

INDIANA STATE PSYCHOLOGY BOARD

MINUTES

SEPTEMBER 16, 2022

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Dr. Hale called the meeting to order at 9:05 a.m. in Conference Center – Room 1 of the Indiana Government Center South, 402 West Washington Street, Indianapolis, Indiana, and declared a quorum in accordance with Indiana Code § 25-33-1-3(g).

Board Members Present:

Gregory Hale, Ph.D., Chair
Stephen G. Ross, Psy.D., Member
Jere Leib, Ph.D., Member
Raymond W. Horn, Ph.D., Member
Amber Finley, JD, Consumer Member

State Officials Present:

Cindy Vaught, Board Director, Professional Licensing Agency
Dana Brooks, Assistant Board Director, Professional Licensing Agency
Heidi Adair, Deputy Attorney General, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda as amended.

Horn/Leib
Motion carried 5-0-0

III. ADOPTION OF MINUTES

1. Minutes from July 8, 2022

A motion was made and seconded to accept the minutes as amended.

Leib/Horn
Motion carried 5-0-0

IV. REPORT FROM THE OFFICE OF THE ATTORNEY GENERAL

Amy Osborne, Deputy Attorney General, Office of the Attorney General, presented the consumer complaint report with the Board. Ms. Osborne stated their office has thirty-eight (38) open complaints and has closed eight (8). Ms. Osborne stated that the average time a complaint is open is nine point one (9.1) months. Currently there is one (1) litigation case. The duration of that case is one point four (1.4) months old.

V. PERSONAL APPEARANCES

A. Renewal

1. Cynthia Mitchell, Psy.D.

Dr. Mitchell appeared as requested to discuss her response to the renewal question “Since you last renewed, and except for minor violations of traffic laws resulting in fines and arrests or convictions that have been expunged by a court, have you been arrested OR have you entered into a prosecutorial diversion or deferment agreement regarding any offense, misdemeanor, or felony in any state OR have you been convicted of any offense misdemeanor, or felony in any state OR have you pled guilty to any offense, misdemeanor, or felony in any state OR have you pled nolo contendere to any offense, misdemeanor, or felony in any state or U.S. territory?” Dr. Mitchell submitted a statement and supporting documents regarding a final resolution of the court action in the state of California. Dr. Mitchell appeared on September 25, 2020 to discuss the court case. The Board renewed her in 2020 as the case had not been resolved in California. Dr. Mitchell stated that the charges against her had been reduced from a felony to a misdemeanor after an investigation. She was required to complete criminal probation, community service, pay court fees, and provide \$50,000 in restitution. She stated that she still has one restitution that will be finalized by the end of the year. Dr. Mitchell stated that she no longer does the billing herself and has hired someone else to process that part. Dr. Mitchell stated that this issue arose as she was unfamiliar with the different billing codes. She stated that she is unaware of what she was officially charged with, and the only court document she was able to obtain does not have the charge listed. She is aware that it is a type of fraud charge and doing something like that is far from her mind. She is currently not practicing in the State of California. She stated that her work in Indiana is for the care of individuals in nursing homes, and those suffering from dementia.

Board Action: A motion was made and seconded to renew Dr. Mitchell’s psychology license on probation with the following terms:

1. The Licensee’s license is renewed on Indefinite Probation with no right to petition for the withdrawal until she has completed her criminal probation. The Licensee must submit proof of completion of criminal probation to the Board.
2. The Licensee must keep the Board apprised of the following information in writing and update it as necessary:
 - a. The Licensee’s current home address, mailing address, e-mail address, and residential telephone number.
 - b. The Licensee’s place of employment, employment telephone number, employment e-mail address, and name of supervisor.
3. The Licensee shall submit quarterly personal reports updating the Board on the Licensee’s employment status and the status of her criminal probation.
4. The Licensee must comply with all statutes and rules governing the Licensee’s profession.
5. Failure to comply with the requirements of the probationary terms imposed on the license may subject Licensee to a show cause hearing before this Board and the imposition of further sanctions including emergency suspension.

Hale/Leib
Motion carried 5-0-0

Let the record show that Dr. Mitchell accepted the probation terms.

2. Clement Russell, Psy.D.

Dr. Russell appeared as requested to discuss his response to the renewal question “Since you last renewed, has any professional license, certificate, registration, or permit you hold or have held been disciplined or are formal charges pending in any state or U.S. territory?” Dr. Russell submitted a statement and supporting documents regarding the disciplinary action against his Kentucky license. He stated that a complaint was filed against his Kentucky license with allegations that he worked beyond his scope of practice. The Kentucky Board investigated the matter, and an agreed Order was reached. He was required to be supervised by a Board appointed supervisor for one year and complete additional continuing education hours. He informed the Board that all terms of his Kentucky Order were met in March 2021. He stated that there are no other complaints, and he no longer does forensic psychology work.

Board Action: A motion was made and seconded to renew Dr. Russell’s psychology license.

