

MEMORANDUM

DATE	October 31, 2018
TO	Board Members
FROM	<i>Stephanie Cheung</i> Stephanie Cheung Licensing Manager
SUBJECT	<p>Agenda Item 23(a)(1) Proposed Amendments to Evidence Code § 1010 and the following Business and Professions Code sections:</p> <ul style="list-style-type: none"> • §§ 25, 28, 2915.5 (Training in Human Sexuality, Child, Elder, and Dependent Adult Abuse Assessment and Reporting, and Aging and Long-term Care); • § 27 (Disclosure of Information); • § 2903 (Licensure Requirements); • §§ 2909, 2909.5, 2910, & 2911, (Exemptions); • § 2913 (Psychological Assistant); • § 2914 (Applicant Requirements); • § 2915 (Continuing Professional Development); • §§ 29 & 2915.7 (Continuing Education: Chemical Dependency and Alcoholism and Aging and Long-term Care) • §§ 2940 & 2941 (Application and Examination Fees); • §§ 2942, 2943, & 2944 (Examination Time and Subjects); • § 2946 (Licensure in Another State); • § 2948 (Issuance of License); and • § 2960 (Grounds for Disciplinary Action)

Background:

The Licensing Committee has completed their review relating to Pathways to Licensure at the October 25, 2018 meeting. Staff has provided the recommended changes by the Committee for the Board's review (See Attachment A1 or A2).

In addition, Ms. Angela Gilliard, the UC Health Legislative Director of the University of California, expressed concern with the proposed amendments in section 2909 relating to the use of job titles at the Committee meeting. After the meeting, Ms. Gilliard provided additional language that is highlighted in yellow for the Board's consideration and review.

Attachments:

A1: Statutory Proposal (Marked)
A2: Statutory Proposal (Unmarked)

Action Requested:

Review proposed amendments and approve language as amended. Once approved, recommend the Board to adopt the language as written and proceed to seek legislation.

“Pathways to Licensure” Statutes Review**Business and Professions Code - BPC****§ 25. Training in human sexuality**

Any person applying for a license, registration, or the first renewal of a license, after the effective date of this section, as a licensed marriage and family therapist, a licensed clinical social worker, a licensed psychologist, or a licensed professional clinical counselor shall, in addition to any other requirements, show by evidence satisfactory to the agency regulating the business or profession, that he or she has completed training in human sexuality as a condition of licensure. The training shall be creditable toward continuing education requirements as deemed appropriate by the agency regulating the business or profession, and the course shall not exceed more than 50 contact hours.

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

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

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

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

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

§ 27. Information to be provided on Internet; Entities in Department of consumer Affairs required to comply

(a) Each entity specified in subdivisions (c), (d), and (e) shall provide on the Internet information regarding the status of every license issued by that entity in accordance with the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of Division 7 of Title 1 of the Government Code) and the Information Practices Act of 1977 (Chapter 1 (commencing with Section 1798) of Title 1.8 of Part 4 of Division 3 of the Civil Code). The public information to be provided on the Internet shall include information on suspensions and revocations of licenses issued by the entity and other related enforcement action, including accusations filed pursuant to the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code) taken by the entity relative to persons, businesses, or

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1 facilities subject to licensure or regulation by the entity. The information may not include
2 personal information, including home telephone number, date of birth, or social security
3 number. Each entity shall disclose a licensee’s address of record. However, each entity
4 shall allow a licensee to provide a post office box number or other alternate address,
5 instead of his or her home address, as the address of record. This section shall not
6 preclude an entity from also requiring a licensee, who has provided a post office box
7 number or other alternative mailing address as his or her address of record, to provide a
8 physical business address or residence address only for the entity’s internal
9 administrative use and not for disclosure as the licensee’s address of record or
10 disclosure on the Internet.

11
12 (b) In providing information on the Internet, each entity specified in subdivisions (c) and
13 (d) shall comply with the Department of Consumer Affairs’ guidelines for access to
14 public records.

15
16 (c) Each of the following entities within the Department of Consumer Affairs shall
17 comply with the requirements of this section:

18
19 (1) The Board for Professional Engineers, Land Surveyors, and Geologists shall
20 disclose information on its registrants and licensees.

21
22 (2) The Bureau of Automotive Repair shall disclose information on its licensees,
23 including auto repair dealers, smog stations, lamp and brake stations, smog check
24 technicians, and smog inspection certification stations.

25
26 (3) The Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal
27 Insulation shall disclose information on its licensees and registrants, including major
28 appliance repair dealers, combination dealers (electronic and appliance), electronic
29 repair dealers, service contract sellers, and service contract administrators.

30
31 (4) The Cemetery and Funeral Bureau shall disclose information on its licensees,
32 including cemetery brokers, cemetery salespersons, cemetery managers, crematory
33 managers, cemetery authorities, crematories, cremated remains disposers, embalmers,
34 funeral establishments, and funeral directors.

35
36 (5) The Professional Fiduciaries Bureau shall disclose information on its licensees.

37
38 (6) The Contractors’ State License Board shall disclose information on its licensees and
39 registrants in accordance with Chapter 9 (commencing with Section 7000) of Division 3.
40 In addition to information related to licenses as specified in subdivision (a), the board
41 shall also disclose information provided to the board by the Labor Commissioner
42 pursuant to Section 98.9 of the Labor Code.

43
44 (7) The Bureau for Private Postsecondary Education shall disclose information on
45 private postsecondary institutions under its jurisdiction, including disclosure of notices to
46 comply issued pursuant to Section 94935 of the Education Code.

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1
2 (8) The California Board of Accountancy shall disclose information on its licensees and
3 registrants.

4
5 (9) The California Architects Board shall disclose information on its licensees, including
6 architects and landscape architects.

7
8 (10) The State Athletic Commission shall disclose information on its licensees and
9 registrants.

10
11 (11) The State Board of Barbering and Cosmetology shall disclose information on its
12 licensees.

13
14 (12) The State Board of Guide Dogs for the Blind shall disclose information on its
15 licensees and registrants.

16
17 (13) The Acupuncture Board shall disclose information on its licensees.

18
19 (14) The Board of Behavioral Sciences shall disclose information on its licensees,
20 including licensed marriage and family therapists, licensed clinical social workers,
21 licensed educational psychologists, and licensed professional clinical counselors.

22
23 (15) The Dental Board of California shall disclose information on its licensees.

24
25 (16) The State Board of Optometry shall disclose information on its licensees and
26 registrants.

27
28 (17) The Board of Psychology shall disclose information on its licensees, including
29 psychologists, and psychological assistants, ~~and registered psychologists~~ associates.

30
31 (d) The State Board of Chiropractic Examiners shall disclose information on its
32 licensees.

33
34 (e) The Structural Pest Control Board shall disclose information on its licensees,
35 including applicators, field representatives, and operators in the areas of fumigation,
36 general pest and wood destroying pests and organisms, and wood roof cleaning and
37 treatment.

38
39 (f) The Bureau of Medical Cannabis Regulation shall disclose information on its
40 licensees.

41
42 (g) “Internet” for the purposes of this section has the meaning set forth in paragraph (6)
43 of subdivision (f) of Section 17538.

44
45 *(Amended (as amended by Stats. 2016, Ch. 32, Sec. 1) by Stats. 2016, Ch. 489, Sec.*
46 *1. Effective January 1, 2017.)*

“Pathways to Licensure” Statutes Review**§ 28. Child, elder, and dependent adult abuse assessment and reporting training**

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

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

(c) All persons applying for initial licensure or renewal of a license as a psychologist, clinical social worker, professional clinical counselor, or marriage and family therapist shall, in addition to all other requirements for licensure or renewal, have completed coursework or training in child abuse assessment and reporting that meets the requirements of this section, including detailed knowledge of the Child Abuse and Neglect Reporting Act (Article 2.5 (commencing with Section 11164) of Chapter 2 of Title 1 of Part 4 of the Penal Code). The training shall meet all of the following requirements:

(1) Be obtained from one of the following sources:

(A) An accredited or approved educational institution, as defined in Sections 2902, 4980.36, 4980.37, 4996.18, and 4999.12, including extension courses offered by those institutions.

(B) A continuing education provider as specified by the responsible board by regulation.

(C) A course sponsored or offered by a professional association or a local, county, or state department of health or mental health for continuing education and approved or accepted by the responsible board.

(2) Have a minimum of seven contact hours.

(3) Include the study of the assessment and method of reporting of sexual assault, neglect, severe neglect, general neglect, willful cruelty or unjustifiable punishment, corporal punishment or injury, and abuse in out-of-home care. The training shall also include physical and behavioral indicators of abuse, crisis counseling techniques, community resources, rights and responsibilities of reporting, consequences of failure to

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1 report, caring for a child’s needs after a report is made, sensitivity to previously abused
2 children and adults, and implications and methods of treatment for children and adults.

3
4 (4) An applicant shall provide the appropriate board with documentation of completion of
5 the required child abuse training.

6
7 (d) The Board of Psychology and the Board of Behavioral Sciences shall exempt an
8 applicant who applies for an exemption from this section and who shows to the
9 satisfaction of the board that there would be no need for the training in his or her
10 practice because of the nature of that practice.

11
12 (e) It is the intent of the Legislature that a person licensed as a psychologist, clinical
13 social worker, professional clinical counselor, or marriage and family therapist have
14 minimal but appropriate training in the areas of child, elder, and dependent adult abuse
15 assessment and reporting. It is not intended that, by solely complying with this section,
16 a practitioner is fully trained in the subject of treatment of child, elder, and dependent
17 adult abuse victims and abusers.

18
19 (f) The Board of Psychology and the Board of Behavioral Sciences are encouraged to
20 include coursework regarding the assessment and reporting of elder and dependent
21 adult abuse in the required training on aging and long-term care issues prior to licensure
22 or license renewal.

