

AMENDED NOTICE OF BOARD MEETING**Thursday & Friday, February 17-18, 2022
9:00 a.m. – 5:00 p.m. or until Completion of Business****For Thursday, February 17, 2022:**If Joining by Computer:<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m949e7279e00e31f7720f43b2569da118>Webinar number: 2495 158 7079
Webinar password: BOP02172022If joining by phone:+1-415-655-0001 US Toll
Access code: 249 515 87079, followed by #
Passcode: 26702172, followed by #**For Friday, February 18, 2022:**If Joining by Computer:<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m3bfc2914a10f17f68d717ecb704603ef>Webinar number: 2483 219 8671
Webinar password: BOP02182022If joining by phone:+1-415-655-0001 US Toll
Access code: 248 321 98671, followed by #
Passcode: 26702182, followed by #

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

Due to potential technical difficulties, please consider submitting written comments by
February 10, 2022, to bopmail@dca.ca.gov for consideration.**Board Members**Lea Tate, PsyD, President
Seyron Foo, Vice President
Sheryll Casuga, PsyD
Marisela Cervantes, EdD, MPAMary Harb Sheets, PhD
Julie Nystrom
Stephen Phillips, JD, PsyD
Ana Rescate
Shacunda Rodgers, PhD

Board Staff

Antonette Sorrick, Executive Officer
Jon Burke, Assistant Executive Officer
Stephanie Cheung, Licensing Manager
Jason Glasspiegel, Central Services
Manager
Sandra Monterrubio, Enforcement
Program Manager

Liezel McCockran, CE/Renewals
Coordinator
Suzy Costa, Legislative and Regulatory
Analyst
Sarah Proteau, Central Services Office
Technician
Rebecca Bon, Board Counsel
Heather Hoganson, Regulatory Counsel

Thursday, February 17, 2022

AGENDA

9:00 a.m. – 5:00 p.m. or until Completion of Business

The Board welcomes and encourages public participation at its meetings. The public may take appropriate opportunities to comment on any issue before the Board at the time the item is heard. If public comment is not specifically requested, members of the public should feel free to request an opportunity to comment.

1. Call to Order/Roll Call/Establishment of a Quorum
2. President’s Welcome
- Mindfulness Exercise (Rodgers)
3. Public Comment for Items Not on the Agenda. Note: 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)].

4. **9:30 a.m. - Petition Hearing**

Petition for Early Termination of Probation – Celena Horton, PsyD

5. **CLOSED SESSION**

The Board will Meet in Closed Session Pursuant to Government Code Section 11126(c)(3) to Discuss Disciplinary Matters Including the Above Petition, Proposed Decisions, Stipulations, Petitions for Reconsideration, and Remands.

6. **11:30 a.m. Regulations Hearing**

Regulations: Public Hearing Pursuant to Gov. Code § 11346.8 related to Psychologist Fees – California Psychology Law and Ethics Examination (CPLEE) and Initial License and Biennial Renewal Fee (16 CCR § 1392).

BREAK FOR LUNCH (TIME APPROXIMATE)

7. **1:30 p.m. - Petition Hearing**
Petition for Early Termination of Probation – Manmeet Rattu, PsyD

8. **CLOSED SESSION**

The Board will Meet in Closed Session Pursuant to Government Code Section 11126(c)(3) to Discuss Disciplinary Matters Including the above petition, Proposed Decisions, Stipulations, Petitions for Reconsideration, and Remands.

9. **3:00 p.m. – Petition Hearing**
Petition for Reinstatement of Surrendered License – Anthony Sabatasso, PhD

10. **CLOSED SESSION**

The Board will Meet in Closed Session Pursuant to Government Code Section 11126(c)(3) to Discuss Disciplinary Matters Including the above petition, Proposed Decisions, Stipulations, Petitions for Reconsideration, and Remands.

RETURN TO OPEN SESSION

RECESS FOR THE DAY

Friday, February 18, 2022

AGENDA

9:00 a.m. – 4:00 p.m. or until Completion of Business

11. Call to Order/Roll Call/Establishment of a Quorum

12. **CLOSED SESSION**

The Board Will Meet in Closed Session Pursuant to Government Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Proposed Decisions, Stipulations, Petitions for Reinstatement or Modification of Penalty, Petitions for Reconsideration, and Remands.

RETURN TO OPEN SESSION

13. Public Comment for Items Not on the Agenda. Note: 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)].

14. Executive Officer's Report (A. Sorrick)
a) Personnel Update

- b) COVID-19 Update
15. President's Report (L. Tate)
 - a) Committee Appointments
 - b) Meeting Calendar
 16. Discussion and Possible Approval of the Board Meeting Minutes: November 18-19, 2021
 17. Department of Consumer Affairs (DCA) Update
 18. Budget Report (J. Glasspiegel/DCA Budget Office)
 19. Licensure Committee Report and Consideration of Committee Recommendations (Harb Sheets – Chairperson, Nystrom, Tate)
 - Staff Reports
 - a) Licensing Report
 - b) Continuing Education and Renewals Report
 - c) Proposed Regulatory Changes to 16 CCR §§ 1380.3, 1381, 1381.1, 1381.2, 1381.4, 1381.5, 1382, 1382.3, 1382.4, 1382.5, 1386, 1387, 1387.10, 1387.1, 1387.2, 1387.3, 1387.4, 1387.5, 1387.6, 1388, 1388.6, 1389, 1389.1, 1391, 1391.1, 1391.3, 1391.4, 1391.5, 1391.6, 1391.8, 1391.11, 1391.12 Related to Pathways to Licensure
 20. Consideration of Public Hearing Testimony and Written Comments and Responses and Possible Adoption of 16 CCR §§ 1381.9, 1381.10, 1392 Related to Retired License, Renewal of Expired License, and Psychologist Fees
 21. Consideration of Public Hearing Testimony and Written Comments and Responses and Possible Adoption of 16 CCR § 1392 Concerning Psychologist Fees – California Psychology Law and Ethics Examination (CPLEE) and Initial License and Biennial Renewal Fee
 22. Legislative and Regulatory Committee Update (Cervantes – Chairperson, Casuga, Phillips)
 - a) Status of two-year bill Matrices
 - b) Legislative Items for Future Meeting. The Board May Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Board to Discuss Such Items Pursuant to Government Code Section 11125.4
 - c) Regulatory Update (M. Cervantes)
 1. 16 CCR sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1 – Registered Psychological Associates
 2. 16 CCR sections 1381.9, 1397.60, 1397.61, 1397.62, 1397.67 – Continuing Professional Development

3. 16 CCR sections 1391.13, and 1391.14 – Inactive Psychological Assistant Registration and Reactivating a Psychological Assistant Registration
 4. 16 CCR 1395.2 – Disciplinary Guidelines and Uniform Standards Related to Substance-Abusing Licensees
23. Enforcement Unit Report (S. Monterrubio)
24. Enforcement Committee Report and Consideration of and Possible Action on Committee Recommendations (Phillips – Chairperson, Cervantes)
Statutory and Regulatory Update, Review, and Consideration of Additional Changes
1. 16 CCR Section 1380.6 – Display of License Number
 2. 16 CCR Sections 1393 – Requirements for Psychologists on Probation
 3. 16 CCR Sections 1396 – Competence; 1396.1 – Interpersonal Relations; 1396.2 – Misrepresentation; 1396.3 – Test Security; 1396.4 – Professional Identification; 1396.5 – Consumer Information; 1397 – Advertising; 1397.1 – Child Abuse Reporting requirements; 1397.2 – Other Actions Constituting Unprofessional Conduct
 4. 16 CCR Sections 1397.30 – Citation; 1397.36 – Requirements for Professional Corporations; 1397.37 – Shares: Ownership and Transfer; 1397.39 – Corporate Activities; 1397.40 – Trusts
 5. 16 CCR Sections 1397.50 – Citations and Fines; 1397.51 – Amount of Fines; 1397.52 – Compliance with Orders of Abatement; 1397.53 – Citations for Unlicensed Practice; 1397.54 – Contest of Citations; 1397.55 – Disconnection of Telephone Service
 6. BPC Sections 2902 – Definitions; 2903 – Licensure requirement; Practice of psychology; Psychotherapy; 2903.1 – Biofeedback instruments; 2908 – Exemption of other professions; 2912 – Temporary practice by licensees of other state or foreign country
 7. BPC Section 2934.1 – Posting of license status on Web site
 8. BPC 2936 – Consumer and professional education in matters relevant to ethical practice; Standards of ethical conduct; Notice
 9. BPC Sections 2960 – Grounds for action; 2960 (a)-(r) (o); 2960.05 – Limitations period for filing accusation against licensee; 2960.1 – Sexual contact with patient; Revocation; 2960.2 – Licensee’s physical, emotional and mental condition evaluated; 2960.5 – Mental illness or chemical dependency; 2960.6 – Actions by other states; 2961 – Scope of action; 2962 – Petition for reinstatement or modification of penalty; 2963 – Matters deemed conviction; 2964 – Report of license revocation or restoration; 2964.3 – Persons required to register as sex offender; 2964.5 – Conditions of probation or suspension; 2964.6 – Payment of probationary costs; 2965 – Conduct of proceedings; 2966 – Suspension during incarceration for felony conviction; Determination of substantial relationship of felony to functions of psychologist; Discipline or denial of license; 2969 – Penalties for failure to provide medical records; Failure to comply with court order; Multiple acts

10. BPC Sections 2970 – Violation of chapter as misdemeanor; 2971 – Injunctions
 11. BPC 2985 – Renewal of suspended licenses; Reinstatement of revoked licenses, 2986 – Effect of failure to renew within prescribed time
 12. BPC Section 2995 – Psychological corporation, 2996 – Violation of unprofessional conduct, 2996.1 – Conduct of practice, 2996.2 – Accrual of income to shareholder while disqualified prohibited, 2997 – Shareholders, directors and officers to be licensees, 2998 – Name, 2999 – Regulation by committee
-
25. Update Regarding *Mathews v. Becerra* - California Child Abuse and Neglect Reporting Act (CANRA) and Mandated Reporting - Penal Code Sections 261.5, 288, and 11165.1
 26. Budget Committee Update (Rodgers – Chairperson, Nystrom)
 - a) Staff Budget Analysis
 - b) Stakeholder Meeting
 27. Recommendations for Agenda Items for Future Board Meetings.

ADJOURNMENT

Action may be taken on any item on the agenda. Items may be taken out of order or held over to a subsequent meeting, for convenience, to accommodate speakers, or to maintain a quorum. Meetings of the Board of Psychology are open to the public except when specifically noticed otherwise, in accordance with the Open Meeting Act.

In the event that a quorum of the Board is unavailable, the president may, at their discretion, continue to discuss items from the agenda and to vote to make recommendations to the full board at a future meeting [Government Code section 11125(c)].

The meeting is accessible to the physically disabled. To request disability-related accommodations, use the contact information below. Please submit your request at least five (5) business days before the meeting to help ensure availability of the accommodation.

You may access this agenda and the meeting materials at www.psychology.ca.gov. The meeting may be canceled without notice. To confirm a specific meeting, please contact the Board.

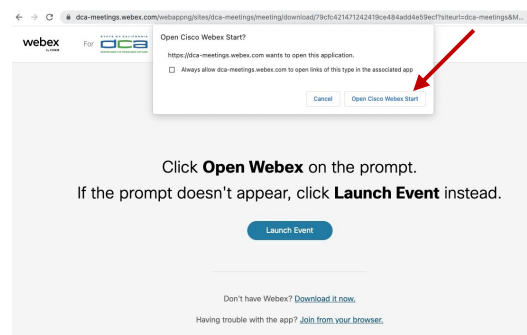
Contact Person: Antonette Sorrick
1625 N. Market Boulevard, Suite N-215
Sacramento, CA 95834
(916) 574-7720
bopmail@dca.ca.gov

The Board of Psychology protects consumers of psychological services by licensing psychologists, regulating the practice of psychology, and supporting the evolution of the profession.

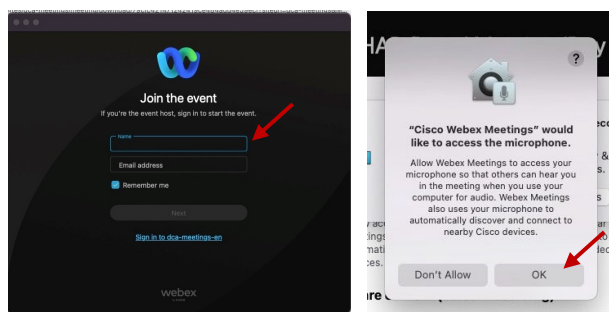
If joining using the meeting link

1 Click on the meeting link. This can be found in the meeting notice you received.

2 If you have not previously used Webex on your device, your web browser may ask if you want to open Webex. Click “Open Cisco Webex Start” or “Open Webex”, whichever option is presented. DO NOT click “Join from your browser”, as you will not be able to participate during the meeting.



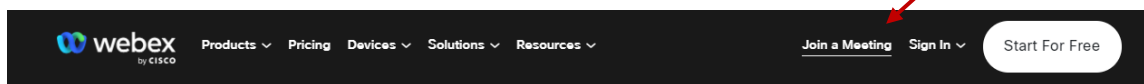
3 Enter your name and email address. Click “Join as a guest”. Accept any request for permission to use your microphone and/or camera.



