



STATE OF OKLAHOMA
Board of Examiners of Psychologists

MINUTES OF THE MEETING OF THE BOARD
September 15, 2017

A Meeting of the Board of Examiners of Psychologists was held at 9:00 a.m., on Friday, September 15, 2017, at the Colcord Building, 421 NW 13th Street, Suite 125, Oklahoma City, OK 73103.

In attendance were: S. Roberson, Ph.D., Chair of the Board; Susan Howard, Ph.D., Vice-Chair of the Board; P. Fischer, Ph.D., Member of the Board; K. Ward, Ph.D., Member of the Board; R. Randleman, Ph.D., Member of the Board; J. Shirley, Assistant Attorney General; S. Balzar, Assistant Attorney General Special Advisor; T. Rose, Executive Officer of the Board.

Members not present: B. Frizzell, Member of the Board; T. O'Connor, Member of the Board.

Announcement and Introduction:

Dr. Roberson announced that a quorum was present to conduct business. He confirmed with Ms. Rose that the meeting was filed with the Secretary of State and the agenda was posted in accordance with the Open Meeting Act.

Statement of the Mission of the Oklahoma State Board of Examiners of Psychologists:

Dr. Roberson announced the mission of the Oklahoma State Board of Examiners of Psychologists is to protect the public by regulating the practice of psychology in Oklahoma to ensure that only properly qualified psychologists practice psychology in the state and that the psychology profession as a whole is conducted in the public's best interest.

Minutes:

Board members reviewed the minutes of the July 14, 2017, Board Meeting. *Dr. Fischer made a motion to approve the minutes of the July 14, 2017, meeting, as presented. Dr. Randleman seconded the motion and the motion passed. Howard, Ward, Fischer, and Randleman voted for the motion. Roberson abstained.*

Status of Current Request for Inquiries:

Ms. Rose provided status updates on the following:

RFI 17-6; an investigator has been appointed.

RFI 17-7; an investigator has been appointed.

Probable Cause Committee Summaries and Recommendations:

RFI 15-5; As a member of the Probable Cause Committee, Dr. Roberson left the room. Mr. Shirley informed Board members that at the July 8, 2016, meeting, the Board voted to accept the recommendation of the Probable Cause Committee (PCC) regarding RFI 15-5, to postpone the

decision of whether to recommend that the Board file a complaint, and allow the psychologist to complete a tutorial. The Committee members cited the following possible violations: APA Ethical Principles of Psychologists and Code of Conduct: 2.01, 2.04, 3.04, 3.05, and 9.01; ASPPB Code of Conduct III: (F)(8). Upon completion of the tutorial, the Probable Cause Committee will review the report and make a new recommendation to the Board. After review of the scholarly paper and the supervisor report, the committee found that the psychologist adequately met the expectations and addressed the concerns of the committee, in addition to outlining steps to avoid potential ethical violations in the future. Therefore, the recommendation is to dismiss and close RFI 15-5. *Dr. Howard made a motion to accept the recommendation. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, and Randleman voted for the motion. As a member of the Probable Cause Committee, Dr. Roberson was not present.*

RFI 17-1; As a member of the Probable Cause Committee, Dr. Ward left the room. Mr. Shirley informed Board members that an investigation took place and a Probable Cause Committee Meeting was held. After review of all of the evidence collected by the investigator, the committee determined there does not appear to be an ethical violation in this matter. The recommendation of the committee is to dismiss and close RFI 17-1 with no ethical violations, and not file a Formal Board Complaint. *Dr. Randleman made a motion to accept the recommendation of the committee. Dr. Howard seconded the motion and the motion passed. Howard, Fischer, Randleman, and Roberson voted for the motion. As a member of the Probable Cause Committee, Dr. Ward was not present.*

