

**BOARD OF PSYCHOLOGY
BOARD QUORUM MEETING
BY TELEPHONE CONFERENCE CALL
DECEMBER 4, 2009
MINUTES**

**DIAL-IN NUMBER: 1-888-808-6959
PUBLIC CONFERENCE CODE*: 4246812343#**

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1 **To accommodate individuals wishing to address the Board, the Board Chair may adjust**
2 **the sequence of the agenda items. The minutes reflect the actual sequence of events**
3 **rather than the original agenda order.**

4 **Dr. Amy Swan, Chair, called the Board Quorum to order at approximately 8:04 a.m.**
5 **Those present for all or part of the meeting, included the following:**

6 **MEMBERS PRESENT**

7 Amy Swan, Psy.D., Chair
8 Rafael Rivas-Vazquez, Psy.D. Vice-Chair
9 Richard Hoffman, Ph.D.
10 Patrice Moore, Esq.
11 Luis E. Orta, Ph.D.
12 Harry J. Reiff, Psy.D.

STAFF PRESENT

Allen Hall, Executive Director
Anna L. Hart King, Program Operations Administrator
Lisa N. Dillon, Regulatory Specialist II
Cassandra Smith, Regulatory Specialist I

13 **ASSISTANT ATTORNEY GENERAL**

14 Donna McNulty

15 **REVIEW OF MINUTES**

16 **Tab 1. November 6, 2009 Credentials Committee Meeting minutes**

17 Ms. Patrice Moore, Esq. moved to ratify the recommendations of the Credentials Committee.
18 Dr. Luis Orta seconded the motion, which carried 6/0.

19 **APPLICANTS FROM APA ACCREDITED PROGRAMS FOR EXAMINATION AND**
20 **LICENSURE AS NOTED**

21 **Tab 2. List of Applicants**

22 Dr. Luis Orta moved to approve the list of applicants for examination and licensure as noted.
23 Dr. Harry Reiff seconded the motion, which carried 6/0.

24 Staff was directed to provide the Board with information on the credentialing criterion of the
25 American Board of Professional Psychology (ABPP) and to provide historical information on the
26 Endorsement of ABPP application method as outlined in Section 490.006, F.S.

27 **NEW BUSINESS**

28 **Tab 3. Fee Scenario Analysis**

1 During the October 2009 meeting, Dr. Harry Reiff stated that he would like to discuss with the
2 Board decreasing licensure fees in light of the positive projected cash flow. The Department's
3 Budget Analyst prepared a revised projection based on a 50%, and a 25% reduction of the
4 current fees.

5 Following discussion, Dr. Luis Orta moved to reduce the current application and initial licensure
6 fees by 25%. Dr. Harry Reiff seconded the motion, which carried 6/0.

7 Draft rule language to accomplish the reduction will be provided for the Board's review and
8 approval during the January 2010 General Business meeting.

9 **Tab 4. Request for a Letter From the Board Chair Regarding s. 456.072(1)(t) F.S. –**
10 **Identifying License Type to Patients**

11 During the October 16th meeting the Board voted to add the following provision from s.
12 456.072(1)(t) F.S. to the disciplinary guidelines:

13 "Failing to identify through written notice, which may include the wearing of a
14 name tag, or orally to a patient the type of license under which the practitioner
15 is practicing. Any advertisement for health care services naming the
16 practitioner must identify the type of license the practitioner holds...."

17 Dr. Reiff requests that Dr. Swan, Chair of the Board of Psychology, write a letter to the Chair of
18 the Board of Medicine, and the Chair of the Board of Clinical Social Work, Marriage and Family
19 Therapy and Mental Health Counseling, regarding 456.072(1)(t) F.S. and the respective
20 disciplinary guidelines.

21 Presently, neither the Board of Medicine, nor the Board of Clinical Social Work, Marriage and
22 Family Therapy and Mental Health Counseling have a provision in their disciplinary guidelines
23 which implements Section 456.072(1)(t), F.S. re: identifying license type to patients.

24 The Board of Medicine staff explained that violators are currently charged with a violation of

25 **s. 458.331(1)(g), F.S.:** Failing to perform any statutory or legal obligation placed
26 upon a licensed physician.

27 or

28 **s. 458.331(1)(nn), F.S.:** Violating any provision of this chapter or chapter 456, or
29 any rules adopted pursuant thereto.

30 The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling
31 staff explained that violators are currently charged with a violation of

32 **s. 491.009(1)(w), F.S.:** Violating any provision of this chapter or chapter 456, or
33 any rules adopted pursuant thereto.

34 and a violation of

35

36 **s. 64B4-5.001(1)(q), F.A.C.:**

37 (q) Violating provisions of Chapter 491 or 456, F.S., or any rule adopted pursuant thereto.
38 (Section 491.009(1)(w), F.S.)

	MINIMUM	MAXIMUM
1		
2	FIRST OFFENSE:	\$500 fine and reprimand
3	SECOND OFFENSE:	\$1000 fine and probation
4		\$1000 fine and 1 year suspension
5	THIRD OFFENSE:	\$1000 fine and 1 year
6		suspension followed by
7		probation
		denial or \$1000 fine
		and revocation;

8 Following discussion, Dr. Luis Orta moved to request that Dr. Swan write a letter to the Chair of
9 the Board of Medicine, and the Chair of the Board of Clinical Social Work, Marriage and Family
10 Therapy and Mental Health Counseling, regarding 456.072(1)(t) F.S., and the possibility of
11 incorporating relevant language into their respective disciplinary guidelines.

12 **ADDENDUM**

13 **RECONSIDERATION OF LICENSURE APPLICATION**

14 **Tab 5. Moran Amrani**

15 Following discussion, Dr. Rafael Rivas-Vazquez moved to reconsider the application. Dr. Luis
16 Orta seconded the motion, which carried 6/0.

17 Dr. Richard Hoffman moved to approve the application for examination and licensure as noted.
18 Dr. Luis Orta seconded the motion, which carried 6/0.

19 The meeting adjourned at approximately 8:35 a.m.