

TEXAS STATE BOARD OF EXAMINERS OF PSYCHOLOGISTS



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Ronald S. Palomares, Ph.D.
Denton

BOARD MEETING AGENDA

May 16, 2019

333 Guadalupe, Suite 2-400A
Austin, Texas 78701

Pursuant to Tex. Gov't Code Ann. §551.127, notice is hereby given that one or more Board members may appear at the scheduled meeting via videoconference, but the Board Chair and a quorum will be physically present in the scheduled location.

Please note that the Board may request input during the meeting from any interested parties or members of the public during its discussion of an agenda item. Additionally, the Board may take up agenda items in a different order than what they appear on the agenda.

Thursday, May 16th, 9:00 a.m.

- I. **Meeting Called to Order - Tim F. Branaman, Ph.D., Chair**
- II. **Public Comments** - Public comment is limited to three (3) minutes per individual, unless otherwise directed by the Board Chair.
- III. **Minutes and Certified Agenda***
- IV. **Chair's Report - Dr. Branaman**
 - A. ASPPB Update
 1. Report Following Agency Attendance at Mid-year Meeting (April 11th-14th) in Santa Fe, NM
 2. Report on ASPPB's Development of Enhanced EPPP, and Discussion Regarding Future Adoption of the Enhanced EPPP (i.e., EPPP Part 1 (Foundational Knowledge) + EPPP Part 2 (Skills)); Selection of Board Member to Take EPPP Part 2*

***Topic requiring either agency action or discussion.**

333 Guadalupe, Suite 2-450, Austin, Texas 78701
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3. Update Regarding PSYPACT; Select TSBEP Commissioner to Serve on Psychology Interjurisdictional Compact (PSYPACT) *
- B. Update on 2018-2019 Sunset Review
 1. Selection of Board Representatives to Serve on Executive Council, Contingent upon HB 1501 or SB611 Passing*
 2. Selection of Board Member to Approve Joint-Statement from BHEC Member Agencies Should HB1501 or SB611 Become Law*
 - C. Update Regarding the School Psychology Rule Review Advisory Committee*
 - D. Letters to State Associations Requesting Input on Required Minimum Competencies; Discussion Concerning Responses Received*
 - E. Letter from Gov. Abbott Regarding CCA Ruling on Open Meetings Act
 - F. Discussion and Request for Authorization to Explore MOUs with Masters Degree Psychology Training Programs in Texas Affirming those Programs Meet the Coursework Requirements of Board Rule 463.8(a)(4); Discussion Concerning Whether Similar Efforts Should be Undertaken for Internships and Post-doc Fellowships in Texas.*
 - G. Discussion Concerning Council of State Government's April 24th Webinar entitled, "Navigating the Anti-Regulatory Environment and the Responsibility and Liability of Board Members"
 - H. Research and Practice in the Schools, Volume 6, Issue 1, April 2019 Journal of the Texas Association of School Psychologists
 - I. Discussion Concerning Whether to Setup Online Message Board Per Section 551.006, Gov't Code*

V. Executive Director's Report – Mr. Spinks

- A. Operations Update
 1. U.S. Dept. of Justice, F.B.I. Information Technology Security Audit
- B. Budget Update
 1. Q2 Performance Measures for FY2019
 2. Year-to-Date Financial Report
- C. Proposed Newsletter Articles*
- D. Policies*
- E. Board Opinion Letters*
- F. Update Regarding Agency's LAR, and Discussion Concerning Significant Bills Pending in the 86th Legislature

