

BOARD OF PSYCHOLOGY

MINUTES OF MEETING

March 28, 2013

Open Session

The Open Session of the Board of Psychology was called to order at 8:00 am on the above date in Room 104, Cannon Building, Rhode Island Department of Health, 3 Capitol Hill, Providence, RI, pursuant to the applicable provisions of the Open Meeting Law, so called, and other applicable provisions of the General Laws of the State of Rhode Island, as amended. A quorum was established.

Board Members in attendance: Board Members not in attendance:

Peter Oppenheimer, Ph.D., Chair James Campbell, Ph.D.

Margaret Paccione-Dyslewski, Ph.D.

Charles E. Maynard, M.S. Staff members in attendance:

J. Michel Martineau

Chairman Oppenheimer starts the meeting with a review of the agenda. The Minutes of the open session held on January 10, 2013 were presented. On motion of Dr. Margaret Paccione-Dyslewski, seconded by Charles Maynard, it was unanimously voted to accept the open minutes. The Minutes of the executive session held on January 10, 2013 were presented. On motion of Dr. Margaret Paccione-Dyslewski, seconded by Charles Maynard, it was

unanimously voted to accept the Minutes.

The administrator notes a recent communication seeking guidance to access patient records from a retired, possibly deceased psychologist. Chairman Oppenheimer advises he will approach RIPA and seek their involvement to maintain a database of retired psychologists which would include basic information as to the location of their patient records. Members note there are specific record keeping requirements for hospitals and other health facilities, but there is a lack of clarity as it pertains to the office based practicing psychologist. The administrator indicates his recent legal inquiry resulted in guidance that suggested a five (5) year requirement was generally accepted for most professions, but board members indicate psychologists may be responsible to maintain records for longer periods based on the specifics of each case.

Members revisit their expressed interest in refining “or its equivalent” as referenced in RIGL 5-44-9 (2). Dr. Oppenheimer indicates this matter will be worked on in the legislative session of next year. Members indicate the benefits of working to differentiate between people who initially complete a Non APA accredited program, then complete APA accredited courses to address necessary gaps, as opposed to applicants who complete a Non APA accredited curriculum and do

not complete APA accredited courses to build their educational qualifications. Members state Pre Doc and Post Doc Internships must be qualified, not set up as working for free and getting supervised.

Chairman Oppenheimer indicates ASPPB is offering states a service as it pertains to state licensing. On behalf of the applicant ASPPB would collect required documentation including transcripts then provide them to states.

The administrator briefly reviews “How to Give Notice and Recuse under the R.I. Code of Ethics”, and provides the required form and guidance. Board members ask the administrator to post this on our Web File Repository.

A board member asks about communications with Complainants, the administrator states that based on recent Department legal guidance, we no longer notify the complainant that we are in receipt of their allegation, nor is a letter sent to the complainant notifying them of the final determination, the information available to the complainant is disciplinary action listed on the HEALTH website, the same information available to the public. Members voice their disagreement with this lack of communication with the complainant and state the relevance of sending a brief letter notifying the complainant that we are in receipt of their complaint. Members

indicate the letter could be informative without disclosing names, the letter would indicate receipt of the complaint, including a case number, but not including the name of the license holder. The administrator indicates the current policy of not sending letters to the complainant is recent but only subject to change with input from legal and supervisory staff.

Adjournment to Executive Session

On motion of Dr. Peter Oppenheimer, seconded by Dr. Margaret Paccione-Dyslewski, it was unanimously voted to adjourn to Executive Session pursuant to sections 42-46-4 and 42-46-5(1) of the Rhode Island General Laws, as Amended, in that confidential issues of fitness for licensure and investigative cases will be discussed. The Open Session adjourned at 8:21 am.

Return to Open Session

The Open Session was called back to order at 9:45 am. On motion of Dr. Margaret Paccione-Dyslewski, seconded by Dr. Oppenheimer, it was unanimously voted to keep confidential all matters discussed in Closed Session and to seal those minutes inasmuch as fitness for licensure and ongoing disciplinary matters were addressed.

Adjournment

Having no further business, on motion of Charles Maynard, seconded by Dr. Oppenheimer, it was unanimously voted to adjourn. The Open Session of the meeting was adjourned at 9:50 am.

Respectfully submitted,

J. Michel Martineau

Health Policy Analyst