

BOARD OF DIRECTORS

August 6 & 8, 2019

APPROVED MINUTES

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Sandra L. Shullman, PhD; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Diana Lee Prescott, PhD; Arthur C. Evans Jr., PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Cynthia de las Fuentes, PhD; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Pamela E. Scott-Johnson, PhD; ; Beth Rom-Rymer, PhD; Peter L. Sheras, PhD, ABPP; Shannon L. Wiltsey Stirman, PhD

Board Members Absent: Kevin Donnellan

I. APPROVAL OF MINUTES

A.(1) The Board voted to approve the minutes of its June 7-9, 2019, meeting and the minutes of its June 18 and July 16, 2019, calls.

II. ELECTIONS, AWARDS, MEMBERSHIP AND HUMAN RESOURCES

A.(3) The Board received an update on the work of the Board of Directors' Elections Subgroup.

V. DIVISIONS AND STATE, PROVINCIAL AND TERRITORIAL PSYCHOLOGICAL ASSOCIATIONS

A.(2) The Board voted to accept the 2018 Division Annual Reports.

VI. ORGANIZATION OF THE APA

A.(4) The Board received an update on plans for communicating with Council regarding the Trial Delegation of Authority to the Board.

A.(5) The Board received an update on plans for President Rosie Phillips Davis to appoint the Modernization of APA Bylaws Work Group.

BOARD OF DIRECTORS

September 17, 2019

APPROVED MINUTES

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Diana Lee Prescott, PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Cynthia de las Fuentes, PhD; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Pamela E. Scott-Johnson, PhD; ; Beth Rom-Rymer, PhD; Peter L. Sheras, PhD, ABPP; Shannon L. Wiltsey Stirman, PhD

Board Members Absent: Sandra L. Shullman, PhD; Arthur C. Evans Jr., PhD; Kevin Donnellan

In executive session, the Board voted to approve the slates presented by the Board of Professional Affairs (BPA) for three new BPA seats approved by the Council at its August 2019 meeting.

BOARD OF DIRECTORS

October 15, 2019

APPROVED MINUTES

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Sandra L. Shullman, PhD; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Diana Lee Prescott, PhD; Arthur C. Evans Jr., PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Cynthia de las Fuentes, PhD; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Pamela E. Scott-Johnson, PhD; Peter L. Sheras, PhD, ABPP; Shannon L. Wiltsey Stirman, PhD

Board Members Absent: Kevin Donnellan and Beth Rom-Rymer, PhD

A. In executive session, the Board voted to approve the *Guidelines for Communicating with Members About Bylaws Amendments When Council Has Voted to Include Pro/Con Statements* (Attachment A).

B. The Board discussed plans for the November 1 Leadership Training Day for boards and committee chairs/chair-elects.

BOARD OF DIRECTORS

October 19, 2019

APPROVED MINUTES

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Sandra L. Shullman, PhD; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Diana Lee Prescott, PhD; Arthur C. Evans Jr., PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Kevin Donnellan; Cynthia de las Fuentes, PhD; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Pamela E. Scott-Johnson, PhD; ; Beth Rom-Rymer, PhD; Peter L. Sheras, PhD, ABPP; Shannon L. Wiltsey Stirman, PhD

Board Members Absent: None.

In executive session, the Board voted to approve the *APA/APASI Policy for mHealth, Telehealth and Similar Technology Advertisers/Exhibitors* (Attachment B).

BOARD OF DIRECTORS

November 5, 2019

APPROVED MINUTES

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Sandra L. Shullman, PhD; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Arthur C. Evans Jr., PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Cynthia de las Fuentes, PhD; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Beth Rom-Rymer, PhD; Pamela E. Scott-Johnson, PhD; Peter L. Sheras, PhD, ABPP

Board Members Absent: Kevin Donnellan; Diana Lee Prescott, PhD; Shannon L. Wiltsey Stirman, PhD

- A. The Board voted to approve the following changes to the Accreditation Operating Procedures (bracketed/strikethrough material to be deleted; underlined material to be added):

5. Confidentiality and Public Disclosure of Information

An up-to-date listing of all applicant programs will be regularly available on the Office of Program Consultation and Accreditation website. Included in all published materials will be the identity of programs whose accreditation has been denied, or revoked, as well as those voluntarily withdrawing from accredited status. The CoA will make public notice of all accreditation decisions no later than 30 days following the CoA meeting at which the decisions were made. In the case of programs for which appealable decisions have been reached, and appeal has been filed, the CoA will note that the decision is under appeal.

