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COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF STATE
BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

F I N A L M I N U T E S

MEETING OF:

STATE BOARD OF PSYCHOLOGY

TIME: 9:02 A.M.

BOARD ROOM C
One Penn Center
2601 North Third Street
Harrisburg, Pennsylvania 17110

December 3, 2018

1 ***

2 State Board of Psychology

3 December 3, 2018

4 ***

5 The regularly scheduled meeting of the State
6 Board of Psychology was held on Monday, December 3,
7 2018. Vito J. DonGiovanni, Psy.D., Chairman, called
8 the meeting to order at 9:02 a.m.

9 Richard F. Small, Ph.D., was not present at the
10 commencement of the meeting.

11 ***

12 [Chris Stuckey, Board Administrator, reviewed the
13 emergency evacuation procedures for One Penn Center.]

14 ***

15 Approval of Minutes of the October 15, 2018 meeting

16 CHAIRMAN DONGIOVANNI:

17 The minutes of October 15, any additions
18 or corrections?

19 [The Board discussed corrections to the minutes.]

20 CHAIRMAN DONGIOVANNI:

21 Does anybody have any issues with the
22 amendment? Hearing none, I'll entertain
23 a motion to accept as amended.

24 DR. ERICKSON:

25 So moved.

1 DR. MCALEER:

2 Second.

3 CHAIRMAN DONGIOVANNI:

4 All those in favor? Those opposed?

5 [The motion carried unanimously.]

6 ***

7 Report of Board Prosecution

8 [Alissa Harrison, Esquire, Board Prosecutor, presented
9 the Consent Agreement for File No. 16-63-08274.]

10 ***

11 [Keith E. Bashore, Esquire, Board Prosecutor,
12 presented the Consent Agreement for File No. 14-63-
13 05439.]

14 ***

15 [Richard F. Small, Ph.D., entered the meeting at
16 9:07 a.m.]

17 ***

18 Report of Board Counsel

19 [C. William Fritz II, Esquire, Board Counsel, noted
20 requests for stays and a request to move a hearing for
21 discussion in Executive Session.

22 Mr. Fritz also noted the Recusal Guidelines for
23 the Board's review.]

24 ***

25 Appointment - Mediation Program Presentation

1 [Bridget K. Guilfoyle, Esquire, Board Prosecution
2 Liaison, discussed the mediation program available to
3 the Commonwealth attorneys through the Office of
4 General Counsel (OGC). Ms. Guilfoyle stated the
5 program dates back to an Executive Order from Governor
6 Schweiker in 2002 with a goal to lower the processing
7 time and costs. She commented that there were more
8 complaints, more cases, and more cases being referred
9 to experts.

10 Ms. Guilfoyle announced an agreement, after
11 discussions with Chief Counsel and Deputy Chief
12 Counsel, to explore the possibility of using the
13 Office of General Counsel Mediation Program. She
14 stated the attorneys are all well trained from The
15 Dickinson School of Law and/or an equivalent program.

16 Ms. Guilfoyle noted that there is no cost to
17 either party, as the service is provided by the Office
18 of General Counsel to all of its agencies. She stated
19 the mediation program would be a voluntary program for
20 both represented and unrepresented parties.

21 Ms. Guilfoyle mentioned the high cost of consent
22 agreements. She stated mediation would resolve
23 matters prior to engaging an expert, as well as avoid
24 appeals.

25 Ms. Guilfoyle discussed the rules of

1 confidentiality, so there would be no risk of
2 confidential information being disclosed to the public
3 prior to the Board's approval of any mediated
4 agreement. Ms. Guilfoyle has worked with the program
5 director to modify the documentation so that both
6 parties would be fully aware that any agreement would
7 still require Board approval. She fully explained the
8 mediation process.

9 Ms. Guilfoyle discussed future situations with
10 regard to the Screening Committee, noting recusal by
11 the Screening Committee members. She suggested the
12 appointment of a Board member, who would be able to
13 participate in the mediation in order to assist in
14 identifying the issues and determine whether a
15 sanction would be appropriate. The appointed member
16 would also be recused from any further participation
17 on the case going forward.

18 Ms. Guilfoyle urged the Board's approval
19 regarding this valuable tool for moving cases faster
20 while still resolving matters in a way that would
21 serve the Board's interests and protect the public.

22 Ms. Guilfoyle stated the mediator would simply be
23 involved in motivating a final resolution of a
24 disputed matter.

