

MEMORANDUM

DATE	September 25, 2018
TO	Licensing Committee Members
FROM	 Stephanie Cheung Licensing Manager
SUBJECT	Agenda Item 3 Approval of Minutes: April 24, 2018

Attachment:

Draft minutes of the April 24, 2018 Licensing Committee meeting.

Action Requested:

Review and approve the attached April 24, 2018 Licensing Committee Meeting minutes.

1 **Licensing Committee Meeting Minutes**

2
3 **Department of Consumer Affairs**
4 **1747 N. Market Blvd., HQ2 Hearing Room #186**
5 **Sacramento, CA 95834**
6 **(916) 574-7720**

7
8 **Tuesday, April 24, 2018**

9
10 **Agenda Item #1: Call to Order/Roll Call/Establishment of Quorum**

11
12 Jacqueline Horn, PhD, Committee Chairperson, called the meeting to order at 9:13 a.m.

13
14 A quorum was present and due notice had been sent to all interested parties.

15
16 **Members Present**

17 Jacqueline Horn, PhD, Chairperson
18 Stephen Phillips, JD, PsyD
19 Seyron Foo, Public Member

20
21 **Others Present**

22 Antonette Sorrick, Executive Officer
23 Norine Marks, DCA Legal Counsel
24 Stephanie Cheung, Licensing Manager
25 Sandra Monterrubio, Enforcement Program Manager
26 Natasha Lim, Licensing Coordinator
27 Jason Glasspiegel, Central Services Coordinator
28 Lavinia Snyder, Examination Coordinator

29
30 **Agenda Item #2: Public Comment(s) on Items Not on the Agenda**

31
32 There was no public comment.

33
34 **Agenda Item #3: Approval of the Licensing Committee Minutes: January 22, 2018**

35 (2:06/4:40:09)

36
37 Dr. Horn asked if there were any additions or corrections to the January minutes.

38
39 Dr. Horn stated that she had some non-substantive amendments and would send them
40 to staff.

41
42 It was M(Phillips)/S(Foo)/C to approve the minutes as amended.

43
44 There was no public comment.

45
46 Vote: 3-0 (Aye: Foo, Horn, Phillips)

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Agenda Item #4: Examination Subject Matter Experts (SME) Qualifications
(4:15/4:40:09)

Ms. Snyder, the Examination Coordinator for the Board, explained that at the January 22, 2018 Licensing Committee meeting, there was discussion about revising the SME email invitation, the SME Application, and the SME confirmation. Ms. Snyder stated that she worked with the Committee members to revise the forms.

Ms. Snyder stated that the issue of the Board prohibiting government employees from participating in the SME workshops was brought up at the February 16, 2018 Board Meeting. She clarified that the Board does not prohibit government employees from participating in the SME workshops. The Board just needs additional information from the employee’s human resources department to ensure that there is no conflict of interest and no violation of the Government Code Section 19910. She indicated that she would like to add a question on the SME application asking if the applicant is a government employee along with a brief explanation as to why the Board needs the information.

Mr. Foo stated that the revised SME application aligns the question about the racial background of applicants with State and Federal guidelines. It also brings the Board to conformity and allows the Board to track data for SME applicants who optionally disclose their race on the application for statistical purposes.

Dr. Phillips stated that the ultimate goal is to make sure the Board is using a diverse group of Subject Matter Experts in order to help ensure that there is not an over or under representation of any particular group.

Ms. Marks commented that the SME email invitation and SME confirmation refers to a per diem fee and per diem honorarium and it would be more accurate to call it a per diem salary. Ms. Marks also asked Ms. Snyder if the Board asks the SME applicants if they are State employees in order to beware of possible overtime issues and ensure that they are not violating any overtime laws. Ms. Snyder stated that the Board does not currently inquire of information as such. Ms. Marks suggested that Ms. Snyder to consider adding that question and consult with human resources if there are concerns relating to overtime issues.

There was no public comment.

Agenda Item #5: Standardization of Trainee Categories: Stakeholders’ Feedback and Discussion (13:40/4:40:09)

Ms. Cheung explained that at the January 22, 2018 Licensing Committee meeting, staff proposed to standardize the current five trainee categories into one by requiring all trainees to be Psychological Assistants. She explained that there are Currently five different ways for a trainee to gain Supervised Professional Experience: apply to the Board to register as a psychological assistant, apply to the Board to register as a

95 registered psychologist, gain experience through exempt settings (academic institutions
96 or governmental organizations), in a formal doctoral placement/internship, or under a
97 Department of Mental Health Waiver. Even though the common goal for these trainees
98 is to gain hours, the oversight, process, and requirements are different for each setting.
99 Staff proposed to consolidate all training categories into the Psychological Assistant
100 category with the aim to enhance consumer protection and greater accountability across
101 all work settings. At the January 22, 2018 Licensing Committee meeting, the Committee
102 tasked staff to solicit stakeholder feedback regarding the proposal. Staff worked with the
103 Department of Consumer Affairs' SOLID Training Solutions to develop three surveys to
104 capture feedback from stakeholders, licensees, and staff.

105
106 Dr. Horn and Dr. Phillips agreed that based on the overwhelming feedback of the
107 surveys, it would not be a good idea to consolidate all trainees into one category, but it
108 would be a good idea to remove the Registered Psychologist category.

109
110 Discussion ensued regarding oversight and accountability as it relates to psychological
111 assistants and trainees in exempt settings and internships.

112
113 Dr. Phillips asked if a complaint is made against a trainee in an internship setting, would
114 the complaint be filed against the trainee's supervisor. Ms. Cheung confirmed that it is
115 correct. Dr. Phillips followed up and asked if the Board would still be able to review the
116 complaint even though it would not be able to take disciplinary action against the
117 trainee. Ms. Cheung confirmed that it is also correct and Ms. Sorrick added that the
118 complaint would only impact the trainee once the Board received an application for
119 licensure.

120
121 Mr. Foo suggested that staff create a chart to put on the Board's website showing the
122 different settings and time limitations.

123
124 Dr. Phillips stated that some comments on the surveys suggested that the purpose of
125 the proposal was for the Board to generate revenue. Dr. Phillips clarified that revenue
126 generation was not the intent of the Board and that the Board has generated enough
127 revenue to cover its costs and has historically had a surplus of funds. The proposal was
128 motivated by concern for consumers receiving psychological services and making sure
129 there is accountability for all trainees.

130
131 The Committee agreed to consolidate the Registered Psychologist category into the
132 Psychological Assistant category.

133
134 It was M(Phillips)/S(Foo)/C to approve consolidating the Registered Psychologist
135 category into the Psychological Assistant category.

136
137 The Committee asked staff to continue monitoring complaints against trainees in non-
138 registered settings to see if there is a future need to consolidate all trainees into the
139 Psychological Assistant category.

140

141 Public Comment: Dr. Marilyn Immoos from CDCR, thanked the Committee and staff for
142 their diligence, hard work, and level of collaboration with the various stakeholders. Dr.
143 Immoos introduced her Assistant Deputy Director, Dr. Brittany Brizendine and her
144 supervisor, Dr. Travis Williams.

145
146 Public Comment: Dr. Brittney Brizendine added that accountability with CDCR begins
147 with a two-pronged process. The review of staff misconduct is comprised of a referral to
148 the Peer Review Committee and discipline through corrective action, which could lead
149 to adverse action, such as termination, depending on the level of egregiousness.

150
151 Public Comment: Dr. Williams added that CDCR has created a conference for their
152 supervisors to educate and provide techniques for case conceptualizations.

153
154 Public Comment: Dr. Elizabeth Winkelman from the California Psychological
155 Association stated that she hopes the Committee considers the comments from
156 Registered Psychologists before collapsing them into the Psychological Assistant
157 category. Dr. Winkelman also suggested changing the name of Psychological Assistant
158 to Psychological Associates.

159
160 Public Comment: Rene Puliatti, Executive Director of CAPIC, stated that CAPIC does
161 provide oversight to CAPIC interns similar to that of CDCR. He explained that CAPIC
162 works closely with the sites, schools, supervisors, and students in providing oversight,
163 and thus they do not receive a lot of complaints from their interns. He encouraged the
164 Board to keep trying to improve the process and the standardization process as there
165 are benefits to standardization. He suggested that perhaps different levels of
166 registration may work.

167
168 Public Comment: Chris Davis, PsyD, commented on her experience regarding the
169 process of obtaining licensure and wanted to know if she could make a complaint
170 against a supervisor.

171
172 Dr. Phillips stated that a trainee can bring a complaint against a supervisor because
173 anyone can file a complaint at any time. He reminded the trainee not to reveal specific
174 information relating to any pending cases as they are still bound by confidentiality.

175
176 Public Comment: Dr. Brittany Brizendine from CDCR, stated that CDCR has an appeal
177 process. CDCR has two types of appeals, healthcare and custody. Every patient has
178 the right to file an appeal.

179
180 Vote: 3-0 (Aye: Foo, Horn, Phillips)

181
182 **Agenda Item #6: Pathways to Licensure: Review Proposed Amendments**

183
184 Business and Professions Code (B&P Code), Section 27, Disclosure of information.
185 (1:12:36/4:40:09)
186

187 The Committee tasked staff to review the Pathways language and remove “registered
188 psychologist” from the language.

189
190 Discussion ensued regarding renaming the Psychological Assistant category.

191
192 Dr. Phillips stated that if the Committee decides to rename “psychological assistants” to
193 “psychological associates”, the Board needs to make sure the trainees still understand
194 that they must specify who their supervisor is and that they are working under
195 supervision.

196
197 Mr. Foo asked if it was easy to rename a category in the BreEZe system. Ms. Lim
198 stated that it would be quite easy to change the name of a category in the BreEZe
199 system.

200
201 Dr. Phillips stated that, for historical purposes, he would want to retain the Psychological
202 Assistant category and add a new category with the name change. Ms. Lim stated that
203 adding a new category is possible.

204
205 Ms. Sorrick asked, from a staff perspective, what the purpose is behind changing the
206 name of the Psychological Assistant registration.

207
208 Public Comment: Dr. Winkelman from the California Psychological Association said she
209 raised the issue of changing the Psychological Assistant name because she noticed it in
210 the stakeholder comments and because of the recent change at the Board of Behavioral
211 Sciences at the master’s level for the Marriage and Family Therapist Intern title change
212 to Associate Marriage and Family Therapist or Registered Associate Marriage and
213 Family Therapist. The term “associate” sounds more dignified and more trained than
214 “assistant.”

215
216 Dr. Phillips clarified that it would be more commensurate with the training and
217 responsibilities associated with the training category. Staff will incorporate related global
218 changes to proposed language for Pathways.

219
220 It was M(Phillips)/S(Foo)/C to approve changing the title of the Psychological Assistant
221 category to Psychological Associate.

222
223 Vote: 3-0 (Aye: Foo, Horn, Phillips)

224
225 The Committee’s changes were implemented in the proposed language below:

226
227 **§ 27. Information to be provided on Internet; Entities in Department of Consumer**
228 **Affairs required to comply**

229
230 (a) Each entity specified in subdivisions (c), (d), and (e) shall provide on the Internet
231 information regarding the status of every license issued by that entity in accordance with
232 the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of
233 Division 7 of Title 1 of the Government Code) and the Information Practices Act of 1977

234 (Chapter 1 (commencing with Section 1798) of Title 1.8 of Part 4 of Division 3 of the
235 Civil Code). The public information to be provided on the Internet shall include
236 information on suspensions and revocations of licenses issued by the entity and other
237 related enforcement action, including accusations filed pursuant to the Administrative
238 Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of
239 Title 2 of the Government Code) taken by the entity relative to persons, businesses, or
240 facilities subject to licensure or regulation by the entity. The information may not include
241 personal information, including home telephone number, date of birth, or social security
242 number. Each entity shall disclose a licensee's address of record. However, each entity
243 shall allow a licensee to provide a post office box number or other alternate address,
244 instead of his or her home address, as the address of record. This section shall not
245 preclude an entity from also requiring a licensee, who has provided a post office box
246 number or other alternative mailing address as his or her address of record, to provide a
247 physical business address or residence address only for the entity's internal
248 administrative use and not for disclosure as the licensee's address of record or
249 disclosure on the Internet.

250
251 (b) In providing information on the Internet, each entity specified in subdivisions (c) and
252 (d) shall comply with the Department of Consumer Affairs' guidelines for access to
253 public records.

254
255 (c) Each of the following entities within the Department of Consumer Affairs shall
256 comply with the requirements of this section:

257
258 (1) The Board for Professional Engineers, Land Surveyors, and Geologists shall
259 disclose information on its registrants and licensees.

260
261 (2) The Bureau of Automotive Repair shall disclose information on its licensees,
262 including auto repair dealers, smog stations, lamp and brake stations, smog check
263 technicians, and smog inspection certification stations.

264
265 (3) The Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal
266 Insulation shall disclose information on its licensees and registrants, including major
267 appliance repair dealers, combination dealers (electronic and appliance), electronic
268 repair dealers, service contract sellers, and service contract administrators.

269
270 (4) The Cemetery and Funeral Bureau shall disclose information on its licensees,
271 including cemetery brokers, cemetery salespersons, cemetery managers, crematory
272 managers, cemetery authorities, crematories, cremated remains disposers, embalmers,
273 funeral establishments, and funeral directors.

274
275 (5) The Professional Fiduciaries Bureau shall disclose information on its licensees.

