

psychNEWS

The newsletter of the North Carolina Psychology Board



Vol. 13, No. 1

October 2006

BOARD MEMBERS

John T. Esse, Ph.D.
Licensed Psychologist,
Board Chair

Belinda R. Novik, Ph.D., MSCP
Licensed Psychologist,
Board Vice-Chair

Margery F. Adams, M.N., R.N.
Public Member

Pamela D. Corbett, M.A.
Psychological Associate

Jane E. Perrin, Ph.D.
Licensed Psychologist

J. Anthony Powell, M.A.
Psychological Associate

Maria M. Velazquez-Constas,
M.Ed.
Public Member

BOARD STAFF

Martha N. Storie
Executive Director

Randy Yardley, M.A.
Staff Psychologist

Susan C. Loy, M.A.
Staff Psychologist

April Godbee
Communication Specialist

Debbie Hartley
Administrative Officer

Wilma Ragan
Office Assistant

BOARD COUNSEL

Sondra C. Panico
Assistant Attorney General

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Let me introduce myself. I am John Esse, a licensed psychologist with a thirty year professional mental health career history in a variety of clinical and administrative roles. My current primary position is Deputy Hospital Director/COO at Broughton Hospital in Morganton. I joined the Psychology Board in September, 2003, and began serving as chair this past July. I am pleased and honored to have this opportunity to help fulfill the mission of the North Carolina Psychology Board, which is "to protect the public from the practice of psychology by unqualified persons and from unprofessional conduct by persons licensed to practice psychology" [North Carolina Psychology Practice Act, G.S. § 90-270.1 (b)]. I am especially gratified to be able to participate in the reactivated publication of a Board newsletter, which we on the Board hope will be a useful resource for licensees as well as other interested persons. I believe that one of the best ways to prevent problems that can jeopardize the public is through dissemination of relevant information and education. I invite those reading this newsletter to provide input to the Board office as you may think of topics that you would like to see addressed in future issues of this newsletter.

from the CHAIR

The North Carolina Psychology Board is made up of seven members appointed by the Governor: three licensed psychologists (Belinda Novik, Jane Perrin, and myself), two licensed psychological associates (Pamela Corbett and Anthony Powell), and two members of the public (Margery Adams and Maria Velazquez-Constas). The Board meets approximately five times per year, for meetings that extend two to three days, in addition to having telephone conference calls that may be needed between meetings. At the staff level, Martha Storie serves as executive director, Debbie Hartley functions as administrative officer, April Godbee (a new staff member who has played an important role in making this newsletter possible) is our communication specialist,

and Wilma Ragan provides support as office assistant. The persons with whom licensees are most likely to have contact in the context of any ethical question posed to the Board or during an investigation by the Board, are Randy Yardley and Susan Loy, staff psychologists/investigators. Sondra Panico, an assistant attorney general, serves as counsel to the Board.

The Board structure, beyond the elected chair and vice chair, consists of various committees appointed by the chair. The Credentials Review Committee reviews credentials of applicants whose applications present questions, based on staff review, to deter-

CHAIR

Continued on page 2

GOOD-BYES ARE FOR THE DOGS

Charles Schulz's wise little beagle once asked,

Why we can't just get all the people together in the world that we really like and then just stay together. I guess that wouldn't work. Someone would leave. Someone always leaves. Then we would have to say good-bye. I hate good-byes. I know what I need—I need more hellos.*

While the Board is not particularly fond of good-byes, it must say farewell to former chair, Thomas J. Thompson, Ph.D. Dr. Thompson has been a member of the Board for nine years, serving as Board chair and vice-chair. Although good-byes are for the dogs, they make *hellos* possible. The Board would like to say *hello* to its newest member, Dr. Jane Perrin (see article on page 3).



Dr. Esse (right) presenting Dr. Thompson (left) with a plaque of appreciation at the July Board meeting.

