

## **NOTICE OF TELEPSYCHOLOGY COMMITTEE MEETING**

**Thursday, November 18, 2021**  
**9:00 a.m. – 9:30 a.m., or until completion of business**

If Joining by Computer:

<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m19c0601a92109f6cdab90dffbf2eac0>

Event number: 2485 947 9602

Event password: BOP11182021

If Joining by Phone

+1-415-655-0001 US Toll

Access code: 248 594 79602

Passcode: 26711182

If you have trouble joining to listen or participate, please call 916-574-7720.

Due to potential technical difficulties, please consider submitting written comments by November 11, 2021, to [bopmail@dca.ca.gov](mailto:bopmail@dca.ca.gov) for consideration.

NOTE: The Committee will hold this public meeting through teleconferencing and will make this public meeting accessible telephonically to all members of the public seeking to observe and to address the state body, pursuant to Gov. Code § 11133 as added by AB 361.

**Action may be taken on any item on the agenda. Items may be taken out of order, tabled or held over to a subsequent meeting, for convenience, to accommodate speakers, or to maintain a quorum.**

**Committee Members**

Stephen Phillips, JD, PsyD

Julie Nystrom

Lea Tate, PsyD

**Board Staff**

Antonette Sorrick, Executive Officer

Jonathan Burke, Assistant Executive Officer

Stephanie Cheung, Licensing Manager

Jason Glasspiegel, Central Services Manager

Sandra Monterrubio, Enforcement Program Manager

Suzanne Costa, Legislative and Regulatory Analyst

Rebecca Bon, Board Counsel

Thursday, November 18, 2021

## **AGENDA**

### **9:00 a.m. – 9:30 a.m., or until completion of business**

**Unless noticed for a specific time, items may be heard at any time during the period of the Committee meeting.**

The Committee welcomes and encourages public participation at its meetings. The public may take appropriate opportunities to comment on any issue before the Committee at the time the item is heard.

1. Call to Order/Roll Call/Establishment of a Quorum
2. Chairperson's Welcome and Opening Remarks
3. Public Comment for Items Not on the Agenda. Note: The Committee 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)].
4. Approval of the Telepsychology Committee Minutes: May 7, 2021
5. Recommendations for Agenda Items for Future Committee Meetings. Note: The Committee 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)].

## **ADJOURNMENT**

All times are approximate and subject to change. The meeting may be canceled without notice. For verification, please check the Board's Web site at [www.psychology.ca.gov](http://www.psychology.ca.gov), or call (916) 574-7720.

In the event a quorum of the committee is unable to attend the meeting, or the committee is unable to maintain a quorum once the meeting is called to order, the President or Chair of the meeting may, at his or her discretion, continue to discuss items from the agenda and to vote to make recommendations to the full committee at a future meeting.

Meetings of the Board of Psychology are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. The public may take appropriate opportunities to comment on any issue before the Board or its committees, at the time the item is heard, but the President or Committee Chair may, at his or her discretion, apportion available time among those who wish to speak. Board members who are present but who are not members of the Committee, may listen but may not participate

or vote. Members of the public are not required to submit their name or other information to attend the meeting.

This meeting is being held via WebEx Events. The meeting is accessible to the physically disabled. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Antonette Sorrick, Executive Officer, at (916) 574-7720 or email [bopmail@dca.ca.gov](mailto:bopmail@dca.ca.gov) or send a written request addressed to **1625 N. Market Boulevard, Suite N-215, Sacramento, CA 95834**. Providing your request at least five (5) business days before the meeting will help ensure availability of the requested accommodation. Links to agenda items, with exhibits are available at [www.psychology.ca.gov](http://www.psychology.ca.gov), prior to the meeting date.

*The goal of this committee is to develop regulatory language for the practice of psychology that is conducted remotely within the State of California and interstate practice that is conducted remotely. This is a rapidly developing area of the profession, and technology has outpaced the current guidelines.*

