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3 **LICENSURE COMMITTEE MEETING WEBEX**
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5 NOTE: Pursuant to the provisions of Governor Gavin Newsom's Executive Order N-29-
6 20, dated March 17, 2020, neither Board member locations nor a public meeting loca-
7 tion were provided.
8

9 **Friday, July 16, 2021**
10

11 **Members Present**

12 Mary Harb Sheets, PhD, Chairperson

13 Julie Nystrom

14 Lea Tate, PsyD
15

16 **Legal Counsel**

17 Will Maguire
18

19 **Board Staff Present**

20 Antonette Sorrick, Executive Officer

21 Jonathan Burke, Assistant Executive Officer

22 Stephanie Cheung, Licensing Manager

23 Jason Glasspiegel, Central Services Manager

24 Mai Xiong, Licensing/BreEZe Coordinator

25 Liezel McCockran, Continuing Education and Renewals Coordinator

26 Evan Gage, Special Projects Analyst
27

Friday, July 16, 2021

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

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33 Mary Harb Sheets, PhD, Chairperson, called the open session meeting to order at
34 10:00 a.m. A quorum was present and due notice had been sent to all interested par-
35 ties.
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37 **Agenda Item #2: Public Comment for Items Not on the Agenda. Note: The Board**
38 **May Not Discuss or Take Action on Any Matter Raised During this Public Com-**
39 **ment Section, Except to Decide Whether to Place the Matter on the Agenda of a**
40 **Future Meeting [Government Code sections 11125 and 11125.7(a)].**
41

42 Dr. Harb Sheets called for public comment.

43

44 No public comment offered.

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46 **Agenda Item #3: Chairperson's Welcome and Opening Remarks**

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48 Dr. Harb Sheets delivered the opening remarks.

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50 **Agenda Item #4: Approval of Licensure Committee Meeting Minutes: January 7,**
51 **2021**

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53 It was (M)Tate/(S)Nystrom/C to adopt the January 7, 2021 Licensure Committee meet-
54 ing minutes.

55

56 Dr. Harb Sheets called for Committee discussion and public comment.

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58 No Committee or public comment offered.

59

60 Votes: 3 ayes (Harb Sheets, Nystrom, Tate), 0 noes

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62 **Agenda Item #5: Update on Waivers**

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64 Ms. Cheung provided the update on this item.

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66 Ms. Cheung commented that waivers were of two types: those issued by the Depart-
67 ment of Consumer Affairs (DCA) and those issued by the Board of Psychology (Board).

68

69 A list of the waivers and a brief description of each were provided both verbally and in
70 the memo. Additionally, two changes were noted since the memo was written. Waiver
71 DCA 21-170 was issued extending the timeframe of DCA 21-149 to August 31, 2021.
72 Due to the COVID-19 pandemic and the changing nature of local indoor guidelines, be-
73 ginning on July 1, 2021, the Board is providing a 6-month period to allow the required
74 one hour, face-to-face, direct, individual supervision to be conducted via HIPPA-compli-
75 ant video until January 1, 2022. The trainee should indicate the face-to-face supervision
76 was completed using HIPAA compliant technology during the COVID-19 pandemic in
77 the weekly log.

78

79 Waiver DCA-20-91 was also extended and replaced by DCA-21-165 that a psychologist
80 license reactivated or restored pursuant to this waiver is now valid until September 1,
81 2021.

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83 Dr. Harb Sheets opened this item up for public comment.

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85 No public comment offered.

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Agenda Item #6: Licensing Report

Ms. Xiong provided this report.

Ms. Xiong commented that there has been an increase in the total number of the licensed population. Furthermore, there is a reduction in the number of change of supervisor requests for Psychological Assistants.

Ms. Cheung commented on recent enhancements to the BreEZe system that would allow applicants to view their application statuses and deficiencies by logging into their BreEZe profile once their applications have gone through an initial review.

Ms. Cheung remarked that the Projects on Hold listed in the memo for this agenda item would remain on hold. Once the Board's structural imbalance with the budget is addressed, we will ask for authorization to add positions to help with our processing time and the projects that are on hold.