276
277 (6) The Contractors' State License Board shall disclose information on its licensees and
278 registrants in accordance with Chapter 9 (commencing with Section 7000) of Division 3.
279 In addition to information related to licenses as specified in subdivision (a), the board

280 shall also disclose information provided to the board by the Labor Commissioner
281 pursuant to Section 98.9 of the Labor Code.
282
283 (7) The Bureau for Private Postsecondary Education shall disclose information on
284 private postsecondary institutions under its jurisdiction, including disclosure of notices to
285 comply issued pursuant to Section 94935 of the Education Code.
286
287 (8) The California Board of Accountancy shall disclose information on its licensees and
288 registrants.
289
290 (9) The California Architects Board shall disclose information on its licensees, including
291 architects and landscape architects.
292
293 (10) The State Athletic Commission shall disclose information on its licensees and
294 registrants.
295
296 (11) The State Board of Barbering and Cosmetology shall disclose information on its
297 licensees.
298
299 (12) The State Board of Guide Dogs for the Blind shall disclose information on its
300 licensees and registrants.
301
302 (13) The Acupuncture Board shall disclose information on its licensees.
303
304 (14) The Board of Behavioral Sciences shall disclose information on its licensees,
305 including licensed marriage and family therapists, licensed clinical social workers,
306 licensed educational psychologists, and licensed professional clinical counselors.
307
308 (15) The Dental Board of California shall disclose information on its licensees.
309
310 (16) The State Board of Optometry shall disclose information on its licensees and
311 registrants.
312
313 (17) The Board of Psychology shall disclose information on its licensees, including
314 psychologists, and psychological assistants, and registered psychologistsassociates.
315
316 (d) The State Board of Chiropractic Examiners shall disclose information on its
317 licensees.
318
319 (e) The Structural Pest Control Board shall disclose information on its licensees,
320 including applicators, field representatives, and operators in the areas of fumigation,
321 general pest and wood destroying pests and organisms, and wood roof cleaning and
322 treatment.
323
324 (f) The Bureau of Medical Cannabis Regulation shall disclose information on its
325 licensees.
326

327 (g) "Internet" for the purposes of this section has the meaning set forth in paragraph (6)
328 of subdivision (f) of Section 17538.

329
330 *(Amended (as amended by Stats. 2016, Ch. 32, Sec. 1) by Stats. 2016, Ch. 489, Sec.*
331 *1. Effective January 1, 2017.)*

332
333 B&P Code, Sections 25, 28, 2915.5, Training in Human Sexuality, Child, Elder, and
334 Dependent Adult Abuse Assessment and Reporting, and Aging and Long-term Care.
335 [\(1:31:48/4:40:09\)](#)

336
337 Ms. Sorrick asked the Committee for clarification regarding standardizing the number of
338 hours of training for the pre-licensure coursework requirements. She indicated that there
339 is a general provision about child, elder, and dependent adult abuse assessment and
340 reporting which impacts other boards and the current language states seven contact
341 hours is required. Staff had recommended all the pre-licensure courses be amended to
342 six contact hours. Since this impacts other programs, Ms. Sorrick asked the Committee
343 if it would consider keeping the seven contact hours and not making any changes.

344
345 Dr. Phillips explained that in a typical day of continuing education, you would get six,
346 maybe six and a half hours of education, but never seven. Requiring seven hours would
347 require a two-part course as opposed to taking the course in one day. Ms. Sorrick asked
348 Ms. Cheung how applicants are currently showing proof that the seven hours have been
349 completed. Ms. Cheung said usually, the applicant will submit a course certificate to the
350 Board and the certificate will indicate how many hours the course was.

351
352 Dr. Horn stated that the Committee would like to require six contact hours for all pre-
353 licensure coursework. She suggested that we could reach out to other Boards and ask if
354 they would agree to change the seven contact hours to six. Ms. Sorrick said staff could
355 seek input from other Boards to discuss the possible requirement change.

356
357 Mr. Foo stated that he is concerned about reducing the number of contact hours to six
358 given the recent discussions of child custody cases. Dr. Phillips and Dr. Horn agreed
359 and stated that it would be best to keep the seven contact hours as a requirement.

360
361 There was no public comment.

362
363 The Committee's changes were implemented in the proposed language below:

364
365 **§ 25. Training in human sexuality**

366
367 Any person applying for a license, registration, or the first renewal of a license, after the
368 effective date of this section, as a licensed marriage and family therapist, a licensed
369 clinical social worker, a licensed psychologist, or a licensed professional clinical
370 counselor shall, in addition to any other requirements, show by evidence satisfactory to
371 the agency regulating the business or profession, that he or she has completed training
372 in human sexuality as a condition of licensure. The training shall be creditable toward

373 continuing education requirements as deemed appropriate by the agency regulating the
374 business or profession, and the course shall not exceed more than 50 contact hours.

375
376 The Board of Psychology shall exempt from the requirements of this section any
377 persons whose field of practice is such that they are not likely to have use for this
378 training.

379
380 “Human sexuality” as used in this section means the study of a human being as a
381 sexual being and how he or she functions with respect thereto.

382
383 The content and length of the training shall be determined by the administrative agency
384 regulating the business or profession and the agency shall proceed immediately upon
385 the effective date of this section to determine what training, and the quality of staff to
386 provide the training, is available and shall report its determination to the Legislature on
387 or before July 1, 1977.

388
389 If a licensing board or agency proposes to establish a training program in human
390 sexuality, the board or agency shall first consult with other licensing boards or agencies
391 that have established or propose to establish a training program in human sexuality to
392 ensure that the programs are compatible in scope and content.

393
394 *(Amended by Stats. 2011, Ch. 381, Sec. 1. Effective January 1, 2012.)*

395
396 **§ 28. Child, elder, and dependent adult abuse assessment and reporting training**

397
398 (a) The Legislature finds that there is a need to ensure that professionals of the healing
399 arts who have demonstrable contact with victims and potential victims of child, elder,
400 and dependent adult abuse, and abusers and potential abusers of children, elders, and
401 dependent adults are provided with adequate and appropriate training regarding the
402 assessment and reporting of child, elder, and dependent adult abuse that will
403 ameliorate, reduce, and eliminate the trauma of abuse and neglect and ensure the
404 reporting of abuse in a timely manner to prevent additional occurrences.

405
406 (b) The Board of Psychology and the Board of Behavioral Sciences shall establish
407 required training in the area of child abuse assessment and reporting for all persons
408 applying for initial licensure and renewal of a license as a psychologist, clinical social
409 worker, professional clinical counselor, or marriage and family therapist. This training
410 shall be required one time only for all persons applying for initial licensure or for
411 licensure renewal.

412
413 (c) All persons applying for initial licensure or renewal of a license as a psychologist,
414 clinical social worker, professional clinical counselor, or marriage and family therapist
415 shall, in addition to all other requirements for licensure or renewal, have completed
416 coursework or training in child abuse assessment and reporting that meets the
417 requirements of this section, including detailed knowledge of the Child Abuse and
418 Neglect Reporting Act (Article 2.5 (commencing with Section 11164) of Chapter 2 of

419 Title 1 of Part 4 of the Penal Code). The training shall meet all of the following
420 requirements:
421
422 (1) Be obtained from one of the following sources:
423
424 (A) An accredited or approved educational institution, as defined in Sections 2902,
425 4980.36, 4980.37, 4996.18, and 4999.12, including extension courses offered by those
426 institutions.
427
428 (B) A continuing education provider as specified by the responsible board by regulation.
429
430 (C) A course sponsored or offered by a professional association or a local, county, or
431 state department of health or mental health for continuing education and approved or
432 accepted by the responsible board.
433
434 (2) Have a minimum of seven contact hours.
435
436 (3) Include the study of the assessment and method of reporting of sexual assault,
437 neglect, severe neglect, general neglect, willful cruelty or unjustifiable punishment,
438 corporal punishment or injury, and abuse in out-of-home care. The training shall also
439 include physical and behavioral indicators of abuse, crisis counseling techniques,
440 community resources, rights and responsibilities of reporting, consequences of failure to
441 report, caring for a child's needs after a report is made, sensitivity to previously abused
442 children and adults, and implications and methods of treatment for children and adults.
443
444 (4) An applicant shall provide the appropriate board with documentation of completion of
445 the required child abuse training.
446
447 (d) The Board of Psychology and the Board of Behavioral Sciences shall exempt an
448 applicant who applies for an exemption from this section and who shows to the
449 satisfaction of the board that there would be no need for the training in his or her
450 practice because of the nature of that practice.
451
452 (e) It is the intent of the Legislature that a person licensed as a psychologist, clinical
453 social worker, professional clinical counselor, or marriage and family therapist have
454 minimal but appropriate training in the areas of child, elder, and dependent adult abuse
455 assessment and reporting. It is not intended that, by solely complying with this section,
456 a practitioner is fully trained in the subject of treatment of child, elder, and dependent
457 adult abuse victims and abusers.
458
459 (f) The Board of Psychology and the Board of Behavioral Sciences are encouraged to
460 include coursework regarding the assessment and reporting of elder and dependent
461 adult abuse in the required training on aging and long-term care issues prior to licensure
462 or license renewal.

463
464 *(Amended by Stats. 2015, Ch. 426, Sec. 1. Effective January 1, 2016.)*
465

466 **§ 2915.5. Coursework in aging and long-term care required for licensure of new**
467 **applicant; Instruction on assessment and reporting of, as well as treatment**
468 **related to, elder and dependent adult abuse and neglect**
469

470 (a) Any applicant for licensure as a psychologist who began graduate study on or after
471 January 1, 2004, shall complete, as a condition of licensure, a minimum of 40~~six (6)~~
472 ~~contact~~ hours of coursework or applied experience in aging and long-term care, which
473 may include, but need not be limited to, the biological, social, and psychological aspects
474 of aging. On and after January 1, 2012, this coursework shall include instruction on the
475 assessment and reporting of, as well as treatment related to, elder and dependent adult
476 abuse and neglect.

477
478 ~~(b) Coursework taken in fulfillment of other educational requirements for licensure~~
479 ~~pursuant to this chapter, or in a separate course of study, may, at the discretion of the~~
480 ~~board, fulfill the requirements of this section.~~

481
482 (e~~b~~) In order to satisfy the coursework requirement of this section, the applicant shall
483 submit to the board a written certification from the registrar or training director~~chief~~
484 ~~academic officer~~ of the educational institution or program from which the applicant
485 graduated stating that the coursework required by this section is included within the
486 institution's required curriculum for graduation at the time the applicant graduated, or
487 within the coursework, that was completed by the applicant.

488
489 (c) If an applicant does not have coursework pursuant to this section, evidence of
490 compliance can be obtained as part of his or her applied experience. Applied
491 experience can be met in any of the following settings: practicum, internship, or formal
492 postdoctoral placement that meets the requirement of Section 2911, or other qualifying
493 supervised professional experience. To satisfy this requirement, the applicant shall
494 submit to the board a written certification from the director of training for the program or
495 primary supervisor where the qualifying experience has occurred stating that the
496 training required by this section is included within the applied experience.

497
498 (d) If an applicant does not meet the curriculum or coursework requirement pursuant to
499 this section, evidence of compliance can be obtained by taking a continuing education
500 course that meets the requirements of subdivision (e) or (f) of Section 2915 and that
501 qualifies as a continuing education learning activity category specified in paragraph (2)
502 or (3) of subdivision (c) of Section 2915. To satisfy this requirement, the applicant shall
503 submit to the board a certification of completion~~The board shall not issue a license to~~
504 ~~the applicant until the applicant has met the requirements of this section.~~

505
506 *(Amended by Stats. 2010, Ch. 552, Sec. 2. Effective January 1, 2011.)*

507
508 B&P Code, Section 2903, Licensure Requirements.

509
510 The Committee did not discuss this section.

511
512 B&P Code, Sections 2909 and 2910, Exemptions. (1:40:20/4:40:09)

513
514 Ms. Sorrick stated that in the January 22, 2018 Licensing Committee meeting, the
515 Committee tasked staff to revise Sections 2909 and 2910 to make the sections clearer.
516 Staff combined Sections 2909 and 2910.

517
518 Ms. Sorrick explained that Ms. Cheung, Ms. Lim and herself met to review the language
519 of Sections 2909 and 2910 and concluded that Section 2909 was not necessary
520 because Section 2910 already covers what can be done in an exempt setting.

521
522 Public Comment: Dr. Immoos from CDCR, stated that Sections 2909 and 2910 were
523 redundant and agreed with combining the sections.

524
525 The Committee's changes were implemented in the proposed language below:

526
527 **~~§ 2909. Applicability of chapter to credentialed school psychologists, and~~**
528 **~~psychologists and psychological assistants employed by colleges, universities,~~**
529 **~~or governmental organizations~~**

530
531 ~~This chapter shall not be construed as restricting or preventing activities of a~~
532 ~~psychological nature or the use of the official title of the position for which they were~~
533 ~~employed on the part of the following persons, provided those persons are performing~~
534 ~~those activities as part of the duties for which they were employed, are performing those~~
535 ~~activities solely within the confines of or under the jurisdiction of the organization in~~
536 ~~which they are employed, and do not render or offer to render psychological services,~~
537 ~~as defined in Section 2903:~~

538
539 ~~(a) Persons who hold a valid and current credential as a school psychologist issued by~~
540 ~~the Commission on Teacher Credentialing.~~

541
542 ~~(b) Persons who are employed in positions as psychologists or psychological assistants~~
543 ~~by accredited or approved colleges, junior colleges, or universities, or by federal, state,~~
544 ~~county, or municipal governmental organizations that are not primarily involved in the~~
545 ~~provision of direct health or mental health services, may conduct research and~~
546 ~~disseminate their research findings and scientific information.~~

547
548 ~~(Amended by Stats. 2015, Ch. 218, Sec. 1. Effective January 1, 2016.)~~

549
550 **§ 2910. Applicability of chapter to practice of psychology by certain salaried**
551 **employees of academic institutions, public schools, or governmental agencies**

552
553 (a) This chapter shall not be construed to restrict the practice of psychology on the part
554 of persons who are salaried employees of accredited or approved academic institutions,
555 public schools, or governmental agencies, if those employees are complying with the
556 following:

557
558 (1) Performing those psychological activities as part of the duties for which they were
559 hired.

