

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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
CONDUCTED VIA VIDEOCONFERENCE**

TIME: 10:31 A.M.

August 3, 2020

State Board of Psychology
August 3, 2020

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

BOARD MEMBERS:

Richard F. Small, Ph.D., Chairman
K. Kalonji Johnson, Commissioner, Bureau of
Professional and Occupational Affairs - Absent
Catherine S. Spayd, Ph.D., Vice Chair
Katherine Bradley, Ph.D., Secretary
Vito J. DonGiovanni, Psy.D.
Steven K. Erickson, Ph.D.
Dean C. Maynard, Ed.D. (Public Member)
Donald McAleer, Psy.D.

BUREAU PERSONNEL:

Jackie Wiest Lutz, Esquire, Board Counsel
Nathan C. Giunta, Esquire, Board Prosecution Liaison
Chris Stuckey, Board Administrator
Cynthia Montgomery, Esquire, Deputy Chief Counsel
Theodore Stauffer, Executive Secretary, Bureau of
Professional and Occupational Affairs

1 ***

2 State Board of Psychology

3 August 3, 2020

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 Jackie Wiest Lutz, Esquire, Board Counsel, for
8 the purpose of conducting quasi-judicial deliberations
9 on a number of matters that are currently pending
10 before the Board and to receive advice of Counsel.
11 The Board returned to open session at 10:30 a.m.]

12 ***

13 The regularly scheduled meeting of the State
14 Board of Psychology was held on Monday, August 3,
15 2020. Richard F. Small, Ph.D., Chairman, called the
16 meeting to order at 10:31 a.m.

17 ***

18 Status of Regulations
19 Child Abuse Reporting Requirements - Proposed
20 Rulemaking (16A-6322)
21 [Cynthia Montgomery, Esquire, Deputy Chief Counsel,
22 referred Board members to the updated Annex and
23 Preamble for further discussion of the Child Abuse
24 Reporting Requirements Regulation, 16A-6322.

25 Ms. Montgomery noted that from 2014 through

1 November of 2019 the Child Protective Services had
2 undergone significant amendments including one to
3 Section 41.1, Definitions, the definition of child
4 abuse. The most recent addition was regarding
5 engaging a child in a severe form of trafficking and
6 leaving a child with a person determined to be a
7 sexually violent predator or who has to register for
8 life under SORNA or what is referred to as Megan's
9 Law.

10 The name of the Department of Public Welfare was
11 changed to the Department of Human Services wherever
12 it appeared in the regulations. The definition of
13 mandated reporter was added, and to be clear, this
14 Board requested that the term include the people that
15 are being supervised as well because under Section
16 3311 of the Child Protective Services Law, individuals
17 supervised by the psychologist are also mandated
18 reporters.

19 Ms. Montgomery explained why the definition of
20 perpetrator which was planned on being deleted was
21 added back in and talked about new definitions that
22 were added to the Child Protective Services Law.

23 Ms. Montgomery noted that with regard to Section
24 41.13, reactivation of licensure, the mandatory
25 training requirements under the Child Protective

1 Services Law were added in. With regard to Section
2 4130, completion of three hours of training in child
3 abuse recognition and reporting was added. Section
4 4152 was amended to require at least three hours of
5 training in child abuse recognition and reporting for
6 those applying for a license from another state.

7 Continuing Education, Section 41.59, was updated
8 to include the required two hours of continuing
9 education in relation to child abuse recognition and
10 reporting. A provision provides that excess hours of
11 child abuse recognition reporting may not be carried
12 over.

13 Under Exemptions, Ms. Montgomery pointed out that
14 two hours of mandatory training in child abuse could
15 not be excluded or exempted except in accordance with
16 Section 3170, where an exemption process is noted
17 specifically for those hours.

18 Ms. Montgomery explained the substantial
19 amendments to the child abuse reporting requirements
20 under Section 41.71 including the duty to report, the
21 personal duty to report not to be deferred to an
22 organization or somebody in charge of an organization,
23 the new reporting process and the content of the
24 report. She noted a minor amendment to Section 41.72
25 which includes submission of photographs, medical

1 tests and x-ray of child within 48 hours.