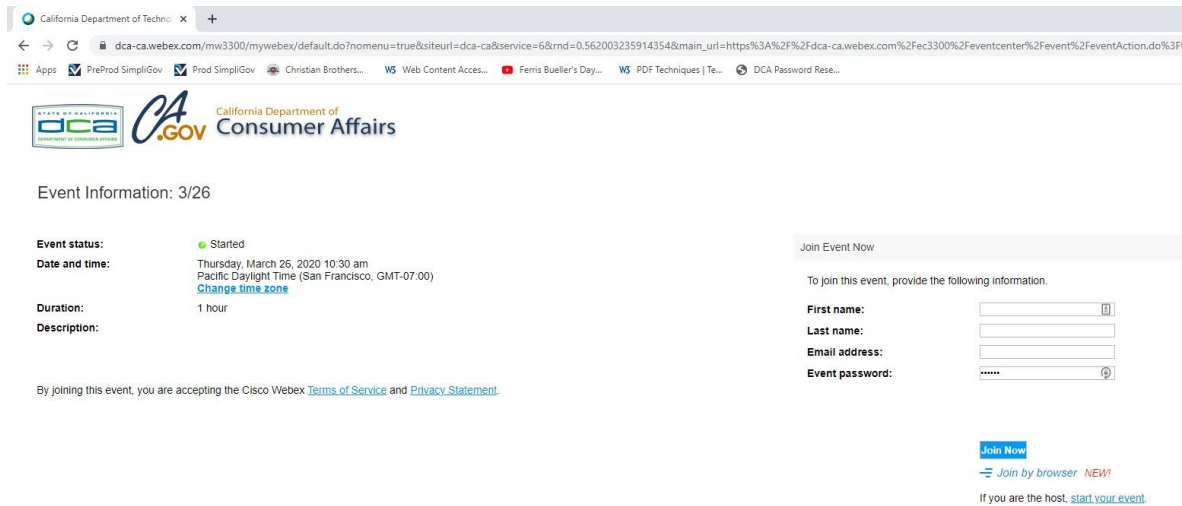
# HOW TO – Join – DCA WebEx Event

The following contains instructions on how to join a WebEx event hosted by the Department of Consumer Affairs (DCA).

1. Navigate to the WebEx event link provided by the DCA entity (an example link is provided below for reference) via an internet browser.

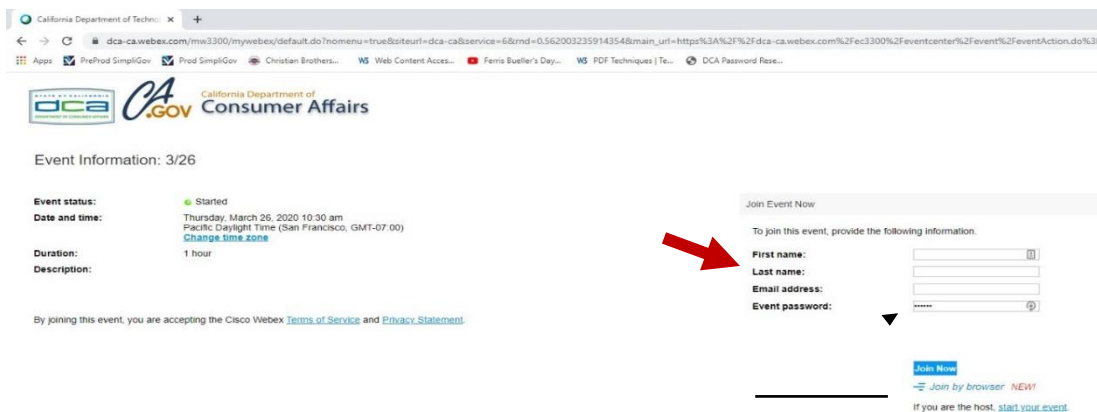
Example link:

<https://dca-ca.webex.com/dca-ca/onstage/g.php?MTID=eb0a73a251f0201d9d5ef3aaa9e978bb5>



2. The details of the event are presented on the left of the screen and the required information for you to complete is on the right.

*NOTE: If there is a potential that you will participate in this event during a Public Comment period, you must identify yourself in a manner that the event Host can then identify your line and unmute it so the event participants can hear your public comment. The 'First name', 'Last name' and 'Email address' fields do not need to reflect your identity. The department will use the name or moniker you provide here to identify your communication line should you participate during public comment.*



# HOW TO – Join – DCA WebEx Event

3. Click the 'Join Now' button.

*NOTE: The event password will be entered automatically. If you alter the password by accident, close the browser and click the event link provided again.*

Join Event Now

To join this event, provide the following information.

**First name:**

**Last name:**

**Email address:**

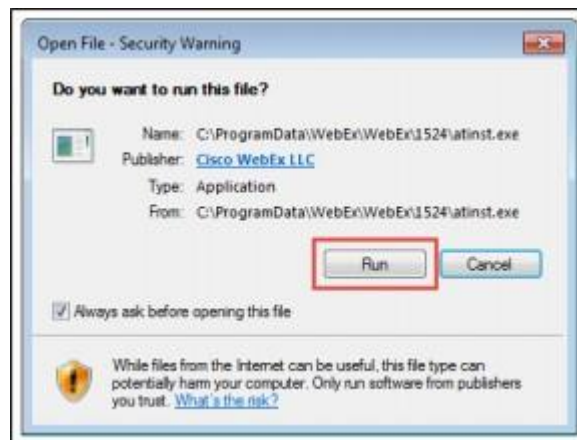
**Event password:**

**Join Now**

[Join by browser](#) **NEW!**

If you are the host, [start your event](#).

4. If you do not have the WebEx applet installed for your browser, a new window may open, so make sure your pop-up blocker is disabled. You may see a window asking you to open or run new software. Click 'Run'.



Depending on your computer's settings, you may be blocked from running the necessary software. If this is the case, click 'Cancel' and return to the browser tab that looks like the window below. You can bypass the above process.

# HOW TO – Join – DCA WebEx Event

- To bypass step 4, click 'Run a temporary application'.

