

MEETING MINUTES OF A MEETING FOR
NEVADA STATE BOARD OF PSYCHOLOGICAL EXAMINERS

DATE OF MEETING: Friday September 13, 2019

Time: 9:00 a.m.

Locations: University of Nevada, Las Vegas, 4505 S. Maryland Pkwy. System Computing Services, Room 102, Las Vegas, NV 89154 and by video conference to University of Nevada, Reno System Computing Services room 47, Reno, Nevada 89557

1. The meeting was called to order at 9:07 a.m.

In Las Vegas:

Whitney Owens, Ph.D., Board President
Morgan Gleich, Executive Director

In Reno:

Anthony Papa, Ph.D., Secretary-Treasurer
Pam Becker, Member
John Krogh, Ph.D., Member
Ellen Rahn, Executive Assistant

Bluejeans/Video Conference:

Stephanie Holland, Ph.D., Member
Ben Adams, Ph.D.
Sarah Ahmad, Psy.D., Nevada Psychological Association
Amanda DeVillez
D. Holer

2. Public Comment

Dr. DeVillez began discussing an open complaint, and Director Gleich stopped her to inform her that the complaint in question is not public and is not presented to the Board in such a way that includes names for a fair judgement to be passed down. Dr. Owens noted that Dr. DeVillez can contact Director Gleich or the Board counsel in order to discuss an open complaint.

3. Review, discuss, and possible approval of minutes from previous meetings: August 9, 2019

The Board reviewed the presented minutes for meetings held on August 9, 2019. Director Gleich noted that in the heading, it should say 'Meeting Minutes' instead of 'Public Notice of a Meeting'.

Ms. Becker motioned to approve the minutes with edits; Dr. Krogh seconded; Board 5-0-0

4. Review, discuss, and possible approval of Treasurer's report for F/Y 2020 (July 1, 2019, through June 30, 2020);

Review, discuss and update on a current biennial budget (July 1, 2018, through June 30, 2020).

Dr. Papa presented to the Board, the most recent financials, which shows that the Board is continuing to bring in steady income from application and licensure fees; if the trends continue, it is likely that the Board will get to the end of Biennium without touching financial reserves. Lastly, the Board submitted changes to LCB to increase the Biennial fees to \$600.00 a Biennial, which will also create additional funds for the Board.

Ms. Becker motioned to accept the treasurer's report; Dr. Krogh seconded; Board 5-0-0

A. Recouping outstanding Legal Fees Owed to the Board from Disciplinary and Unlicensed Practice cases.

Director Gleich informed Board members she sent this information to the state controller's office.

B. Wrapping up F/Y 2019; needs, concerns and updates

Director Gleich noted the audit will begin shortly and this item will be removed once it is complete.

5. Review of consumer complaints pending.

A. Complaint #18-1009

Ms. Bradley presented to the Board Dr. Young's investigation report. Dr. Young concluded that after investigation there is not enough evidence of legal or ethical issues in order to move forward with this complaint and recommended dismissal. Dr. Owens noted the utility of adding an educational piece in the letter dismissing the case in order to educate the psychologist.

Dr. Krogh motioned to dismiss; Dr. Papa seconded; Board 5-0-0

B. Complaint #19-0424

Ms. Bradley presented to the Board Dr. Young's investigation report. Dr. Young concluded that after investigation there is not enough evidence of legal or ethical issues in order to move forward with this complaint and recommended dismissal.

Dr. Papa motioned to dismiss; Dr. Krogh seconded; Board 5-0-0

C. Complaint #19-0506

Ms. Bradley presented to the Board Dr. Young's investigation report. Dr. Young concluded that after investigation there is not enough evidence of legal or ethical issues in order to move forward with this complaint and recommended dismissal.

Ms. Becker motioned to dismiss; Dr. Krogh seconded; Dr. Holland recused; Board 4-0-1

D. Complaint #19-0514

Complaint was forwarded to the Attorney General's office for action at the July 12, 2019 Board meeting. Ms. Bradley will contact the psychologist's attorney to continue the complaint.

E. Complaint #19-0617

The Board office has not received the Release of Records form from the complainant. Director Gleich, requested guidance on how the Board would like to continue. Ms. Bradley noted that while the Board does have subpoena power, it would be best to contact the complainant once again. The Board decided the best practice would be to contact the complaint once again to explain the importance of the release and allow the complaint to remain open until November.

ACTION ITEM: Director Gleich will develop a letter to inform the complaint of the necessity of the release, Ms. Bradley will review.

F. Complaint #19-0626

Complaint is under investigation. Psychologist has retained counsel, who has contacted Ms. Bradley to request an extension to respond.

