

**NEW JERSEY STATE BOARD OF PSYCHOLOGICAL EXAMINERS
MONDAY, MAY 5, 2008
PUBLIC SESSION MINUTES**

The general meeting of the New Jersey State Board of Psychological Examiners was held at the Board office, 124 Halsey Street, Newark, New Jersey. The meeting was called to order at 9:38 A.M. by Dr. Friedman, Chair

PRESENT:

Nancy E. Friedman, Ph.D., Chair
Kenneth G. Roy, Ed.D.
Loretto A. Brickfield, Ph.D., Vice Chair
Alan M. Groveman, Ph.D.
Patricia A. Farrell, Ph.D.

ABSENT:

T. Stephen Patterson, Ph.D., Government Member
Evelyn A. Orozco, Ph.D., Secretary

ALSO ATTENDING:

J. Michael Walker, Executive Director
Carmen A. Rodriguez, Deputy Attorney General, Counsel to Board
Wanda Ginn, Administrative Staff Carmella Volz, Assistant to the Executive Director

REVIEW OF MINUTES:

Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board approved the public session minutes of April 7, 2008, with corrections. Voting in favor of the motion: all.

CLOSED SESSION AND RETURN TO OPEN SESSION

Upon unanimous vote of all members present, the Board went into closed session for discussion of the oral examinations. The Board returned to open session.

CREDENTIAL COMMITTEE REPORT:

TEMPORARY PERMIT–NOT TO EXCEED THREE YEARS

The following candidates were unanimously approved for a three-year temporary permit for the supervised practice of psychology:

Rebecca Lamberth, Psy.D. Matthew Schullery, Psy.D.
Meghan Feehan, Psy.D. Laura-Anne Florek, Psy.D.
Kimberly Pilkiewicz, Psy.D. Sarosh Cooper, Ph.D.
Laura Leigh Smith, Ph.D.

TEMPORARY PERMIT–NOT TO EXCEED ONE YEAR

The following candidates were unanimously approved for a one-year temporary permit for the unsupervised practice of psychology:

Amy Gulino, Psy.D. Kathy Novaky, Ph.D.

LICENSED BY EXAMINATION

Upon motion made by Dr. Groveman and seconded by Dr. Farrell, the following candidates qualified for licensure. Voting in favor of the motion: all.

Maria Marchese-Mazzeo, Psy.D.
Kim Buxenbaum, Psy.D.
Erin McLaughlin, Ph.D.
Christopher Drost, Ph.D.
Ghislene Meance, Psy.D.
Sonja Ramierez-Nahass, Ph.
Fawn McNeil-Haber, Ph.D.

FAILED ORAL EXAMINATION

Upon motion made by Dr. Groveman and seconded by Dr. Farrell, the following candidates did not qualify for licensure. Voting in favor of the motion: all.

Karen G. Way, Ph.D.
William Schiff, Psy.D.

DEFERRAL OF ORAL EXAMINATION

Upon motion made by Dr. Groveman and seconded by Dr. Farrell, the Board voted to defer final consideration of the oral examination for the following candidates pending submission and approval of two papers. One, outlining the information a psychologist can share with third-party payors (insurance company) under the Act Concerning the Disclosure of Patient Information by Psychologists (a.k.a. New Jersey Peer Review Law), second, a paper outlining the rules concerning sexual involvement with patients and a paper which outlines knowledge of the laws relating to child abuse.

Lawrence Decker, Ph.D.
Robert A. Prentky, Ph.D.

CORRESPONDENCE

Bridget Taylor, Psy.D.

