


MEMORANDUM

DATE	October 17, 2018
TO	Psychology Board Members
FROM	 Antonette Sorrick Executive Officer
SUBJECT	Newsletter: Agenda Item 18(e)

Background:

Attached is the Board's *Fall Journal*. The *Winter Journal* will go out in January 2019.

Action Requested:

This item is for informational purposes only. No action is required.

Journal

***** The California Department of Consumer Affairs, Board of Psychology Newsletter *****

IN THIS ISSUE:

President's Message.....	1
Update on Pocket Cards.....	2
Licensed Mental Health Services Provider Education Program Award Recipient.....	3
Submitting Timely License Renewals	4
How to Ensure You Are Receiving Emails From the Board	4
'Live' Continuing Education Hours Reminder....	5
Expert Reviewers Wanted	6
Regulatory Update.....	9
Legislative Update.....	10
Meeting Calendar.....	12

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President's Message

Stephen C. Phillips, J.D., Psy.D., Board of Psychology

Welcome to the fall 2018 edition of the California Board of Psychology (board) *Journal*!

The board's mission is to advance quality psychological services for Californians by ensuring ethical and legal practice and supporting the evolution of the profession. Our values are transparency, integrity, consumer protection, inclusiveness, excellence, and accountability.

Since I last wrote, the board had its August quarterly meeting at the Wright Institute in Berkeley. The Wright Institute has graciously provided its facilities for several years at the invitation of its vice president of academic affairs, Gilbert Newman, Ph.D. Many thanks to Dr. Newman and the Wright Institute for providing such an ideal and welcoming setting.

The first day of each quarterly meeting is regularly devoted almost entirely to enforcement-related hearings on petitions to modify probation and petitions for reinstatement filed by former licensees. Although the deliberative portion of the proceedings are in closed session pursuant to state law, the actual hearings, which are webcast, can be found archived on the board's website. These can be instructive to potential petitioners as well as licensees who often suffer from understandable anxiety regarding the possibility of a consumer complaint and its potential consequences.

The remainder of the first day, if any, and the second day of each quarterly board meeting is devoted to policy discussions, informational presentations by staff, the Department of Consumer Affairs and outside agencies, regulatory matters, and the current legislative agenda. Through the hard work of staff and management and the deliberative process of the board, observing a meeting or viewing its webcast can demystify the process by which the board considers issues with important ramifications for consumers, licensees, registrants, and prospective licensees. Given the volume of petition hearings and the importance of forward movement on the regulatory and legislative front, the board is scheduled to expand one of its four board meetings in 2019, which are typically two days, to a third day to more timely address petitions and to allow greater time for consideration of issues throughout the year.

(continued on page 2)



President's Message (continued from page 1)

The most emotion-laden issue addressed by the board in August was the Enhanced EPPP, formerly known as the EPPP Part 2, the proposed national licensing exam as reconceived and developed by the Association of State and Provincial Psychology Boards (ASPPB). Several issues raised by the dynamic and thoughtful task force, ably chaired by board member Sheryll Casuga, Psy.D., were discussed, a thoughtful summary of which was delivered by board member Seyron Foo, and the board's other representative to the task force. Many thanks to the licensees, prospective licensees, and representatives from academic programs, professional associations, and training institutions who helped to identify concerns about, and the benefits of, potentially adopting the Enhanced EPPP. The board resolved to move forward with a draft regulation, contingent on further consideration of

ASPPB's responses to inquiries as to the timing of the implementation dates for the Enhanced EPPP and the proposed cost to applicants of taking the two-part test.

The longer I serve as a board member, the more grateful I feel to the other board members, the staff, and its dynamic management team for the remarkable amount of work it takes to conduct the business of the board and to prepare for and execute the quarterly meetings, which are marathons for all concerned, including attending members of the public who provide invaluable input. It is gratifying to witness the conscientiousness of all concerned in helping the board discharge its mission in advancing the provision of quality psychological services to consumers in the state of California.

Article Correction

By Jeffrey Thomas, Assistant Executive Officer, Board of Psychology

In the article titled "California Board of Psychology: Celebrating 60 Years" that appeared in the spring *Journal* (issue No. 17, spring 2018), two former Board of Psychology members were inadvertently omitted from the historical list of board members:

BOARD MEMBER:

Linda Hee, Ph.D.

YEARS SERVED:

12/20/1990–1/10/2000

Judith Janaro Fabian, Ph.D. 11/19/1991–3/31/2001



The board apologizes for this omission and thanks Dr. Hee and Dr. Fabian for their service and contributions to the California Board of Psychology.