## Starting Webex...



Still having trouble? [Run a temporary application](#) to join this meeting immediately.

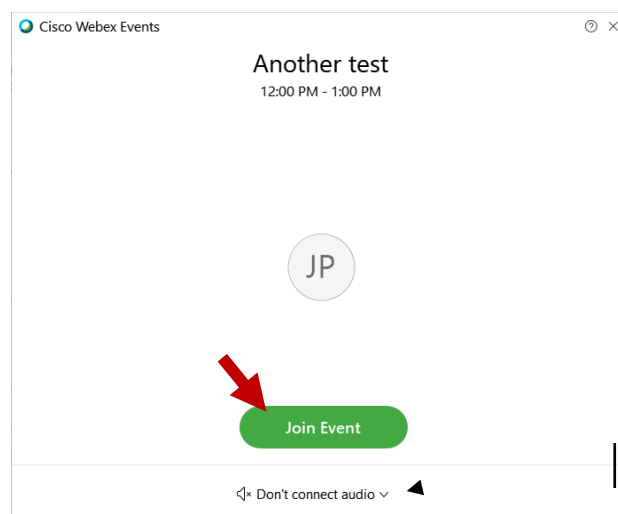
- A dialog box will appear at the bottom of the page, click 'Run'.



The temporary software will run, and the meeting window will open.

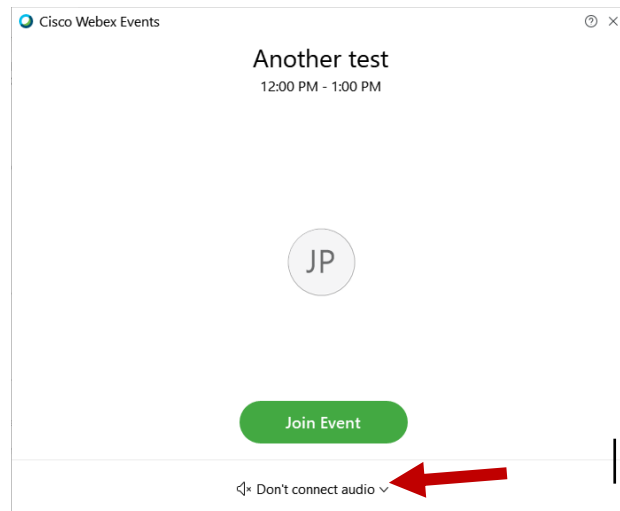
NOTE: The preferred audio connection to our event is via telephone conference or headset. Use of an open microphone and speakers through your computer could result in issue with audio clarity and potential feedback/echo.

- If using a headset plugged into your computer, click the 'Join Event' button.

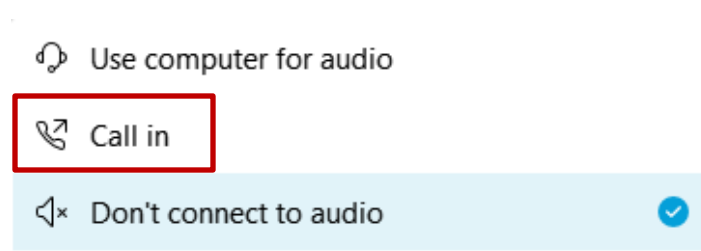


# HOW TO – Join – DCA WebEx Event

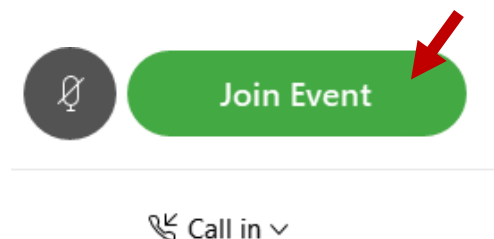
8. If using teleconference via your phone for audio, click the audio menu below the green 'Join Event' button.



