

MEMORANDUM

DATE	January 22, 2016
TO	Licensing Committee Members
FROM	Karen Johnson Licensing Coordinator
SUBJECT	Agenda Item 9 Approval of the Licensing Committee Minutes: October 29, 2015

Attached are the minutes of the October 29, 2015 Licensing Committee meeting.

Action:

Review and approval of the minutes.

46 Jeffrey Thomas, Assistant Executive Officer
47 Kurt Heppler, DCA Legal Counsel
48 Ravinder Kapoor, DCA Legal Counsel
49 Karen Johnson, Licensing Coordinator
50 Jacquelin Everhart, Continuing Education/Renewals Coordinator
51 Chris Siefert, Administrative Technician
52 Jo Linder-Crow, PhD, California Psychological Association
53 Beth Tabakin, PhD, Marin County Psychological Association
54 Lester Summerfield, San Diego Psychological Association
55 Katherine Quinn, San Diego Psychological Association
56 Marilyn Immoos, PhD, California Department of Corrections and Rehabilitation
57 Brent Baldree, PhD

58
59 **Agenda Item a): Call to Order/Roll Call**

60
61 Jacqueline Horn, PhD, Committee Chairperson, called the open session meeting to
62 order at 1:12 p.m. A quorum was present and due notice had been sent to all interested
63 parties. Mr. Kapoor recommended the agenda reflect which Committee member would
64 be calling in from each teleconference location.

65
66 **Agenda Item b): Public Comment(s) on Items Not on the Agenda**

67
68 There was no public comment.

69
70 **Agenda Item c): Review and Revision of Business and Professions Code Section**
71 **2915: Continuing Education Requirements; Practice Outside Fields of**
72 **Competence**

73
74 Dr. Horn asked the Committee members if they have any questions or changes to the
75 revised section 2915 of the Business and Professions Code (Code). Dr. Harlem stated
76 he did not have any comments at this time since he was not at the last committee
77 meeting.

78
79 Ms. Jones commented that the revised section 2915 appears to capture all that was
80 discussed at the October 5, 2015 Licensing Committee meeting. Dr. Phillips agreed with
81 Ms. Jones.

82
83 Dr. Horn noted that subsection (b) requires each person renewing his or her license to
84 submit proof of compliance to the Board. She recommended that subsection (b) be
85 combined with subsection (c) to reflect that each person applying for renewal or
86 reinstatement of his or her license shall certify that he or she is in compliance with the
87 continuing education (CE) requirements and will retain proof of compliance for
88 submission to the Board upon request. Dr. Harlem asked if the gender identification of
89 "he or she" is a standard in all of the Board's statutes and regulations. Ms. Sorrick
90 stated that "he or she" is the standard language.

91
92 Ms. Sorrick suggested removing subsection (d)(1) as these courses were a one-time
93 requirement beginning in renewal year 2003. After the 2003 renewal cycle was

94 complete the one time requirement was met. The Committee members agreed with the
95 recommendation.
96

97 Ms. Sorrick stated that subsection (2)(a) is a requirement from the Legislature and
98 should stay in this section. Mr. Kapoor commented that the initial licensing intent is to
99 ensure that anyone who was licensed out-of-state before 1995 be in compliance with
100 this requirement. Dr. Horn asked if this is a course or if it can be fulfilled through
101 continuing professional development. Ms. Sorrick replied that this statutory requirement
102 is coursework and should remain a course to be in agreement with the law. Dr. Horn
103 agreed the section (2)(a) should remain. The other Committee members agreed.
104

105 Ms. Sorrick recommended deleting subsection (h). Dr. Horn expressed concerns about
106 taking out this section and asked for the reasons for the deletion. Ms. Sorrick stated that
107 this subsection is very specific about what courses need to be taken and could be
108 addressed in the CE/CPD regulations. Dr. Phillips agreed to strike out the whole
109 subsection (h). Dr. Harlem agreed with that recommendation.
110

111 Dr. Horn suggested the deletion of subsection (i) since it does not appear to belong in
112 this section. She indicated that section 2960 of the Code contains the same language.
113 Dr. Harlem agreed to delete this subsection. Ms. Sorrick read section 2960 as it pertains
114 to this subsection and recommended rewording (g) to reflect competence. Dr. Phillips
115 recommended deleting this subsection. Dr. Horn agreed that it is covered in other
116 sections and is not needed in this subsection. Ms. Jones agreed that is confusing and
117 should be stricken.
118

119 Dr. Horn suggested changing the order by switching the newly identified subsections (h)
120 and (i). Ms. Sorrick recommended leaving in the sections now identified as (g) and (h) to
121 give the board the authority to offer continuing education if the Board chose to do so in
122 the future. The Committee members agreed to leave in those sections.
123

124 Ms. Sorrick suggested that subsection (k), now identified as (h), be re-worded to just
125 address CE credit for Subject Matter Experts for both exam development and
126 enforcement expert reviews, instead of only for examination development. Dr. Harlem
127 agreed with the recommendation and directed staff to work on specific language.
128

129 Dr. Linder-Crow asked if a date needs to be referenced in subsection (a). Ms. Sorrick
130 commented that no date is necessary since the new revision will have an operative date
131 and will not have to list a specific operative date in the text of the statute.
132