Update on Pocket Cards

By Jason Glasspiegel, Central Services Coordinator, Board of Psychology



As of July 1, 2018, the board began issuing plastic pocket cards rather than the traditional paper pocket cards at the time of initial licensure and renewal.

Licensees that wish to purchase a plastic pocket card for \$5 prior to their next renewal can complete the duplicate pocket card transaction through their BreEZe account here: <https://www.breeze.ca.gov>.

If you have never accessed your BreEZe account, you can access the "New User Registration" at the above link. Should you have any issues accessing your account, please contact:

The BreEZe Help Desk

- (855) 227-9633 or (916) 557-1208
(Monday–Friday 8 a.m. PST.–4:45 p.m. PST.)
- Email: breeze@dca.ca.gov

Licensed Mental Health Services Provider Education Program Award Recipient

By LaTanya Busby, Licensed Psychologist



LaTanya Busby
2017–18 LMHSPEP
San Bernardino

My name is LaTanya Busby, and I received the Licensed Mental Health Services Provider Education Program (LMHSPEP) award from the Health Professions Education Foundation in 2018. I am very grateful and excited that the award allows me to continue to practice in a profession I am passionate about and serve a community in need, while at the same time providing some relief from the financial burden of educational loans.

I first became interested in mental health following my experience as a youth volunteer working with the chronically mentally ill and geriatric populations. This work stimulated my curiosity as to the cause of the disorders, as well as interest in finding effective ways to help the individuals live a full life, despite their obstacles. I decided to pursue this passion as a career path and am now a licensed psychologist serving veterans and their families at the Veterans Administration (VA) Healthcare System in Loma Linda.

My work allows me to provide care to veterans suffering from a multitude of medical and mental health issues, many of which are closely related to their exposure to traumatic conditions during military service. In addition, some are dealing with undiagnosed or misdiagnosed mental illnesses, as well as alcohol and substance abuse, that have impaired their quality of life. I am committed to providing veterans and their families with the tools and resources they need to improve their lives during their time with me and in the future.

In my role at the VA Loma Linda, I provide care as a pain psychologist and certified disability evaluator. I serve as a member of the Opioid Safety Committee and as an active member of the VA Pain Board working closely with an interdisciplinary team of

professionals to reduce the opioid crisis common among our population. I provide telehealth services as well as individual and family therapy. I facilitate evidence-based groups addressing CPT-CP and mindfulness for my veteran population. In my capacity as a disability evaluator, I generate complex evaluations for military veterans, respond to Board of Veterans Affairs appeals, provide initial mental health and post-traumatic stress disorder evaluations, issue medical opinions and conduct case reviews. I have also been appointed by the state of California to the role of qualified medical evaluator.

Through it all, I know that we can achieve more when we support one another, and I am truly thankful for the support I have found through the Health Professions Education Foundation and this award.





Submitting Timely License Renewals

*By Marjean Dupree, Central Services Technician,
Board of Psychology*

BreEZe allows licensees to renew their licenses 75 days prior to the license expiration date by opening a renewal transaction in the system. At that time, please use our BreEZe Online Services to renew your license at **www.breeze.ca.gov**. Renewing your license in this manner cuts the renewal process time significantly. Your renewal will be updated within 24 to 48 hours. Please be sure to check our website at that time to see that your expiration date has been updated.

Should you decide to use the renewal coupon that is mailed to you, keep in mind that the manual process can take four to six weeks. After the renewal is updated, it can take another two to three weeks to mail the new pocket license to you. Therefore, it is strongly recommended that you submit your renewal well in advance of the expiration date of your license.

Problems with the manual process (lost in the mail, not all questions answered as required, etc.) will cause further delays. Online renewal is a more time-efficient option with less cause for concern about providing all that is required to renew in time, so that you are assured you may continue your practice without interruption.

- TIPS:**
- Complete all required sections of the online questionnaire/renewal form.
 - Sign and date your renewal form.
 - Pay the correct fee.
 - Do not include any additional information with the renewal (you can use BreEZe to update your address of record or to request a duplicate pocket license).

Remember, if your license is not updated by the expiration date, you are unable to practice until the deficiencies have been met.



How to Ensure You Are Receiving Emails From the Board

By Tammey L. Bailey, Licensing Technician

To ensure proper delivery of emails to your inbox sent by the board, add our department's domain (@dca.ca.gov) to your safe senders list or white list. Once our domain is added to your safe senders list, incoming emails from the board will be allowed and not be blocked or diverted by a spam filter.

The instructions on how to add emails to the safe sender list varies depending on your email provider, but will be similar to this:

- 1 Find an email message from the sender you want to add to the safe sender list. This email may be found in the spam folder.
- 2 Locate the junk email options.
- 3 Click the "safe sender" tab.