Source: <http://www.thinkexist.com>

CHAIR *continued from front page*

mine if the applicants are eligible for examination or licensure; recommendations of the committee are presented to the full Board. The Probable Cause Committee, which includes staff members and a current Board member, reviews investigative reports resulting from complaints and makes important decisions regarding whether there is probable cause to believe that a violation of the N.C. Psychology Practice Act, the Rules of the Board (within the North Carolina Administrative Code), and/or the American Psychological Association Ethics Code may have occurred. One possible scenario is that a review of an investigative report by the committee may result in a finding of no probable cause and a recommendation to the Board to close the case with no further action. On the other hand, if the Probable Cause Committee of the Board determines that there is probable cause, a statement of charges is issued in which the licensee is offered an opportunity for a hearing as part of his/her due process rights, or to have an opportunity for informal resolution through a consent agreement process. The Board Consent Committee reviews agreements negotiated between the Board's attorney and the licen-

see or his/her counsel. This committee may recommend to the Board that a consent agreement be approved, or the committee may determine that the consent agreement should be modified or rejected. Finally, the Executive Committee (consisting of the Board chair, vice chair, and executive director) primarily oversees financial and personnel operations of the Board.

In addition to its regular business, the Board has had some major recent accomplishments. When I began my tenure on the Board, I was frankly surprised that the Board did not have statutory authority to routinely conduct criminal history record checks on applicants for licensure. At the initiation of the Board, and with the support and assistance of the N.C. Psychological Association, House Bill 1327 was passed by the General Assembly, adding an additional section to the Practice Act to give the Board authority to accomplish this important public protection screening step (see **psychLEGAL** below). Included also in that legislative change was a Board-initiated modification of G.S. § 90-270.4(e), pertaining to practice by qualified members of other professional groups. This change incorporates an important safe-

guard by articulating requirements necessary for such an exception to the Psychology Practice Act.

Another important recent accomplishment of the Board, based on a number of months of work, involves modification of two administrative code rules, specifically 21 NCAC 54.1707 and 21 NCAC 54.1802. The former spells out requirements for someone to be licensed on the basis of senior psychologist status and the latter makes modifications in the criteria for licensure as a psychological associate. You will find more detail about these changes on page 3 of this newsletter.

A substantial portion of this newsletter is devoted to updating readers regarding psychologists who have received discipline from the Board, i.e., Board actions. Aggregate data from the Annual Report are also provided on page 6. A questionnaire will be distributed with a future newsletter to ask how you feel the Board is functioning and ways you believe we can improve the fulfillment of our statutory charge. Meanwhile, I hope you find this newsletter informative and worthwhile. We look forward to your feedback.

**psych
LEGAL**

On July 18, 2006, the North Carolina General Assembly ratified House Bill 1327 entitled, "An

Act to Allow the Department of Justice to Conduct Criminal History Record Checks from State and National Repositories of Criminal History of Applicants for Licensure." It was approved by the Governor on August 1, 2006, and became effective immediately.

Briefly, House Bill 1327 amends G.S. § 90-270.4(e) of the Psychology Practice Act by strengthening an exemption and adding a new section, G.S. § 90-270.22. This new section authorizes the Board to request that applicants for licensure, applicants for reinstatement of licensure, and licensees under investigation consent to criminal history record checks.

More specifically, G.S. § 90-270.4(e), as amended reads, "Nothing in this Article shall be construed to prevent qualified members of other professional groups licensed or certified under the laws of this State from rendering services within the scope of practice, as defined in the statutes regulating those professional practices provided they do not hold themselves out to the public by any title or description stating or implying that they are psychologists or are licensed, certified, or registered to practice psychology."

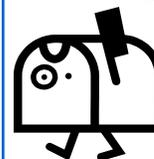
This change in G.S. § 90-270.4(e) requires that for persons practicing psychology to be exempt from licensure by the Psychology Board, they must be licensed or certified under the laws of this State. For example, individuals who are licensed by the N.C.

LEGAL*Continued on page 7***HAVE YOU CHANGED
YOUR ADDRESS?**

Be sure to let the Board know of any change in your mailing address in one of the following ways: e-mailing the Board office at ncpsybd@charter.net, faxing the information to 828-265-8611, or mailing the information to the Board office.