~~[After each meeting of the CoA, the published lists of accredited programs will be updated as necessary by an addendum of decisions and will also be available through other means as appropriate].~~ CoA decisions including accreditation actions, deferrals, and adverse actions, and a list of any standards to which a program is required to respond, will be disclosed in the directory of accredited programs on the accreditation website. The CoA will share the accreditation status of programs with regional and specialized accrediting bodies as appropriate. All other information, and the records used in accreditation decisions, will be kept confidential by the CoA.

The Commission will identify and make public, as appropriate, all applicant programs applying for initial review by the CoA for “accredited, on contingency” or “full accreditation” to allow for third-party comment.

The CoA will notify the Department of Education of any accredited program that the CoA has reason to believe is failing to comply with financial aid responsibilities as outlined in Title IV of the Higher Education Act, or any purported fraud and abuse by accredited programs, and its reasons for such concern. The CoA also will take action to correct in a timely manner any incorrect or misleading information released by an accredited program about the accreditation status of the program~~[, the contents of the site visit report,]~~ and the CoA’s accrediting actions with respect to the program.

In addition, the Office of Program Consultation and Accreditation will make disclosure as required by the U.S. Department of Education and in those instances when the CoA is legally required to disclose such information.

- B. The Board received an update on the Trial Delegation of Authority to the Board, including plans for communicating with Council prior to the winter 2020 Council meeting.
- C. The Board debriefed regarding the November 1 Leadership Training Day for boards and committee chairs/chairs-elect.

**Guidelines for Communicating with Members About Bylaws Amendments
When Council Has Voted To Include Pro/Con Statements**

APA Groups (Board of Directors, boards and committees)

- May communicate their group's positions regarding Bylaw amendment ballots on established APA listservs and personal social media accounts.
- May correct misinformation about Bylaw amendments shared on APA listservs and on personal social media.
- May NOT request that staff post statements of their group's (e.g. Board of Directors, boards and committees) positions on APA social media accounts. (Listing of APA's social media accounts: <https://www.apa.org/about/social-media>.)
- May NOT use or obtain a list of APA member email addresses to lobby a large group of members for or against a Bylaw amendment ballot. (APA policy prohibits members from downloading substantial amounts of contact information about APA members for any purpose.)

APA President

- May correct misinformation being shared about Bylaw amendments on APA listservs and APA or personal social media accounts.
- May email the entire Membership to correct misinformation about a Bylaws amendment after providing 48 hours' notice of the proposed correction to the Board of Directors and if no member of the Board of Directors objects.
- May NOT communicate their personal position regarding Bylaw amendment ballots on established APA listservs or on APA or personal social media accounts.

Individual APA Members

- May express their own opinions regarding Bylaw amendment ballots on established APA listservs and personal social media accounts.
- May correct misinformation being shared about Bylaw amendments on APA listservs and on personal social media.
- May NOT use or obtain from APA a list of APA member email addresses to lobby a large group of members for or against a Bylaw amendment ballot. (APA policy prohibits members from downloading substantial amounts of contact information about APA members for any purpose.)

APA Staff

- May post statements on APA listservs and APA or personal social media accounts to encourage members to vote in the Bylaws amendment ballot election ONLY IF the message clearly does not lobby for or against a Bylaw amendment.
- May NOT post statements of ANY group's (e.g. Board of Directors, boards and committees, Divisions, SPTAs, etc.) positions on APA or personal social media accounts.
- May NOT express their personal opinions regarding Bylaw amendment ballots on established APA listservs and APA or personal social media accounts.
- May NOT correct misinformation about Bylaw amendments shared on APA listservs and on social media but must direct requests for correction to the Governance Office and the President.
- May NOT use or obtain a list of APA member email addresses to lobby a large group of members for or against a Bylaw amendment ballot.