9. When the audio menu appears click 'Call in'.

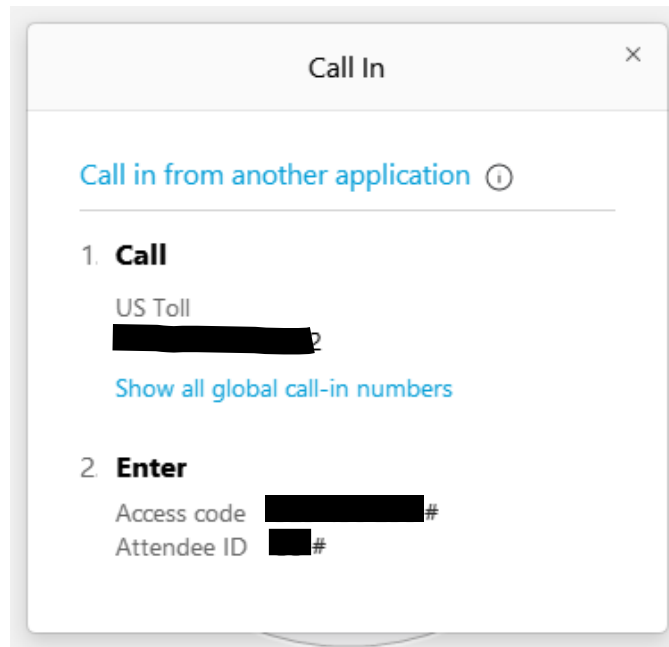


10. Click 'Join Event'. The audio conference call in information will be available after you join the Event.



# HOW TO – Join – DCA WebEx Event

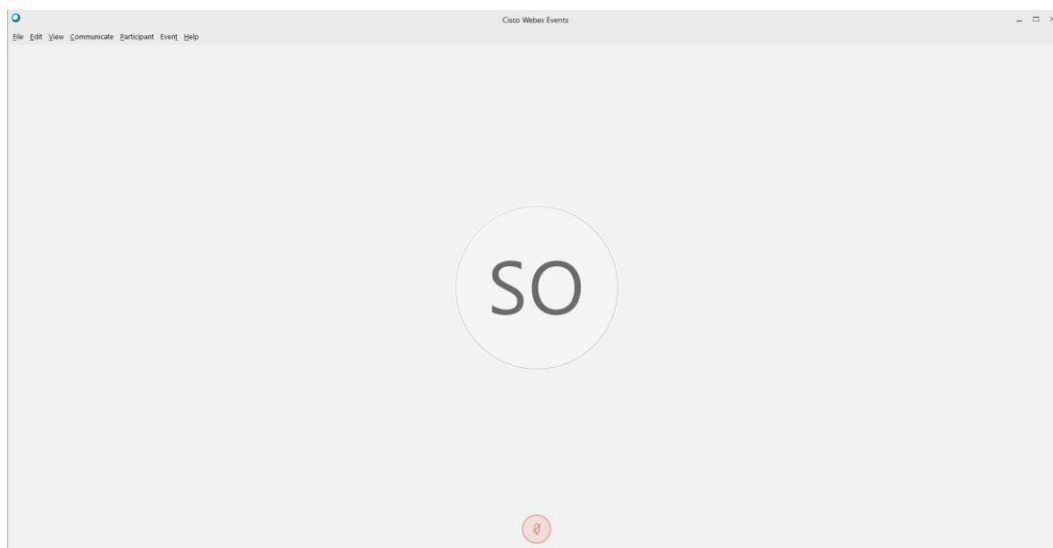
11. Call into the audio conference with the details provided.



*NOTE: The audio conference is the preferred method. Using your computer's microphone and speakers is not recommended.*

Once you successfully call into the audio conference with the information provided, your screen will look like the screen below and you have joined the event.

Congratulations!



*NOTE: Your audio line is muted and can only be unmuted by the event host.*

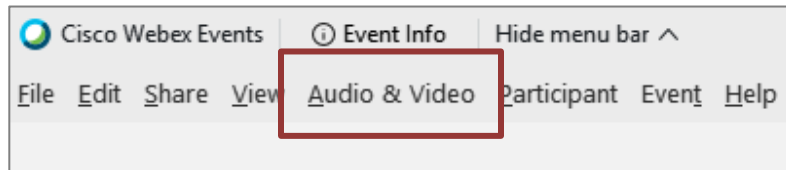


# HOW TO – Join – DCA WebEx Event

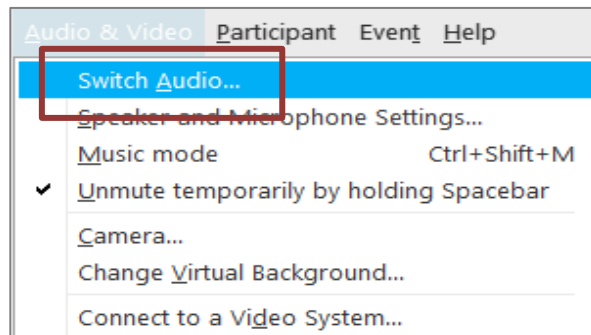
## Selecting Audio Connection After Joining

If you join the meeting using your computer's microphone and audio, or you didn't connect audio at all, you can still set that up while you are in the meeting.

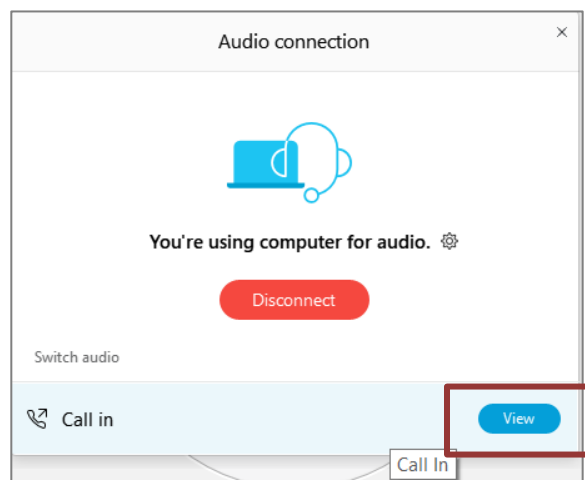
1. Select 'Audio & Video' from the menu bar at the top of your screen.