Dr. Harb Sheets asked Ms. Cheung whether Senate Bill (SB) 801 (Archuleta) would be related to the projects being held up.

Ms. Cheung replied that SB 801 includes amendments to make specific the name(s) of qualifying degree(s) for a registration or license. It would provide new information for contribution to the projects on hold. For example, school psychology is not a degree listed as a qualifying degree currently, but it would change should SB 801 be enacted.

Discussion ensued as to the types and volume of calls Board staff received regarding licensing.

Ms. Cheung added that provided on the Board's website is an estimate on processing timeframes which is updated monthly. The public may find information on application processing.

Staff asked the Committee members to evaluate the licensing report and provide feedback on necessary changes. Discussion continued as to what statistical information might be instructive to the full Board. Dr. Harb Sheets suggested to break out the population for revoked licenses in Attachment A. Dr. Tate suggested to provide information regarding our average application processing timeframes.

Dr. Harb Sheets called for public comment.

127 Public comment was offered regarding difficulty in reaching staff and receiving timely re-
128 sponses to inquiries, noting that the website does not always reflect current status
129 timeframes.

130
131 Further comment was offered requesting further demographic information be captured
132 showing how California's passing rate for the EPPP compared to national pass rates.
133 Dr. Jacqueline Horn commented that national pass rates are available through ASPPB
134 and are presented at ASPPB Board meetings. Dr. Horn commented further that ASPPB
135 gathers only overall pass rates, and the data is not broken out specifically by groups,
136 such that specific demographic information is not available.

137
138 Discussion ensued following public comment that the public might have difficulty per-
139 ceiving what types of license would cover educational psychology. Ms. Sorrick com-
140 mented that the Board would make the final determination whether a doctoral degree
141 would qualify for licensure.

142 **Agenda Item #7: Continuing Education and Renewals Report**

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144 Ms. McCockran provided this report.

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146 Dr. Harb Sheets called for Committee discussion.

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148 No Committee discussion followed.

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150 Dr. Harb Sheets asked whether all licensees currently in the Enforcement process are
151 regularly audited and asked what happens when the audit is failed.

152
153 Ms. McCockran replied that probationers are audited as part of probation and those who
154 had a Continuing Education (CE) citation are audited in their renewal cycle. A shortage
155 of CE hours is the most common reason audits are failed.

156
157 Dr. Harb Sheets called for public comment.

158
159 Public comment was offered to the effect that it would be helpful if the Board would up-
160 date its rules for violations of CE and Continuing Professional Development (CPD) to
161 clarify the consequences of failing an audit.

162
163 Ms. Sorrick commented that the Board's disciplinary guidelines do not set the standard
164 for violations of CE or CPD requirements, but that the Board has been very fair when
165 considering extenuating circumstances. Mr. Maguire supported Ms. Sorrick's statement
166 with a reference to 16 CCR 1397.5, which describes the amounts of fines and the situa-
167 tions to be considered when setting the amount of the fine.

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170 Public discussion continued regarding the remedy for CE deficiencies occurring either
171 within or following the end of an auditee's renewal.

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173 No further public or Committee comment was offered.

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175 **Agenda Item #8: Draft Feedback Requested by ASPPB regarding Examination for**
176 **Professional Practice in Psychology (EPPP) Part 2 - Skills Survey to Provide to**
177 **the Full Board for Consideration**

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179 Dr. Harb Sheets introduced this item.

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181 In response to the survey questions, the Committee agreed that though they were not
182 concerned about authorizing candidates to take the EPPP (Part 2-Skills) at the candi-
183 date's request, the Board does not have the authority to provide such authorization to
184 candidate to optionally take the EPPP (Part 2 Skills).

185
186 The Committee's recommended responses were as follows:

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188 **EPPP (Part 2 - Skills) Request for Information**

189
190 Please take a few minutes to complete the following survey to help the ASPPB Board of
191 Directors (BOD) understand the impact to your jurisdiction should the policy be changed
192 to allow you to authorize candidates that wish to have optional access to the EPPP
193 (Part 2-Skills).