Hmmm...I know the mail's got to be around here somewhere...

Please include your name, previous address, new address, and a contact telephone number.



psychBOARD/STAFF UPDATE



The Board would like to extend a warm welcome to its newest Board member, Jane Perrin, Ph.D., and its newest staff member, April Godbee.

Effective July 1, 2006, **Dr. Perrin** (pictured left) has been appointed to hold one of three licensed psychologist positions on the Board, replacing former member and chair, Thomas Thompson, Ph.D., whose term expired. Dr. Perrin has had a private practice in clinical psychology in Greensboro since 1985. She graduated from Smith College, earned her M.A. and Ph.D. in Developmental Psychology from the University of North Carolina at Chapel Hill, and received her clinical retraining at the University of North Carolina at Greensboro.

Dr. Perrin served eleven years on the North Carolina Psychological Association (NCPA) Board of Directors. She was elected Secretary and President and chaired various committees throughout her term. She was also a member of the Professional Affairs and Ethics Committee from 1993 until her appointment to the North Carolina Psychology Board in July, the only exception being the year she served as NCPA president.

In addition to her practice of psychology, Dr. Perrin is a certified mediator with the North Carolina Dispute Resolution Commission. Since 2000, she has been active in international volunteerism, especially in Eastern European countries.

April Godbee (pictured bottom right) is the Board's newest staff member. As the Board's Communication Specialist, Ms. Godbee is working primarily with Continuing Education, Supervision, and the Board newsletter. She graduated Summa Cum Laude from Appalachian State University in May 2006 with a B.A. in English. Her adaptability and willingness to learn are reflected in her diversified resume which includes activities ranging from child care and food services to retail and administrative positions.

Having recently graduated and obtained employment with the Board, Ms. Godbee is enthusiastic about what the future has in store. Ms. Godbee is also excited about becoming Mrs. Everett as she eagerly awaits her late October wedding to Seth Bryant Everett.

The Board is looking forward to working with Dr. Perrin and Ms. Godbee.



psychRULES

As of August 1, 2006, it is now a little easier for someone licensed for a number of years in another state in the United States or a province in Canada to apply to become licensed to practice psychology in North Carolina. For an applicant who applies under the "senior psychologist" provisions (Board Rule .1707), the basic requirement for the length of licensure in the other jurisdiction, either at the doctoral or master's level of licensure, has been reduced from 15 to 12 years. The applicant still must have had no disciplinary action or any unresolved complaints to apply under this senior psychologist rule and still must take and pass the state examination, but the required length of licensure has been reduced by 20%. This change by the Board is in keeping with national trends to enhance mobility efforts of psychologists around the country and in Canada.

At the same time, educational requirements for individuals applying for licensure as a

licensed psychological associate (LPA) under Board Rule .1802 have been modified. Essential requirements in the previous rule have remained the same including a minimum of 45 semester (68 quarter) hours in a master's or specialist degree program in psychology with an organized course of study and specific residency requirements, course content specified in the rule, and a minimum of 500 hours over not less than 12 weeks in a supervised training experience (commonly titled an internship, externship, or practicum) with supervision by a licensed psychologist or psychological associate. The primary change in the new rule is the allowance for an individual holding a master's or specialist degree in psychology who did not meet the minimum semester or quarter hour total, but who has not less than 39 semester (59 quarter) hours in a psychology program, to complete the deficient number of hours in specific courses prior to submitting an application to the Board. In addition, the rule

recognizes that some graduate programs award credit in "trimester" hour units rather than the standard semester or quarter hour units, so the language and hourly totals have been written to also reflect trimester hour totals.

On July 19, 2006, the Board adopted an amendment to Board Rule .2006 which describes the activities that require supervision when performed by LPAs. This amended rule has been filed with the N.C. Rules Review Commission with a proposed effective date of October 1, 2006. More information will be provided on this rule amendment in a future newsletter.