2. Select "Switch Audio" from the drop-down menu.



3. The 'Call In' information can be displayed by selecting 'View'



You will then be presented the dial in information for you to call in from any phone.

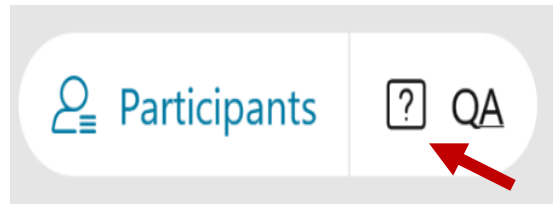
# HOW TO – Join – DCA WebEx Event

## Participating During a Public Comment Period

At certain times during the event, the facilitator may call for public comment.

### Using the Question & Answer feature (Q&A):

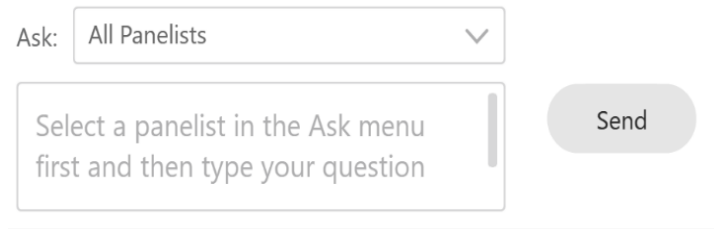
If you would like to make a public comment, click on the 'Q and A' button near the bottom, center of your WebEx session.



This will bring up the 'Q and A' chat box.

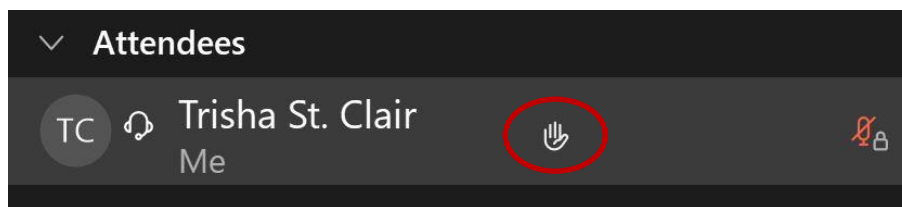
*NOTE: The 'Q and A' button will only be available when the event host opens it during a public comment period.*

Make sure the 'Ask' menu is set to 'All panelists' and type 'I would like to make a public comment'.



### Using the hand raise feature:

If the program elects to allow use of the hand raise feature and you would like to make a public comment, click on the hand icon next to your name.

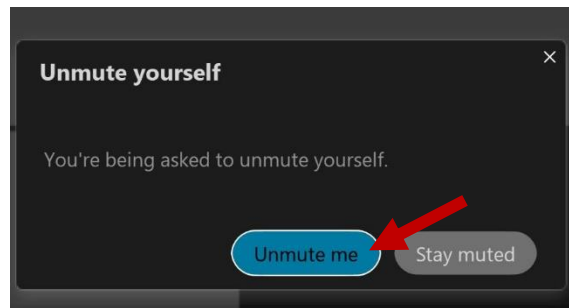


Please click on the hand icon again once your comment has been presented to lower your hand.

# HOW TO – Join – DCA WebEx Event

Attendee lines will be unmuted in the order the requests were received, and you will be allowed to present public comment.

When you are identified as the next commenter, the moderator will unmute your line, sending you a request to unmute yourself. Clicking “unmute me” on the pop-up window will open your microphone. You may then begin providing your public comment.



*NOTE: Your line will be muted at the end of the allotted public comment duration. You will be given a warning that your time is about to expire.*

## MEMORANDUM

<b>DATE</b>	November 4, 2021
<b>TO</b>	Board of Psychology
<b>FROM</b>	Sarah Proteau Central Services Office Technician
<b>SUBJECT</b>	Agenda Item # 4 – Approval of the Telepsychology Committee Minutes: May 7, 2021

**Background:**

Attached are the draft minutes of the, May 7, 2021 Telepsychology Committee Meeting

**Action Requested:**

Review and approve the minutes of the, May 7, 2021 Telepsychology Committee Meeting

1 **TELEPSYCHOLOGY COMMITTEE TELECONFERENCE MEETING MINUTES**

2

3

4 NOTE: Pursuant to the provisions of Governor Gavin Newsom's Executive Order  
5 N-29-20, dated March 17, 2020, neither Committee member locations nor a public  
6 meeting location is provided.