G. Complaint #19-0709

Complaint is under investigation. Response has been received and forwarded to investigator for further review.

H. Complaint #19-0826

Board is awaiting Psychologist response, will forward to investigator once received.

6. Update and discussion regarding the development of NAC 641 Regulation changes. The Board will review and finalize the submission of regulation to LCB for R-Numbers.

a) Foreign Applicants for Licensure

Dr. Papa presented his drafted language to the Board. He noted that he essentially defined the path for foreign graduates and the things they would need for licensure. Dr. Papa reminded members that the Board previously agreed to utilize the National Register.

Ms. Becker motioned to forward to workshop; Dr. Papa seconded; Board 5-0-0

b) Petitioning the Board regarding approval and review of criminal offenses prior to application

Dr. Papa and Ms. Bradley presented their drafted language to the Board.

Firstly, Ms. Bradley discussed incorporating laws of moral turpitude as a requirement when applying for licensure or registration with the Board. Dr. Papa and Ms. Bradley presented a simple document for an applicant to file a petition and for the Board to decide within 90 days. She noted that this petition would not be submitted until the background check is submitted, as well. Ms. Bradley informed the Board that currently the Board can put a list of crimes on the Board website and include a regulation indicating why an application would be denied. Ms. Bradley went on to note that boards can instead choose to do this on a case-by-case basis, and it is up to this Board to decide how they want to approve or deny applicants. Further, by creating this regulation, it would create grounds for discipline if an applicant does not disclose their criminal history.

Dr. Papa commented that in a previous meeting, it was discussed that a background check only occurs when applying for licensure and they are not checked on after that. Based on this concern, proposed legislation was included to have it as a requirement that if someone commits a crime and is convicted, they need to report it to the Board. Ms. Bradley noted that while a single DUI, for example, may not be disciplined, the Board would want to be informed.

Additionally, there already is a regulation if the Board wishes during complaint settlements, the Board could ask for fingerprints to be submitted. Ms. Becker noted that there are state entities that require new fingerprints every 5 years.

Director Gleich reminded the Board members that there is a question regarding recent criminal activity is on the renewal form but that there is it is not double-checked and is on the honor system. Proposed legislative language changes were proposed to codify the requirement to notify the Board of convictions after being licensed. Discussion of the language was tabled as Dr. Papa noted that this is occurring in a vacuum given the Board was just now seeing this language , and that Board members could review this further for more discussion at the next Board meeting after they have time to review it.. Item will remain on the agenda.

c) Changes to NAC 641.152-4(b)

Director Gleich noted that this was previously discussed at the July public workshop and August Board meeting. Dr. Owens noted spelling out 'Psychological' assistant instead of 'psych' assistant. She questioned about 'psychological trainees' being paid and recommended removing them from this regulation change. Dr. Papa noted that the University of Nevada, Reno has a system wherein trainees are not employees of sites and are paid by the University. Dr. Papa agreed that it makes sense removing trainees from this regulation as they are not always an employee of where they train.

Ms. Becker motioned to forward to a workshop; Dr. Papa seconded; Board 5-0-0

d) Changes to NAC 641.154

This language was previously discussed at the July workshop and August Board meeting. Dr. Owens noted the Board's previous discussion was mirrored in the reviewed language, however she recommended removing 'which'.

Ms. Becker motioned to forward to a workshop; Dr. Papa seconded; Board 5-0-0

e) Introduction of Transfer of Medical Records if a professional become incapable of maintaining them.

Ms. Bradley provided the Board her recommendations for a regulation change regarding this issue. Currently, the Board encourages but does not require professional wills for licensees, which she noted addresses records. Dr. Owens questioned the suggest language ,” *A custodian of medical records who assumes a licensee’s records upon death or discontinuation of practice must retain all records for 2 years from the date of transfer and **notify all patients within 1 month of transfer.***” Noting that this requirement maybe too extensive for future recordkeepers to agree too . Ms. Bradley responded that past boards have questioned this because there is a question of who will take their records and what incentives are there for those who take the records? Dr. Owens commented on the importance of requiring this issue and not having the Board be responsible for collection and retention of licensee records. That due to the importance of the issue, looking at the time restraints and the burdens put on someone else is concerning, and should be limited.

Dr. Papa mentioned the possibility of spouses destroying records. Ms. Bradley commented that perhaps having a medical records company take the records would be a solution. Dr. Krogh denied this as a viable solution due to the financial aspect. Board members continued discussing the importance, and possible solutions to the suggested language.