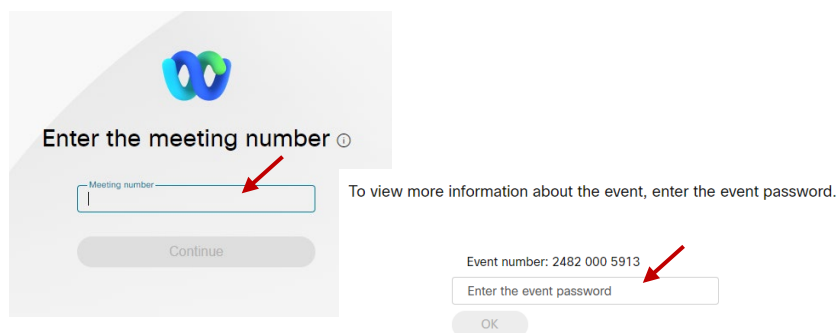
OR

If joining from [Webex.com](https://www.webex.com)

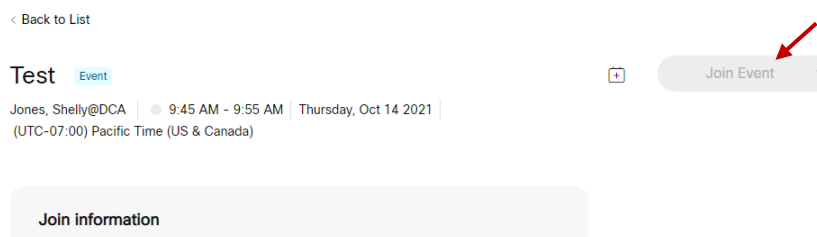
1 Click on “Join a Meeting” at the top of the Webex window.



2 Enter the meeting/event number and click “Continue”. Enter the event password and click “OK”. This can be found in the meeting notice you received.



3 The meeting information will be displayed. Click “Join Event”.



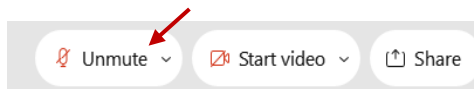
OR

Connect via telephone:

You may also join the meeting by calling in using the phone number, access code, and passcode provided in the meeting notice.

Microphone

Microphone control (mute/unmute button) is located on the command row.

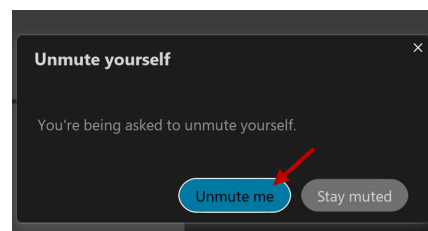


Green microphone = Unmuted: People in the meeting can hear you.



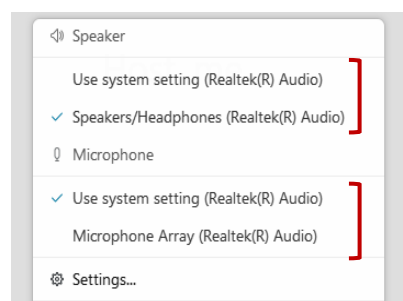
Red microphone = Muted: No one in the meeting can hear you.

Note: Only panelists can mute/unmute their own microphones. Attendees will remain muted unless the moderator enables their microphone at which time the attendee will be provided the ability to unmute their microphone by clicking on “Unmute Me”.



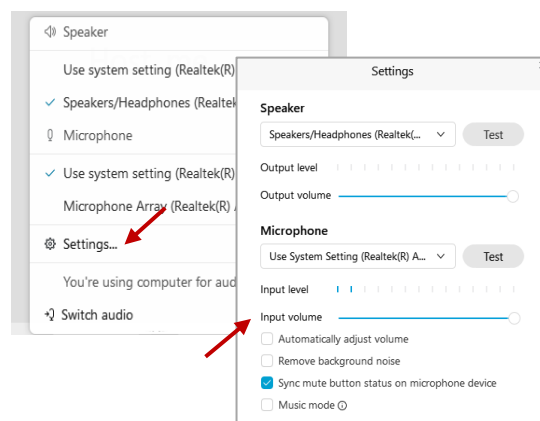
If you cannot hear or be heard

- 1 Click on the bottom facing arrow located on the Mute/Unmute button.
- 2 From the pop-up window, select a different:
 - Microphone option if participants can't hear you.
 - Speaker option if you can't hear participants.



If your microphone volume is too low or too high

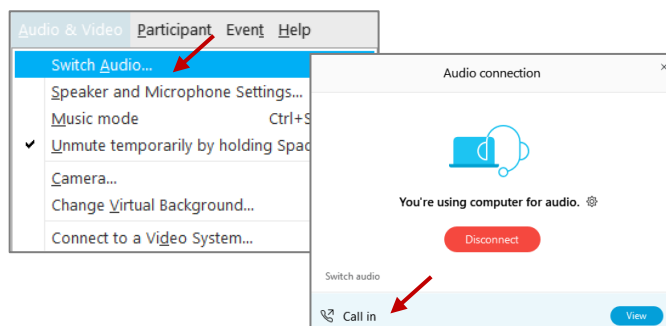
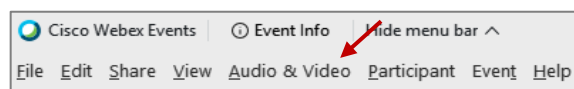
- 1 Locate the command row – click on the bottom facing arrow located on the Mute/Unmute button.
- 2 From the pop-up window:
 - Click on “Settings...”:
 - Drag the “Input Volume” located under microphone settings to adjust your volume.



Audio Connectivity Issues

If you are connected by computer or tablet and you have audio issues or no microphone/speakers, you can link your phone through webex. Your phone will then become your audio source during the meeting.

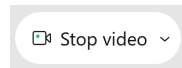
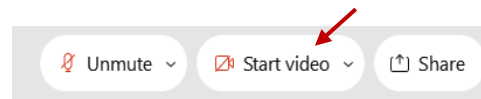
- 1 Click on “Audio & Video” from the menu bar.
- 2 Select “Switch Audio” from the drop-down menu.
- 3 Select the “Call In” option and following the directions.



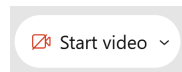
Web Camera

Only panelists (e.g. staff, board members, presenters) can access the web camera feature.

Camera control (Start Video/Stop Video button) is located on the command row.



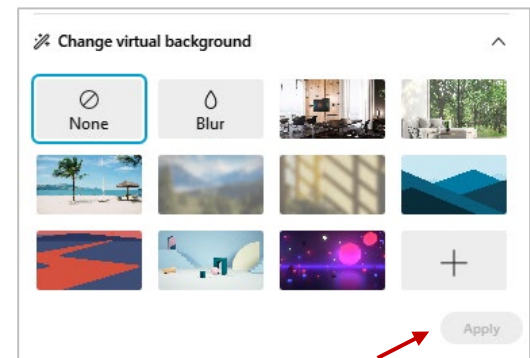
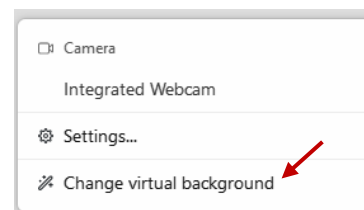
Green dot in camera = Camera is on: People in the meeting can see you.



Red dot in camera = Camera is off: No one in the meeting can see you.

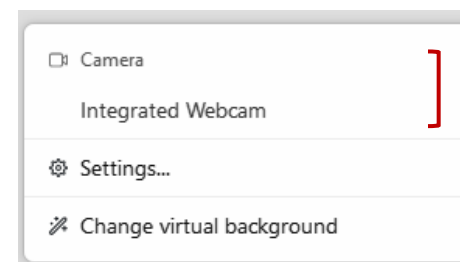
Virtual Background

- 1 To access virtual backgrounds, click on the bottom facing arrow located on the video button.
- 2 Click on "Change Virtual Background".
- 3 From the pop-up window, click on any of the available images to display that image as your virtual background and click "Apply".



If you cannot be seen

- 1 Locate the command row – click on the bottom facing arrow located on the video button.
- 2 From the pop-up window, select a different camera from the list.



MEMORANDUM

DATE	January 26, 2022
TO	Psychology Board Members
FROM	Antonette Sorrick, Executive Officer
SUBJECT	Executive Officer's Report: Agenda Item 14

Personnel Update

Authorized Positions: 26.30

Temp Help: 1.7

Vacancies: 1.0

New Hires	
Classification	Program

Promotions
Enforcement Analyst (AGPA) - Enforcement

Vacancies

Attachment:

COVID Waiver Update

Action Requested:

This item is for informational purposes only.

Waiver Topic	Code Section(s) Waived	Summary	Submission Date	Approval Status	Submitted By	Waiver Status
Reinstatement of Inactive or Canceled License	All DCA Boards	Accordingly, the Director temporarily waives any statutory or regulatory requirement that an individual seeking to reactivate or restore a license originally issued pursuant to Division 2 of the Code: <ul style="list-style-type: none"> • Complete, or demonstrate compliance with, any continuing education requirements in order to reactivate or restore a retired, inactive, or canceled license; and • Pay any fees in order to reactivate or restore a retired, inactive, or canceled license (including renewal, delinquency, penalty, or late fees, or any other statutory or regulatory fees). These waivers apply only to an individual's license that: (1) is in a retired, inactive, or canceled status, and (2) has been in such status no longer than five years. These waivers do not apply to any license that was surrendered or revoked pursuant to disciplinary proceedings or any individual who entered a retired, inactive, or canceled status following initiation of a disciplinary proceeding. A license reactivated or restored pursuant to these waivers is valid for a maximum of six months, or when the State of Emergency ceases to exist, whichever is sooner.	N/A	This waiver was extended on 10/29/21 with an expiration date of 3/31/22.	DCA	Active
Face to Face Supervision	California Code of Regulations Sections 1387(b)(4) and 1391.5(b)	This waiver would allow the Board to relax the requirement of face-to-face supervision to a psychological trainee by allowing the one hour face-to-face, direct, individual supervision to be conducted via HIPAA-compliant means from March 16, 2020, until June 30, 2020, or when the state declaration of emergency is lifted, whichever is sooner. The Board would still require that the trainee indicate the type of supervision on the required weekly log and the primary supervisor should verify this information. This waiver would help with the workforce surge.	Submitted to Director Kirchmeyer on 4/9/2020	Approved by DCA on 5/6/20. Waiver extended on 8/31/21 and now expires 10/31/21. The Board has issued a six-month grace period for face-to-face supervision which will allow for HIPAA compliant technology to count towards this requirement. The six-month grace period expires on 3/31/22.	Board of Psychology	Active
CE Extra Six Months	All DCA Boards	Accordingly, for individuals whose active licenses expire between March 31, 2020, and June 30, 2020, the Director temporarily waives: 1. any statutory or regulatory requirement that individuals renewing a license pursuant to Division 2 of the Code take and pass an examination in order to renew a license; and, 2. any statutory or regulatory requirement that an individual renewing a license pursuant to Division 2 of the Code complete, or demonstrate compliance with, any continuing education requirements in order to renew a license. These temporary waivers do not apply to any continuing education, training, or examination required pursuant to a disciplinary order against a license. Licensees must satisfy any waived renewal requirements within six months of this order, unless further extended.	N/A	Newest waiver published by DCA on September 28, 2021 allows licenses expiring between October 1, 2021, and October 31, 2021, six extra months from the date of the order to complete continuing education in order to renew their licenses. A renewal must still be submitted before the expiration date..	DCA	Active
Withdraw Application	California Code of Regulations Section 1381.4	This waiver extends the eligibility period for candidates to take or re-take an examination from 12 to 18 months prior to their application is deemed withdrawn by the Board due to failing to appear for, take, or re-take the examination. This waiver applies to psychologist applicants whose applications are deemed to be withdrawn within a specific period per the waiver, but does not retroactively apply to withdrawn applications prior to September 30, 2020 where applicants have already reapplied.	Submitted to Director Kirchmeyer on 4/10/2020	Extends prior waiver by 30 days to applications expiring between October 1, 2021, and October 31, 2021, and extends their eligibility to take examinations by six extra months, as discussed in the waiver.	Board of Psychology	Active
CPLEE for Restoration of License	Business and Professions Code Section 2986 California Code of Regulation Section 1397.67(b)	This waiver would allow the board to restore licenses of psychologists whose California licenses have cancelled without requiring the board's law and ethics examination (CPLEE). This waiver would become effective 3/4/20 until 6/30/20, or when the declaration of emergency is lifted. This would be consistent with the DCA Waiver DCA-20-02 Reinstatement of Licensure. This waiver would help with the workforce surge.	Submitted to Director Kirchmeyer on 4/9/2020	Referred to the Board for Delegation. Approved by Board on 4/17/20. Expires when declared emergency is lifted.	Board of Psychology	Active

SPE Time Limitation	California Code of Regulations Section 1387(a)	The regulation allows a psychological trainee to request that the Board extend the time limitations of 30/60 consecutive months to accrue their pre-doctoral and post-doctoral hours of supervised professional experience (respectively) required for licensure. The waiver requested would be to allow applicants who reach the 30/60 month limitations between 3/4/20 and 6/30/20 up to an additional 6 months, or when the declaration of emergency is lifted, whichever is sooner, to accrue their hours. This waiver would help with the workforce surge.	Submitted to Director Kirchmeyer on 4/9/2020	Referred to the Board for Delegation. Approved by Board on 4/17/20. Expires when declared emergency is lifted.	Board of Psychology	Active
Psych Asst 72 month Limit	California Code of Regulations Section 1391.1(b)	This waiver would allow a psychological assistant to continue their registration, beyond the 72 months limit upon request, and to provide services to clients for up to six months from the expiration date, or when the state of emergency ceases to exist, whichever is sooner. A psychological assistant who has reached the registration limit between 3/4/2020 and 6/30/2020 will qualify for the wavier and can request for such waiver during the state of emergency. This will help with the workforce surge.	Submitted to Director Kirchmeyer on 4/9/2020	Referred to the Board for Delegation. Approved by Board on 4/17/20. Expires when declared emergency is lifted.	Board of Psychology	Active


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Board Member Information

Business and Professions Code sections 2920 through 2923 state that the Board shall consist of nine members, four of whom shall be public members and five shall be licensed members. Each member of the Board holds office for a term of four years. They serve until the appointment and qualification of a successor or until one year has elapsed since the expiration of the term for which he or she was appointed, whichever occurs first. No member may serve more than two consecutive terms.