2 Ms. Montgomery explained a minor amendment to
3 Section 41.73, which relates to the suspected death as
4 a result of child abuse, an amendment to Section
5 41.74, immunity from liability had been amended to
6 conform to amendments in the Child Protective Services
7 Law.

8 Section 41.75 refers to confidentiality and that
9 privileged communications between a reporter and a
10 patient or client does not apply to the situation
11 involving child abuse and does not relieve the
12 mandated report of the duty to make the report.

13 Section 41.76 concerns an increase in penalties
14 with regard to noncompliance. Section 41.77 sets
15 forth the mandatory training requirements and
16 exemptions put in place by Act 31 of 2014. Section
17 178 is the Board approval process that has been in
18 place since January of 2015.

19 Ms. Montgomery stated the Preamble is an overview
20 of the regulation that gets published with the
21 proposed amendments. Dr. DonGiovanni referred Ms.
22 Montgomery to areas of the Annex that had not changed
23 the Department of Public Welfare to Department of
24 Human Services.]

25 MS. MONTGOMERY:

1 It would be appropriate for the Chair to
2 entertain a motion to approve the
3 Proposed Rulemaking as amended with
4 corrections noted to be promulgated
5 through the rulemaking process.

6 CHAIRMAN SMALL:

7

8 Do I have such a motion?

9 DR. MCALEER:

10 So moved.

11 DR. DONGIOVANNI:

12 Second.

13 CHAIRMAN SMALL:

14 All in favor? Opposed?

15 [The motion carried unanimously.]

16

17 Approval of Minutes of the June 15, 2020 meeting

18 CHAIRMAN SMALL:

19 Do I have a motion to approve the
20 Minutes?

21 [The Board discussed corrections to the Minutes.]

22 DR. DONGIOVANNI:

23 I move that the Minutes be accepted as
24 amended.

25 CHAIRMAN SMALL:

1 Any other comments? Second?

2 DR. SPAYD:

3 I'll second that.

4 CHAIRMAN SMALL:

5 All in favor? Opposed?

6 [The motion carried unanimously.]

7 ***

8 MOTIONS

9 MS. LUTZ:

10 During Executive Session we discussed two
11 Consent Agreements. With respect to File
12 No. 15-63-13915, I believe it is
13 appropriate at this time for someone to
14 make a motion to approve the Consent
15 Agreement as presented.

16 DR. SPAYD:

17 I'll make that motion.

18 DR. MCALEER:

19 Second.

20 CHAIRMAN SMALL:

21 All in favor? Any opposed?

22 [The motion carried unanimously. The Respondent's
23 name is Jennifer Lynne Tedesco, Psy.D.]

24 ***

25 MS. LUTZ:

1 With respect to the Consent Agreement and
2 Order at File Nos. 17-63-04738 and 19-63-
3 03560, following our discussions in
4 Executive Session is there a member who
5 wishes to make a motion to reject this
6 Consent Agreement as too harsh?

7 DR. ERICKSON:

8 So moved.

9 DR. BRADLEY:

10 I'll second.

11 CHAIRMAN SMALL:

12 Any further discussion? All in favor of
13 the motion of rejecting it as too harsh?
14 Opposed?

15 [The motion carried unanimously.]

16 ***

17 MS. LUTZ:

18 Item No. 12 on the agenda is the matter
19 involving Case No. 17-63-01261.
20 Following our discussions in Executive
21 Session, is there a motion to grant the
22 Commonwealth's Amended Combined Motion
23 to Withdraw the Motion to Deem Facts
24 Admitted and Enter Default; to withdraw
25 the Petition to Compel Mental and

1 Physical Examination and vacate the
2 August 6, 2018 Order compelling the
3 Respondent to submit to a mental and
4 physical examination; to vacate the
5 Board Memorandum Order dated October 23,
6 2018 granting the Motion to Deem Facts
7 Admitted and ordering that the
8 Respondent's License be suspended unless
9 she files an Answer; and is there a
10 motion to grant the entirety of the
11 Commonwealth's motion with prejudice?

12 DR. MCALEER:

13 So moved.

14 CHAIRMAN SMALL:

15 Do we have a second?

16 DR. MAYNARD:

17 I'll second it.

18 CHAIRMAN SMALL:

19 All in favor? Opposed?

20 [The motion carried unanimously.]

