

**MINUTES**

**UTAH  
Psychology Licensing Board  
MEETING**

**October 7, 2008**

**Room 402 – 4th Floor – 9:00 a.m.  
Heber Wells Building  
Salt Lake City, UT 84111**

**CONVENED:** 9:12 A.M.

**ADJOURNED** 3:13 P.M.

**Bureau Manager:  
Board Secretary:**

Rich Oborn  
Lee Avery

**Board Members Present:**

Natalie J. Malovich, Ph.D. Chairperson  
Leonard J. Haas, Ph.D., Acting Chairperson  
Bruce Etringer, Ph.D.  
Valerie Hale, Ph.D.  
Steven A. Christensen

**Board Members Absent:**

none

**Guests:**

Nanci C. Klein, Ph.D.  
Marina A. Starling, Ph.D.  
Kimberly R. Walsh, Ph.D.  
Deborah Christensen, Ph.D.  
David W. Schroeder, Ph.D.  
Steven Chen  
Kirk Dansie

**DOPL Staff Present:**

F. David Stanley, Division Director  
Ray Walker, Reg./Compliance Manager  
Ronda Trujillo, Compliance Specialist

**TOPICS FOR DISCUSSION**

**DECISIONS AND RECOMMENDATIONS**

**ADMINISTRATIVE BUSINESS:  
MINUTES:**

The minutes from July 14, 2008 were reviewed and Dr. Etringer motioned to accept the minutes, seconded by Dr. Haas. The motion carried unanimously.

Mr. Steven Christensen was sworn in as a new board member.

Ronda Trujillo – Compliance Report

Ms. Valerie E. Hale, Ph.D. was sworn in as a new board member.

Ms. Trujillo introduced herself to the Board and reviewed the new Confidential Report Form.

#1. Laura Czajkowski is in compliance with her stipulation. The Division received a second letter from her psychologist recommending early termination of probation. The Division received a letter from Dr. Czajkowski requesting to terminate probation.

**Discussion:**

The Board briefly discussed releasing Dr. Czajkowski early from her probation.

#2. Barbara Ogden is in compliance with her stipulation. Ms. Ogden was unable to keep her appointment with the Board. She is out of town.

**Discussion:**

The Board discussed concerns regarding the supervisor report received. Dr. Ogden no longer works at Serenity House.

#3. Charles McCusker is not in compliance with his Memorandum of Understanding. The business plan that the Board requested Dr. McCusker to bring to his next meeting with the Board has still not been received. His supervisor report, due October 1, 2008, has not been received. The Division received a copy of the revised intake form that the Board requested. The Board requested to see billing records and wanted these records to include the following: #1. When billing was completed; #2. What services are being billed; #3. When and how much of the payment is received by the client; and #4. When and how much of the payment is received by the insurance company.

**Discussion:**

The Board discussed the business plan that Dr. McCusker was requested to submit. The Board reviewed the billing information submitted and noted that it was insufficient. The Board stated that he seems to have plenty of referrals, but struggles to appropriately manage his practice. He does not have files for his clients. His business appears to not be

properly structured. He meets with some of his clients in their homes. The Board noted Dr. McCusker received his license in 1990.

#4. Jamianna Gill is not in compliance with her stipulation. There is some question regarding the continuing education Dr. Gill has completed. It is not clear if this was pre-approved by the Board and Division as required.

**Discussion:**

Dr. Hale advised the Board that she had a personal and professional relationship with Dr. Gill and recused herself from Dr. Gill's interview. The Board expressed concerns regarding Dr. Gill's supervisor. The Board noted Dr. Gill obtained continuing education hours before the Board had approved the course. The Board stated it would like to meet with Dr. Gill's supervisor, Dr. Dalrymple and with her therapist, Dr. Fordham.

Mr. Oborn advised the Board that after the Board's lunch break, the Board would reconvene in the North Conference Room on the First Floor.