Dr. Taylor wrote requesting an appeal of the Board's decision to deny acceptance of her work sample submitted on April 15, 2008. Treatment services for the client in the work sample terminated more than one year before submission of the work sample. Dr. Taylor stated that she did not realize that the regulations required submission of the case within one calendar year of the treatment service's termination. Dr. Taylor stated that she misinterpreted the Board's letter to her dated January 22, 2008 to mean that the treatment termination had to fall within one year of her three-year supervised temporary permit expiration date. Thus, she assumed that submission within the 90-day window was to be measured from the notification that she had successfully completed the written examination. Upon motion made by Dr. Groveman and seconded by Dr. Brickfield, the Board voted to deny Dr. Taylor's request to accept her work sample pursuant to N.J.A.C. 13:42-5.1 (b)1 which states that "the candidate shall within 90 days of notification of successful completion of the written examination, present a current work sample representative of the candidates's present practice. For the purpose of this rule, "current" work sample is defined to mean a work sample either in progress or where the treatment services were terminated within one year before the submission of the work sample. The dates of client service shall be specifically mentioned on the cover page." Additionally, the Board voted to grant Dr. Taylor an additional 90 days to submit another work sample for the oral examination to the Board office on or before August 7, 2008. Voting in favor of the motion: all.

Carole M. Beyer, Ed.D.

Dr. Beyer wrote requesting an extension of the 90-day limit to submit her work sample for the oral exam. Dr. Beyer stated that since receiving notification of passing the E.P.P.P. written examination, her mother was hospitalized twice and that she had other care-related issues. Therefore, she has not been able to devote ample time to preparing her work sample for submission. Upon motion made by Dr. Roy and seconded by Dr. Farrell, the Board voted to grant Dr. Beyer an additional 90 days to submit her work sample. Dr. Beyer was advised that her work sample is now due in the Board office on or before August 26, 2008. Voting in favor of the motion: all.

Richard Tyler, Ph.D.

Dr. Tyler wrote requesting an extension of the 90-day limit to submit his work sample for the oral examination. Dr. Tyler stated that he was given a 90-day deadline by the Board to submit his work sample on or before February 4, 2008. Dr. Tyler further stated that he does not have a work sample to submit for the oral examination and will be applying for the one-year unsupervised permit as soon as he obtains employment. Dr. Tyler is requesting additional time to submit his work sample for the oral examination. In addition, Dr. Tyler asked if it would be possible to accept employment in a practice owned by a Licensed Professional Counselor, who is a relative. Upon motion made by Dr. Groveman and seconded by Dr. Brickfield, the Board voted to give Dr. Tyler a one-year extension to submit his work sample for the oral examination from the issuance of his one-year unsupervised permit and to caution him that he cannot be supervised by a Licensed Professional Counselor for any reason, including reimbursement by insurance. Voting in favor of the motion: all.

Dianne Agüero-Trotter, Ph.D.

Dr. Agüero-Trotter wrote requesting an extension of the 90-day limit to submit her work sample for the oral examination. Dr. Agüero-Trotter stated that since passing the written examination in January 2008, her work demands have been such that she has been unable to devote adequate time necessary to completing the work sample for submission by April 22, 2008. Dr. Agüero-Trotter requested an extension until June 15, 2008. Upon motion made by Dr. Groveman and seconded by Dr. Roy, the Board voted to give Dr. Agüero-Trotter an extension until June 15, 2008 to submit her work sample for the oral examination. Voting in favor of the motion: all.

George A. Zeo, Psy.D.

Dr. Zeo wrote requesting an extension of the 90-day limit to submit his work sample for the oral examination. Dr. Zeo stated that he had packed up all of his books and papers from his home office to prepare for the demands of selling his house. Dr. Zeo further stated that because of job demands and preparations to sell his house, he lost track of his due date. Upon motion made by Dr. Farrell and seconded by Dr. Brickfield, the Board voted to grant Dr. Zeo an additional 90 days to submit his work sample. Dr. Zeo was advised that his work sample is now due on or before August 5, 2008. Voting in favor of the motion: all.

Association of State and Provincial Psychology Boards

The Board reviewed the Open Session Minutes of February 2, 2008, of the ASPPB Board of Directors Meeting in Santa Fe, New Mexico. The Board accepted the minutes as informational.

Ralph D. Dell'Aquila, Ed.D.