Horn/Finley
Motion carried 5-0-0

VI. ADMINISTRATIVE HEARINGS

- A. Kelly C. Young, Psy.D., License No. 20042335A**
Cause No. 2022 ISPB 0002
Re: Administrative Complaint

The hearing in the matter of Dr. Young was continued.

VII. APPLICATIONS FOR REVIEW

- A. Limited Scope Temporary Psychology Permit**

There were no limited scope temporary psychology permits for review.

- B. Psychology by Examination/Endorsement**

1. **Matthew Davis**

Dr. Davis’s application was submitted for review of his doctoral internship. The Board previously requested additional clarification, as his Kentucky application and post-doctoral information did not show clearly how he met the internship requirements for Indiana. Dr. Davis submitted a copy of the internship brochure, a list of the different assessments and evaluations that were taught in the internship, and an internship supplemental form that outlined his supervisors.

Board Action: A motion was made and seconded to approve Dr. Davis’ application for psychology licensure.

Ross/Leib
Motion carried 5-0-0

2. **Lydia Lemmon**

Dr. Lemmon’s application was submitted for review of her doctoral internship. The Board previously reviewed information on her internship, and requested clarification on the internship site, and if she had other interns with her while it was being completed. Dr. Lemmon provided a statement for the Board to review regarding her internship that was completed from 1992 to 1993. She stated that Delaunay was an APA approved training center, that all the supervisors were doctoral-level licensed psychologists, and there were 3 other interns (4 including herself). Delaunay has since closed and

she is unable to contact anyone else there for specific documentation besides the certificate that she has submitted.

Board Action: A motion was made and seconded to approve Dr. Lemmon's application for psychology licensure.

Ross/Horn
Motion carried 5-0-0

3. Catherine Short

Dr. Short's application was submitted for review of her doctoral internship. Dr. Short is a 2021 graduate of Ball State University. Dr. Short's internship was not listed on her transcript, so Ball State submitted a letter of verification. Dr. Short completed a school psychology internship at Ball State. The Board reviewed Ball States website to find more information on the internship. The Board expressed concerns as the letter did not have the location of where the internship was completed. The Board tabled her application until clarification can be submitted from the school.

C. HSPP Endorsement

D.

1. Wayne Harper, Ed.D., License No. 20042728A

Dr. Harper's application for HSPP was submitted for review. Dr. Harper previously submitted information to IPLA in 2013 with his initial application and thought that he had been granted the HSPP designation at that time. IPLA did not receive the separate HSPP application, and the documentation could not be processed. IPLA pulled all previous documentation from 2013 and paired it with his current HSPP application. The Board reviewed the copies of his Kentucky HSPP application and the reference letters from his post-doctoral training.

Board Action: A motion was made and seconded to approve Dr. Harper's HSPP application.

Hale/Ross
Motion carried 5-0-0

E. Continuing Education

There were no continuing education applications for review

VIII. DISCUSSION ITEMS

A. Readoption of Rules

LSA Document #22-190

868 IAC 1.1-4-1	Doctoral degree in psychology
868 IAC 1.1-5-7	Reexamination
868 IAC 1.1-12-4	Duplicate license or renewal cards
868 IAC 1.1-13-1.1	Definitions
868 IAC 1.1-13-3.1	Supervised experience
868 IAC 1.1-13-4	Application

The Board reviewed the administrative rules for readoption. The current rules do not impose costs on small businesses.

Board Action: A motion was made and seconded to readopt 868 IAC 1.1-4-1; 868 IAC 1.1-5-7; 868 IAC 1.1-12-4; 868 IAC 1.1-13-1.1; 868 IAC 1.1-13-3.1; and 868 IAC 1.1-13-4.

Hale/Ross
Motion carried 5-0-0

IX. INDIANA PSYCHOLOGICAL ASSOCIATION REPORT

Mr. Rhoades reported his appreciation of Ms. Brook for updating the website and applications to make the application process easier and clearer.

He stated that there are no new updates to the progress on the Multicultural Administrative Rule the Board has passed to the Governor's Office. He stated that he has been asked to speak at a legislative session to provide clarification on the struggles with the Rule making process.

Mr. Rhoades stated that his office has completed a Continuing Education report. This report covered the time frame of 2019 to 2022. He stated that there has been a dramatic shift towards practitioners completing more home study hours. He has received good feedback on the live webinars the IPA office has conducted. He stated that the live webinars are popular as it allows the presenter to not only reach more individuals, but it is also better financially for the presenter. An in-person workshop can have a Sponsor pay roughly \$25,000 to put on while a live webinar would cost them \$5,000. This discrepancy is due to the demands a physical location can present such as renting the venue, parking, travel arrangements, etc. Mr. Rhoades stated that their live webinars were attended by 120 Indiana practitioners, and 4,000 practitioners nationwide. He affirmed that the online webinars do lessen the collegiate discussion that can occur at in person workshops, so they are looking into having at least one a year to address that concern.

X. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Psychology Board adjourned at 10:36 a.m.

Gregory Hale, Ph.D., Chair

Date