- 560
561 (2) Performing those activities solely within the jurisdiction or confines of those
562 organizations.
563
564 (3) Do not hold themselves out to the public by any title or description of activities
565 incorporating the words “psychology,” “psychological,” or “psychologist.”
566
567 (4) Are primarily gaining the supervised professional experience required for licensure
568 that is being accrued consistent with the board’s regulations and the employees have as
569 the primary supervisor a psychologist licensed ~~in the state~~ by the board.
570
571 (b) Commencing January 1, 2016, an individual employed or who becomes employed
572 by one or more employers as described in subdivision (a) shall be exempt under this
573 section for a cumulative total of five years.

574 *(Amended by Stats. 2015, Ch. 218, Sec. 3. Effective January 1, 2016.)*

575 B&P Code, Section 2909.5, Exemptions. (13:40/4:40:09).

576
577
578
579 This section was discussed in Agenda Item #5. The Committee recommended
580 consolidating the Registered Psychologist category with the Psychological Associate
581 category. The Committee’s changes were implemented in the proposed language below
582

583 ~~§ 2909.5. Applicability of chapter to registered psychologist employed by~~
584 ~~nonprofit community agencies supported by governmental organizations~~

585
586 ~~This chapter shall not be construed as restricting or preventing activities of a~~
587 ~~psychological nature or the use of the official title of the position for which persons were~~
588 ~~employed on the part of persons who meet the educational requirements of subdivision~~
589 ~~(b) of Section 2914 and who have one year or more of the supervised professional~~
590 ~~experience referenced in subdivision (c) of Section 2914 if they are employed by~~
591 ~~nonprofit community agencies that receive a minimum of 25 percent of their financial~~
592 ~~support from any federal, state, county, or municipal governmental organizations for the~~
593 ~~purpose of training and providing services, provided those persons are performing those~~
594 ~~activities as part of the duties for which they were employed, are performing those~~
595 ~~activities solely within the confines of or under the jurisdiction of the organization in~~
596 ~~which they are employed and do not render or offer to render psychological services to~~
597 ~~the public, as defined in Section 2903.~~

598
599 ~~Those persons shall be registered by the agency with the board at the time of~~
600 ~~employment and shall be identified in the setting as a “registered psychologist.”~~
601 ~~Those persons shall be exempt from this chapter for a maximum period of 30 months~~
602 ~~from the date of registration.~~

603
604 *(Amended by Stats. 2016, Ch. 484, Sec. 1. Effective January 1, 2017.)*

605
606 B&P Code, Section 2911, Exemptions. (1:49:51/4:40:09)

607
608 Dr. Horn stated that individuals accruing their post-doctoral hours are not called interns.
609 She said individuals accruing post-doc hours can be referred to as “post-doctoral
610 trainees”.

611
612 Public Comment: Dr. Winkleman from CPA, asked if there was a difference between
613 “psychology intern” and “psychology trainee” and if there is not, would trainee cover
614 both pre- and post-doc?

615
616 Dr. Horn stated that if we are going to identify trainees in a post-doctoral placement, we
617 should not use the term, intern, to identify them.

618
619 Public Comment: Mr. Puliatti from CAPIC said his understanding of the word intern was
620 someone who was at a formal placement which can include pre- and post-doc
621 placements. He asked if removing the word “intern” would have an impact.

622
623 Dr. Horn stated that using the term “psychology trainee” should not have any impact.
624 She added that the goal is to identify the trainees at these settings. Discussion ensued
625 regarding the terms “intern” and “trainee” for individuals in post-doctoral settings. Dr.
626 Phillips was concerned that the term “psychology trainee” may also refer to
627 “psychological assistants”. The Committee agreed that the terms “pre-doctoral intern”
628 and “post-doctoral trainee”, should be used.

629
630 The Committee’s changes were implemented in the proposed language below:

631
632 **§ 2911. Applicability of chapter to ~~students and interns~~ (students, interns and**
633 **post-doctoral trainees)**

634
635 Nothing in this chapter shall be construed as restricting the activities and services of a
636 ~~psychology graduate student or psychological intern in psychology pursuing a course of~~
637 ~~study leading to a graduate degree in psychology at an accredited or approved college~~
638 ~~or university and working in a training program, or a postdoctoral trainee working in a~~
639 ~~postdoctoral placement overseen by the American Psychological Association (APA), the~~
640 ~~Association of Psychology Postdoctoral and Internship Centers (APPIC), or the~~
641 ~~California Psychology Internship Council (CAPIC), provided that these activities and~~
642 ~~services constitute a part of his or her supervised course of study and that those~~
643 ~~persons are designated by the title “psychological, psychology intern,” “or~~
644 ~~psychological trainee,” “postdoctoral interntrainee,” or another title clearly indicating the~~
645 ~~training status appropriate to his or her level of training. The aforementioned terms shall~~
646 ~~be reserved for persons enrolled in the a doctoral program leading to one of the degrees~~
647 ~~that qualifies for licensure listed in subdivision (b) of Section 2914(b) at an accredited or~~
648 ~~approved college or university or in a formal pre-doctoral internship or post-doctoral~~
649 ~~placement, overseen approved by the American Psychological Association (APA),~~
650 ~~Association of Psychology Postdoctoral and Internship Centers (APPIC), or California~~
651 ~~Psychology Internship Council (CAPIC).~~

652
653 *(Amended by Stats. 2005, Ch. 658, Sec. 3. Effective January 1, 2006.)*

654
655 B&P Code, Section 2913, Services by psychological assistants. (2:07:33/4:40:09)
656

657 The Committee reviewed the question raised by staff. Ms. Marks stated that the
658 question was about delegation. The last sentence in subsection (c) provides clarification
659 that a primary supervisor for a psychological assistant is allowed to delegate
660 supervision. The Committee reviewed and agreed with staff's proposed amendments.
661 Dr. Horn added that the primary supervisor should have the ability to supervise in the
662 areas that the psychological assistant will be trained in and make sure that the
663 psychological assistant is in compliance with all governing statutes and regulations.
664

665 The Committee's changes were implemented in the proposed language below:
666

667 **§ 2913. Services by psychological assistants**
668

669 A person other than a licensed psychologist may perform psychological functions in
670 preparation for licensure as a psychologist only if all of the following conditions are met:
671

672 (a) The person shall register ~~himself or herself~~ with the board as a "psychological
673 ~~assistant~~associate." This registration shall be renewed annually in accordance with
674 regulations adopted by the board.
675

676 (b) The person (A4) has completed a master's degree in psychology or in education
677 with the field of specialization in educational psychology ~~or,~~ counseling psychology, or
678 school psychology, or (B2) has been admitted to candidacy for a doctoral degree in (1)
679 psychology or education with the field of specialization in clinical, counseling, school,
680 consulting, forensic or industrial/organizational psychology, or (2) education, with the
681 field of specialization in educational psychology, counseling psychology, or school
682 psychology, or (3) a field of specialization designed to prepare graduates for the
683 professional practice of psychology after having satisfactorily completed three or more
684 years of postgraduate education in psychology and having passed preliminary doctoral
685 examinations, or (C3) has completed a doctoral degree that qualifies for licensure under
686 Section 2914. The Board shall make the final determination as to whether a degree
687 meets the requirements of this section.
688

689 (c) (1) The psychological associate shall be supervised by a primary supervisor who is a
690 licensed psychologist. The psychological assistant~~associate's primary supervisor is at~~
691 ~~all times under the immediate supervision, as defined in regulations adopted by the~~
692 ~~board, of a licensed psychologist, or a licensed physician and surgeon who is certified in~~
693 ~~psychiatry by the American Board of Psychiatry and Neurology or the American College~~
694 ~~of Osteopathic Board of Neurology and Psychiatry, who shall be responsible for~~
695 ~~ensuring that the extent, kind, and quality of the psychological services that the~~
696 ~~psychological assistant performs~~ are consistent with his or her training
697 the psychological associate's and the primary supervisor's training and experience, and
698 the primary supervisor shall be responsible for the psychological assistant~~associate's~~
699 compliance with this chapter and regulations. Primary supervisors may delegate
700 supervision as prescribed by the board's regulations.

701
702 (2) A licensed psychologist ~~or board-certified psychiatrist~~ shall not supervise more than
703 three (3) psychological assistants/associates at any given time. ~~No psychological~~
704 ~~assistant may provide psychological services to the public except as a supervisee~~
705 ~~pursuant to this section.~~

706
707 (d) ~~The A psychological assistants/associate shall not comply with regulations that the~~
708 ~~board may, from time to time, duly adopt relating to the fulfillment of requirements in~~
709 ~~continuing education.~~

710
711 (1) provide psychological services to the public except as a trainee pursuant to this
712 section.

713
714 (2) receive payments, monetary or otherwise, directly from clients or patients

715
716 (e) No person shall be registered to practice as a psychological associate who is found
717 by the board to be in violation of Section 2960 and the rules and regulations duly
718 adopted thereunder.

719
720 *(Amended by Stats. 2016, Ch. 484, Sec. 2. Effective January 1, 2017.)*

721
722 B&P Code, Section 2914, Applicant's Requirements.

723
724 The Committee did not discuss this section.

725
726 B&P Code, Section 2915, Continuing Professional Development. (2:09:36/4:40:09)

727
728 Mr. Foo asked what was the policy reason to remove (g) from Section 2915.

729
730 Dr. Horn explained that Continuing Professional Development allows for many more
731 options than just attending continuing education courses and would also give licensees
732 ample opportunity to participate in gaining their continuing education requirements.

733
734 Public Comment: Dr. Winkleman from CPA suggested to leave in (g) of Section 2915
735 because it allows for some flexibility for individuals with extenuating circumstances.

736
737 Ms. Sorrick added that the language relating to exemption and extension in the Board's
738 regulations has been removed that was approved by the Board previously. Discussion
739 ensued regarding removing (g) from Section 2915.

740
741 Ms. Marks will get back to staff regarding the citation relating to false statements in
742 subsection (b).

743
744 The Committee's changes were implemented in the proposed language below:

745
746 **§ 2915. Continuing education requirements; Practice outside fields of**
747 **competence**

748
749 (a) Except as provided in this section, the board shall issue a renewal license only to an
750 ~~applicant~~ licensed psychologist who has completed 36 hours of approved continuing
751 professional development in the preceding two years.

752
753 (b) ~~A~~ Each person licensed psychologist who applies to renew or reinstates his or her
754 license issued pursuant to this chapter shall certify ~~under penalty of perjury that he or~~
755 ~~she is in compliance with this section~~ under penalty of perjury, and shall retain proof of
756 this compliance for submission to the board upon request. False statements submitted
757 pursuant to this section shall be a violation of Section 2970.

758
759 (c) Continuing professional development means certain ~~continuing education~~ learning
760 activities approved in four different categories:

761
762 (1) Professional Activities.

763
764 (2) Academic Activities.

765
766 (3) Sponsored continuing education coursework.

767
768 (4) Board certification from the American Board of Professional Psychology.

769
770 The board may develop regulations further defining acceptable continuing professional
771 development activities.

772
773 (d) (1) The board shall require a licensed psychologist who began graduate study prior
774 to January 1, 2004, to take a continuing education course during his or her first renewal
775 period after the operative date of this section in spousal or partner abuse assessment,
776 detection, and intervention strategies, including community resources, cultural factors,
777 and same gender abuse dynamics. Equivalent courses in spousal or partner abuse
778 assessment, detection, and intervention strategies taken prior to the operative date of
779 this section or proof of equivalent teaching or practice experience may be submitted to
780 the board and at its discretion, may be accepted in satisfaction of this requirement.

781
782 (2) Continuing education courses taken pursuant to this subdivision shall be applied to
783 the 36 hours of approved continuing professional development required under
784 subdivision (a).

785
786 (e) Continuing education courses approved to meet the requirements of this section
787 shall be approved for credit by organizations approved by the board. An organization
788 previously approved by the board to provide or approve continuing education is deemed
789 approved under this section.

790
791 (f) The board may accept continuing education courses approved by an entity that has
792 demonstrated to the board in writing that it has, at a minimum, a 10-year history of
793 providing educational programming for psychologists and has documented procedures

794 for maintaining a continuing education approval program. The board shall adopt
795 regulations necessary for implementing this section.

796
797 ~~(g) The board may grant an exemption, or an extension of the time for compliance with,~~
798 ~~from the continuing professional development requirement of this section.~~
799

800 (gh) The administration of this section may be funded through professional license fees
801 and continuing education provider and course approval fees, or both. The fees related
802 to the administration of this section shall not exceed the costs of administering the
803 corresponding provisions of this section.