The rules and rule-making proceedings of the Board may be found on the Board's website, www.ncpsychologyboard.org. Feel free to call the Board office or send an e-mail to ncpsybd@charter.net if you have questions about the content of these or other Board rules.

legalPROCEEDINGS

Board disciplinary actions from July 1, 2005 through July 20, 2006:

Butler, Christine M., Ph.D. - CONSENT ORDER was approved and signed on September 8, 2005. Dr. Butler admits that conduct described in the order constitutes violations of N.C. Gen. §§ 90-270.15 (a)(7), (a)(10) & (a)(22) of the North Carolina Psychology Practice Act, and 21 NCAC 54 .2104(k), (l) and (m) of the North Carolina Psychology Board rules. Dr. Butler's license is REPRIMANDED. She is ordered to successfully complete tutorials, and in conjunction with such, to prepare an article which addresses the importance of knowing continuing education requirements, proper documentation of continuing education hours, attention to detail in license renewal, and proper and timely response to directives of the Board. Further, she is assessed \$300.00 in costs.

Calton, Deborah G., M.A. - CONSENT ORDER was approved and signed on December 1, 2005. Ms. Calton admits that the described conduct violates N.C. Gen. Stat. §§ 90-270.15(a)(3), (a)(5), (a)(7), (a)(10), & (a)(22) of the North Carolina Psychology Practice Act; and 21 NCAC 54 .2104(f), (k) & (m) and 21 NCAC 54 .2008(e) & (f) of the North Carolina Psychology Board rules. Ms. Calton's license is CENSURED and placed on PROBATION for a period of three years during which she must comply with specified conditions. She must successfully complete tutorials, comply with specified continuing education requirements, and remit \$300.00 in costs.

Cardassi, Janet O., M.A. - CONSENT ORDER was approved and signed on December 1, 2005. Ms. Cardassi admits that the described conduct constitutes violations of the following: N.C. Gen. Stat. §§ 90-270.15 (a)(5), (a)(7) & (a)(10) of the North Carolina Psychology Practice Act; 21 NCAC 54 .2002(b)(6) and 21 NCAC 54 .2008(a), (e) and (h) of the North Carolina Psychology Board rules; and Standards 3.05(a) and (b), and 6.05 of the *Ethical Principles of Psychologists and Code of Conduct*, (American Psychological Association, 2002). Ms. Cardassi's license is CENSURED and placed on PROBATION for a period of two years consisting of a minimum of 3000 hours in the practice of psychology. During the probationary period Ms. Cardassi must comply with specified supervision requirements, successfully complete tutorials, and not violate any of the provisions the N.C. Psychology Practice Act, the current APA's *Ethical Principles of Psychologists and Code of Conduct*, or the Psychology Board rules. A permanent condition on Ms. Cardassi's license is that she shall not barter with any of her patients/clients. Further, she is assessed \$300.00 in costs.

Cardassi, Janet O., M.A. - CONSENT ORDER was approved and signed on July 20, 2006. Ms. Cardassi admits that the described conduct constitutes violations of the following: N.C. Gen. Stat. §§ 90-270.15 (a)(10), (a)(14), (a)(17), and (a)(18) of the North Carolina

Psychology Practice Act; and Standards 9.01 (a) and (b), and 9.02 (a) of the *Ethical Principles of Psychologists and Code of Conduct*, (American Psychological Association, 2002). Ms. Cardassi's license is CENSURED and is placed on PROBATION with conditions. Further, she must successfully complete tutorials and remit \$300.00 in costs.

Coffey, Delice, M.A. - CONSENT ORDER was approved and signed on February 16, 2006. Ms. Coffey admits that the conduct described in the order violates N.C. Gen. Stat. § 90-270.5(e), & §§ 90-270.15(a)(5), (a)(7), & (a)(22), of the North Carolina Psychology Practice Act; and 21 NCAC 54 .2002(b)(6), 21 NCAC 54 .2008(a), (e), & (h), of the North Carolina Psychology Board Rules. Ms. Coffey's license is ACTIVELY SUSPENDED for six months and until she successfully completes tutorials. Following the six month active suspension, Ms. Coffey's license is placed on PROBATION for two years consisting of a minimum of 3000 hours in the practice of psychology, during which time, specified conditions apply. Further, she is assessed \$300.00 in costs.