Dr. Dell'Aquila wrote requesting an extension of his three-year supervised temporary permit that expires on May 5, 2008. Dr. Dell'Aquila stated that his full-time job limits the time that he is able to meet with supervisors and that his schedule was limited because of his father's illness and subsequent death in December 2006. Upon motion made by Dr. Brickfield and seconded by Dr. Groveman, the Board voted to extend Dr. Dell'Aquila's three-year permit for an additional year expiring on May 5, 2009. Voting in favor of the motion: all.

Melissa C. Stevens, Psy.D.

Dr. Stevens wrote requesting an extension of her three-year supervised temporary permit that expires on June 3, 2008. Dr. Stevens stated that due to a lack of clients when she initially began her post-doctoral hours, it has taken her longer than expected to obtain the hours needed to sit for the E.P.P.P. Dr. Stevens further stated that she plans to take the written examination within the next 6-8 weeks. Upon motion made by Dr. Roy and seconded by Dr. Farrell, the Board voted to extend Dr. Stevens' three-year permit for an additional year expiring on June 3, 2009. Voting in favor of the motion: all.

Jane Daniel, Ph.D., #4301

Dr. Daniel, Director of Psychology at Greystone Park Psychiatric Hospital, wrote requesting clarification on her agency's procedures and the regulations regarding the supervision structure for permit holders' group supervision in her setting. Dr. Daniel stated that permit holders are offered two (2) opportunities to accrue group supervision hours: 1- Department Meetings: 2- Permit Holder's Group Supervision Upon motion made by Dr. Roy and seconded by Dr. Farrell, the Board voted to inform Dr. Daniel that the format she outlined in her letter meets the Board's criteria for group supervision. However, Dr. Daniel was advised that all supervision must be certified by a candidate's own Board. Candidates must ensure that all the Board approved supervisors are added to their individual lists of supervisors and that the permit holders' supervisors are present at the group supervision meetings. Voting in favor of the motion: all.

Email from Barry Helfmann, Psy.D., NJPA

Dr. Helfmann wrote to inform the Board of a problem that some of the members of the New Jersey Psychological Association are experiencing with Magellan Health Services. Dr. Helfmann stated that some of its members reported that applications to be managed care providers were turned down on the basis that their doctoral degrees were not specifically in clinical psychology. Upon motion made by Dr. Groveman and seconded by Dr. Roy, the Board voted to inform Dr. Helfmann that the Board does not have jurisdiction in this matter and that complaints should be referred to the New Jersey Department of Banking & Insurance. Additionally, the Board asked Dr. Helfmann to keep us informed of the outcome as issues relevant to the Board's jurisdiction may arise. Voting in favor of the motion: all.

Joseph M. Gorrell, Esq.

The Board reviewed a letter from Joseph M. Gorrell, Esq. concerning the matter that James Hetzel, Esq. asked the Board to review in April 2008. Mr. Hetzel's concern centered around a potential contract that involved psychologists and Advance Practice Nurses and whether such a contract would violate the Board's regulation against fee splitting. The Board, although reluctant to rule on hypothetical matters, agreed that the contract appeared to be fee-splitting. Mr. Gorrell wrote that Mr. Hetzel failed to inform the Board that this was not a hypothetical situation, but rather that Mr. Hetzel was seeking an opinion for use in a private litigation between his own client, the Rossi Psychological Group, and Integrated Health Resources, LLC, represented by Mr. Gorrell. Mr. Gorell also stated that the Board had no jurisdiction in this matter, as the contracts in question pertained only to Advance Practice Nurses who were providing medical services and psychological services. Based on the new information the services in question were not psychological, therefore, not within the Board's purview. Upon motion by Dr. Roy, seconded by Dr. Groveman, the Board voted to withdraw it's prior action because the Board has no jurisdiction in this matter.

Samuel A. Feldman, Ph.D., President, International College of Professional Psychology

Dr. Feldman, President of the International College of Professional Psychology, Inc. ("ICPP") wrote requesting that the Board grant ICPP the same standing, recognition, acceptance, approval and privileges granted to other entities concerning the determination of license mobility and continuing education provider approval. Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board voted to inform Dr. Feldman the Board does not approve entities to provide determination regarding license mobility and that the Board's practice act, N.J.S.A. 45:14B-1 et. seq., does not provide for continuing education. Voting in favor of the motion: all.

