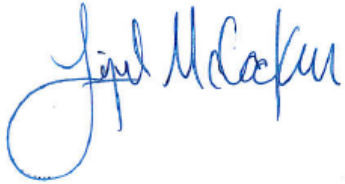


MEMORANDUM

DATE	January 24, 2019
TO	Board of Psychology
FROM	 Liezel McCockran Continuing Education and Renewals Coordinator
SUBJECT	Agenda Item #14 – Discussion and Possible Approval of the Board Meeting Minutes: November 15-16, 2018

Background:

Attached are the draft minutes of the November 15-16, 2018 Board Meeting.

Action Requested:

Review and approve the minutes of the November 15-16, 2018 Board Meeting.

BOARD MEETING

Hilton San Diego Mission Valley
901 Camino Del Rio South
San Diego, CA 92108
(619) 543-9000

Thursday, November 15, 2018

Stephen Phillips, JD, PsyD, Board President, called the open session meeting to order at 9:11 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present

Stephen Phillips, JD, PsyD, President
Alita Bernal, Vice-President
Lucille Acquaye-Baddoo
Sheryll Casuga, PsyD
Michael Erickson, PhD
Seyron Foo
Jacqueline Horn, PhD

Others Present

Antonette Sorrick, Executive Officer
Norine Marks, DCA Legal Counsel
Curtis Gardner, Probation Monitor
Cherise Burns, Central Services Manager

Agenda Item #2: Presidents Welcome

Dr. Phillips welcomed the attendees to the Board's quarterly meeting. He read the Board's mission statement. Dr. Phillips stated that today was a full day of petition hearings; therefore, only a few agenda items will be discussed today.

Agenda Item #3: Public Comment for Items not on the Agenda. The Board May Not Discuss or Take Action on Any Matter Raised During this Public Comment Section, Except to Decide Whether to Place the Matter on the Agenda of a Future Meeting [Government Code sections 11125 and 11125.7(a)]

Connie Valentine, California Protective Parents Association, stated that parents contact the California Protective Parents Association for family court issues. Ms. Valentine provided the Board with data regarding complaints received against psychologists who are appointed by the court.

Agenda Item #4: President's Report

46
47 Dr. Phillips addressed the 2018 and 2019 meeting calendar. He indicated that the Board
48 will be meeting on December 3-4, 2018 for Strategic Planning which will be held in
49 Napa. He stated that the April 2019 Board meeting will be a three-day meeting to
50 devote more time to agenda items.

51
52 Dr. Phillips stated that there were no committee updates. He also stated that there was
53 a vacant Board Member seat.

54
55 Dr. Phillips reminded the Board and public that the election of officers for the Board will
56 be held at the end of day two.

57
58 **Agenda Item #5: Executive Officer's Report**

59
60 Ms. Sorrick provided the Executive Officer's Report.

61
62 **Agenda Item #7: Petition for Early Termination of Probation – Brian Couey, PsyD**

63
64 Administrative Law Judge Mary Agnes Matyszewski presided. Deputy Attorney Tessa
65 Heunis was present and represented the People of the State of California. Brian Couey,
66 PsyD, was present and represented himself.

67
68 **Agenda Item #8: Petition for Early Termination of Probation – Lori Love, PhD**

69
70 Administrative Law Judge Mary Agnes Matyszewski presided. Deputy Attorney
71 Christine Rhee was present and represented the People of the State of California. Lori
72 Love, PhD, was present and represented herself.

73
74 **Agenda Item #9: Petition for Early Termination of Probation – Thaddeus Camlin,**
75 **PsyD**

76
77 Administrative Law Judge Mary Agnes Matyszewski presided. Deputy Attorney LeAnna
78 Shields was present and represented the People of the State of California. Thaddeus
79 Camlin, PsyD, was present and represented himself.

80
81 **Agenda Item #10: Closed Session**

82
83 The Board met in Closed Session Pursuant to Government Code Section 11126(c)(3) to
84 Discuss Disciplinary Matters Including the Above Petitions, Proposed Decisions,
85 Stipulations, Petitions for Reconsideration, and Remands.

86
87 **Agenda Item #11: Closed Session**

88
89 The Board met in Closed Session Pursuant to Government Code Section 11126(e) to
90 Confer with and Receive Advice from Legal Counsel Regarding Pending Litigation.

91
92 **Friday, November 16, 2018**

93
94 **Agenda Item #13: Closed Session**

95
96 The Board met in Closed Session Pursuant to Government Code Section 11126(a)(1) to
97 Conduct its Annual Evaluation of its Executive Officer.

98
99 **Agenda Item #12: Call to Order/Roll Call/Establishment of a Quorum**

100
101 Stephen Phillips, JD, PsyD, Board President called the open session meeting to order
102 at 10:35 a.m. A quorum was present and due notice had been sent to all interested
103 parties.

104
105 **Members Present**

106 Stephen Phillips, JD, PsyD, President
107 Alita Bernal, Vice President
108 Lucille Acquaye-Baddoo
109 Sheryll Casuga, PsyD
110 Michael Erickson, PhD
111 Seyron Foo
112 Jacqueline Horn, PhD

113
114 **Others Present**

115 Antonette Sorrick, Executive Officer
116 Norine Marks, DCA Legal Counsel
117 Cherise Burns, Central Services Program Manager

118
119 **Agenda Item #14: Public Comment for Items not on the Agenda. The Board May**
120 **Not Discuss or Take Action on Any Matter Raised During this Public Comment**
121 **Section, Except to Decide Whether to Place the Matter on the Agenda of a Future**
122 **Meeting [Government Code sections 11125 and 11125.7(a)]**

123
124 Kathleen Russell, Executive Director of the Center for Judicial Excellence, thanked the
125 Board for having the Child Custody Stakeholder Meeting held in September. She stated
126 that after the stakeholder meeting, the Center for Judicial Excellence worked to get the
127 US House of Representatives to pass a child safety resolution. Ms. Russell provided the
128 Board a summary of the resolution. She also asked for public notice for meetings that
129 are not open to the public.

130
131 **Agenda Item #15: Approval of the Board Meeting Minutes: August 16-17, 2018**

132 It was M(Foo)/S(Acquaye-Baddoo)/C to approve the minutes as amended with
133 technical, non-substantive changes.

134
135 Vote: 6 aye (Acquaye-Baddoo, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Agenda Item #17: Consider Implementation of Enhanced EPPP, Including Latest Information from Association of State and Provincial Psychology Boards (ASPPB), and Possible Regulatory Amendments to Title 16, California Code of Regulations sections 1388-1389.1 (Exams)

Dr. Horn excused herself from the room while this item was being discussed as she worked with Association of State and Provincial Psychology Boards (ASPPB) to help create the Enhanced EPPP.

Ms. Sorrick provided a recap of what was previously agreed on and voted by the Board at the August Board meeting. She stated that staff recommends drafting a letter to ASPPB in response to the letter ASPPB provided the Board.

Dr. Phillips stated that the Board is trying to get clarity on whether the Enhanced EPPP is going to become mandatory in order to decide as to whether to adopt the Enhanced EPPP or not. He stated that if ASPPB does not announce their intention to make the Enhanced EPPP mandatory then it would be difficult to justify the creation of a regulatory package.

Board discussion ensued regarding early adoption.

Mr. Foo suggested asking ASPPB when they will make the data from beta testing available and provided to the Office of Professional Examination Services (OPES). He stated that evaluating results was a concern of the EPPPs taskforce.

Dr. Janet Farrell, licensed psychologist, questioned the external validity of the Enhanced EPPP. She wrote to ASPPB expressing her concerns and had not received a reply. Dr. Farrell stated that complaint levels from other states who choose to be early adopters should be reviewed. She stated that if the Enhanced EPPP tests clinical competency as ASPPB claims the test does then complaints should be significantly lower in the states that chose to adopt the Enhanced EPPP, specifically in the standard of care.

Cindy Yee-Bradbury, Director of Clinical Psychology Training Program at UCLA, stated that she is a member of the Council of University Directors of Clinical Psychology (CUDCP). She stated that CUDCP recommends that ASPPB alter exam development and work with stakeholders to address the many concerns of the Enhanced EPPP. Dr. Bradbury asked the Board to advocate on behalf of CUDCP to combine the current EPPP with the Enhanced EPPP to create a single exam replacement.

Dr. Elizabeth Winkelman, California Psychological Association (CPA), read an official statement from CPA's Board of Directors to the Board which stated CPA's opposition on early adoption of the Enhanced EPPP.

Dr. Farrell stated she has concerns as to why external validity was not initially addressed.

It was M(Foo)/S(Erickson)/C to adopt staff recommendation with the amendment to include in the letter the request that ASPPB make their external validity data available to OPES.

Vote: 5 aye (Acquaye-Baddoo, Casuga, Erickson, Foo, Phillips), 0 no

Agenda Item #6: DCA Executive Update

Karen Nelson, Assistant Deputy Director of Board and Bureau Relations, provided the Board with the DCA executive update.

Agenda Item #20: Enforcement Committee Report and Consideration of Committee Recommendations

a. Child Custody Stakeholder Meeting Summary

Ms. Acquaye-Baddoo spoke about the Child Custody Stakeholder Meeting held September 21, 2018. She stated that the Enforcement Committee will meet with enforcement staff at the next Enforcement Committee Meeting to discuss the concerns of the Center for Judicial Excellence. Dr. Phillips stated that due to confidentiality for ongoing enforcement cases that are discussed, it is not appropriate to have Enforcement Committee Meetings open to the public.

Ms. Russell wanted to clarify that in February 2019 there would be a quarterly Board Meeting as well as an Enforcement Committee meeting. She also asked where she can submit her comments regarding the Child Custody Stakeholder Meeting. The Board confirmed that an Enforcement Committee meeting will be held prior to the quarterly Board in February and Ms. Sorrick stated that written comments can be submitted to Board staff which will in turn would be provided to the Enforcement Committee for review.

c. Voluntary Surrender of a License – Procedure and Possible Statutory Change

Ms. Acquaye-Baddoo stated that in October 2018, the Executive Officer, enforcement staff, and DCA legal counsel met to discuss a possible mechanism for licensees with a cognitive impairment or incapacity, and without a pending complaint involving client harm, to request the Board's consent to voluntarily surrender a license outside of the formal discipline process. Ms. Acquaye-Baddoo provided the Board with a preliminary outline of the proposed policy. Also provided to the Board were the draft letters to implement the process and proposed statutory language for those who wanted to reinstate their license once the voluntary surrender had been accepted by the Board.