25 Ms. Guilfoyle further explained the mediation

1 process should an agreement not be reached. She
2 stated, as with the Commonwealth Court, once mediation
3 is selected, all filing obligations must still be met
4 as if the case were still moving forward without
5 mediation. A hearing date would be scheduled within
6 the upcoming months should the mediation not be
7 successful.]

8 DR. SMALL:

9 I would like to move that we endorse or
10 support the mediation program.

11 DR. SPAYD:

12 I'll second that.

13 CHAIRMAN DONGIOVANNI:

14 All those in favor? Those opposed?

15 [The motion carried unanimously.]

16 ***

17 [Pursuant to Section 708(a)(5) of the Sunshine Act, at
18 9:45 a.m. the Board entered into Executive Session
19 with C. William Fritz II, Esquire, Board Counsel, and
20 for the purpose of conducting quasi-judicial
21 deliberations on a number of matters that are
22 currently pending before the Board and to receive
23 advice of Counsel. The Board returned to open session
24 at 11:02 a.m.]

25 ***

1 [Richard F. Small, Ph.D., reentered the meeting at
2 11:28 a.m.]

3 ***

4 MOTIONS

5 MR. FRITZ:

6 The Board met in Executive Session and
7 conducted quasi-judicial deliberations
8 on the following matters:

9 I make a recommendation a motion be
10 made directing Board counsel to draft a
11 final order on the matter of Jeffrey
12 Joseph Leoni, Psy.D., File No. 14-63-
13 00214.

14 DR. SPAYD:

15 So moved.

16 DR. MCALEER:

17 Second.

18 CHAIRMAN DONGIOVANNI:

19 Dr. Spayd and Dr. McAleer. All those in
20 favor? Those opposed?

21 [The motion carried. Dr. Small recused himself from
22 the hearing, deliberations and voting on the motion.]

23 ***

24 MR. FRITZ:

25 I make a recommendation a motion be made

1 approving the Consent Agreement at File
2 No. 16-63-08274.

3 DR. BRADLEY:

4 So moved.

5 DR. ERICKSON:

6 Second.

7 CHAIRMAN DONGIOVANNI:

8 Dr. Bradley. Second, Dr. Erickson. All
9 those in favor? Those opposed?

10 [The motion carried unanimously. The name is Joseph
11 B. Lacombe, Ph.D.]

12 ***

13 MR. FRITZ:

14 I make a recommendation a motion be made
15 denying the following Consent Agreement
16 as being too harsh at File No. 14-63-
17 05439.

18 DR. ERICKSON:

19 So moved.

20 DR. SMALL:

21 I'll second.

22 CHAIRMAN DONGIOVANNI:

23 Dr. Erickson and Dr. Small. All those
24 in favor? Those opposed?

25 [The motion carried unanimously.]

1 ***

2 MR. FRITZ:

3 I make a recommendation a motion be made
4 denying the Application for a Stay and
5 Reconsideration filed by Darlene Davis
6 Link, Psy.D., File No. 15-63-06795.

7 DR. SMALL:

8 So moved.

9 CHAIRMAN DONGIOVANNI:

10 So moved, Dr. Small.

11 DR. BRADLEY:

12 Second.

13 CHAIRMAN DONGIOVANNI:

14 Second, Dr. Bradley. All those in
15 favor? Those opposed?

16 [The motion carried unanimously.]

17 ***

18 MR. FRITZ:

19 I make a recommendation a motion be made
20 denying the Request for a Stay filed by
21 Laurie S. Pittman, Ph.D., File No. 14-
22 63-04565.

23 DR. MCALEER:

24 So moved.

25 CHAIRMAN DONGIOVANNI:

1 So moved, Dr. McAleer.

2 DR. BRADLEY:

3 Second.

4 CHAIRMAN DONGIOVANNI:

5 Second, Dr. Bradley. All those in
6 favor? Those opposed?

7 [The motion carried unanimously.]

8 ***

9 MR. FRITZ:

10 I make a recommendation a motion be made
11 approving the Request to move a hearing
12 from the Hearing Examiner's office to
13 before the Board filed by Lisa Altman
14 Young, Ph.D., File No. 16-63-14359.

15 DR. SMALL:

16 So moved.

17 CHAIRMAN DONGIOVANNI:

18 So moved, Dr. Small.

19 DR. MCALEER:

20 Second.

21 CHAIRMAN DONGIOVANNI:

22 Second, Dr. McAleer. All those in
23 favor? Those opposed?

24 [The motion carried unanimously.]