804
805 *(Amended by Stats. 2016, Ch. 484, Sec. 6. Effective January 1, 2017.)*

806
807 B&P Code, Section 2940, Application and Examination Fees (2:20:47/4:40:09)

808
809 The Committee reviewed and agreed with staff's proposed amendments. The
810 Committee's changes were implemented in the proposed language below:

811
812 **§ 2940. Application and fee**

813
814 Each person desiring to obtain a license from the board shall submit anmake application
815 in a manner prescribed by the board in regulations duly adopted under this chapter. ~~to~~
816 ~~the board. The application shall be made upon a form and shall be made in a manner~~
817 ~~as the board prescribes in regulations duly adopted under this chapter.~~

818
819 The application shall be accompanied by the application fee prescribed by Section-2949
820 2987. This fee shall not be refunded by the board.

821
822 *(Amended by Stats. 1997, Ch. 758, Sec. 38. Effective January 1, 1998.)*

823
824 B&P Code, Section 2941, Application and Examination Fees

825
826 The Committee did not discuss this section.

827
828 B&P Code, Sections 2942, 2943, & 2944, Examination, Time and Subjects.

829
830 The Committee did not discuss these sections.

831
832 B&P Code, Section 2946, Licensure in Another State. (2:21:56/4:40:09)

833
834 The Committee discussed a prior amendment of granting a license to an out of state
835 applicant by changing the requirement of being licensed in another state from five years
836 to two years.

837
838 The Committee discussed removing the word "waiver" because the Board should not
839 have the authority to "waive" the national license examination requirement.

840

841 Mr. Foo suggested seeking input from the EPPP2 Task Force regarding removing the
842 word “waiver” from Section 2946 and that there was a majority agreement that there are
843 concerns about exemptions to the national licensing exam.

844
845 The Committee’s changes were implemented in the proposed language below:

846
847 **§ 2946. ~~Reciprocity licenses; Temporary practice by out-of-state licensees;~~**
848 **Waiver of examination requirement**

849
850 The board shall grant a license to any person who passes the board’s supplemental
851 licensing examination and, at the time of application, has been licensed for at least
852 two~~five~~ years by a psychology licensing authority in another state or territory of the
853 United States or Canadian province if the requirements for obtaining a certificate or
854 license to practice psychology in that state, territory or province were substantially
855 equivalent to the requirements of this chapter.

856
857 A psychologist certified or licensed in another state, territory or province and ~~who~~ has
858 ~~made application~~applied to the board for a license in this state may perform activities
859 and services of a psychological nature without a valid California license for a period not
860 to exceed 180 calendar days from the time of submitting his or her application or from
861 the commencement of residency in this state, whichever first occurs.

862
863 The board at its discretion may waive the examinations, when in the judgment of the
864 board the applicant has already demonstrated competence in areas covered by the
865 examinations. The board at its discretion may waive the examinations for diplomates of
866 the American Board of Professional Psychology.

867
868 *(Amended by Stats. 2005, Ch. 658, Sec. 11. Effective January 1, 2006.)*

869
870 B&P Code, Section 2948, Issuance of License.

871
872 The Committee did not discuss this section.

873
874 B&P Code, Section 2960, Grounds for Disciplinary Action.

875
876 The Committee did not discuss this section.

877
878 Evidence Code, Section 1010, Psychotherapist). ([2:41:42](#)/4:40:09)

879
880 The Committee agreed that the primary supervisor should be a licensed psychologist.
881 The Committee stated that subsection (h) should be removed since the Registered
882 Psychologist category will be consolidated into the Psychological Associate category.

883
884 The Committee’s changes were implemented in the proposed language below:

885
886 **§ 1010. “Psychotherapist”**

887

888 As used in this article, “psychotherapist” means a person who is, or is reasonably
889 believed by the patient to be:
890
891 (a) A person authorized to practice medicine in any state or nation who devotes, or is
892 reasonably believed by the patient to devote, a substantial portion of his or her time to
893 the practice of psychiatry.
894
895 (b) A person licensed as a psychologist under Chapter 6.6 (commencing with Section
896 2900) of Division 2 of the Business and Professions Code.
897
898 (c) A person licensed as a clinical social worker under Article 4 (commencing with
899 Section 4996) of Chapter 14 of Division 2 of the Business and Professions Code, when
900 he or she is engaged in applied psychotherapy of a nonmedical nature.
901
902 (d) A person who is serving as a school psychologist and holds a credential authorizing
903 that service issued by the state.
904
905 (e) A person licensed as a marriage and family therapist under Chapter 13
906 (commencing with Section 4980) of Division 2 of the Business and Professions Code.
907
908 (f) A person registered as a psychological ~~assistant~~associate who is under the primary
909 supervision of a licensed psychologist ~~or board-certified psychiatrist~~ as required by
910 Section 2913 of the Business and Professions Code, or a person registered as a
911 marriage and family therapist intern who is under the supervision of a licensed marriage
912 and family therapist, a licensed clinical social worker, a licensed psychologist, or a
913 licensed physician and surgeon certified in psychiatry, as specified in Section 4980.44
914 of the Business and Professions Code.
915
916 (g) A person registered as an associate clinical social worker who is under supervision
917 as specified in Section 4996.23 of the Business and Professions Code.
918
919 ~~(h) A person registered with the Board of Psychology as a registered psychologist who~~
920 ~~is under the supervision of a licensed psychologist or board-certified psychiatrist.~~
921
922 ~~(i) A psychological intern as defined in Section 2911 of the Business and Professions~~
923 ~~Code who is under the primary supervision of a licensed psychologist ~~or board-certified~~~~
924 ~~psychiatrist.~~
925
926 ~~(j) A trainee, as defined in subdivision (c) of Section 4980.03 of the Business and~~
927 ~~Professions Code, who is fulfilling his or her supervised practicum required by~~
928 ~~subparagraph (B) of paragraph (1) of subdivision (d) of Section 4980.36 of, or~~
929 ~~subdivision (c) of Section 4980.37 of, the Business and Professions Code and is~~
930 ~~supervised by a licensed psychologist, a board certified psychiatrist, a licensed clinical~~
931 ~~social worker, a licensed marriage and family therapist, or a licensed professional~~
932 ~~clinical counselor.~~
933

934 (kj) A person licensed as a registered nurse pursuant to Chapter 6 (commencing with
935 Section 2700) of Division 2 of the Business and Professions Code, who possesses a
936 master’s degree in psychiatric-mental health nursing and is listed as a psychiatric-
937 mental health nurse by the Board of Registered Nursing.

938
939 (kk) An advanced practice registered nurse who is certified as a clinical nurse specialist
940 pursuant to Article 9 (commencing with Section 2838) of Chapter 6 of Division 2 of the
941 Business and Professions Code and who participates in expert clinical practice in the
942 specialty of psychiatric-mental health nursing.

943
944 (ml) A person rendering mental health treatment or counseling services as authorized
945 pursuant to Section 6924 of the Family Code.

946
947 (mm) A person licensed as a professional clinical counselor under Chapter 16
948 (commencing with Section 4999.10) of Division 2 of the Business and Professions
949 Code.

950
951 (en) A person registered as a clinical counselor intern who is under the supervision of a
952 licensed professional clinical counselor, a licensed marriage and family therapist, a
953 licensed clinical social worker, a licensed psychologist, or a licensed physician and
954 surgeon certified in psychiatry, as specified in Sections 4999.42 to 4999.46, inclusive, of
955 the Business and Professions Code.

956
957 (po) A clinical counselor trainee, as defined in subdivision (g) of Section 4999.12 of the
958 Business and Professions Code, who is fulfilling his or her supervised practicum
959 required by paragraph (3) of subdivision (c) of Section 4999.32 of, or paragraph (3) of
960 subdivision (c) of Section 4999.33 of, the Business and Professions Code, and is
961 supervised by a licensed psychologist, a board-certified psychiatrist, a licensed clinical
962 social worker, a licensed marriage and family therapist, or a licensed professional
963 clinical counselor.

964
965 *(Amended by Stats. 2016, Ch. 86, Sec. 126. (SB 1171) Effective January 1, 2017.)*

966
967 **Agenda Item #8b: Pathways to Licensure: Review Proposed Amendments to Title**
968 **16 of the California Code of Regulations**

969
970 California Code of Regulations (CCR), Section 1380.3, Definitions. (2:45:36/4:40:09)

971
972 The Committee agreed with the proposed amendments and the changes were
973 implemented in the proposed language below:

974
975 **§ 1380.3. Definitions.**

976
977 For the purpose of the regulations contained in this chapter, the term “bBoard” means
978 the Board of Psychology, and the term “eCode” means the Business and Professions
979 Code, and the term “trainee” means a psychology trainee working under the supervision
980 as specified one of the conditions in section 1387.

981
982 Note: Authority and reference cited: Section 2930, Business and Professions Code.

983
984 CCR, Sections 1381, 1381.1, & 1381.2, Applications. (2:45:51/4:40:09)

985
986 Dr. Horn stated that 1381.2 was taken out because it was already in 2914. The
987 Committee agreed, and the changes were implemented in the proposed language
988 below:

989
990 **~~§ 1381.2. Petition for Hearing.~~**

991
992 ~~An applicant for examination or licensure whose credentials indicate ineligibility shall be~~
993 ~~notified of the deficiency. The applicant may correct the deficiency indicated or in the~~
994 ~~alternative file a request for hearing before the appropriate committee.~~

995
996 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
997 ~~Section 2940, Business and Professions Code.~~

998
999 CCR, Section 1381.4, Failure to Appear for an Examination.

1000
1001 The Committee did not discuss this section.

1002
1003 CCR, Section 1381.5, Failure to Pay Initial License Fee. (2:46:42/4:40:09)

1004
1005 The Committee agreed that a license application is considered abandoned if an
1006 applicant fails to pay the initial fee within three years after notification. The Committee's
1007 changes were implemented in the proposed language below:

1008
1009 **§ 1381.5. Failure to Pay Initial License Fee.**

1010
1011 An application shall be deemed ~~to have been~~ abandoned if an applicant fails to pay the
1012 initial license fee within three years after notification by the ~~Board~~ Board that the fee for
1013 licensure is due. An applicant whose application has been deemed abandoned may
1014 again be eligible for licensure upon the filing of a new application and meeting all
1015 current ~~licensing~~ licensure requirements, including payment of any fees. Such applicant
1016 shall ~~not be required to take the Examination for Professional Practice in Psychology~~
1017 ~~(EPPP) but shall take and pass the California Psychology Supplemental~~ Laws and
1018 Ethics Examination (CPSLEE).

1019
1020 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1021 Sections 2940 and 2983, Business and Professions Code.

1022
1023 CCR, Sections 1382, 1382.3, 1382.4, 1382.5, & 1382.6, Pre-licensing Courses.

1024
1025 The Committee did not discuss these sections.

1026
1027 CCR, Section 1386, Evaluation of Education. (2:47:25/4:40:09)

1028
1029 Dr. Horn stated that if the degree listed on the transcript does not appear to comply with
1030 section 2914 of the Code, we may require a letter from the registrar, and the Committee
1031 agreed. The Committee's changes were implemented in the proposed language below:
1032

1033 **§ 1386. Revised Criteria for Evaluation of Education.**

1034
1035 (a) Only those doctorate degrees ~~which~~that are designated as being earned in a
1036 department or school of psychology, ~~educational psychology or education with the~~
1037 ~~psychology with the field of specialization in clinical, counseling, school, consulting,~~
1038 ~~forensic or industrial/organizational psychology,~~ or in education with the field of
1039 specialization in counseling psychology, ~~or educational psychology, or school~~
1040 ~~psychology~~field of specialization in counseling psychology or educational psychology
1041 shall be accepted as an earned doctorate degree as specified in section 2914,
1042 subdivisions (b) and (c)(1) through (3), of the Code. If compliance with section 2914 of
1043 the Code it is not evident on the official transcript, the Board may require that any
1044 doctorate degree earned in education with the field of specialization in counseling
1045 psychology or educational psychology be certified by the registrar as such a degree.
1046

1047 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1048 Section 2914, Business and Professions Code.