The Board discussed the preliminary outline for voluntary surrender of a license.

It was M(Foo)/S(Erickson)/C to adopt the proposed policy.

Vote: 6 aye (Acquaye-Baddoo, Casuga, Erickson, Foo, Horn, Phillips), 0 no

It was M(Horn)/S(Casuga)/C to approve the statutory language and seek an author.

Vote: 6 aye (Acquaye-Baddoo, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Add New Section to the Business and Professions Code:

The board may, in its discretion, accept the offer of a surrender of a license. The acceptance of the offer of a surrender shall be in writing.

(a) The license surrender shall be public information.

(b) The holder of the license that was surrendered pursuant to this section may petition the board for reinstatement after a period of not less than one year after the effective date of the acceptance.

The reinstatement proceeding shall be conducted pursuant to Section 2965.

d. Closure Letters

Ms. Sorrick stated that the Enforcement Committee reviewed the final two closure letters used by enforcement staff and recommended minor changes to the letters.

The Board discussed the closure letter regarding no jurisdiction.

It was M(Foo)/S(Casuga)/C to adopt the letter and delegate to staff to work with Dr. Horn to make necessary changes to the letter.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

The Board discussed the closure letter regarding previously disclosed convictions.

It was M(Casuga)/S(Erickson)/C to adopt the closure letter regarding previously disclosed convictions.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

e. Mail Ballot/Hold for Discussion Policy

Ms. Acquaye-Baddoo stated that in August 2018, Board Members asked the Enforcement Committee to discuss the "Hold Policy" for disciplinary cases with enforcement staff. Staff revised the definitions page to bring terms up to date and is now providing the Hold for Discussion Policy and Mail Ballot Memo to the Board for review and discussion.

The Board discussed the Hold for Discussion policy. It was suggested that Board Members would contact either the Enforcement Program Manager or the Enforcement Committee Chair with any policy issues that they would like the Enforcement Committee to discuss based on the disciplinary cases that come before the Board.

It was M(Erickson)/S(Casuga)/M to approve the Enforcement Committee Report.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Agenda Item #18: Outreach and Education Committee Report

a. Strategic Plan

Ms. Bernal stated that the Strategic Plan identifies the action steps that were created to meet the Board's identified goals and objectives in its 2014-19 Strategic Plan.

Ms. Bernal pointed out that hard cards are now being sent out. Dr. Phillips stated that hard cards are available to be purchased through the BreZE system.

g. Outreach Plan for High Schools, Community Colleges, and State and University System to Increase Licensing Population

Ms. Burns provided the background for the proposed Outreach Plan.

It was M(Horn)/S(Acquaye-Baddoo)/C to move Outreach and Education agenda items g and h to the upcoming Strategic Plan meeting for further discussion.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

i. DCA Brochure "Professional Therapy Never Includes Sex" – Update

The Board reviewed and discussed the brochure.

Dr. Schaefer, Division II of CPA and CAPIC Boards, suggested leaving the definition of the term bartering goods as written and adding language on sexual bartering.

The Board discussed the term 'bartering' and how it should be presented in the brochure.

Dr. Schaefer stated that although lines 199-200 are being stricken from the brochure, it still sounds as if the bartering is being defined. She stated that the definition conflicts with APA ethics.

Dr. Winkelman agrees with Dr. Schaefer's concern that if you take out the word barter but still leave in the definition of bartering then it's talking about something that is, in certain circumstances, permitted under the ethics code.

It was M(Erickson)/S(Casuga)/C to approve the language as amended to strike lines 199-200 and revise lines 387-388 as discussed.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Lines 199-200

- ~~Hiring a patient/client to do work for the therapist, or bartering goods or services to pay for therapy.~~

Lines 387-388

In addition to filing a complaint with the appropriate regulatory board, you may also have civil remedies and criminal recourse legal remedies available to you in regard to this incident.

Agenda Item #23: Licensing Committee Report and Consideration of Committee Recommendations

a. Pathways to Licensure

1) Proposed Amendments to Business and Professions Code:

§§ 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's Requirement);

• § 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 (Reciprocity and Temporary Practice);

• § 2948 (Issuance of License); and

• § 2960 (Grounds for Disciplinary Action)

Dr. Horn wanted to specifically discuss the code sections that deal with Exemptions. She stated there was some confusion in the last Licensing Committee meeting regarding the title of a psychologist working in an exempt setting. Dr. Horn stated that Ms. Marks provided a suggestion of combining the sections of the Business and Professions Code for clarification which was provided to the Board. Dr. Horn stated that Ms. Marks provided the Board with her language recommendation for 2910.

Discussion ensued regarding psychologists in exempt settings.

Dr. Winkelman stated her concern that this language would not allow psychology professors to be called 'Psychology Professor'. She wanted to urge the Board to reconsider the language so that a person who is not providing psychological services but is hired by a university or college as a psychology professor, be permitted to call themselves a psychology professor.

The Board discussed amending the language.

Dr. Schaefer asked the Board if they are going to provide a definition of 'school psychologist'. Dr. Phillips stated he believes this is an advocacy effort that may be more appropriate coming from professional associations instead of the Board.

It was M(Foo)/S(Acquaye-Baddoo)/C to adopt the language as presented by Ms. Marks in relation to Business and Professions Code 2910.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

§ 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 the practice of psychology 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 the following:~~

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

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

~~(3) Do not hold themselves out to the public by any title or description of activities~~

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

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

This chapter shall not be construed to restrict or prohibit the following:

(a)(1) activities of a psychological nature or the use of the official title of the position for which they were employed, including the word psychology or any derivation, on the part of persons:

(A) who hold a valid and current credential as a school psychologist issued by the Commission on Teacher Credentialing; or
(B) are employed in positions as psychologists, psychological assistants, professors, or instructors 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, who conduct research and disseminate their research findings and scientific information.
(2) individuals described in (a)(1) shall:
(A) perform only those psychological activities as part of the duties for which they were hired.
(B) perform those activities solely within the jurisdiction or confines of those organizations in which they are employed.
(C) not hold themselves out as rendering or offering to render psychological services to any person outside of the organization in which they are employed.
(b)(1) the practice of psychology or the use of the official title of the position for which they were employed on the part of persons who are employed in positions as psychologists or psychological assistants of accredited or approved academic institutions, public schools, or governmental agencies, who are:
(A) Performing those psychological activities as part of the duties for which they were hired.
(B) Performing those activities solely within the jurisdiction or confines of those organizations.
(C) Do not hold themselves out as rendering or offering to render psychological services to any person outside of the organization in which they are employed.
(D) Are primarily gaining the supervised professional experience required for licensure that is being accrued consistent with the board's regulations.
(2) Commencing January 1, 2016, an individual employed or who becomes employed by one or more employers as described in subdivision (b)(1) above shall only be exempt under this subdivision for a cumulative total of five years.

Dr. Winkelman stated her concerns regarding 2911, which removed the language for psychology trainees to use the term psychologist in their title. She recommends re-inserting language that indicates terms trainees may use in their title. Discussion ensued regarding amending the language.

It was M(Bernal)/S(Casuga)/C to accept the statutory language as amended and seek an author.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

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 facilities subject to licensure or regulation by the entity. The information may not include personal information, including home telephone number, date of birth, or social security number. Each entity shall disclose a licensee’s address of record. However, each entity

shall allow a licensee to provide a post office box number or other alternate address, instead of his or her home address, as the address of record. This section shall not preclude an entity from also requiring a licensee, who has provided a post office box number or other alternative mailing address as his or her address of record, to provide a physical business address or residence address only for the entity's internal administrative use and not for disclosure as the licensee's address of record or disclosure on the Internet.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

579
580 **§ 28. Child, elder, and dependent adult abuse assessment and reporting training**
581

582 (a) The Legislature finds that there is a need to ensure that professionals of the healing
583 arts who have demonstrable contact with victims and potential victims of child, elder,
584 and dependent adult abuse, and abusers and potential abusers of children, elders, and
585 dependent adults are provided with adequate and appropriate training regarding the
586 assessment and reporting of child, elder, and dependent adult abuse that will
587 ameliorate, reduce, and eliminate the trauma of abuse and neglect and ensure the
588 reporting of abuse in a timely manner to prevent additional occurrences.
589

590 (b) The Board of Psychology and the Board of Behavioral Sciences shall establish
591 required training in the area of child abuse assessment and reporting for all persons
592 applying for initial licensure and renewal of a license as a psychologist, clinical social
593 worker, professional clinical counselor, or marriage and family therapist. This training
594 shall be required one time only for all persons applying for initial licensure or for
595 licensure renewal.
596

597 (c) All persons applying for initial licensure or renewal of a license as a psychologist,
598 clinical social worker, professional clinical counselor, or marriage and family therapist
599 shall, in addition to all other requirements for licensure or renewal, have completed
600 coursework or training in child abuse assessment and reporting that meets the
601 requirements of this section, including detailed knowledge of the Child Abuse and
602 Neglect Reporting Act (Article 2.5 (commencing with Section 11164) of Chapter 2 of
603 Title 1 of Part 4 of the Penal Code). The training shall meet all of the following
604 requirements:
605

606 (1) Be obtained from one of the following sources:
607

608 (A) An accredited or approved educational institution, as defined in Sections 2902,
609 4980.36, 4980.37, 4996.18, and 4999.12, including extension courses offered by those
610 institutions.
611

612 (B) A continuing education provider as specified by the responsible board by regulation.
613

614 (C) A course sponsored or offered by a professional association or a local, county, or
615 state department of health or mental health for continuing education and approved or
616 accepted by the responsible board.
617

618 (2) Have a minimum of seven contact hours.
619

620 (3) Include the study of the assessment and method of reporting of sexual assault,
621 neglect, severe neglect, general neglect, willful cruelty or unjustifiable punishment,
622 corporal punishment or injury, and abuse in out-of-home care. The training shall also
623 include physical and behavioral indicators of abuse, crisis counseling techniques,

community resources, rights and responsibilities of reporting, consequences of failure to report, caring for a child's needs after a report is made, sensitivity to previously abused children and adults, and implications and methods of treatment for children and adults.