23
24 *(Amended by Stats. 2015, Ch. 426, Sec. 1. Effective January 1, 2016.)*

25
26 **§ 29. Adoption of continuing education requirements regarding**
27 **chemical dependency and alcoholism**

28
29 (a) The Board of Psychology and the Board of Behavioral Sciences shall consider
30 adoption of continuing education requirements including training in the area of
31 recognizing chemical dependency and early intervention for all persons applying for
32 renewal of a license as a psychologist, clinical social worker, marriage and family
33 therapist, or professional clinical counselor.

34
35 (b) Prior to the adoption of any regulations imposing continuing education relating to
36 alcohol and other chemical dependency, the boards are urged to consider coursework
37 to include, but not necessarily be limited to, the following topics:

38
39 (1) Historical and contemporary perspectives on alcohol and other drug abuse.

40
41 (2) Extent of the alcohol and drug abuse epidemic and its effects on the individual,
42 family, and community.

43
44 (3) Recognizing the symptoms of alcoholism and drug addiction.

45
46 (4) Making appropriate interpretations, interventions, and referrals.

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1
2 (5) Recognizing and intervening with affected family members.

3
4 (6) Learning about current programs of recovery, such as 12 step programs, and how
5 therapists can effectively utilize these programs.

6
7 *(Amended by Stats. 2011, Ch. 381, Sec. 3. Effective January 1, 2012.)*

8 9 **§ 2903. Licensure requirement; Practice of Psychology; Psychotherapy**

10
11 (a) No person may engage in the practice of psychology, or represent himself or herself
12 to be a psychologist, without a license granted under this chapter, except as otherwise
13 provided in this chapter. The practice of psychology is defined as rendering or offering
14 to render to individuals, groups, organizations, or the public any psychological service
15 involving the application of psychological principles, methods, and procedures of
16 understanding, predicting, and influencing behavior, such as the principles pertaining to
17 learning, perception, motivation, emotions, and interpersonal relationships; and the
18 methods and procedures of interviewing, counseling, psychotherapy, behavior
19 modification, and hypnosis; and of constructing, administering, and interpreting tests of
20 mental abilities, aptitudes, interests, attitudes, personality characteristics, emotions, and
21 motivations.

22
23 (b) The application of these principles and methods includes, but is not restricted to:
24 assessment, diagnosis, prevention, treatment, and intervention to increase effective
25 functioning of individuals, groups, and organizations.

26
27 (c) Psychotherapy within the meaning of this chapter means the use of psychological
28 methods in a professional relationship to assist a person or persons to acquire greater
29 human effectiveness or to modify feelings, conditions, attitudes, and behaviors that are
30 emotionally, intellectually, or socially ineffectual or maladaptive.

31
32 *(Amended by Stats. 2015, Ch. 529, Sec. 1. Effective January 1, 2016.)*

33 34 ~~**§ 2909. Applicability of chapter to credentialed school psychologists, and**~~ 35 ~~**psychologists and psychological assistants employed by colleges, universities,**~~ 36 ~~**or governmental organizations**~~

37
38 ~~This chapter shall not be construed as restricting or preventing activities of a~~
39 ~~psychological nature or the use of the official title of the position for which they were~~
40 ~~employed on the part of the following persons, provided those persons are performing~~
41 ~~those activities as part of the duties for which they were employed, are performing those~~
42 ~~activities solely within the confines of or under the jurisdiction of the organization in~~
43 ~~which they are employed, and do not render or offer to render psychological services,~~
44 ~~as defined in Section 2903:~~

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

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

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

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

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

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

~~(Amended by Stats. 2016, Ch. 484, Sec. 1. Effective January 1, 2017.)~~

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

~~(a)~~ This chapter shall not be construed to restrict **or prevent either of the following:**

~~(a)~~ **T**he practice of psychology, **as defined in Section 2903,** on the part of persons who are salaried employees of accredited or approved academic institutions, public schools, or governmental agencies, if those employees are complying with **all of** the following:

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

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1 (2) Performing those activities solely within the jurisdiction or confines of those
2 organizations.

3
4 (3) Do not hold themselves out to the public by any title or description of activities
5 incorporating the words “psychology,” “psychological,” or “psychologist.”

6
7 (4) Are primarily gaining the supervised professional experience required for licensure
8 that is being accrued consistent with the board’s regulations and the employees have as
9 the primary supervisor a psychologist licensed ~~in the state~~ by the board.

10
11 ~~(b)~~ Commencing January 1, 2016, an individual employed or who becomes employed
12 by one or more employers as described in subdivision (a) above shall be exempt under
13 this section subdivision for a cumulative total of five years.

14
15 (b) Activities of a psychological nature or the use of the official title of the position for
16 which they were employed on the part of persons who hold a valid and current
17 credential as a school psychologist issued by the Commission on Teacher Credentialing
18 or who are employed in positions as psychologists or psychological assistants by
19 accredited or approved colleges, junior colleges, or universities, or by federal, state,
20 county, or municipal governmental organizations that are not primarily involved in the
21 provision of direct health or mental health services, if those persons are complying with
22 all of the following:

23
24 (1) Performing those activities as part of the duties for which they were employed.

25
26 (2) Performing those activities solely within the confines of or under the jurisdiction of
27 the organization in which they are employed.

28
29 (3) Do not render or offer to render psychological services, as defined in Section 2903.

30
31 Except for credentialed school psychologists as described above, individuals exempted
32 under this subdivision may conduct research and disseminate their research findings
33 and scientific information, use their official position title identifying their employer as
34 described in this subdivision in doing so, and use variations of the word “psychology” to
35 describe their research.

36
37 ~~(Amended by Stats. 2015, Ch. 218, Sec. 3. Effective January 1, 2016.)~~

38 **§ 2911. Applicability of chapter to ~~students and interns~~ (students, interns and** 39 **post-doctoral trainees)**

40
41 Nothing in this chapter shall be construed as restricting the activities and services of a
42 ~~psychology graduate student or psychological intern in psychology pursuing a course of~~
43 ~~study leading to a graduate degree in psychology at an accredited or approved college~~
44 ~~or university and working in a training program, or a postdoctoral trainee working in a~~
45 ~~postdoctoral placement overseen by the American Psychological Association (APA), the~~
46 ~~Association of Psychology Postdoctoral and Internship Centers (APPIC), or the~~

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1 California Psychology Internship Council (CAPIC), provided that these activities and
 2 services constitute a part of his or her supervised course of study and that those
 3 persons are designated by the title “psychological or psychology intern,” “psychological
 4 trainee,” “postdoctoral intern,” or another title clearly indicating the training status
 5 appropriate to his or her level of training. The aforementioned terms shall be reserved
 6 for persons enrolled in thea doctoral program leading to one of the degrees that
 7 qualifies for licensure listed in subdivision (b) of Section 2914(b) at an accredited or
 8 approved college or university or a trainee in a formal pre-doctoral internship post-
 9 doctoral placement overseen approved by the American Psychological Association
 10 (APA), Association of Psychology Postdoctoral and Internship Centers (APPIC), or
 11 California Psychology Internship Council (CAPIC).

12
 13 *(Amended by Stats. 2005, Ch. 658, Sec. 3. Effective January 1, 2006.)*

15 **§ 2913. Services by psychological assistantsassociates**

16
 17 A person other than a licensed psychologist may perform psychological functions in
 18 preparation for licensure as a psychologist only if all of the following conditions are met:

19
 20 (a) The person shall register himself or herself with the board as a “psychological
 21 assistantassociate.” This registration shall be renewed annually in accordance with
 22 regulations adopted by the board.

23
 24 (b) The person (A4) has completed a master’s degree in psychology or in education
 25 with the field of specialization in educational psychology or counseling psychology, or
 26 school psychology, or (B2) has been admitted to candidacy for a doctoral degree in (1)
 27 psychology or education with the field of specialization in clinical, counseling, school,
 28 consulting, forensic or industrial/organizational psychology, or (2) education, with the
 29 field of specialization in educational psychology, counseling psychology, or school
 30 psychology, or (3) a field of specialization designed to prepare graduates for the
 31 professional practice of psychology after having satisfactorily completed three or more
 32 years of postgraduate education in psychology and having passed preliminary doctoral
 33 examinations, or (C3) has completed a doctoral degree that qualifies for licensure under
 34 Section 2914. The Board shall make the final determination as to whether a degree
 35 meets the requirements of this section.

36
 37 (c) (1) The psychological associate shall be supervised by a primary supervisor who is a
 38 licensed psychologist. The psychological assistantassociate’s primary supervisor is at
 39 all times under the immediate supervision, as defined in regulations adopted by the
 40 board, of a licensed psychologist, or a licensed physician and surgeon who is certified in
 41 psychiatry by the American Board of Psychiatry and Neurology or the American College
 42 of Osteopathic Board of Neurology and Psychiatry, who shall be responsible for
 43 ensuring that the extent, kind, and quality of the psychological services that the
 44 psychological assistant performs are consistent with his or her trainingthe
 45 psychological associate’s and the primary supervisor’s training and experience, andThe
 46 primary supervisor shall be responsible for the psychological assistantassociate’s

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1 compliance with this chapter and regulations. Primary supervisors may delegate
2 supervision as prescribed by the board’s regulations.

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

8
9 (d) ~~The A psychological assistants/associate shall not comply with regulations that the~~
10 ~~board may, from time to time, duly adopt relating to the fulfillment of requirements in~~
11 ~~continuing education.~~

12
13 (1) provide psychological services to the public except as a trainee pursuant to this
14 section.

15
16 (2) receive payments, monetary or otherwise, directly from clients or patients

17
18 (e) No person shall be registered to practice as a psychological associate who is found
19 by the board to be in violation of Section 2960 and the rules and regulations duly
20 adopted thereunder.

