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	
11	TIME: 10:30 A.M.
12	
13	Held at
14	PENNSYLVANIA DEPARTMENT OF STATE
15	2601 North Third Street
16	One Penn Center, Board Room C
17	Harrisburg, Pennsylvania 17110
18	as well as
19	VIA MICROSOFT TEAMS
20	
21	December 5, 2022
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State Board of Psychology December 5, 2022 BOARD MEMBERS: Catherine S. Spayd, Ph.D., Chair Arion R. Claggett, Acting Commissioner, Bureau of Professional and Occupational Affairs Katherine Bradley, Ph.D., Secretary Vito J. DonGiovanni, Psy.D. Steven K. Erickson, Ph.D. LaJewel Harrison, MBA, Public Member Dean C. Maynard, Ed.D., Public Member Richard F. Small, Ph.D. BUREAU PERSONNEL: Tyesha C. Miley, Esquire, Board Counsel Christina Stuckey, Board Administrator Amanda Richards, Fiscal Chief, Bureau of Finance and Operations, Department of State Michelle Witmer, Bureau of Finance and Operations, Department of State Michelle Witmer, Bureau of Finance and Operations, Department of State Marce Farrell, Deputy Director, Office of Policy, Department of State Marce Farrell, Deputy Director, Office of Policy, Department of State Marce Farrell, Deputy Director, Office of Policy, Department of State Marce Farrell, Deputy Director, Office of Policy, Department of State Marce Farrell, Republican Executive Director, Senate Consumer Protection & Professional Licensure Committee Nicole Sidle, Republican Executive Director, House Frofessional Licensure Committee Moly Cowan, Psy.D., Director of Professional Affairs, Fennsylvania Fsychological Association	1		
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3 * * * 1 2 State Board of Psychology 3 December 5, 2022 * * * 4 5 [Pursuant to Section 708(a)(5) of the Sunshine Act, at 9:30 a.m. the Board entered into Executive Session 6 7 with Tyesha C. Miley, Esquire, Board Counsel, for the 8 purpose of conducting quasi-judicial deliberations on 9 a number of matters that are currently pending before 10 the Board and to receive the advice of counsel. The Board returned to open session at 10:30 a.m.] 11 * * * 12 13 The regularly scheduled meeting of the State 14 Board of Psychology was held on Monday, December 5, 15 2022. Catherine S. Spayd, Ph.D., Chair, called the meeting to order at 10:30 a.m. 16 * * * 17 18 [Tyesha C. Miley, Esquire, Board Counsel, noted the 19 Board is proceeding by way of Act 100 of 2021. She 20 informed everyone that the meeting was being 21 recorded, and those who continued to participate were 22 giving their consent to be recorded. 23 Ms. Miley also noted the Board met in Executive 24 Session to have attorney-client consultation and for 25 the purpose of conducting quasi-judicial

1 deliberations.] 2 * * * 3 Introduction of Board Members/Attendees 4 [Chris Stuckey, Board Administrator, provided an 5 introduction of Board members and attendees.] * * * 6 7 Appointment - Bureau of Finance and Operations 8 Annual Budget Presentation 9 [Amanda Richards, Chief of Fiscal Management, Bureau 10 of Finance and Operations, Department of State, 11 referred to licensee population over the past seven 12 years, noting the Board had 6,183 licensees last year 13 and is currently at 6,410 licensees, which is an increase of 227 licensees from last year. 14 15 Ms. Richards referred to the Board's four-year 16 history of the class of psychologist. She commented 17 that the Board renews in November of odd years and 18 the Board last renewed in FY19-20 and FY21-22. She noted the Board increased four more licensees this 19 20 morning to 6,414. 21 Ms. Richards reported on the revenue for FY20-21 22 and FY21-22, noting the biennial total. She noted 98 23 percent of revenue comes from renewals and 24 applications. She stated that revenue is received 25 from other categories but is not consistent and