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

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

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

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

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

§ 29. Adoption of continuing education requirements regarding chemical dependency and alcoholism

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

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

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

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

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

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

(5) Recognizing and intervening with affected family members.

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

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

§ 2903. Licensure requirement; Practice of Psychology; Psychotherapy

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

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

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

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

~~§ 2909. Applicability of chapter to credentialed school psychologists, and psychologists and psychological assistants employed by colleges, universities, or 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 they were employed on the part of the following persons, 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, as defined in Section 2903:

(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 the practice of psychology 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 the following:

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

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

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

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

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

This chapter shall not be construed to restrict or prohibit the following:

(a)(1) activities of a psychological nature or the use of the official title of the position for which they were employed, including the word psychology or any derivation, on the part of persons:

(A) who hold a valid and current credential as a school psychologist issued by the Commission on Teacher Credentialing; or

(B) are employed in positions as psychologists, psychological assistants, professors, or instructors 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, who conduct research and disseminate their research findings and scientific information.

(2) individuals described in (a)(1) shall:

(A) perform only those psychological activities as part of the duties for which they were hired.

(B) perform those activities solely within the jurisdiction or confines of those organizations in which they are employed.

(C) not hold themselves out as rendering or offering to render psychological services to any person outside of the organization in which they are employed.

(b)(1) the practice of psychology or the use of the official title of the position for which they were employed on the part of persons who are employed in positions as psychologists or psychological assistants of accredited or approved academic institutions, public schools, or governmental agencies, who are:

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

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

(C) Do not hold themselves out as rendering or offering to render psychological services to any person outside of the organization in which they are employed.

(D) Are primarily gaining the supervised professional experience required for licensure that is being accrued consistent with the board's regulations.

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

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

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

§ 2913. Services by psychological assistants ~~associates~~

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

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

(b) The person (A4) has completed a master’s degree in psychology or in education with the field of specialization in educational psychology or, counseling psychology, or school psychology, or (B2) has been admitted to candidacy for a doctoral degree in (1) psychology or education with the field of specialization in clinical, counseling, school, consulting, forensic or industrial/organizational psychology, or (2) education, with the field of specialization in educational psychology, counseling psychology, or school psychology, or (3) a field of specialization designed to prepare graduates for the professional practice of psychology after having satisfactorily completed three or more years of postgraduate education in psychology and having passed preliminary doctoral

examinations, or (C3) has completed a doctoral degree that qualifies for licensure under Section 2914. The Board shall make the final determination as to whether a degree meets the requirements of this section.

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

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

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

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

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

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

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

§ 2914. Applicant's requirements

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

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

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

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

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

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

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

934
935 (d) (1) ~~H~~have engaged for at least two years in supervised professional experience
936 under the direction of a licensed psychologist, the specific requirements of which shall
937 be defined by the board in its regulations, or under suitable alternative supervision as
938 determined by the board in regulations duly adopted under this chapter, at least one
939 year of which shall ~~be occur~~ after being awarded the qualifying doctoral degree~~doctorate~~
940 ~~in psychology~~. The supervisor shall submit verification of the experience ~~required by this~~
941 ~~subdivision to the trainee in a manner as~~ prescribed by the board. If the supervising
942 licensed psychologist fails to provide verification to the trainee in a timely manner, the
943 board may establish alternative procedures for obtaining the necessary documentation.
944 Absent good cause, the failure of a supervising licensed psychologist to provide the
945 verification to the board upon request shall constitute unprofessional conduct.

946
947 (2) The board shall establish qualifications by regulation for supervising psychologists.

948
949 (e) ~~T~~ake and pass the examination required by Section 2941 unless otherwise
950 exempted by the board under this chapter.

951
952 (f) ~~Show by evidence satisfactory to the board that he or she has completed~~
953 ~~training~~Complete coursework or provide evidence of training in the detection and
954 treatment of alcohol and other chemical substance dependency. ~~This requirement~~
955 ~~applies only to applicants who matriculate on or after September 1, 1985 as prescribed~~
956 ~~by the board.~~

957
958 (g) (1) ~~Show by evidence satisfactory to the board that he or she has~~
959 ~~completed~~Complete coursework or provide evidence of training in spousal or partner
960 abuse assessment, detection, and intervention. ~~This requirement applies to applicants~~
961 ~~who began graduate training during the period commencing on January 1, 1995, and~~
962 ~~ending on December 31, 2003. as prescribed by the board.~~

963
964 (2) ~~An applicant who began graduate training on or after January 1, 2004, shall show by~~
965 ~~evidence satisfactory to the board that he or she has completed a minimum of 15~~
966 ~~contact hours of coursework in spousal or partner abuse assessment, detection, and~~
967 ~~intervention strategies, including knowledge of community resources, cultural factors,~~
968 ~~and same gender abuse dynamics. An applicant may request an exemption from this~~
969 ~~requirement if he or she intends to practice in an area that does not include the direct~~
970 ~~provision of mental health services.~~

971
972 (3) ~~Coursework required under this subdivision may be satisfactory if taken either in~~
973 ~~fulfillment of other educational requirements for licensure or in a separate course. This~~
974 ~~requirement for coursework shall be satisfied by, and the board shall accept in~~
975 ~~satisfaction of the requirement, a certification from the chief academic officer of the~~
976 ~~educational institution from which the applicant graduated that the required coursework~~
977 ~~is included within the institution's required curriculum for graduation.~~

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

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

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

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

§ 2915. Continuing education requirements; Practice outside fields of competence

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

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

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

(1) Professional Activities.

(2) Academic Activities.

(3) Sponsored eContinuing eEducation eCoursework.

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

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

~~(d) (1) The board shall require a licensed psychologist who began graduate study prior to January 1, 2004, to take a continuing education course during his or her first renewal period after the operative date of this section in spousal or partner abuse assessment, detection, and intervention strategies, including community resources, cultural factors, and same gender abuse dynamics. Equivalent courses in spousal or partner abuse~~

~~assessment, detection, and intervention strategies taken prior to the operative date of this section or proof of equivalent teaching or practice experience may be submitted to the board and at its discretion, may be accepted in satisfaction of this requirement.~~

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

§ 2940. Application and fee

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

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

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

§ 2941. Examination and fee

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

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

§ 2942. Time for examinations; Passing grades

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

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

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

1159
1160 **§ 2943. Examination subjects**
1161

1162 The board may examine for knowledge in whatever theoretical or applied fields in
1163 psychology as it deems appropriate. It may examine the candidate with regard to his or
1164 her professional skills and his or her judgment in the utilization of psychological
1165 techniques and methods.

1166
1167 *(Amended by Stats. 1989, Ch. 888, Sec. 24.)*
1168

1169 **~~§ 2944. Written examinations~~**
1170

1171 ~~The board shall grade the written examination and keep the written examination papers~~
1172 ~~for at least one year, unless a uniform examination is conducted pursuant to Section~~
1173 ~~2942.~~
1174

1175 ~~*(Amended by Stats. 1989, Ch. 888, Sec. 25.)*~~
1176

1177 **§ 2946. Reciprocity licenses; Temporary practice by out-of-state licensees;**
1178 **Waiver of examination requirement**
1179

1180 The board shall grant a license to any person who passes the board's supplemental
1181 licensing examination and, at the time of application, has been licensed for at least
1182 two~~five~~ years by a psychology licensing authority in another state or territory of the
1183 United States or Canadian province if the requirements for obtaining a certificate or
1184 license to practice psychology in that state, territory or province were substantially
1185 equivalent to the requirements of this chapter.

1186
1187 A psychologist certified or licensed in another state, territory or province and ~~who has~~
1188 ~~made application~~applied to the board for a license in this state may perform activities
1189 and services of a psychological nature without a valid California license for a period not
1190 to exceed 180 calendar days from the time of submitting his or her application or from
1191 the commencement of residency in this state, whichever first occurs.

1192
1193 Applicants are expected to take and pass the required examinations. The board at its
1194 discretion may waive the examinations, when in the judgment of the board the applicant
1195 has already demonstrated competence in areas covered by the examinations. The
1196 board at its discretion may waive the examinations for diplomates of the American
1197 Board of Professional Psychology.

1198
1199 *(Amended by Stats. 2005, Ch. 658, Sec. 11. Effective January 1, 2006.)*
1200

1201 **§ 2948. Issuance of license**
1202

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

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

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

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

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

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

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

(r) Repeated acts of negligence.

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

Evidence Code - EVID

§ 1010. "Psychotherapist"

As used in this article, "psychotherapist" means a person who is, or is reasonably believed by the patient to be:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

2) Proposed Amendments to Title 16 of the California Code of Regulations:

- § 1380.3 (Definitions);
- §§ 1381, 1381.1, & 1381.2 (Applications);
- § 1381.4 (Failure to Appear for an Examination);
- § 1381.5 (Failure to Pay Initial License Fee);
- § 1381.6 (Permit Processing Times);
- §§ 1382, 1382.3, 1382.4, 1382.5, & 1382.6 (Pre-licensing Courses);
- § 1386 (Evaluation of Education);
- § 1387 (Supervised Professional Experience);
- §§ 1387.1 & 1387.2 (Qualifications of Primary and Delegated Supervisors);
- § 1387.3 (Non-Mental Health Services);
- § 1387.4 (Out-of-State Experience);
- § 1387.5 (SPE Log);
- §§ 1388, 1388.6, 1389, & 1389.1 (Examinations-Waiver/Reconsideration);
- §§ 1387.7, 1390, 1390.1, 1390.2, & 1390.3 (Registered Psychologists);
- §§ 1387.6, 1391, 1391.1, 1391.2, 1391.3, 1391.4, 1391.5, 1391.6, 1391.7, 1391.8, 1391.10, 1391.11, & 1391.12 (Psychological Assistants);
- and
- § 1392.1 (Psychological Assistant Fees)

Dr. Winkelman, in relation to §1380.3, asked if somebody could be considered both a forensic psychologist and a health service psychologist because she did not know if a

forensic psychologist was also trained in clinical psychology. Dr. Horn stated that a forensic psychologist as defined in §1380.3 has no training in clinical psychology.

It was M(Foo)/S(Bernal)/C to adopt the regulatory language as written, start the formal rulemaking file, set for hearing, and delegate to staff to make any non-substantive changes.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

§ 1380.3. Definitions.