Dr. Owens noted that while there are “what-if” scenarios, this document is a good first step; there will always be outliers and having this in place would allow those with extenuating circumstances to petition the Board. Dr. Owens noted concern about approving the language with Provision 3. Ms. Bradley noted that you must maintain the records for 5 years; for someone under 18, they must be kept until they are 23 and for 5 years after the treatment has subsided. These are required by NRS 629 and should be referenced as psychologists are considered healthcare providers. Dr. Holland commented about children who were treated and come of age wanting their records. She remarked that a part could be added to inform the Board of children’s records and who would be taking ownership of them.

The Board recommended the following changes to Ms. Bradley’s suggested language.

Provision 2: “A licensee must notify the Board if the licensee plans to discontinue his or her practice and disclose who will be the custodian of the record.”

*Provision 3: “A custodian of medical records who assumes a licensee’s records upon death or discontinuation of practice must retain all records for 2 years from the date of transfer and **notify all patients within 1 month of transfer.** For the time stated in NAC 641.219 and NRS 629.051.”*

~~Prior to the destruction of any medical record, a custodian of medical records must notify all patients weekly for 4 consecutive weeks of the date of destruction and how the patient may request and receive his or her medical record.~~”

Dr. Krogh motioned to forward to workshop, with the edits; Ms. Becker seconded; Board 5-0-0

7. Disciplinary Matters:

- a. Settlement Agreement: Case No. UL20150001, State of Nevada, Board of Psychological Examiners v. JoAnne Krumpe, Ph.D. and Case No. CV19-00938, JoAnne Krumpe v. State of Nevada, ex. Rel. its Board of Psychological Examiners.**

Ms. Bradley provided the Board with two settlement agreements offered in resolution of these matters. Ms. Bradley apprised Board members of this issue, and what lead to Dr. Krumpe agreeing to the presented settlement agreements and informed them to move to accept these agreements the Board would need to vacate the order made in June, approve the settlement agreement, and accept stipulation for dismissal of the civil matter.

Ms. Becker motioned, in consideration for the presented settlement agreement, to vacate the order in June, accept the settlement in its place as well as agree to dismiss the civil action, with the condition that attorney’s fees and costs will be paid within 1 year; Dr. Papa seconded; Board 5-0-0

Request for Reconsideration and/or Modification of the Board's Order in Case No. 18-0924B filed pursuant to NRS 622A.390. Steve Guevara wrote to both Ms. Bradley as well as the Board office to request that the Board's Order entered in July 2019 be amended. Specifically, he is requesting that the

finances and costs imposed in the Board's Order be reduced and that he be given additional time to pay the amount due.

Ms. Bradley apprised the Board of this issue. Ms. Bradley noted that as the law allows a post-hearing motion and Dr. Guevara is representing himself, the request is being considered, even though the deadline for a request had passed. Dr. Owens reminded the Board that this issue was deliberated, and the decision was thoughtfully agreed upon by the Board after the hearing in July. Ms. Becker put forth allowing him two months to pay the attorney's fees and costs and then if it occurs, payment plans could occur after that point.

Ms. Becker motioned to allow Dr. Guevara until November 13, 2019 to pay attorney's fees and costs, and from time of payment, he may establish a 2 year to payment plan to repay the fines; Dr. Krogh seconded; Board 5-0-0

8. Update regarding Board Office Operations

a. Review and update of Nevada Board of Psychological Examiners Strategic Plan

Dr. Owens deferred discussion until new Board members are added to the Board to allow the full input. However, the plan will be discussed in November no matter what the Board membership is.

b. Executive Director Report

1. Update regarding Board settlements and disciplinary orders.

Director Gleich reminded the Board that at the August 9, 2019 Board meeting the Board motioned to allow Dr. Dennis to go inactive. She informed Board members that a monitoring company has been contacted, as recommended by the Nursing Board, and a contract will be Forwarded to the Board office to begin the tracking as agreed to by the Board at the August Board meeting. Ms. Bradley noted she should review the contract as these companies sometimes add things the State cannot agree to.

In the month of August, some disciplinary funds have been recovered, in the amount of \$1,250.00.

2. Report regarding Board office operations.

1. Applications opened:

- a. Psychologist: 3
- b. Psychological Assistant: 2
- c. Psychological Intern: 5
- d. Psychological Trainee: 5

2. Application completed:

- a. Psychologist: 5
- b. Psychological Assistant: 1
- c. Psychological Intern: 2

3. Registrations active:

- a. Psychological Assistant: 37
- b. Psychological Intern: 10

4. Number of Licensed: 6

5. Voicemails received: 52

6. Emails Sent/ Received: 788

7. Complaints Received: 1

8. Verifications Completed:

- a. By Mail: 4
- b. By email: 7

9. Continuing education applications received: 5

3. Update regarding Executive Director Professional Development.

Director Gleich commented that this is discussed every Monday and progress is still being made. She noted that she is currently looking for courses outside of Lynda to find courses that focus on writing and organization.

