black informed the Board that she would
24	review the regulations to see whether or not there is
25	any sort of ability to do that through a regulatory

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amendment. She stated the Department of Health has 1 2 that through a legislative enactment and thinks that 3 is probably what the Board would also require. 4 Chairman Small mentioned the possibility of having an option, where an individual could pay a fee 5 6 for the photo ID if they wished to have one, but it 7 would not be a requirement.] * * * 8 9 Correspondence 10 MS. BLACK: 11 I believe the Board would entertain a 12 motion provisionally denying the request by Samiram Saghafi, Psy.D., for a waiver 13 14 of the PPLE. 15 DR. MCALEER: 16 So moved. 17 DR. SPAYD: 18 Second. 19 CHAIRMAN SMALL: 20 All in favor? Opposed? 21 [The motion carried unanimously.] * * * 22 23 Discussion Items - Psychological Clinical Science 24 Accreditation System [Donald McAleer, Psy.D., Professional Member, referred 25

to the Psychological Clinical Science Accreditation 1 2 System. He recommended gathering more background 3 regarding what other states might be doing with the 4 Psychological Clinical Science Accreditation System 5 before having any Board discussion. 6 Dr. McAleer also noted it would be important to 7 see what ASPPB might be doing and their view of how this may impact regulatory bodies and other 8 jurisdictions that may or may not have considered this 9 10 in the past. 11 Ms. Stuckey offered to send an inquiry out asking 12 whether other licensing boards accept the 13 Psychological Clinical Science Accreditation System.] * * * 14 15 Ms. Stuckey noted the American Psychological 16 Association (APA) Office of Program Consultation and 17 Accreditation is having a public comment period for 18 those who wished to participate.] * * * 19 20 [Richard F. Small, Ph.D., Chairman, announced that one 21 of the attendees, Molly Cowan, is replacing Sam Knapp. 22 He mentioned that Dr. Knapp was one of the presenters 23 and received a Gold Medal from APA for lifetime 2.4 service. He noted the Board will be hearing from Dr. 25 Cowan and welcomed any helpful input.

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25 Dr. McAleer noted that the Board typically does a 1 2 presentation at the Annual PPA Convention and asked 3 what the Board intends to present at that meeting. Chairman Small suggested leaving that as a 4 5 question for Dr. Cowan to take back to the program 6 chair as to whether there is a spot for the Board and 7 can be discussed at the December meeting. Dr. McAleer commented that the Board's 8 9 presentation at the annual convention has been one of 10 the most heavily attended presentations because people 11 are often looking for guidance or information from the 12 Board. Chairman Small thanked the Board and reminded 13 14 everyone they will be electing new officers at the 15 December meeting.] * * * 16 17 Adjournment CHAIRMAN SMALL: 18 19 Do we have a motion for adjournment? 20 DR. DONGIOVANNI: 21 I move for adjournment. 2.2 DR. SPAYD: 23 Second. 24 CHAIRMAN SMALL: 25 All in favor? Opposed? Thank you

26 1 again. 2 [The motion carried unanimously.] 3 * * * 4 [There being no further business, the State Board of 5 Psychology Meeting adjourned at 11:29 a.m.] * * * 6 7 8 CERTIFICATE 9 10 I hereby certify that the foregoing summary 11 minutes of the State Board of Psychology meeting, was 12 reduced to writing by me or under my supervision, and 13 that the minutes accurately summarize the substance of 14 the State Board of Psychology meeting. 15 16 17 18 Samantha Sabatini, 19 Minute Clerk 20 Sargent's Court Reporting 21 Service, Inc. 22 23 24 25 26

1		STATE BOARD OF PSYCHOLOGY
2		REFERENCE INDEX
3 4 5 6 7 8 9 10		October 18, 2021
	TIME	AGENDA
	9:00 10:30	Executive Session Return to Open Session
10 11 12	10:32	Official Call to Order
13 14	10:33	Introduction of Board Members
15 16	10:35	Approval of Minutes
17 18	10:35	Report of Commissioner
19 20	10:38	Report of Board Chairman
20 21 22	10:58	Report of Board Counsel
23 24	11:11	Report of Board Administrator
24 25 26 27 28 29 30	11:17	Discussion Items
	11:22	Correspondence
	11:23	Discussion Items (cont.)
31 32	11:29	Adjournment
33 34		
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