Cushing (McWilliam), Phyllis J., Ph.D. - CONSENT ORDER was approved. Dr. Cushing admits that the conduct described in the order constitutes violations of N.C. Gen. Stat. § 90-270.15(a)(7), (a)(10) & (a)(22) of the North Carolina Psychology Practice Act; and 21 NCAC 54 .2008(f) of the North Carolina Psychology Board Rules. Dr. Cushing's Psychological Associate license is REPRIMANDED; she must begin tutorials within 30 days of her relocation to North Carolina and/or her performance of any professional services in North Carolina; she must respond to all communications she receives from the Board and its staff in a prompt, thorough manner, meeting all requisite deadlines set by the Board within which to respond; and she is assessed \$300.00 in costs.

Edwards, Anne F., M.S. - FINAL DECISION was approved and signed on September 8, 2005. Ms. Edwards' conduct is found to be in violation of N.C. Gen. Stat. §§ 90-270.15(a)(4), (a)(10), (a)(11), (a)(17), (a)(18), (a)(19), (a)(22); and Standards 1.14, 1.23, 1.24, 1.25(b), 1.26, and 2.02(b) of the *Ethical Principles of Psychologists and Code of Conduct* (American Psychological Association, 1992). Her license is REVOKED, and she is ordered to remit \$900.00 in costs.

Edwards, Christopher L., Ph.D. - CONSENT ORDER was approved and signed on November 30, 2005. Dr. Edwards admits that the described conduct constitutes violations of the following: N.C. Gen. Stat. §§ 90-270.15(a)(7), (a)(8), (a)(10), and (a)(22) of the North Carolina Psychology Practice Act; and 21 NCAC 54 .2001(c)(5), (c)(9) and (c)(10), and 21 NCAC 54 .2104(d) through (f) and (m), of the North Carolina Psychology Board rules. Dr. Edwards' license is CENSURED and placed on PROBATION for a period of three years, or until

such time, following the three year period, that he successfully meets all of the conditions specified in the Order. Dr. Edwards is prohibited from supervising enumerated individuals for at least three months, must successfully complete tutorials and a supervision monitoring program, must subject his supervisory records to random review, and must comply with specified continuing education requirements. Further, he is assessed \$300.00 in costs.

Fenelon, Christine, M.A. - FINAL DECISION to REVOKE Ms. Fenelon's Psychological Associate license was approved and signed on July 20, 2006. Ms. Fenelon's conduct violates N.C. Gen. Stat. § 90-270.15 (a)(7) and (a)(22), as well as 21 NCAC 54 .2008(f).

Gates, George N., M.A. - CONSENT ORDER was approved and signed on September 8, 2005. Mr. Gates admits that conduct described in the order constitutes violations of N.C. Gen. Stat. § 90-270.5(e), § 90-270.15(a)(5), (a)(7) & (a)(10), of the North Carolina Psychology Practice Act, and 21 NCAC 54 .2002(b)(6), and 21 NCAC 54 .2008 (a), (e) & (h), of the North Carolina Psychology Board rules. Mr. Gates' license is REPRIMANDED. He is ordered to participate in and successfully complete tutorials; to receive Level 2 supervision for a period of two years, consisting of a minimum of 3000 hours of practice in psychology, from the date of Board approval of his supervision contract; and to remit \$300.00 in costs.