The following general definitions shall apply whenever the terms are used throughout Division 13.1, except where specifically noted otherwise. For the purpose of the regulations contained in this chapter, the term

(a) “bBoard” means the Board of Psychology, and the term

(b) “eCode” means the Business and Professions Code.

(c) “Client” means a client or patient of the licensee.

(d) “Licensed” or “licensed psychologist” means a psychologist licensed by the Board.

(e) “Trainee” means a psychology trainee working under supervision as specified in section 1387.

(f) “General Applied Psychologist” means a licensed psychologist whose training is in forensic, consulting, industrial/organizational, or applied developmental psychology, or applied psychological research.

(g) “Health Service Psychologist” means a licensed psychologist whose training is in clinical, counseling, or school psychology.

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

§ 1381. Applications.

All applications shall be accompanied by such evidence, statements or documents as ~~therein~~ required to establish that the applicant meets all of the requirements for ~~licensing~~licensure or registration as set forth in the eCode.

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Sections 2940 and 2941, Business and Professions Code.

§ 1381.1. Abandonment of Applications.

An application shall be deemed withdrawn after thirty-six (36) months~~denied without prejudice when, in the discretion of the board, an applicant does not exercise due diligence in the completion of his or her application, in furnishing additional information or documents requested or in the payment of any required fees.~~ An applicant who subsequently decides to reapply shall be required to file a new application and pay the current application fee.

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Section 2940, Business and Professions Code.

§ 1381.2. Petition for Hearing.

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

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Section 2940, Business and Professions Code.

§ 1381.4. Failure to Appear for Examination—Withdrawal of Application.

The application shall be deemed withdrawn, for aAny applicant approved to take or retake a Board licensing examination who fails to appear for such examination in any twelve-month period ~~shall be deemed have his or her application withdrawn.~~ An applicant who subsequently decides to take the examination shall be required to file a new application and pay the current application and examination fees.

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Sections 2914, 2931, 2940, 2941, and 2942, Business and Professions Code.

§ 1381.5. Failure to Pay Initial License Fee.

An application shall be deemed ~~to have been abandoned~~withdrawn if an applicant fails to pay the initial license fee within ~~three years~~thirty-six (36) months after notification by the ~~Board~~ that the fee for licensure is due. An applicant whose application has been deemed ~~withdrawn~~abandoned may again be eligible for licensure upon the filing of a new application and meeting all current ~~licensing~~licensure requirements, including payment of any fees. Such applicant shall ~~not be required to take the Examination for Professional Practice in Psychology (EPPP) but shall take and pass the California Psychology Supplemental~~ Laws and Ethics Examination (CPSLEE).

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

§ 1381.6. Permit Processing Times.

“Permit” as defined by the Permit Reform Act of 1981 means any license, certificate, registration permit or any other form of authorization required by a state agency to engage in a particular activity or act. Processing times for the board's various programs are set forth below. The actual processing times apply to those applicants who have passed all appropriate examinations.

Program	Maximum time for notifying the applicant, in writing, that the application is complete and accepted for filing, or that the application is deficient and what specific information is required	Maximum time after receipt of a complete application to issue or deny license	ACTUAL PROCESSING TIMES FOR ISSUANCE OF A LICENSE BASED ON PRIOR TWO YEARS		
			Minimum	Median	Maximum
Psychological Assistants	60	60	34	69	202
Psychologists	60	180	102	403	1,832
Registered Psychologists	180	-0-	1	15	216
		(Retroactive approval to date of completion)			

Note: Authority cited: Section 2930, Business and Professions Code. Reference: Section 15736, Government Code.

§ 1382. Human Sexuality Training.

(a) An applicant for licensure as a psychologist shall complete as a condition of licensure a minimum of six (6) hours of coursework or applied experience in human sexuality, which includes the study of physiological, psychological and sociocultural variables associated with sexual identity, sexual behavior or sexual disorders, major treatment approaches and the specific ethical and legal issues related to practice in this area.

(b) This requirement shall be met in one of the following ways:

(1) Obtained as part of the applicant's qualifying graduate degree program. To satisfy this requirement, the applicant shall submit to the Board a written certification from the registrar or training director of the educational institution or program from which the applicant graduated stating that the coursework required by this section is included within the institution's curriculum required for graduation at the time the applicant graduated, or within the coursework that was completed by the applicant.

(2) Obtained as part of the applicant's applied experience. Applied experience can be met in any of the following settings: practicum, internship, or formal postdoctoral placement that meets the requirement of section 2911, or other qualifying supervised professional experience. To satisfy this requirement, the applicant shall submit to the board a written certification from the director of training for the program or primary supervisor where the qualifying experience has occurred stating that the training required by this section is included within the applied experience.

(3) By taking a continuing education course that meets the requirements of subdivision (e) or (f) of section 2915 and that qualifies as a continuing education learning activity category specified in paragraph (2) or (3) of subdivision (c) of section 2915. To satisfy this requirement, the applicant shall submit to the board a certification of completion.

~~Unless otherwise exempted, all persons applying for a license as a psychologist shall, in addition to all other requirements for licensure, have completed coursework or training in human sexuality which meets the requirements of this section. Such training shall:~~

~~(a) Be completed after January 1, 1970.~~

~~(b) Be obtained~~

~~(1) In an accredited or approved educational institution, as defined in section 2901 of the Code, including extension courses offered by such institutions, or~~

~~(2) In an educational institution approved by the Department of Education~~

pursuant to section 94310 of the Education Code, or

~~(3) From a continuing education provider approved by a professional association, or~~

~~(4) In a course sponsored or offered by a professional association, or~~

~~(5) In a course sponsored, offered or approved by a local, county or state
department of health or mental health or by health agencies of the Federal
Government.~~

~~(c) Have a minimum length of ten (10) contact hours.~~

~~(d) Include the study of physiological-psychological and social-cultural variables
associated with sexual identity, sexual behavior or sexual disorders.~~

~~All applicants shall provide the board with documentation of completion of the required
human sexuality training. It is the intent of the board that all persons licensed to practice
psychology have minimal training in human sexuality. It is not intended that by
complying with the requirements of this section only, a practitioner is fully trained in the
subject of sex therapy.~~

Note: Authority cited: Section 2930, Business and Professions Code. Reference:
Section 25, Business and Professions Code.

§ 1382.3. Training in Alcoholism/Chemical Dependency Detection and Treatment.

(a) An applicant for licensure as a psychologist shall complete as a condition of
licensure a minimum of six (6) hours of coursework or applied experience in
alcoholism/chemical dependency detection and treatment. Such coursework or training
shall include assessment and intervention of chemical dependency and alcoholism, the
study of physiological, psychological and sociocultural variables associated with
chemical dependency and alcoholism, prevailing treatment models, and the specific
ethical and legal issues related to practice in this area.

(b) This requirement shall be met in one of the following ways:

(1) Obtained as part of the applicant's qualifying graduate degree program. To
satisfy this requirement, the applicant shall submit to the Board a written certification
from the registrar or training director of the educational institution or program from
which the applicant graduated stating that the coursework required by this section is
included within the institution's curriculum required for graduation at the time the
applicant graduated, or within the coursework that was completed by the applicant.

(2) Obtained as part of the applicant's applied experience. Applied experience can
be met in any of the following settings: practicum, internship, or formal postdoctoral

placement that meets the requirement of section 2911, or other qualifying supervised professional experience. To satisfy this requirement, the applicant shall submit to the board a written certification from the director of training for the program or primary supervisor where the qualifying experience has occurred stating that the training required by this section is included within the applied experience.

(3) By taking a continuing education course that meets the requirements of subdivision (e) or (f) of section 2915 and that qualifies as a continuing education learning activity category specified in paragraph (2) or (3) of subdivision (c) of Section 2915. To satisfy this requirement, the applicant shall submit to the board a certification of completion.

~~The requirements set forth in Section 2914 (e) of the code shall be satisfied by completion of a graduate level course which meets the following criteria:~~

~~(a) The course shall be devoted solely to the topic of alcoholism and chemical dependency detection and treatment and shall not be less than a semester or a quarter term in length.~~

~~(b) The course must be obtained at an educational institution, or in an extension course offered by an institution, which is either credited under Education Code Section 94310.1, or approved under Education Code Section 94310.2, by the State Department of Education.~~

~~(c) An original transcript indicating successful completion of the course shall be deemed sufficient evidence for purposes of satisfying this requirement.~~

~~(d) The course shall include training in each of the following subjects as they relate to alcoholism and chemical dependency:~~

~~(1) The definition of alcoholism and other chemical dependency, and the evaluation of the user.~~

~~(2) Current theories of, and research on, the etiology of substance abuse.~~

~~(3) Physiological and medical aspects and effects of alcoholism and other chemical dependency.~~

~~(4) Psychopharmacology and the interaction of various classes of drugs, including alcohol.~~

~~(5) Diagnosing and differentiating alcoholism and substance abuse in patients referred for other clinical symptoms, such as depression, anxiety, psychosis, and impotence.~~

1615 ~~(6) Populations at risk with regard to substance abuse.~~

1616
1617 ~~(7) Cultural and ethnic considerations.~~

1618
1619 ~~(8) Prenatal effects.~~

1620
1621 ~~(9) Adolescent substance abuse.~~

1622
1623 ~~(10) Implications for the geriatric population.~~

1624
1625 ~~(11) Iatrogenic dependency.~~

1626
1627 ~~(12) Major treatment approaches to alcoholism and chemical dependency, including~~
1628 ~~research and application.~~

1629
1630 ~~(13) The role of persons and systems which support or compound abuse.~~

1631
1632 ~~(14) Family issues which include treatment approaches with families of alcoholics~~
1633 ~~and/or substance abusers.~~

1634
1635 ~~(15) The process of referring affected persons.~~

1636
1637 ~~(16) Community resources offering assessment, treatment and follow up for the~~
1638 ~~abuser and family.~~

1639
1640 ~~(17) Ethical and Legal issues for clinical practice.~~

1641
1642 ~~(18) Prevention of substance abuse.~~

1643
1644 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
1645 Section 2914(e), Business and Professions Code.