4. Update regarding PSYPACT Commission.

Director Gleich noted that she received information to handout from PSYPACT/ASPPB regarding what PSYPACT is, what comes next and the cost of receiving the required certification, and what steps an individual has to complete to participate. She provided the handouts at the NPA CE offered on September 12th and will provide to the Board members for their review.

Currently, the goal to be up and running is by the end Quarter 1 of 2020. Currently, Public comment is open for the new rules; the link to review the PSYPACT rule is located in the 'Resources' tab on psyexam.nv.gov.

9. Update regarding the status of regulations submitted to LCB for changes to NAC 641.

Director Gleich remarked that this item is to allow the Board to receive updates regarding the standing of outstanding regulation changes. Currently there is no update.

- a) R133-17: Revises various provisions relating to the powers and duties of the Board; Discipline filings and Non-Resident Consultant
- b) R057-19: Fees
- c) R085-19: Endorsement Language

10. Vote on Board Positions; elected annually, to serve for one year.

- a) ATEAM membership
Deferred until new Board members are added.

11. Schedule of future Board meetings, hearings, and workshops. The Board may discuss and decide future meeting dates, hearing dates, and workshop dates.

October 11, 2019
November 8, 2019
December 13, 2019
January 10, 2020
February 14, 2020
March 13, 2020
April 17, 2020
May 8, 2020
June 12, 2020
July 10, 2020
August 14, 2020
September 11, 2020
October 9, 2020
November 13, 2020
December 11, 2020

The Board will hold a public workshop at the November 8, 2019 Board meeting, for the regulation changes discussed under item 6.

a) Schedule of New Board Member Training

October 11, 2019, if members are placed on the Board by September 27, 2019. Otherwise the new Board member training will be moved to a later date.

12. Board needs, operations, and schedules.

a. Update/Report from Nevada Psychological Association Representative.

Dr. Ahmad updated Board members that it was brought to their attention the Commission on Behavioral Health has also not yet been appointed a psychologist representative. That NPA is working with their lobbyist in contacting the Governor's office regarding the importance of having this position as well as the three open positions on our Board filled. Dr. Owens asked for Dr. Ahmad to have Dr. Noelle Lefforge to email her regarding this issue.

Dr. Ahmad went on to discuss that NPA's Diversity Committee is spearheading representation at the Pride parade, in the spirit of being consistent with strategic objectives regarding inclusion and diversity. Lastly, the Nevada Psychological Association is working on continuing their partnership with the Nevada Psychiatry Association, and a mixer will be held in the winter of 2019/2020.

b. Update regarding Board membership

Director Gleich has once again reached out to La Niesha Dawson, the Boards and Commissions Director, with no reply requesting an update. Ms. Laxalt attempted to assist the Board in receiving a response, however no information was provided from that individual either. Director Gleich will continue to attempt to receive an update regarding the membership openings, as they were due to be filled July 1, 2019.

c. Discuss the status and needs to complete the Disciplinary Policy and Procedures.

Director Gleich will review this and move it forward for Board review in October. It will then become a living document due to potential policy changes and the like.

Ms. Bradley commented votes may need to occur policy-wise regarding what the Board would like to do.

Additional information will be added to the October 11, 2019 Board meeting agenda regarding which pieces will need to be voted on.

d. Future Board meeting agenda items

Add to the October agenda:

- Send a letter to the Attorney General to ask for an Attorney General Opinion regarding interpretation of NRS 641.390; e.g. what psychological scientist means, and if those who work in prisons and other state agencies need to be licensed.
- The Board will review the Disciplinary Policy and Procedure, and vote on any policy changes.
- The Board will finalize the review of regulations pertaining to NAC 641.080, APA Ethic Code and Criminal activity evaluations.
- The Board will further evaluate how to continue with the state exam, and what the available options are.

13. Review/decision upon applications for licensure or registration

PSYCHOLOGISTS

Carol Anderson: No discussion warranted at this time.

Julie Armstrong: No discussion warranted at this time.

John Barona: No discussion warranted at this time.

Mary-Jo Bautista-Bohall: Dr. Papa motioned to approve for licensure contingent on file completion and approval. Dr. Krogh second. Board vote 5-0-0

Monela Beroni: No discussion warranted at this time.

Erin Bigler: No discussion warranted at this time.