133 It was M(Phillips)/S(Jones) to approve the language as amended and to give staff the
134 authority to make changes to the language as discussed and forward to the full Board
135 for consideration at the November 12-13, 2015 meeting.
136

137 Vote: 4 aye (Horn, Phillips, Harlem, Jones) 0 nay
138

139 **Agenda Item d): Adjournment**
140

141 Dr. Horn adjourned the meeting at 2:08 p.m.
142

143 **BUSINESS AND PROFESSIONS CODE - BPC**
144 **DIVISION 2. HEALING ARTS [500 - 4999.129]**
145 *(Division 2 enacted by Stats. 1937, Ch. 399.)*

146
147 **CHAPTER 6.6. Psychologists [2900 - 2999]**
148 *(Chapter 6.6 repealed and added by Stats. 1967, Ch. 1677.)*
149

150
151 **ARTICLE 1. General Provisions [2900 - 2919]**
152 *(Article 1 added by Stats. 1967, Ch. 1677.)*
153

154
155 **2915.**

156 ~~(a) Except as provided in this section, on or after January 1, 1996, the Board shall not~~
157 ~~issue any renewal license unless the applicant submits proof that he or she has~~
158 ~~completed no less than 18 hours of approved continuing education in the preceding~~
159 ~~year. On or after January 1, 1997, except as provided in this section, the Board shall~~
160 ~~issue renewal licenses only to those applicants who have completed 36 hours of~~
161 ~~approved continuing professional development continuing education in the preceding~~
162 ~~two years.~~

163 (b) Each person applying for renewing renewal or reinstatement of his or her license
164 issued pursuant to this chapter shall certify under penalty of perjury that he or she is in
165 compliance with this section and submit retain proof of compliance with this section for
166 submission to the Board upon request. False statements submitted pursuant to this
167 section shall be a violation of Section 2970.

168 ~~(c) A person applying for re-licensure or for reinstatement to an active license status~~
169 ~~shall certify under penalty of perjury that he or she is in compliance with this section.~~

170 ~~(d) (1) The continuing education requirement shall include, but shall not be limited to,~~
171 ~~courses required pursuant to Sections 25 and 28. The requirement may include courses~~
172 ~~pursuant to Sections 32 and 2914.1.~~

173 (2) (A) The Board shall require a licensed psychologist who began graduate study prior
174 to January 1, 2004, to take a continuing education course during his or her first renewal
175 period after the operative date of this section in spousal or partner abuse assessment,
176 detection, and intervention strategies, including community resources, cultural factors,
177 and same gender abuse dynamics. Equivalent courses in spousal or partner abuse
178 assessment, detection, and intervention strategies taken prior to the operative date of
179 this section or proof of equivalent teaching or practice experience may be submitted to
180 the Board and at its discretion, may be accepted in satisfaction of this requirement.

181 (B) Continuing education courses taken pursuant to this paragraph shall be applied to
182 the 36 hours of approved continuing professional development continuing education
183 required under subdivision (a).

184 ~~(C) A licensed psychologist whose practice does not include the direct provision of~~
185 ~~mental health services may apply to the board for an exemption from the requirements~~
186 ~~of this paragraph~~

187 (3) Continuing professional development Continuing education instruction approved to
188 meet the requirements of this section shall be completed within the State of California,

189 or shall be approved for continuing education credit by the American Psychological
190 Association or its equivalent organizations as approved by the Board.

191 (e) The Board may establish a policy for grant exemptions or extensions exceptions
192 from the continuing professional development education requirement of this section.

193 (f) The Board may recognize continuing education courses that have been approved
194 by one or more private nonprofit organizations that have at least 10 years' experience
195 managing continuing education programs for psychologists on a statewide basis,
196 including, but not limited to:

197 ~~(1) Maintaining and managing related records and data.~~

198 ~~(2) Monitoring and approving courses.~~

199 (fg) The Board shall adopt regulations as necessary for implementation of this section.

200 ~~(h) A licensed psychologist shall choose continuing education instruction that is related~~
201 ~~to the assessment, diagnosis, and intervention for the client population being served or~~
202 ~~to the fields of psychology in which the psychologist intends to provide services, that~~
203 ~~may include new theoretical approaches, research, and applied techniques. Continuing~~
204 ~~education instruction shall include required courses specified in subdivision (d).~~

205 ~~(i) A psychologist shall not practice outside his or her particular field or fields of~~
206 ~~competence as established by his or her education, training, continuing education, and~~
207 ~~experience.~~

208 (kg) Continuing education professional development credit may be approved for those
209 licensees who serve as a selected participant in any examination development or
210 enforcement-related function for the Board commissioners on any examination pursuant
211 to Section 2947, subject to limitations established by the Board.

212 (jh) The administration of this section may be funded through professional license fees
213 and continuing education provider and course approval fees, or both. The fees related
214 to the administration of this section shall not exceed the costs of administering the
215 corresponding provisions of this section.

216 ~~(l) This section shall become operative on January 1, 2004.~~

217 *(Repealed (in Sec. 2) and added by Stats. 2002, Ch. 481, Sec. 3. Effective January 1,*
218 *2003. Section operative January 1, 2004, by its own provisions.)*