- 4 Click "Add."
- 5 Type in the email address you wish to add to your safe sender list.
- 6 Click "OK" to finish.

For specific instructions on your email program, you can search "how to add a domain to (name of email program)" or "how to whitelist emails" on the internet for suggestions.





‘Live’ Continuing Education Hours Reminder

By Liezel McCockran, Continuing Education and Renewals Coordinator, Board of Psychology

The board wants to remind all licensed psychologists that 36 hours of continuing education (CE) are required as a condition of renewal for each two-year renewal period.

The hours must be completed in the preceding renewal period. Additionally, the board’s regulations (section 1397.60(e)) require that a maximum of 75 percent of the required hours (27 hours) can be accrued through independent learning, meaning that the instructor and the student are not in “direct visual or auditory contact.” This means that a minimum of 25 percent (nine hours) of the 36 hours must be “live,” where there is direct visual or auditory contact.

Note: Webinars in which there is interaction with the instructor in real time (via instant messaging, for example), are also considered “live.”

Psychologists self-certify the total number of CE hours they have completed on their renewal form (whether online or paper), and the completion of hours, including the nine “live” hours, are verified during a CE audit.





Expert Reviewer Program— Enforcement Division

*By Sandra Monterrubio, Enforcement Program Manager,
Board of Psychology*

The Board of Psychology (board) Enforcement Program is currently recruiting qualified psychologists to serve as experts for the board's Expert Reviewer Program.

The Expert Reviewer Program is the backbone of the board's Enforcement Program, and its effectiveness is vital for fulfilling our legislative mandate to protect California consumers from psychological services from unlicensed, unprofessional, incompetent, or otherwise dangerous practitioners.

Board experts provide consultation to staff, review case materials, prepare written opinions, and testify at administrative hearings.

Expert reviewers are paid \$150–\$200 per hour, depending upon the services rendered, for case reviews, preparation of the expert opinion report, and testifying at administrative hearings.

Interested applicants must meet the following requirements:

- ✓ Possess a current California psychology license; be in good standing; have no prior or pending disciplinary actions; and no pending investigations or enforcement actions.
- ✓ Have no criminal convictions, including any that were expunged or dismissed.
- ✓ Have forensic experience and be willing to testify if a case proceeds to a hearing.
- ✓ Have an active practice, defined as at least 80 hours per month in direct patient care, clinical activity, psychometric testing, and/or teaching.
- ✓ Have three or more years of expertise in specific areas of practice.
- ✓ Agree that the expert reviewer term is three years in length.

If you are interested in providing expert services to the board and you meet the above requirements, please submit a cover letter with the expert reviewer application describing your current practice, work setting, forensic experience, and why you are interested in becoming an expert. Include a current curriculum vitae. Mail your packet to the board at the address listed below. The expert application can be located on the board's website at **www.psychology@dca.ca.gov**, under the "Licensees" tab. For additional information, contact **Sandra Monterrubio** at **(916) 574-7118**, or:

Board of Psychology

ATTN: Sandra Monterrubio
1625 N. Market Blvd., Suite N-215
Sacramento, CA 95834
BOPEnforcement@dca.ca.gov





DISCIPLINARY ACTIONS:

June 1 to July 31, 2018

SURRENDER

Peter Theodore Pearson, Ph.D.

Psychologist License No. PSY 6831, Menlo Park

Dr. Pearson stipulated to the surrender of his license after a first amended accusation was filed alleging that he failed to obtain informed consent regarding the nature and anticipated course of therapy, risks, fees, involvement with third parties, potential conflicts of interest, and limits of confidentiality; failed to properly maintain and timely produce records; failed to conform to the standards of practice related to psychotherapy by not addressing his patient's serious mental illness diagnoses, did not form treatment plans or goals, and did not conduct regular status exams or safety assessments despite his patient's history of suicidal ideation and attempts; and failed to maintain his patient's privacy and confidentiality. The surrender took effect June 2, 2018.

Christine Sagen Peterson, Ph.D.

Psychologist License No. PSY 6929, Carpinteria

Dr. Peterson stipulated to the surrender of her license after a petition to revoke probation was filed alleging that she violated probation by failing to abstain from alcohol and undergo required biological fluid testing. The board had placed her license on probation for five years in a Nov. 22, 2013 decision, and a Sept. 29, 2017 decision extended her probation for an additional one year. The surrender took effect July 3, 2018.

Malvern C. Holland, Ed.D.