21
22 *(Amended by Stats. 2016, Ch. 484, Sec. 2. Effective January 1, 2017.)*

§ 2914. Applicant’s requirements

23
24
25 Each applicant for licensure shall ~~comply with all of the following requirements:~~

26
27
28 (a) ~~Is not be~~ subject to denial of licensure under Division 1.5 (commencing with Section
29 475).

30
31 (b) ~~P~~possess an earned doctorate/doctoral degree (1) in psychology, (2) in educational
32 psychology with the field of specialization in clinical, counseling, school, consulting,
33 forensic or industrial/organizational psychology, or (3) in education with the field of
34 specialization in counseling psychology, or educational psychology, or school
35 psychology, or (3) in a field of specialization designed to prepare graduates for the
36 professional practice of psychology. Except as provided in subdivision (h), this degree
37 or training shall be obtained from an accredited university, college, or professional
38 school. The board shall make the final determination as to whether a degree meets the
39 requirements of this section.

40
41 (c) (1) On or after January 1, 2020, possess an earned doctorate/doctoral degree in
42 psychology, ~~in educational psychology~~ with the field of specialization in clinical,
43 counseling, school, consulting, forensic or industrial/organizational psychology, or in
44 education with the field of specialization in counseling psychology, ~~or educational~~
45 psychology, or school psychology from a college or institution of higher education that is
46 accredited by a regional accrediting agency recognized by the United States

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1 Department of Education. Until January 1, 2020, the board may accept an applicant
 2 who possesses a ~~doctorate~~doctoral degree in psychology, ~~educational psychology with~~
 3 the field of specialization in clinical, counseling, school, consulting, forensic or
 4 industrial/organizational psychology, or in education with the field of specialization in
 5 counseling, ~~or educational psychology, or school psychology~~ from an institution that is
 6 not accredited by an accrediting agency recognized by the United States Department of
 7 Education, but is approved to operate in this state by the Bureau for Private
 8 Postsecondary Education.

9
 10 (2) Paragraph (1) does not apply to any student who was enrolled in a doctoral program
 11 in psychology, ~~educational psychology with the field of specialization in clinical,~~
 12 counseling, school, consulting, forensic or industrial/organizational psychology, or in
 13 education with the field of specialization in counseling psychology, ~~or educational~~
 14 psychology, or school psychology at a nationally accredited or approved institution as of
 15 December 31, 2016.

16 ~~(3) No educational institution shall be denied recognition as an accredited academic~~
 17 ~~institution solely because its program is not accredited by any professional organization~~
 18 ~~of psychologists, and nothing in this chapter or in the administration of this chapter shall~~
 19 ~~require the registration with the board by educational institutions of their departments of~~
 20 ~~psychology or their doctoral programs in psychology.~~

21
 22 (43) An applicant for licensure trained in an educational institution outside the United
 23 States or Canada shall demonstrate to the satisfaction of the board that he or she
 24 possesses a ~~doctorate~~doctoral degree in psychology or education pursuant to (c)(1) and
 25 (2) that is equivalent to a degree earned from a regionally accredited academic
 26 institution~~university~~ in the United States or Canada. These applicants shall provide the
 27 board with a comprehensive evaluation of the degree performed by a foreign credential
 28 evaluation service that is a member of the National Association of Credential Evaluation
 29 Services (NACES), and any other documentation the board deems necessary.

30
 31 (d) (1) ~~H~~have engaged for at least two years in supervised professional experience
 32 under the direction of a licensed psychologist, the specific requirements of which shall
 33 be defined by the board in its regulations, or under suitable alternative supervision as
 34 determined by the board in regulations duly adopted under this chapter, at least one
 35 year of which shall ~~be~~occur after being awarded the qualifying doctoral degree~~doctorate~~
 36 ~~in psychology~~. The supervisor shall submit verification of the experience ~~required by this~~
 37 ~~subdivision~~ to the trainee ~~in a manner~~as prescribed by the board. If the supervising
 38 licensed psychologist fails to provide verification to the trainee in a timely manner, the
 39 board may establish alternative procedures for obtaining the necessary documentation.
 40 Absent good cause, the failure of a supervising licensed psychologist to provide the
 41 verification to the board upon request shall constitute unprofessional conduct.

42
 43 (2) The board shall establish qualifications by regulation for supervising psychologists.

44
 45 (e) ~~F~~take and pass the examination required by Section 2941 unless otherwise
 46 exempted by the board under this chapter.

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1
2 ~~(f) Show by evidence satisfactory to the board that he or she has completed~~
3 ~~training~~Complete coursework or provide evidence of training in the detection and
4 treatment of alcohol and other chemical substance dependency. ~~This requirement~~
5 ~~applies only to applicants who matriculate on or after September 1, 1985~~ as prescribed
6 by the board.

7
8 ~~(g) (1) Show by evidence satisfactory to the board that he or she has~~
9 ~~completed~~Complete coursework or provide evidence of training in spousal or partner
10 abuse assessment, detection, and intervention. ~~This requirement applies to applicants~~
11 ~~who began graduate training during the period commencing on January 1, 1995, and~~
12 ~~ending on December 31, 2003.~~ as prescribed by the board.

13
14 ~~(2) An applicant who began graduate training on or after January 1, 2004, shall show by~~
15 ~~evidence satisfactory to the board that he or she has completed a minimum of 15~~
16 ~~contact hours of coursework in spousal or partner abuse assessment, detection, and~~
17 ~~intervention strategies, including knowledge of community resources, cultural factors,~~
18 ~~and same gender abuse dynamics. An applicant may request an exemption from this~~
19 ~~requirement if he or she intends to practice in an area that does not include the direct~~
20 ~~provision of mental health services.~~

21
22 ~~(3) Coursework required under this subdivision may be satisfactory if taken either in~~
23 ~~fulfillment of other educational requirements for licensure or in a separate course. This~~
24 ~~requirement for coursework shall be satisfied by, and the board shall accept in~~
25 ~~satisfaction of the requirement, a certification from the chief academic officer of the~~
26 ~~educational institution from which the applicant graduated that the required coursework~~
27 ~~is included within the institution’s required curriculum for graduation.~~

28
29 (h) Until January 1, 2020, an applicant holding a doctoral degree in psychology from an
30 approved institution is deemed to meet the requirements of this section if both of the
31 following are true:

32
33 (1) The approved institution offered a doctoral degree in psychology designed to
34 prepare students for a license to practice psychology and was approved by the former
35 Bureau for Private Postsecondary and Vocational Education on or before July 1, 1999.

36
37 (2) The approved institution has not, since July 1, 1999, had a new location, as
38 described in Section 94823.5 of the Education Code.

39
40 *(Amended by Stats. 2016, Ch. 484, Sec. 3. Effective January 1, 2017.)*

41
42 **§ 2915. Continuing education requirements; Practice outside fields of**
43 **competence**

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

4
 5 (b) ~~A~~ Each person licensed psychologist who applies to renew or reinstates his or her
 6 license issued pursuant to this chapter shall certify under penalty of perjury that he or
 7 she is in compliance with this section under penalty of perjury, and shall retain proof of
 8 this compliance for submission to the board upon request. False statements submitted
 9 pursuant to this section shall be a violation of Section 2970.

10
 11 (c) Continuing professional development means certain ~~continuing education~~ learning
 12 activities approved in four different categories:

13
 14 (1) Professional Activities.

15
 16 (2) Academic Activities.

17
 18 (3) Sponsored eContinuing eEducation eCoursework.

19
 20 (4) Board eCertification from the American Board of Professional Psychology.

21
 22 The board may develop regulations further defining acceptable continuing professional
 23 development activities.

24
 25 ~~(d) (1) The board shall require a licensed psychologist who began graduate study prior~~
 26 ~~to January 1, 2004, to take a continuing education course during his or her first renewal~~
 27 ~~period after the operative date of this section in spousal or partner abuse assessment,~~
 28 ~~detection, and intervention strategies, including community resources, cultural factors,~~
 29 ~~and same gender abuse dynamics. Equivalent courses in spousal or partner abuse~~
 30 ~~assessment, detection, and intervention strategies taken prior to the operative date of~~
 31 ~~this section or proof of equivalent teaching or practice experience may be submitted to~~
 32 ~~the board and at its discretion, may be accepted in satisfaction of this requirement.~~

33
 34 ~~(2) Continuing education courses taken pursuant to this subdivision shall be applied to~~
 35 ~~the 36 hours of approved continuing professional development required under~~
 36 ~~subdivision (a).~~

37
 38 (e) Continuing education courses approved to meet the requirements of this section
 39 shall be approved for credit by organizations approved by the board. An organization
 40 previously approved by the board to provide or approve continuing education is deemed
 41 approved under this section.

42
 43 (f) The board may accept continuing education courses approved by an entity that has
 44 demonstrated to the board in writing that it has, at a minimum, a 10-year history of
 45 providing educational programming for psychologists and has documented procedures

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

3
4 ~~(g) The board may grant an exemption, or an extension of the time for compliance with,~~
5 ~~from the continuing professional development requirement of this section.~~

6
7 ~~(gh)~~ The administration of this section may be funded through professional license fees
8 and continuing education provider and course approval fees, or both. The fees related
9 to the administration of this section shall not exceed the costs of administering the
10 corresponding provisions of this section.

11
12 *(Amended by Stats. 2016, Ch. 484, Sec. 6. Effective January 1, 2017.)*

13 14 **§ 2915.5. Coursework in aging and long-term care required for licensure of new** 15 **applicant; Instruction on assessment and reporting of, as well as treatment** 16 **related to, elder and dependent adult abuse and neglect**

17
18 (a) Any applicant for licensure as a psychologist ~~who began graduate study on or after~~
19 ~~January 1, 2004,~~ shall complete, as a condition of licensure, a minimum of ~~40~~six (6)
20 ~~contact~~ hours of coursework or applied experience in aging and long-term care, which
21 may include, but need not be limited to, the biological, social, and psychological aspects
22 of aging. ~~On and after January 1, 2012,~~ This coursework shall include instruction on the
23 assessment and reporting of, as well as treatment related to, elder and dependent adult
24 abuse and neglect.