Preliminary Review of Applicant Appointment

Mr. Oborn advised the Board that Dr. Money worked December 2000 to August 2008 without a license. Dr. Money assumed he could continue working under Dr. Randall Hyde's license after he finished school. Mr. Money also engaged in a dual relationship constituting unprofessional conduct.

**APPOINTMENTS:**

Dr. Laura Czajkowski - Probation Interview

Dr. Czajkowski presented herself to the Board. Dr. Malovich conducted the interview. Mr. Christensen and Dr. Hale were introduced to Dr. Czajkowski. Dr. Czajkowski advised the Board that her supervision is on going. She has a meeting with Dr. Roberts and plans to continue meeting with her. The peer supervision group she started met for the second (2<sup>nd</sup>) time. Dr. Czajkowski stated that the number of people she sees in therapy has stabilized. She focuses on clients with sleep apnea and infertility. Her work hours in the sleep center are different because these hours are based on how many people are in the center each day. The Board noted that Dr. Czajkowski has been pro-active in her probation with the Board. She

has been in compliance with her stipulation consistently and has completed all requirements of her stipulation. The Board noted her probation is for three (3) years and she has completed eighteen (18) months to date. Based on the above discussion, Dr. Haas motioned to release Dr. Czajkowski early from her probation, seconded by Dr. Etringer. The motion carried unanimously.

Dr. Barbara Ogden – Probation Interview

Dr. Ogden was unable to keep her appointment with the Board. She is out of town.

**Discussion:**

The most recent report indicates her employment with Utah Alcoholism Foundation was terminated. Mr. Oborn reviewed the Supervisor/Employer Report. The Board reviewed Dr. Ogden's background.

Dr. Charles McCusker – Memorandum of Understanding Interview

Dr. McCusker presented himself to the Board. Dr. Malovich conducted the interview. Dr. McCusker advised the Board that he has been setting up an LLC non-profit company in conjunction with his therapy business. Dr. McCusker stated he is specializing in Cranial Electrical Stimulation Therapy (CES). The Board expressed concern that this was the first time Dr. McCusker advised the Board that he specialized in CES. The Board briefly discussed this treatment. The Board reviewed the minutes from Dr. McCusker's last interview. The Board noted that Dr. McCusker's license has been on probation since April 18, 2007. The Board stated that in the Memorandum of Understanding (MOU) Dr. McCusker signed, he agreed to submit a written business plan. Dr. McCusker has failed to submit an acceptable business plan. Dr. McCusker stated he is not sure what to include in the business plan. After a brief discussion, the Board suggested Dr. McCusker contact his insurance carrier or review the books for information regarding a business plan. Dr. Haas wrote a list of topics for Dr. McCusker to include in his business plan that included the following:

- #1. Nature and purpose of business;
- #2. Business (address);
- #3. Hours of operation;
- #4. Owners, partners, etc;
- #5. Payment for services;
- #6. Emergency procedures;
- #7. Licenses, credentials; and

#8. Services provided.

The Board advised Dr. McCusker that all of his reports are due on the 1<sup>st</sup> of the month. The Board asked Dr. McCusker to submit the business plan by January 1, 2009. The Board encouraged Dr. McCusker to review his MOU to ensure he is in compliance with it. The Board asked to see Dr. McCusker on January 20, 2009. **Dr. McCusker is not in compliance with this Memorandum of Understanding.**

Dr. Jamianna Gill - Probation Interview

Dr. Gill presented herself to the Board. Dr. Haas conducted the interview. Dr. Gill stated her supervisor could not meet with the Board because of a scheduling conflict. Her therapy reports are current. A therapy report from Dr. Fordham was not received. Dr. Gill states she meets with Dr. Fordham weekly. Dr. Gill states she numbers her case files and then Dr. Dalrymple picks the numbers he wants to review. The Board questioned the continuing education Dr. Gill submitted. In April, the Board approved the continuing education course by Dr. Gary Schoener; however, it did not approve the continuing education course with Dr. Handelsman, Ph. D. with J and K Seminars. Dr. Haas motioned to review the syllabus for the course with Dr. Handelsman, Ph.D. and if it meets the requirements, to accept this as meeting Dr. Gill's continuing education requirement, seconded by Dr. Etringer. The motion carried unanimously. Dr. Haas motioned for the Board to have met with Dr. Dalrymple as a condition of Dr. Gill's probation, and the Division to send Dr. Dalrymple a letter requesting him to meet with the Board, seconded by Dr. Etringer. The motion carried unanimously. The Board briefly talked about meeting with Dr. Fordham, Dr. Gill's therapist.