194
195 Thank you in advance for your time and valuable feedback.

196
197 **Survey Questions**

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199 *1. What jurisdiction do you represent?*

200 California
201

202 *2. What is your role with the jurisdiction?*

- 203 Board Administrator/Staff
204 Board Member
205 Board Chairperson
206 Board Legal Representative
207 Other (please specify)
208

209 3. *If not required for licensure in your jurisdiction, would your jurisdiction be interested in*
210 *optionally authorizing candidates to take the EPPP (Part 2-Skills) at the candidate's re-*
211 *quest.*

212 Yes

213 No

214

215 4. *If you answered yes to question three, does your jurisdiction have the authority to au-*
216 *thorize a candidate for licensure to take an examination which is not a requirement for*
217 *licensure in your jurisdiction?*

218 Yes

219 No

220

221 5. *If it is not required for licensure in your jurisdiction, would your jurisdiction require a*
222 *change in your Act or Regulations before you could authorize candidates to take the*
223 *EPPP (Part 2 – Skills)?*

224 Yes

225 No

226

227

228 6. *If it is not a requirement for licensure in your jurisdiction, would you be able to include*
229 *EPPP (Part-2 Skills) results in the candidate's file?*

230 Yes

231 No

232

233 7. *If the candidate met the requirements for licensure in your jurisdiction and was issued*
234 *a license but failed the EPPP2 (Part-2 Skills), would that impact the candidate's licen-*
235 *sure or future disciplinary action?*

236 Yes

237 No

238

239 8. *If you answered yes to question seven, please explain.*

240

241 9. *Would you be concerned if another jurisdiction optionally authorizes candidates to*
242 *take the EPPP (Part 2 - Skills)?*

243 Yes

244 No

245

246 10. *Please provide a rationale as to why this is or is not a concern.*

247 It's not a requirement for licensure in California; thus, there's no reason for it to be a
248 concern.

249 *11. Does your jurisdiction have any polices or rules about the EPPP that ASPPB should*
250 *consider when making a decision about allowing candidates to optionally take the EPPP*
251 *(Part 2 Skills)?*

252 Yes

253 No

254

255 *12. If you answered yes to question eleven, please explain.*

256 It would be a matter of the final language on how ASSPB would refer to the EPPP
257 (Part 2 Skills) and how the language would fit with our regulations.

258 *13. Please feel free to share any additional comments on this issue.*

259 No additional comments.

260

261 Dr. Harb Sheets called for public comment.

262

263 Public comment ensued that questioned why the Board would even be in a position to
264 consider these survey questions since the Board lacks the authority to consider EPPP2
265 examination results Concern was expressed that a failing EPPP2 score could be a lia-
266 bility if the Board somehow took it into consideration when reviewing a candidate's licen-
267 sure application.

268

269 No further public comment offered.

270

271 It was (M)Nystrom/(S)Tate/C to approve the responses to the survey questions.

272

273 Votes: 3 ayes (Harb Sheets, Nystrom, Tate), 0 noes

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276 **Agenda Item #9: Recommendations for Agenda Items for Future Licensure Com-**
277 **mittee Meetings. Note: The Committee may not discuss or take action on any mat-**
278 **ter raised during this public comment section, except to decide whether to place**
279 **the matter on the agenda of a future meeting [Government Code Sections 11125**
280 **and 11125.7(a)]**

281

282 Dr. Harb Sheets called for Committee recommendations.

283

284 No Committee recommendations offered.

285

286 Dr. Harb Sheets called for Public comment.

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288 Public comment was offered suggesting that the Board revisit the public posting of cita-
289 tions and fines, especially where the violations are very minor and largely administra-
290 tive.

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No further public comment offered.

CLOSED SESSION

Agenda Item #10: Closed Session – The Licensure Committee will Meet in Closed Session Pursuant to Government Code Section 11126(c)(2) to Discuss and Consider Qualifications for Licensure.

The Committee entered closed session at 12:49 p.m.

OPEN SESSION

ADJOURNMENT

The meeting adjourned at 1:56 p.m.

DRAFT