Gerarden, Kathryn M., M.S. - CONSENT ORDER was approved and signed on February 16, 2006. Ms. Gerarden admits that the conduct described in the order violates N.C. Gen. §§ 90-270.15(a)(7) & (a)(22), of the North Carolina Psychology Practice Act; and 21 NCAC 54 .2002(b)(6) & 21 NCAC 54 .2008(e) of the North Carolina Psychology Board Rules. Ms. Gerarden's license is REPRIMANDED. She is ordered to relinquish her license and comply with specified conditions if she wishes to apply for reinstatement of her license in the future. Further, she is assessed \$300.00 in costs.

James, Robin N., M.S. - FINAL DECISION was approved and signed on November 30, 2005. Ms. James' conduct is found to have violated N.C. Gen. Stat. §§ 90-270.15(a)(5), (a)(7), and (a)(10) of the North Carolina Psychology Practice Act ; and 21 NCAC 54 .2104(d), (g), and (m) of the Board rules. Ms. James' Psychological Associate license is ACTIVELY SUSPENDED for a period of 13 months or until such time as she meets specified requirements to reinstate her license, whichever time period is longer. Further, she is assessed \$300.00 in costs.

Mangiardi, Anthony R., Ph.D. - CONSENT ORDER was approved and signed on February 16, 2006. Dr. Mangiardi stipulates that the Board contends that if this matter were heard it would produce evi-

dence showing conduct described in the order and that such conduct constitutes violations of N.C. Gen. Stat. §§ 90-270.15(a)(5),(a)(7), (a)(10), (a)(14), (a)(15) & (a)(22); 21 NCAC 54 .2001(c)(2), .2001(c)(5), .2001(c)(8)(A)-(C), & .2008(h) of the North Carolina Psychology Board rules; and Standards 3.05(a), 3.05(b), & 3.06 of the *Ethical Principles of Psychologists and Code of Conduct*, (American Psychological Association, 2002). Dr. Mangiardi's license is CENSURED; restrictions/limitations are placed on Dr. Mangiardi with regard to serving as a supervisor for individuals who are practicing psychology and to entering into multiple relationships; he must successfully complete tutorials; and he is assessed \$300.00 in costs.

Meier, Elizabeth A., M.A. - CONSENT ORDER was approved and signed on July 20, 2006. Ms. Meier admits that the described conduct constitutes violations of N.C. Gen. Stat. §§ 90-270.15(a)(7), & (a)(10), of the North Carolina Psychology Practice Act, and 21 NCAC 54 .2002(b)(6), and 21 NCAC 54 .2008(a), (e) & (h), of the North Carolina Psychology Board rules. Ms. Meier's license is REPRIMANDED. Further, she must successfully complete tutorials and remit \$300.00 in costs.

Middleton, Robert E., M.A. - CONSENT ORDER was approved and signed on July 20, 2006. Mr. Middleton admits that the described conduct constitutes violations of N.C. Gen. Stat. §§ 90-270.5(e); 90-270.15 (a)(7) & (a)(10), of the North Carolina Psychology Practice Act, and 21 NCAC 54 .2002(b)(6), and 21 NCAC 54 .2008(e) & (h), of the North Carolina Psychology Board rules. Mr. Middleton's license is REPRIMANDED. Further, he must successfully complete tutorials and remit \$300.00 in costs.

Rayl, William J., M.A. - FINAL DECISION was approved and signed on May 4, 2006. Mr. Rayl's conduct is found to be in violation of N.C. Gen. Stat. §§ 90-270.15(a)(7), (a)(10), (a)(14), (a)(19), and (a)(22); 21 NCAC 54 .2002(b)(6), .2008(e), .2008(f), and .2008(h); and Standards 3.04, 10.09, and 10.10(c) of the *Ethical Principles of Psychologists and Code of Conduct* (American Psychological Association, 2002). Mr. Rayl's license is REVOKED, and he is ordered to remit \$600.00 in costs.

Theer, Michelle C., Psy.D. - FINAL DECISION was approved and signed on September 8, 2005. Dr. Theer is found to have been convicted of a felony which is in violation of N.C. Gen. Stat. § 90-270.15 (a)(1). Dr. Theer's license is REVOKED, and she is ordered to remit \$300.00 in costs.