RFI 17-5; As a member of the Probable Cause Committee, Dr. Ward left the room. Mr. Shirley presented the Probable Cause Committee (PCC) recommendation. The committee found probable cause that an ethical violation did occur and cited the following possible ethical violations: Title 59 O.S. §§ 1376(3)(b) and 1370(b)(15); APA Ethical Code of Conduct: 1.01, 1.03, 2.04, 3.04, 3.07, 3.10, 3.11, 4.01, 4.02, 4.04, 4.05, 6.01, 9.01, 9.02, 9.03, and 9.10; ASPPB Code of Conduct: III A(1), A(2), A(7), D(1), F(1), F(2), F(3), G(5), I(1,2,3), J(2), and K(2). After careful consideration of all the evidence, the recommendation of the committee is to file a formal Board Complaint against the psychologist. *Dr. Howard made a motion to accept the recommendation of the committee. Dr. Fischer seconded the motion and the motion passed. Howard, Fischer, Randleman, and Roberson voted for the motion. As a member of the Probable Cause Committee, Dr. Ward was not present.*

Reports of Miscellaneous Complaint Issues:

BC 15-3; John Schoell, Ph.D. – Respondent’s Motion to Continue Board Appearance.

Sandra Balzar, Assistant Attorney General Special Advisor to the Board, was present to advise Board members. Board members reviewed the motion to continue provided by Dr. Schoell’s attorney. Mr. Shirley stated that he does not have any issues with continuing the matter. *Dr. Howard made a motion to grant the continuance until the next Board meeting. Dr. Randleman seconded the motion and the motion passed. Howard, Fischer, Randleman, and Roberson voted for the motion. As a member of the Probable Cause Committee, Dr. Ward recused.*

UC 16-2; Dr. Andrew Barclay. – Dr. Roberson excused himself from the room. Mr. Shirley informed Board members that at the March 24, 2017, meeting, the Board voted to refer this matter to the Michigan Board and to appoint an investigator to look into the scope and extent of Dr. Barclay’s activities in Oklahoma before moving forward. Accordingly, a letter was sent to the Michigan Board and an Investigator was appointed. Mr. Shirley made a recommendation to close this matter and send a letter to Dr. Barclay drawing attention to certain provisions of the Act, which requires a nonresident psychologist to notify the Board before providing psychological services in the State of Oklahoma; as well as, a reminder to notify the Board office prior to providing services in Oklahoma. *Dr. Fischer made a motion to accept the recommendation. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, and Randleman voted for the motion. Dr. Roberson was not present for the vote.*

UC 17-1; Dr. Roberson excused himself from the room. Board members then reviewed the letter of concern sent to the Licensed Professional Counselor (LPC) as voted on at the July 14, 2017, meeting. In addition, the Oklahoma Attorney General approved the Board's proposed action to send a letter dated August 7, 2017. The letter of concern addresses the LPC's use of the protected term "psychological" in the title of a mental health evaluation and a description of the contents of her report as "highly susceptible to misunderstanding and misuse by persons who are not specifically trained in psychological assessment" a violation the Act. *No action was taken.*

Letter to the Oklahoma Board of Behavioral Health Licensure regarding 59 O.S. § 1353(2); Board members reviewed a draft letter to be sent to the Board of Behavioral Health Licensure regarding 59 O.S. § 1353(2) as voted on at July 14, 2017, meeting, and approved by the Attorney General.

Appointment of Board Hearing Officer pursuant to Rule 575:1-1-4(i). Mr. Shirley educated members that the Board may appoint a Hearing Officer pursuant to OAC Rule 575:10-1-4(i) Hearing Officer. In accordance with 1370 (D), the Board or the presiding member of the Board may direct that the board utilize a hearing officer to hear matters specified by the Board or by the presiding member. The duties of the hearing officer shall be specified in writing prior to the assumption of the duties. The duties may include, but are not limited to, any of the following:

- (1) to hear and rule upon pretrial discovery disputes.
- (2) to hear and rule on Motions in Limine.
- (3) to review Motions to Dismiss in order to advise the Board on questions of law therein. (4) to hear and rule on Motions for Continuance of a hearing.
- (5) to hear and rule on other preliminary motions.
- (6) to hear and rule on motions to have a Board member recused from a hearing.
- (7) to mark, identify and admit or deny exhibits.
- (8) to rule upon objections made during the hearing.