7

8 **Friday, May 7, 2021**

9

10 **Committee Members**

11 Stephen Phillips, JD, PsyD

12 Julie Nystrom

13 Lea Tate, PsyD

14

15 **Legal Counsel**

16 William Maguire

17

18 **Board Staff**

19 Antonette Sorrick, Executive Officer

20 Jon Burke, Assistant Executive Officer

21 Stephanie Cheung, Licensing Manager

22 Jason Glasspiegel, Central Services Manager

23 Sandra Monterrubio, Enforcement Program Manager

24 Cristina Rivera, Legislative and Regulatory Analyst

25 Sarah Proteau, Central Services Office Technician

26

27 **Agenda Item 1: Call to Order/Roll Call/Establishment of a Quorum**

28

29 Dr. Stephen Phillips, Chairperson, called the meeting to order at 10:00 a.m., roll was  
30 taken, and a quorum established.

31

32 **Agenda Item 2: Chairperson's Welcome and Opening Remarks**

33

34 Dr. Phillips welcomed all participants for the meeting and stated the purpose of the  
35 meeting was to hear and discuss a presentation on the Psychology  
36 Interjurisdictional Compact (PSYPACT) by representatives of the Association of  
37 State and Provincial Psychology Boards (ASPPB).

38

39 **Agenda Item 3: Establish Goals and Mission of the Telepsychology**  
40 **Committee**

41

42 Dr. Phillips introduced this agenda item. He advised that the Board's committees  
43 have each reviewed their name and mission statement, since the implementation of  
44 the current Strategic Plan. He advised that this committee has not yet done that. He  
45 began by recommending that the name Telepsychology Committee remain the  
46 same.

47

48 Dr. Phillips read the current Mission Statement.

49  
50 It was M(Nystrom)/S(Tate)/C to re-adopt the current Mission Statement and Committee  
51 name of Telepsychology Committee.

52  
53 There was no Committee or public comment offered.

54  
55 Mr. Maguire suggested that there be an addition to the language of the Mission  
56 Statement to add reference to the development of statutory language in addition to  
57 regulatory language as well as a notation to internal Board procedures related to  
58 Telepsychology.

59  
60 A discussion ensued between Dr. Phillips, Ms. Sorrick, and Mr. Maguire regarding an  
61 addition to the language of the Mission Statement to add the possibility of an expansion  
62 of the scope of the Committee.

63  
64 Committee Members Nystrom and Tate accepted the amendment to the Mission  
65 Statement.

66  
67 The proposed Mission Statement was as follows: "This Committee is responsible for  
68 developing statutory and regulatory language and/or internal procedures for the practice  
69 of psychology that is conducted remotely within the State of California and interstate  
70 practice that is conducted remotely."

71  
72 There was no additional Committee or public comment offered.

73  
74 3 Ayes (Nystrom, Phillips, Tate), 0 Noes

75  
76 **Agenda Item 4: Public Comment for Items Not on the Agenda.**

77  
78 Natalie Feinblatt, member of the public, asked if the recording of the meeting would be  
79 available to view and if the Telepsychology committee had any previous meetings in  
80 2021.

81  
82 Dr. Phillips confirmed there was no prior Committee meeting in 2021 and that the  
83 meeting recording would be available for the public on the Board's website. It was  
84 confirmed that the recording should be available within two to three weeks following the  
85 meeting.

86  
87 There was no further public comment offered.

88  
89 **Agenda Item 5: Presentation on the Psychology Interjurisdictional Compact**  
90 **(PSYPACT) by Representatives of the Association of State and Provincial**  
91 **Psychology Boards (ASPPB)**

92  
93 Dr. Phillips introduced Ms. Janet Orwig, the Associate Executive Officer for Member  
94 Services with ASPPB.

95

96 Ms. Orwig provided a presentation on PSYPACT which included a broad overview and  
97 history of PSYPACT as well as benefits of PSYPACT for consumers and psychologists.  
98

99 A discussion ensued between Committee Members regarding the requirement of  
100 graduation from an APA accredited Graduate school within PSYPACT. Concern was  
101 expressed that a significant number of California licensees would be ineligible as 5-30  
102 percent of licensees received degrees from regionally accredited schools.  
103

104 Ms. Orwig stated that the language of PSYPACT was broad, as licensing standards  
105 vary greatly between states and the Commission would continue to review and update  
106 the language, as necessary.  
107

108 Dr. Phillips commented that there would be increased administrative costs to the Board  
109 to join PSYPACT and asked if there would be any revenue sharing to offset the  
110 increased cost.  
111

112 Ms. Orwig stated that there was no plan of cost sharing between states.  
113

114 Ms. Nystrom asked what percentage of licensees within the existing states in PSYPACT  
115 had submitted applications for the E-Passport.  
116

117 Ms. Orwig stated that based on the applications that had been processed, the number  
118 of applicants equaled roughly three to four percent of licensees in each participating  
119 state.  
120

121 Committee Members expressed concern regarding the consumer protection of  
122 Californians and the possibility that protection would be limited with additional  
123 practitioners providing services in the State without having acquired a background  
124 check in California.  
125

126 There was no further Committee comment offered.  
127

128 Mr. Maguire, Board counsel, expressed appreciation for the presentation regarding  
129 ASPPB and PSYPACT and asked for clarification on the organizational structure of  
130 PSYPACT.  
131