REPORT ON TEMPORARY PERMIT CONFERENCE HELD ON MAY 5, 2008

Edward Callaghan, Ph.D./Thomas Hollenbach & Margaret Castagna, supervisor (present)

Dr. Callaghan failed his oral examination administered on March 10, 2008 and is currently working under a three-year supervised temporary permit that expires on August 26, 2008. Upon motion made by Dr. Roy and seconded by Dr. Farrell, the Board voted to extend Dr. Callaghan's temporary permit for an additional year expiring on August 26, 2009. Dr. Callaghan was also asked to identify, in writing, a primary permit supervisor. Voting in favor of the motion: all.

COMMITTEE REPORTS

Regulations Committee

Charles Manning, Regulatory Analyst, submitted drafts of the Regulations Committee's recommendations of N.J.A.C. 13:42-2.1, Application, qualifications to sit for examination, N.J.A.C. 13:42.6, Financial arrangements between supervisor and supervisee, and N.J.A.C. 13:42-10.1, Post of practice authorization. Upon motion made by Dr. Roy and seconded by Dr. Farrell, the Board voted to accept the Committee's recommendations and the modified changes. Voting in favor of the motion: all.

PUBLIC DISCIPLINARY MATTERS

I/M/O Irit V. Felsen, Ph.D., #3756

Ronald Zirin, Ph.D., Dr. Felsen's approved therapist, submitted his second report on Dr. Felsen's psychotherapy from January 3, 2007 through April 2, 2008. Dr. Zirin reports that Dr. Felsen has fully participated in the therapeutic process and continues to make significant progress. Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board accepted the report as informational. Voting in favor of the motion: all.

I/M/O Irit V. Felsen, Ph.D., #356

Rosalind S. Dorlen, Psy.D., Board approved supervisor for Dr. Felsen, reported that Dr. Felsen continues in weekly supervision of her cases in her clinical practice. Dr. Dorlen further stated that Dr. Felsen conscientiously attends all scheduled sessions and continues to work very hard in the supervision. Assisting Dr. Felsen in developing a deeper understanding of the potential risks and ethical pitfalls of independent practice using an ethics-based, decision-making model is central to the supervisory work which Dr. Felsen has made excellent progress in this area. Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board accepted the report as informational. Voting in favor of the motion: all.

I/M/O Irit V. Felsen, Ph.D., #3756

James Wulach, Esq., attorney for Dr. Felsen, wrote to provide clarification with regard to Dr. Felsen's temporary move to Switzerland. Dr. Wulach stated that Dr. Felsen has been complying with all the terms and conditions of her Consent Order, including payment, psychotherapy and supervision. Dr. Wulach further stated that Dr. Felsen has decided to move with her husband to Switzerland temporarily and will be terminating therapy with her patients at the end of July 2008. She hopes to reopen her practice by September 2009. Dr. Wulach requested that the Board wait until Dr. Felsen's one-year assessments from her supervisor and therapist are received in July 2008 before determining if she has completed all requirements successfully. If successful, Dr. Felsen would appreciate the opportunity to return to full active status without any limitation on her license beginning in August 2009, so that she may resume her psychotherapy practice upon her return from Switzerland in September 2009. Upon motion made by Dr. Roy and seconded by Dr. Groveman, the Board voted to wait for the final assessments and reports from Dr. Dorlen and Dr. Zirin before taking any further action. Voting in favor of the motion: all.

REVIEW OF LEGISLATION

Assembly, No. 1668--Allows school psychologists to treat certain individuals in the private sector; provides for

health benefits coverage therefor

Upon motion made by Dr. Groveman and seconded by Dr. Roy, the Board voted to register its opposition to this bill because school psychologists are frequently trained only to deal with school-based problems and not provide service as health care providers. Also, the public would not be adequately protected because there would be no oversight of practice and no grievance procedures available. Voting in favor of the motion: all.

APPROVED BY:

Date: Nancy E. Friedman, Ph.D.
Chair