1049
1050 CCR, Section 1387, Supervised Professional Experience. ([2:48:18/4:40:09](#))

1051
1052 The Committee stated that trainees in the areas of general applied psychology are to
1053 meet all of the same requirements as other trainees. Discussion ensued regarding the
1054 flexibility of the word "original" as it refers to the Supervision Agreement. The Committee
1055 agreed that a copy of the original Supervision Agreement would suffice.
1056

1057 The Committee's changes were implemented in the proposed language below:

1058
1059 **§ 1387. Supervised Professional Experience (SPE).**

1060
1061 This section applies to all trainees, ~~pre- or post-doctoral, who intend~~ accruing for hours
1062 of supervised professional experience (SPE) to count toward meeting the
1063 licensing/licensure requirements stated in section 2914(ed) of the Business and
1064 Professions Code. TheseAll trainees accruing hours of SPE~~supervised experience~~ in
1065 areas of general applied psychology ~~that do not include direct mental health~~
1066 ~~services~~must alsoshould refer to section 1387 subdivision (d) .3 for information on
1067 establishing an alternate plan for SPE.
1068

1069 (a) SPE is defined as an organized program that consists of a planned, structured and
1070 administered sequence of professionally supervised, comprehensive, clinical-applied
1071 training experiences. SPE shall have a logical training sequence that builds upon the
1072 skills and competencies of trainees to prepare them for ~~the independent practice of~~
1073 ~~psychology once they become licensed.~~ SPE shall include:
1074

1075 ~~SPE shall include (1) socialization into the profession of psychology and shall be~~
1076 ~~augmented by integrated modalities including mentoring, didactic exposure, role-~~
1077 ~~modeling, enactment, observational/vicarious learning, and consultative guidance.~~
1078

1079 ~~SPE shall include (2) activities which that address the integration of psychological~~
1080 ~~concepts and current and evolving competencies, scientific knowledge, principles, and~~
1081 ~~theories to the professional delivery of psychological services to the consumer-public.~~
1082

1083 ~~SPE shall include (3) only the time spent by the trainee engaged in psychological~~
1084 ~~activities that directly serve to prepare the trainee for the independent practice of~~
1085 ~~psychology once licensed. SPE shall not include custodial tasks such as filing,~~
1086 ~~transcribing or other clerical duties.~~
1087

1088 ~~The term "trainee" as used in these regulations means a psychology trainee working~~
1089 ~~under one of the conditions listed in subsections (a)(1) and (a)(2) of this section.~~

1090 ~~(ab) Pursuant to section 2914(ed) of the eCode, two years of qualifying SPE shall be~~
1091 ~~completed and documented prior to licensure. One year of SPE shall be defined as~~
1092 ~~1500 hours. At least one year of SPE shall be completed post-doctorally. Each year of~~
1093 ~~SPE shall be completed within a thirty (30) consecutive months period. If both years of~~
1094 ~~SPE (3000 hours) are completed post-doctorally, they shall be completed within a sixty~~
1095 ~~(60) consecutive months period. Upon showing of good cause as determined by the~~
1096 ~~bBoard, these specified time limitations may be reasonably modified.~~
1097

1098 (1) Pre-doctoral SPE: Up to 1500 hours of SPE may be accrued pre-doctorally but
1099 only after completion of 48 semester/trimester or 72 quarter units of graduate
1100 coursework in psychology, not including thesis, internship or dissertation. Pre-
1101 doctoral SPE shall ~~may~~ be accrued ~~only~~ as follows:
1102

1103 (A) ~~In a formal an internship placement pursuant to section 2911 of the eCode,;~~
1104 ~~which is accredited by the American Psychological Association (APA), or which is~~
1105 ~~a member of the Association of Psychology Postdoctoral and Internship Centers~~
1106 ~~(APPIC) or the California Psychology Internship Council (CAPIC) and Rregistration~~
1107 ~~with the Board is not required. A formal internship placement that actually began~~
1108 ~~prior to January 1, 2007 that meets the membership requirements of, but is not a~~
1109 ~~member of, APPIC or CAPIC will satisfy the requirements of this section; or~~

1110 (B) As an employee of an exempt setting pursuant to section 2910 of the Ceode
1111 and Rregistration with the bBoard is not required; or
1112

1113 (C) As a psychological ~~assistant~~ associate pursuant to section 2913 of the Ceode
1114 and Rregistration with the Bboard prior to commencing work is required; ~~or~~
1115

1116 ~~(D) Pursuant to a Department of Mental Health Waiver (5751.2 Welfare and~~
1117 ~~Institutions Code) for which registration with the board is not required.~~
1118

1119 (2) Post-doctoral SPE: At least 1500 hours of SPE shall be accrued post-
1120 doctorally. "Post-doctorally" means after the date certified as "meeting all the
1121 requirements for the doctoral degree" by the Registrar or Dean of the educational

1122 institution, or by the Director of Training of the doctoral program. Post-doctoral
1123 SPE ~~shall~~ may be accrued only as follows:

1124
1125 (A) ~~For postdoctoral SPE accrued on or after January 1, 2006, in~~ In a formal post-
1126 doctoral ~~training~~placement program pursuant to section 2911 of the Code, which
1127 is accredited by the American Psychological Association (APA), or which is a
1128 member of the Association of Psychology Postdoctoral and Internship Centers
1129 (APPIC) or the California Psychology Internship Council (CAPIC) and Registration
1130 with the Board is not required; or

1131
1132 (B) ~~As a registered psychologist pursuant to section 2909(d) of the Code~~
1133 and registration with the board prior to commencing work is required; or

1134
1135 (C) As an employee of an exempt setting pursuant to section 2910 of the Code,
1136 and Registration with the Board is not required; or

1137
1138 (D) As a psychological assistant associate pursuant to section 2913 of the Code,
1139 and Registration with the Board prior to commencing work is required; or

1140
1141 (E) ~~Pursuant to a Department of Mental Health Waiver (5751.2 Welfare and~~
1142 ~~Institutions Code) for which registration with the board is not required.~~

1143
1144 (bc) Supervision Requirements:

1145
1146 (1) All SPE must be overseen by a primary supervisor.

1147
1148 (A) All primary supervisors must be licensed psychologists who meet the
1149 requirements of section 1387.1(a), except for SPE accrued in areas of general
1150 applied psychology, including but not limited to applied psychological research,
1151 industrial-organizational psychology, applied developmental psychology or
1152 consulting psychology, in which case the primary supervisor may be unlicensed.

1153
1154 If the primary supervisor is unlicensed, the trainee must obtain a co-supervisor who
1155 is a licensed psychologist that meets the requirements of section 1387.1(c).

1156
1157 (B) The primary supervisor may delegate supervision to other licensed mental
1158 health professionals who meet the requirements of section 1387.1(b).

1159
1160 ~~Primary supervisors shall meet the requirements set forth in section 1387.1.~~

1161 ~~(2) Delegated supervisors shall meet the requirements set forth in section 1387.2.~~

1162
1163 ~~(23) Trainees shall have no proprietary interest in the business of the primary or~~
1164 ~~delegated supervisor(s) and shall not serve in any capacity which that would hold~~
1165 ~~influence over the primary or delegated supervisor(s)' judgment in providing~~
1166 ~~supervision.~~

1167

1168 ~~(34) Trainees shall be provided with supervision for 10% of the total time. A~~
 1169 ~~maximum of 40 hours per week can be credited toward SPE. Time spent in~~
 1170 ~~supervision can be counted toward the trainee's SPE. worked each week. At least~~
 1171 ~~one (1) hour per week shall be face-to-face, must be in direct, individual~~
 1172 ~~supervision with the primary supervisor. Additional supervision can be provided by~~
 1173 ~~the primary, delegated, or co-supervisor(s). See table below for supervision~~
 1174 ~~requirements.~~

Hours Worked	Within the Hours Worked, Time Spent in Supervision
0-10	1
11-20	2
21-30	3
31-40	4
Total Countable SPE	40

1176
 1177 ~~(5) A maximum of forty-four (44) hours per week will be credited toward meeting~~
 1178 ~~the SPE requirement. This shall include the required 10% supervision.~~

1180 ~~(6) The primary supervisor shall be employed by the same work setting as the~~
 1181 ~~trainee and be available to the trainee 100% of the time the trainee is accruing~~
 1182 ~~SPE. This availability may be in person, by telephone, by pager or by other~~
 1183 ~~appropriate technology.~~

1185 ~~(7) Primary supervisors shall ensure that a plan is in place to protect the~~
 1186 ~~patient/client in the event a patient/client crisis or emergency occurs during any~~
 1187 ~~time the supervisor is not physically present at the established site at which the~~
 1188 ~~trainee is working. The primary supervisor shall ensure that the trainee thoroughly~~
 1189 ~~understands the plan in the event of a crisis/emergency.~~

1191 ~~(48) SPE shall not be obtained from supervisors who have received payment,~~
 1192 ~~monetary or otherwise, from the trainee for the purpose of providing such~~
 1193 ~~supervision. No supervisor shall request, receive, or facilitate the receipt of~~
 1194 ~~payment, monetary or otherwise, from the trainee as a condition for the accrual of~~
 1195 ~~SPE.~~

1197 ~~(59) SPE Experience gained while the trainee is functioning under another mental~~
 1198 ~~health license shall not be credited toward meeting the SPE requirements for~~
 1199 ~~licensure. the psychologist's license.~~

1201 ~~(610) Prior to the start of the experience, the primary supervisor and the~~
 1202 ~~traineesupervisee shall together prepare an agreement ("Agreement") that outlines~~
 1203 ~~the structure and sequence of the planned program of supervision to accomplish~~
 1204 ~~the goals and objectives of the experience. Hours accrued prior to preparing such~~
 1205 ~~an agreement results in those hours not counting toward the licensure~~
 1206 ~~requirements. The original agreement shall accompany the application for~~

1207 licensure, pursuant to 2914 of the Code registration, if any, and identify and shall
1208 include at least the following:

- 1209 • Name, license number and signature of primary supervisor;
- 1210 • Name and signature of traineesupervisee;
- 1211 • Statutory authority under which the traineesupervisee will function;
- 1212 • Start date of the experience and the anticipated completion date;
- 1213 • Duties to be performed in a sequential structured plan as defined in this
1214 section;
- 1215 • Address of the locations at which the duties will be performed;
- 1216 • Goals and objectives of the plan for SPE, including how socialization into the
1217 profession will be achieved; and
- 1218 • How and when the supervisor will provide periodic assessments and feedback
1219 to the traineesupervisee as to whether or not he or she is performing as
1220 expected; and
- 1221 • Attestation that both the supervisor and trainee have discussed and
1222 understand each term of SPE as required in sections 1387, 1387.1, 1387.4,
1223 1387.5 of the Business and Professions Code.

1224
1225 ~~Additionally, the agreement shall reflect that both supervisor and supervisee have~~
1226 ~~discussed and understand each term of SPE as required by the California Code of~~
1227 ~~Regulations.~~

1228
1229 (744) Once the SPE outlined in the ~~a~~Agreement has been completed, the primary
1230 supervisor shall submit to the traineesupervisee both the Agreementagreement,
1231 unless previously submitted to the Board, pursuant to Section 1387(b)(10)(c)(6),
1232 and a verification of experience form signed by the primary supervisor under
1233 penalty of perjury, in a sealed envelope, signed across the seal by the primary
1234 supervisor, for submission to the Board by the traineesupervisee ~~along~~ with his or
1235 her application for licensure. The verification shall certify to completion of the hours
1236 consistent with the terms of the ~~a~~Agreement: and contain the following information:

- 1237 • Name and contact information of the trainee
- 1238 • Name, license number and contact information of the supervisor
- 1239 • Start and end date of the experience
- 1240 • Total number of hours per week worked by the trainee
- 1241 • Total number of supervised hours per week
- 1242 • Total number of hours being verified

1243
1244 The supervisor must indicate, in his or her best professional judgment, whether the
1245 traineesupervisee demonstrated an overall performance at or above the level of
1246 competence expected for the trainee'ssupervisee's level of education, training and
1247 experience. When SPE is accrued in a formal pre-doctoral internship or post-
1248 doctoral training program, the program's training director shall be authorized to
1249 perform the verification and rating duties of the primary supervisor provided that
1250 the internship training director is a licensed psychologist who possesses a valid,
1251 active license free of any disciplinary action.

1252

1253 If the SPE is not consistent with the terms of the agreement, or if the
1254 ~~trainees~~supervisee did not demonstrate an overall performance at or above the
1255 level of competence expected for the supervisee's level of education, training and
1256 experience, then the ~~SPE hours accrued shall~~will not count towards the licensure
1257 requirements.

1258
1259 (8) The trainee shall maintain a written weekly log of all hours of SPE earned
1260 toward licensure, in accordance with section 1387.5.

1261
1262 (9) Failure to comply with the requirements of this section shall be considered
1263 unprofessional conduct and may subject the supervisor to disciplinary action.

1264
1265 (c) ~~Delegated Supervision Requirements:~~

1266
1267 ~~(1) Except as provided in section 1391.5, which regulates the supervision of~~
1268 ~~psychological assistants, primary supervisors may delegate supervision to other~~
1269 ~~qualified psychologists or to other qualified mental health professionals including~~
1270 ~~licensed marriage and family therapists, licensed educational psychologists,~~
1271 ~~licensed clinical social workers and board certified psychiatrists.~~

1272
1273 ~~(2) The primary supervisor remains responsible for providing the minimum one~~
1274 ~~hour per week of direct, individual face-to-face supervision.~~

1275
1276 ~~(3) The primary supervisor remains responsible for ensuring compliance with this~~
1277 ~~section.~~

1278
1279 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1280 Sections 2911 and 2914, Business and Professions Code.

1281
1282 CCR, Sections 1387.1 & 1387.2, Qualifications of Primary and Delegated Supervisors.
1283 (3:00:56/4:40:09)

1284
1285 Discussion ensued regarding verifying if primary supervisors have taken the required
1286 six-hour course every two years and possibly verifying this in the psychologist license
1287 renewal process. Ms. Marks stated that the requirements of being a supervisor have
1288 nothing to do with renewals and cautioned the Committee not to mix the two together.
1289 The Committee tasked staff to come back to the next Licensing Committee meeting with
1290 recommendations on how to ensure primary supervisors are meeting the six-hour
1291 supervision course requirement.

1292
1293 The Committee's changes were implemented in the proposed language below:

1294
1295 **§ 1387.1. Qualifications and Responsibilities of Primary Supervisors.**

1296
1297 All primary supervisors shall be licensed psychologists, except that board certified
1298 psychiatrists may be primary supervisors of their own registered psychological
1299 assistants. In this regard, a maximum of 750 hours of experience out of the required

1300 3000, can be supervised by a board certified psychiatrist and can be counted toward
1301 meeting the SPE licensing requirements.