NOTE: License verification is available on the Board's website and includes whether or not Board action has been taken on an individual license.



IN MEMORY— John W. Edgerly, Ed.D., passed away on September 5, 2006, after a long illness. He served the profession of psychology and the public of N.C. as a member of the Psychology Board from 1991 to 1997, providing leadership as Chair from 1993 to 1997. Thereafter, he continued his service to the Board by providing tutorials to licensees. Dr. Edgerly was a wonderful friend, advisor, and colleague, and he will be greatly missed. The Board extends its sincere sympathy to his family.

psychANNUAL REPORT

Supplemental Information for 2005-2006

NUMBER OF PERSONS WHO:

• Applied for licensure	229
• Were refused examination	14
• Took the state examination	212
• Took the national examination	141
• Were issued a license	236
Psychological Associate	56
Licensed Psychologist	139
Licensed Psychologist (Provisional)	59
• Applied for license by reciprocity or comity	—
• Were granted license by reciprocity or comity	—
• Had licenses revoked/suspended due to disciplinary reasons	5
• Received application forms and state laws via mail	629

NUMBER OF:

• Corporations/PLLCs registered	47
• Complaints received	60
• Complaints resolved	54
• Complaints pending as of 6/30/06	53
• Total number of psychologists licensed in North Carolina as of 6/30/06	3527
Psychological Associate	1275
Licensed Psychologist	2167
Licensed Psychologist (Provisional)	85

During the 2005-2006 fiscal year, the Board:

1. Continued to perform its normal tasks of reviewing applications and supervision forms, and investigating and resolving ethics and legal complaints, in order to protect the public from the practice of psychology by unqualified persons and from unprofessional conduct by persons licensed to practice psychology;
2. Continued to evaluate staffing and administrative needs, and interviewed candidates for a new position, Communication Specialist;
3. Began computerized administration of the State Examination;
4. Participated in national and local conferences which addressed regulatory issues concerning psychologists;
5. Provided training opportunities for staff and Board members;
6. Requested legislation to require criminal background checks for applicants for licensure and for psychologists currently under investigation by the Board;
7. Requested legislation to clearly define an exemption in the statute for other professionals; and
8. Continued to expand the array of information provided on the Board's website.

In addition to continuing to perform its normal tasks in connection with protecting the public, major objectives for the 2006-2007 fiscal year are as follows:

1. Employ an additional staff member in the central office;
2. Publish a newsletter;
3. Communicate individually with supervisees and supervisors to insure that supervision requirements are understood and being met;
4. Initiate formal orientation procedure for new Board members;
5. Continue to provide training opportunities for staff and Board members;
6. Adopt and amend rules as necessary;
7. Explore the possibility of providing and/or requiring training for supervisors;
8. Audit the continuing education documentation of randomly selected licensees; and
9. Continue to bring central office technology up-to-date.

LEGAL *continued from page 2*

Social Work Certification and Licensure Board or the N.C. Board of Licensed Professional Counselors may be engaged in activities that meet the definition of the practice of psychology, so long as they do not hold themselves out as psychologists or describe their activities as the practice of psychology. However, individuals who possess only, for example, certificates from a voluntary membership association (not a North Carolina regulatory board) to engage in psychoanalysis or psychotherapy but are not licensed in the State, would not be exempt from licensure by the Psychology Board. Therefore, the new statutory language clarifies that the exemption only applies to individuals who are licensed by other Boards in this State, not just members of a professional group or an association. The intent of the new language is to further protect the public from the practice of psychology by unqualified persons, which is the Board's mandate through the enactment of the Psychology Practice Act, as set forth in G.S. § 90-270.1 (b) *et. seq.*

The newly enacted section, G.S. § 90-270.22, reads in part as follows:

“Criminal history record checks of applicants for licensure and licensees. (a) The Board may request that an applicant for licensure or reinstatement of a license or that a licensed psychologist or psychological associate currently under investigation by the Board for allegedly violating this Article consent to a criminal history record check. Refusal to consent to a criminal history record check may constitute grounds for the Board to deny licensure or reinstatement of a license to an applicant or take disciplinary action against a licensee, including revocation of a license. The Board shall be responsible for providing to the North Carolina Department of Justice the fingerprints of the applicant or licensee to be checked, a form signed by the applicant or licensee consenting to the criminal record check and the use of fingerprints and other identifying information required by the State or National Repositories, and any additional information required by the Department of Justice. The Board shall keep all information obtained pursuant to this section confidential. . . .”

