

**MINUTES**

**UTAH  
Psychologist Licensing Board  
MEETING**

**October 7, 2014**

**Room 474, 4<sup>th</sup> Floor – 9:00 A.M.  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 9:08 A.M.

**ADJOURNED:** 11:55 A.M.

**Bureau Manager:  
Board Secretary:**

Richard J. Oborn  
Lee Avery

**Board Members Present:**

Valerie Hale, Ph.D., Chairperson  
Janiece Pompa, Ph.D.  
Aaron P. Jackson, Ph.D.  
Steven Christensen  
Nancy Cohn, Ph.D.

**Guests:**

Dr. Nanci Klein, Utah Psych. Association

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:**

**MINUTES:**

The minutes dated July 15, 2014 were reviewed. Dr. Jackson made a motion to accept the minutes. The motion was seconded by Dr. Cohn and carried unanimously.

**COMPLIANCE REPORT:**

#1. Allison Hilemon is in compliance with her stipulation. She submitted a supervisor report for July, August and September.

**APPOINTMENTS:**

Dr. Allison Hilemon, probation interview

Dr. Hilemon met with the Board. Dr. Cohn conducted the interview via telephone. Dr. Hilemon stated that things are going well. She appreciates her supervision with Dr. O'Keefe and she is feeling less isolated now. The Board advised Dr. Hilemon that Dr. O'Keefe submitted his CV and her supervisor reports for July, August and September. The Board requested she have Dr. O'Keefe submit an individual supervisor report each month. The reports he submitted so far look like

he photo copied one and wrote different dates on them. The basic information is the same. The Board needs him to cover what happens each month. Dr. Hilemon stated she met with her supervisor two times face to face and one time via telephone. He has access to all clinical files. He looks at the case files before their meeting and then they review them at the meeting. Currently she has six clients with one client leaving in July. Her practice is going well and feels there is more balance in her life now. Dr. Hilemon stated she attended a six hour ethics course at the North West Treatment Trauma in Seattle, Washington. She is waiting to hear if the Board will approve it. The Board advised Dr. Hilemon that the CEs she submitted appeared to not have material covering dual relationships. The Board wants her to obtain CEs that are directly related to her violations. Once she completes the CE course, she still has to complete a 500 word essay. Dr. Hilemon stated she is in the process of helping another therapist join her team. She is a CMHC and a professor at Stephens Henagar College. They both see clients during the week. Dr. Hilemon provides the EMDR therapy and her associate provides the attachment therapy. She has releases from her clients. The Board noted that her clients are living in her therapeutic boarding home and questioned if this should be a state licensed facility. Dr. Hilemon stated her attorneys call it a college assisted living program and she is working with attorneys to ensure her facility is within the laws. The Board expressed concern and requested that Dr. Hilemon submit a business plan from her attorneys and have them clarify why her business is not required to obtain a facility license with the Department of Human Services Offices of Licensing. This needs to be submitted by December 20, 2014. Dr. Hilemon stated she is looking for a therapist for herself and is having difficulty finding one in her area. The Board gave her several recommendations and advised her that once she finds someone, she needs to submit their resume to the Board for review. The Board reminded Dr. Hilemon she needs to do the following before her next meeting with the Board:

1. Find out if her co-therapist is Board certified.
2. Submit curriculum for CEs in ethics for approval.

- CE must be completed by May 21, 2015.
5. 500 word essay submitted within 30 days after CEs are completed.
  3. Submit a business plan and clarification from attorneys.
  4. Talk with supervisor about providing more information in reports.

The Board asked to see Ms. Hilemon on January 6, 2015. The Board wants to physically meet with Dr. Hilemon. **Dr. Hilemon is in compliance with her stipulation.**

Michael Lyman, remote supervision request

**Discussion:**

Mr. Oborn reviewed Mr. Lyman's request for remote supervision. Rural areas are primarily staffed by CMHCs. There are not a lot of psychologists in these areas. He is working at San Juan Counseling Clinic with other staff members. Dr. Jackson stated he is going to recuse himself from this discussion and voting because he is the proposed supervisor.