The Governor appoints two public members and five licensed members. The Senate Rules Committee and the Speaker of the Assembly each appoint a public member.

The Governor is required to use his judgment in appointing licensed psychologists who represent the varied professional interests of psychologists in California.

Each member must be a resident of California. The public members must not be licentiates of the Board or of any board under Division 2 of the Business and Professions Code or of any board referred to in the Chiropractic Act or the Osteopathic Act.

Current Board Members:

Name	Appointing Authority	Appointment Type	Appointment Date	Reappointment Date	Expiration Date
Lea Tate, PsyD (President)	Governor	Licensed Member	12/07/18		06/01/22
Seyron Foo (Vice-President)	Governor	Public Member	05/17/17	06/11/20	06/01/24
Sheryll Casuga, PsyD	Governor	Licensed Member	08/18/17	10/02/19	06/01/23
Marisela Cervantes, EdD, MPA	Speaker	Public Member	04/29/19		06/01/22
Mary Harb Sheets, PhD	Governor	Licensed Member	12/07/18	06/19/20	06/01/24
Julie Nystrom	Senate	Public Member	09/21/20		06/01/24
Stephen Phillips, JD, PsyD	Governor	Licensed Member	09/25/13	06/02/16 06/11/20	06/01/24
Ana Rescate	Governor	Public Member	10/20/20		06/01/22
Shacunda Rodgers, PhD	Governor	Licensed Member	11/27/19		06/01/23

Board of Psychology Committee Assignments 2021

Committee	Chairperson	Members
Standing Committees		
Licensure Committee	Mary Harb Sheets, PhD	Julie Nystrom Lea Tate, PsyD
Outreach and Communications Committee	Lea Tate, PsyD	Shacunda Rodgers, PhD Ana Rescate
Legislative and Regulatory Affairs Committee	Marisela Cervantes, EdD, MPA	Sheryll Casuga, PsyD, Stephen Phillips, JD, PsyD
Ad hoc Committees		
Budget Ad Hoc Committee	Shacunda Rodgers, PhD	Julie Nystrom
EPPP Part 2 Committee	Sheryl Casuga, PsyD	Seyron Foo Mary Harb Sheets, PhD
Emergency Preparedness Committee	Marisela Cervantes, EdD, MPA	Shacunda Rodgers, PhD
Enforcement Committee	Stephen Phillips, JD, PsyD	Seyron Foo
Sunset Review Committee	Seyron Foo	Stephen Phillips, JD, PsyD
Telepsychology Committee	Stephen Phillips, JD, PsyD	Julie Nystrom Lea Tate PsyD

[Consumer Affairs Board Member Resource Page](#)
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[Assembly Appointment Page](#)
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E-Mail: bopmail@dca.ca.gov

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2022 Board Meeting/Event Calendar

Board Meeting

Event	Date	Location	Agenda/Materials	Minutes	Webcast
Board Meeting	February 17-18, 2022				
Board Meeting	April 29, 2022				
Board Meeting	August 19, 2022				
Board Meeting	November 17-18, 2022				

Legislative and Regulatory Affairs Committee

Event	Date	Location	Agenda/Materials	Minutes	Webcast
Legislative and Regulatory Affairs Committee	March 25, 2022				
Legislative and Regulatory Affairs Committee	June 10, 2022				

Licensure Committee

Event	Date	Location	Agenda/Materials	Minutes	Webcast
Licensure Committee Meeting	January 7, 2022	Teleconference	Agenda Materials Hand Carry		Webcast
Licensure Committee Meeting	July 22, 2022				

Outreach and Communications Committee

Event	Date	Location	Agenda/Materials	Minutes	Webcast
Outreach and Communications Committee Meeting	September 23, 2022				

EPPP2 Skills Ad hoc Committee

Event	Date	Location	Agenda/Materials	Minutes	Webcast
TBD					

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MEMORANDUM

DATE	February 2, 2022
TO	Board of Psychology
FROM	Jason Glasspiegel Central Services Manager
SUBJECT	Agenda Item #18 - Budget Report

Background:

In the Governor's 2021-22 Budget after the January 10, 2022 current year changes, the Board has an appropriation of \$7,171,000. At the end of this fiscal year, the Board is estimated to revert .62% of it's budget, or \$44,220.

Action Requested:

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

Attachment A: Budget Report: FY 2021-2022 through Fiscal Month 6

Attachment B: Fund Condition

Attachment C: Projected versus actual expenditures and revenue

Department of Consumer Affairs

Expenditure Projection Report

Board of Psychology

Reporting Structure(s): 11112100 Support

Fiscal Month:6

Fiscal Year: 2021 - 2022

Run Date: 1/31/2022

PERSONAL SERVICES

Fiscal Code	Line Item	PY Budget	PY YTD	YTD + Encumbrar	PY FM13	Budget	Current Month	YTD	YTD + Encumbrance	Projections to Year End	Balance	Notes	Prior Year Ratio	Straight Line Ratio	Lag Month
5100	PERMANENT POSITIONS	\$1,397,000	\$726,315	\$726,315	\$1,541,974	\$1,695,000	\$158,292	\$948,206	\$948,206	\$1,923,826	-\$228,826		\$2,014,029	\$1,896,412	
5100000000	Earnings - Perm Civil Svc Empl	\$1,307,000	\$675,123	\$675,123	\$1,439,069	\$1,605,000	\$148,454	\$889,438	\$889,438	\$1,805,770	-\$200,770	Roster	\$1,895,896	\$1,778,876	
5105000000	Earnings-Exempt/Statutory Empl	\$90,000	\$51,193	\$51,193	\$102,905	\$90,000	\$9,838	\$58,768	\$58,768	\$118,056	-\$28,056	Roster	\$118,133	\$117,536	
5100	TEMPORARY POSITIONS	\$47,000	\$6,917	\$6,917	\$10,749	\$47,000	\$0	\$9,239	\$9,239	\$14,357	\$32,643		\$14,357	\$18,478	
5100150004	Temp Help (907)	\$47,000	\$6,917	\$6,917	\$10,749	\$47,000	\$0	\$9,239	\$9,239	\$14,357	\$32,643	PY Ratio	\$14,357	\$18,478	
5105-5108	PER DIEM, OVERTIME, & LUMP S	\$22,000	\$34,624	\$34,624	\$48,024	\$22,000	\$2,900	\$17,124	\$17,124	\$31,279	-\$9,279		\$21,655	\$15,000	
5105100001	Bd/Commission Mbrs (901, 920)	\$12,000	\$0	\$0	\$0	\$12,000	\$0	\$0	\$0	\$0	\$12,000		\$0	\$0	
5105100002	Committee Mbrs 904,911,931,961	\$0	\$7,100	\$7,100	\$20,500	\$0	\$2,900	\$7,500	\$7,500	\$21,655	-\$21,655	PY Ratio	\$21,655	\$15,000	
5108000000	OT Earn Oth than to Temp Help	\$10,000	\$0	\$0	\$0	\$10,000	\$0	\$0	\$0	\$0	\$10,000		\$0	\$0	
5108000001	Lump Sum payout	\$0	\$27,524	\$27,524	\$27,524	\$0	\$0	\$9,624	\$9,624	\$9,624	-\$9,624	PY Ratio	\$9,624	\$19,249	
5150	STAFF BENEFITS	\$980,000	\$456,131	\$456,131	\$937,765	\$1,119,000	\$101,440	\$563,936	\$563,936	\$1,141,593	-\$22,593		\$1,165,359	\$1,127,873	
5108200000	Flex Elect Contributions	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5150100000	Admin Fee-PT/Seasonal/Temp Emp	\$0	\$3	\$3	\$8	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5150150000	Dental Insurance	\$38,000	\$7,188	\$7,188	\$14,266	\$38,000	\$1,283	\$7,209	\$7,209	\$0	\$38,000		\$14,307	\$14,417	
5150250000	Employee Assistance PGM Fee	\$0	\$162	\$162	\$419	\$0	\$40	\$192	\$192	\$0	\$0		\$499	\$385	
5150350000	Health Insurance	\$281,000	\$126,392	\$126,392	\$251,923	\$313,000	\$22,652	\$129,612	\$129,612	\$0	\$313,000		\$258,340	\$259,223	
5150400000	Life Insurance	\$36,000	\$156	\$156	\$338	\$36,000	\$30	\$182	\$182	\$0	\$36,000		\$393	\$363	
5150450000	Medicare Taxation	\$3,000	\$10,356	\$10,356	\$21,650	\$6,000	\$2,145	\$12,945	\$12,945	\$0	\$6,000		\$27,062	\$25,890	
5150500000	OASDI	\$117,300	\$41,913	\$41,913	\$88,222	\$132,300	\$8,722	\$52,642	\$52,642	\$0	\$132,300		\$110,807	\$105,285	
5150600000	Retirement - General	\$386,000	\$199,391	\$199,391	\$423,362	\$461,000	\$45,692	\$267,250	\$267,250	\$0	\$461,000		\$567,445	\$534,500	
5150620000	Retirement - Pub Empl Safety	\$26,000	\$0	\$0	\$0	\$38,000	\$0	\$0	\$0	\$0	\$38,000		\$0	\$0	
5150630000	Retirement - Pub Empl Misc	\$0	\$0	\$0	\$29	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5150750000	Vision Care	\$2,000	\$926	\$926	\$1,902	\$2,000	\$174	\$1,025	\$1,025	\$0	\$2,000		\$2,106	\$2,051	
5150800000	Workers' Compensation	\$32,700	\$0	\$0	\$86	\$32,700	\$0	\$0	\$0	\$0	\$32,700		\$0	\$0	
5150800004	SCIF Allocation Cost	\$0	\$20,877	\$20,877	\$24,327	\$0	\$8,214	\$24,642	\$24,642	\$0	\$0		\$28,714	\$49,284	
5150820000	Other Post-Employment Benefits	\$58,000	\$22,584	\$22,584	\$48,654	\$60,000	\$5,436	\$31,405	\$31,405	\$0	\$60,000		\$67,659	\$62,811	
5150900000	Staff Benefits - Other	\$0	\$26,184	\$26,184	\$62,579	\$0	\$7,053	\$36,832	\$36,832	\$1,141,593	-\$1,141,593	Ratio of current staff to benefits to projected	\$88,028	\$73,665	
PERSONAL SERVICES		\$2,446,000	\$1,223,988	\$1,223,988	\$2,538,512	\$2,883,000	\$262,631	\$1,538,506	\$1,538,506	\$3,111,055	-\$228,055		\$3,215,400	\$3,057,762	

