



MEMORANDUM

Date October 2, 2013
To Board of Psychology Members
From Gina Bayless
Enforcement Coordinator
DCA/California Board of Psychology
Subject **Enforcement Program Statistics**

Please find attached the Overview of Enforcement Activity, displaying Complaint, Investigation, and Discipline statistics for the previous five fiscal years, and the current fiscal year to date. Below is a summary of the program's trends for fiscal year 2012/13:

Complaints

The total number of complaints received for fiscal year 2012/13 is 707, averaging approximately 59 per month. Board staff completed 535 desk investigations with an average processing time of 32 days. 87 formal investigations were completed with an average processing time of 374 days.

Formal Discipline

Currently there are 57 cases pending at the Attorney General's Office. Those cases include Accusations, Accusation and Petition to Revoke Probation, and Statement of Issues (License Denial). The fiscal year ended with 29 formal discipline actions which represent 4% of the total complaints received.

Probation

Board staff is currently monitoring 32 probationers. Of the 32 probationers, 12 are subject to fluid testing.

Consumer Protection Enforcement Initiative (CPEI) Audit

In August, the Executive Officer, Thomas O'Connor, and I met with Department of Consumer Affairs Deputy Director of Enforcement, Michael Gomez, and a representative from the Department of Finance (DOF) on the first phase of a comprehensive audit of CPEI positions.

During the meeting, Mr. O'Connor and I provided an overview of the enforcement program improvements in terms of reduced intake and desk investigation processing times due in large part to CPEI staffing increases. Other improvements include revising our initial contact letters to licensees, establishing processing time expectations for staff, and improved monitoring of cases assigned for expert review. We provided feedback on the need to dedicate resources to focus on reducing the processing times for formal investigation and the discipline process.

In September, Board staff completed and submitted an extensive survey of the enforcement program to the DOF. DOF indicated they will be considering how CPEI positions are utilized, along with reviewing specific classifications used to perform enforcement-related work, and the resulting productivity from these positions.

Action Requested:

No action requested

BOARD OF PSYCHOLOGY
Overview of Enforcement Activity

License & Registration*	08/09	09/10	10/11	11/12	12/13	13/14**
Psychologist	20,307	21,019	21,527	22,020	22,688	22,749
Registered Psychologist	324	320	312	320	349	301
Psychological Assistant	1397	1429	1507	1635	1727	1687
Cases Opened	08/09	09/10	10/11	11/12	12/13	13/14**
Complaints Received	786	712	785	747	707	151
Criminal Conviction Reports Received	72	54	48	70	42	31
Investigations Opened	88	79	83	107	73	14
Cases sent to DA	2	3	3	5	6	1
Cases sent to AG	23	38	37	34	38	8
Filings						
Accusations	8	23	21	27	31	8
Statement of Issues	9	8	4	4	2	2
Petition to Revoke Probation	0	0	0	3	1	1
Petitions to Compel Psych. Exam	0	0	1	1	0	0
Petitions for Penalty Relief	3	1	0	1	1	1
Petition for Reinstatement	1	1	0	2	1	0
Petitions for Reconsideration	0	1	0	0	2	0
Filing Withdrawals/Dismissals						
Accusations Withdrawn	0	0	2	0	0	0
Accusations Dismissed	0	1	0	1	1	0
Statement of Issues Withdrawn	5	0	2	1	0	0
Citations						
Citations Ordered	5	10	9	18	10	0
Decisions (Penalty)						
Revocations	1	3	2	4	2	1
Revocation, Stayed, Probation	7	9	12	11	11	2
Revocation, Stayed, Probation, Susp.	3	0	0	0	0	0
Voluntary Surrender	8	3	2	11	10	2
Reprimands	0	0	1	2	0	1
ISO/TRO/ASO Ordered	3	4	1	4	3	1
Statement of Issues-License Denied	1	1	0	1	1	0
Statement of Issues-License Granted***	4	5	4	3	6	0
Petitions for Penalty Relief Denied***	1	0	0	0	0	0
Petitions for Penalty Relief Granted***	3	1	1	1	1	0
Petition for Reinstatement Granted***	1	0	0	0	1	0
Petition for Reinstatement Denied***	0	0	1	1	1	0
Reconsiderations Denied***	0	0	1	0	1	0
Reconsiderations Granted***	0	1	0	0	1	0
Orders Compelling Psych. Exam***	0	0	0	1	0	0
Other	2	1	2	0	1	0
Total Decisions	24	22	21	34	29	7
Decisions (Violation Type)						
Gross Negligence/Incompetence	5	4	4	3	5	2
Improper Supervision	0	0	1	0	0	0
Repeat Negligent Acts	0	0	0	1	0	0
Self Abuse of Drugs or Alcohol	2	3	3	12	1	0
Dishonesty/Fraud	0	3	0	2	2	1
Mental Illness	1	0	0	0	2	0
Aiding Unlicensed Practice	0	0	0	0	0	0
General Unprofessional Conduct	1	1	1	0	2	2
Probation Violation	1	0	0	2	1	0
Sexual Misconduct	6	1	2	6	9	0
Conviction of a Crime	7	9	8	5	5	2
Discipline by Another State Board	1	0	1	1	0	0
Other	0	0	0	0	0	0

*Doesn't include cancelled, revoked, or surrendered license/registration

** Numbers from 7/1/2013 thru 09/27/2013

*** Not included in Total Decisions or Violation Type