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BOARD OF REGISTRATION OF PSYCHOLOGISTS

Public Meeting Minutes of January 28, 2022

Board Members Present: Robert Carey, Jr., Ph.D., Chair
Marshaun Glover, Ph.D., Vice Chair
John Marshall, D.C., Secretary
William Hudgins, Ph.D.
Tammy Jones, Psy.D.
Vicky Anderson, Psy.D. (arrived at 9:43 a.m.)

Staff Present: Brian Bialas, Executive Director
Jenna Hentoff, Board Counsel
Doris Lugo, Investigator

All board members and staff appeared by videoconference.

At 9:07 a.m., the meeting was called to order by Dr. Carey.

Board Business

- **Public Meeting Minutes of November 12, 2021:** After a brief discussion, a motion was made by Dr. Jones, seconded by Dr. Hudgins, to approve the Public Meeting Minutes of November 12, 2021. The motion passed unanimously.
- **Executive Session Minutes of November 12, 2021:** After a brief discussion, a motion was made by Dr. Jones, seconded by Dr. Glover, to approve the Executive Session Minutes of November 12, 2021. The motion passed unanimously.

Discussion

- **CORI Policy:** The Board reviewed a draft CORI Policy that excludes applicants with certain convictions from the requirement to appear for an interview with the Board. After a brief discussion, the Board directed staff to create a new draft policy that includes language allowing the Executive Director, Associate Director, and Board Counsel to determine, with certain factors in mind, that those specific applicants nonetheless must appear.



Application Review – Experience Not Within 60 Months

- **Tahirah Abdullah-Swain:** The Board considered Dr. Abdullah-Swain’s application, including her experience hours not obtained within 60 months. After a brief discussion, a motion was made by Dr. Glover, seconded by Dr. Jones, to accept Dr. Abdullah-Swain’s experience and allow her to continue with the licensing process. The motion passed unanimously.

Monitoring

- **Lauren Miller, 2019-001372-IT-ENF, Petition to Terminate Suspension:** The Board considered Dr. Miller’s petition to terminate her suspension. After a brief discussion, a motion was made by Dr. Glover, seconded by Dr. Jones, to accept the petition. The motion passed unanimously.

The Board directed Mr. Bialas to inform Dr. Miller that she must complete her continuing education for the 2020-2022 licensing cycle before renewing her license in 2022.

- **Ricky Greenwald, 2017-000912-IT-ENF, 8th Quarterly Monitoring Report:**

Ms. Hentoff recused herself from the matter and left the room.

The Board reviewed Dr. Greenwald’s report. After a brief discussion, a motion was made by Dr. Marshall, seconded by Dr. Jones, to accept the report. The motion passed unanimously.

Ms. Hentoff returned to the meeting.

- **Edward Mendelowitz, 2019-000343-IT-ENF, 1st Quarterly Monitoring Report:** The Board briefly discussed Dr. Mendelowitz’s report in the public meeting and took no action. The Board decided to discuss the report again in investigative conference due to concerns raised during said discussion.
- **David Reinke, 20150810PY003-IT-ENF, 14th Quarterly Monitoring Report:** The Board reviewed Dr. Reinke’s report. After a brief discussion, a motion was made by Dr. Marshall, seconded by Dr. Jones, to accept the report. The motion passed unanimously.

The Board directed Mr. Bialas to inform Dr. Reinke that he may petition the Board to terminate his probation when he is ready.

Open Session for Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of Meeting

Mr. Bialas discussed the Commissioner of Public Health’s COVID-19 Public Health Emergency Order No. 2021-13, issued November 12, 2021, which extends existing temporary emergency licenses for psychologists through June 30, 2022.

Ms. Hentoff discussed *An Act Promoting a Resilient Health Care System that Puts Patients First* (“Patients First”) which went into effect on January 1, 2022 and requires psychologists to inform

patients how much patients will pay for planned hospital stays, medical procedures, health care services, and referrals based on the patient's specific health insurance plan.

Patients First also authorizes the Massachusetts Department of Public Health, beginning on July 1, 2022, to fine providers who fail to comply with a penalty up to \$2,500 for each instance of non-compliance.

Dr. Anderson arrived at 9:43 a.m.

The Board directed staff to consider including an insert with license renewals explaining Patients First.

Executive Session (closed under G.L. c. 30A, § 21(a)(7) to comply with G.L. c. 4, § 7, ¶ 26(c) and G.L. c. 214, § 1B – adhering to the public records law and to preserve the confidentiality of medical record information, and under G.L. c. 30A, § 21(a)(1), individual character rather than competence)

At 9:51 a.m., a motion was made by Dr. Jones, seconded by Dr. Marshall, to (1) exit the public meeting; and (2) enter into executive session under G.L. c. 30A, § 21(a)(7) to comply with G.L. c. 4, § 7, ¶ 26(c) and G.L. c. 214, § 1B – adhering to the public records law and to preserve the confidentiality of medical record information, and under G.L. c. 30A, § 21(a)(1), individual character rather than competence. The motion passed unanimously by a roll call vote.

Investigative Conference (closed to conduct investigatory conferences, pursuant to G.L. c. 112, § 65C)

The Board exited executive session and entered into investigative conference at 10:25 a.m.

During the investigative conference, the Board took the following actions:

Monitoring

EM, 2019-000343-IT-ENF, 1st Quarterly Monitoring Report: No action taken

Discussion of Order to Show Cause

2021-000247-IT-ENF (PG): Gave direction to prosecutor

Case Update

2021-001087-IT-ENF (PD): Board Counsel updated Board on status of case; no action taken.

National Practitioner Data Bank Medical Malpractice Payment Report

RS: No action taken

Cases

2021-001052-IT-ENF (RJ):	Dismiss. Dr. Jones recused herself and took no part in the discussion of, or vote on, the case.
2021-001044-IT-ENF (PM):	Gave direction to investigator
2021-000548-IT-ENF (MG):	Refer to Office of Prosecutions
2021-000836-IT-ENF (JS):	Dismiss
2021-000895-IT-ENF (JA):	Dismiss
2021-001035-IT-ENF (JL):	Refer to Office of Prosecutions
2021-000948-IT-ENF (EB):	Invite respondent to a meeting for an interview

Public Meeting

The Board returned to the public meeting at 12:20 p.m.

Monitoring

- **Edward Mendelowitz, 2019-000343-IT-ENF, 1st Quarterly Monitoring Report:** The Board again discussed Dr. Mendelowitz's report. After a brief discussion, a motion was made by Dr. Jones, seconded by Dr. Anderson, to reject the report for the same reasons the first two reports were rejected. (See Public Meeting Minutes of September 10, 2021.) The motion passed unanimously.

Adjournment

At 12:24 p.m., a motion was made by Dr. Marshall, seconded by Dr. Jones, to adjourn the meeting. The motion passed unanimously.

The meeting adjourned at 12:24 p.m.

The above minutes were approved at the public meeting held on March 11, 2022.



Brian Bialas, Executive Director

List of Documents Used During the Public Meeting

- Agenda of January 28, 2022 Meeting
- Public Meeting Minutes of November 12, 2021
- Executive Session Minutes of November 12, 2021

- Draft CORI Policy
- Application of Tahirah Abdullah-Swain
- Lauren Miller, 2019-001372-IT-ENF, Petition to Terminate Suspension
- Ricky Greenwald, 2017-000912-IT-ENF, 8th Quarterly Monitoring Report
- Edward Mendelowitz, 2019-000343-IT-ENF, 1st Quarterly Monitoring Report
- David Reinke, 20150810PY003-IT-ENF, 14th Quarterly Monitoring Report