25
26 ~~(b) Coursework taken in fulfillment of other educational requirements for licensure~~
27 ~~pursuant to this chapter, or in a separate course of study, may, at the discretion of the~~
28 ~~board, fulfill the requirements of this section.~~

29
30 ~~(eb)~~ In order to satisfy the coursework requirement of this section, the applicant shall
31 submit to the board a written certification from the registrar or training director~~chief~~
32 ~~academic officer~~ of the educational institution or program from which the applicant
33 graduated stating that the coursework required by this section is included within the
34 institution’s required curriculum for graduation at the time the applicant graduated, or
35 within the coursework, that was completed by the applicant.

36
37 (c) If an applicant does not have coursework pursuant to this section, evidence of
38 compliance can be obtained as part of his or her applied experience. Applied
39 experience can be met in any of the following settings: practicum, internship, or formal
40 postdoctoral placement that meets the requirement of Section 2911, or other qualifying
41 supervised professional experience. To satisfy this requirement, the applicant shall
42 submit to the board a written certification from the director of training for the program or
43 primary supervisor where the qualifying experience has occurred stating that the
44 training required by this section is included within the applied experience.

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

8
 9 *(Amended by Stats. 2010, Ch. 552, Sec. 2. Effective January 1, 2011.)*

10
 11 ~~**§ 2915.7. Continuing education course in aging and long-term care required for**~~
 12 ~~**first license renewal; Instruction on assessment and reporting of, as well as**~~
 13 ~~**treatment related to, elder and dependent adult abuse and neglect**~~

14
 15 ~~(a) A licensee who began graduate study prior to January 1, 2004, shall complete a~~
 16 ~~three-hour continuing education course in aging and long-term care during his or her~~
 17 ~~first renewal period after the operative date of this section, and shall submit to the board~~
 18 ~~evidence acceptable to the board of the person’s satisfactory completion of that course.~~

19
 20 ~~(b) The course should include, but is not limited to, the biological, social, and~~
 21 ~~psychological aspects of aging. On and after January 1, 2012, this coursework shall~~
 22 ~~include instruction on the assessment and reporting of, as well as treatment related to,~~
 23 ~~elder and dependent adult abuse and neglect.~~

24
 25 ~~(c) Any person seeking to meet the requirements of subdivision (a) of this section may~~
 26 ~~submit to the board a certificate evidencing completion of equivalent courses in aging~~
 27 ~~and long-term care taken prior to the operative date of this section, or proof of~~
 28 ~~equivalent teaching or practice experience. The board, in its discretion, may accept that~~
 29 ~~certification as meeting the requirements of this section.~~

30
 31 ~~(d) The board may not renew an applicant’s license until the applicant has met the~~
 32 ~~requirements of this section.~~

33
 34 ~~(e) A licensee whose practice does not include the direct provision of mental health~~
 35 ~~services may apply to the board for an exception to the requirements of this section.~~

36
 37 *(Amended by Stats. 2010, Ch. 552, Sec. 3. Effective January 1, 2011.)*

38
 39 **§ 2940. Application and fee**

40
 41 Each person desiring to obtain a license from the board shall submit an~~make~~ application
 42 in a manner prescribed by the board in regulations duly adopted under this chapter. to
 43 the board. The application shall be made upon a form and shall be made in a manner
 44 as the board prescribes in regulations duly adopted under this chapter.
 45

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1 The application shall be accompanied by the application fee prescribed by Section ~~2949~~
2 2987. This fee shall not be refunded by the board.

3
4 *(Amended by Stats. 1997, Ch. 758, Sec. 38. Effective January 1, 1998.)*

5 6 **§ 2941. Examination and fee**

7
8 Each applicant for a psychology license shall be examined by the board, and shall pay
9 ~~to the board, at least 30 days prior to the date of examination,~~ the examination fee
10 prescribed by Section 2987, which ~~fee~~ shall not be refunded by the board.

11
12 *(Amended by Stats. 1997, Ch. 758, Sec. 39. Effective January 1, 1998.)*

13 14 **§ 2942. Time for examinations; Passing grades**

15
16 The board may examine by written or computer-assisted examination or by both. All
17 aspects of the examination shall be in compliance with Section 139. The examination
18 shall be available for administration at least twice a year at the time and place and
19 under supervision as the board may determine. The passing grades for the
20 examinations shall be established by the board in regulations and shall be based on
21 psychometrically sound principles of establishing minimum qualifications and levels of
22 competency.

23
24 Examinations for a psychologist’s license may be ~~conducted~~ utilized by the board under
25 a uniform examination system, and for that purpose the board may make arrangements
26 with organizations to supply and administer ~~furnishing examination materials~~ material as
27 ~~may in its discretion be desirable.~~

28
29 *(Amended by Stats. 2005, Ch. 658, Sec. 9. Effective January 1, 2006.)*

30 31 **§ 2943. Examination subjects**

32
33 The board may examine for knowledge in whatever theoretical or applied fields in
34 psychology as it deems appropriate. It may examine the candidate with regard to his or
35 her professional skills and his or her judgment in the utilization of psychological
36 techniques and methods.

37
38 *(Amended by Stats. 1989, Ch. 888, Sec. 24.)*

39 40 **~~§ 2944. Written examinations~~**

41
42 ~~The board shall grade the written examination and keep the written examination papers~~
43 ~~for at least one year, unless a uniform examination is conducted pursuant to Section~~
44 ~~2942.~~

45
46 *(Amended by Stats. 1989, Ch. 888, Sec. 25.)*

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1
2 **§ 2946. Reciprocity licenses; Temporary practice by out-of-state licensees;**
3 **Waiver of examination requirement**
4

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

11
12 A psychologist certified or licensed in another state, territory or province and ~~who~~ has
13 ~~made application~~ applied to the board for a license in this state may perform activities
14 and services of a psychological nature without a valid California license for a period not
15 to exceed 180 calendar days from the time of submitting his or her application or from
16 the commencement of residency in this state, whichever first occurs.
17

18 Applicants are expected to take and pass the required examinations. The board at its
19 discretion may waive the examinations, when in the judgment of the board the applicant
20 has already demonstrated competence in areas covered by the examinations. The
21 board at its discretion may waive the examinations for diplomates of the American
22 Board of Professional Psychology.
23

24 *(Amended by Stats. 2005, Ch. 658, Sec. 11. Effective January 1, 2006.)*
25

26 **§ 2948. Issuance of license**
27

28 The board shall issue a license to all applicants who meet the requirements of this
29 chapter and who pay to the board the initial license fee provided in Section 2987.
30

31 *(Amended by Stats. 1997, Ch. 758, Sec. 40. Effective January 1, 1998.)*
32

33 **§ 2960. Grounds for action**
34

35 The board may refuse to issue any registration or license, or may issue a registration or
36 license with terms and conditions, or may suspend or revoke the registration or license
37 of any registrant or licensee if the applicant, registrant, or licensee has been guilty of
38 unprofessional conduct. Unprofessional conduct shall include, but not be limited to:
39

40 (a) Conviction of a crime substantially related to the qualifications, functions or duties of
41 a psychologist or psychological ~~assistant~~ associate.
42

43 (b) Use of any controlled substance as defined in Division 10 (commencing with Section
44 11000) of the Health and Safety Code, or dangerous drug, or any alcoholic beverage to
45 an extent or in a manner dangerous to himself or herself, any other person, or the

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- 1 public, or to an extent that this use impairs his or her ability to perform the work of a
2 psychologist with safety to the public.
3
- 4 (c) Fraudulently or neglectfully misrepresenting the type or status of license or
5 registration actually held.
6
- 7 (d) Impersonating another person holding a psychology license or allowing another
8 person to use his or her license or registration.
9
- 10 (e) Using fraud or deception in applying for a license or registration or in passing the
11 examination provided for in this chapter.
12
- 13 (f) Paying, or offering to pay, accepting, or soliciting any consideration, compensation,
14 or remuneration, whether monetary or otherwise, for the referral of clients.
15
- 16 (g) Violating Section 17500.
17
- 18 (h) Willful, unauthorized communication of information received in professional
19 confidence.
20
- 21 (i) Violating any rule of professional conduct promulgated by the board and set forth in
22 regulations duly adopted under this chapter.
23
- 24 (j) Being grossly negligent in the practice of his or her profession.
25
- 26 (k) Violating any of the provisions of this chapter or regulations duly adopted
27 thereunder.
28
- 29 (l) The aiding or abetting of any person to engage in the unlawful practice of
30 psychology.
31
- 32 (m) The suspension, revocation or imposition of probationary conditions by another
33 state or country of a license or certificate to practice psychology or as a psychological
34 ~~assistant~~associate issued by that state or country to a person also holding a license or
35 registration issued under this chapter if the act for which the disciplinary action was
36 taken constitutes a violation of this section.
37
- 38 (n) The commission of any dishonest, corrupt, or fraudulent act.
39
- 40 (o) Any act of sexual abuse, or sexual relations with a patient or former patient within
41 two years following termination of therapy, or sexual misconduct that is substantially
42 related to the qualifications, functions or duties of a psychologist or psychological
43 ~~assistant or registered psychologist~~associate.
44
- 45 (p) Functioning outside of his or her particular field or fields of competence as
46 established by his or her education, training, and experience.

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1
2 (q) Willful failure to submit, on behalf of an applicant for licensure, verification of
3 supervised experience to the board.