Michael Browning: Dr. Papa motioned to approve for licensure contingent on file completion and approval. Dr. Krogh second. Board vote 5-0-0

Cynthia Cameron: No discussion warranted at this time.

Lucille Carriere: No discussion warranted at this time.

Sylvia Chang: No discussion warranted at this time.

Stacey Cherup-Leslie: No discussion warranted at this time.

Emily Daniel: No discussion warranted at this time.
James English: No discussion warranted at this time.
Suzana Flores: No discussion warranted at this time.
Donna Greifer: No discussion warranted at this time.
Christopher Guthrey: No discussion warranted at this time.
Lindsey Hailston: No discussion warranted at this time.
Josette Iribarne-Lazcano: No discussion warranted at this time.
Helen Jackson: No discussion warranted at this time.
Leah Jacobs: No discussion warranted at this time.
Samantha John: No discussion warranted at this time.
Durriyah Khorakiwala: No discussion warranted at this time.
Merry Larson: No discussion warranted at this time.
Anayansi Lombardero: No discussion warranted at this time.
Debbie Maddox: No discussion warranted at this time.
Gayle Mann: No discussion warranted at this time.
Marc McLaughlin: No discussion warranted at this time.
Samuel Montano **Dr. Papa motioned to close due to lack of response/deadline from NAC 641.1503; Dr. Krogh seconded; Board 5-0-0**
Matthew Neilsen: Dr. Papa motioned to approve for licensure contingent on file completion and approval. Dr. Krogh second. Board vote 5-0-0
Pak Yan Ngai: No discussion warranted at this time.
Anthony Petruzzello: No discussion warranted at this time.
Howard Reid: No discussion warranted at this time.
Rosalinda Reyes: No discussion warranted at this time.
Ronald Roberts: No discussion warranted at this time.
Michael Scolatti: No discussion warranted at this time.
David Shoemaker: No discussion warranted at this time.
Cassandra Snipes - **Dr. Papa motioned to close due to lack of response/deadline from NAC 641.1503; Dr. Krogh seconded; Board 5-0-0**
Anne Stegenga: No discussion warranted at this time.
Kristine Turner-Sherman: No discussion warranted at this time.
Michael Villanueva: No discussion warranted at this time.
Barbara Wells: No discussion warranted at this time.
Sharon West: No discussion warranted at this time.
Stephen Willis: No discussion warranted at this time.
Donald Yorgason: No discussion warranted at this time.
Simon Zysman: No discussion warranted at this time.

PSYCHOLOGICAL ASSISTANTS

Irina Abramians: No discussion warranted at this time.
Danielle Agnello: No discussion warranted at this time.
Zyra Alandy-dy: No discussion warranted at this time.
Britney Alford: No discussion warranted at this time.
Carolina Alicea-Morales: No discussion warranted at this time.
Natalie Bennett: No discussion warranted at this time.
Andrea Bevan: No discussion warranted at this time.
Jeremy Bissram: No discussion warranted at this time.
Amelia K. Black: No discussion warranted at this time.

Hanna Brunet: **Dr. Papa motioned to close due to lack of response/deadline from NAC 641.1503; Dr. Krogh seconded; Board 5-0-0**

Jonathan Campos: No discussion warranted at this time.

Leandrea Caver: No discussion warranted at this time.

Lauren Chapple: No discussion warranted at this time.

Sarah Damas: No discussion warranted at this time.

Melissa Depa: No discussion warranted at this time.

Nicole Dionsio: No discussion warranted at this time.

Alicia Doman: No discussion warranted at this time.

Daphne Fowler: No discussion warranted at this time.

Jennifer Grimes Vawters: No discussion warranted at this time.

Centina Hernandez: No discussion warranted at this time.

Andrew Hickman: No discussion warranted at this time.

Bernadette Hinojos: No discussion warranted at this time.

Lana Holmes: **Dr. Papa motioned to close due to lack of response/deadline from NAC 641.1503; Dr. Krogh seconded; Board 5-0-0**

Antrice Hronek: No discussion warranted at this time.

Katherine Isaza: No discussion warranted at this time.

Dasa Jenrusakova: No discussion warranted at this time.

Casha Kaufer: No discussion warranted at this time.

Corey Kuhn: No discussion warranted at this time.

Cynthia Lancaster: No discussion warranted at this time.

Patrice Leverett: No discussion warranted at this time.

Candis R. Mitchell: No discussion warranted at this time.

Tracy Moore: No discussion warranted at this time.

Valerie Modirpour: No discussion warranted at this time.

Luzviminda Morrow: No discussion warranted at this time.