21 ***

22 MS. LUTZ:

23 Is there an additional motion with
24 respect to Case No. 17-63-012621 that
25 the record of this case be sealed, and

1 that the Hearing Examiner's Proposed
2 Adjudication and Order be dismissed as
3 moot?

4 DR. ERICKSON:

5 So moved.

6 DR. MCALEER:

7 Second.

8 CHAIRMAN SMALL:

9 All in favor? Opposed?

10 [The motion carried unanimously.]

11 ***

12 MS. LUTZ:

13 Is there a motion in the matter
14 involving the Application of Melissa
15 Jane Granados, Psy.D., for permission to
16 sit for the psychology examination to
17 direct Counsel to prepare an
18 Adjudication and Order consistent with
19 discussions in Executive Session?

20 DR. DONGIOVANNI:

21 I'll make the motion.

22 DR. SPAYD:

23 I'll second.

24 CHAIRMAN SMALL:

25 All in favor? Opposed?

1 [The motion carried unanimously.]

2 ***

3 MS. LUTZ:

4 Is there a motion with respect to the
5 Application for approval to sit for the
6 psychology licensing examinations and
7 provisionally deny the Application of M.
8 Theresa Schrader, Ph.D.?

9 DR. SPAYD:

10 So moved.

11 DR. BRADLEY:

12 Second.

13 CHAIRMAN SMALL:

14 All in favor? Opposed?

15 [The motion carried unanimously.]

16 ***

17 MS. LUTZ:

18 With respect to the Application for
19 approval to sit for the psychology
20 licensing examinations of Ayse Cici
21 Gokaltun, Ph.D., is there a motion to
22 direct the Board Administrator to
23 request additional information from this
24 Applicant?

25 DR. SPAYD:

1 So moved.

2 DR. DONGIOVANNI:

3 Second.

4 CHAIRMAN SMALL:

5 All in favor? Opposed?

6 [The motion carried unanimously.]

7 ***

8 MS. LUTZ:

9 Is there a motion with respect to the
10 Review of Supervised Experience
11 submitted by Jared A. Mondelli, Psy.D.,
12 to direct the Board Administrator to
13 notify Dr. Mondelli of the hours of
14 supervised experience that are
15 acceptable and to notify Dr. Mondelli of
16 his deficiency?

17 DR. MCALEER:

18 So moved.

19 DR. DONGIOVANNI:

20 Second.

21 CHAIRMAN SMALL:

22 All in favor? Opposed?

23 [The motion carried unanimously.]

24 ***

25 MS. LUTZ:

1 I believe we have a motion to approve
2 the supervised experience of Jamie Novak
3 Shoop, Ph.D., pending receipt of a
4 letter from the supervisor confirming
5 successful completion of the supervised
6 experience.

7 DR. SPAYD:

8 I'll make that motion. The supervisor
9 would stipulate completion of 12 months.

10 CHAIRMAN SMALL:

11 We have a motion and a second anybody?

12 DR. ERICKSON:

13 Second.

14 CHAIRMAN SMALL:

15 All in favor? Opposed?

16 [The motion carried unanimously.]

17 ***

18 MS. LUTZ:

19 With respect to Megan A. Devine, Psy.D.,
20 is there a motion to approve the
21 Supervised Experience as submitted?

22 DR. BRADLEY:

23 I'll move.

24 DR. MCALEER:

25 Second.

1 CHAIRMAN SMALL:

2 All in favor? Opposed?

3 [The motion carried unanimously.]

4 ***

5 MS. LUTZ:

6 With respect to the Supervised
7 Experience submitted by Sarah K.
8 Brennan, Ph.D., is there a motion to
9 approve the documents as submitted?

10 DR. DONGIOVANNI:

11 So moved.

12 DR. ERICKSON:

13 Second.

14 CHAIRMAN SMALL:

15 All in favor? Opposed?

16 [The motion carried unanimously.]

17 ***

18 MS. LUTZ:

19 With respect to the Applications for
20 Approval of Corporate or Fictitious
21 Names on the agenda at Item Nos. 22
22 through 27, is there a motion to approve
23 these applications for corporate or
24 fictitious names, namely Tro Counseling,
25 LLC; Skyline Psychotherapy and

1 Assessment Services, PLLC; Metztl;
2 Values First Psychology, PLLC; Main Line
3 Pediatric Psychology, LLC; and Affirming
4 Minds, LLC?