1646
1647 **§ 1382.4. Child Abuse Assessment, Detection, Intervention, and Reporting**
1648 **Training Requirements.**

1649
1650 (a) An applicant for licensure as a psychologist who began graduate study on or after
1651 January 1, 1983, shall complete as a condition of licensure a minimum of seven (7)
1652 hours of coursework or applied experience in child abuse and neglect assessment,
1653 detection, intervention, and reporting. Such coursework or training shall include
1654 assessment, detection, intervention, and reporting of child abuse and neglect, the study
1655 of physiological, psychological, and sociocultural variables associated with child abuse
1656 and neglect, prevailing treatment models, and the specific ethical and legal issues
1657 related to practice in this area.

1658
1659 (b) This requirement shall be met in one of the following ways:

(1) Obtained as part of the applicant's qualifying graduate degree program. To satisfy this requirement, the applicant shall submit to the Board a written certification from the registrar or training director of the educational institution or program from which the applicant graduated stating that the coursework required by this section is included within the institution's curriculum required for graduation at the time the applicant graduated, or within the coursework that was completed by the applicant.

(2) Obtained as part of the applicant's applied experience. Applied experience can be met in any of the following settings: practicum, internship, or formal postdoctoral placement that meets the requirement of section 2911, or other qualifying supervised professional experience. To satisfy this requirement, the applicant shall submit to the board a written certification from the director of training for the program or primary supervisor where the qualifying experience has occurred stating that the training required by this section is included within the applied experience.

(3) By taking a continuing education course that meets the requirements of subdivision (e) or (f) of section 2915 and that qualifies as a continuing education learning activity category specified in paragraph (2) or (3) of subdivision (c) of Section 2915. To satisfy this requirement, the applicant shall submit to the board a certification of completion.

~~All persons applying for a license or renewal of a license as a psychologist shall in addition to all other requirements for licensure, have completed coursework or training in child abuse assessment and reporting and shall submit documentation thereof to the board. The coursework or training in child abuse assessment and reporting shall consist of not less than 7 instructional hours and shall include training in each of the subject areas described in section 28 of the Code. The coursework or training shall be:~~

~~(a) Obtained at an educational institution, or in an extension course offered by an institution which is accredited by the Western Association of Schools and Colleges, the Northwest Association of Secondary and Higher Schools, or an essentially equivalent accrediting agency as determined by the board or approved by the State Department of Education pursuant to section 94310.2 of the Education Code; or~~

~~(b) Obtained from a statewide professional association representing the professions of psychology, social work, or marriage, family and child counseling; or~~

~~(c) Obtained from or sponsored by a local county, state or federal governmental entity.~~

~~(d) Completed after January 1, 1983.~~

Note: Authority cited: Sections 28 and 2930, Business and Professions Code.
Reference: Section 28, Business and Professions Code.

§ 1382.5. Spousal or Partner Abuse Assessment, Detection, and Intervention Strategies Training Requirements.

(a) An applicant for licensure as a psychologist shall complete as a condition of licensure a minimum of six (6) hours of coursework or applied experience in spousal or partner abuse assessment, detection, and intervention strategies. Such coursework or training shall include assessment, detection, and intervention of spousal abuse, the study of physiological, psychological, and sociocultural variables associated with spousal abuse, prevailing treatment models, and the specific ethical and legal issues related to practice in this area.

(b) This requirement shall be met in one of the following ways:

(1) Obtained as part of the applicant's qualifying graduate degree program. To satisfy this requirement, the applicant shall submit to the Board a written certification from the registrar or training director of the educational institution or program from which the applicant graduated stating that the coursework required by this section is included within the institution's curriculum required for graduation at the time the applicant graduated, or within the coursework that was completed by the applicant.

(2) Obtained as part of the applicant's applied experience. Applied experience can be met in any of the following settings: practicum, internship, or formal postdoctoral placement that meets the requirement of section 2911, or other qualifying supervised professional experience. To satisfy this requirement, the applicant shall submit to the board a written certification from the director of training for the program or primary supervisor where the qualifying experience has occurred stating that the training required by this section is included within the applied experience.

(3) By taking a continuing education course that meets the requirements of subdivision (e) or (f) of section 2915 and that qualifies as a continuing education learning activity category specified in paragraph (2) or (3) of subdivision (c) of section 2915. To satisfy this requirement, the applicant shall submit to the board a certification of completion.

~~All persons applying for a license as a psychologist who began their graduate training on or after January 1, 1995 shall, in addition to all other requirements for licensure, have completed coursework in spousal or partner abuse assessment, detection, and intervention strategies and shall submit documentation thereof to the board. The coursework in spousal or partner abuse assessment, detection, and intervention strategies shall consist of not less than a combined total of two (2) hours focused on this topic. All persons applying for a license as a psychologist who began their graduate training on or after January 1, 2004 shall also meet the above requirement, however, such course shall consist of at least fifteen (15) contact hours.~~

~~The coursework shall be:~~

- (a) ~~taken in fulfillment of other educational requirements in the applicant's graduate and/or doctoral training, or~~
- (b) ~~taken in a separate course approved by the board's recognized continuing education accrediting agency, or~~
- (c) ~~taken in a separate course provided by a sponsor approved by the American Psychological Association.~~
- (d) ~~completed after January 1, 1995.~~

~~An applicant may request an exemption from this requirement if he or she intends to practice in an area that does not include the direct provision of mental health services.~~

Note: Authority cited: Sections 2914(f) and 2930, Business and Professions Code.
Reference: Section 2914(f), Business and Professions Code.

~~§ 1382.6. Aging and Long-Term Care Training Requirements.~~

~~All persons applying for a license as a psychologist who began their graduate training on or after January 1, 2004, shall, in addition to all other requirements for licensure, have completed coursework in aging and long-term care which shall include but not be limited to the biological, social, and psychological aspects of aging, and shall submit documentation thereof of the board. The coursework in aging and long-term care shall consist of not less than a combined total of ten (10) contact hours focused on this topic.~~

~~The coursework shall be:~~

- (a) ~~taken in fulfillment of other educational requirements in the applicant's graduate and/or doctoral training, or~~
- (b) ~~taken in a separate course approved by the board's recognized continuing education accrediting agency, or~~
- (c) ~~taken in a separate course provided by a sponsor approved by the American Psychological Association.~~
- (d) ~~completed after January 1, 2004.~~

Note: Authority cited: Section 2915.5 and 2930, Business and Professions Code.
Reference: Section 2915.5, Business and Professions Code.

§ 1386. Revised Criteria for Evaluation of Education.

(a) Only those doctorate degrees ~~which that~~ are designated as being earned in a department or school of psychology, ~~educational psychology or education with the psychology with the field of specialization in clinical, counseling, school, consulting, forensic or industrial/organizational psychology,~~ or in education with the field of specialization in counseling psychology, ~~or educational psychology, or school psychology~~ field of specialization in counseling psychology or educational psychology shall be accepted as an earned doctorate degree as specified in section 2914, subdivisions (b) ~~and (c)~~(1) through (3), of the ~~C~~code. If compliance with section 2914 of the Code it is not evident on the official transcript, the ~~B~~board may require that any doctorate degree earned in education with the field of specialization in counseling psychology or educational psychology be certified by the registrar as such a degree.

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

§ 1387. Supervised Professional Experience (SPE).

This section applies to all trainees, ~~pre- or post-doctoral, who intend~~ accruing for hours of supervised professional experience (SPE) ~~to count toward meeting the licensing licensure requirements stated in section 2914(ed) of the Business and Professions Code.~~ This section also applies to all Those trainees accruing hours of SPE supervised experience in areas of general applied psychology that do not include ~~direct mental health services should refer to section 1387.3 for information on establishing an alternate plan for SPE.~~

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

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

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

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

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

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

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

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

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

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

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

(2) Post-doctoral SPE: At least 1500 hours of SPE shall be accrued post-doctorally. "Post-doctorally" means after the date certified as "meeting all the requirements for the doctoral degree" by the Registrar or Dean of the educational institution, or by the Director of Training of the doctoral program. Post-doctoral SPE shall may be accrued only as follows:

(A) For postdoctoral SPE accrued on or after January 1, 2006, in In a formal post-doctoral training placement program pursuant to section 2911 of the Ceode, which is accredited by the American Psychological Association (APA), or which is a member of the Association of Psychology Postdoctoral and Internship Centers (APPIC) or the California Psychology Internship Council (CAPIC) and Rregistration with the Bboard is not required; or

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

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

~~(D) As a psychological assistant/associate pursuant to section 2913 of the Code, and registration with the Board prior to commencing work is required; or~~

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

(b) Supervision Requirements:

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

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

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

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

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

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

~~(3) Trainees shall have no proprietary interest in the business of the primary or delegated supervisor(s) and shall not serve in any capacity which that would hold influence over the primary or delegated supervisor(s)' judgment in providing supervision.~~

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

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

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

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

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

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

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

~~(10) Prior to the start of the experience, the primary supervisor and the supervisee shall together prepare an agreement that outlines the structure and sequence of the planned program of supervision to accomplish the goals and objectives of the experience. Hours accrued prior to preparing such an agreement results in those hours not counting toward the licensure requirements. The original agreement shall accompany the application for registration, if any, and identify at least the following:~~

- ~~• Name, license number and signature of primary supervisor;~~
- ~~• Name and signature of supervisee;~~
- ~~• Statutory authority under which the supervisee will function;~~
- ~~• Start date of the experience and the anticipated completion date;~~
- ~~• Duties to be performed in a sequential structured plan as defined in this section;~~

- Address of the locations at which the duties will be performed;
- Goals and objectives of the plan for SPE, including how socialization into the profession will be achieved; and
- How and when the supervisor will provide periodic assessments and feedback to the traineesupervisee as to whether or not he or she is performing as expected.

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

(614) Once the SPE outlined in the agreement has been completed, the primary supervisor shall submit to the traineesupervisee both the agreement, unless previously submitted to the Board pursuant to Section 1387(b)(10), and a verification of experience form VOE (Rev. XX/XX), which is hereby incorporated by reference, signed by the primary supervisor under penalty of perjury, in a sealed envelope, signed across the seal by the primary supervisor, for submission to the Board by the traineesupervisee along with his or herthe trainee's application for licensure. The verification shall certify to completion of the hours consistent with the terms of the agreement, and contain the following information:

- Name and contact information of the trainee
- Name, license number and contact information of the supervisor
- Start and end date of the experience
- Total number of hours per week worked by the trainee
- Total number of supervised hours per week
- Total number of hours being verified

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

If the SPE is not consistent with the terms of the agreement, or if the traineesupervisee did not demonstrate an overall performance at or above the level of competence expected for the trainee'ssupervisee's level of education, training and experience, then the SPE hours accrued shall will not count towards the licensure requirements.