1302

1303 (a) Primary supervisors shall comply with all of the following requirements:

1304

1305 (1) Prior to functioning as a primary supervisor and every two (2) years thereafter
1306 while acting as a primary supervisor, the supervisor shall complete six (6) hours of
1307 approved continuing professional development in supervision that meets the
1308 requirements in section 1397.61(c)(2).

1309

1310 (A) Primary supervisors shall certify under penalty of perjury to completion of the
1311 six (6) hour course, as required by this section, each time the supervisor completes
1312 a verification of the experience as referenced in section 1387(c)(7).

1313

1314 (B) Documentation of the course shall be maintained for six (6) years from the date
1315 of completion. Evidence of completion of the course shall be submitted to the
1316 Board upon request.

1317

1318 ~~(2) Primary supervisors shall possess and maintain a valid, active license free of~~
1319 ~~any current formal disciplinary action, and shall immediately notify the~~
1320 ~~traineesupervisee of any disciplinary action, including revocation, surrender,~~
1321 ~~suspension, probation terms, or changes in licensure status including inactive~~
1322 ~~license, delinquent license or any other license status change that affects the~~
1323 ~~primary supervisor's ability or qualifications to supervise.~~

1324

1325 ~~(b) Primary supervisors who are licensed by the Board shall complete a minimum of six~~
1326 ~~(6) hours of supervision coursework every two years.~~

1327

1328 ~~(1) Primary supervisors shall certify under penalty of perjury to completion of this~~
1329 ~~coursework requirement each time the supervisor completes a verification form as~~
1330 ~~referenced in section 1387(b)(10).~~

1331

1332 ~~(3e) Primary supervisors shall be in compliance~~Ensure that all parties to the
1333 Agreement required by section 1387(c)(6) comply at all times with the provisions of
1334 the Psychology Licensing Law and regulations the Medical Practice Act, whichever
1335 is applicable, and the regulations adopted pursuant to these laws.

1336

1337 ~~(d) Primary supervisors shall be responsible for ensuring compliance at all times by the~~
1338 ~~trainee with the provisions of the Psychology Licensing Law and the regulations~~
1339 ~~adopted pursuant to these laws.~~

1340

1341 ~~(4e) Primary supervisors shall be~~Be responsible for ensuring that all SPE including
1342 ~~record keeping is conducted in compliance with the Ethical Principles of~~
1343 Psychologists and Code of Conduct ~~of~~published by the American Psychological
1344 Association.

1345

1346 ~~(5f) Primary supervisors shall b~~Be responsible for monitoring the welfare of the
1347 ~~trainee's clients~~ who receive psychological services rendered by the trainees.
1348
1349 ~~(6g) Primary supervisors shall e~~Ensure that each client or patient is informed, prior
1350 to the rendering of services by the trainee ~~(4)~~ that;
1351
1352 ~~(A) t~~The trainee is unlicensed and is functioning under the direction and
1353 supervision of the supervisor; ~~(2)~~ that
1354
1355 ~~(B) t~~The primary supervisor shall have full access to the ~~client~~treatment records; ~~in~~
1356 ~~order to perform supervision responsibilities and (3)~~ that
1357
1358 ~~(C) a~~Any fees associated with services provided by the trainee paid for the
1359 ~~services of the trainee must~~shall be paid directly to the primary supervisor or
1360 employer.
1361
1362 ~~(7h) Primary supervisors shall b~~Be responsible for monitoring the performance and
1363 professional development of the trainee, and including how and when the
1364 supervisor will provide periodic assessments and feedback to the
1365 ~~trainees~~supervisee as to whether or not he or she is performing as expected.
1366
1367 ~~(i) Primary supervisors shall ensure that they have the education, training, and~~
1368 ~~experience in the area(s) of psychological practice they will supervise.~~
1369
1370 ~~(8j) Primary supervisors shall h~~Have no current or former financial, personal, or
1371 familial, intimate, business relationship with the trainee, or other relationship with
1372 ~~the trainee which would~~that could compromise the supervisor's effectiveness,
1373 ~~and/or which would~~that violates the Ethical Principles of Psychologists and Code of
1374 Conduct ~~of~~published by the American Psychological Association.
1375
1376 ~~(k) Primary supervisors shall not supervise a trainee who is now or has ever been a~~
1377 ~~psychotherapy client of the supervisor.~~
1378
1379 ~~(l) Primary supervisors shall not exploit trainees or engage in sexual relationships or any~~
1380 ~~other sexual contact with trainees.~~
1381
1382 ~~(9m) Primary supervisors shall require~~Provide the trainees to reviewwith the
1383 pamphlet "Professional Therapy Never Includes Sex."
1384
1385 ~~(10n) Primary supervisors shall m~~Monitor the supervision performance of
1386 ~~all~~provided by delegated supervisors.
1387
1388 (11) Be employed or contracted by the same organization as the trainee and be
1389 available 100% of the time SPE is being accrued. This availability may be in-
1390 person, by telephone, or by other appropriate technology.
1391

1392 (12) Ensure that a crisis plan is in place to protect the client in the event a crisis or
1393 emergency occurs during any time the supervisor is not physically present at the
1394 location the trainee is working. The primary supervisor shall ensure that the trainee
1395 thoroughly understands the crisis plan.

1396
1397 (13) Have the education, training and experience in the areas of psychological
1398 practice for which they will supervise, and shall be responsible for supervising the
1399 psychological functions performed by the psychological associate and ensure
1400 compliance with the provisions of the Code, the Board's regulations, and the
1401 ethical standards established by the American Psychological Association.

1402
1403 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1404 Section 2914, Business and Professions Code.

1405
1406 **§ 1387.2. Qualifications and Responsibilities of Delegated Supervisors.**

1407 (b) A primary supervisor who is a licensed psychologist may delegate supervision to
1408 another psychologist, licensed marriage and family therapist, licensed educational
1409 psychologist, licensed clinical social worker, licensed professional clinical counselor or
1410 board certified psychiatrist. Upon such delegation, the primary supervisor shall maintain
1411 responsibility for providing the minimum one (1) hour per week of direct, individual
1412 supervision to the trainee, and ensuring compliance with this section.

1413
1414 ~~A~~ Delegated supervisors shall be qualified psychologists or those other qualified
1415 mental health professionals listed in section 1387(e). comply with all of the following
1416 requirements:

1417
1418 (1) The delegated supervisor(s) shall ~~b~~Be employed or contracted by ~~in~~ the same
1419 entity/work setting as the trainee.

1420
1421 (2a) Delegated supervisors shall ~~have~~Possess and shall maintain a valid, active
1422 license free of any ~~current~~formal disciplinary action, and shall immediately notify
1423 the trainee and the primary supervisor of any disciplinary action ~~initiated by the~~
1424 board from which they receive their license, including revocation, surrender,
1425 suspension, probation terms, or changes in licensure status including inactive
1426 license, or any other license status change that affects the supervisor's ability or
1427 qualifications to supervise.

1428
1429 (3b) Delegated supervisors shall ~~b~~Be in compliance at all times with the provisions
1430 of the Psychology Licensing Law, and ~~other applicable State licensing laws and the~~
1431 regulations adopted pursuant to these laws.

1432
1433 (4) Ensure that they have education, training, and experience in the areas of
1434 psychological practice for which they will supervise.

1435
1436 (5e) Delegated supervisors shall ~~b~~Be responsible for ensuring compliance by the
1437 trainee with the provisions of the Psychology Licensing Law and ~~the~~ regulations
1438 adopted pursuant to these laws.

1439
1440 ~~(6d) Delegated supervisors shall be responsible for e~~Ensuring that all SPE and
1441 record keeping performed under their supervision ~~delegated to them is~~ conducted
1442 in compliance with the Ethical Principles of Psychologists and Code of Conduct ~~of~~
1443 published by the American Psychological Association.

1444
1445 ~~(7e) Delegated supervisors shall be responsible for m~~Monitoring the welfare of the
1446 ~~trainees clients or patients who receive psychological services rendered by the~~
1447 ~~trainee~~while under their delegated supervision.

1448
1449 ~~(8f) Delegated supervisors shall be responsible for m~~Monitoring and report to the
1450 primary supervisor the performance and professional development of the
1451 trainee ~~and for reporting this performance and development to the primary~~
1452 ~~supervisor.~~

1453
1454 ~~(g) Delegated supervisors shall ensure that they have the education, training, and~~
1455 ~~experience in the area(s) of psychological practice to be supervised.~~

1456 ~~(9h) Delegated supervisors shall h~~Have no current or former financial, personal, or
1457 familial, intimate, business relationship with the trainee, or other relationship ~~with~~
1458 ~~the trainee which would~~that could compromise the supervisor's effectiveness,
1459 ~~and/or which would~~that violates the Ethical Principles of Psychologists and Code of
1460 ~~Conduct of~~published by the American Psychological Association.

1461
1462 ~~(i) Delegated supervisors shall not supervise a trainee who is now or has ever been a~~
1463 ~~psychotherapy client of the supervisor.~~

1464
1465 ~~(j) Delegated supervisors shall not exploit trainees or engage in sexual relationships, or~~
1466 ~~any other sexual contact with trainees~~

1467
1468 (c) If SPE is obtained in areas of general applied psychology, a licensed co-supervisor
1469 is required if a primary supervisor is not licensed. The co-supervisor shall comply with
1470 all of the following requirements:

1471
1472 (1) Possess and maintain a valid, active license issued by the Board free of any
1473 formal disciplinary action during the period covered by the Plan;

1474
1475 (2) Notify the trainee of any current disciplinary action that disqualifies him or her
1476 from providing supervision;

1477
1478 (3) Prior to functioning as a co-supervisor and every two (2) years thereafter, the
1479 co-supervisor shall complete six (6) hours of approved continuing education in
1480 supervision that meets the requirements in section 1397.61(c)(1);

1481
1482 (A) Co-supervisors shall certify under penalty of perjury to completion of the six (6)
1483 hour course, as required by this section, each time the co-supervisor completes a
1484 verification of the experience as referenced in section 1387(c)(7); and

1485

1486 (B) Documentation of the course shall be maintained for six (6) years from the date
1487 of completion. Evidence of completion of the course shall be submitted to the
1488 Board upon request.

1489
1490 (4) Monitor the performance and professional development of the trainee and
1491 report this to the primary supervisor;

1492
1493 (5) Have no current or former financial, personal, or familial relationship with the
1494 trainee, or other relationship that could compromise the co-supervisor's
1495 effectiveness, or that violates the Ethical Principles of Psychologists and Code of
1496 Conduct published by the American Psychological Association;

1497
1498 (6) Supervise no more than five (5) trainees at any given time; and

1499
1500 (7) Ensure that all parties to the Plan comply with the provisions of the Psychology
1501 Licensing Law and regulations.

1502
1503 (d) Interim supervision by a person other than the primary supervisor may be provided
1504 by a person who meets the requirements of section 1387.1(a) for a period not to exceed
1505 thirty (30) consecutive calendar days in the event the primary supervisor is unavailable
1506 for reasons including, but not limited to, illness, injury or vacation. Interim supervision
1507 that is expected to continue for more than thirty (30) consecutive calendar days requires
1508 a new Agreement pursuant to 1387(c)(6).

1509
1510 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1511 Section 2914, Business and Professions Code.

1512
1513 CCR, Section 1387.3, Non-Mental Health Services.

1514
1515 The Committee did not discuss this section.

1516
1517 CCR, Section 1387.4, Out-of-State Experience. (3:43:18/4:40:09)

1518
1519 Public Comment: Dr. Winkleman from CPA, suggested to clarify Section 1387.4 and
1520 change the title regarding psychology trainees working in federal prison training sites
1521 who are supervised by psychologists licensed in other states.

1522
1523 **§ 1387.4. ~~Out-of-State Jurisdiction Experience~~ Accrued Outside of California, or**
1524 **Within a Federal Agency.**

1525
1526 (a) All out-of-state SPE must be:

1527
1528 (1) supervised by a primary supervisor who is a psychologist licensed at the
1529 doctoral level in the state, U.S. United States territory, or country ~~Canadian province~~
1530 in which the SPE ~~is taking place~~ was accrued;

1531

1532 (2) in compliance with all laws and regulations of the jurisdiction in which the
1533 experience was accrued, and

1534
1535 (3) in ~~substantial~~ compliance with all the supervision requirements of section 1387.

1536
1537 Upon showing of good cause as determined by the Board, these specified
1538 requirements may be modified.

1539
1540 (b) ~~Supervised professional experience~~SPE can be accrued at a U.S. military
1541 ~~Installation within any federal agency, so long as provided~~ the experience is supervised
1542 by a qualified psychologist licensed at the doctoral level in the U.S. United States or its
1543 territories~~Canada.~~

1544
1545 ~~(c) SPE can be accrued in countries outside the U.S. or Canada which regulate the~~
1546 ~~profession of psychology pursuant to the same requirements as set forth in section~~
1547 ~~2914 of the code. SPE accrued in countries outside the U.S., its Territories or Canada~~
1548 ~~must comply with all the supervision requirements of section 1387. The burden shall be~~
1549 ~~upon the applicant to provide the necessary documentation and translation that the~~
1550 ~~board may require to verify the qualification of the SPE.~~

1551
1552 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1553 Section 2914, Business and Professions Code.

1554
1555 CCR, Section 1387.5, SPE Log.

1556
1557 The Committee did not discuss this section.