Appointing a Hearing Officer allows matters to be handled prior to a Board meeting. Mr. Shirley's recommendation is for the Board to appoint a Hearing Officer. After further discussion, the Board Advisor, Ms. Balzer, recommended that the Hearing Officer should not rule on item (6) *to hear and rule on motions to have a Board member recused from a hearing.* Dr. Ward made a motion to accept the recommendation to appoint a representative from the Attorney General's Office as the Hearing Officer to hear all items listed in Rule 575:10-1-4(i) except item (6). Dr. Howard seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.

Licensure Applications/Report from Application Review Committee:

Jarrod Decter, Psy.D.; A recommendation as made on behalf of the Application Review Committee. The recommendation is to deny Dr. Decter's license application due to his inability to meet the Board's licensure requirements. After discussion, Dr. Fischer made a motion to deny Dr. Decter's license application contingent upon review of the Attorney General's Office. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.

Dr. Fischer made a motion to take a break. Dr. Randleman seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.

David Lynn Worthington, Ph.D.; Mr. Shirley informed Board members that there is no right to a formal hearing on a licensure denial, but the Board can reconsider an application. Board members reviewed Dr. Worthington's request for reconsideration; as well as, information from his previous application file. At the July 15, 2017, meeting, the Board voted to deny Dr. Worthington's application. Dr. Worthington's

previous application file indicates that although his application was denied at the September 25, 2004, meeting of the Board, his application was later reconsidered. At its meeting on May 21, 2005, the Board voted to provide Dr. Worthington a list of requirements that must be met before he is approved to sit for the licensure examinations. At its meeting on July 23, 2005, the Board voted to allow Dr. Worthington to sit for the exams, and sign a consent order outlining items in the proposal letter by the Chair. At its meeting on September 24, 2005, the Attorney General Representative reported that no further action is required until it is determined whether Dr. Worthington will accept the conditions set by the Board. Dr. Worthington opted not to accept the offer provided by the Board in 2005. After discussion, *Dr. Randleman made a motion to refer Dr. Worthington's information back to the Application Review Committee to get recommendations. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.*

Victoria Tracy, Ph.D.; Board members reviewed Dr. Tracy's Internship information as provided in her application; as well as, a proposal to obtain additional internship supervision hours required for licensure in Oklahoma. Dr. Tracy will obtain additional internship hours and submit a new application upon completion of the required hours. *No action was taken.*

Board member nomination process; Board members discussed the process regarding how psychologists are nominated for consideration of board appointments. Dr. Roberson will work with Ms. Rose in drafting a letter to send to the Oklahoma Psychological Association.

Psychology Interjurisdictional Compact (PSYPACT) National Summit - November 7-8, 2017, in Washington D.C.; Board members reviewed a request from the Association of State and Psychology Boards (ASPPB) invitation for a representative to attend the Psychology Interjurisdictional Compact (PSYPACT) National Summit - November 7-8, 2017. ASPPB will provide funding for one representative to attend the briefing. *Dr. Howard made a motion for Dr. Randleman or another representative to attend. Dr. Fischer seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.*

Attorney General Opinions:

Board members reviewed the following Attorney General's Opinions:

2017-581A; Licensed Professional Counselor (LPC) - Letter of Concern.

2017-582A; David Worthington, licensure application denied.

2017-669A; Licensed Professional Counselor (LPC) - Letter of Concern.

Applications approved by the Application Review Committee (July - August 2017):

Dr. Ward made a motion to ratify the applications approved by the review committee for July – August 2017. Dr. Fischer seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.

Executive Officer's P-Card Statements for Review and Approval (July – August 2017):

Dr. Howard made a motion to approve the July - August 2017 P-Card Statements. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.