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5 cannot be used as a main source of revenue. 1 2 Ms. Richards stated that expenses are broken down 3 into administrative and legal costs and hit the Board 4 through direct charges, timesheet-based charges, and 5 license population charges. She reported expenses in 6 FY20-21, FY21-22, and expenses for this year. She 7 noted the budgeted figure was adequate. 8 Ms. Richards addressed revenue and expenses 9 showing the projected balance at the end of FY22-23. 10 She stated their balance continues to grow and was at 11 a healthy point.] * * * 12 Approval of minutes of the October 3, 2022 meeting 13 14 CHAIR SPAYD: 15 We will move on to the approval of minutes from October 3, 2022. 16 17 Anyone have any comments about the 18 minutes? DR. DONGIOVANNI: 19 20 I'll move to accept the minutes. 21 DR. SMALL: 22 Second. 23 MS. MILEY: 24 Is there any discussion? Hearing none. 25

6 1 Dr. Spayd, aye; Commissioner Claggett, 2 aye; Dr. Bradley, aye; Dr. DonGiovanni, 3 aye; Dr. Erickson, aye; Ms. Harrison, 4 aye; Dr. Maynard, abstain; Dr. Small, 5 aye. 6 [The motion carried. Dean Maynard abstained from 7 voting on the motion.] * * * 8 9 Report of Board Prosecution - No Report * * * 10 11 Report of Board Counsel - No Report * * * 12 13 Report of Board Chairperson 14 [Catherine S. Spayd, Ph.D., Chair, addressed her and 15 Dr. McAleer's attendance at the Pennsylvania 16 Psychological Association's Ethics Educators Conference on October 21, 2022. She reported 17 18 presenting a modified version of disciplinary actions 19 and decision-making regarding discipline. 20 Chair Spayd recognized and expressed appreciation 21 to Chris Stuckey for 21 years of service to the 22 Board.] 23 * * * 24 Report of Acting Commissioner - No Report 25 * * *

1 Report of Board Administrator 2 [Chris Stuckey, Board Administrator, commented that 3 she enjoyed her time with the Board.] * * * 4 5 Report of Board Administrator - Application to 6 Practice Psychology for Persons Licensed in Other 7 States 8 MS. MILEY: 9 Item 3 on the Board's agenda today is 10 actually one Applicant. At this time, the Chair would entertain a motion to 11 12 approve the Act 41 Application of Kelly 13 Souza, Psy.D. 14 DR. DONGIOVANNI: 15 So moved. DR. SMALL: 16 17 Second. 18 MS. MILEY: 19 Is there any discussion on the matter? 20 Hearing none. 21 22 Dr. Spayd, aye; Commissioner Claggett, 23 aye; Dr. Bradley, aye; Dr. DonGiovanni, aye; Dr. Erickson, aye; Ms. Harrison, 24 25 aye; Dr. Maynard, aye; Dr. Small, aye.

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[The motion carried unanimously.] 1 * * * 2 3 Report of Board Administrator - Review of Supervised 4 Experience 5 MS. MILEY: 6 Moving on to item 4 on the agenda. Ιs 7 there a motion to approve the 8 Application of Rachel Sandercock, 9 Ph.D.? 10 DR. DONGIOVANNI: 11 So moved. DR. SMALL: 12 13 Second. 14 MS. MILEY: 15 Is there any discussion? Seeing none. 16 17 Dr. Spayd, aye; Commissioner Claggett, 18 aye; Dr. Bradley, aye; Dr. DonGiovanni, 19 aye; Dr. Erickson, aye; Ms. Harrison, 20 aye; Dr. Maynard, aye; Dr. Small, aye. 21 [The motion carried unanimously.] * * * 22 23 MS. MILEY: 24 Moving on to item 5 on the agenda. 25 Does the Chair a motion to approve the

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9 1 Application of Renee Rose DeMatteis, 2 Psy.D.? 3 DR. DONGIOVANNI: 4 So moved. 5 DR. SMALL: Second. 6 7 MS. MILEY: 8 Is there any discussion? Seeing none. 9 10 Dr. Spayd, aye; Commissioner Claggett, 11 aye; Dr. Bradley, aye; Dr. DonGiovanni, 12 aye; Dr. Erickson, aye; Ms. Harrison, 13 aye; Dr. Maynard, aye; Dr. Small, aye. 14 [The motion carried unanimously.] 15 * * * Report of Board Administrator - Applications for 16 17 Approval of Corporate or Fictitious Name 18 MS. MILEY: 19 Does the Chair have a motion to approve 20 item 6, Wellspring Therapy LLC? 21 DR. DONGIOVANNI: 22 So moved. 23 MS. MILEY: 24 We can do them together. Items 6 25 through 15. I'll read the names after

