

MINUTES

**UTAH
Psychologist Licensing Board
MEETING**

October 26, 2010

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

CONVENED: 9:11 A.M.

ADJOURNED: 12:50 P.M.

Bureau Manager:

Richard J. Oborn

Board Secretary:

Lee Avery

Board Members Present:

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

Board Members Absent:

Natalie J. Malovich, Ph.D., Chairperson

Guests:

Nanci C. Klein Ph.D., Utah Psychological Association

DOPL Staff Present:

Ronda Trujillo, Compliance Specialist

TOPICS FOR DISCUSSION

DECISIONS AND RECOMMENDATIONS

ADMINISTRATIVE BUSINESS:

MINUTES:

The minutes dated July 19, 2010 were reviewed. Dr. Jackson motioned to accept the minutes, seconded by Dr. Pompa. The motion carried unanimously.

Adding of new professions to DOPL Bureau 3

Mr. Oborn reviewed changes that have taken place within the Division, noting that Mr. Oborn's bureau has accepted four (4) additional professions.

Ronda Trujillo, Compliance Specialist

#1. Dr. Barbara Ogden is in compliance with her stipulation. The Division received her quarterly supervisor reports stating she is not working in the field. Now that Ms. Ogden has a supervisor and is starting to practice again, does the Board want supervisor reports monthly or to continue quarterly. Her quarterly reports from her therapist, Dr. Poulton,

are current and positive.

Discussion:

The Board discussed moving Dr. Ogden's supervisor reports to monthly if she is not seeing clients. The Board decided that if she is not seeing clients then her supervisor would not have to submit a report. The report will need to be submitted by Dr. Ogden.

#2. Dr. Elizabeth Firth is in compliance with her stipulation. Dr. Firth has been living in California and is back in Utah. Dr. Firth started working the end of September. Dr. Robert Williams was approved to be her supervisor at the April 27, 2010 Board meeting. The Board reviewed Dr. Firth's stipulation. Now that Dr. Firth is working in the field, her probation term is September 26, 2010 to September 26, 2013.

APPOINTMENTS:

Dr. Barbara Ogden - probation interview

Dr. Ogden met with Board. Dr. Hale conducted the interview. Dr. Ogden stated she is doing well. So far she has seen one client in her private practice. She has an office she rents for her private practice. The Board asked Dr. Ogden to submit a new practice plan now that she is working. The Board advised Dr. Ogden that she can add her supervision information to the informed consent form she needs to have her clients read and sign. The Board advised Dr. Ogden to submit her reports monthly now that she is working. Dr. Jackson motioned to approve Dr. Stephen Morris as Dr. Ogden's supervisor, seconded by Dr. Pompa. The motion carried unanimously. The Board asked to see Dr. Ogden on January 18, 2010. **Dr. Ogden is in compliance with her stipulation.**

Dr. Elizabeth Firth, probation interview

Dr. Firth notified the Division that she was in a vehicle accident and will meet with the Board later this morning.

Dr. Firth met with the Board. Dr. Pompa conducted the interview. Dr. Firth advised the Board that she moved back to Utah on May 16, 2010. She is working in her private practice. She also contracted with Frontline Services through Workforce Services, working with kids with disabilities, kids out of control, and treatment oriented foster care. Sometimes she

provides evaluations and short term therapy. Dr. Firth stated that she works under the supervision of Dr. Robert Williams. He supervises all her clinical work. Dr. Firth is able to share her clinical files with Dr. Williams before the files are transferred into Frontline Services database. Dr. Firth advised the Board that she currently has seven regular therapy clients, 1 client through crime victim reparations, and two psychological evaluations. Dr. Firth advised the Board that she contacts her therapist when needed. The Board asked to see Dr. Firth January 18, 2011.
Dr. Firth is in compliance with her stipulation.

Dr. Richard Shingleton, interview to consider request for removal of restrictions on psychologist license

Discussion:

The Board review the information submitted by Dr. Shingleton. The Board discussed having him obtain continuing education in diagnosis, clinical and ethics. The CEs he has completed to date have been in research. Mr. Oborn noted that Dr. Singleton did not provide all documents that he requested.

Dr. Shingleton met with the Board. Dr. Shingleton stated his psychologist license was revoked in 1995. He appealed the decision and rather than revoking Dr. Shingleton's license, the Department determined to issue him a restricted license in April 1996. Dr. Shingleton has been working in research only. Dr. Shingleton advised the Board that he had a sexual relationship with a former client. They started dating approximately 2 weeks after she had terminated therapy with him. They became engaged and later broke off the engagement. She reported him five years later. Mr. Oborn reviewed Mr. Shingleton's stipulation with the Board. Dr. Shingleton advised the Board that the restriction on his license caused questions when they apply for grants. He has no plans to leave research, however; he did want to expand his options. Dr. Hale motioned to close the meeting at 11:10 A.M. to discuss the character, professional competence, or physical or mental health of an individual, seconded by Dr. Jackson. The meeting opened at 11:32 A.M. The Board advised Dr. Shingleton that he will need to obtain the continuing education as required for renewing his license. He is required to complete 40 hours of CEs, at least 6 hours in ethics. The other CEs may be in other related

clinical topics such as depression, personality disorders, etc. Dr. Shingleton is to submit documentation verifying completion of CE course before the Board meetings with him again.

DISCUSSION:

Investigative report, Dee Thorell, DOPL Investigator

DOPL Investigator Ms. Thorell reviewed the investigation statistics with the Board. Ms. Thorell reviewed a handout she prepared for the Board regarding how complaints are investigated.

Online therapy legislation

Mr. Oborn advised the Board that Mr. Gary Leavitt and Mr. Darrin Adamson are currently working with a legislator who will likely sponsor a bill that would clarify the use of online therapy in Utah. The bill would clarify jurisdiction when Utah mental health therapists physically located in Utah provide online counseling to clients physically located outside of Utah. When therapy takes place between a Utah mental health therapist physically located in Utah and a client physically located outside of Utah, the therapy will be considered to have taken place in Utah and regulated by Utah's law. Mr. Leavitt is currently establishing an Online Counseling Association as a resource for Utah therapists practicing online therapy. The Board emphasized the importance of Utah therapists practicing online therapy being aware of statutes in the jurisdictions where their patients are physically located. The Board encouraged Mr. Leavitt to discuss the potential language of the bill with associations representing professionals in related mental health fields such as professional counseling, social work, substance abuse counseling, and psychology. Mr. Leavitt stated that feedback from all related mental health fields and any areas of concern would be worked out in the final version of the bill. Information will be posted online at www.onlinecounselingassociation.org

ASPPB'S Annual Meeting of Delegates, Dr. Pompa

Dr. Pompa reviewed information from the ASPPB convention. Dr. Pompa noted that Oregon, Mississippi and Arizona did not pass bills that would have granted limited prescription authority to psychologists.

Report on UPA ethics course, Dr. Hale

Dr. Hale reported on her experience of a recent UPA

ethics course.

CORRESPONDENCE:

None at this time

The next Board meeting:

January 18, 2011

2011 Board meetings have been scheduled:

January 18, April 26, July 19, October 18

ADJOURN:

Motion to adjourn at 12:50 P.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.

January 18, 2011

Date Approved

(ss) Natalie Malovich, Ph.D.

Chairperson, Psychology Licensing Board

November 9, 2010

Date Approved

(ss) Richard J. Oborn

Bureau Manager, Division of Occupational &
Professional Licensing