MEMORANDUM

DATE: June 28, 2018
TO: EPPP2 Task Force
FROM: Lavinia Snyder
Examination Coordinator

SUBJECT: Agenda Item #7: Recommendation to the Board in Light of Discussion – Review and Determine Possible Statutory Changes to Business and Professions Code Sections 2940-2944, and Regulatory Changes to Title 16 of the California Code of Regulations, sections 1388 – 1389.1-Examinations

Background:

Depending on the outcome of the discussion of Agenda Item 6, amendments to the Boards current examinations statutes and regulations may be necessary. If the Task Force determines that Option 3 - Overview of EPPP Examination Process as of 1/1/2020 with Board Pre-Degree Application, as presented in Agenda Item 6, is the best possible examination sequence for implementation of the EPPP2 examination, staff proposes the attached revised language to both Business and Professions Code Sections 2940-2944, and Regulatory Changes to Title 16 of the California Code of Regulations, sections 1388 – 1389.1-Examinations for the Task Force's consideration. If the Task Force determines that it would like to recommend an alternative examination sequence or implementation option to the Board, staff will make any necessary changes to the statutory or regulatory language during the meeting.

Action Requested:

Determine whether proposed statute and regulations need to be modified in light of the discussion of Agenda Item 5 & 6, and recommend to the Board specific language for the modification of these sections, if necessary.

Attachment A: Bus. & Prof. Code sections 2940-2944
Attachment B: Article 4. of Title 16 of the California Code of Regulations, sections 1388-1389.1 – Examination
Attachment A
Bus. & Prof. Code sections 2940-2944

§ 2940. Application and fee

Each person desiring to obtain a license from the board shall make application to the board. The application shall be made upon a form and shall be made in a manner as the board prescribes in regulations duly adopted under this chapter.

The application shall be accompanied by the application fee prescribed by Section 2949. This fee shall not be refunded by the board.

To obtain a license from the board, an applicant shall submit any applications and pay any applicable fees as required by the board.

(Amended by Stats. 1997, Ch. 758, Sec. 38. Effective January 1, 1998.)

§ 2941. Examination and fee

Each applicant for a psychology license shall be examined by the board, and shall pay to the board, at least 30 days prior to the date of examination, the examination fee prescribed by Section 2987, which fee shall not be refunded by the board.

Each applicant for licensure as a psychologist shall take and pass any examination required by the board. An applicant may be examined for knowledge in any theoretical or applied fields of psychology, as well as professional skills and judgment in the utilization of psychological techniques and methods, and the ethical practice of psychology, as the board deems appropriate.

Each applicant shall pay any applicable examination fees.

(Amended by Stats. 1997, Ch. 758, Sec. 39. Effective January 1, 1998.)

§ 2942. Time for examinations; Passing grades

The board may examine by written or computer-assisted examination or by both. All aspects of the examination shall be in compliance with Section 139. The examination shall be available for administration at least twice a year at the time and place and under supervision as the board may determine. The passing grades for the examinations shall be established by the board in regulations and shall be based on psychometrically sound principles of establishing minimum qualifications and levels of competency.
Examinations for a psychologist's license may be conducted-utilized by the board under a uniform examination system, and for that purpose the board may make arrangements with organizations to supply and administer furnishing examination materials-material as may in its discretion be desirable.

(Amended by Stats. 2005, Ch. 658, Sec. 9. Effective January 1, 2006.)

§ 2943. Examination subjects

The board may examine for knowledge in whatever theoretical or applied fields in psychology as it deems appropriate. It may examine the candidate with regard to his or her professional skills and his or her judgment in the utilization of psychological techniques and methods.

(Amended by Stats. 1989, Ch. 888, Sec. 24.)

§ 2944. Written examinations

The board shall grade the written examination and keep the written examination papers for at least one year, unless a uniform examination is conducted pursuant to Section 2942.

(Amended by Stats. 1989, Ch. 888, Sec. 25.)
Attachment B

Article 4. of Title 16 of the California Code of Regulations,
sections 1388-1389.1 – Examination

§ 1388. Examinations.

(a) The Board recognizes the expertise of the Department of Consumer Affairs' (DCA) Office of Professional Examination Services (OPES). The Board shall utilize the services of the OPES in licensing examination development and validation through an interagency agreement.

(b) An applicant for examination shall successfully take and pass the licensing examinations prior to being licensed shall submit to the Board for its approval the required application (exam rev 6/18) and the applicable fee. The licensing examinations shall consist of the Association of State and Provincial Psychology Boards’ (ASPPB) Examination for Professional Practice in Psychology (EPPP), which consists of two parts, and the California Psychology Laws and Ethics Examination (CPLEE), except that the EPPP shall be waived for those applicants who meet the criteria in section 1388.6 of this chapter. Such applicants shall be required to take and pass the CPLEE.