OPERATING EXPENSES & EQUIPMENT

Fiscal Code	Line Item	PY Budget	PY YTD	YTD + Encumbrar	PY FM13	Budget	Current Month	YTD	YTD + Encumbrance	Projections to Year End	Balance	Notes	Prior Year Ratio	Straight Line Ratio	Lag Month
5301	GENERAL EXPENSE	\$110,000	\$12,307	\$49,629	\$57,536	\$107,000	\$2,106	\$9,432	\$29,527	\$40,570	\$66,430		\$52,125	\$59,055	
5301100000	Clerical & Nonprofessional Svc	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5301100002	Admin OH-Other State Agencies	\$0	\$31	\$31	\$2,015	\$0	\$270	\$270	\$270	\$2,100	-\$2,100	Assuming PY Expenses	\$17,249	\$539	
5301100003	Fingerprint Reports	\$34,000	\$1,862	\$1,862	\$4,666	\$34,000	\$466	\$2,475	\$2,475	\$6,202	\$27,798	PY Ratio	\$6,202	\$4,950	
5301150000	Conferences	\$0	\$0	\$0	\$800	\$0	\$0	\$450	\$450	\$800	-\$800	Assuming PY Expenses	\$0	\$900	
5301200000	Dues and Memberships	\$0	\$0	\$0	\$2,750	\$0	\$0	\$0	\$0	\$2,900	-\$2,900	Assuming PY Expenses	\$0	\$0	
5301350000	Freight and Drayage	\$0	\$634	\$21,000	\$14,000	\$0	\$26	\$162	\$14,000	\$14,000	-\$14,000	PY	\$9,333	\$28,000	
5301400000	Goods - Other	\$76,000	\$0	\$0	\$0	\$73,000	\$0	\$0	\$0	\$0	\$73,000		\$0	\$0	
5301660000	Office Equipment - Repairs	\$0	\$0	\$670	\$670	\$0	\$0	\$0	\$0	\$700	-\$700	Assuming PY Expenses	\$0	\$0	
5301700000	Office Supplies - Misc	\$0	\$811	\$811	\$3,679	\$0	\$381	\$1,535	\$1,535	\$3,069	-\$3,069	Straightline	\$6,960	\$3,069	
5301900000	Subscriptions	\$0	\$8,968	\$25,255	\$28,956	\$0	\$964	\$4,540	\$10,798	\$10,798	-\$10,798	YTD + Encumbrance	\$12,381	\$21,596	
5302	PRINTING	\$53,000	\$8,271	\$46,725	\$47,120	\$55,000	\$1,103	\$4,903	\$12,017	\$12,232	\$42,768		\$12,232	\$24,034	
5302300000	Office Copiers - Maintenance	\$0	\$2,020	\$7,418	\$7,418	\$0	\$0	\$801	\$858	\$858	-\$858	PY Ratio	\$858	\$1,716	
5302700000	Pamphlets, Leaflets, Brochures	\$0	\$3,062	\$20,493	\$20,888	\$0	\$1,103	\$4,102	\$11,159	\$11,374	-\$11,374	PY Ratio	\$11,374	\$22,318	
5302900000	Printing - Other	\$53,000	\$3,189	\$18,814	\$18,814	\$55,000	\$0	\$0	\$0	\$0	\$55,000		\$0	\$0	
5304	COMMUNICATIONS	\$44,000	\$1,061	\$1,061	\$3,920	\$31,000	\$111	\$1,122	\$1,122	\$5,265	\$25,735		\$5,053	\$2,243	
5304100000	Cell Phones, PDAs, Pager Svcs	\$0	\$415	\$415	\$1,934	\$0	\$0	\$744	\$744	\$3,467	-\$3,467	PY Ratio	\$3,467	\$1,489	
5304220000	Central Communication - CALNET	\$0	\$10	\$10	\$58	\$0	\$0	\$15	\$15	\$100	-\$100	Assuming PY Expenses	\$87	\$30	
5304400000	Delivery Services - Couriers	\$0	\$224	\$224	\$224	\$0	\$0	\$0	\$0	\$200	-\$200	Assuming PY Expenses	\$0	\$0	
5304700000	Telephone Services	\$0	\$412	\$412	\$1,703	\$0	\$111	\$362	\$362	\$1,498	-\$1,498	PY Ratio	\$1,498	\$725	
5304800000	Communications - Other	\$44,000	\$0	\$0	\$0	\$31,000	\$0	\$0	\$0	\$0	\$31,000		\$0	\$0	
5306	POSTAGE	\$27,000	\$0	\$0	\$2,058	\$19,000	\$1,750	\$1,750	\$1,750	\$2,200	\$16,800		\$0	\$3,500	
5306000003	DCA Postage Allo	\$0	\$0	\$0	\$2,058	\$0	\$1,750	\$1,750	\$1,750	\$2,200	-\$2,200	Assuming PY Expenses	\$0	\$3,500	

Fiscal Code	Line Item	PY Budget	PY YTD	YTD + Encumbr	PY FM13	Budget	Current Month	YTD	YTD + Encumbrance	Projections to Year End	Balance	Notes	Prior Year Ratio	Straight Line Ratio	Lag Month
5306700000	Postage - Other	\$27,000	\$0	\$0	\$0	\$19,000	\$0	\$0	\$0	\$0	\$19,000		\$0	\$0	
5308 INSURANCE		\$0	\$0	\$0	\$355	\$0	\$0	\$0	\$0	\$355	-\$355		\$0	\$0	
5308900000	Insurance - Other	\$0	\$0	\$0	\$355	\$0	\$0	\$0	\$0	\$355	-\$355	Assuming PY Expenses	\$0	\$0	
53202-204 IN STATE TRAVEL		\$22,000	\$2,940	\$2,940	\$3,302	\$25,000	\$447	\$1,027	\$1,027	\$2,464	\$22,536		\$1,168	\$2,464	
5320220000	Travel-In State-Per Diem Lodgi	\$0	\$219	\$219	\$219	\$0	\$220	\$220	\$220	\$528	-\$528	Straightline	\$220	\$528	1
5320260000	Travel-In St-Trav Agcy Mgt Fee	\$0	\$42	\$42	\$56	\$0	\$0	\$30	\$30	\$72	-\$72	Straightline	\$40	\$72	1
5320400000	Travel-In State-Commercial Air	\$0	\$2,333	\$2,333	\$2,577	\$0	\$227	\$515	\$515	\$1,237	-\$1,237	Straightline	\$569	\$1,237	1
5320470000	Travel - In State - Rental Car	\$0	\$347	\$347	\$449	\$0	\$0	\$262	\$262	\$628	-\$628	Straightline	\$339	\$628	1
5320490000	Travel - In State - Other	\$22,000	\$0	\$0	\$0	\$25,000	\$0	\$0	\$0	\$0	\$25,000	Straightline	\$0	\$0	1
5322 TRAINING		\$17,000	\$0	\$0	\$1,000	\$18,000	\$0	\$0	\$0	\$1,000	\$17,000		\$0	\$0	
5322400000	Training - Tuition & Registrat	\$17,000	\$0	\$0	\$1,000	\$18,000	\$0	\$0	\$0	\$1,000	\$17,000	Assuming PY Expenses	\$0	\$0	
5324 FACILITIES		\$146,000	\$105,035	\$114,014	\$228,129	\$153,000	\$18,013	\$109,241	\$224,456	\$227,123	-\$74,123		\$441,755	\$448,911	
5324200000	Facilities Ops - Other (Svcs)	\$0	\$0	\$0	\$0	\$0	\$0	\$63	\$63	\$127	-\$127	Straightline	\$0	\$127	
5324200000	Facilities Ops - Other (Svcs)	\$0	\$0	\$0	\$7,740	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5324250000	Facilities Planning -Gen Svcs	\$0	\$1,332	\$1,332	\$3,216	\$0	\$323	\$1,304	\$1,304	\$3,149	-\$3,149	PY Ratio	\$3,149	\$2,608	
5324350000	Rents and Leases	\$146,000	\$0	\$0	\$0	\$153,000	\$0	\$0	\$0	\$0	\$153,000		\$0	\$0	
5324450000	Rent -Bldgs&Grounds(Non State)	\$0	\$103,527	\$103,527	\$207,957	\$0	\$17,689	\$107,490	\$213,626	\$213,626	-\$213,626	YTD + Encumbrance	\$429,117	\$427,252	
5324500000	Security	\$0	\$0	\$7,522	\$7,522	\$0	\$0	\$0	\$8,702	\$8,702	-\$8,702	PY Ratio	\$8,702	\$17,404	
5324600000	Waste Removal	\$0	\$176	\$1,633	\$1,693	\$0	\$0	\$384	\$760	\$1,520	-\$1,520	Straightline	\$788	\$1,520	
53402-53403 C/P SERVICES (INTERNAL)		\$1,353,000	\$588,205	\$588,205	\$1,326,676	\$1,353,000	\$110,072	\$560,114	\$560,114	\$1,384,328	-\$31,328		\$1,768,205	\$1,277,776	
5340290000	Health and Medical	\$0	\$0	\$0	\$152	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5340310000	Legal - Attorney General	\$974,000	\$569,704	\$569,704	\$1,216,944	\$974,000	\$53,961	\$453,562	\$532,336	\$1,064,672	-\$90,672	Straightline based on AG billing	\$1,137,122	\$1,064,672	
5340320000	Office of Adminis Hearings	\$116,000	\$18,502	\$18,502	\$109,580	\$116,000	\$56,111	\$106,552	\$106,552	\$319,656	-\$203,656	Straightline based on OAH billing through FM 4	\$631,082	\$213,104	
5340330000	Consult & Prof Svcs-Interdept	\$263,000	\$0	\$0	\$0	\$263,000	\$0	\$0	\$0	\$0	\$263,000		\$0	\$0	
53404-53405 C/P SERVICES (EXTERNAL)		\$418,000	\$133,248	\$231,692	\$361,206	\$588,000	\$36,483	\$155,702	\$261,272	\$426,728	\$161,272		\$366,981	\$522,545	
5340420000	Administrative	\$86,000	\$303	\$303	\$303	\$86,000	\$3,269	\$20,662	\$41,060	\$41,060	\$44,940	YTD + Encumbrance	\$41,060	\$82,120	
5340420001	Expert Examiners- Exam Process	\$196,000	\$14,220	\$47,382	\$47,382	\$196,000	\$0	\$0	\$0	\$0	\$196,000		\$0	\$0	
5340420003	Subject Matter Experts	\$0	\$5,400	\$7,200	\$11,400	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5340420004	Subject Matter Experts- Travel	\$0	\$1,200	\$1,200	\$1,200	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5340420005	Credit Card Service Fee	\$0	\$22,234	\$66,000	\$88,000	\$0	\$9,687	\$23,823	\$70,000	\$93,333	-\$93,333	PY Ratio	\$93,333	\$140,000	
5340540000	Legal - Witness Fees	\$90,000	\$6,800	\$7,467	\$7,467	\$255,000	\$0	\$0	\$0	\$7,700	\$247,300	Assuming PY Expenses	\$0	\$0	
5340540001	Evidence/Witness Fees	\$0	\$68,619	\$69,856	\$161,844	\$0	\$22,713	\$88,238	\$88,538	\$205,125	-\$205,125	PY Ratio	\$205,125	\$177,075	
5340540002	Witness Fees	\$0	\$2,025	\$2,025	\$2,025	\$0	\$0	\$2,400	\$2,400	\$2,400	-\$2,400	PY Ratio	\$2,400	\$4,800	
5340540003	Evidence	\$0	\$2,475	\$2,475	\$5,100	\$0	\$0	\$0	\$0	\$5,300	-\$5,300	Assuming PY Expenses	\$0	\$0	
5340550000	Reim Exp -Nontaxable (Non Emp)	\$0	\$2,917	\$3,649	\$5,553	\$0	\$0	\$4,535	\$4,535	\$6,900	-\$6,900	PY Ratio	\$6,900	\$9,069	
5340570000	Transcribers	\$0	\$0	\$5,000	\$6,667	\$0	\$0	\$0	\$0	\$6,900	-\$6,900	Assuming PY Expenses	\$0	\$0	
5340580000	Consult & Prof Svcs Extern Oth	\$0	\$0	\$0	\$931	\$0	\$814	\$5,423	\$39,847	\$39,847	-\$39,847	YTD + Encumbrance	\$0	\$79,695	
5340580001	Court Reporter Servs	\$46,000	\$7,056	\$19,135	\$23,336	\$51,000	\$0	\$10,622	\$14,893	\$18,163	\$32,837	PY Ratio	\$18,163	\$29,786	
5342 DEPARTMENT PRORATA		\$1,403,000	\$1,137,000	\$1,137,000	\$1,306,863	\$1,835,000	\$452,000	\$1,356,000	\$1,356,000	\$1,835,000	\$0		\$1,543,917	\$2,712,000	
5342500050	Division of Investigation DOI	\$574,000	\$486,750	\$486,750	\$502,773	\$885,000	\$217,500	\$652,500	\$652,500	\$885,000	\$0	Budget	\$673,979	\$1,305,000	
5342500055	Consumer Client Servs Div CCSD	\$829,000	\$650,250	\$650,250	\$804,090	\$950,000	\$234,500	\$703,500	\$703,500	\$950,000	\$0	Budget	\$869,938	\$1,407,000	
5342 DEPARTMENTAL SERVICES		\$54,000	\$20,850	\$20,850	\$72,614	\$54,000	\$135	\$14,815	\$14,815	\$46,226	\$7,774		\$65,779	\$29,629	
5342500001	OPES Interagency Contracts	\$0	\$20,388	\$20,388	\$67,458	\$0	\$0	\$12,682	\$12,682	\$41,961	-\$41,961	PY Ratio	\$41,961	\$25,364	
5342500090	Interagency Services	\$54,000	\$0	\$0	\$0	\$54,000	\$0	\$0	\$0	\$0	\$54,000		\$0	\$0	
5342600000	Departmental Services - Other	\$0	\$462	\$462	\$5,156	\$0	\$135	\$2,133	\$2,133	\$4,265	-\$4,265	Straightline	\$23,817	\$4,265	
5344 CONSOLIDATED DATA CENTERS		\$11,000	\$0	\$0	\$19,772	\$15,000	\$0	\$0	\$0	\$15,000	\$0		\$1,648	\$0	
5344000000	Consolidated Data Centers	\$11,000	\$0	\$0	\$19,772	\$15,000	\$0	\$0	\$0	\$15,000	\$0	Assuming full budget	\$1,648	\$0	
5346 INFORMATION TECHNOLOGY		\$43,000	\$845	\$2,050	\$2,050	\$27,000	\$0	\$2,315	\$3,420	\$3,460	\$23,540		\$3,420	\$6,840	
5346320000	IT Services - Hardware Maint	\$0	\$623	\$1,828	\$1,828	\$0	\$0	\$1,574	\$2,669	\$2,669	-\$2,669	YTD + Encumbrance	\$2,669	\$5,337	
5346340000	IT Services - Software Maint	\$0	\$134	\$134	\$134	\$0	\$0	\$0	\$0	\$0	\$0		\$0	\$0	
5346700000	IT Supplies (Paper, Toner, etc)	\$0	\$53	\$53	\$53	\$0	\$0	\$741	\$741	\$741	-\$741	PY Ratio	\$741	\$1,483	
5346800000	E-Waste Recycl & Disposal Fees	\$0	\$35	\$35	\$35	\$0	\$0	\$0	\$10	\$50	-\$50		\$10	\$20	
5346900000	Information Technology - Other	\$43,000	\$0	\$0	\$0	\$27,000	\$0	\$0	\$0	\$0	\$27,000		\$0	\$0	
5362-5368 EQUIPMENT		\$15,000	\$10,226	\$10,226	\$10,226	\$8,000	\$402	\$402	\$6,473	\$6,473	\$1,527		\$939	\$12,947	
5362484000	Books	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$5,534	\$5,534	-\$5,534	YTD + Encumbrance	\$0	\$11,068	
5368025000	Computers & Computer Equipment	\$0	\$9,778	\$9,778	\$9,778	\$0	\$0	\$0	\$537	\$537	-\$537	YTD + Encumbrance	\$537	\$1,075	