1 the motion is approved. Does the Chair 2 have a motion to approve the Fictitious 3 Names for items 6 through 15? 4 DR. DONGIOVANNI: 5 So moved. DR. SMALL: 6 7 Second. 8 MS. MILEY: 9 Is there any discussion? Seeing none. 10 11 Dr. Spayd, aye; Commissioner Claggett, 12 aye; Dr. Bradley, aye; Dr. DonGiovanni, 13 aye; Dr. Erickson, aye; Ms. Harrison, 14 aye; Dr. Maynard, aye; Dr. Small, aye. 15 [The motion carried unanimously. Item 6 is 16 Wellspring Therapy LLC; item 7, Keystone 17 Psychological Testing & Consulting LLC; number 8, 18 Mudita Counseling and Consulting LLC; item 9, In 19 Pursuit Psychological Services PLLC; number 10, 20 Center for Valued Change PLLC; number 11, Beyond the 21 Horizon PLLC; number 12, Infertility Support of 22 Glenside PLLC; number 13, Tri-County Psychological 23 Neuro & Behavioral Assessments; number 14, Ebb & Flow Counseling + Coaching PLLC; number 15, Cognitive 24 25 LLC.]

* * * 1 2 Report of Board Administrator - Applications Form for 3 Sponsor-Provider Approval for National and Regional 4 Associations 5 MS. MILEY: 6 Item 16 on the agenda is an Application 7 for Sponsor-Provider Approval for National and Regional Associations. 8 9 The Chair would entertain a motion 10 to approve MAK Continuing Education, 11 LLC, Cape Cod Institute. DR. DONGIOVANNI: 12 13 So moved. 14 DR. SMALL: 15 Second. MS. MILEY: 16 17 Is there any discussion? Seeing none. 18 19 Dr. Spayd, aye; Commissioner Claggett, 20 aye; Dr. Bradley, aye; Dr. DonGiovanni, 21 aye; Dr. Erickson, aye; Ms. Harrison, 22 aye; Dr. Maynard, aye; Dr. Small, aye. 23 [The motion carried unanimously.] * * * 24 25 Report of Board Administrator - Sponsor-Provider

Renewal Application 1 2 MS. MILEY: 3 Item 17 on today's agenda is the 4 Sponsor-Provider Renewal Application 5 for Delaware County Association of 6 School Psychologists. 7 Does the Chair have a motion to approve the Rural Applications of 8 9 Delaware County Association of School 10 Psychologists and Pennsylvania Training 11 and Technical Assistance Network? DR. DONGIOVANNI: 12 13 So moved. 14 DR. SMALL: 15 Second. MS. MILEY: 16 17 Is there any discussion? Seeing none. 18 19 Dr. Spayd, aye; Commissioner Claggett, 20 aye; Dr. Bradley, aye; Dr. DonGiovanni, 21 aye; Dr. Erickson, aye; Ms. Harrison, 22 aye; Dr. Maynard, aye; Dr. Small, aye. 23 [The motion carried unanimously.] 24 * * * 25 Report of Board Members - No Report

* * * 1 2 Discussion Items - Selection of Pennsylvania PSYPACT 3 Commissioner 4 [Catherine S. Spayd, Ph.D., Chair, informed everyone 5 that the Board chose to appoint Dr. Erickson to be 6 the new Pennsylvania PSYPACT Commissioner.] * * * 7 8 Discussion Items - EPPP Announcement October 2022 9 from 10 ASPPB [Donald McAleer, Psy.D., Northshore Neurosciences, 11 12 addressed his attendance at the Association of State 13 and Provincial Psychology Boards (ASPPB) Annual 14 Meeting of the Board of Delegates in October. Нe 15 requested the report be added to the minutes. He 16 noted an announcement from ASPPB, where beginning in 17 January 2026, the Examination for Professional 18 Practice in Psychology (EPPP) would become a singular 19 exam with two parts and would have the traditional 20 knowledge-based EPPP and a competency exam. 21 Dr. McAleer stated it has been introduced for 22 some time, where there has been discussion in 23 professional literature regarding psychometric 24 properties, validity, and reliability. He noted 25 ASPPB offered their response and data from

1 independent sources that reviewed the psychometric 2 properties of the exam and corrections to the exam to 3 make it more balanced and address psychometric 4 concerns.