4
5 (r) Repeated acts of negligence.

6
7 *(Amended by Stats. 2000, Ch. 836, Sec. 20. Effective January 1, 2001.)*

8 9 **Evidence Code - EVID**

10 11 **§ 1010. “Psychotherapist”**

12
13 As used in this article, “psychotherapist” means a person who is, or is reasonably
14 believed by the patient to be:

15
16 (a) A person authorized to practice medicine in any state or nation who devotes, or is
17 reasonably believed by the patient to devote, a substantial portion of his or her time to
18 the practice of psychiatry.

19
20 (b) A person licensed as a psychologist under Chapter 6.6 (commencing with Section
21 2900) of Division 2 of the Business and Professions Code.

22
23 (c) A person licensed as a clinical social worker under Article 4 (commencing with
24 Section 4996) of Chapter 14 of Division 2 of the Business and Professions Code, when
25 he or she is engaged in applied psychotherapy of a nonmedical nature.

26
27 (d) A person who is serving as a school psychologist and holds a credential authorizing
28 that service issued by the state.

29
30 (e) A person licensed as a marriage and family therapist under Chapter 13
31 (commencing with Section 4980) of Division 2 of the Business and Professions Code.

32
33 (f) A person registered as a psychological assistant ~~or board certified psychiatrist~~ associate who is under the primary
34 supervision of a licensed psychologist or board certified psychiatrist as required by
35 Section 2913 of the Business and Professions Code, or a person registered as a
36 marriage and family therapist intern who is under the supervision of a licensed marriage
37 and family therapist, a licensed clinical social worker, a licensed psychologist, or a
38 licensed physician and surgeon certified in psychiatry, as specified in Section 4980.44
39 of the Business and Professions Code.

40
41 (g) A person registered as an associate clinical social worker who is under supervision
42 as specified in Section 4996.23 of the Business and Professions Code.

43
44 ~~(h) A person registered with the Board of Psychology as a registered psychologist who~~
45 ~~is under the supervision of a licensed psychologist or board certified psychiatrist.~~

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1 (~~ih~~) A psychological intern as defined in Section 2911 of the Business and Professions
2 Code who is under the primary supervision of a licensed psychologist ~~or board-certified~~
3 ~~psychiatrist~~.

4
5 (~~ji~~) A trainee, as defined in subdivision (c) of Section 4980.03 of the Business and
6 Professions Code, who is fulfilling his or her supervised practicum required by
7 subparagraph (B) of paragraph (1) of subdivision (d) of Section 4980.36 of, or
8 subdivision (c) of Section 4980.37 of, the Business and Professions Code and is
9 supervised by a licensed psychologist, a board certified psychiatrist, a licensed clinical
10 social worker, a licensed marriage and family therapist, or a licensed professional
11 clinical counselor.

12
13 (~~kj~~) A person licensed as a registered nurse pursuant to Chapter 6 (commencing with
14 Section 2700) of Division 2 of the Business and Professions Code, who possesses a
15 master’s degree in psychiatric-mental health nursing and is listed as a psychiatric-
16 mental health nurse by the Board of Registered Nursing.

17
18 (~~lk~~) An advanced practice registered nurse who is certified as a clinical nurse specialist
19 pursuant to Article 9 (commencing with Section 2838) of Chapter 6 of Division 2 of the
20 Business and Professions Code and who participates in expert clinical practice in the
21 specialty of psychiatric-mental health nursing.

22
23 (~~ml~~) A person rendering mental health treatment or counseling services as authorized
24 pursuant to Section 6924 of the Family Code.

25
26 (~~nm~~) A person licensed as a professional clinical counselor under Chapter 16
27 (commencing with Section 4999.10) of Division 2 of the Business and Professions
28 Code.

29
30 (~~on~~) A person registered as a clinical counselor intern who is under the supervision of a
31 licensed professional clinical counselor, a licensed marriage and family therapist, a
32 licensed clinical social worker, a licensed psychologist, or a licensed physician and
33 surgeon certified in psychiatry, as specified in Sections 4999.42 to 4999.46, inclusive, of
34 the Business and Professions Code.

35
36 (~~po~~) A clinical counselor trainee, as defined in subdivision (g) of Section 4999.12 of the
37 Business and Professions Code, who is fulfilling his or her supervised practicum
38 required by paragraph (3) of subdivision (c) of Section 4999.32 of, or paragraph (3) of
39 subdivision (c) of Section 4999.33 of, the Business and Professions Code, and is
40 supervised by a licensed psychologist, a board-certified psychiatrist, a licensed clinical
41 social worker, a licensed marriage and family therapist, or a licensed professional
42 clinical counselor.

43
44 (*Amended by Stats. 2016, Ch. 86, Sec. 126. (SB 1171) Effective January 1, 2017.*)

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1 **Business and Professions Code - BPC**

2 3 **§ 25. Training in human sexuality**

4
5 Any person applying for a license, registration, or the first renewal of a license, after the
6 effective date of this section, as a licensed marriage and family therapist, a licensed
7 clinical social worker, a licensed psychologist, or a licensed professional clinical
8 counselor shall, in addition to any other requirements, show by evidence satisfactory to
9 the agency regulating the business or profession, that he or she has completed training
10 in human sexuality as a condition of licensure. The training shall be creditable toward
11 continuing education requirements as deemed appropriate by the agency regulating the
12 business or profession, and the course shall not exceed more than 50 contact hours.

13
14 The Board of Psychology shall exempt from the requirements of this section any
15 persons whose field of practice is such that they are not likely to have use for this
16 training.

17
18 “Human sexuality” as used in this section means the study of a human being as a
19 sexual being and how he or she functions with respect thereto.

20
21 The content and length of the training shall be determined by the administrative agency
22 regulating the business or profession and the agency shall proceed immediately upon
23 the effective date of this section to determine what training, and the quality of staff to
24 provide the training, is available and shall report its determination to the Legislature on
25 or before July 1, 1977.

26
27 If a licensing board or agency proposes to establish a training program in human
28 sexuality, the board or agency shall first consult with other licensing boards or agencies
29 that have established or propose to establish a training program in human sexuality to
30 ensure that the programs are compatible in scope and content.

31
32 *(Amended by Stats. 2011, Ch. 381, Sec. 1. Effective January 1, 2012.)*

33 34 **§ 27. Information to be provided on Internet; Entities in Department of consumer** 35 **Affairs required to comply**

36
37 (a) Each entity specified in subdivisions (c), (d), and (e) shall provide on the Internet
38 information regarding the status of every license issued by that entity in accordance with
39 the California Public Records Act (Chapter 3.5 (commencing with Section 6250) of
40 Division 7 of Title 1 of the Government Code) and the Information Practices Act of 1977
41 (Chapter 1 (commencing with Section 1798) of Title 1.8 of Part 4 of Division 3 of the
42 Civil Code). The public information to be provided on the Internet shall include
43 information on suspensions and revocations of licenses issued by the entity and other
44 related enforcement action, including accusations filed pursuant to the Administrative
45 Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of
46 Title 2 of the Government Code) taken by the entity relative to persons, businesses, or

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1 facilities subject to licensure or regulation by the entity. The information may not include
2 personal information, including home telephone number, date of birth, or social security
3 number. Each entity shall disclose a licensee’s address of record. However, each entity
4 shall allow a licensee to provide a post office box number or other alternate address,
5 instead of his or her home address, as the address of record. This section shall not
6 preclude an entity from also requiring a licensee, who has provided a post office box
7 number or other alternative mailing address as his or her address of record, to provide a
8 physical business address or residence address only for the entity’s internal
9 administrative use and not for disclosure as the licensee’s address of record or
10 disclosure on the Internet.

11
12 (b) In providing information on the Internet, each entity specified in subdivisions (c) and
13 (d) shall comply with the Department of Consumer Affairs’ guidelines for access to
14 public records.

15
16 (c) Each of the following entities within the Department of Consumer Affairs shall
17 comply with the requirements of this section:

18
19 (1) The Board for Professional Engineers, Land Surveyors, and Geologists shall
20 disclose information on its registrants and licensees.

21
22 (2) The Bureau of Automotive Repair shall disclose information on its licensees,
23 including auto repair dealers, smog stations, lamp and brake stations, smog check
24 technicians, and smog inspection certification stations.

25
26 (3) The Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal
27 Insulation shall disclose information on its licensees and registrants, including major
28 appliance repair dealers, combination dealers (electronic and appliance), electronic
29 repair dealers, service contract sellers, and service contract administrators.

30
31 (4) The Cemetery and Funeral Bureau shall disclose information on its licensees,
32 including cemetery brokers, cemetery salespersons, cemetery managers, crematory
33 managers, cemetery authorities, crematories, cremated remains disposers, embalmers,
34 funeral establishments, and funeral directors.

35
36 (5) The Professional Fiduciaries Bureau shall disclose information on its licensees.

37
38 (6) The Contractors’ State License Board shall disclose information on its licensees and
39 registrants in accordance with Chapter 9 (commencing with Section 7000) of Division 3.
40 In addition to information related to licenses as specified in subdivision (a), the board
41 shall also disclose information provided to the board by the Labor Commissioner
42 pursuant to Section 98.9 of the Labor Code.

43
44 (7) The Bureau for Private Postsecondary Education shall disclose information on
45 private postsecondary institutions under its jurisdiction, including disclosure of notices to
46 comply issued pursuant to Section 94935 of the Education Code.

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1
2 (8) The California Board of Accountancy shall disclose information on its licensees and
3 registrants.

4
5 (9) The California Architects Board shall disclose information on its licensees, including
6 architects and landscape architects.

7
8 (10) The State Athletic Commission shall disclose information on its licensees and
9 registrants.

10
11 (11) The State Board of Barbering and Cosmetology shall disclose information on its
12 licensees.