Under this statute, if required to undergo a criminal history record check by the Board,

applicants or licensees under investigation will be required to complete and submit fingerprint cards to the Board, which will then be forwarded to the North Carolina Department of Justice for processing by the State Bureau of Investigation and, thereafter, the Federal Bureau of Investigation. Rules governing the information required will be established by the Board in the near future. The cost for conducting the criminal history record checks shall be borne by applicants or licensees under investigation.

Any information obtained from the criminal history record check must be kept confidential by the Board, but may be used by the Board to deny licensure or reinstatement, or to discipline or revoke a license. If an applicant or licensee refuses to consent to the criminal history record check, the Board may deny licensure or reinstatement, or take disciplinary action against the licensee, including revocation of a license.

NOTE: This article was prepared for the North Carolina Psychology Board by Sondra Panico, Assistant Attorney General and Counsel to the Board. It has not been reviewed and approved in accordance with procedures for issuing an Attorney General's opinion.

**psych
EXAM
RESULTS**

**Performance of Graduates
of North Carolina Universities
on the Examination for Professional
Practice in Psychology**

July 1, 2005 – June 30, 2006

**LICENSED PSYCHOLOGIST –
DOCTORAL LEVEL**

Program	UNCG	UNC-CH
	Pass/Fail	Pass/Fail
Clinical	1/0	0/0
School	0/0	3/0
Total	1/0	3/0

PSYCHOLOGICAL ASSOCIATE—MASTER'S LEVEL

Program	ASU	ECU	FSU	NCCU	UNC-C	UNC-CH	UNCG	UNC-W	WCU
	Pass/Fail								
Clinical	4/0	3/2	0/0	3/4	2/0	0/0	4/0	2/2	1/0
Counseling	0/0	0/0	1/3	0/0	0/0	0/0	0/0	0/0	0/0
School	4/0	2/0	0/0	0/0	0/0	2/0	0/0	0/0	3/0
Other	1/2	0/0	0/0	0/0	0/0	0/0	0/0	0/0	0/0
Total	9/2	5/2	1/3	3/4	2/0	2/0	4/0	2/2	4/0

psychFAQs

If I am randomly selected by the Board to submit documentation verifying completion of the CE hours which I attested to having completed on my license renewal application, what do I have to submit?

For each entry that you listed on your renewal application attestation, you must complete the applicable parts of a **Continuing Education Attestation Form**. This Attestation Form will be provided to you by the Board and is also available on the Board website. Further, for Category A activities, you must also attach a copy of the certificate that you received from the sponsor.

How much time will I have to submit the documentation?

You must submit the required documentation within 30 days of receiving written notification from the Board that proof of CE hours is required.

What would be the consequences of my failure to submit the required documentation of meeting CE requirements?

Failure to submit the required documentation may be found to warrant disciplinary action by the Board.

psychCALENDAR

NEXT SCHEDULED BOARD MEETING:	November 29, 2006 – December 1, 2006
DEADLINE FOR SUBMITTING ALL APPLICATION MATERIALS AND AGENDA ITEMS:	October 25, 2006

The State Exam is now administered electronically at Laser Grade Testing sites. Applicants may visit www.lasergrade.com to find a convenient testing site.

WOULD YOU LIKE TO RECEIVE YOUR COPY OF THE NEWSLETTER ELECTRONICALLY?

If your desk is screaming **NO VACANCY** or you'd just like to save a few trees and Board dollars, e-mail the Board at ncpsybd@charter.net and request to receive your future copies of the newsletter electronically.



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