5 CHAIRMAN SMALL:

6 Is there any discussion about any of
7 those? Can I get a motion?

8 DR. SPAYD:

9 So moved.

10 DR. BRADLEY:

11 Second.

12 CHAIRMAN SMALL:

13 All in favor? Opposed?

14 [The motion carried unanimously.]

15 ***

16 MS. LUTZ:

17 Is there a motion with respect to
18 correspondence received from Jonelle
19 Ruth Watson, Ph.D., requesting that she
20 be permitted to sit for the EPPP prior
21 to the Board reviewing her doctoral
22 program?

23 DR. DONGIOVANNI:

24 I'll so move that the request is denied.

25 DR. SPAYD:

1 Second.

2 CHAIRMAN SMALL:

3 All in favor? Opposed?

4 [The motion carried unanimously.]

5 ***

6 [The Board Administrator will contact Rachel Lauren
7 Fallis, Psy.D., and request normal documentation
8 received for ADA accommodations.]

9 ***

10 Report of Board Counsel

11 FYI

12 [Jackie Wiest Lutz, Esquire, Board Counsel, referred
13 Board members to the Status of Cases and the monthly
14 Outstanding Regulations Chart for discussion.

15 She noted that House Bill 2636 is on the agenda
16 for review by members.

17 Ms. Lutz indicated that per Act 53 of 2020 the
18 Board will be required to consider criminal
19 convictions and disciplinary proceedings after
20 December 27 of 2020. A criminal offenses list will be
21 on the next meeting's agenda for Board members to
22 review. She offered further explanation and there was
23 additional discussion regarding the Act.

24 Ms. Lutz focused on the Continuing Education
25 Regulation (16A-6317) for further discussion as well

1 as the Act 41 Regulation, the General Revisions
2 Regulation (16A-6320) and the Child Abuse Reporting
3 Requirements Proposed Rulemaking (16A-6322).

4 There was discussion regarding carry over hours.
5 A copy of House Bill 64 would be placed on the October
6 agenda for review. For purposes of this regulation
7 package Board members agreed to leave the language as
8 proposed.

9 Regarding Section 41.59(c)(4) concerning credits
10 obtained for professional writing and the Board's
11 proposed ten continuing education credits reduced to
12 five, Ms. Lutz indicated that the PPA suggested that
13 it remain the same. PPA is also recommending that an
14 author should be able to obtain credits for
15 professional writing without having to divide the
16 number of credits earned by the authors of the
17 publication.

18 The Board proposed to delete Subsection (k)
19 Curing Deficiencies, and the PPA does not understand
20 why this section was being removed and seeks
21 clarification. Ms. Lutz commented that an explanation
22 provided in the Preamble should be sufficient.

23 Board members had discussion regarding PPA's
24 further recommendation that a provision be added to
25 the Continuing Education Regulation that licensees be

1 required to take continued education courses in
2 diversity. After discussion, the Board agreed to add
3 this provision to its Continuing Education Regulation
4 Package.

5 MS. LUTZ:

6 Do I have a motion on the Continuing
7 Education Regulation to direct Counsel to
8 make the necessary changes as discussed
9 to the proposed Annex and Preamble and
10 place the matter back on the October
11 agenda for further review and final vote
12 by the Board?

13 CHAIRMAN SMALL:

14 Can somebody make a motion?

15 DR. DONGIOVANNI:

16 So moved.

17 DR. MCALEER:

18 Second.

19 CHAIRMAN SMALL:

20 All in favor? Opposed?

21 [The motion carried unanimously.]

22 ***

23 [Ms. Lutz referred Board members to Act 41 for further
24 discussion of the Preamble and the regulation
25 language. She explained that the definition section

1 of the regulation would be changed to define Act 41
2 and to define jurisdiction as a state, territory or
3 country, and that Section 41.52 (a) licensure by
4 endorsement under Act 41 would be added.

5 MS. LUTZ:

6 I need a motion to adopt the Proposed
7 Rulemaking Package as submitted and to
8 direct Counsel to promulgate the Proposed
9 Rulemaking through the regulatory
10 process.

11 DR. SPAYD:

12 I'll make that motion.

13 DR. DONGIOVANNI:

14 Second.

15 CHAIRMAN SMALL:

16 All in favor? Opposed?

17 [The motion carried unanimously.]