The Board asked to see Dr. Gill on January 20, 2009. **Dr. Gill is not in compliance with her stipulation.**

Tyler Money, Application Review

Dr. Money presented himself to the Board. The Board meeting closed at 12:55 P.M. to discuss his character, professional competence, or physical or mental health. There will be no recording or written notes. The meeting opened at 1:55 P.M.

**DISCUSSION:**

Utah Psychology Association Liaison (UPA) –  
Dr. Haas

Discussed out of order on the agenda.

Dr. Haas reviewed the past Board policy regarding

appointing a Board member to be a liaison to the Utah Psychologist Association (UPA). Dr. Haas noted that the UPA meets once a month and it is the UPA's request that the Licensing Board has a Liaison attend their meetings. The Licensing Board meets quarterly where as the UPA Board meets monthly. After discussing the concerns, Dr. Haas motioned to change the Board's policy regarding the position of liaison to be that the chairperson, after each board meeting, designate a Licensing Board member to write a letter to the UPA, seconded by Dr. Hale. After further discussion the motion was withdrawn. The Board agreed that it was UPA Board's requirement, not the Licensing Board requirement. The Licensing Board agreed that the UPA Board is welcome to send one of their members to attend Licensing Board meetings.

Proposed Psychology Licensing Act Change,  
Dr. Nanci Klein, UPA

Nanci C. Klein, Ph.D., Marina A. Starling, Ph.D.; Kimberly R. Walsh, Ph.D., Deborah Christensen, Ph.D., David W. Schroeder, Ph.D., Steven Chen, and Kirk Dansie presented themselves to the Board. Ms. Klein advised the Board that the Utah Psychologist Association (UPA) is considering amending the statute to expand the psychologist's scope of practice to include prescription authority. The Board reviewed the proposed additional education and training that might be required to qualify a psychologist to exercise the authority to prescribe medication. The Board and the UPA representatives discussed many pros and cons regarding this change. The Board was advised that currently there are six (6) psychologists in Utah who completed the program in 2007. The additional prescription education requires passing a national exam. This exam is administered by the same agency who administers the EPPP exam. The supervision requirement is yet to be determined. Some states have physician oversight, others do not. Mr. Stanley advised the Board that currently Utah State Legislators are looking very closely at prescription authority. Their concerns are over prescribing medications and internet pharmacies. They may attach accountability for deaths and overdoses to anyone with authority. The Board took no action. The UPA Representatives thanked the Board for meeting with them.

Mr. Oborn advised the Board that the Law and Ethics Exam has not been updated for several years. The Division is establishing a committee of five (5) to six (6) professionals to review the exam and wanted the Board's input regarding possible individuals interested in volunteering to be on the committee. The Division is looking for individuals who practice in all areas of psychology. The Board reviewed a list of licensed professionals and suggested several names. The committee will meet for one full day and possibly a second day.

ASPPB Annual Meeting of Delegates

Mr. Oborn asked the Board members to contact him if they are interested in attending the upcoming convention.

EPPP online application system

Mr. Oborn advised the Board that registration for "Examination for the Professional Practice of Psychology" (EPPP) will be available on line.

**CORRESPONDENCE:**  
**NEXT BOARD MEETING:**

None at this time

Board meetings tentatively scheduled for 2009  
January 20, April 28, July 21, October 20  
Motion to adjourn at 3:13 P.M.

**ADJOURN:**

*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.*

January 20, 2009  
Date Approved

(ss) Natalie Malovich Ph.D.  
Natalie Malovich, Chairperson, Utah Psychologist  
Licensing Board

December 31, 2008  
Date Approved

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