1558
1559 CCR, Sections 1388, 1388.6, 1389, & 1389.1, Examinations-Waiver/Reconsideration.
1560 (3:46:00/4:40:09)

1561
1562 The Committee stated that in CCR, section 1388.6(a), they would like the applicants to
1563 be licensed for at least two years, instead of five.

1564
1565 Ms. Sorrick stated that staff will provide the EPPP2 Taskforce with Pathways language,
1566 as currently drafted and amended, for review and discussion.

1567
1568 Discussion ensued regarding the submission requirement of EPPP scores. The
1569 Committee stated that applicants are required to submit their EPPP scores to the Board
1570 for review. Dr. Phillip clarified that if it is a historical score, the Board will accept the
1571 passing score recommended by the jurisdiction where the applicant's license was
1572 issued.

1573
1574 The Committee's changes were implemented in the proposed language below:

1575
1576 **§ 1388. Examinations.**

1577

- 1578 (a) The Board recognizes the expertise of the Department of Consumer Affairs' (DCA)
1579 Office of Professional Examination Services (OPES). The Board shall utilize the
1580 services of the OPES in licensing examination development and validation through an
1581 interagency agreement.
1582
- 1583 (b) An applicant shall successfully take and pass the licensing examinations prior to
1584 being licensed. The licensing examinations shall consist of the Association of State and
1585 Provincial Psychology Boards' (ASPPB) Examination for Professional Practice in
1586 Psychology (EPPP), and the California Psychology Laws and Ethics Examination
1587 (CPLÉE), ~~except that the EPPP shall be waived~~ for those applicants who meet the
1588 criteria in section 1388.6 of this chapter. Such applicants shall be required to take and
1589 pass the CPLÉE.
1590
- 1591 (c) An applicant is eligible to take the EPPP upon completion of a qualifying doctorate
1592 degree and 1500 hours of qualifying professional experience. An applicant shall pass
1593 the EPPP and complete all 3000 hours of supervised professional experience prior to
1594 being eligible for the CPLÉE, whichever is applicable, pursuant to section 1388.6.
1595
- 1596 (d) Upon application, the Board will notify applicants of their eligibility to take the
1597 EPPP. Applicants are responsible for completing any administrative requirements for
1598 taking the EPPP established by ASPPB or its agent, including paying any fees. This
1599 subsection applies to those re-taking the EPPP as well as to those taking it for the first
1600 time.
1601
- 1602 (e) For forms of the EPPP taken prior to September 1, 2001, the passing score is the
1603 score that was recognized by the Board at that time. For computer administered forms
1604 of the EPPP, the Board shall accept the passing score recommended by~~apply a scaled~~
1605 ~~score as recommended by~~ ASPPB.
1606
- 1607 (f) Qualified applicants desiring to take the CPLÉE shall submit to the Board the fee
1608 set forth in section 1392 of this chapter. Applicants shall comply with all instructions
1609 established by the DCA examination vendor for taking the CPLÉE.
1610
- 1611 (g) The passing score on the CPLÉE shall be determined for each form of the
1612 examination by a criterion referenced procedure performed by OPES.
1613
- 1614 (h) An applicant for whom English is his or her second language may be eligible for
1615 additional time when taking the EPPP and/or the CPLÉE. The applicant must complete
1616 and submit a request for additional time that states under penalty of perjury that English
1617 is his or her second language. The Test of English as a Foreign Language (TOEFL)
1618 certification score of 85 or below must be sent by Educational Testing Service directly to
1619 the Board. The TOEFL must have been taken within the previous two years prior to
1620 application. The Board will only consider the highest score of any TOEFL taken within
1621 the previous two years. If approved, the applicant will be allotted time-and-a-half (1.5x)
1622 when taking the examination.
1623

1624 Note: Authority cited: Sections 2930 and 2942, Business and Professions Code.
1625 Reference: Sections 123, 496, 2941, 2942, 2943 and 2960, Business and Professions
1626 Code.

1627
1628 **§ 1388.6. License Requirements and Waiver of Examination Satisfaction of**
1629 **Licensure Requirements.**

1630
1631 ~~(a) When a California-licensed psychologist has been licensed for at least five years~~
1632 ~~and has allowed his/her license to cancel by not renewing the license for at least three~~
1633 ~~years, the psychologist shall not be required to take the EPPP.~~

1634
1635 ~~(ab) If an applicant for licensure as a psychologist has been~~ is currently licensed at the
1636 doctoral level and has been so for at least two (2) years in another state, Canadian
1637 province, or U.S. territory, ~~for at least five years the applicant shall not be required to~~
1638 ~~take the EPPP~~ submit documentation of a passing score on the EPPP.

1639
1640 ~~(be) An applicant for licensure as a psychologist who holds a Certificate of Professional~~
1641 ~~Qualification (CPQ) issued by the Association of State and Provincial Psychology~~
1642 ~~Boards (ASPPB), shall not be required to take the EPPP~~ submit documentation of a
1643 passing score on the EPPP. Such an applicant shall be deemed to have met the
1644 educational and experience requirements of subdivisions (b), (c) and (ed) of Code
1645 section 2914.

1646
1647 ~~(cd) An applicant for licensure as a psychologist who is credentialed as a Health Service~~
1648 ~~Provider in Psychology by the National Register of Health Service Providers in~~
1649 ~~Psychology (NRHSPP) and has been~~ who is currently licensed based on a doctoral
1650 degree at the doctoral level in another state, Canadian province, or U.S. territory for a
1651 minimum of five years shall ~~not be required to take the EPPP~~ submit documentation of a
1652 passing score on the EPPP. Such an applicant shall be deemed to have met the
1653 educational and experience requirements of subdivisions (b), (c) and (ed) of Code
1654 section 2914.

1655
1656 ~~(de) An applicant for licensure as a psychologist who is certified by the American Board~~
1657 ~~of Professional Psychology (ABPP) and has been~~ who is currently licensed based on a
1658 doctoral degree at the doctoral level in another state, Canadian province, or U.S.
1659 territory for a minimum of five years shall ~~not be required to take the EPPP~~ submit
1660 documentation of a passing score on the EPPP. Such an applicant shall be deemed to
1661 have met the educational and experience requirements of subdivisions (b), (c) and (ed)
1662 of Code section 2914.

1663
1664 ~~(ef) Although the EPPP~~ issome requirements are deemed to have been met-waived
1665 under this section, an applicant must file a complete application and meet all current
1666 licensing/licensure requirements not addressed above, including payment of any fees,
1667 take and pass the California Psychology Law and Ethics Examination (CPLEE), and not
1668 been subject to discipline.

1670 Note: Authority cited: Sections 2930 and 2946, Business and Professions Code.
1671 Reference: Section 2946, Business and Professions Code.

1672
1673 **§ 1389. Reconsideration of Examinations.**

1674
1675 ~~(a) There shall be no reconsideration of the gradescore received on the EPPP or on the~~
1676 ~~CPLEE.~~

1677
1678 ~~(b) Nothing in this section shall be construed to deprive an applicant of his or her rights~~
1679 ~~of appeal as afforded by other provisions of law.~~

1680
1681 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1682 Sections 2942 and 2944, Business and Professions Code.

1683
1684 **§ 1389.1. Inspection of Examinations.**

1685
1686 ~~(a) All examination materials, except those owned by an examination service, shall be~~
1687 ~~retained by the board at the board's office in Sacramento for a period of two (2) years~~
1688 ~~after the date of the examination.~~

1689
1690 ~~(b) No inspection is allowed of the written examination administered by the board~~

1691
1692 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1693 ~~Sections 2942 and 2944, Business and Professions Code; and Section 12944,~~
1694 ~~Government Code.~~

1695
1696 CCR, Sections 1387.7, 1390, 1390.1, 1390.2, & 1390.3, Registered Psychologists.

1697
1698 The Committee stated that all sections related to Registered Psychologists will be
1699 removed based on the discussion for Agenda Item #5. ([4:09:36/4:40:09](#))

1700
1701 **§ 1390. Citation.**

1702
1703 ~~This article may be cited and referred to as the "Registered Psychologist Regulations."~~

1704
1705 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1706 ~~Section 2909, Business and Professions Code.~~

1707
1708 **§ 1390.1. Registration.**

1709
1710 ~~Any person desiring to register at a qualifying agency as a registered psychologist shall~~
1711 ~~submit an application on a form provided by the Board.~~

1712
1713 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1714 ~~Section 2909, Business and Professions Code.~~

1715
1716 **§ 1390.2. Withdrawal of Applications.**

1717
1718 Applications for registration which have not been completed within ninety (90) days after
1719 additional information has been requested shall be deemed to be withdrawn.
1720

1721 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1722 Section 2909, Business and Professions Code.
1723

1724 **§ 1390.3. Statement of Purpose.**
1725

1726 A person meeting the requirements set forth in section 2909(d) of the Code, may
1727 provide psychological services under supervision at a non-profit community agency that
1728 receives at least 25% of its funding from a governmental source for the purpose of
1729 training and providing services so long as that person registers with the board as a
1730 registered psychologist. The employing agency must provide the Board with evidence of
1731 the requisite level of government funding.
1732

1733 (a) The registered psychologist is authorized to function only in the agency to which he
1734 or she is registered and only after a registration number has been issued by the board;
1735

1736 (b) The registration shall be in effect for a period of 30 months from the date of issuance
1737 and cannot be renewed and the registrant cannot re-register as a registered
1738 psychologist to the same agency;
1739

1740 (c) The registered psychologist shall at all times be under the primary supervision of a
1741 qualified licensed psychologist who is employed by the same agency. The primary
1742 supervisor shall be available to the trainee 100% of the time that the trainee is working
1743 in such a capacity. This availability can be in person, by telephone, by pager or by other
1744 appropriate technology.
1745

1746 (1) The primary supervisor shall comply with the coursework requirements set forth
1747 in section 1387.1(b) of the Code.
1748

1749 (2) The primary supervisor shall ensure that a plan is in place in the event a
1750 patient/client crisis or emergency occurs during any time the supervisor is not
1751 physically present at the established site at which the trainee is working. The
1752 primary supervisor shall ensure that the trainee thoroughly understands the plan in
1753 the event of such an emergency.
1754

1755 (d) In order to qualify as "supervised professional experience" pursuant to section
1756 2914(c) of the Code, experience gained as a registered psychologist must comply with
1757 section 1387.
1758

1759 (e) Each patient or client of a registered psychologist shall be informed, prior to the
1760 rendering of services, that the registrant is unlicensed and under the supervision of a
1761 qualified licensed psychologist as an employee of the agency and that the supervisor
1762 shall have access to the patient's chart in fulfilling his/her supervisory duties.
1763

1764 ~~(f) No supervisor or employing agency of a registered psychologist may charge a fee or~~
1765 ~~otherwise require monetary payment in consideration for the employment or supervision~~
1766 ~~of a registered psychologist.~~

1767
1768 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1769 ~~Section 2909, Business and Professions Code.~~

1770
1771 CCR, Sections 1387.6, 1391, 1391.1, 1391.2, 1391.3, 1391.4, 1391.5, 1391.6, 1391.7,
1772 1391.8, 1391.10, 1391.11, & 1391.12, Psychological Assistants.
1773 (4:09:53/4:40:09)

1774
1775 Discussion ensued regarding the 72-month limitation of registration for psychological
1776 assistants, submission of extension requests, and cancelling the registration to stop the
1777 clock. The Committee decided that they would need to remain flexible and maintain the
1778 discretion to review extension requests per the guidelines provided to staff. The
1779 Committee recommended to keep the language that allows the Board to reasonably
1780 modify the time limitations in section 1391.1

1781
1782 Public Comment: Dr. Winkleman from CPA asked what the rationale was to go from six
1783 to five years for the psychological assistant registration limitation. She was also
1784 concerned about the shortened timeframe if unforeseen circumstances arise that will
1785 impact the ability for the psychological assistant to gain experience towards licensure.

1786
1787 Dr. Horn replied that 60 months was chosen to be consistent with the time needed for
1788 other categories in gaining pre- and post- doctoral experience. Ms. Sorrick mentioned
1789 that staff has proposed the “inactive status” for psychological assistants for the
1790 Committee’s consideration. She stated that it would provide an option for psychological
1791 assistants to let the Board know when these unforeseen circumstances arise. Dr. Horn
1792 agreed that the Inactive Status regulatory proposal should be added to the agenda for
1793 the Committee’s consideration and discussion at its next meeting.

1794
1795 The Committee’s changes were implemented in the proposed language below:

1796
1797 **~~§ 1387.6. Psychological Assistants.~~**

1798
1799 ~~In order to accrue hours of SPE, a psychological assistant shall at all times be in~~
1800 ~~compliance with the supervision requirements of section 1387 and with the~~
1801 ~~requirements for psychological assistants set forth in Article 5.1 of this chapter. A~~
1802 ~~psychological assistant accruing SPE in a private setting shall submit a plan for SPE to~~
1803 ~~the Board for approval as provided for in section 1387(b)(11). The proposed supervision~~
1804 ~~plan submitted by the psychological assistant for approval shall be signed by all~~
1805 ~~participants involved. It shall describe the qualifications and responsibilities of the~~
1806 ~~supervisor and/or the delegated supervisor. The plan shall be developed for, and shall~~
1807 ~~demonstrate appropriate preparation of, the psychological assistant to practice~~
1808 ~~effectively, and within the specific private practice setting. The plan shall address how~~
1809 ~~the quality of work done by the psychological assistant will be monitored and assure~~
1810 ~~protection of the client.~~

1811
1812 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1813 ~~Sections 2913 and 2914, Business and Professions Code.~~

1814
1815 **§ 1391. Citation.**

1816
1817 This article may be cited and referred to as the “Psychological ~~Assistant~~Associate
1818 Regulations.”