25 ***

1 MR. FRITZ:

2 I make a recommendation a motion be made
3 approving the Application to Sit for the
4 Psychology Licensing Examination of
5 Yolanda Hernandez, Ph.D.

6 DR. BRADLEY:

7 So moved.

8 CHAIRMAN DONGIOVANNI:

9 So moved, Dr. Bradley.

10 DR. SPAYD:

11 Second.

12 CHAIRMAN DONGIOVANNI:

13 Second, Dr. Spayd. All those in favor?

14 Those opposed?

15 [The motion carried unanimously.]

16 ***

17 MR. FRITZ:

18 I make a recommendation a motion be made
19 provisionally denying the supervised
20 experience of Ari Benjamin Deutsch,
21 Psy.D.

22 DR. MCALEER:

23 So moved.

24 CHAIRMAN DONGIOVANNI:

25 So moved, Dr. McAleer.

1 DR. ERICKSON:

2 Second.

3 CHAIRMAN DONGIOVANNI:

4 Second, Dr. Erickson. All those in
5 favor? Those opposed?

6 [The motion carried unanimously.]

7 ***

8 MR. FRITZ:

9 I make a recommendation a motion be made
10 approving applications of corporate
11 fictitious names, Center for
12 Psychological Wellness and Journey to
13 Psychological Wellness, LLC.

14 DR. MCALEER:

15 So moved.

16 CHAIRMAN DONGIOVANNI:

17 So moved, Dr. McAleer.

18 DR. SPAYD:

19 Second.

20 CHAIRMAN DONGIOVANNI:

21 Second, Dr. Spayd. All those in favor?
22 Those opposed?

23 [The motion carried unanimously.]

24 ***

25 MR. FRITZ:

1 I make a recommendation a motion be made
2 approving the Application Form for
3 Sponsor/Provider Approval for National
4 and Regional Associations for the Center
5 for Anxiety & Behavior Therapy.

6 DR. SMALL:

7 So moved.

8 CHAIRMAN DONGIOVANNI:

9 So moved, Dr. Small.

10 DR. BRADLEY:

11 Second.

12 CHAIRMAN DONGIOVANNI:

13 Second, Dr. Bradley. All those in
14 favor? Those opposed?

15 [The motion carried unanimously.]

16 ***

17 Report of Board Chairman

18 [Vito J. DonGiovanni, Psy.D., Chairman, stated the
19 Pennsylvania Psychological Association (PPA)
20 Conference would be held in Pittsburgh this year and
21 requested moving the Board meeting to Monday.

22 Chairman DonGiovanni questioned what the Board
23 would like to present at PPA, noting that the
24 proposals are due December 8.

25 Dr. McAleer suggested a presentation regarding

1 Act 53.]

2

3 Report of Commissioner - No Report

4

5 Discussion Items

6 [Vito J. DonGiovanni, Psy.D., Chairman, noted Act 53
7 of 2016 and questioned if the Board should adopt the
8 special notice in its draft form or make it permanent
9 at least until the regulations change.

10 Dr. McAleer noted discussion at the national
11 level as far back as 2002 with the Council of
12 Representatives of the American Psychological
13 Association regarding the difficulties that graduates
14 have with placement into the workplace. He stated the
15 Model Licensure Act was proposed in 2010. He
16 supported moving forward with adopting the changes in
17 the way supervised experience was counted, but
18 suggested the Board should consider any regulatory
19 issues due to a discrepancy between the law and the
20 regulations.

21 Mr. Fritz stated the draft special notice
22 regarding Act 53 of 2016 could be approved pending a
23 review by the Regulatory Counsel.

24 Ms. Stuckey mentioned a general revision package
25 on qualifications for license that the Board may need

1 to review and change. She noted the importance of
2 defining the work of an applicant from an unaccredited
3 program.

4 Dr. Spayd questioned the options available for
5 students who are currently in their internship with a
6 predoctoral internship and believe that their
7 practicum would count. Ms. Stuckey commented that
8 applicants may request that the Board consider other
9 experience by completing a form, which the Board would
10 review on a case-by-case basis.

11 Ms. Stuckey noted the need for a cutoff date as
12 part of the regulation for those older applicants from
13 an APA-accredited program without the same experience
14 criteria.]

15 ***

16 MR. FRITZ:

17 I make a recommendation a motion be made
18 approving the language as written as a
19 draft and sending it to Regulatory
20 Counsel for any final say, and if any
21 edits are made, it will be sent to the
22 Board for their final determination.