13
14 (12) The State Board of Guide Dogs for the Blind shall disclose information on its
15 licensees and registrants.

16
17 (13) The Acupuncture Board shall disclose information on its licensees.

18
19 (14) The Board of Behavioral Sciences shall disclose information on its licensees,
20 including licensed marriage and family therapists, licensed clinical social workers,
21 licensed educational psychologists, and licensed professional clinical counselors.

22
23 (15) The Dental Board of California shall disclose information on its licensees.

24
25 (16) The State Board of Optometry shall disclose information on its licensees and
26 registrants.

27
28 (17) The Board of Psychology shall disclose information on its licensees, including
29 psychologists and psychological associates.

30
31 (d) The State Board of Chiropractic Examiners shall disclose information on its
32 licensees.

33
34 (e) The Structural Pest Control Board shall disclose information on its licensees,
35 including applicators, field representatives, and operators in the areas of fumigation,
36 general pest and wood destroying pests and organisms, and wood roof cleaning and
37 treatment.

38
39 (f) The Bureau of Medical Cannabis Regulation shall disclose information on its
40 licensees.

41
42 (g) “Internet” for the purposes of this section has the meaning set forth in paragraph (6)
43 of subdivision (f) of Section 17538.

44
45 *(Amended (as amended by Stats. 2016, Ch. 32, Sec. 1) by Stats. 2016, Ch. 489, Sec.*
46 *1. Effective January 1, 2017.)*

“Pathways to Licensure” Statutes Review**§ 28. Child, elder, and dependent adult abuse assessment and reporting training**

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

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

(c) All persons applying for initial licensure or renewal of a license as a psychologist, clinical social worker, professional clinical counselor, or marriage and family therapist shall, in addition to all other requirements for licensure or renewal, have completed coursework or training in child abuse assessment and reporting that meets the requirements of this section, including detailed knowledge of the Child Abuse and Neglect Reporting Act (Article 2.5 (commencing with Section 11164) of Chapter 2 of Title 1 of Part 4 of the Penal Code). The training shall meet all of the following requirements:

(1) Be obtained from one of the following sources:

(A) An accredited or approved educational institution, as defined in Sections 2902, 4980.36, 4980.37, 4996.18, and 4999.12, including extension courses offered by those institutions.

(B) A continuing education provider as specified by the responsible board by regulation.

(C) A course sponsored or offered by a professional association or a local, county, or state department of health or mental health for continuing education and approved or accepted by the responsible board.

(2) Have a minimum of seven contact hours.

(3) Include the study of the assessment and method of reporting of sexual assault, neglect, severe neglect, general neglect, willful cruelty or unjustifiable punishment, corporal punishment or injury, and abuse in out-of-home care. The training shall also include physical and behavioral indicators of abuse, crisis counseling techniques, community resources, rights and responsibilities of reporting, consequences of failure to

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1 report, caring for a child’s needs after a report is made, sensitivity to previously abused
2 children and adults, and implications and methods of treatment for children and adults.

3
4 (4) An applicant shall provide the appropriate board with documentation of completion of
5 the required child abuse training.

6
7 (d) The Board of Psychology and the Board of Behavioral Sciences shall exempt an
8 applicant who applies for an exemption from this section and who shows to the
9 satisfaction of the board that there would be no need for the training in his or her
10 practice because of the nature of that practice.

11
12 (e) It is the intent of the Legislature that a person licensed as a psychologist, clinical
13 social worker, professional clinical counselor, or marriage and family therapist have
14 minimal but appropriate training in the areas of child, elder, and dependent adult abuse
15 assessment and reporting. It is not intended that, by solely complying with this section,
16 a practitioner is fully trained in the subject of treatment of child, elder, and dependent
17 adult abuse victims and abusers.

18
19 (f) The Board of Psychology and the Board of Behavioral Sciences are encouraged to
20 include coursework regarding the assessment and reporting of elder and dependent
21 adult abuse in the required training on aging and long-term care issues prior to licensure
22 or license renewal.

23
24 *(Amended by Stats. 2015, Ch. 426, Sec. 1. Effective January 1, 2016.)*

25 26 **§ 29. Adoption of continuing education requirements regarding** 27 **chemical dependency and alcoholism**

28
29 (a) The Board of Psychology and the Board of Behavioral Sciences shall consider
30 adoption of continuing education requirements including training in the area of
31 recognizing chemical dependency and early intervention for all persons applying for
32 renewal of a license as a psychologist, clinical social worker, marriage and family
33 therapist, or professional clinical counselor.

34
35 (b) Prior to the adoption of any regulations imposing continuing education relating to
36 alcohol and other chemical dependency, the boards are urged to consider coursework
37 to include, but not necessarily be limited to, the following topics:

38
39 (1) Historical and contemporary perspectives on alcohol and other drug abuse.

40
41 (2) Extent of the alcohol and drug abuse epidemic and its effects on the individual,
42 family, and community.

43
44 (3) Recognizing the symptoms of alcoholism and drug addiction.

45
46 (4) Making appropriate interpretations, interventions, and referrals.

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1
2 (5) Recognizing and intervening with affected family members.

3
4 (6) Learning about current programs of recovery, such as 12 step programs, and how
5 therapists can effectively utilize these programs.

6
7 *(Amended by Stats. 2011, Ch. 381, Sec. 3. Effective January 1, 2012.)*

8 9 **§ 2903. Licensure requirement; Practice of Psychology; Psychotherapy**

10
11 (a) No person may engage in the practice of psychology, or represent himself or herself
12 to be a psychologist, without a license granted under this chapter, except as otherwise
13 provided in this chapter. The practice of psychology is defined as rendering or offering
14 to render to individuals, groups, organizations, or the public any psychological service
15 involving the application of psychological principles, methods, and procedures of
16 understanding, predicting, and influencing behavior, such as the principles pertaining to
17 learning, perception, motivation, emotions, and interpersonal relationships; and the
18 methods and procedures of interviewing, counseling, psychotherapy, behavior
19 modification, and hypnosis; and of constructing, administering, and interpreting tests of
20 mental abilities, aptitudes, interests, attitudes, personality characteristics, emotions, and
21 motivations.

22
23 (b) The application of these principles and methods includes, but is not restricted to:
24 assessment, diagnosis, prevention, treatment, and intervention to increase effective
25 functioning of individuals, groups, and organizations.

26
27 (c) Psychotherapy within the meaning of this chapter means the use of psychological
28 methods in a professional relationship to assist a person or persons to acquire greater
29 human effectiveness or to modify feelings, conditions, attitudes, and behaviors that are
30 emotionally, intellectually, or socially ineffectual or maladaptive.

31
32 *(Amended by Stats. 2015, Ch. 529, Sec. 1. Effective January 1, 2016.)*

33 34 **§ 2910. Applicability of chapter to practice of psychology by certain salaried** 35 **employees of academic institutions, public schools, or governmental agencies**

36
37 This chapter shall not be construed to restrict or prevent either of the following:

38
39 (a) The practice of psychology, as defined in Section 2903, on the part of persons who
40 are salaried employees of accredited or approved academic institutions, public schools,
41 or governmental agencies, if those employees are complying with all of the following:

42
43 (1) Performing those activities as part of the duties for which they were hired.

44
45 (2) Performing those activities solely within the jurisdiction or confines of those
46 organizations.

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1
2 (3) Do not hold themselves out to the public by any title or description of activities
3 incorporating the words “psychology,” “psychological,” or “psychologist.”
4

5 (4) Are primarily gaining the supervised professional experience required for licensure
6 that is being accrued consistent with the board’s regulations and the employees have as
7 the primary supervisor a psychologist licensed by the board.
8

9 Commencing January 1, 2016, an individual employed or who becomes employed by
10 one or more employers as described above shall be exempt under this subdivision for a
11 cumulative total of five years.
12

13 (b) Activities of a psychological nature or the use of the official title of the position for
14 which they were employed on the part of persons who hold a valid and current
15 credential as a school psychologist issued by the Commission on Teacher Credentialing
16 or who are employed in positions as psychologists or psychological assistants by
17 accredited or approved colleges, junior colleges, or universities, or by federal, state,
18 county, or municipal governmental organizations that are not primarily involved in the
19 provision of direct health or mental health services, if those persons are complying with
20 all of the following:
21

22 (1) Performing those activities as part of the duties for which they were employed.
23

24 (2) Performing those activities solely within the confines of or under the jurisdiction of
25 the organization in which they are employed.
26

27 (3) Do not render or offer to render psychological services, as defined in Section 2903.
28

29 Except for credentialed school psychologists as described above, individuals exempted
30 under this subdivision may conduct research and disseminate their research findings
31 and scientific information, use their official position title identifying their employer as
32 described in this subdivision in doing so, and use variations of the word “psychology” to
33 describe their research.
34

35 **§ 2911. Applicability of chapter to students, interns and post-doctoral trainees** 36

37 Nothing in this chapter shall be construed as restricting the activities and services of a
38 psychology graduate student or psychology intern enrolled in a doctoral program
39 leading to one of the degrees that qualifies for licensure listed in Section 2914(b) or a
40 trainee in a post-doctoral placement approved by the American Psychological
41 Association (APA), Association of Psychology Postdoctoral and Internship Centers
42 (APPIC), or California Psychology Internship Council (CAPIC).
43

44 *(Amended by Stats. 2005, Ch. 658, Sec. 3. Effective January 1, 2006.)*
45

46 **§ 2913. Services by psychological associates**

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1
2 A person other than a licensed psychologist may perform psychological functions in
3 preparation for licensure as a psychologist only if all of the following conditions are met:
4

5 (a) The person shall register with the board as a “psychological associate.” This
6 registration shall be renewed annually in accordance with regulations adopted by the
7 board.
8

9 (b) The person (A) has completed a master’s degree in psychology or in education with
10 the field of specialization in educational psychology, counseling psychology, or school
11 psychology, or (B) has been admitted to candidacy for a doctoral degree in (1)
12 psychology with the field of specialization in clinical, counseling, school, consulting,
13 forensic or industrial/organizational psychology, or (2) education, with the field of
14 specialization in educational psychology, counseling psychology, or school psychology,
15 or (3) a field of specialization designed to prepare graduates for the professional
16 practice of psychology after having satisfactorily completed three or more years of
17 postgraduate education in psychology and having passed preliminary doctoral
18 examinations, or (C) has completed a doctoral degree that qualifies for licensure under
19 Section 2914. The Board shall make the final determination as to whether a degree
20 meets the requirements of this section.
21

22 (c) (1) The psychological associate shall be supervised by a primary supervisor who is a
23 licensed psychologist. The psychological associate’s primary supervisor shall be
24 responsible for ensuring that the extent, kind, and quality of the psychological services
25 performed are consistent with the psychological associate’s and the primary
26 supervisor’s training and experience. The primary supervisor shall be responsible for
27 the psychological associate’s compliance with this chapter and regulations. Primary
28 supervisors may delegate supervision as prescribed by the board’s regulations.
29

30 (2) A licensed psychologist shall not supervise more than three (3) psychological
31 associates at any given time.