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

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

~~(c) Delegated Supervision Requirements:~~

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

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

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

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

§ 1387.1. Qualifications and Responsibilities of Primary Supervisors.

~~All primary supervisors shall be licensed psychologists, except that board certified psychiatrists may be primary supervisors of their own registered psychological assistants. In this regard, a maximum of 750 hours of experience out of the required 3000, can be supervised by a board certified psychiatrist and can be counted toward meeting the SPE licensing requirements.~~

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

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

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

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

~~(2) Primary supervisors shall possess and maintain a valid, active license free of any current formal disciplinary action that disqualifies the supervisor from providing supervision, and shall immediately notify the trainee supervisee of any disciplinary action, including revocation, surrender, suspension, probation terms, or changes in licensure status including inactive license, delinquent license or any other license status change that affects the primary supervisor's ability or qualifications to supervise.~~

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

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

~~(3e) Primary supervisors shall be in compliance~~Ensure that all supervisors and trainees comply~~at all times with the provisions of the Psychology Licensing Law and regulations the Medical Practice Act, whichever is applicable, and the regulations adopted pursuant to these laws.~~

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

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

~~(5f) Primary supervisors shall be~~Be responsible for monitoring the welfare of the trainee's clients who receive psychological services rendered by the trainees.

~~(6g) Primary supervisors shall e~~Ensure that each client or patient is informed, prior to the rendering of services by the trainee (4) that:

~~(A) t~~The trainee is unlicensed and is functioning under the direction and supervision of the supervisor;~~(2) that~~

~~(B) t~~The primary supervisor shall have full access to the client treatment records; in order to perform supervision responsibilities and (3) that

~~(C) a~~Any fees associated with services provided by the trainee paid for the services of the trainee must~~shall~~be paid directly to the primary supervisor or employer.

~~(7h) Primary supervisors shall b~~Be responsible for monitoring the performance and professional development of the trainee, and including how and when the supervisor will provide periodic assessments and feedback to the traineesupervisee as to whether or not the traineehe or she is performing as expected.

~~(i) Primary supervisors shall ensure that they have the education, training, and experience in the area(s) of psychological practice they will supervise.~~

~~(8j) Primary supervisors shall h~~Have no current or former financial, personal, or familial, intimate, business relationship with the trainee, or other relationship with the trainee which wouldthat could compromise the supervisor's effectiveness, and/or which wouldthat violates the Ethical Principles of Psychologists and Code of Conduct of published by the American Psychological Association.

~~(k) Primary supervisors shall not supervise a trainee who is now or has ever been a psychotherapy client of the supervisor.~~

~~(l) Primary supervisors shall not exploit trainees or engage in sexual relationships or any other sexual contact with trainees.~~

~~(9m) Primary supervisors shall require~~Provide the trainees to review with the pamphlet "Professional Therapy Never Includes Sex."

~~(10n) Primary supervisors shall m~~Monitor the supervision performance of all provided by delegated supervisors.

~~(11) Be employed or contracted by the same organization as the trainee and be~~available 100% of the time SPE is being accrued. This availability may be in-person, by telephone, or by other appropriate technology.

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

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

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

§ 1387.2. Qualifications and Responsibilities of Delegated Supervisors.

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

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

(1) The delegated supervisor(s) shall Be employed or contracted by in the same entity work setting as the trainee.

(2a) Delegated supervisors shall Possess and shall maintain a valid, active license free of any current formal disciplinary action that disqualifies the supervisor from providing supervision, and shall immediately notify the trainee and the primary supervisor of any disciplinary action initiated by the Board from which they receive their license, including revocation, surrender, suspension, probation terms, or changes in licensure status including inactive license, or any other license status change that affects the supervisor's ability or qualifications to supervise.

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

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

(5c) Delegated supervisors shall Be responsible for ensuring compliance by the trainee with the provisions of the Psychology Licensing Law and the regulations adopted pursuant to these laws.

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

(7e) Delegated supervisors shall be responsible for mMonitoring the welfare of the trainees clients who receive psychological services rendered by the trainee while under their delegated supervision.

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

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

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

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

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

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

(1) Possess and maintain a valid, active license issued by the Board free of any formal disciplinary action that disqualifies the supervisor from providing supervision during the period of supervision;

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

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

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

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

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

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

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

(7) Ensure that all supervisors and trainees comply with the provisions of the Psychology Licensing Law and regulations.

(d) Interim supervision by a person other than the primary supervisor may be provided by a person who meets the requirements of section 1387.1(a) for a period not to exceed thirty (30) consecutive calendar days in the event the primary supervisor is unavailable for reasons including, but not limited to, illness, injury or vacation. For psychological associates, interim supervision that is expected to continue for more than thirty (30) consecutive calendar days requires the psychological associate to add or change the primary supervisor at that location.

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

~~§ 1387.3. Alternate Plan for Supervised Professional Experience in Non-Mental Health Services.~~

~~This section pertains only to those trainees who are preparing for practice, once licensed, in the non-mental health areas of the profession of psychology.~~

~~Due to lack of training sites and qualified supervisors, typically in the area of applied psychological research, industrial-organizational psychology, media and social-experimental psychology, but not including those involving direct mental health services, trainees in these areas of psychology shall submit a plan for supervised professional experience to the board for approval on a case-by-case basis as provided for in section 2914(c) of the code. In all such cases, the proposed plan must be submitted by the supervisee and approved by the board prior to commencement of supervision. Supervised professional experience (SPE) which is accrued prior to the approval of the plan will not count towards licensure.~~

~~(a) Supervision Plan Required~~

~~The proposed supervision plan ("plan") submitted by the trainee for approval shall be signed by all participants involved. It shall describe the qualifications and responsibilities of the supervisor (and co-supervisor, if appropriate) for supervision. The plan shall be developed for and shall demonstrate appropriate preparation of the trainee to practice effectively in non-mental health services, and within the specific non-mental health setting. The plan shall address how the quality of work done by the trainee working in a non-mental health role will be monitored and assure protection of the client. As used in~~

~~this section, “trainee” means a psychology trainee working under the provisions of this section.~~

~~(b) Hours and Setting Requirements~~

~~(1) Pursuant to section 2914(c) of the code, two years of qualifying SPE shall be completed and documented prior to licensure. One year of SPE shall be defined as 1500 hours. At least one year of SPE shall be completed postdoctorally. Each year of SPE shall be completed within a thirty (30) consecutive month period. If both years of SPE (3000 hours) are completed postdoctorally, they shall be completed within a sixty (60) month period. Upon showing of good cause as determined by the board, these specified time limitations may be reasonably modified.~~

~~(2) Predoctoral SPE under this section may be accrued only as follows:~~

~~(A) In a formal internship placement pursuant to section 2911 of the code and registration with the board is not required; or~~

~~(B) As an employee of an exempt setting pursuant to section 2910 of the code and registration with the board is not required; or~~

~~(C) As a psychological assistant pursuant to section 2913 of the code and registration with the board prior to commencing work is required.~~

~~(3) Postdoctoral SPE may be accrued only as follows:~~

~~(A) As a psychological assistant pursuant to section 2913 of the code and registration with the board prior to commencing work is required; or~~

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

~~(C) As an employee of an exempt setting pursuant to section 2910 of the code and registration with the board is not required.~~

~~(c) Supervision Requirements~~

~~(1) The trainee shall be provided with supervision for 10% of the total time worked each month. At least four hours per month shall be face-to-face, direct, individual supervision with the primary supervisor. The plan shall address how the supervision will be provided. The remainder of the 10% may be provided by the delegated supervisor or co-supervisor and may include supervision via electronic means.~~

~~(2) A maximum of forty-four (44) hours per week, including the required 10% supervision, may be credited toward meeting the supervised professional experience requirement.~~

~~(3) The trainee shall have no proprietary interest in the business of the primary, delegated or co-supervisor and shall not serve in any capacity that would hold influence over the primary, delegated or co-supervisor's judgment in providing supervision.~~

~~(4) Neither the primary supervisor nor any delegated or co-supervisor shall receive payment, monetary or otherwise, from the trainee for the purpose of providing supervision.~~

~~(5) The trainee will not function under any other license with the same client or in the same setting during the supervised experience accrued pursuant to the plan.~~

~~(6) A clear and accurate record of the trainee's supervision shall be maintained. The trainee shall maintain this record in an SPE log pursuant to section 1387.5 but shall also include information relevant to the co-supervisor;~~

~~(7) Except as provided in section 1391.5(c), a primary supervisor who is a licensed psychologist may delegate supervision pursuant to section 1387.2.~~

~~(8) If the primary supervisor is unlicensed, the trainee shall also obtain a co-supervisor who meets the requirements of subsection (f).~~

~~(d) Qualifications and Responsibilities of Primary Supervisors~~
~~The primary supervisor shall:~~

~~(1) possess a degree that meets the requirements of section 2914(b) of the code;~~

~~(2) meet the requirements of section 2913 of the code if supervising a psychological assistant;~~

~~(3) if licensed, possess and maintain a valid, active license issued by the board free of any formal disciplinary action during the period of supervision covered by the plan. The primary supervisor shall notify the trainee of any disciplinary action that disqualifies him or her from providing supervision. If not licensed, the primary supervisor shall never have been denied, or possessed a professional license for providing psychological or other mental health services issued by any jurisdiction that was subject to discipline, or surrendered with charges pending;~~