Lyle Noisy Hawk Jr.: No discussion warranted at this time.

Dorothy Parriott: No discussion warranted at this time.

Michael Pauldine: No discussion warranted at this time.

Carolina Perez: No discussion warranted at this time.

Rachel Pinkerman: No discussion warranted at this time.

Erica Phillips: No discussion warranted at this time.

Richard Pratt: No discussion warranted at this time.

Elizabeth Pritchard: No discussion warranted at this time.

Mary Pulido Banner: No discussion warranted at this time.

Samantha Schiling: No discussion warranted at this time.

Christopher Shewbarran: No discussion warranted at this time.

Christeen Silva: No discussion warranted at this time.

Lennon Tyler: No discussion warranted at this time.

Joyce Ulofoshio: No discussion warranted at this time.

Lipika Wadhwa: No discussion warranted at this time.

Jaime Wong: No discussion warranted at this time.

Kseniya Zhuzha: **Dr. Papa motioned to close due to lack of response/deadline from NAC 641.1503; Dr. Krogh seconded; Board 5-0-0**

PSYCHOLOGICAL INTERNS

Luke Allen: No discussion warranted at this time.

Jessica Crellin: No discussion warranted at this time.
Deva Dorris: No discussion warranted at this time.
Bryon Gallant: No discussion warranted at this time.
Jennifer Guttman: No discussion warranted at this time.
Laurie Harris: No discussion warranted at this time.
Joseph Henrich: No discussion warranted at this time.
Monica Jackson: No discussion warranted at this time.
Dorota Krotkiewicz: No discussion warranted at this time.
Vanessa Ma: No discussion warranted at this time.
Isra Malik: No discussion warranted at this time.
Desiree Misanko-Louvat: No discussion warranted at this time.
Kelly Nelson: No discussion warranted at this time.
Kellie Nesto: No discussion warranted at this time.
Jeffery Newell: No discussion warranted at this time.
David Robinson: No discussion warranted at this time.
Dana Schmidt: No discussion warranted at this time.
Sharon Simpton: No discussion warranted at this time.
Alexandro Velez: No discussion warranted at this time.
Qingqing Zhu: No discussion warranted at this time.
Michelle Zochowski: No discussion warranted at this time.

PSYCHOLOGICAL TRAINEES

Cody Kaneshiro: No discussion warranted at this time.
Alek Krumm: No discussion warranted at this time.
Nina Paul: No discussion warranted at this time.
Samantha Sherwood: No discussion warranted at this time.
Holly Summers: No discussion warranted at this time.

14. Discussion of language development to cover the differences between APA Ethics Code and ASPPB Code of Conduct. With Recommendations from APA Ethics Code to be placed in NAC 641.

Dr. Papa reminded Board members that Board adopted ASPPB Code of Conduct in place of the APA Ethics Code and he was tasked to review APA Ethics Code to see what was missing from both NAC 641 and the ASPPB Code of Conduct, to be placed in NAC 641. He noted that APA has facets that are not in ASPPB nor NAC, such as informed consent. Dr. Papa provided a document to the Board members that put forth recommendations for what the Board should do. Ms. Bradley reminded the Board when determining how to input the APA Ethics Code into the NAC to ensure that the items included are black and white and no gray area is present.

Dr. Owens remarked perhaps assigning sections to members for review. Dr. Krogh will complete sections 1-2, Dr. Holland 3-4, Dr. Papa 5-6, Dr. Owens, 9-10. Director Gleich and Ms. Bradley will review the entire document. Director Gleich reminded the Board members that the purpose of the review is ensure items are enforceable, and if they are not to make suggestions on how it may be enforceable, and ensure there is not already a regulation that does something similar and if there is, what adjustments need to be added to be more clear.

ACTION ITEM: Board members should review the designated section, with the write-up to be provided to Director Gleich no later than October 7, 2019.

15. Update regarding information providing clarification of request to have DOC employees' complete assessments for inmates for the court system.

Ms. Bradley reminded Board members that this letter was discussed at the May 10 2019 Board meeting, with the individuals from Department of the Corrections attending the August 9, 2019 Board meeting, to provide further information to the Board.

Ms. Bradley discussed the concerns raised with the attorney for the Department of Corrections. They agreed they need to know what assessments are being completed by qualified personnel. In their discussion, the topic came up regarding psychologists not being licensed and working as a psychologist in the Department of Corrections. The DOC Attorney pointed to the regulation NRS 641.390, and the use of “psychological scientist” to explain why this is occurring.

Ms. Bradley noted that if they are practicing as a psychologist in the prison, NRS 641.390 does not cover these individuals and noted concerns regarding this interpretation. The DOC attorney agreed to that point regarding that these psychologists are not scientists.