5368115000	Office Equipment	\$15,000	\$0	\$0	\$0	\$8,000	\$0	\$0	\$0	\$0	\$8,000	YTD + Encumbrance	\$0	\$0
5368930000	Software	\$0	\$448	\$448	\$448	\$0	\$402	\$402	\$402	\$402	-\$402	YTD + Encumbrance	\$402	\$804

Fiscal Code	Line Item	PY Budget	PY YTD	YTD + Encumbrance	PY FM13	Budget	Current Month	YTD	YTD + Encumbrance	Projections to Year End	Balance	Notes	Prior Year Ratio	Straight Line Ratio	Lag Month
5390	OTHER ITEMS OF EXPENSE	\$0	\$0	\$0	\$3,620	\$0	\$0	\$0	\$0	\$3,730	-\$3,730		\$0	\$0	
5390450000	Law Enforcement Materials	\$0	\$0	\$0	\$3,620	\$0	\$0	\$0	\$0	\$3,730	-\$3,730	Assuming PY Expenses	\$0	\$0	

Fiscal Code	Line Item	PY Budget	PY YTD	YTD + Encumbrance	PY FM13	Budget	Current Month	YTD	YTD + Encumbrance	Projections to Year End	Balance	Notes	Prior Year Ratio	Straight Line Ratio	Lag Month
54	SPECIAL ITEMS OF EXPENSE	\$0	\$0	\$0	\$3,463	\$0	\$0	\$0	\$0	\$3,570	-\$3,570		\$0	\$0	
5490000000	Other Special Items of Expense	\$0	\$0	\$0	\$3,463	\$0	\$0	\$0	\$0	\$3,570	-\$3,570	Assuming PY Expenses	\$0	\$0	
OPERATING EXPENSES & EQUIPMENT		\$3,716,000	\$2,019,989	\$2,204,393	\$3,449,909	\$4,288,000	\$622,622	\$2,216,822	\$2,471,992	\$4,015,725	\$272,275		\$4,263,221	\$5,101,943	

OVERALL TOTALS		\$6,162,000	\$3,243,976	\$3,428,381	\$5,988,421	\$7,171,000	\$885,254	\$3,755,327	\$4,010,498	\$7,126,780	\$44,220		\$7,478,621	\$8,159,705	
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0.62%

0310 - Psychology

Fund Condition Analysis

Prepared 1.31.2022

(Dollars in Thousands)

2022-23 Governor's Budget with FM 6 Projections

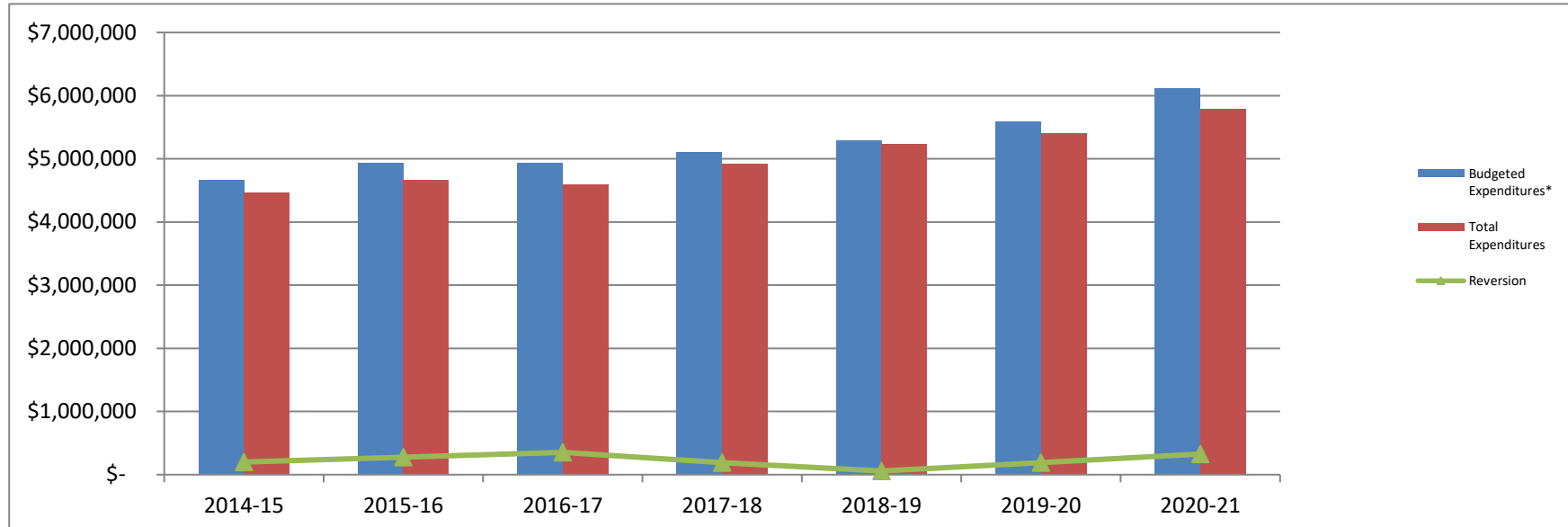
	Actual 2020-21	CY 2021-22	Governor's Budget BY 2022-23	BY +1 2023-24
BEGINNING BALANCE	\$ 11,396	\$ 8,666	\$ 6,259	\$ 3,370
Prior Year Adjustment	\$ -352	\$ -	\$ -	\$ -
Adjusted Beginning Balance	\$ 11,044	\$ 8,666	\$ 6,259	\$ 3,370
REVENUES AND TRANSFERS				
Revenues:				
4121200 Delinquent fees	\$ 79	\$ 60	\$ 57	\$ 57
4127400 Renewal fees	\$ 3,798	\$ 3,657	\$ 3,585	\$ 3,585
4129200 Other regulatory fees	\$ 178	\$ 183	\$ 95	\$ 95
4129400 Other regulatory licenses and permits	\$ 574	\$ 549	\$ 590	\$ 590
4163000 Income from surplus money investments	\$ 55	\$ 122	\$ 35	\$ -
4171400 Escheat of unclaimed checks and warrants	\$ 2	\$ 3	\$ 1	\$ 1
4172500 Miscellaneous revenues	\$ -	\$ 1	\$ 1	\$ 1
4173500 Settlements and Judgements - Other	\$ 4	\$ -	\$ -	\$ -
Totals, Revenues	\$ 4,690	\$ 4,575	\$ 4,364	\$ 4,329
Transfers to Other Funds				
GF Loan Per Item 1111-011-0310 BA of 2020	\$ -900	\$ -	\$ -	\$ -
GF Loan Repayment Per Item 1111-011-0310 BA of 2020	\$ -	\$ -	\$ 900	\$ -
Totals, Revenues and Transfers	\$ 3,790	\$ 4,575	\$ 5,264	\$ 4,329
Totals, Resources	\$ 14,834	\$ 13,241	\$ 11,523	\$ 7,699
EXPENDITURES				
1111 Department of Consumer Affairs Regulatory Boards, Bureaus, Divisions (State Operations)	\$ 5,783	\$ 6,539	\$ 7,603	\$ 7,831
9892 Supplemental Pension Payments (State Operations)	\$ 94	\$ 94	\$ 94	\$ 94
9900 Statewide General Administrative Expenditures (Pro Rata)(State Total Disbursements	\$ 291	\$ 349	\$ 456	\$ 456
	\$ 6,168	\$ 6,982	\$ 8,153	\$ 8,382
FUND BALANCE				
Reserve for economic uncertainties	\$ 8,666	\$ 6,259	\$ 3,370	\$ -683
Months in Reserve	14.9	9.2	4.8	-1.0

NOTES:

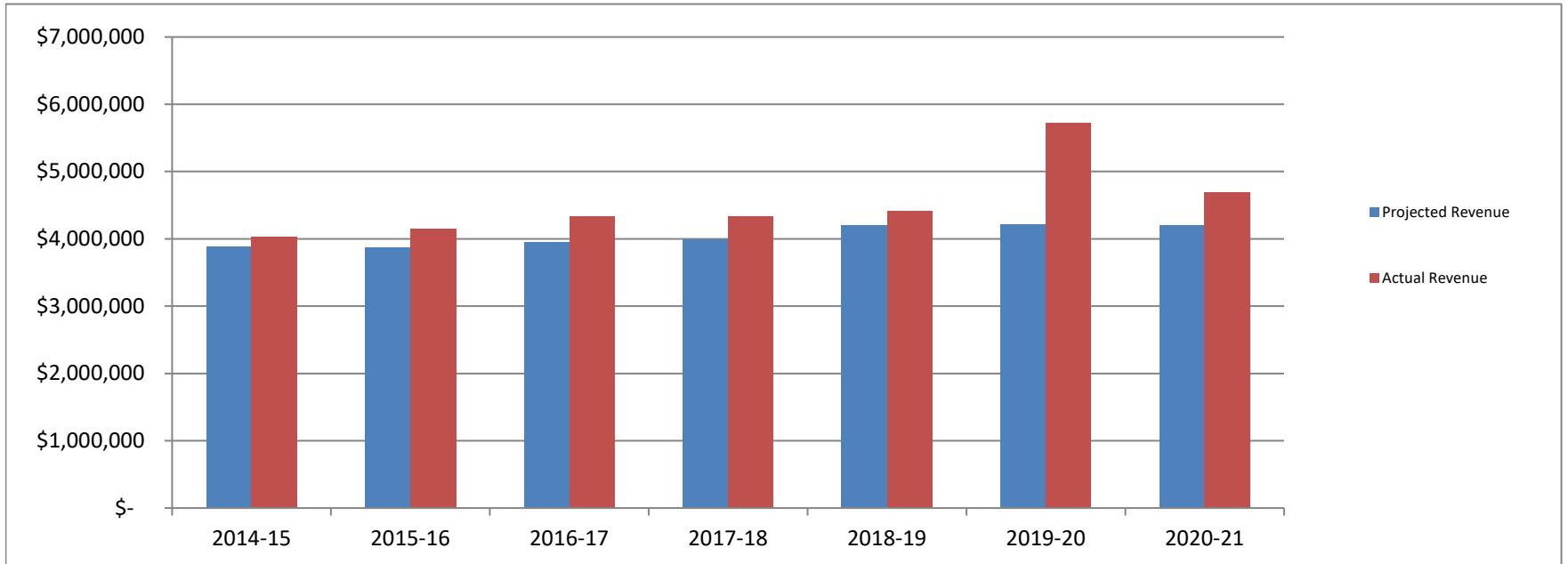
- A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED FOR BY+1 AND ON-GOING.
- B. ASSUMES APPROPRIATION GROWTH OF 3% PER YEAR IN BY+1 AND ON-GOING..
- C. ASSUMES INTEREST RATE OF 1.5%
- D. CY REVENUES AND EXPENDITURES ARE PROJECTIONS

Psychology Expenditure Comparison (Budgeted vs. Actual)							
	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20	2020-21
Budgeted Expenditures*	\$4,669,197	\$4,933,000	\$4,938,000	\$5,107,000	\$ 5,290,000	\$ 5,586,000	\$6,111,000
Total Expenditures	\$4,468,000	\$4,658,000	\$4,585,000	\$4,919,000	\$ 5,232,000	\$ 5,396,000	\$5,783,000
Reversion	\$ 201,197	\$ 275,000	\$ 353,000	\$ 188,000	\$ 58,000	\$ 190,000	\$ 328,000

*Figures include reimbursements



Psychology Revenue Comparison (Projected vs. Actual)							
	2014-15	2015-16	2016-17	2017-18	2018-19	2019-20	2020-21
Projected Revenue	\$3,886,000	\$3,872,000	\$3,951,000	\$3,981,000	\$ 4,195,000	\$ 4,219,000	\$4,201,689
Actual Revenue	\$4,034,000	\$4,150,000	\$4,337,000	\$4,328,000	\$ 4,404,000	\$ 5,716,000	\$4,690,000
Difference	\$ (148,000)	\$ (278,000)	\$ (386,000)	\$ (347,000)	\$ (209,000)	\$(1,497,000)	\$ (488,311)



MEMORANDUM

DATE	January 31, 2022
TO	Board Members
FROM	Stephanie Cheung Licensing Manager
SUBJECT	Agenda Item 19(a) Licensing Report

License/Registration Data by Fiscal Year:

License & Registration	12/13	13/14	14/15	15/16	16/17	17/18	18/19	19/20	20/21	21/22**
Psychologist*	22,688	***	20,575	20,227	20,024	20,580	21,116	22,005	22,218	22,319
Psychological Associate	1,727	***	1,701	1,580	1,446	1,446	1,361	1,344	1,348	1,445

*Current and Current Inactive

**As of January 31, 2022

***Statistics unavailable

Please refer to the Licensing Population Report (Attachment A) for statistics on the different license statuses for psychologist, psychological associate (formerly known as psychological assistant), and registered psychologist.