~~(4) be employed or contracted by the same organization as the trainee;~~

- ~~(5) be available to the trainee 100% of the time the trainee is accruing SPE pursuant to the plan. This availability may be in person, through telephone, pager or other appropriate technology(ies);~~
- ~~(6) if licensed, complete a minimum of six hours of supervision coursework every two years as described in section 1387.1(b);~~
- ~~(7) ensure that all parties work together throughout the training experience to ensure that the trainee will be engaged in duties that are considered doctoral level;~~
- ~~(8) maintain ongoing communication between all parties regarding supervisory needs and experiences;~~
- ~~(9) ensure that all parties to the plan comply at all times with the provisions of the Psychology Licensing Law or the Medical Practice Act, whichever might apply, and the regulations adopted pursuant to these laws;~~
- ~~(10) ensure that all SPE accrued under the plan complies with the Ethical Principles and Code of Conduct of the American Psychological Association;~~
- ~~(11) monitor the welfare of the trainee's clients;~~
- ~~(12) ensure that each client of the trainee is informed prior to rendering of services by the trainee that the trainee is unlicensed and is functioning under the direction and supervision of the primary supervisor;~~
- ~~(13) monitor the performance and professional development of the trainee which shall include socialization into the practice of psychology;~~
- ~~(14) have the education, training, and experience in the area(s) of psychological practice for which they are providing supervision;~~
- ~~(15) have or have had no familial, intimate, sexual, social, or professional relationship with the trainee which could compromise the supervisor's effectiveness, or would violate the Ethical Principles and Code of Conduct of the American Psychological Association;~~
- ~~(16) not supervise a trainee who is a current or former client of psychological services provided by the supervisor; and~~
- ~~(17) monitor the supervision performance of all delegated supervisors and co-supervisors.~~

~~(e) Qualifications and Responsibilities of Delegated Supervisors~~

2410 Except as provided in section 1391.5, which regulates the supervision of psychological
2411 assistants, primary supervisors may delegate supervision to other qualified
2412 psychologists or to other qualified mental health professionals including licensed
2413 marriage and family therapists, licensed educational psychologists, licensed clinical
2414 social workers and board-certified psychiatrists.

2415
2416 The delegated supervisor shall:

2417
2418 (1) possess and maintain a valid, active license free of any formal disciplinary
2419 action during the period covered by the plan. The supervisor shall notify the trainee
2420 of any disciplinary action that disqualifies him or her from providing supervision;

2421
2422 (2) be employed or contracted by the same organization as the trainee;

2423
2424 (3) be responsible for ensuring compliance by the trainee with the provisions of the
2425 Psychology Licensing Law, the licensing laws of the Board of Behavioral Sciences,
2426 or the Medical Practice Act, whichever might apply, and the regulations adopted
2427 pursuant to these laws.

2428
2429 (4) ensure that all SPE accrued under the supervision delegated to them complies
2430 with the Ethical Principles and Code of Conduct of the American Psychological
2431 Association;

2432
2433 (5) monitor the welfare of the trainee's clients while under their delegated
2434 supervision;

2435
2436 (6) monitor the performance and professional development of the trainee and is
2437 responsible for reporting this performance and development to the primary
2438 supervisor;

2439
2440 (7) have the education, training, and experience in the area(s) of psychological
2441 practice to be supervised;

2442
2443 (8) have or have had no familial, intimate, social, sexual or professional
2444 relationship with the trainee which could compromise the supervisor's
2445 effectiveness, or would violate the Ethical Principles and Code of Conduct of the
2446 American Psychological Association; and

2447
2448 (9) not supervise a trainee who is now or has ever been a psychotherapy client of
2449 the supervisor.

2450
2451 (f) Qualifications and Responsibilities of the Co-Supervisor (This section only applies
2452 when the primary supervisor is not licensed)

2453 The co-supervisor shall:

(1) possess and maintain a valid, active license issued by the board free of any formal disciplinary action during the period covered by the plan. The co-supervisor shall notify the trainee of any disciplinary action that disqualifies him or her from providing supervision;

(2) complete a minimum of six hours of supervision coursework every two years as described in section 1387.1(b);

(3) monitor the performance and professional development of the trainee and is responsible for reporting this performance and development to the primary supervisor;

(4) not supervise a trainee who is a current or former client of psychological services provided by the supervisor;

(5) have or have had no familial, intimate, social, sexual or professional relationship with the trainee which could compromise the supervisor's effectiveness, or would violate the Ethical Principles and Code of Conduct of the American Psychological Association;

(6) ensure that all parties work together throughout the training experience to ensure that the trainee will be engaged in duties that are considered doctoral level;

(7) maintain ongoing communication between all parties regarding supervisory needs and experiences; and

(8) not supervise more than five trainees under any section at any given time.

NOTE: Authority cited: Section 2930, Business and Professions Code. Reference: Section 2914, Business and Professions Code.

§ 1387.4. Out-of-State Jurisdiction Experience Accrued Outside of California, or Within a Federal Agency.

(a) Except as described in subsection (b), aAll out-of-state SPE must be:

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

(2) in compliance with all laws and regulations related to the practice of psychology ~~in~~ the jurisdiction wherein ~~wherein~~ the experience was accrued, and

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

2500 Upon an applicant's showing of good cause as determined by the Board, these
2501 specified requirements may be modified.

2502
2503 (b) ~~Supervised professional experience~~SPE can be accrued at a U.S. military
2504 ~~Installation within any federal agency, so long as provided~~ the experience is supervised
2505 by a qualified psychologist licensed at the doctoral level in the U.S. United States or its
2506 territories ~~Canada.~~

2507
2508 ~~(c) SPE can be accrued in countries outside the U.S. or Canada which regulate the~~
2509 ~~profession of psychology pursuant to the same requirements as set forth in section~~
2510 ~~2914 of the code. SPE accrued in countries outside the U.S., its Territories or Canada~~
2511 ~~must comply with all the supervision requirements of section 1387. The burden shall be~~
2512 ~~upon the applicant to provide the necessary documentation and translation that the~~
2513 ~~board may require to verify the qualification of the SPE.~~

2514
2515 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
2516 Section 2914, Business and Professions Code.

2517
2518 **§ 1387.5. SPE Log.**

2519
2520 ~~(a) The trainee shall maintain a written weekly log of all hours of SPE earned toward~~
2521 ~~licensure. The log shall be made available to the Board upon request and contain an~~
2522 ~~weekly accounting of the following information and shall be made available to the board~~
2523 ~~upon request:~~

2524
2525 (1) The specific work setting in which the SPE took place.

2526
2527 (2) The specific dates for which the log is being completed.

2528
2529 (3) The number of hours worked during the week.

2530
2531 (4) The number of hours of supervision received during the week.

2532
2533 (5) An indication of whether the supervision was direct, individual, face-to-face,
2534 group, or other (specifically listing each activity).

2535
2536 ~~(6) An indication of whether the SPE performed that week was satisfactory. A~~
2537 description of the psychological duties performed during the period of SPE.

2538
2539 ~~(b) This log must also contain the following information:~~

2540 ~~(1) The trainee's legibly printed name, signature, and date signed.~~

2541
2542 ~~(2) The primary supervisor's legibly printed name, signature, license type and~~
2543 ~~number, and date signed.~~

(83) Any delegated supervisor's' legibly printed name, license type and number.
(4) A description of the psychological duties performed during the period of supervised professional experience.

(5) A statement signed by the primary supervisor attesting to the accuracy of the information.

(9) The primary supervisor's printed name, signature, license type and number, and date signed.

(e) When SPE is accrued as part of a formal pre-doctoral internship or post-doctoral placement, the internship-training director shall be authorized to provide all information required in this section 1387.5(b).

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

§ 1387.6. Psychological Assistants.

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

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

§ 1387.7. Registered Psychologists.

Persons working as registered psychologists pursuant to section 2909 of the code in order to accrue postdoctoral hours of SPE shall at all times be in compliance with the supervision requirements of section 1387 and with the requirements for registered psychologists set forth in Article 5 of this chapter.

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

§ 1388. Examinations.

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

(b) An applicant shall successfully take and pass the licensing examinations prior to being licensed. The licensing examinations shall consist of the Association of State and Provincial Psychology Boards' (ASPPB) Examination for Professional Practice in Psychology (EPPP), and the California Psychology Laws and Ethics Examination (CPLÉE), except ~~that the EPPP shall be waived~~ for those applicants who meet the criteria in section 1388.6 of this chapter. Such applicants shall be required to take and pass the CPLÉE.

(c) An applicant is eligible to take the EPPP upon completion of a qualifying doctorate degree and 1500 hours of qualifying professional experience. An applicant shall pass the EPPP and complete all 3000 hours of supervised professional experience prior to being eligible for the CPLÉE, whichever is applicable, pursuant to section 1388.6.

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

(e) For forms of the EPPP taken prior to September 1, 2001, the passing score is the score that was recognized by the Board at that time. For computer administered forms of the EPPP, the Board shall accept the passing score recommended by ~~apply a scaled score as recommended by~~ ASPPB.

(f) Qualified applicants desiring to take the CPLÉE shall submit to the Board the fee set forth in section 1392 of this chapter. Applicants shall comply with all instructions established by the DCA examination vendor for taking the CPLÉE.

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

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

highest score of any TOEFL taken within the previous two years. If approved, the applicant will be allotted time-and-a-half (1.5x) when taking the examination.

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

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

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

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

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

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

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

~~(ef) Although the EPPP is some requirements are deemed to have been met waived under this section, an applicant must file a complete application and meet all current~~

~~licensing~~licensure requirements not addressed above, including payment of any fees, take and pass the California Psychology Law and Ethics Examination (CPLEE), and not been subject to discipline.

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

§ 1389. Reconsideration of Examinations.

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

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

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

~~§ 1389.1. Inspection of Examinations.~~

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

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

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

~~§ 1390. Citation.~~

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

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

~~§ 1390.1. Registration.~~

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

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

§ 1390.2. Withdrawal of Applications.

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

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

§ 1390.3. Statement of Purpose.

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

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

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

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

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

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

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

(e) Each patient or client of a registered psychologist shall be informed, prior to the rendering of services, that the registrant is unlicensed and under the supervision of a

qualified licensed psychologist as an employee of the agency and that the supervisor shall have access to the patient's chart in fulfilling his/her supervisorial duties.

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

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

§ 1391. Citation.

This article may be cited and referred to as the "Psychological AssistantAssociate Regulations."

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

§ 1391.1. Registration; Limitation of Registration Period.

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

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

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

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

§ 1391.2. Withdrawal of Applications.

An ~~Applications~~ for registration ~~which that~~ has ~~ve~~ not been completed within ninety (90) days after additional information has been requested by the Board shall be ~~deemed to~~ be withdrawn.

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

§ 1391.3. Required Training.

