

SOUTH DAKOTA BOARD OF EXAMINERS OF PSYCHOLOGISTS
BOARD MEETING MINUTES
Teleconference
August 21, 2020

Members Present: Thomas Stanage, Ph.D., (President); Matthew Christiansen, Ph.D. (Vice President); Trisha Miller, Ph.D., (Secretary); Chuck Sherman, Ph.D., Member; Brian Roegiers, Lay Member; Jeffrey Ellison, Psy.D., Member (joined call at 8:41am CDT); Robert Overturf, Lay Member (joined call at 8:58am CDT);

Members Absent: None.

Others Present: Carol Tellinghuisen, Executive Administrator; Jill Lesselyoung, Administrative Assistant; Marilyn Kinsman, Senior Policy Analyst for South Dakota DSS

Due to COVID-19, Stanage arranged for applicant #'s 589, 597, 600, 604, and 605 to complete their oral examination responses interactively with the board today via videoconference.

Call to Order/Welcome and Introductions: Stanage called the meeting to order at 8:08am CDT.

Roll Call: Lesselyoung called the roll. A quorum was present (Stanage, Miller, Christiansen, Sherman, Roegiers).

Conflicts to Declare: None.

Corrections or Additions to the Agenda: Board office staff made board members aware they are needing to continue researching and consulting with Kinsman/DSS for the Online Renewals Update (Agenda Item 19), so requested that item be tabled until next meeting.

Approval of the Agenda: Christiansen motioned to approve the agenda with the amendment of tabling Item 19 per board office request; Miller seconded the motion. Motion carried on unanimous roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Sherman, yes; Roegiers, yes.

Public Testimony/Public Comment Period (7:37am MDT / 8:37am CDT): There were no persons from the public present for comment.

Approval of Minutes from May 15, 2020 Meeting: Roegiers moved, Sherman seconded, to approve the minutes as written. Motion passed unanimously via roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Sherman, yes; Roegiers, yes.

FY Financial Update: Lesselyoung reported on both the fiscal year end- June 30, 2020, and well as the most recent financial report – July 31, 2020. Lesselyoung reported that as of June 30, 2020, revenue was at \$67,043.56, year-to-date expenditures were at \$58,872.26, and Cash Balance was at \$119,116.49. Lesselyoung reported that the most recent financial report reflects Year-to-Date Revenue of \$4,800.00, Year-to-Date Expenditures of \$8,394.31, and Cash Balance of \$115,522.18. Sherman moved and Miller seconded motion to accept the financial report. Motion passed unanimously via roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Sherman, yes; Roegiers, yes.

ASPPB Upcoming Annual Meeting October 16-17, 2020 – Virtual: ASPPB cancelled the in-person meeting in New York City due to COVID-19 concerns but is holding the meeting virtually instead. Miller and Tellinghuisen are both planning to attend the meeting and others are encouraged to consider joining for portions, if desired.

Records Retention Update: Lesselyoung made the board aware that board administration has checked with Kinsman/DSS about shortening the amount of time for records retention and this is a “work in progress” so there is nothing new to report.

ASPPB Board Administrators Meeting-Review, Tellinghuisen: Tellinghuisen relayed that there were a low number of attendees at the meeting. Discussion at the meeting included topics on: 1) revising supervision criteria during COVID-19; some states stated intent to waive some requirements but that the postdoctoral year will not be waived; 2) providing extended timeframes to take the EPPP; and 3) some focus on revenues, wherein some states will need to reduce or adjust budgets. Lesselyoung made board members aware she has put questions out on the national listserv inquiring about whether other states are considering enacting legislation regarding Universal Recognition of licensure and whether other states are considering implementing an umbrella board combining mental health professionals into one board. Lesselyoung advised Arizona was the first state to enact legislation known as Universal Recognition of licensure thus far. Other states that responded are not considering at this time. She reported that states have responded they are not considering combining their state boards. The WY board had asked if other states are adding reciprocity. More states are beginning to recognize banking credential entities in their licensure process.