Mr. Lyman met with the Board regarding remote supervision. Mr. Lyman's interview was via telephone. The Board advised Mr. Lyman that the Board had a chance to review his proposal for supervision with Dr. Jackson. The Board was impressed that his supervision agreement mirrors what is required in the rule. This level of detail is very helpful to the Board. Dr. Lyman stated that to date, his supervision has been excellent. He feels supported by the clinical director and is able to call Dr. Jackson anytime. The Board noted that Dr. Lyman has a supervisor with experience in supervising. He has support from others in the facility where he is currently working. The rule requests the Board consider if his plan adequately protects the public and the Board feels his plan does. Dr. Cohn made a motion to accept the plan and grant Dr. Lyman's request for distance supervision specific to the San Juan facility only. The motion was seconded by Mr. Christensen and carried with Dr. Jackson abstaining. The Board noted that if Dr. Jackson cannot provide this supervision, Dr. Lyman will need to propose another supervisor and another written plan for the Board to review.

**DISCUSSION ITEMS:**

1. Non-psychologists use of psychological tests

Mr. Oborn advised the Board that there has been some questions regarding who can provide psychological testing in Utah. Mr. Oborn reviewed the handouts regarding non-psychologists performance of psychological tests and the Mental Health Professional Practice Act, 58-60-102 (5)(f)(g), (7)(a), The Division of Occupational and Professional Licensing Act, 58-1-501(2)(i) and the Psychologist Licensing Act, 58-61-102(9)(iii). Mr. Oborn advised the Board that currently the Division interprets the statute to allow mental health therapists to conduct psychological testing as part of an individual's mental health evaluation, provided the therapist has education and training that sufficiently prepares them to administer these tests. Mr. Oborn noted that the DOPL statute still authorizes the Division to discipline someone if a DOPL investigation proves the therapist is doing tests they do not have the appropriate training to provide. The Social Worker Licensing Board, Clinical Mental Health Counselor Licensing Board, and the Marriage and Family Therapist Licensing Board opted to not recommend amendments to their respective rules at this time. The Board expressed concern that someone without training and an understanding in psychometrics should not be providing these types of evaluations. The Board noted that CMHCs and LCSWs usually have only a masters degree and do not receive enough training in psychometrics to accurately interpret psychological tests. The Board also noted that if these evaluations are not properly interpreted, the therapist could cause emotional and financial harm to the patient. Often this harm is not immediately recognized. The Board advised Mr. Oborn that the Board would like an informal legal opinion from an assistant attorney general (AAG) regarding this issue at the next Board meeting. Mr. Oborn stated he will share the information he received from the Board and the Utah Psychological Association with the AAG. The AAG will meet with the Psychology Board on January 6, 2015.

2. Consideration of ASPPB Interjurisdictional Telepsychology

The Board reviewed the draft language for a proposed ASPPB Interjurisdictional Telepsychology Compact. Dr. Jackson noted that ASPPB has an open comment period related to the Compact that will run from

September 1, 2014 through November 31, 2014.  
Mr. Oborn advised the Board that in order to accept the agreement, a legislator would have to pass a bill amending the state statute to enter into the Compact. The therapist would need to know the laws of the state where they are work as well as the state where they hold a license. Mr. Oborn encouraged everyone to share their comments with ASPPB.

3. Consideration of proposal to allow certified psychology residents to pay their supervisors directly for supervision

Mr. Oborn reviewed a proposal to allow certified psychology residents to pay their supervisors directly for supervision and R156-61-302e (2) Duties and Responsibilities of a Supervisor of Psychology Training and Mental Health Therapist Training. The Board noted that this could change the culture of the relationship between the supervisee and supervisor. The Board expressed no interest in supporting this proposal.

Board meetings:

The next Board meeting is January 6, 2015.

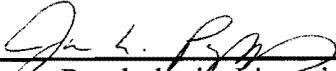
**2015 Board meetings tentatively scheduled:**  
January 6, April 7, July 7, October 6

**ADJOURN:**

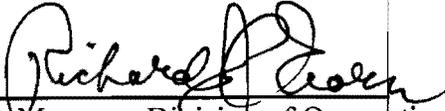
Motion to adjourn at: 11:55 A.M.

*Note: These minutes are not intended to be a verbatim transcript but are intended to record the significant features of the business conducted in this meeting. Discussed items are not necessarily shown in the chronological order they occurred.*

1-6-15  
Date Approved

(ss)   
Chairperson, Psychologist Licensing Board

1-6-15  
Date Approved

(ss)   
Bureau Manager, Division of Occupational & Professional Licensing