5 Dr. McAleer stated ASPPB envisions that the knowledge-based exam be given around the time a 6 7 person is completing their doctoral studies. He 8 commented that some people thought many universities 9 should adopt the EPPP Knowledge Exam as their 10 capstone exams and the competency or practice exam be 11 given more around the time the person completed all 12 supervised training and ready to go into practice.

13 Dr. McAleer mentioned that there is not going to 14 be much wiggle room because there will be two exams 15 effective January 2026, and jurisdictions would no 16 longer be able to say they are only using Part 1 and 17 not Part 2. He noted they deliberately referenced 18 the exam as the EPPP, which now has two parts rather than an EPPP-1 and EPPP-2, suggesting there are not 19 20 two tests and only one test with two parts. 21 Dr. McAleer commented that it helps jurisdictions 22 because many of them have EPPP written into 23 regulation or the law itself and there would be no 24 change required for the regulations. He believed 25 there would be findings and opinions written in

professional literature over the next few years. Dr. DonGiovanni commented that the Board can choose not to use the exam and developing their own exam would be the only alternative, where people would be licenses in Pennsylvania but may not be able to move anywhere else in the United States.

7 Dr. McAleer noted Dr. DonGiovanni to be correct 8 and one of the concerns raised as to whether other 9 jurisdictions would accept whatever competency or 10 knowledge-based test Pennsylvania offered.

11 Chair Spayd commented that it would possibly put 12 Pennsylvania psychologists PSYPACT membership in 13 jeopardy.

14 Dr. McAleer noted the whole idea for an 15 assessment of competency is part of a larger picture 16 in the entire regulatory process and not just 17 psychology but also for medicine, dentistry, real 18 estate, and accounting, where there is a push for 19 reliable verification that people holding themselves 20 out in service to the public are competent. 21 Dr. McAleer mentioned that all exams to this 22 point have been knowledge-based and the application 23 verification has relied almost exclusively on 24 testimony from supervisors during internship and 25 supervised train. He addressed concerns raised that

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1 it is unreliable, where supervisors have not always 2 been forthright and honest in evaluation of 3 supervisees, and this adds an objective measure 4 regarding competency in the application of the 5 knowledge and ethics.

6 Dr. Erickson commented that the Board could 7 explore another way forward because of the 8 significant surplus in the budget, noting those 9 options would have their own challenges. He stated 10 it potentially creates a real difficulty in terms of 11 being able to transport a license to another 12 jurisdiction.

13 Dr. Erickson also mentioned the movement in other 14 professions to have additional assessment of 15 competence as seen with the Maintenance of 16 Certification among Board-certified psychologists but 17 was wondering how much the Board wanted to emulate 18 other professions. He commented that the Board is 19 aware of concerns people have, but ASPPB is the only 20 game in town at this time.

21 Dr. Bradley noted the expense of trying to pursue 22 an alternative test and believed it to be the only 23 choice at this point to accept EPPP is going to be 24 two parts and the Board would be adopting it. 25 Dr. McAleer stated one of the criticisms levied

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1 against ASPPB is that this is another one of their 2 money-making adventures. He believed ASPPB is trying 3 to address a concern building in the licensure 4 community of threats to licensure and that the idea 5 of being able to assess competency in a standardized 6 fashion has merit.

7 Dr. McAleer noted ASPPB has done an excellent job 8 at addressing content, validity, and sensitivity to 9 questions being biased systematically. He informed 10 Board members that he volunteered to take Part 2.

Dr. Small commented that he did not want to give people the impression of it being a bad idea, noting he is not convinced it is a bad direction and is not necessarily opposed to having that be part of the EPPP.