32 (d) A psychological associate shall not: (1) provide psychological services to the public
33 except as a trainee pursuant to this section.
34

35 (2) receive payments, monetary or otherwise, directly from clients or patients
36

37 (e) No person shall be registered to practice as a psychological associate who is found
38 by the board to be in violation of Section 2960 and the rules and regulations duly
39 adopted thereunder.
40

41 *(Amended by Stats. 2016, Ch. 484, Sec. 2. Effective January 1, 2017.)*
42

§ 2914. Applicant’s requirements

44 Each applicant for licensure shall:
45
46

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1 (a) not be subject to denial of licensure under Division 1.5 (commencing with Section
2 475).

3
4 (b) possess an earned doctoral degree (1) in psychology with the field of specialization
5 in clinical, counseling, school, consulting, forensic or industrial/organizational
6 psychology, or (2) in education with the field of specialization in counseling psychology,
7 educational psychology, or school psychology, or (3) in a field of specialization designed
8 to prepare graduates for the professional practice of psychology. Except as provided in
9 subdivision (h), this degree or training shall be obtained from an accredited university,
10 college, or professional school. The board shall make the final determination as to
11 whether a degree meets the requirements of this section.

12
13 (c) (1) On or after January 1, 2020, possess an earned doctoral degree in psychology
14 with the field of specialization in clinical, counseling, school, consulting, forensic or
15 industrial/organizational psychology, or in education with the field of specialization in
16 counseling psychology, educational psychology, or school psychology from a college or
17 institution of higher education that is accredited by a regional accrediting agency
18 recognized by the United States Department of Education. Until January 1, 2020, the
19 board may accept an applicant who possesses a doctoral degree in psychology with the
20 field of specialization in clinical, counseling, school, consulting, forensic or
21 industrial/organizational psychology, or in education with the field of specialization in
22 counseling ,educational psychology, or school psychology from an institution that is not
23 accredited by an accrediting agency recognized by the United States Department of
24 Education, but is approved to operate in this state by the Bureau for Private
25 Postsecondary Education.

26
27 (2) Paragraph (1) does not apply to any student who was enrolled in a doctoral program
28 in psychology with the field of specialization in clinical, counseling, school, consulting,
29 forensic or industrial/organizational psychology, or in education with the field of
30 specialization in counseling psychology, educational psychology, or school psychology
31 at a nationally accredited or approved institution as of December 31, 2016.

32
33 (3) An applicant for licensure trained in an educational institution outside the United
34 States or Canada shall demonstrate to the satisfaction of the board that he or she
35 possesses a doctoral degree in psychology or education pursuant to (c)(1) and (2) that
36 is equivalent to a degree earned from a regionally accredited academic institution in the
37 United States or Canada. These applicants shall provide the board with a
38 comprehensive evaluation of the degree performed by a foreign credential evaluation
39 service that is a member of the National Association of Credential Evaluation Services
40 (NACES), and any other documentation the board deems necessary.

41
42 (d) (1) have engaged for at least two years in supervised professional experience under
43 the direction of a licensed psychologist, the specific requirements of which shall be
44 defined by the board in its regulations, or under suitable alternative supervision as
45 determined by the board in regulations duly adopted under this chapter, at least one
46 year of which shall occur after being awarded the qualifying doctoral degree. The

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1 supervisor shall submit verification of the experience to the trainee as prescribed by the
2 board. If the supervising licensed psychologist fails to provide verification to the trainee
3 in a timely manner, the board may establish alternative procedures for obtaining the
4 necessary documentation. Absent good cause, the failure of a supervising licensed
5 psychologist to provide the verification to the board upon request shall constitute
6 unprofessional conduct.

7
8 (2) The board shall establish qualifications by regulation for supervising psychologists.

9
10 (e) take and pass the examination required by Section 2941 unless otherwise exempted
11 by the board under this chapter.

12
13 (f) Complete coursework or provide evidence of training in the detection and treatment
14 of alcohol and other chemical substance dependency as prescribed by the board.

15
16 (g) (1) Complete coursework or provide evidence of training in spousal or partner abuse
17 assessment, detection, and intervention as prescribed by the board.

18
19 (h) Until January 1, 2020, an applicant holding a doctoral degree in psychology from an
20 approved institution is deemed to meet the requirements of this section if both of the
21 following are true:

22
23 (1) The approved institution offered a doctoral degree in psychology designed to
24 prepare students for a license to practice psychology and was approved by the former
25 Bureau for Private Postsecondary and Vocational Education on or before July 1, 1999.

26
27 (2) The approved institution has not, since July 1, 1999, had a new location, as
28 described in Section 94823.5 of the Education Code.

29
30 *(Amended by Stats. 2016, Ch. 484, Sec. 3. Effective January 1, 2017.)*

31
32 **§ 2915. Continuing education requirements; Practice outside fields of**
33 **competence**

34
35 (a) Except as provided in this section, the board shall issue a renewal license only to a
36 licensed psychologist who has completed 36 hours of approved continuing professional
37 development in the preceding two years.

38
39 (b) A licensed psychologist who renews or reinstates his or her license issued pursuant
40 to this chapter shall certify compliance with this section under penalty of perjury, and
41 shall retain proof of this compliance for submission to the board upon request. False
42 statements submitted pursuant to this section shall be a violation of Section 2970.

43
44 (c) Continuing professional development means certain learning activities approved in
45 four different categories:
46

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1 (1) Professional Activities.

2
3 (2) Academic Activities.

4
5 (3) Sponsored Continuing Education Coursework.

6
7 (4) Board Certification from the American Board of Professional Psychology.

8
9 The board may develop regulations further defining acceptable continuing professional
10 development activities.

11
12 (e) Continuing education courses approved to meet the requirements of this section
13 shall be approved for credit by organizations approved by the board. An organization
14 previously approved by the board to provide or approve continuing education is deemed
15 approved under this section.

16
17 (f) The board may accept continuing education courses approved by an entity that has
18 demonstrated to the board in writing that it has, at a minimum, a 10-year history of
19 providing educational programming for psychologists and has documented procedures
20 for maintaining a continuing education approval program. The board shall adopt
21 regulations necessary for implementing this section.

22
23 (g) The administration of this section may be funded through professional license fees
24 and continuing education provider and course approval fees, or both. The fees related
25 to the administration of this section shall not exceed the costs of administering the
26 corresponding provisions of this section.

27
28 *(Amended by Stats. 2016, Ch. 484, Sec. 6. Effective January 1, 2017.)*

29
30 **§ 2915.5. Coursework in aging and long-term care required for licensure of new**
31 **applicant; Instruction on assessment and reporting of, as well as treatment**
32 **related to, elder and dependent adult abuse and neglect**

33
34 (a) Any applicant for licensure as a psychologist shall complete, as a condition of
35 licensure, a minimum of six (6) hours of coursework or applied experience in aging and
36 long-term care, which may include, but need not be limited to, the biological, social, and
37 psychological aspects of aging. This coursework shall include instruction on the
38 assessment and reporting of, as well as treatment related to, elder and dependent adult
39 abuse and neglect.

40
41 (b) In order to satisfy the coursework requirement of this section, the applicant shall
42 submit to the board a written certification from the registrar or training director of the
43 educational institution or program from which the applicant graduated stating that the
44 coursework required by this section is included within the institution’s required
45 curriculum for graduation at the time the applicant graduated, or within the coursework,
46 that was completed by the applicant.

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1
2 (c) If an applicant does not have coursework pursuant to this section, evidence of
3 compliance can be obtained as part of his or her applied experience. Applied
4 experience can be met in any of the following settings: practicum, internship, or formal
5 postdoctoral placement that meets the requirement of Section 2911, or other qualifying
6 supervised professional experience. To satisfy this requirement, the applicant shall
7 submit to the board a written certification from the director of training for the program or
8 primary supervisor where the qualifying experience has occurred stating that the
9 training required by this section is included within the applied experience.

10
11 (d) If an applicant does not meet the curriculum or coursework requirement pursuant to
12 this section, evidence of compliance can be obtained by taking a continuing education
13 course that meets the requirements of subdivision (e) or (f) of Section 2915 and that
14 qualifies as a continuing education learning activity category specified in paragraph (2)
15 or (3) of subdivision (c) of Section 2915. To satisfy this requirement, the applicant shall
16 submit to the board a certification of completion.

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

§ 2940. Application and fee

18
19
20
21 Each person desiring to obtain a license from the board shall submit an application in a
22 manner prescribed by the board in regulations duly adopted under this chapter.