1819
1820 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1821 Section 2913, Business and Professions Code.

1822
1823 **§ 1391.1. Registration; Limitation of Registration Period.**

1824
1825 (a) Any person who meets the requirements of section 2913 of the Code desiring to
1826 supervise~~be registered as~~ may apply for registration as a psychological
1827 assistant~~associate~~ by submitting~~shall submit~~ an application on a form PSB 100 (Rev.
1828 07/17), which is hereby incorporated by reference provided by the Board. If applying for
1829 a registration with more than one supervisor, the person shall also submit form PSB 101
1830 (Rev. 07/17) for each additional supervisor.

1831
1832 (b) Registration as a psychological ~~assistant~~associate shall be limited to a cumulative
1833 total of ~~six~~five years (~~60~~72 months). Each registration shall be subject to annual renewal
1834 pursuant to section 1391.12. For any psychological ~~assistant~~associate registered prior
1835 to the effective date of this subdivision, subsequent renewals or registrations shall be
1836 limited to a cumulative total of ~~six~~five years (~~60~~72 months) from the date of the
1837 psychological ~~assistant~~associate's next registration or renewal, whichever occurs first.

1838
1839 Upon showing of good cause as determined by the Board, these specified time
1840 limitations may be reasonably modified.

1841
1842 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1843 Section 2913, Business and Professions Code.

1844
1845 **§ 1391.2. Withdrawal of Applications.**

1846
1847 An aApplications for registration ~~which that~~ hasve not been completed within ninety (90)
1848 days after additional information has been requested by the Board shall be ~~deemed to~~
1849 ~~be~~ withdrawn.

1850
1851 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1852 Section 2913, Business and Professions Code.

1853
1854 **§ 1391.3. Required Training.**

1855
1856 Any person ~~who possesses a doctorate degree which will qualify for licensure as a~~
1857 ~~psychologist pursuant to Section 2914 of the code, shall be deemed to have completed~~

1858 ~~“one fully matriculated year of graduate training in psychology” and will be eligible for~~
1859 ~~registration as a psychological assistant upon compliance with other provisions of~~
1860 ~~Section 2913 of the code.~~

1861
1862 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1863 ~~Section 2913, Business and Professions Code.~~

1864
1865 **§ 1391.4. Limited Psychological Functions.**
1866

1867 ~~As used in Section 2913 of the code, the phrase “limited psychological functions”~~
1868 ~~means those functions which are performed under the direction and supervision of the~~
1869 ~~qualified supervisor pursuant to the American Psychological Association’s (APA)~~
1870 ~~January 1, 1997 version of the Guidelines and Principles for Accreditation of Programs~~
1871 ~~in Professional Psychology and the APA Code of Conduct and Ethical Principles.~~

1872
1873 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1874 ~~Section 2913, Business and Professions Code.~~

1875
1876 **§ 1391.5. Statement of Purpose; Supervision Required.**
1877

1878 ~~(a) A psychological assistant~~associate ~~shall be under the direction and supervision of a~~
1879 ~~licensed psychologist or board-certified psychiatrist who is employed~~licensed to practice
1880 psychology, as defined in Section 2903 of the Code, in the same setting in which the
1881 psychological assistant~~associate is employed~~performs psychological functions. A
1882 licensed psychologist~~Primary supervisors who are~~is supervising psychological
1883 assistant~~associate~~ must comply with the supervision course requirements set forth in
1884 section 1387.1.

1885
1886 ~~(b) A registered psychological associate may receive delegated supervision pursuant to~~
1887 ~~sections 1387.1(b) or (d) and must comply with the requirements set forth in section~~
1888 ~~1387.2.~~

1889
1890 ~~(c)~~psychological associate shall receive ~~The supervisor shall provide~~ a minimum of
1891 one (1) hour per week of real time, direct individual supervision from the primary
1892 supervisor to the psychological assistant, unless more such supervision is required
1893 under Section 1387 or by the nature of the psychological functions performed by the
1894 psychological assistant~~associate.~~

1895
1896 ~~(c) A registered psychological assistant employed by one of the organizations specified~~
1897 ~~in section 2913 of the code may receive delegated supervision pursuant to section~~
1898 ~~1387(c) a qualified psychologist or a board-certified psychiatrist other than the~~
1899 ~~supervisor to whom he/she is registered if the delegated supervisor is also employed~~
1900 ~~within the same organization. Otherwise, supervision may not be delegated under a~~
1901 ~~psychological assistant registration.~~

1902
1903 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
1904 ~~Section 2913, Business and Professions Code.~~

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1951

§ 1391.6. Supervisor’s Responsibility.

(a) Every supervisor of a psychological ~~assistant~~associate shall ~~have~~be responsible for supervising the psychological functions performed by the psychological assistant and ensuring that the education, training and experience in the areas of psychological practice for which they will supervise, and shall be responsible for supervising the psychological functions performed by the psychological associate extent, kind and quality of the psychological functions performed by the assistant are consistent with the supervisor’s training and experience, and ensure that the psychological associate~~assistant~~ complies with the provisions of the code, the B~~board~~’s regulations, and the ethical standards established by the American Psychological Association.

(b) The supervisor shall ~~inform~~ensure that each client ~~or patient is informed,~~ prior to the rendering of services ~~by the psychological assistant,~~ that the psychological associate~~assistant~~ is unlicensed and is under the direction and supervision of the supervisor, ~~as an employee~~Each client or patient shall also be informedand that the supervisor shall have access to the client’s or patient’s chart in fulfilling his/ or her supervisory duties.

(c) The supervisor shall be available to the psychological associate~~assistant~~ 100% of the time the psychological associate~~assistant~~ is performing psychological functions. The availability can be in-person, by telephone, ~~by pager~~ or by other appropriate technology.

(d) The supervisor shall ensure that a plan is in place to protect the ~~patient or client~~ in the event a client or patient/client crisis or emergency occurs during any time the supervisor is not physically present at the established site at which the supervisee is working. The supervisor shall ensure that the supervisee thoroughly understands the plan in the event a client or patient crisis or emergency occurs.

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Section 2913, Business and Professions Code.

§ 1391.7. Supervised Professional Experience.

In order to qualify as “supervised professional experience” pursuant to section 2914(ed) of the Code, experience gained as a psychological ~~assistant~~associate must comply with Section 1387.

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Section 2913, Business and Professions Code.

§ 1391.8. Employer-Supervisor-Employee Psychological AssociateBusiness Relationship.

(a) No supervisor or employer shall have any familial, intimate, business or other relationship with the psychological associate which would compromise the employer’s

1952 or supervisor's effectiveness, and/or which would violate the Ethical Principles and
1953 Code of Conduct of the American Psychological Association.

1954
1955 (b) No supervisor or employer of a psychological assistant may charge a psychological
1956 associate a fee or otherwise require monetary payment in consideration for the
1957 employment or supervision provided of a psychological assistant.

1958
1959 (c) The supervisor or employer shall supply all provisions necessary to function as a
1960 psychological assistant associate.

1961
1962 (d) The psychological assistant associate shall have no proprietary interest in the
1963 business of the supervisor or the employer.

1964
1965 (e) The psychological assistant associate shall not rent, lease, sublease, or lease-
1966 purchase office space from any entity for purposes of functioning as a psychological
1967 assistant associate.

1968
1969 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1970 Section 2913, Business and Professions Code.

1971
1972 **§ 1391.10. Annual Reports Update.**

1973
1974 One year after the effective date of a psychological associate registration and annually
1975 thereafter, every psychological associate shall submit to the Board an update for the
1976 registration that is completed by each supervisor, and signed by the psychological
1977 associate On or before the expiration of a registration, every supervisor of a
1978 psychological assistant shall submit to the Board on a form provided by the Board, a
1979 report for the registration period showing: Such form shall include the following:

1980
1981 (a) Name and registration number of the psychological associate. The nature of the
1982 psychological functions performed by the psychological assistant being supervised.

1983
1984 (b) Identification of the primary psychological functions that the psychological associate
1985 is performing Certification of employment.

1986
1987 (c) Name, license number, telephone number, and electronic mailing address of the
1988 primary supervisor since the effective date of the registration or the last update The
1989 locations at which the psychological assistant provided the psychological functions and
1990 the type, extent and amount of supervision.

1991
1992 (d) Address of all locations where psychological services are currently being provided.

1993
1994 (e) The period of supervision.

1995
1996 (f) The type and amount of supervision received.

1997

1998 (g) Attestation that the primary supervisor has completed the required six-hour course in
1999 supervision within the last two years.

2000
2001 ~~(hd) A certification~~ A signed attestation from all current primary supervisors that during
2002 the period supervised, the psychological functions performed by the psychological
2003 assistant/associate has demonstrated an overall performance at or above the level of
2004 competence expected for his or her level of education, training and experience, and
2005 were performed at a level satisfactory to ensure safety to the public.

2006
2007 (i) Failure to submit a completed annual update for each primary supervisor shall render
2008 the registration ineligible for renewal.

2009
2010 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
2011 Section 2913, Business and Professions Code.

2012
2013 **§ 1391.11. Notification of Termination. Change of Primary Supervisor or Location**

2014
2015 (a) A psychological associate shall notify the Board in writing of any change or addition
2016 of a primary supervisor, on form PSB 101 (07/17). Board approval is required prior to
2017 rendering psychological services under the supervision of the new primary supervisor. A
2018 new supervision agreement is required, pursuant to section 1387, if there has been a
2019 change of supervisor and the psychological associate is accruing supervised
2020 professional experience.

2021
2022 (b) Within thirty (30) days after the termination of the supervision between a primary
2023 supervisor and the employment of a psychological assistant/associate, or any change or
2024 addition of the location where services are being rendered by a psychological associate
2025 with the same primary supervisor, the employer/psychological associate shall notify the
2026 Board in writing of such termination or change, on form PSB 101 (07/17) setting forth
2027 the date thereof.

2028
2029 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
2030 Section 2913, Business and Professions Code.

2031
2032 **§ 1391.12. Psychological Assistant/Associate Renewals.**

2033
2034 (a) A new registration shall expire one year after issuance. The registration of a
2035 psychological assistant/associate shall be renewed by the employer annually, on or
2036 before its expiration on a form provided by the Board. Such form shall include the
2037 following:

2038
2039 (1) Name and registration number of the psychological associate, registration
2040 expiration date, and renewal amount;

2041
2042 (2) Disclosure of whether the psychological associate has been convicted or has
2043 had a license or registration disciplined since his or her last renewal;

2044

2045 (3) Disclosure of whether the psychological associate has complied with the
2046 fingerprint requirements and submitted a full set of fingerprints to the Department
2047 of Justice;

2048
2049 (4) Telephone number and electronic mailing address of the psychological
2050 associate; and

2051
2052 (5) A signed declaration under penalty of perjury that the information provided is
2053 true and correct.

2054
2055 (b) A registration renewed 30 days after its expiration must be accompanied by the
2056 delinquency fee required in section 1392.1 in order to be renewed.

2057
2058 (c) A psychological ~~assistant~~associate who has been registered with the Board but
2059 whose registration has expired and has not been renewed ~~by the employer~~ shall not
2060 function as a psychological ~~assistant~~associate.

2061
2062 ~~(d) A psychological assistant employed and registered by more than one employer shall~~
2063 ~~have his or her registration renewed by each employer.~~

2064
2065 ~~(de) A registration not renewed by the psychological associate within 60 days after its~~
2066 ~~expiration shall become void~~be cancelled and shall not be reinstated~~and a new~~
2067 ~~application for registration shall be submitted by the employer.~~

2068
2069 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
2070 Section 2913, Business and Professions Code.

2071
2072 CCR, Section 1392.1, Psychological Assistant Fees.

2073
2074 The Committee's changes were implemented in the proposed language below per the
2075 discussion on Agenda Item #5.

2076
2077 **§ 1392.1. Psychological ~~Assistant~~Associate Fees.**

2078
2079 (a) The application fee for registration ~~asef~~ a psychological ~~assistant~~associate which is
2080 payable ~~by the supervisor~~ is \$40.00.

2081
2082 (b) The annual renewal fee for registration of a psychological ~~assistant~~associate is
2083 \$40.00.

2084
2085 (c) The delinquency fee for a psychological ~~assistant~~associate is \$20.00.

2086
2087 Note: Authority cited: Sections 2930 and 2940, Business and Professions Code.
2088 Reference: Sections ~~2688~~2948 and ~~2689~~2987, Business and Professions Code.

2089
2090 **Agenda Item #7: Recommendations for Agenda Items for Future Licensing**
2091 **Committee Meetings**

2092
2093 Dr. Horn asked the public if there were any recommendations for agenda items for
2094 future Committee meetings.

2095
2096 There were no recommendations from the public.

2097
2098 **Agenda Item #8: Closed Session**

2099
2100 The Committee met in closed session pursuant to Government Code Section
2101 11126(c)(2) to discuss and consider qualifications for licensure.

2102
2103 The Committee returned to open session at 4:00 p.m.

2104
2105 **ADJOURNMENT**

2106
2107 The Committee adjourned at 4:00 p.m.

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2110
2111
2112

 Committee Chair Date