16 Dr. Erickson mentioned the importance of being 17 sympathetic to cost because part of the concern among 18 applicants is money, where this is another financial 19 burden that working class people from that background 20 are going to have to undertake. He stated the real 21 problem is how does that help Pennsylvania 22 psychologists if they developed their own exam when 23 they want to transfer to another jurisdiction. 24 Mr. McAleer explained that ASPPB modified the

cost of some of their initial estimates and backed

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1 the cost down a bit in response to concerns that were 2 raised. 3 Dr. DonGiovanni asked whether it would be 4 possible for the Board to provide a grant program to 5 graduate students to be used toward helping finances 6 in terms of licensees. 7 Acting Commissioner Claggett offered to follow up 8 with the Board as to whether a grant program would be 9 possible.] * * * 10 Discussion Items - Election of Officers 11 MS. MILEY: 12 13 Do we have nominations for Board Chair? 14 DR. DONGIOVANNI: 15 I would nominate Dr. Spayd to continue 16 on as Chair. DR. SMALL: 17 18 Second. 19 MS. MILEY: 20 Do we have other nominations? Roll 21 call vote. 22 23 Dr. Spayd, aye; Commissioner Claggett, 24 aye; Dr. Bradley, aye; Dr. DonGiovanni, 25 aye; Dr. Erickson, aye; Ms. Harrison,

19 1 aye; Dr. Maynard, aye; Dr. Small, aye. 2 [The motion carried unanimously.] 3 * * * 4 MS. MILEY: 5 Do we have nominations for Vice Chair? DR. DONGIOVANNI: 6 7 I would like to nominate Steven Erickson as Vice Chair. 8 9 DR. SMALL: 10 Second. MS. MILEY: 11 Do we have other nominations? Hearing 12 13 none. 14 15 Dr. Spayd, aye; Commissioner Claggett, 16 aye; Dr. Bradley, aye; Dr. DonGiovanni, aye; Dr. Erickson, aye; Ms. Harrison, 17 18 aye; Dr. Maynard, aye; Dr. Small, aye. 19 [The motion carried unanimously.] * * * 20 21 MS. MILEY: 22 Do we have nominations for secretary? 23 Dr. Bradley currently serves in that 24 position. Do we have nominations for 25 secretary?

1 DR. DONGIOVANNI: 2 I will nominate Dr. Bradley to 3 continue. DR. SMALL: 4 5 Second. MS. MILEY: 6 7 Any other nominations? 8 9 Dr. Spayd, aye; Commissioner Claggett, 10 aye; Dr. Bradley, aye; Dr. DonGiovanni, 11 aye; Dr. Erickson, aye; Ms. Harrison, 12 aye; Dr. Maynard, aye; Dr. Small, aye. 13 [The motion carried unanimously.] * * * 14 15 FYI Items - Association of State and Provincial 16 Psychology Boards (ASPPB) September 2022 Newsletter [Catherine S. Spayd, Ph.D., Chair, announced a new 17 18 ASPPB Task Force to reform licensure with the goal of 19 developing a cohesive recommendation to the American 20 Psychological Association (APA) regarding ASPPB's 21 stance on model law and licensure.] * * * 22 23 FYI Items - Psychology Interjurisdictional Compact (PSYPACT) Commission Newsletter - October 22 24 25 [Catherine S. Spayd, Ph.D., Chair, reported PSYPACT

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now has 31 participating jurisdictions with 3 more 1 2 coming on in the next several months. She noted 3 PSYPACT is currently gaining a lot of momentum.] * * * 4 5 FYI Items - Third Quarter Psychology PSYPACT Compliance Report 6 7 [Catherine S. Spayd, Ph.D., Chair, informed Board 8 members that they are in full compliance.] 9 * * * 10 FYI Items - ASPPB Annual Meeting 2022 Diagnostic 11 Roadmap 12 [Dr. DonGiovanni noted a link to ASPPB was placed on 13 the Board's website for those in the public who would 14 like more information on the items. 15 Ms. Miley noted the Association of State and 16 Provincial Psychology Boards includes the United States, territories, and Canadian provinces.] 17 * * * 18 Old Business 19 20 [Catherine S. Spayd, Ph.D., Chair, addressed 21 contacting the Centre for Data and Analysis of 22 Psychology Licensure concerning misrepresentation in 23 their summary of state requirements.] * * * 24 25 Discussion Items - EPPP Announcement October 2022

1 from

2 ASPPB (cont.)

3 [Donald McAleer, Psy.D., Northshore Neurosciences, 4 again addressed his attendance at the Association of 5 State and Provincial Psychology Boards (ASPPB) Annual 6 Meeting of the Board of Delegates in October. He 7 informed Board members that the entire theme was 8 looking at actions of the boards and future 9 challenges.