23
24 The application shall be accompanied by the application fee prescribed by Section 2987.
25 This fee shall not be refunded by the board.

26
27 *(Amended by Stats. 1997, Ch. 758, Sec. 38. Effective January 1, 1998.)*

§ 2941. Examination and fee

28
29
30
31 Each applicant for a psychology license shall be examined by the board, and shall pay
32 the examination fee prescribed by Section 2987, which shall not be refunded by the
33 board.

34
35 *(Amended by Stats. 1997, Ch. 758, Sec. 39. Effective January 1, 1998.)*

§ 2942. Time for examinations; Passing grades

36
37
38
39 The board may examine by written or computer-assisted examination or by both. All
40 aspects of the examination shall be in compliance with Section 139. The examination
41 shall be available for administration at least twice a year at the time and place and
42 under supervision as the board may determine. The passing grades for the
43 examinations shall be established by the board in regulations and shall be based on
44 psychometrically sound principles of establishing minimum qualifications and levels of
45 competency.

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1 Examinations for a psychologist’s license may be utilized by the board under a uniform
2 examination system, and for that purpose the board may make arrangements with
3 organizations to supply and administer examination materials .
4

5 *(Amended by Stats. 2005, Ch. 658, Sec. 9. Effective January 1, 2006.)*
6

7 **§ 2943. Examination subjects**

8

9 The board may examine for knowledge in whatever theoretical or applied fields in
10 psychology as it deems appropriate. It may examine the candidate with regard to his or
11 her professional skills and his or her judgment in the utilization of psychological
12 techniques and methods.
13

14 *(Amended by Stats. 1989, Ch. 888, Sec. 24.)*
15

16 **§ 2946. Temporary practice by out-of-state licensees; Waiver of examination** 17 **requirement**

18

19 The board shall grant a license to any person who passes the board’s supplemental
20 licensing examination and, at the time of application, has been licensed for at least two
21 years by a psychology licensing authority in another state or territory of the United
22 States or Canadian province if the requirements for obtaining a certificate or license to
23 practice psychology in that state, territory or province were substantially equivalent to
24 the requirements of this chapter.
25

26 A psychologist certified or licensed in another state, territory or province and has
27 applied to the board for a license in this state may perform activities and services of a
28 psychological nature without a valid California license for a period not to exceed 180
29 calendar days from the time of submitting his or her application or from the
30 commencement of residency in this state, whichever first occurs.
31

32 Applicants are expected to take and pass the required examinations. The board at its
33 discretion may waive the examinations, when in the judgment of the board the applicant
34 has already demonstrated competence in areas covered by the examinations. The
35 board at its discretion may waive the examinations for diplomates of the American
36 Board of Professional Psychology.
37

38 *(Amended by Stats. 2005, Ch. 658, Sec. 11. Effective January 1, 2006.)*
39

40 **§ 2948. Issuance of license**

41

42 The board shall issue a license to all applicants who meet the requirements of this
43 chapter and who pay to the board the initial license fee provided in Section 2987.
44

45 *(Amended by Stats. 1997, Ch. 758, Sec. 40. Effective January 1, 1998.)*
46

“Pathways to Licensure” Statutes Review**§ 2960. Grounds for action**

The board may refuse to issue any registration or license, or may issue a registration or license with terms and conditions, or may suspend or revoke the registration or license of any registrant or licensee if the applicant, registrant, or licensee has been guilty of unprofessional conduct. Unprofessional conduct shall include, but not be limited to:

(a) Conviction of a crime substantially related to the qualifications, functions or duties of a psychologist or psychological associate.

(b) Use of any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code, or dangerous drug, or any alcoholic beverage to an extent or in a manner dangerous to himself or herself, any other person, or the public, or to an extent that this use impairs his or her ability to perform the work of a psychologist with safety to the public.

(c) Fraudulently or neglectfully misrepresenting the type or status of license or registration actually held.

(d) Impersonating another person holding a psychology license or allowing another person to use his or her license or registration.

(e) Using fraud or deception in applying for a license or registration or in passing the examination provided for in this chapter.

(f) Paying, or offering to pay, accepting, or soliciting any consideration, compensation, or remuneration, whether monetary or otherwise, for the referral of clients.

(g) Violating Section 17500.

(h) Willful, unauthorized communication of information received in professional confidence.

(i) Violating any rule of professional conduct promulgated by the board and set forth in regulations duly adopted under this chapter.

(j) Being grossly negligent in the practice of his or her profession.

(k) Violating any of the provisions of this chapter or regulations duly adopted thereunder.

(l) The aiding or abetting of any person to engage in the unlawful practice of psychology.

(m) The suspension, revocation or imposition of probationary conditions by another state or country of a license or certificate to practice psychology or as a psychological

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1 associate issued by that state or country to a person also holding a license or
2 registration issued under this chapter if the act for which the disciplinary action was
3 taken constitutes a violation of this section.

4
5 (n) The commission of any dishonest, corrupt, or fraudulent act.

6
7 (o) Any act of sexual abuse, or sexual relations with a patient or former patient within
8 two years following termination of therapy, or sexual misconduct that is substantially
9 related to the qualifications, functions or duties of a psychologist or psychological
10 associate.

11
12 (p) Functioning outside of his or her particular field or fields of competence as
13 established by his or her education, training, and experience.

14
15 (q) Willful failure to submit, on behalf of an applicant for licensure, verification of
16 supervised experience to the board.

17
18 (r) Repeated acts of negligence.

19
20 *(Amended by Stats. 2000, Ch. 836, Sec. 20. Effective January 1, 2001.)*

Evidence Code - EVID**§ 1010. “Psychotherapist”**

21
22
23
24
25
26 As used in this article, “psychotherapist” means a person who is, or is reasonably
27 believed by the patient to be:

28
29 (a) A person authorized to practice medicine in any state or nation who devotes, or is
30 reasonably believed by the patient to devote, a substantial portion of his or her time to
31 the practice of psychiatry.

32
33 (b) A person licensed as a psychologist under Chapter 6.6 (commencing with Section
34 2900) of Division 2 of the Business and Professions Code.

35
36 (c) A person licensed as a clinical social worker under Article 4 (commencing with
37 Section 4996) of Chapter 14 of Division 2 of the Business and Professions Code, when
38 he or she is engaged in applied psychotherapy of a nonmedical nature.

39
40 (d) A person who is serving as a school psychologist and holds a credential authorizing
41 that service issued by the state.

42
43 (e) A person licensed as a marriage and family therapist under Chapter 13
44 (commencing with Section 4980) of Division 2 of the Business and Professions Code.
45

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- 1 (f) A person registered as a psychological associate who is under the primary
2 supervision of a licensed psychologist as required by Section 2913 of the Business and
3 Professions Code, or a person registered as a marriage and family therapist intern who
4 is under the supervision of a licensed marriage and family therapist, a licensed clinical
5 social worker, a licensed psychologist, or a licensed physician and surgeon certified in
6 psychiatry, as specified in Section 4980.44 of the Business and Professions Code.
7
- 8 (g) A person registered as an associate clinical social worker who is under supervision
9 as specified in Section 4996.23 of the Business and Professions Code.
10
- 11 (h) A psychological intern as defined in Section 2911 of the Business and Professions
12 Code who is under the primary supervision of a licensed psychologist.
13
- 14 (i) A trainee, as defined in subdivision (c) of Section 4980.03 of the Business and
15 Professions Code, who is fulfilling his or her supervised practicum required by
16 subparagraph (B) of paragraph (1) of subdivision (d) of Section 4980.36 of, or
17 subdivision (c) of Section 4980.37 of, the Business and Professions Code and is
18 supervised by a licensed psychologist, a board certified psychiatrist, a licensed clinical
19 social worker, a licensed marriage and family therapist, or a licensed professional
20 clinical counselor.
21
- 22 (j) A person licensed as a registered nurse pursuant to Chapter 6 (commencing with
23 Section 2700) of Division 2 of the Business and Professions Code, who possesses a
24 master’s degree in psychiatric-mental health nursing and is listed as a psychiatric-
25 mental health nurse by the Board of Registered Nursing.
26
- 27 (k) An advanced practice registered nurse who is certified as a clinical nurse specialist
28 pursuant to Article 9 (commencing with Section 2838) of Chapter 6 of Division 2 of the
29 Business and Professions Code and who participates in expert clinical practice in the
30 specialty of psychiatric-mental health nursing.
31
- 32 (l) A person rendering mental health treatment or counseling services as authorized
33 pursuant to Section 6924 of the Family Code.
34
- 35 (m) A person licensed as a professional clinical counselor under Chapter 16
36 (commencing with Section 4999.10) of Division 2 of the Business and Professions
37 Code.
38
- 39 (n) A person registered as a clinical counselor intern who is under the supervision of a
40 licensed professional clinical counselor, a licensed marriage and family therapist, a
41 licensed clinical social worker, a licensed psychologist, or a licensed physician and
42 surgeon certified in psychiatry, as specified in Sections 4999.42 to 4999.46, inclusive, of
43 the Business and Professions Code.
44
- 45 (o) A clinical counselor trainee, as defined in subdivision (g) of Section 4999.12 of the
46 Business and Professions Code, who is fulfilling his or her supervised practicum

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1 required by paragraph (3) of subdivision (c) of Section 4999.32 of, or paragraph (3) of
2 subdivision (c) of Section 4999.33 of, the Business and Professions Code, and is
3 supervised by a licensed psychologist, a board-certified psychiatrist, a licensed clinical
4 social worker, a licensed marriage and family therapist, or a licensed professional
5 clinical counselor.

6
7 *(Amended by Stats. 2016, Ch. 86, Sec. 126. (SB 1171) Effective January 1, 2017.)*