Administrative Issues:

Monthly Budget/Revenue/Expense Report: The Board reviewed the monthly budget, revenue, and expense reports. *Dr. Ward made a motion to accept the reports as presented. Dr. Randleman seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.*

Executive Officer Annual Performance Review; *Dr. Fischer informed members that she and Mr. O'Connor met with the Executive Officer and provided her a copy of the performance review. No action was taken.*

Records Disposition Schedule; Ms. Rose provided revisions to Records Disposition Schedule 98-03. *Dr. Randleman made a motion to adopt the revised schedule. Dr. Ward seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.*

Administrative Updates;

The following updates were provided by Ms. Rose:

- Rule Changes became effective September 11, 2017.
- The Governor appointed Michael Basso, Ph.D. as the new member of the Board.
- License Renewal Application updates have been completed.
- License renewals will begin October 1, 2017.

November meeting date; Board members discussed alternative options to change the date of the November meeting. The meeting will remain as scheduled, November 17, 2017.

Occupational and Professional licensing; Clayton Rogers, with the Oklahoma Psychological Association, educated the Board about the Occupational and Professional licensing task force meeting which was held on August 23, 2017.

ASPPB Meeting – Registration; At the July 14, 2017, meeting, the Board voted to send Dr. Howard and Ms. Rose to attend the ASPPB Meeting, October 2017. Dr. Ward plans to attend the meeting and pay her own expenses. *Dr. Howard made a motion to provide funding for Dr. Ward's registration fee. Dr. Randleman seconded the motion and the motion passed. Howard, Ward, Fischer, Randleman, and Roberson voted for the motion.*

Dr. Howard left the meeting early.

Legislative Updates; Ms. Rose provided information regarding the Occupational and Professional Licensing working group and legislative talking points.

Oklahoma doctoral programs; Dr. Roberson informed members that the University of Oklahoma (OU) Counseling program may be closing. Additionally, Oklahoma City University (OCU) is looking into starting a Clinical Psychology – Psy.D. Program.

Dr. Roberson announced that there is no other business to discuss. *Dr. Ward made a motion to adjourn. Dr. Fischer seconded the motion and the motion passed. Ward, Fischer, Randleman, and Roberson voted for the motion.*

The meeting adjourned at 12:15 p.m.

Respectfully Submitted,



Teanne Rose
Executive Officer

**Oklahoma State Board of Examiners of Psychologists
Application Review Committee Approvals
July – August 2017**

Psychological Technicians:

Psychologist:

Steven Sternlof, Ph.D.
Nicholas Gotcher, Ph.D.

Psychological Technician:

Lauren Dunlevy
Samantha Williams

Applications to sit for Licensure Examinations and/or Practice Under Supervision Agreements Approvals:

Applicant:

Normarie Torres-Garcia, Ph.D.
David James Bright, Psy.D.
Jessica Plumley, Ph.D.
Bryan Ray, Ph.D.
Avina Khatani, Ph.D.
Kara Anady, Psy.D.
Araceli Flores, Ph.D.
Lauren Dunlevy, Ph.D.
Craig B. Cruzan, Ph.D.
Sarah Beth Hall Johnson, Ph.D.

Approval for:

Approval to sit for licensure exams.
Approval of Postdoc/HSP for licensure.
Approval of Postdoc/HSP and to sit for licensure exams.
Approval to sit for licensure exams and IPUS with Dr. Jim Scott.
Approval of Postdoc/HSP for licensure.
Approval of Postdoc/HSP and to sit for licensure exams.
Approval of Postdoc/HSP and to sit for licensure exams.
Approval to sit for licensure exams and PPUS with Dr. Steven Sternlof.
Approval of Postdoc/HSP and to sit for licensure exams.
Approval of Postdoc/HSP for licensure.

Licensed Health Service Psychologists July – August 2017:

David James Bright, Psy.D.	License Number: 1287	Issue Date: 07/31/2017
Avina Khatani, Ph.D.	License Number: 1288	Issue Date: 08/14/2017
Sarah Beth Hall Johnson, Ph.D.	License Number: 1289	Issue Date: 08/21/2017