(c) An applicant is eligible to take the first part of the EPPP upon completion of all academic coursework of a qualifying doctorate degree. To satisfy this requirement, the applicant shall submit to the Board a written certification from the registrar or training director of the educational institution or program stating that the applicant has completed all required academic coursework of a qualifying doctorate degree.

(d) An applicant is eligible to take the second part of the EPPP upon passing the first part of the EPPP, completion of a qualifying doctorate degree, and accrual of 1500 hours of qualifying supervised professional experience.

(e) An applicant is eligible to take the CPLEE upon passing shall pass both parts of the EPPP and completion all of 3000 hours of qualifying supervised professional experience prior to being eligible for the CPLEE, whichever is applicable, pursuant to section 1388.6.

(f) Upon application, the Board will notify applicants of their eligibility to take each examination. Applicants are responsible for completing any administrative requirements for taking the EPPP established by ASPPB or its agent, including paying any fees. This subsection applies to those re-taking the EPPP as well as to those taking it for the first time.

(g) For forms of the EPPP taken prior to September 1, 2001, the passing score is the score that was recognized by the Board at that time. For computer administered forms of the EPPP, the Board shall accept the passing score recommended by apply a scaled score as recommended by ASPPB.
(fh) Qualified applicants desiring to take the CPLEE shall submit to the Board the fee set forth in section 1392 of this chapter. Applicants shall comply with all instructions established by the DCA examination vendor for taking the CPLEE.

(g) The passing score on the CPLEE shall be determined for each form of the examination by a criterion referenced procedure performed by OPES.

(h) An applicant for whom English is his or her second language may be eligible for additional time when taking the EPPP and/or the CPLEE. The applicant must complete and submit a request for additional time that states under penalty of perjury that English is his or her second language. The Test of English as a Foreign Language (TOEFL) certification score of 85 or below must be sent by Educational Testing Service directly to the Board. The TOEFL must have been taken within the previous two years prior to application. The Board will only consider the highest score of any TOEFL taken within the previous two years. If approved, the applicant will be allotted time-and-a-half (1.5x) when taking the examination.

Note: Authority cited: Sections 2930 and 2942, Business and Professions Code.

Reference:
Sections 123, 496, 2941, 2942, 2943 and 2960, Business and Professions Code.

§ 1388.6. License Requirements and Waiver of Examination Satisfaction of Licensure Requirements.

(a) When a California licensed psychologist has been licensed for at least five years and has allowed his/her license to cancel by not renewing the license for at least three years, the psychologist shall not be required to take the EPPP.

(b) If an applicant for licensure as a psychologist has been currently licensed at the doctoral level and has been so for at least two (2) years in another state, Canadian province, or U.S. territory, for at least five years the applicant shall not be required to take the EPPP submit documentation of a passing score on the EPPP.

(be) An applicant for licensure as a psychologist who holds a Certificate of Professional Qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB), shall not be required to take the EPPP submit documentation of a passing score on the EPPP. Such an applicant shall be deemed to have met the educational and experience requirements of subdivisions (b), (c) and (ed) of Code section 2914.

(ce) An applicant for licensure as a psychologist who is credentialed as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSP) and has been currently licensed based on a doctoral degree at the doctoral level in another state, Canadian province, or U.S. territory for a minimum of five years shall not be required to take the EPPP submit documentation of a passing score on the EPPP.
passing score on the EPPP. Such an applicant shall be deemed to have met the
educational and experience requirements of subdivisions (b), (c) and (d) of Code
section 2914.

(d) An applicant for licensure as a psychologist who is certified by the American Board
of Professional Psychology (ABPP) and has been licensed based on a
doctoral degree at the doctoral level in another state, Canadian province, or U.S.
territory for a minimum of five years shall not be required to take the EPPP
and submit documentation of a passing score on the EPPP. Such an applicant shall be deemed to
have met the educational and experience requirements of subdivisions (b), (c) and (d)
of Code section 2914.

(e) Although some requirements are deemed to have been met under this section, an applicant must file a complete application and meet all current licensure requirements not addressed above, including payment of any fees, take and pass the California Psychology Law and Ethics Examination (CPLEE), and not
be subject to discipline.

Note: Authority cited: Sections 2930 and 2946, Business and Professions Code.
Reference: Section 2946, Business and Professions Code.

§ 1389. Reconsideration of Examinations.

(a) There shall be no reconsideration of the grade or score received on the EPPP or on the
CPLEE.

(b) Nothing in this section shall be construed to deprive an applicant of his or her rights
of appeal as afforded by other provisions of law.

Note: Authority cited: Section 2930, Business and Professions Code. Reference:
Sections 2942 and 2944, Business and Professions Code.

§ 1389.1. Inspection of Examinations.

(a) All examination materials, except those owned by an examination service, shall be
retained by the board at the board's office in Sacramento for a period of two (2) years
after the date of the examination.

(b) No inspection is allowed of the written examination administered by the board

Note: Authority cited: Section 2930, Business and Professions Code. Reference:
Sections 2942 and 2944, Business and Professions Code; and Section 12844,
Government Code.