23 DR. SMALL:

24 So moved.

25 CHAIRMAN DONGIOVANNI:

1 So moved, Dr. Small.

2 DR. MCALEER:

3 Second.

4 CHAIRMAN DONGIOVANNI:

5 So moved, Dr. Small. Second,
6 Dr. McAleer. All those in favor? Those
7 opposed?

8 [The motion carried unanimously.]

9 ***

10 Election of Officers

11 DR. SPAYD:

12 I nominate Vito DonGiovanni as
13 Chairperson for our Board.

14 DR. ERICKSON:

15 Second.

16 CHAIRMAN DONGIOVANNI:

17 All those in favor? Those opposed?

18 [The motion carried unanimously.]

19 ***

20 CHAIRMAN DONGIOVANNI:

21 The Secretary and Vice Chair will remain
22 the same.

23 MR. NARVOL:

24 So moved.

25 DR. ERICKSON:

1 for those to get onboard early. She addressed
2 alternative uses, including determining the competence
3 of foreign candidates. She discussed beta testing
4 that will be available in 2020.

5 Dr. Bradley believed that Part 2 will be mandated
6 in 2022. She also raised a question at the meeting,
7 noting if EPPP-1 is about knowledge and EPPP-2 is
8 about competence, what that would mean in terms of the
9 APA requirements for education.

10 Dr. Bradley also addressed the Psychological
11 Clinical Science Accreditation System (PCSAS). She
12 commented the change was happening at the top-tier
13 research institutions, where there was a branching off
14 from APA accreditation. She noted the response to
15 many PsyD programs that are unlike the original or the
16 really top PsyD programs.

17 Dr. Bradley noted a big movement internationally,
18 where European countries were also struggling in terms
19 of determining the acceptable training level of
20 individuals from other countries.

21 Chairman DonGiovanni stated the ASPPB spring
22 conference would be in Santa Fe in April. He also
23 noted the fall conference would be in Minneapolis in
24 October.]

25

1 FYI Items

2 [Vito J. DonGiovanni, Psy.D., Chairman, noted a
3 response letter to Margaret Hoffman.]

4 ***

5 Upcoming Hearings

6 [Vito J. DonGiovanni, Psy.D., Chairman, noted upcoming
7 hearings in February.]

8 ***

9 Upcoming Board Meetings

10 CHAIRMAN DONGIOVANNI:

11 We have discussed the possibility of
12 moving two of the Board meetings. The
13 April 15 meeting will be moved to
14 April 8 and the June 18 meeting to
15 June 17.

16 I'll need a motion to that effect.

17 DR. MCALEER:

18 So moved.

19 DR. BRADLEY:

20 Second.

21 CHAIRMAN DONGIOVANNI:

22 So moved, Dr. McAleer and Dr. Bradley.

23 All those in favor? Those opposed?

24 [The motion carried unanimously.]

25 ***

1 Adjournment

2 CHAIRMAN DONGIOVANNI:

3 I will now entertain a motion to
4 adjourn.

5 DR. SMALL:

6 I'd like to move to adjourn.

7 DR. SPAYD:

8 I'll second that.

9 CHAIRMAN DONGIOVANNI:

10 All in favor? Any opposed?

11 [The motion carried unanimously.]

12 ***

13 [There being no further business, the State Board of
14 Psychology Meeting adjourned at 12:10 p.m.]

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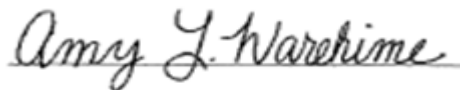
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CERTIFICATE

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.



Amy L. Warehime,
Minute Clerk
Sargent's Court Reporting
Service, Inc.

STATE BOARD OF PSYCHOLOGY
REFERENCE INDEX

December 3, 2018

TIME	AGENDA
9:02	Official Call to Order
9:03	Approval of Minutes
9:05	Report of Prosecutorial Division
9:25	Report of Board Counsel
9:25	Appointment - Mediation Program
9:44	Presentation
9:45	Executive Session
11:02	Return to Open Session
11:02	Formal Hearing - Jeffrey Joseph
11:24	Leoni, Psy.D.
11:25	Executive Session
11:27	Return to Open Session
11:27	Motions
11:31	Report of Board Chairman
11:38	Discussion Items
11:50	Recess
11:54	Return to Open Session
11:55	Correspondence
12:07	FYI Items
12:07	Upcoming Hearings
12:09	Upcoming Meeting Dates
12:10	Adjournment