***Topic requiring either agency action or discussion.**

VI. Rules - Drs. Branaman and Palomares

- A. Rules to be Withdrawn*
1. 461.7, License Statuses
 2. 473.1, Application Fees
 3. 473.4, Late Fees for Renewals
- B. Rules for Proposal*
1. 461.7, License Statuses (*Repeal and Replace*)
 2. 461.11, Professional Development¹
 3. 461.16, Inaccurate and False Information in Licensure Application/Documentation and for Annual Licensure Renewal Application/Documentation¹
 4. 461.18, Minimum Data Set Requirement for Online Renewals¹
 5. 463.11, Licensed Psychologists
 6. 471.1, Renewal of a License¹
 7. 471.2, Renewal Forms¹
 8. 471.3, Initial License Renewal Dates¹
 9. 471.6, Renewal Terms Exclusive to Licensees on Active Military Duty¹
 10. 473.1, Application Fees¹
 11. 473.3, Annual Renewal Fees¹ (*Repeal and Replace*)
 12. 473.4, Late Fees for Renewals¹ (*Repeal and Replace*)
 13. 473.5, Miscellaneous Fees
- B. Rules for Adoption*
- Rules being considered for adoption may be adopted, withdrawn, or re-proposed with changes based upon comments received.*
1. 461.7, License Statuses (*May be withdrawn; discussion by Executive Director*)
 2. 463.22, Reinstatement of a License
 3. 465.6, Public Statements, Advertisements, and Specialty Titles
 4. 465.22, Psychological Records, Test Data and Test Materials
 5. 470.17, Motion for Rehearing
 6. 473.1, Application Fees (*May be withdrawn; discussion by Executive Director*)
 7. 473.2, Examination Fees
 8. 473.4, Late Fees for Renewals (*May be withdrawn; discussion by Executive Director*)

¹ The proposed changes and additions are being considered for proposal in anticipation of H.B. 1501 or S.B. 611 (Sunset bills filed in the 86th Legislature) becoming law. In the event that both bills fail or the authority for these changes is removed from the bill(s), the proposed changes and additions will not be considered for adoption at the August 15, 2019 meeting.

VII. Enforcement Matters and Report from General Counsel

Enforcement Staff:

- A. Review of Dismissals by Executive Director
- B. Review of Dismissals Recommended for Board Ratification*
- C. Review of Resignations Approved by Executive Director
- D. Status Reports
- E. Changes to Projected Time Schedules
- F. Upcoming ISC Panels*

General Counsel:

- G. Agreed Order Ratifications*

VIII. Compliance - Dr. Mock and Mr. Adler

- A. Review of Compliance with Agreed Orders

IX. Jurisprudence Examination Committee - Dr. Fletcher and Ms. Downes

- A. Psychometric Analysis of TSBEP Jurisprudence Examination Complete; Staff Scheduling Meeting of Jurisprudence Examination Committee to Review Report

X. Applications Committee - Dr. Palomares and Mr. Zagouris

- A. No New Matters to Report

XI. Personnel Committee - Mr. Bridges

- A. Personnel Changes Within the Agency
- B. Discussion and Approval of Survey Utilized to Gather Staff Input in Connection with Annual Evaluations of the Executive Director; Review of Revisions to Draft Survey Prepared by Dr. Palomares*

XII. Future Issues and Other Requested Agenda Items

- A. Requests from Board Members for Future Agenda Items
- B. Discussion Concerning Possible Changes to the Agency's Enforcement Process for Complaints Arising out of Child Custody Evaluations (*discussion to be led by Dr. Fletcher*)*
- C. Presentation by Ms. Lauren Walker on behalf of Families Advocating for Family Court Reform

***Topic requiring either agency action or discussion.**

XIII. Executive (Closed) Session

- A. The agency may conduct a closed meeting to seek legal advice from its attorney(s) pursuant to Tex. Gov't Code Ann. §551.071.
- B. The agency may conduct a closed meeting to seek legal advice from its attorney(s) pursuant to Tex. Gov't Code Ann. §551.071, and to review evidence or information in connection with a recommendation for temporary suspension of a licensee pursuant to Tex. Occ. Code Ann. §501.402 and 22 Tex. Admin. Code, Pt. 21, §469.6.

XIV. Action on matters considered in executive session, if necessary.

XV. Meeting Adjourned