Psychologist License No. PSY 21206, San Diego

Dr. Holland stipulated to the voluntary surrender of his license following a March 17, 2018 decision by the board that placed his license on probation for three

years. The decision provided that Dr. Holland could request the voluntary surrender of his license if he ceased practicing due to retirement, health reasons, or was otherwise unable to satisfy the terms and conditions of probation. The surrender took effect July 19, 2018.

PROBATION

Allyson S. Troxel-Galang

Psychological Assistant Registration No. PSB 94024117, Walnut Creek

Ms. Troxel-Galang stipulated to the issuance of her registration with three years' probation, and is subject to its revocation if she fails to comply with the terms and conditions of her probation, based upon a 2000 misdemeanor conviction for consuming alcohol when she was under the age of 21; a 2001 misdemeanor conviction for driving under the influence of alcohol; 2002 misdemeanor convictions for driving under the influence of alcohol, driving with a suspended license, and driving under the influence of alcohol within seven years of a prior driving under the influence of alcohol conviction; and a 2006 misdemeanor conviction for driving with a blood alcohol level of .08 or higher, with priors. The order took effect June 13, 2018.

Clare D. Albright, Psy.D.

Psychologist License No. PSY 11660, Lake Forest

Dr. Albright stipulated to placing her license on probation for four years and is subject to its revocation if she fails to comply with the terms and conditions of probation, after an accusation was filed alleging gross negligence and repeated acts of negligence for her failure to timely report child abuse and engaging in multiple relationships when she assumed the roles of both therapist and investigator. The order took effect June 21, 2018.



(continued from page 7)

PUBLIC LETTER OF REPROVAL

Parisa Leviadin, Psy.D.

Psychologist License No. PSY 23446, Beverly Hills

Dr. Leviadin stipulated to the issuance of a public letter of reproof against her license, with terms, after an accusation was filed alleging she violated regulations requiring her to complete and to verify completion of continuing education by producing verification of attendance certificates. The order took effect June 17, 2018.

Hilary Mandel, Ph.D.

Psychologist License No. PSY 12090, Kentfield

Dr. Mandel stipulated to the issuance of a public letter of reproof against her license, with terms, after an accusation was filed alleging she functioned outside of her field of competence when she filed an uninformed and unsolicited opinion regarding the custody of minor children of her client with Monterey County Family Court. The order took effect June 23, 2018.

PETITION FOR REINSTATEMENT

Simone Ravicz, Ph.D.

Psychologist License No. PSY 15512, Palm Springs

On July 3, 2018, Dr. Ravicz's petition for reinstatement of her psychologist license was granted and the license can be reinstated after licensure requirements are met. Once reinstated, the license will be placed on probation for four years with terms and conditions.





REGULATORY UPDATE

Following are the pending regulatory changes for the California Board of Psychology (board) and their status in the formal rulemaking process.

Title 16, California Code of Regulations (CCR) sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1—Psychological Assistants

Status: Initial review phase. This phase includes reviews by the Department of Consumer Affairs (DCA) and the Business, Consumer Services and Housing Agency (BCSH) before a formal Notice of Public Hearing with the Office of Administrative Law.

This regulatory package does the following:

Conforms the California Code of Regulations (CCR) to statutory changes made in Senate Bill 1193 (Hill, Chapter 484, Statutes of 2016) which requires psychological assistants to obtain a single registration with the board to be renewed annually. This registration will be independent from their supervisor(s) or employer(s), but does not remove the requirement that psychological assistants practice only under supervision. Additionally, the proposed regulatory language removes duplication as to who pays the psychological assistant registration fee, as this is already specified in statute.

Title 16, CCR section 1396.8—Standards of Practice for Telehealth

Status: Initial review phase. This phase includes reviews by DCA and BCSH before a formal Notice of Public Hearing with the Office of Administrative Law.

This regulatory package does the following:

Establishes standards of practice for the delivery of psychological health services via telehealth to an originating site in this state to a patient or client who is a resident of California who is temporarily located outside of this state, and to clients or patients who

initiate psychological health care services while in this state but who may not be a resident of this state. These standards would apply to licensed California psychologists and psychology trainees.

Title 16 CCR sections 1381.9, 1397.60, 1397.61, 1397.62, 1397.67—Continuing Professional Development

Status: Initial review phase. This phase includes reviews by DCA and BCSH before formal Notice of Public Hearing with the Office of Administrative Law.

This regulatory package does the following:

Changes the continuing education guidelines and requirements that must be completed by licensed psychologists from the continuing education (CE) model to the broader continuing professional development (CPD) model.

Title 16 CCR sections 1381.9, 1381.10, 1392—Retired License, Renewal of Expired License, Psychologist Fees

Status: Initial review phase. This phase includes reviews by DCA and BCSH before formal Notice of Public Hearing with the Office of Administrative Law.