18 ***

19 [Ms. Lutz referred Board members to the General
20 Revisions Regulation (16A-6320) for further
21 clarification of the Preamble, which explains the
22 changes that are being made, and the Annex being the
23 regulatory language that the Board is proposing to
24 change. She offered further explanation of the
25 language with the proposed changes. She noted the

1 definition of direct client contact at Section 41.32
2 (b)(1)(ii) would need further clarification. Board
3 members agreed that the language should read, at least
4 50 percent of the required post doctoral hours must be
5 obtained in real time clinical activities such as
6 performing diagnosis assessment therapy, psychological
7 research regarding these same activities, other
8 interventions as well as receiving required
9 supervision and consultation. Members agreed to move
10 forward with the amendments to the Annex as discussed
11 and to ask Counsel to submit a copy of the Annex as an
12 exposure draft to stakeholders.]

13 ***

14 Report of Board Chairman

15 [Richard Small, Ph.D., Chairman, noted the
16 Pennsylvania Psychological Association (PPA)
17 Conference will be held June 9 through 12, 2021 in
18 Lancaster, Pennsylvania. He asked members to think
19 about subjects they'd like to present.

20 Chairman Small noted the Association of State and
21 Provincial Psychology Boards' (ASPPB) 60th Annual
22 Meeting will be held on October 16-17, 2020. The cost
23 is \$50 per member and all members were interested in
24 attending.

25 CHAIRMAN SMALL:

1 Is there a motion that all Board members
2 be able to attend this meeting?

3 DR. DONGIOVANNI:

4 I'll make that motion.

5 DR. MCALEER:

6 Second.

7 CHAIRMAN SMALL:

8 All in favor? Any opposed?

9 [The motion carried unanimously.]

10 ***

11 [Chairman Small commented on topics discussed at the
12 recent ASPPB virtual meeting of all Board Chairs.]

13 ***

14 Discussion Items

15 [Chris Stuckey, Board Administrator, had discussion
16 with regard to the June 14, 2021 meeting which she
17 noted could be changed due to the PPA Convention. She
18 indicated June 7 and June 8, 2021 are available. Ms.
19 Stuckey will tentatively have the meeting date changed
20 to Tuesday, June 8, 2021. Chairman Small suggested a
21 motion regarding the matter.]

22 DR. SPAYD:

23 I'll make a motion that the June 2021
24 Board meeting be changed to June 8,
25 2021.

1 DR. MCALEER:

2 I'll second that.

3 CHAIRMAN SMALL:

4 All in favor? Opposed?

5 [The motion carried unanimously.]

6 ***

7 [Ms. Stuckey indicated that there continues to be a
8 problem accessing materials for the Board meetings
9 which was creating difficulties for Board members.
10 Mr. Stauffer suggested using Internet Explorer since
11 it was an older system but that newer programs are
12 currently being reviewed to update the current
13 programs.]

14 ***

15 Adjournment

16 CHAIRMAN SMALL:

17 I'll entertain a motion to adjourn.

18 DR. BRADLEY:

19 So moved.

20 DR. MCALEER:

21 Second.

22 CHAIRMAN SMALL:

23 All in favor? Opposed?

24 [The motion carried unanimously.]

25 ***

1 [There being no further business, the State Board of
2 Psychology Meeting adjourned at 12:50 p.m.]

3 ***

4
5
6 CERTIFICATE

7
8 I hereby certify that the foregoing summary
9 minutes of the State Board of Psychology meeting, was
10 reduced to writing by me or under my supervision, and
11 that the minutes accurately summarize the substance of
12 the State Board of Psychology meeting.

13
14 

15 _____
16 Sarah LaMaster,

17 Minute Clerk

18 Sargent's Court Reporting
19 Service, Inc.

20
21
22
23
24
25
26

STATE BOARD OF PSYCHOLOGY
REFERENCE INDEX

August 3, 2020

TIME	AGENDA
9:04	Executive Session
10:30	Return to Open Session
10:31	Meeting Call to Order
10:32	Status of Regulations
10:53	Approval of Minutes
10:55	Motions
11:08	Report of Board Counsel
12:37	Report of Board Chairman
12:49	Discussion Items
12:50	Adjournment

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50