132 Ms. Orwig responded that PSYPACT was structured as a 501(c)(6) or “quasi-  
133 government entity” which functioned like a licensing board.  
134

135 A discussion ensued between Committee Members, Board counsel, and Ms. Orwig  
136 regarding the disciplinary and complaint process and potential conflicts of law.  
137

138 Ms. Orwig stated that formal discipline would be the responsibility of the home state but  
139 that the receiving state could issue a “Cease and Desist” or disallow practice within their  
140 state with the states working together to proceed with disciplinary action. She  
141 commented that the scope of practice would be worked on within the Rules Committee.  
142

143 Public comment

144  
145 Karen Lese-Fowler, member of the public, Dr. Willow Pearson, California Institute of  
146 Integral Studies, Dr. Winkelman, California Psychological Association, Melodie  
147 Schaefer, California Psychological Internship Board Chair, and Dr. Charles Eckhart,  
148 member of the public, expressed concern regarding concerns of any requirement of  
149 APA accreditation and the possible disenfranchisement of many people within the State  
150 of California and that the more stringent licensure requirements of California could be  
151 superseded which could put consumers at risk.

152  
153 Ms. Orwig stated that PSYPACT would be reviewing information about APA  
154 accreditation and that they were in the consideration phase, gathering data to be  
155 discussed at the next meeting.

156  
157 Colin Sueyres, California Psychological Association, expressed concern regarding the  
158 various mental health parity laws between different states and possible difficulties for  
159 consumers and licensees to access/provide care through insurance.

160  
161 Ms. Orwig responded that regarding insurance, PSYPACT was working with various  
162 insurance agencies and will be creating a FAQ to address questions and she hoped it  
163 would soon be available for review.

164  
165 There was no further Committee or public comment offered.

166  
167 **Agenda Item 6: Historical Overview of the Psychology Interjurisdictional Compact**  
168 **(PSYPACT)**

169  
170 Mr. Jon Burke, Assistant Executive Officer, provided an overview of telehealth in  
171 California, background history regarding the Boards involvement/history with PSYPACT  
172 and the Board's Telepsychology Committee which began in 2014.

173  
174 Dr. Phillips commented with additional historical contextual information that in 2013 the  
175 Board had been contacted by ASPPB and were asked the Board's preferences  
176 regarding credentialling. The Board's preference, in 2013 and now, had been  
177 regional accreditation.

178  
179 Ms. Nystrom noted the increase of mental health services in California and asked  
180 whether PSYPACT would be a positive solution to this need.

181  
182 Dr. Phillips stated that any consideration of change in access to mental health services  
183 would be speculative and echoed previous concerns regarding the less stringent  
184 licensing requirements for many of out-of-state licensees compared to California. He  
185 also clarified that California contains approximately 20 percent of the United States'  
186 licensed Psychologists which was a much higher proportion compared to the State's  
187 total population.

188  
189 Ms. Sorrick provided clarity regarding the existing opportunities for out-of-state  
190 practitioners to provide telehealth in California. She emphasized that the Temporary  
191 Practice Provision was available in which out-of-state practitioners could practice 30



192 days (non-consecutive) within a calendar year and that temporary practice of 6 months  
193 was available for applicants who were waiting to take exams or complete the final  
194 requirements of licensure.

195  
196 There was no public comment offered.

197  
198 **Agenda Item 7: Review of and Possible Action on PSYPACT Model Legislation for**  
199 **a Report to the Full Board on November 18-19, 2021**

200  
201 Ms. Rivera provided a reading of the model legislation.

202  
203 Mr. Maguire referred to page 80 of the materials within the model legislation and  
204 commented that joining this compact could subject the Board to an increased risk of  
205 liability or litigation should the Commission need to enforce compliance with the  
206 compact if California were a compact state . Additionally, should the Board opt to  
207 withdraw from PSYPACT, the Board would be required to repeal legislation, which may  
208 not happen for 6 months or longer.

209  
210 There was no further Committee comment:

211  
212 Public comment

213  
214 Dr. Jo Linder-Crow, California Psychological Association, asked for clarification from  
215 Ms. Orwig when a change was made to E-Passport that added a requirement to be a  
216 graduate from an APA accredited school and if there were to be a modification, would it  
217 need to be in the E-Passport rather than in the Commission's rules.

218  
219 Ms. Orwig replied that the APA requirement appeared in the ASPPB E. Passport  
220 certificate and not in the Commission's policies. She clarified that there was not actually  
221 a change but when the E-Passport was presented, beginning in 2015, there was a  
222 general idea of what the criteria would look like for the E-Passport but could not know  
223 exactly what requirements were to be prior to the Commission being established. The  
224 APA requirement was added in February 2020 by ASPPB which was the first time the  
225 official qualifications for the E-Passport were approved, which were then vetted with the  
226 PSYPACT Commission. She stated that the PSYPACT Commission Executive Board  
227 would be meeting on May 26, 2021.