Ms. Bradley commented that they need to discuss with the Department of Corrections and see what type of work the psychologists within the prisons are doing. Dr. Holland noted that she is aware there are many unlicensed psychologists working within state institutions and that this is what individuals working in the systems pointed to.

Ms. Bradley recommended asking for an Attorney General opinion on the issue, such as whether psychologists working in the prisons can do testing, or what a psychological scientist is? Ms. Bradley noted that by having the opinion on hand, the Board would have corroboration if this occurs in the future.

ACTION ITEM: Director Gleich to draft letter, for Board to review at October Board meeting.

Dr. Krogh volunteered to look at how other states handle this issue.

16. Review of Supervision guidelines, and how the Board would like to see it disseminated.

Dr. Owens presented her draft that she created and which Ms. Bradley edited. It was noted that headers within needed to be edited to reflect NAC language; i.e. ‘practicum trainee’ needed to be changed to ‘psychological trainee’ and include ‘psychological’ before assistant and intern.

Dr. Holland wondered about the 50% on-site aspect. If the supervisor is not present, it has to be made clear who is there to supervise them. Dr. Papa referenced a not yet codified regulation which clarifies this issue.

Once the edits are made, Board members agreed to allow Director Gleich to disseminate this document via an email to licensees, send it to the Nevada Psychological Association for their listserv, and to place this document on the Board website.

ACTION ITEM: Director Gleich will provide Dr. Owens with the discussed edits, for final review and dissemination.

17. Review and discussion of current regulations, that may need to be updated, changed or removed.

a) Review of NAC 641.080: requested changes to supervision requirements.

Dr. Papa wrote a letter to Director Gleich and Dr. Owens from his position as the Director of Clinical Training at the University of Nevada, Reno.

Dr. Papa noted that the university has a problem with this regulation, In particular, he commented on his issues with 6b, parts 2 and 3. He would like for the Board to consider in the future that engaging in activities related to therapy could count towards this requirement.

Dr. Owens noted that there is a real difference between concept and embodiment of skill and remarked that role-play vs. real life takes a different level of competence that may not happen in role-play or a teaching scenario. She agreed that counting hours spent teaching case conceptualization is included in this requirement and can be interpreted and counted as clinical experience and not explicitly face-to-face. Dr. Owens noted she wanted to be certain not to discount face-to-face experience that those who become licensed need this experience.

Dr. Papa argued that he can see it to a degree but in looking at the research activities, it is face-to-face, it is supervised practice, and changes are seen. Dr. Papa remarked her was just asking for a loosening up of regulation and that psychotherapeutic services are no different than face-to-face psychotherapy.

Dr. Holland noted that 50% are not direct hours when focusing on assessment; there is time away from the client despite being clinical services, completing data analysis etc. She noted that unless you are specializing in therapy, this is unrealistic and agreed with Dr. Papa’s assertions.

Dr. Owens noted that she would like language to ensure that licensees gain experience that includes the embodied practice of clinical psychology.

Dr. Papa noted that supervised practice plans still need to be approved by the Board and that this would not occur in a vacuum. Dr. Papa noted that it does say 'unless otherwise approved by the Board' and that arguments can be made individually, but that every time could be different.

Dr. Papa aimed for clarification as he is getting requests from leadership at the University wondering why people are not getting licensed. Dr. Papa noted that adding research involving different facets of psychotherapeutic techniques and the like should be added and would include related aspects such as writing up results of clinical trials.

Dr. Papa agreed with Dr. Owens' point that that teaching may not be enough face-to-face. Dr. Krogh agreed that Randomized Control Trials would be clinical practice but monitoring it may be an issue. Dr. Papa agreed this could be specified and part of the plan. Dr. Owens noted her support for getting more psychologists in the state.

ACTION ITEM: Dr. Papa to write revised language and present it to the Board at the October 11, 2019 Board meeting.

b) Review of NAC 641.1505: Registration of Firms, Partnerships, and Corporations

Dr. Owens presented this as something to consider, as in the past there have been complaints on individuals, and she noticed a pattern where sometimes individuals are coming from the same firms, partnerships, and corporations. She noted that the Board could register them, create a revenue stream, and regulate how businesses work with psychologists.

Director Gleich noted that they do not currently note 'bad actors' but that registration could be helpful in tracking them. Dr. Owens wants the Board to think about registering firms, partnerships, and corporations.

Ms. Bradley commented that this is for the Board office to know that a place is registered with the Board; further, it allows for a record of unlicensed advertising, but she noted that the Board does not have a huge issue with this currently, and that there is nothing currently that says the Board can take away registration if something negative occurs.