10 Dr. McAleer addressed presentations that related 11 to psychology boards in diversity, equity, and 12 inclusion, particularly focusing on social justice. 13 He noted it provoked a lot of questions regarding 14 whether regulatory agencies are involved in politics 15 and whether regulatory boards are representative of 16 their communities. He referred to a question raised 17 as to whether discrimination should be a category brought before the boards for investigation. 18

Dr. McAleer stated there was an extensive presentation on Next Generation interventions that include virtual reality and apps people could download, noting they have advanced considerably and now offer real-time automated intelligence interventions. He mentioned questions were raised as to how those would be regulated and what role

1 regulatory boards have and whether that falls under a
2 board or regulatory board because it does not involve
3 the practice of an individual.

4 Dr. McAleer addressed a panel discussion of 5 attorneys who were wresting with the impact of recent legal decisions and raising questions on a person 6 7 treating someone from another state or a particular 8 thing that was banned in that state of patient origin 9 and what role would a regulatory board have in that. 10 He noted questions regarding the patient's state of 11 origin filing a national database complaint against a 12 person in another jurisdiction and whether they could 13 even do that. He also noted questions concerning the 14 stance of a board in a state that does approve the 15 activities.

Dr. McAleer announced the next midwinter meeting of ASPPB would be in Denver and the meeting of delegates would be in Cleveland, OH. He encouraged as many members of the Board and public members to attend those meetings.

Acting Commissioner Claggett commented that a discrimination box is not on the Pennsylvania Licensing System (PALS) complaint form but informed everyone of a box for complaint details that could be utilized.

1 Acting Commissioner Claggett informed Dr. McAleer 2 that the report cannot be added to the minutes but 3 could be reviewed by him and Board Counsel and 4 possibly added to the Board website. 5 Chair Spayd noted being approached at the 6 conference questioning whether excess internship 7 hours could be counted the same way as practicum hours for licensure. 8 9 Ms. Stuckey explained that they have not done 10 that at this point and request the date of internship and not the number of hours.] 11 * * * 12 13 Upcoming Meeting Dates 14 [Catherine S. Spayd, Ph.D., Chair, noted the meeting 15 dates for 2023 are February 6, April 3, June 12, August 7, October 2, and December 18.] 16 * * * 17 18 Adjournment CHAIR SPAYD: 19 20 Is there a motion to end the meeting? 21 DR. DONGIOVANNI: 22 I will move for adjournment. 23 DR. SMALL: 24 Second. * * * 25

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[There being no further business, the State Board of Psychology Meeting adjourned at 11:28 a.m.] * * * CERTIFICATE I hereby certify that the foregoing summary minutes of the State Board of Psychology meeting, was reduced to writing by me or under my supervision, and that the minutes accurately summarize the substance of the State Board of Psychology meeting. Tathy Kathryn Witherow, Minute Clerk Sargent's Court Reporting Service, Inc.

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1 2 3		STATE BOARD OF PSYCHOLOGY REFERENCE INDEX	
4 5		December 5, 2022	
6 7 8	TIME	AGENDA	
8 9 10	9:30 10:30	Executive Session Return to Open Session	
11 12	10:30	Official Call to Order	
13 14 15	10:30	Introduction of Board Members	
15 16 17	10:30	Introduction of Attendees	
18 19 20	10:32	Appointment - Bureau of Finance and Operations Annual Budget Presentation	
20 21 22	10:40	Approval of Minutes	
22 23 24	10:42	Report of Board Chairperson	
24 25 26	10:44	Report of Board Administrator	
20 27 28	10:50	Discussion Items	
29 30	11:14	FYI Items	
31 32	11:16	Old Business	
33 34	11:16	Discussion Items (cont.)	
35 36	11:28	Upcoming Meeting Dates	
37 38	11:28	Adjournment	
39 40			
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