Application Workload Reports:

The attached reports provide statistics from August 2021 through January 2022 on the application status by month for psychologist license and psychological associate registration (see Attachment B). On each report, the type of transaction is indicated on the x-axis of the graphs. The different types of transactions and the meaning of the transaction status are explained below for the Committee's reference.

Psychologist Application Workload Report

“Exam Eligible for EPPP” (Examination for Professional Practice in Psychology) is the first step towards licensure. In this step, an applicant has applied to take the EPPP. An application with an “open” status means it is deficient or pending initial review.

“Exam Eligible for CPLEE” (California Psychology Law and Ethics Exam) is the second step towards licensure. In this step, the applicant has successfully passed the EPPP and has applied to take the CPLEE. An application with an “open” status means it is deficient or pending review.

“CPLEE Retake Transaction” is a process for applicants who need to retake the CPLEE due to an unsuccessful attempt. This process is also created for licensees who are

required to take the CPLEE due to probation. An application with an “open” status means it is deficient, pending review, or an applicant is waiting for approval to re-take the examination when the new form becomes available in the next quarter.

“Initial App for Psychology Licensure” is the last step of licensure. This transaction captures the number of licenses that are issued if the status is “approved” or pending additional information when it has an “open” status.

Psychological Associate Application Workload Report

Psychological Associate registration application is a single-step process. The “Initial Application” transaction provides information regarding the number of registrations issued as indicated by an “approved” status, and any pending application that is deficient or pending initial review is indicated by an “open” status.

Since all psychological associates hold a single registration number, an additional mechanism, the “Change of Supervisor” transaction, is created to facilitate the process for psychological associates who wish to practice with more than one primary supervisor or to change primary supervisors. A change is processed when all information is received, thus there is no open status for this transaction type.

Examination Statistics

The examination statistics (see Attachment D) provide a 12-month period data of the total candidates and first timers who have taken the EPPP or CPLEE and the passing rate. These examination statistics are posted on the Board’s website and available to the public.

From the July 2021 Licensure Committee meeting, staff received feedback from the Licensure Committee to incorporate demographic information for the exam candidates listed in Attachment D (Examination Statistics). Staff are working with the Data Team to verify the accuracy of this data.

Average Application Processing Timeframes

Attachment E (Average Application Processing Timeframes) provides a 6-month overview of average application processing timeframes in business days.

There has been an increase in the average processing timeframes for both psychologist and psychological associate applications.

Attachments:

- A. Licensing Population Report as of January 31, 2022
- B. Application Workload Reports August 2021 – January 2022 as of January 31, 2022
- C. Applications and Notifications Received February 2021 – January 2022 as of January 31, 2022

D. Examination Statistics January 2021 – December 2021 as of January 31, 2022.
E. Average Application Processing Timeframes - August 2021 to January 2022 as of
January 31, 2022.

Action:

This is for informational purpose only. No action is required.



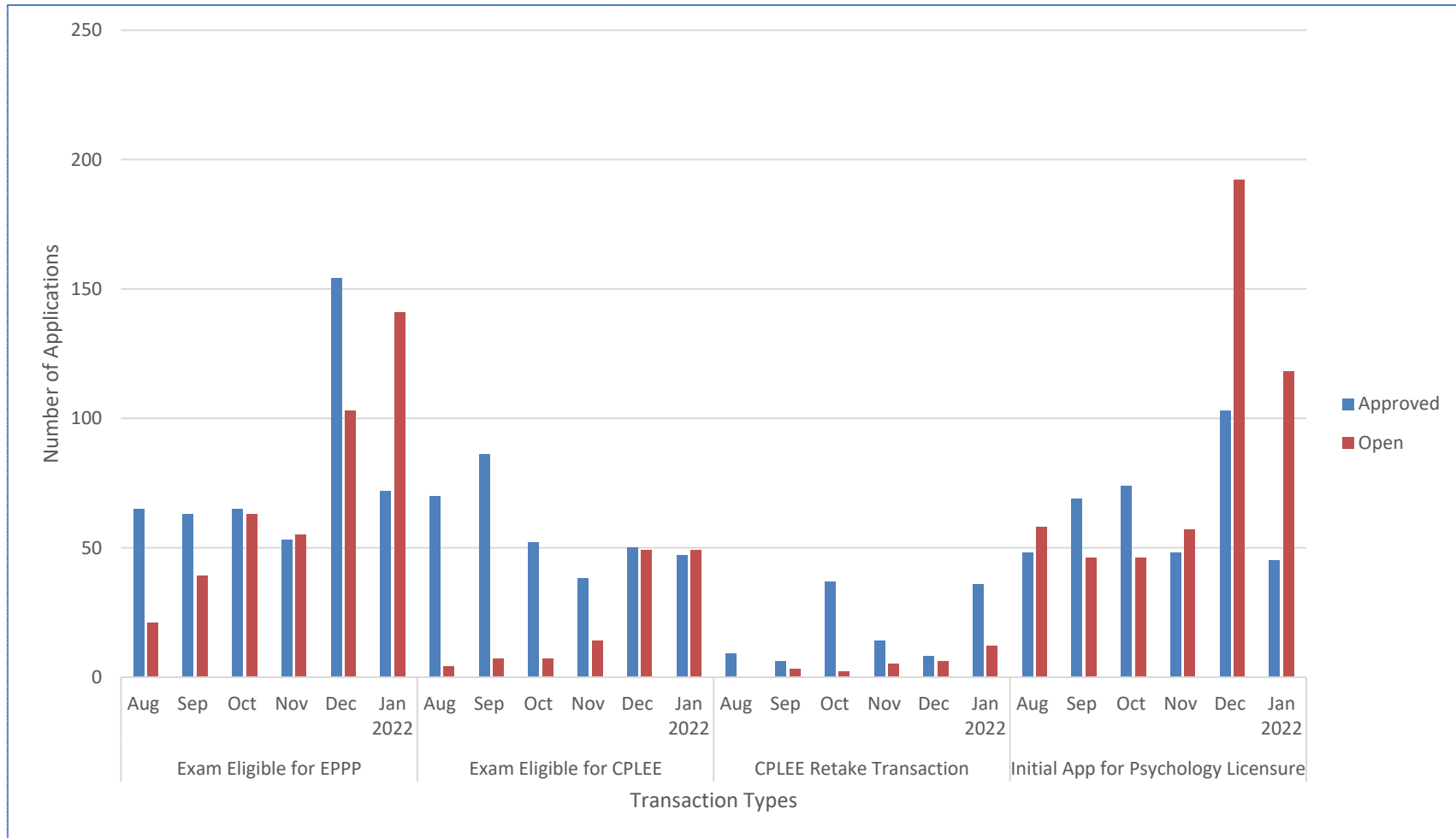
STATE DEPARTMENT OF CONSUMER AFFAIRS
BREEZE SYSTEM



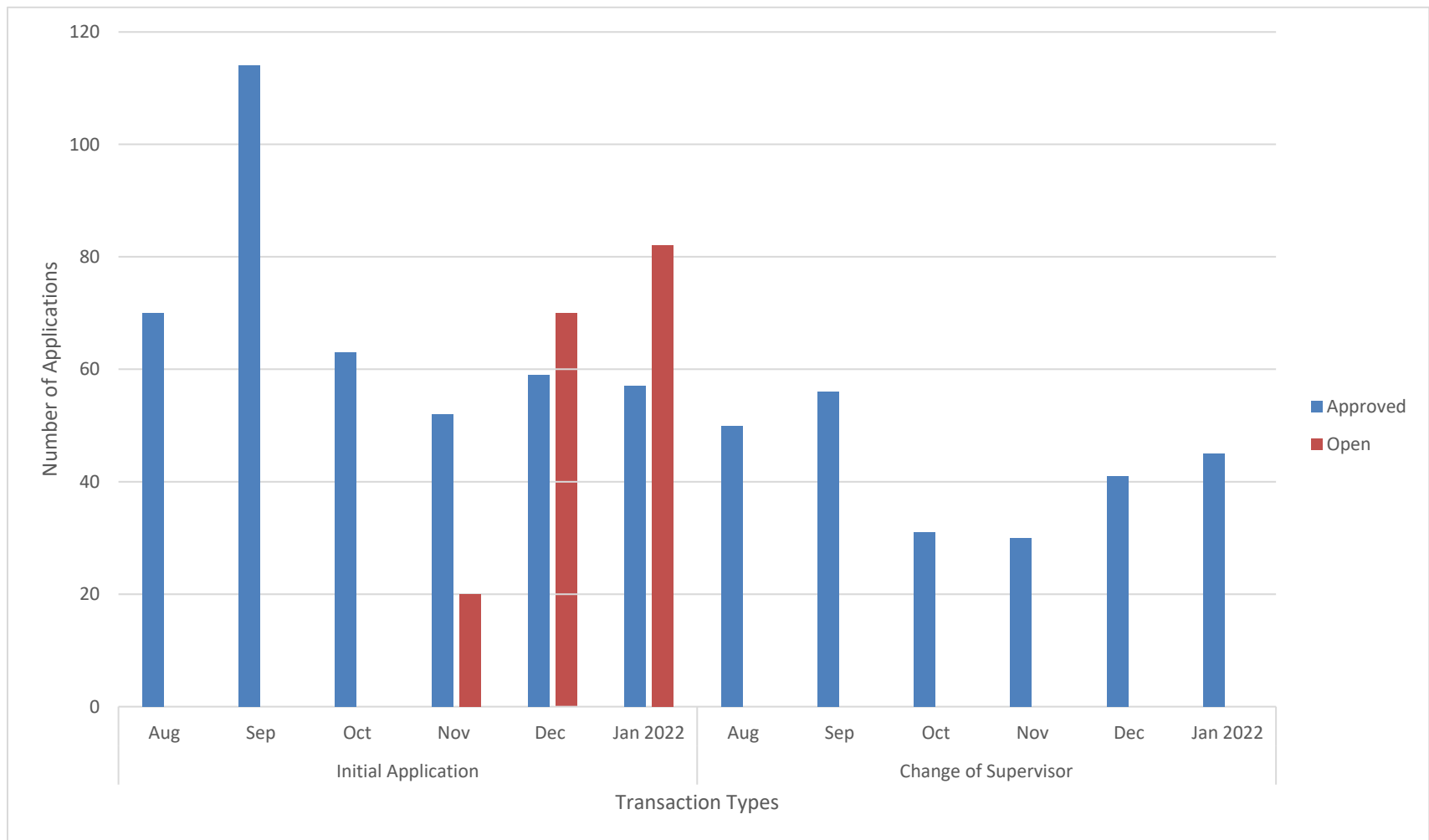
LICENSING POPULATION REPORT
BOARD OF PSYCHOLOGY
AS OF 1/31/2022

License Type	License Status								Total
	Licensing					Enforcement			
	Current	Inactive	Delinquent	Cancelled	Deceased	Surrendered	Revoked	Revoked, Stayed, Probation	
Psychologist	19,731	2,588	1,603	6,987	1,041	251	160	107	32,468
Psychological Associate	1,445	0	77	22,810	8	12	8	18	24,378
Total	21,176	2,588	1,680	29,797	1,049	263	168	125	56,846