Dr. Owens noted this came up because in July an organization came up who was hiring individuals without verifying their credentials. She commented that she wanted to ensure there is a check and balance for businesses continuously employing unlicensed individuals acting as psychologists. Currently, the Board can only take action against the unlicensed person and the psychologist aiding and abetting them.

Due to this restriction, it could be useful to add a provision for the owner of an entity to be disciplined, as well. If the registration is required, the regulation could be clarified to sanction an organization. Ms. Bradley recommended seeing what regulations can be put in place and potentially add to the NRS, as needed.

ACTION ITEM: Dr. Owens agreed to research current regulations and develop language to present to the Board at November 8, 2019 Board meeting.

18. Update on relationship with PSI and decision regarding Nevada State Exam.

Director Gleich and Dr. Holland informed Board members that the Board office currently utilizes PSI and who bought Comira about 2 years ago. PSI recently informed the Board that they are currently voiding out Comira software and would need to transfer Comira's information to a PSI platform, which would cost \$10,000 to \$15,000. Director Gleich noted that the State Exam is active in its current format until the end of the year and that EPPP2 will be active in January 2020.

Dr. Holland commented that the Board has a few options. Firstly, as the Board owns the questions, the Board could build a new paper exam. Secondly, the Board could see how much another testing company such as Pearson would cost to host the existing exam, in the current format.

Dr. Holland noted transferring to jurisprudence exam only would involve pulling questions and determining what the Board wants to do regarding what the exam and parameters such as how many questions, open or closed

book, etc. would look like. She commented the Board historically has been positive and supportive from moving away from a clinical exam, such as with the EPPP, in what licensees should know.

Director Gleich volunteered to look at testing centers and see costs. Dr. Holland agreed to look at the current test questions and recommend using the test as-is with another testing company or develop a jurisprudence exam and determine the way this test will be taken. Director Gleich agreed to assist Dr. Holland and potentially find a local individual to assist with test construction.

Dr. Holland motioned to terminate relationship with PSI at the end of 2019; Dr. Papa seconded; Board 4-0-0
ACTION ITEM: Dr. Holland and Director Gleich will work together to review the item bank as pulled from Comira. The items would need to be used to develop a jurisprudence only, exam. Together recommendations on how to continue with the provision of the exam will presented at the October 11, 2019 Board meeting.

19. Discussion regarding the necessity of Notary on information form, and other application materials.

Dr. Owens noted this has come up because of the want to streamline the process from application to licensure. Dr. Owens went on to comment that the Board asks for fingerprints and each applicant must go through a review and attestation process when completing the PLUS application. Dr. Owens felt that this page is unnecessary, and applicants take longer to get their applications in because of this.

Dr. Krogh agreed that the page is a redundancy. Ms. Bradley clarified to the notarizing process and noted that some Boards just include a statement on the application without notarization.

Dr. Krogh motioned to removed requirement of notary on application for licensure and registration; Dr. Papa seconded; Board 4-0-0

ACTION ITEM: Director Gleich will remove the required notary from all the documents requested by the Board. Director Gleich will work with Ms. Bradley to develop a clarifying statement to take the place of the notary.

20. Correspondence

a. Jennifer Grimes-Vawters: How to address private practice, while receiving supervision under psychological assistant registration.

Dr. Grimes-Vawters requested to be able to use her current clients in her therapy practice as a Certified Professional Counselor as her supervised hours as a psychological assistant and to utilize her supervisor's, Dr. Ian Pritchard's, clients for psychological testing. Director Gleich noted that this issue was addressed in a non-codified NAC change. Dr. Holland noted a former supervisee made a similar request, the request was denied. It was noted that the way for this to occur would be for Dr. Grimes-Vawters patients to be transferred to Dr. Pritchard's.

Dr. Krogh motioned to deny; Dr. Papa seconded; Board 4-0-0

ACTION ITEM: Director Gleich will develop a letter for Dr. Grimes-Vawters to explain to her this will not be allowed, and to provide the regulations that address these issues.

21. Public Comment.

Dr. Adams expressed his concerns regarding the way complaints were dealt with. Director Gleich assured him that the complaints are still under investigation and they were not combined but mentioned together as they are at the same stage in the investigation process. Dr. Owens assured Dr. Adams that the board looks into each complaint individually and that the board works to ensure anonymity to make sure that each complaint is heard without bias.

22. ADJOURNMENT

Dr. Krogh motioned to adjourn at 1:04 p.m.; Dr. Papa seconded; Board 3-0-0