~~Any person who possesses a doctorate degree which will qualify for licensure as a psychologist pursuant to Section 2914 of the code, shall be deemed to have completed "one fully matriculated year of graduate training in psychology" and will be eligible for registration as a psychological assistant upon compliance with other provisions of Section 2913 of the code.~~

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

§ 1391.4. Limited Psychological Functions.

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

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

§ 1391.5. Statement of Purpose; Supervision Required.

~~(a) A psychological assistant associate shall be under the direction and supervision of an individual licensed psychologist or board-certified psychiatrist who is employed licensed to practice psychology, as defined in Section 2903 of the Code. The supervisor must be employed by or contracted within the same setting in which the psychological assistant associate is employed performs psychological functions. A licensed psychologist Primary supervisors who areis supervising psychological assistant associates must comply with the supervision course requirements set forth in section 1387.1.~~

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

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

(d) Requirements for interim supervision are defined in 1387.1(d).

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

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

§ 1391.6. Supervisor's Responsibility.

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

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

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

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

(e) The supervisor shall supervise no more than three (3) psychological associates at any given time.

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

§ 1391.7. Supervised Professional Experience.

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

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

§ 1391.8. ~~Employer~~Supervisor-~~Employee~~Psychological Associate~~Business Relationship~~.

(a) No supervisor or employer shall have any familial, intimate, business or other relationship with the psychological associate which would compromise the employer’s or supervisor’s effectiveness, and/or which would violate the Ethical Principles and Code of Conduct of the American Psychological Association.

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

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

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

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

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

§ 1391.10. Annual Reports.

~~On or before the expiration of a registration, every supervisor of a psychological assistant shall submit to the Board on a form provided by the Board a report for the registration period showing:~~

(a) ~~The nature of the psychological functions performed by the psychological assistant being supervised.~~

~~(b) Certification of employment.~~

~~(c) The locations at which the psychological assistant provided the psychological functions and the type, extent and amount of supervision.~~

~~(d) A certification that the psychological functions performed by the psychological assistant were performed at a level satisfactory to ensure safety to the public.~~

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

§ 1391.11. Notification of Termination. Change of Primary Supervisor or Location

(a) A psychological associate shall notify the Board in writing of any change or addition of a primary supervisor, on form PSB 101 (07/17). Board approval is required prior to rendering psychological services under the supervision of the new primary supervisor.

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

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

§ 1391.12. Psychological Assistant Associate Renewals.

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

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

(2) Disclosure of whether the psychological associate has been convicted or has had a license or registration disciplined since the associate's last renewal;

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

(4) Telephone number and electronic mail address (if any) of the psychological associate; and

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

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

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

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

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

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

§ 1392.1. Psychological AssistantAssociate Fees.

(a) The application fee for registration ~~as of~~ a psychological ~~assistant~~ associate which is ~~payable by the supervisor~~ is \$40.00.

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

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

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

b. Psychological Assistant's Inactive Status: Consider Proposed Amendments to Business and Professions Code Section 2987, and Consider Proposed Amendments to Title 16 of the California Code of Regulations Sections 1391.11, 1391.12, and 1392.1, and Proposed New Regulatory Sections to Allow Going Inactive and Reactivation

Ms. Sorrick stated that there is not currently a mechanism to put a hold on the 72-month time limitation of a psychological assistant registration period, aside from cancelling the

3040 registration. The proposed regulatory language would allow registered psychological
3041 assistants to place their registrations on inactive status.

3042
3043 It was M(Foo)/S(Bernal)/C to approve the language as amended in 1391.11, 1391.12,
3044 and 1392.1 and to add the language in 1391.13 and 1391.14 to initiate the rulemaking
3045 file, approve for noticing, and delegate to staff to make any non-substantive changes.

3046
3047 Mr. Foo stated that this resulted from discussions over the last year and half from
3048 various disciplinary cases where this has been a recurring issue.

3049
3050 Vote: 5 aye (Acquaye-Baddoo, Bernal, Erickson, Foo, Horn,), 0 no

3051
3052 **c. Consideration of Licensing Committee Recommendations Regarding Requests**
3053 **for an Extension of the 72-Month Registration Period Limitation for Registered**
3054 **Psychological Assistant Pursuant to Section 1391.1(b) of Title 16 of the California**
3055 **Code of Regulations**

3056
3057 Dr. Horn provided an overview of Psychological Assistant #1's request and requested
3058 the Board consider the Licensing Committee's recommendation.

3059
3060 It was M(Acquaye-Baddoo)/S(Bernal)/C to deny the two-year extension request of the
3061 72-month limitation for the psychological assistant registration, but to grant a one-year
3062 period of extension from the current expiration date of the registration to make any
3063 necessary arrangements.

3064
3065 Dr. Schaefer wanted to comment on the last agenda item regarding 1381.11, she stated
3066 that from her understanding, you are not able to hire a psychological assistant under
3067 contract. Dr. Horn stated that her comment will be discussed with the Licensing
3068 Committee.

3069
3070 Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

3071
3072 Dr. Horn provided an overview of Psychological Assistant #2's request.

3073
3074 It was M(Bernal)/S(Casuga)/C to deny the six-year extension request of the 72-month
3075 limitation for the psychological assistant registration, but to grant a one-year period of
3076 extension from the current expiration date of the registration to make any necessary
3077 arrangements.

3078
3079 Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

3080
3081 Dr. Horn provided an overview of Psychological Assistant #3's request for extension.

It was M(Erickson)/S(Bernal)/C to deny the one-year extension request of the 72-month limitation for the psychological assistant registration without prejudice, and to submit another extension request once the doctoral degree is conferred in 2019.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

d. Consideration of Licensing Committee Recommendations Regarding Requests for an Extension of the 30-Consecutive Month Limitation to Accrue 1500 Hours of Post-Doctoral Supervised Professional Experience Pursuant to Section 1387(a) of Title 16 of the California Code of Regulations

Dr. Horn provided an overview of Applicant #1's request for extension and requested the Board consider the Licensing Committee's recommendation.

It was M(Acquaye-Baddoo)/S(Bernal)/C to grant the three-month extension request to the 30-consecutive month limitation to accrue post-doctoral SPE.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Dr. Horn provided an overview of Applicant #2's request for extension.

It was M(Erickson)/S(Casuga)/C to grant the three-year-and-eleven-month extension request to the 30-consecutive month limitation to accrue post-doctoral SPE.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

e. Consideration of Licensing Committee Recommendations Regarding Requests for an Extension of the 60-Consecutive Month Limitation to Accrue 3000 Hours of Post-Doctoral Supervised Professional Experience Pursuant to Section 1387(a) of Title 16 of the California Code of Regulations

Dr. Horn provided an overview of Applicant #1's request for an extension and requested the Board consider the Licensing Committee's recommendation.

It was M(Acquaye-Baddoo)/S(Bernal)/C to grant the five-year-and-eight-month extension to the 60-consecutive month limitation to accrue 3,000 hours of post-doctoral SPE.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

It was M(Horn)/S(Acquaye-Baddoo)/C to accept the Licensing Committee report.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

Agenda Item #26: Regulatory Update, Review, and Consideration of Additional Changes (M. Erickson)

a. 16 CCR Sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1 – Psychological Assistants

Ms. Sorrick stated staff is asking to remove CCR Section 1391.10, dealing with Annual Reports, from the psychological assistant regulatory package.

It was M(Casuga)/S(Horn)/C to amend the psychological assistant regulatory package to include the deletion of CCR Section 1391.10 and set for rulemaking.

Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no

§ 1391.10. Annual Reports.

~~On or before the expiration of a registration, every supervisor of a psychological assistant shall submit to the Board on a form provided by the Board a report for the registration period showing:~~

~~(a) The nature of the psychological functions performed by the psychological assistant being supervised.~~

~~(b) Certification of employment.~~

~~(c) The locations at which the psychological assistant provided the psychological functions and the type, extent and amount of supervision.~~

~~(d) A certification that the psychological functions performed by the psychological assistant were performed at a level satisfactory to ensure safety to the public.~~

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

Agenda Item #27: Election of Officers

Dr. Phillips provided an overview of duties of the Board President and Board Vice President.

3166 For Board President: Ms. Bernal nominated Dr. Phillips
3167
3168 Ms. Marks said the motion is to have Dr. Phillips as Board President for the 2019
3169 calendar year.
3170
3171 Vote: 7 aye (Acquaye-Baddoo, Bernal, Casuga, Erickson, Foo, Horn, Phillips), 0 no
3172
3173 For Vice President:
3174 Ms. Bernal nominated Dr. Casuga
3175 Dr. Casuga nominated Ms. Bernal
3176 Ms. Bernal did not accept the nomination.
3177 Dr. Phillips nominated Mr. Foo.
3178
3179 Ms. Marks stated that as roll is called, please indicate whether you would be voting for
3180 Mr. Foo or Dr. Casuga for Vice President.
3181
3182 Vote: 4 Foo (Acquaye-Baddoo, Casuga, Horn, Phillips), 3 Casuga (Bernal, Erickson,
3183 Foo)
3184
3185 **Agenda Item #30: Recommendations for Agenda Items for Future Board**
3186 **Meetings. Note: The Board May Not Discuss or Take Action on Any Matter Raised**
3187 **During This Public Comment Section, Except to Decide Whether to Place the**
3188 **Matter on the Agenda of a Future Meeting [Government Code Sections 11125 and**
3189 **11125.7(a)]**
3190
3191 Dr. Schaefer spoke about the comment she previously made about §1387.1 and stated
3192 that she misunderstood and would like to remove her request for any future action
3193 based on her comment.
3194
3195 Dr. Casuga asked what committee would be appropriate to discuss the School
3196 Psychologist and Licensed Educational Psychologist issue and what would be
3197 considered within the Board's jurisdiction. Ms. Sorrick stated that it would be best to be
3198 put on the agenda for the Licensing Committee and to invite the Board of Behavioral
3199 Sciences and the Commission on Teacher Credentialing to discuss the scope of the
3200 different titles.
3201
3202 Dr. Winkelman stated she would like the Licensing Committee to discuss how an
3203 enforcement action would come about if a person is practicing out of their scope of
3204 practice as an educational psychologist.
3205
3206 Meeting adjourned at 4:51 p.m.
3207

3208

3209

3210

President

Date

DRAFT