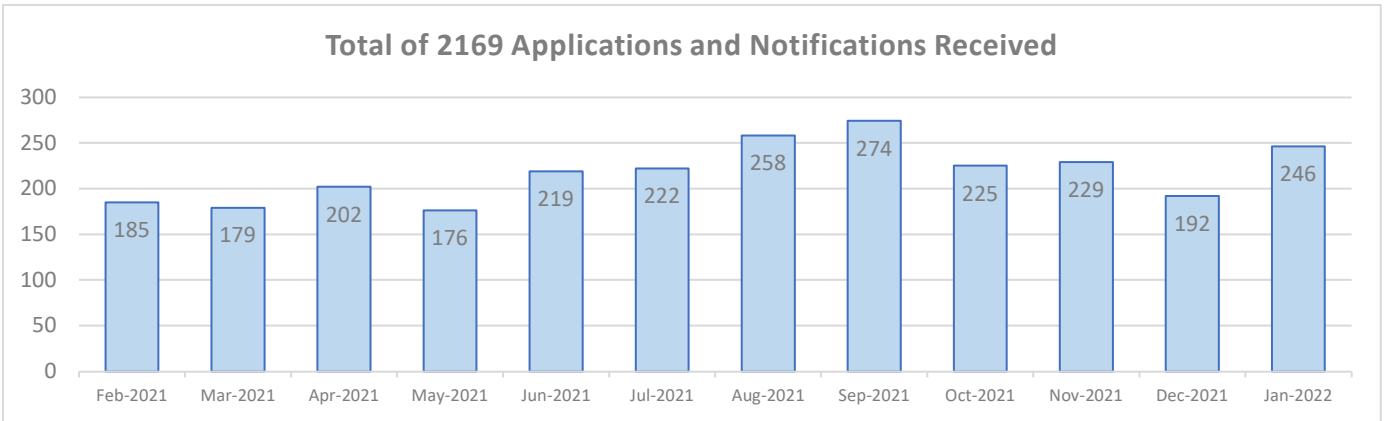
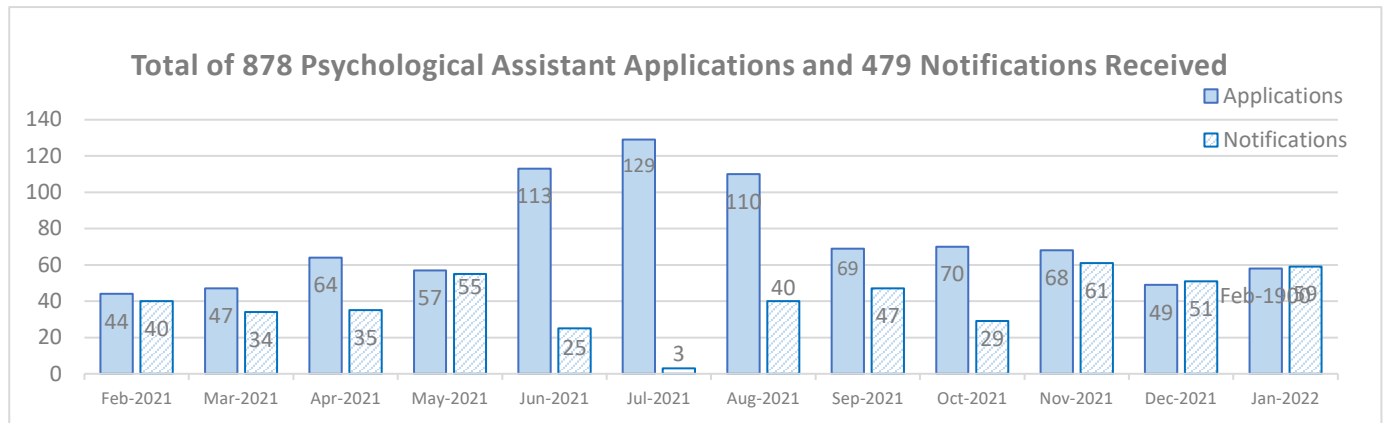
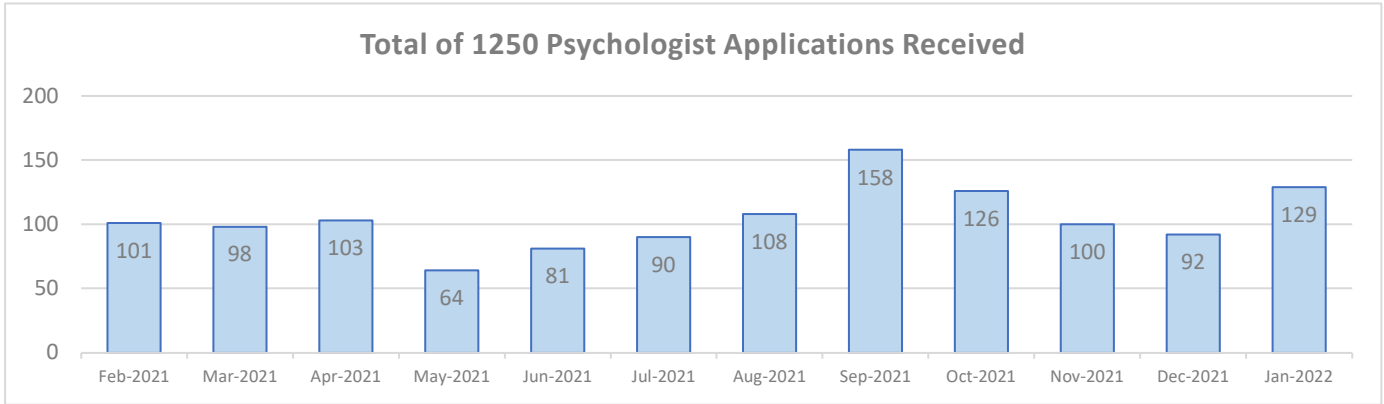
Psychologist Application Workload Report
 August 2021 to January 2022
 As of January 31, 2022



Psychological Associate Application Workload Report
 August 2021 to January 2022
 As of January 31, 2022



Applications and Notifications Received from February 2021 to January 2022
As of January 31, 2022



Applications and Notifications Received from February 2021 to January 2022
As of January 31, 2022



**Examination Statistics January 2021 – December 2021
As of January 31, 2022**

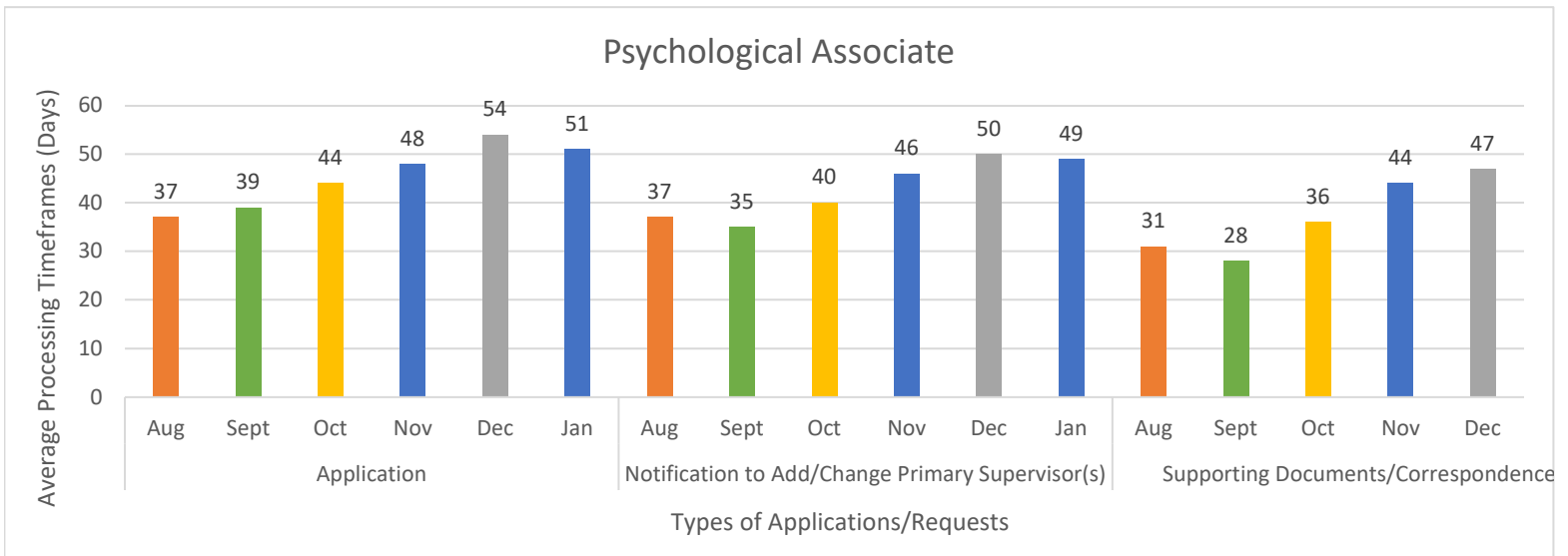
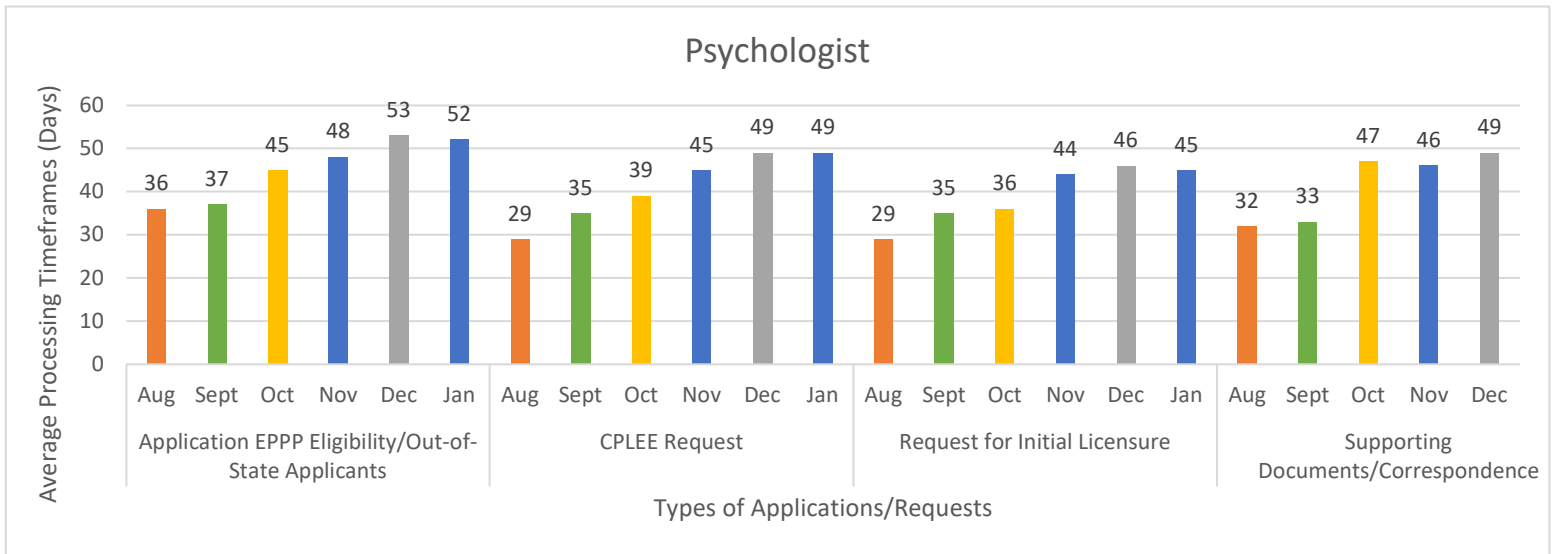
2021 Monthly EPPP Examination Statistics

Month	# of Candidates	# Passed	% Passed	Total First Timers	First Time Passed	% First Time Passed
January	99	51	51.52	46	32	69.57
February	89	45	50.56	51	34	66.67
March	78	36	46.15	37	26	70.27
April	152	72	47.37	86	53	61.63
May	131	59	45.04	63	44	69.84
June	170	75	44.12	83	58	69.88
July	163	69	42.33	78	44	56.41
August	128	49	38.28	60	40	66.7
September	117	46	39.32	60	35	58.33
October	100	30	30.00	47	21	44.68
November	127	42	33.07	49	24	48.98
December	117	40	34.19	41	25	60.98
Total	1471	614	41.74	701	436	62.20

2021 Monthly CPLEE Examination Statistics

Month	# of Candidates	# Passed	% Passed	Total First Timers	First Time Passed	% First Time Passed
January	58	41	70.69	39	27	69.23
February	83	53	63.86	63	38	60.32
March	109	83	76.15	85	66	77.65
April	87	68	78.16	64	51	79.69
May	79	60	75.95	47	37	78.72
June	105	88	83.81	81	71	87.65
July	82	58	70.73	60	43	71.67
August	128	107	83.59	77	66	85.71
September	165	133	80.61	99	79	79.80
October	76	59	77.63	57	42	73.68
November	64	50	78.13	50	43	86.00
December	95	75	78.95	74	58	78.38
Total	1131	875	77.37	796	621	78.02

Average Application Processing Timeframes from August 2021 to January 2022
As of January 13, 2021



MEMORANDUM

DATE	February 1, 2022
TO	Board Members
FROM	Stephanie Cheung Licensing Manager
SUBJECT	Agenda Item 19(c) Proposed Regulatory Changes to 16 CCR §§ 1380.3, 1381, 1381.1, 1381.2, 1381.4, 1381.5, 1382, 1382.3, 1382.4, 1382.5, 1386, 1387, 1387.10, 1387.1, 1387.2, 1387.3, 1387.4, 1387.5, 1387.6, 1388, 1388.6, 1389, 1389.1, 1391, 1391.1, 1391.3, 1391.4, 1391.5, 1391.6, 1391.8, 1391.11, 1391.12 Related to Pathways to Licensure

Background:

“Pathways to Licensure” is comprised of proposed amendments to the statutes and regulations that govern the Board’s licensure process. These changes were proposed by staff initially in 2014 with the intent to reduce barriers to licensure, eliminate confusion, and streamline the process, which has become one of the licensing goals as part of the Board’s strategic plan. These proposed changes were deliberated at multiple Licensure Committee meetings and Board meetings with input from our stakeholders. The final review was completed by the Board and approved at the November 2018 Board meeting.

As “Pathways to Licensure” involves changes to both statutes and regulations, the Board needed to first obtain the necessary statutory changes through legislation and then proceed with the rulemaking process to seek approval from the Office of Administrative Law for the proposed regulatory changes. For the legislative effort relating to “Pathways to Licensure”, Senate Bill (SB) 801 (Archuleta), Chapter 647, Statutes of 2021, was signed by the Governor and became effective January 1, 2022.

For regulatory changes, Board staff conducted an additional review in 2021 have proposed additional amendments for further removal of barriers, clarity, and efficiency.

As some revisions for psychological associates in the “Pathways to Licensure” are included in the regulation package to clarify the implementation of SB 1193 (Hill), Chapter 484, Statues of 2016 that is currently in the Initial Department Review phase, staff has reconciled this document with that regulatory package and made the necessary technical changes that appear in both the regulation packages for SB 1193 and “Pathways to Licensure”. Sections in the “Pathways to Licensure” with the same changes that are addressed in the SB 1193 (Hill) Psychological Associate regulation package have been removed.