This regulatory package does the following:

This adds provisions that would allow a licensee to apply to have their license placed in a retired status and defines the requirements for application.





LEGISLATIVE UPDATE

SPONSORED LEGISLATION

Assembly Bill 2968 (Levine) Psychotherapist— Client Relationship: Victims Of Sexual Behavior and Sexual Contact: Informational Brochure

This bill would update and modernize statutory provisions relating to DCA's informational brochure for victims of psychotherapist-patient sexual impropriety titled "Professional Therapy Never Includes Sex" by removing obsolete language, including other recognized forms of sexual exploitation and behavior facilitated by modern modes of communication, and more clearly articulating to consumers the most effective course of action when reporting these types of allegations. This bill would also add a new threshold for when a psychotherapist is legally required to provide the brochure to a client.

Location: Chaptered by Secretary of State—Chapter 778, Statutes of 2018.

Board position: Sponsor



CHAPTERED

AB 282 (Jones-Sawyer)—Aiding, Advising, or Encouraging Suicide: Exemption from Prosecution

AB 282 (Jones-Sawyer) would codify that any person whose actions are performed in compliance with the provisions in the End of Life Option Act cannot be prosecuted for those actions under Penal Code Section 401.

Location: Chaptered by Secretary of State—Chapter 245, Statutes of 2018

Board position: Support

AB 1436 (Levine) Board of Behavioral Sciences: Licensees: Suicide Prevention Training

This bill, on or after Jan. 1, 2021, would require an applicant for licensure under the Board of Behavioral Sciences (BBS) to complete a minimum of six hours of coursework or applied experience under supervision in suicide risk assessment and intervention. Additionally, the bill would require, as a one-time requirement, a licensee under BBS to have completed this suicide risk assessment and intervention training requirement prior to the time of his or her first renewal after Jan. 1, 2021. Lastly, the bill would also require an applicant for reactivation or for reinstatement to an active license status on or after Jan. 1, 2021, to have completed this suicide risk assessment and intervention training requirement.

Location: Chaptered by Secretary of State—Chapter 527, Statutes of 2018

Board position: Support



(continued from page 10)

AB 2138 (Chiu and Low) Licensing Boards: Denial of Application: Criminal Conviction

This bill would significantly restrict the board's licensing process by limiting when a board can utilize an applicant's criminal history in denying an application for licensure.

Location: *Chaptered by Secretary of State—Chapter 995, Statutes of 2018*

Board position: Oppose

AB 2221 (Bloom) Occupational Therapy

This bill would make various changes to the Occupational Therapy Practice Act including modernizing the definition of the practice of occupational therapy. Psychologists and occupational therapists have a long and collaborative history of working together to help individuals with physical disabilities and mental and behavioral health disorders to achieve their therapy goals and improve their quality of life.

Location: *Chaptered by Secretary of State—Chapter 490, Statutes of 2018.*

Board position: Support

VETOED

AB 2143 (Caballero)—Mental health: Licensed Mental Health Service Provider Education Program

This bill, as amended on June 11, 2018, would expand the Licensed Mental Health Service Provider Education Program to apply to persons eligible under existing law who attain further education in order to practice as psychiatric-mental health nurse practitioners or physician assistants in psychiatric mental health settings. This would allow those practitioners to apply for grants under the program for reimbursement of those later-incurred educational loans but paid for by the fund for their psychology license.

Location: *Vetoed by governor*

Board position: Oppose

SB 1125 (Atkins) Federally Qualified Health Center and Rural Health Clinic Services

This bill would allow Medi-Cal reimbursement for patients receiving medical services at a federally qualified health center or rural health clinic to receive both medical services and also to obtain mental health services on the same day they receive the medical services.

Location: *Vetoed by the governor*

Board position: Support

FAILED PASSAGE

AB 2943 (Low) Unlawful Business Practices: Sexual Orientation Change Efforts

This bill would include as an unlawful practice prohibited under the Consumer Legal Remedies Act advertising, offering for sale, or selling services constituting sexual orientation change efforts to an individual.

Location: *Assembly Inactive File*

Board position: Support



Board Members

Stephen Phillips, J.D., Psy.D. (President)

Alita Bernal (Vice President)

Lucille Acquaye-Baddoo

Sheryll Casuga, Psy.D.

Michael Erickson, Ph.D.

Seyron Foo

Jacqueline Horn, Ph.D.

Nicole J. Jones

Meeting Calendar 2018


Board Meetings

Nov. 15-16

San Diego

Dec. 3-4

Napa (Strategic planning)

PDE_18-337 



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