

Board of Psychology

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MEMORANDUM

Date February 3, 2015

To Board of Psychology Members

From Sandra Monterrubio

Enforcement Program Manager DCA/California Board of Psychology

Subject Enforcement Program Update

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. Also included in the update are the Board's Performance Measures.

Complaints & Citations

The total number of complaints received for fiscal year 2014/15 is 539. Complaint violations include but are not limited to, gross negligence, incompetence, repeated negligence acts, and unprofessional conduct. Enforcement staff has served 52 citations. Of the 52 citations, 44 were served for continuing education deficiencies.

Formal Discipline

Currently there are 47 cases pending at the Office of the Attorney General (OAG). These cases include Accusations, Accusation and Petition to Revoke Probation, and Statement of Issues (License Denial). Of the 47 cases, 27 have been sent to the OAG since July 1, 2014.

Probation

The Board is currently monitoring 33 active probationers and 39 tolled probationers. Of the 72 probationers, 11 are out of compliance.

Typically, once a violation is discovered, the probation coordinator takes immediate action by collecting evidence to substantiate that a violation has occurred. Depending on the violation, the probation coordinator could issue a warning letter or refer the matter to the OAG for filing of an Accusation and Petition to Revoke Probation.

Expert Training

The Board will be holding its Expert Training on July 9, 2015 at the Office of the Attorney General located in Sacramento. Initially the training was scheduled for June 18, 2015, but due to a scheduling conflict the training was moved to July. The Board will have approximately 30 attendees and several presenters which include an Administrative Law Judge, two or three Deputy Attorney General's, two Health and Quality Investigation Unit Investigators, and a representative from the Department of Consumer Affairs accounting unit. Invitations to the training will be mailed out no later than March 15, 2015. To date, the Board has received approximately 120 applications.

Action Requested Information Only

BOARD OF PSYCHOLOGY

Overview of Enforcement Activity

Compalarits Received	Overview of Enforcement Activity								
Criminal Conviction Reports Received 72	Cases Opened	08/09	09/10	10/11	11/12	12/13	13/14	14/15**	
Investigations Opened 88 79 83 107 73 505 473 Cases sent to AG 23 38 37 34 38 41 27 Filings 28 29 27 31 27 27 31 27 31 32 32 32 32 32 32 32								539	
Cases sent to AG Filings Accusations Statement of Issues 9 8 4 4 4 2 4 4 4 9 Petition to Revoke Probation 9 8 4 4 4 2 4 4 4 9 9 4 4 4 9 9 9 8 9 8 4 4 4 2 9 8 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9									
Filings			_						
Accusations 8 23 21 27 31 27 15 58 58 14 4 2 2 4 4 2 4 4 2 4 4		23	38	37	34	38	41	27	
Statement of Issues	_								
Petition to Revoke Probation									
Petitions to Compel Psych, Exam									
Petitions for Penalty Relief			-	-					
Petition for Reinstatement	· · ·	_	- 1			-			
Petitions for Reconsideration									
Filing Withdrawals/Dismissals									
Accusations Withdrawn Accusations Dismissed 0 1 0 1 1 0 1 1 1 0 0 1 1 1 0 0 1 1 1 0 0 1 1 1 0 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 1 1 0 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		U	- 1	U	U		U	U	
Accusations Dismissed 0		0	0	2	0	0	2	0	
Statement of Issues Withdrawn									
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Revocations		J	10	- 3	10	10	- 0	- 52	
Revocation, Stayed, Probation		1	3	2	4	2	4	1	
Revocation, Stayed, Probation, Susp. 3 0 0 0 0 0 0 0 0 0									
Voluntary Surrender								0	
Reprimands			-					4	
ISO/TRO/ASO/PC23 Ordered						-	-	0	
Statement of Issues-License Denied								1	
Other			1	0	1			0	
Total Disciplinary Decisions 25 21 20 33 28 29 16							-	1	
Other Decisions Statement of Issues-License Granted					-		-	•	
Statement of Issues-License Granted		23	21	20	33	20	2.5	10	
Petitions for Penalty Relief Denied		4	5	4	3	6	3	0	
Petitions for Penalty Relief Granted 3									
Petition for Reinstatement Granted				-	-	-	-		
Petition for Reinstatement Denied									
Reconsiderations Denied									
Reconsiderations Granted									
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Discipline by Another State Board 1 0 1 1 0 0 Violation of Rules of Professional Conduct 0 2 Misrepresentation of License Status 1 0 Professional Standards - Findings 13/14 14/15*** Abandonment 1 0 Confidentiality 1 1 Failure to provide medical records 0 2 Improper Supervision 1 0 Outside of area of competence 1 0 Unfit to practice 1 1 Violation of Code (child custody) 1 1	Sexual Misconduct	6	1	2	6	9	1	1	
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Violation of Code (child custody)	-						-		
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