**APA/APASI Policy for mHealth, Telehealth, and
Similar Technology Advertisers / Exhibitors**

This document provides an opportunity to educate technology providers and services about what APA/APASI considers indications of quality and scientific value. Before a technology or software provider, or digital service related to mobile health (mHealth), telehealth or other healthcare application, is permitted to advertise, exhibit, or sponsor with APA/APASI, the following will be evaluated by professional staff (as applicable):

- 1) Considerations regarding the scientific/research evidence and product utility
 - a) Documentation of evidence base (efficacy or effectiveness) of product/service
 - b) Explanation of usability for expected users
 - c) Disclosure of any known risks
 - d) Mental health professional involvement
 - i) In development/scoping, were psychologists included?
 - ii) Any psychologists on executive team and/or advisory board?
 - iii) Role of other mental health professionals in developing and running the product or service
- 2) Considerations regarding anonymity
 - a) If the product or service is intended as a clinical service, the platform or solution does not accept anonymous patients
 - b) If the product or service is a platform or solution not intended as a clinical service (such as uses for education, analytics, training, gaming, or rehabilitation), anonymity is acceptable and expected for some uses.
- 3) Considerations regarding establishing a clinical relationship
 - a) If the product is intended as a clinical service, it provides a mechanism for appropriately establishing a clinical relationship between provider and patient (e.g. video conference), and/or is only utilized with established patients.
 - b) If the product is intended as a clinical service, it includes reasonable privacy and confidentiality considerations.
- 4) Considerations regarding patient referrals, contracts, and compliance
 - a) If the product or service is intended as a clinical service, psychologists cannot be prohibited from referring patients out of the platform or otherwise exercising their professional judgment
 - b) If the product or service utilizes a clinical contract/agreement, HIPAA, federal and state licensing and privacy laws, conflicts of interest, and other regulatory concerns will be considered.
 - c) When applicable, external verifications of quality or compliance will be considered.
- 5) Considerations regarding patients in crisis
 - a) If intended as a clinical service, provisions for patients in crisis must be in place
 - b) As appropriate, crisis resources are available/indicated through the product.
- 6) Considerations regarding the privacy policy for consumer data (users of the system or app), including ownership of the data, access to the data, whether data are sold or shared with third party providers.

**BOARD OF DIRECTORS ACTION TAKEN BY UNANIMOUS WRITTEN CONENTENT
BETWEEN AUGUST 8 & NOVEMBER 4, 2019**

Board Members Present: Rosie Phillips Davis, PhD, ABPP; Sandra L. Shullman, PhD; Jessica Henderson Daniel, PhD, ABPP; Jean A. Carter, PhD; Diana Lee Prescott, PhD; Arthur C. Evans Jr., PhD; Le Ondra Clark Harvey, PhD; Stewart E. Cooper, PhD, ABPP; Cynthia de las Fuentes, PhD; Kevin Donnellan; Justin Karr, PhD; Mitchell J. Prinstein, PhD; Pamela E. Scott-Johnson, PhD; Beth Rom-Rymer, PhD; Peter L. Sheras, PhD, ABPP; Shannon L. Wiltsey Stirman, PhD

The Board confirmed the following actions by unanimous written consent:

In mid-September, the Board voted to approve the resolution below authorizing amendments to the American Psychological Association 401(k) Plan to move from an opt-in plan to an opt-out plan

**2019 AMENDMENT TO THE
AMERICAN PSYCHOLOGICAL ASSOCIATION 401(k) PLAN**

WITNESSETH:

WHEREAS, the American Psychological Association (“the Association”) has maintained the American Psychological Association 401(k) Plan (“Plan”) since 1-1-2001 for the benefit of eligible employees;

WHEREAS, the Association has decided to amend the above-referenced Plan;

WHEREAS, the Board of Directors has reviewed and evaluated the proposed amendment(s) to the Plan; and

WHEREAS, Section 14.01(b) of the Plan authorizes the Association to amend the selections under the Adoption Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Directors hereby approves the proposed amendment(s) to the American Psychological Association 401(k) Plan to move from an opt-in plan to an opt-out plan, and authorizes the Association to adopt the attached amendment to the Adoption Agreement to implement such action, to be effective on 1-1-2020;

RESOLVED FURTHER the Association is authorized to execute the Plan amendment and authorize the performance of any other actions necessary to implement the adoption of the Plan amendment.