PSYPACT: Lesselyoung made the board aware PSYPACT is now effective as they have at least ten states who have passed legislation to enter the compact. Stange made board members aware the WY psychology board sent a letter of interest to our board expressing they are looking into creation of a regional compact (Rocky Mountain State Compact) and desired to know if South Dakota would be interested. Stange explained the rationale for a regional compact is to have a way to manage cross-border telehealth more closely and limit some of the financial exposure to potential jurisdictional issues. It was the general consensus of the Board to find out more information about the regional compact and then discuss further. Seeing a group consensus, Stange agreed to respond to the WY board in writing expressing our interest in obtaining more information.

Overturf joined teleconference at 8:58am CDT.

Renewal Update: Board administration made members aware fourteen certified letters were sent to those who hadn't renewed by July 13, 2020 and that 197 members actively renewed this year, with seven psychologists not renewing licensure.

Licensure Supervision Inquiry: Lesselyoung and Miller relayed information about a recent applicant completing an internship in SD who requested to know if we are allowing modifications to accommodate for virtual supervision to be acceptable. Miller also questioned whether we would limit this to a certain percentage of the supervision or allow it entirely. Lesselyoung advised our statute states the requirement is for “face to face” supervision. However, board Attorney Trevor Thielen, advised the statute does not specify what qualifies as face-to-face. Tellinghuisen reported that another SD board has determined acceptance of remote video as face-to-face. The Board discussed and agreed to accept the online supervision as face-to-face. Discussion was held as to whether the board desired to limit this as acceptable just during the COVID pandemic. The Board agreed to limiting it to the pandemic timeframe. Some

discussion was held about how to set this limit and the group identified the status of the State Emergency Declaration endpoint as guidepost.

Kinsman left the conference call at 9:13am CDT.

Executive Session- Pursuant to SDCL-1-25-2: Overturf motioned and Sherman seconded to enter executive session at 9:14am CDT for purpose of discussing four complaints/investigations (#217-I, #218-I, #222-I, and #223), and Oral Examination administration and results. Motion carried on a unanimous roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Ellison, yes; Sherman, yes; Overturf, yes; Roegiers, yes. Tellinghuisen and Lesselyoung exited executive session prior to administration of the Orals Examinations – at 9:29am CDT. Sherman left the meeting after the second orals examination was completed.

Overturf moved, Roegiers seconded to exit executive session at 1:22pm CDT; motion carried on a unanimous roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Overturf, yes; Roegiers, yes. Stanage, Miller, Roegiers, and Overturf were present.

Complaints/Investigations: #217-I and #218-I are pending and #222-I, is resolved.

Applicant Approvals: Miller recommended the board approve licensure for applicants 589, 597, 600, 604, and 605. Christiansen motioned, Overturf seconded to accept Miller's recommendation; motion carried on a unanimous roll call vote. Stanage, yes; Christiansen, yes; Miller, yes; Overturf, yes; Roegiers, yes.

Other Business: None.

Schedule Next Meeting/Conference Systems: The next meeting, set to be a virtual meeting, was tentatively set for Monday, November 16, 2020 at Noon MDT/1pm CDT. Any business that needs to be addressed prior to this date will take place via teleconference.

Motion to adjourn was made by Overturf, seconded by Christiansen. Stanage adjourned meeting at 1:30pm CDT following unanimous vote to do so. Stanage, yes; Christiansen, yes; Miller, yes; Overturf, yes; Roegiers, yes.

Respectfully submitted,

Trisha T. Miller, Ph.D.
Secretary

1-27-1.17. Draft minutes of public meeting to be available--Exceptions--Violation as misdemeanor. The unapproved, draft minutes of any public meeting held pursuant to § 1-25-1 that are required to be kept by law shall be available for inspection by any person within ten business days after the meeting. However, this section does not apply if an audio or video recording of the meeting is available to the public on the governing body's website within five business days after the meeting. A violation of this section is a Class 2 misdemeanor. However, the provisions of this section do not apply to draft minutes of contested case proceedings held in accordance with the provisions of chapter 1-26.