228  
229 A discussion ensued regarding APA accreditation and licensing requirements within the  
230 various states.

231  
232 Ms. Orwig stated that there would be more information provided within the PSYPACT  
233 documents online regarding license requirements in different states provided within the  
234 month.

235  
236 Dr. Gregory Gormanous, Louisiana Licensing Board member, commented as a non-  
237 PSYPACT participating state that in addition to previously mentioned concerns of APA  
238 accreditation requirements, PSYPACT additionally would have disenfranchised  
239 licensees in Louisiana, specifically General Applied Psychologists which include

240 Industrial Organizational Psychologists. Dr. Gormanous stated he had raised this  
241 concern at every annual and midyear meeting of ASPPB since the 80's and believed it  
242 applied to California as California also has Industrial Organizational Psychologists.  
243

244 Ms. Orwig stated that this subject was scheduled to be discussed in the Executive  
245 Board's meeting at the end of May.  
246

247 Dr. Phillips confirmed that California does have Industrial Organizational (IO)  
248 Psychologists that had thought they would be able to work across state lines with  
249 PSYPACT. He asked if the existing states within PSYPACT had licensees that had  
250 regional or other accreditation degree options beyond APA.  
251

252 Ms. Orwig stated that the IO Psychologists would still be required to meet the APA,  
253 CPA, or Joint Designation requirement as far as obtaining the E-Passport and that most  
254 of the sitting states within PSYPACT have an equivalency option to meet the criteria for  
255 licensure.  
256

257 Public comment was given from a variety of members of the public expressing the  
258 concern of many Psychologists regarding the requirement of APA accreditation and that  
259 consumers would be negatively impacted by limited diversity of thought. Additional  
260 concern was expressed for licensees who would be limited because of having  
261 graduated prior to APA accreditation being widely adopted or available.  
262

263 Dr. Winkelman, CPA, asked Ms. Orwig to speak to the issue raised by Dr. Gormanous  
264 regarding Industrial Organizational Psychologists and if it were possible for IO  
265 Psychologists to meet the requirements outside of APA accreditation.  
266

267 Ms. Orwig stated that her understanding was that APA did not accredit Industrial  
268 Organizational and consulting programs but that the Joint Designation Program that  
269 ASPPB did with the National Register does. She expressed that this may be an option  
270 for people to meet the criteria.  
271

272 There was no further public comment.  
273

274 Dr. Phillips asked the Committee members whether they had enough information to  
275 consider the staff recommendation which was responded to in the affirmative by Dr.  
276 Tate and Ms. Nystrom  
277

278 Dr. Phillips summarized concerns expressed about PSYPACT of the requirement of  
279 APA accreditation, the possible cost impact of additional monitoring and discipline with  
280 no fee source and existing budgetary constraints, and concerns that out-of-state  
281 practitioners could potentially be able to practice in California without having met the  
282 more stringent California licensing requirements. He stated his discomfort with  
283 excluding a portion of licensees against eligibility to join something and opined that this  
284 would reflect a type of class system as diversity tended to be higher in regionally  
285 approved programs. Dr. Phillips expressed reservations with deferring to a non-  
286 government body and stated that historically, California had not been prone to joining  
287 compacts.

288  
289 Dr. Phillips stated that he does not recommend that the Board move forward with  
290 PSYPACT.  
291  
292 Dr. Tate stated that she was not going to support PSYPACT as it stands. She  
293 expressed that the California Board of Psychology exists to represent everyone and to  
294 join PSYPACT would feel like picking one over the other group of Licensees and did not  
295 feel fair or equal.  
296  
297 Ms. Nystrom expressed agreement with Dr. Tate and Dr. Phillips and that she was not  
298 ready to move forward with PSYPACT at this time but would continue to monitor it.  
299  
300 It was M(Tate)/S(Nystrom)/C to recommend to the Board to not participate in  
301 PSYPACT.  
302  
303 Public comment  
304  
305 Public comments of appreciation were expressed to the Committee and Ms. Orwig.  
306  
307 No further public comment was offered.  
308  
309 3 Ayes, (Nystrom, Phillips, Tate), 0 Noes  
310  
311 A discussion ensued between Dr. Phillips and Ms. Sorrick upon which further discussion  
312 of PSYPACT was moved from the November 2021 Meeting to August and would be  
313 monitored in the interim.  
314  
315 **Agenda Item 8: Recommendations for Agenda Items for Future Committee**  
316 **Meetings. Note: The Committee May Not Discuss or Take Action on Any Matter**  
317 **Raised During This Public Comment Section, Except to Decide Whether to Place**  
318 **the Matter on the Agenda of a Future Meeting [Government Code Sections 11125**  
319 **and 11125.7(a)].**  
320  
321 There was no Committee or public comment offered.  
322  
323 Dr. Phillips thanked Ms. Orwig for her presentation and the open discourse that  
324 occurred.  
325  
326 **ADJOURNMENT**  
327  
328 The Committee meeting adjourned at 2:00 p.m.  
329