On January 7, 2022, the Licensure Committee met and reviewed the proposed changes to the draft language and forms. They provided their input and delegated staff with the following items:

- Clarify the definitions for “real-time” and “licensee”
- Eliminate specifications of “General Applied Psychologist” and “Health Services Psychologist” in the language
- On the Verification of Experience form, remove acknowledgement of completion of supervision agreement and amend instructions to indicate trainee or supervisor can submit the form

The proposed additional amendments and follow-up items relating to draft language are included in Attachment A as indicated in yellow highlights for the Board’s review. The supplementary forms to the language are included in Attachment B.

Attachment:

A: “Pathways to Licensure” Regulation Review (Rev. 1/16/2022)

B: Forms

Action Requested:

Review and approve the additional proposed amendments and delegate staff to make any necessary changes in preparing the regulatory package.

“Pathways to Licensure” Regulations Review

§ 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) “~~b~~Board” means the Board of Psychology, ~~and the term~~

(b) “~~e~~Code” 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.~~

~~(ed) “Licensee” means a psychologist or registered psychological associate registrant licensed by the Board pursuant to BPC Section 23.7.~~

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

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

~~(h) “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 ~~e~~Code.

(a) An application to take the Examination for Professional Practice in Psychology (EPPP) shall include the following:

- (1) Application to take the EPPP (Rev. XX/XX), hereby incorporated by reference
- (2) Verification of Experience (Rev. XX/XX), hereby incorporated by reference
- (3) Official Transcript

(b) An application to take the California Psychology Law and Ethics Exam (CPLÉE) shall include the following:

- (1) Application to take the CPLÉE (Rev. XX/XX), hereby incorporated by reference
- (2) Additional Verification of Experience (Rev. XX/XX), hereby incorporated by reference, if applicable

Commented [CS1]: Include the 2 ways for VOE to be submitted either by the trainee or the supervisor once an application has been submitted to the Board (include this on the instruction page of the form)

- Trainee can submit directly along with their application
- Supervisor can submit directly to the Board once an app is on file -> prefer to send this to us electronically
- No need for sealed envelope anymore

“Pathways to Licensure” Regulations Review

(3) Any application or examination fees pursuant to section 1392

(c) An application for licensure shall include the following:

(1) Application for licensure (Rev. XX/XX), hereby incorporated by reference

(2) Any application fees as listed in section 1392

(3) Evidence of prelicensure coursework pursuant to BPC section 2915.5 or sections 1382, 1382.3, 1382.4, 1382.5

(4) Evidence of fingerprint submission and related fees as prescribed by XXXX

(d) Applicants who obtained eligibility from another jurisdiction outside of California, have taken and passed the EPPP but are not licensed, or are currently licensed at the doctoral level in another state, Canadian province, or U.S. territory and have taken and passed the EPPP, shall submit the Out-of-State Applicants: Application to take the CPLEE (Rev. XX/XX), hereby incorporated by reference and as described in subdivision (c).

Commented [CS2]: This additional section was added after the Licensure Committee upon further review by staff.

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

§ 1381.1. Abandonment~~Withdrawal~~ 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 documentation or fees as required by the Psychology Act and regulations 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.~~

If an applicant does not supply documents or fees as required by these Psychology Regulations or the Code, after thirty-six (36) months of having been notified by the Board that documents or fees are required, the applicant's application shall be deemed abandoned. Thereafter, the applicant meeting all current licensure requirements may submit a new application with applicable fees without prejudice. Such applicant shall be required to take and pass the California Psychology Laws and Ethics Examination (CPLEE).

Commented [CS3]: This section is reworded and includes the proposed changes in section 1381.5 for their similarity after the Licensure Committee upon further review by staff.

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.

“Pathways to Licensure” Regulations Review

1
2 **§ 1381.4. Failure to Appear for Examination—Withdrawal of Application.**
3

4 ~~The application shall be deemed withdrawn, for a~~Any applicant approved to take or
5 retake a ~~Board~~ licensing examination who fails to appear for such examination in any
6 twelve-month period ~~shall be deemed have his or her application withdrawn.~~ An
7 applicant who subsequently decides to take the examination shall be required to file a
8 new application and pay the current application and examination fees.
9

10 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
11 Sections 2914, 2931, 2940, 2941, and 2942, Business and Professions Code.
12

13 **§ 1381.5. Failure to Pay Initial License Fee.**
14

15 ~~An application shall be deemed to have been abandoned/withdrawn if an applicant fails~~
16 ~~to pay the initial license fee within three years/thirty-six (36) months after notification by~~
17 ~~the Board that the fee for licensure is due. An applicant whose application has been~~
18 ~~deemed withdrawn/abandoned may again be eligible for licensure upon the filing of a~~
19 ~~new application and meeting all current licensure requirements, including~~
20 ~~payment of any fees. Such applicant shall not be required to take the Examination for~~
21 ~~Professional Practice in Psychology (EPPP) but shall take and pass the California~~
22 ~~Psychology Supplemental Laws and Ethics Examination (CPSLEE).
23~~

24 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
25 Sections 2940 and 2983, Business and Professions Code.
26

27 **§ 1382. Human Sexuality Training.**
28

29 (a) An applicant for licensure as a psychologist shall complete as a condition of
30 licensure a minimum of six (6) hours of coursework or applied experience in human
31 sexuality, which includes the study of physiological, psychological and sociocultural
32 variables associated with sexual identity, sexual behavior or sexual disorders, major
33 treatment approaches and the specific ethical and legal issues related to practice in this
34 area.
35

36 (b) This requirement shall be met in one of the following ways:
37

38 (1) Obtained as part of the applicant’s qualifying graduate degree program. To
39 satisfy this requirement, the applicant shall submit to the Board a written certification
40 from the registrar or training director of the educational institution or program from
41 which the applicant graduated stating that the coursework required by this section is
42 included within the institution’s curriculum required for graduation at the time the
43 applicant graduated, or within the coursework that was completed by the applicant.
44

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

“Pathways to Licensure” Regulations Review

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

6
 7 (3) By taking a continuing education course that meets the requirements of
 8 subdivision (de) or (ef) of section 2915 and that qualifies as a continuing education
 9 learning activity category specified in paragraph (2) or (3) of subdivision (c) of
 10 section 2915. To satisfy this requirement, the applicant shall submit to the board a
 11 certification of completion.

12
 13 ~~Unless otherwise exempted, all persons applying for a license as a psychologist shall, in~~
 14 ~~addition to all other requirements for licensure, have completed coursework or training~~
 15 ~~in human sexuality which meets the requirements of this section. Such training shall:~~

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

17 ~~(b) Be obtained~~

18
 19 ~~(1) In an accredited or approved educational institution, as defined in section~~
 20 ~~2901 of the Code, including extension courses offered by such institutions, or~~

21
 22 ~~(2) In an educational institution approved by the Department of Education~~
 23 ~~pursuant to section 94310 of the Education Code, or~~

24
 25 ~~(3) From a continuing education provider approved by a professional association, or~~

26
 27 ~~(4) In a course sponsored or offered by a professional association, or~~

28
 29 ~~(5) In a course sponsored, offered or approved by a local, county or state~~
 30 ~~department of health or mental health or by health agencies of the Federal~~
 31 ~~Government.~~

32
 33 ~~(c) Have a minimum length of ten (10) contact hours.~~

34
 35 ~~(d) Include the study of physiological-psychological and social-cultural variables~~
 36 ~~associated with sexual identity, sexual behavior or sexual disorders.~~

37
 38 ~~All applicants shall provide the board with documentation of completion of the required~~
 39 ~~human sexuality training. It is the intent of the board that all persons licensed to practice~~
 40 ~~psychology have minimal training in human sexuality. It is not intended that by~~
 41 ~~complying with the requirements of this section only, a practitioner is fully trained in the~~
 42 ~~subject of sex therapy.~~

43
 44 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
 45 Section 25, Business and Professions Code.

“Pathways to Licensure” Regulations Review

§ 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 (de) or (ef) 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.~~

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

3
4 ~~(d) The course shall include training in each of the following subjects as they relate to~~
5 ~~alcoholism and chemical dependency:~~

6
7 ~~(1) The definition of alcoholism and other chemical dependency, and the evaluation~~
8 ~~of the user.~~

9
10 ~~(2) Current theories of, and research on, the etiology of substance abuse.~~

11
12 ~~(3) Physiological and medical aspects and effects of alcoholism and other chemical~~
13 ~~dependency.~~

14
15 ~~(4) Psychopharmacology and the interaction of various classes of drugs, including~~
16 ~~alcohol.~~

17
18 ~~(5) Diagnosing and differentiating alcoholism and substance abuse in patients~~
19 ~~referred for other clinical symptoms, such as depression, anxiety, psychosis, and~~
20 ~~impotence.~~

21
22 ~~(6) Populations at risk with regard to substance abuse.~~

23
24 ~~(7) Cultural and ethnic considerations.~~

25
26 ~~(8) Prenatal effects.~~

27
28 ~~(9) Adolescent substance abuse.~~

29
30 ~~(10) Implications for the geriatric population.~~

31
32 ~~(11) Iatrogenic dependency.~~

33
34 ~~(12) Major treatment approaches to alcoholism and chemical dependency, including~~
35 ~~research and application.~~

36
37 ~~(13) The role of persons and systems which support or compound abuse.~~

38
39 ~~(14) Family issues which include treatment approaches with families of alcoholics~~
40 ~~and/or substance abusers.~~

41
42 ~~(15) The process of referring affected persons.~~

43
44 ~~(16) Community resources offering assessment, treatment and follow up for the~~
45 ~~abuser and family.~~

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

2
3 ~~(18) Prevention of substance abuse.~~

4
5 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
6 Section 2914(e), Business and Professions Code.

7
8 **§ 1382.4. Child Abuse Assessment, Detection, Intervention, and Reporting**
9 **Training Requirements.**

10
11 (a) An applicant for licensure as a psychologist who began graduate study on or after
12 January 1, 1983, shall complete as a condition of licensure a minimum of seven (7)
13 hours of coursework or applied experience in child abuse and neglect assessment,
14 detection, intervention, and reporting. Such coursework or training shall include
15 assessment, detection, intervention, and reporting of child abuse and neglect, the study
16 of physiological, psychological, and sociocultural variables associated with child abuse
17 and neglect, prevailing treatment models, and the specific ethical and legal issues
18 related to practice in this area.

19
20 (b) This requirement shall be met in one of the following ways:

21
22 (1) Obtained as part of the applicant's qualifying graduate degree program. To
23 satisfy this requirement, the applicant shall submit to the Board a written certification
24 from the registrar or training director of the educational institution or program from
25 which the applicant graduated stating that the coursework required by this section is
26 included within the institution's curriculum required for graduation at the time the
27 applicant graduated, or within the coursework that was completed by the applicant.

28
29 (2) Obtained as part of the applicant's applied experience. Applied experience can
30 be met in any of the following settings: practicum, internship, or formal postdoctoral
31 placement that meets the requirement of section 2911, or other qualifying
32 supervised professional experience. To satisfy this requirement, the applicant shall
33 submit to the board a written certification from the director of training for the program
34 or primary supervisor where the qualifying experience has occurred stating that the
35 training required by this section is included within the applied experience.

36
37 (3) By taking a continuing education course that meets the requirements of
38 subdivision (de) or (ef) of section 2915 and that qualifies as a continuing education
39 learning activity category specified in paragraph (2) or (3) of subdivision (c) of
40 Section 2915. To satisfy this requirement, the applicant shall submit to the board a
41 certification of completion.

42
43 ~~All persons applying for a license or renewal of a license as a psychologist shall in~~
44 ~~addition to all other requirements for licensure, have completed coursework or training~~
45 ~~in child abuse assessment and reporting and shall submit documentation thereof to the~~
46 ~~board. The coursework or training in child abuse assessment and reporting shall consist~~

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1 of not less than 7 instructional hours and shall include training in each of the subject
2 areas described in section 28 of the Code. The coursework or training shall be:

3
4 (a) Obtained at an educational institution, or in an extension course offered by an
5 institution which is accredited by the Western Association of Schools and Colleges, the
6 Northwest Association of Secondary and Higher Schools, or an essentially equivalent
7 accrediting agency as determined by the board or approved by the State Department of
8 Education pursuant to section 94310.2 of the Education Code; or

9
10
11 (b) Obtained from a statewide professional association representing the professions of
12 psychology, social work, or marriage, family and child counseling; or

13
14 (c) Obtained from or sponsored by a local county, state or federal governmental entity.

15
16 (d) Completed after January 1, 1983.

17
18 Note: Authority cited: Sections 28 and 2930, Business and Professions Code.

19 Reference: Section 28, Business and Professions Code.

20 21 **§ 1382.5. Spousal or Partner Abuse Assessment, Detection, and Intervention** 22 **Strategies Training Requirements.**

23
24 (a) An applicant for licensure as a psychologist shall complete as a condition of
25 licensure a minimum of six (6) hours of coursework or applied experience in spousal or
26 partner abuse assessment, detection, and intervention strategies. Such coursework or
27 training shall include assessment, detection, and intervention of spousal abuse, the
28 study of physiological, psychological, and sociocultural variables associated with
29 spousal abuse, prevailing treatment models, and the specific ethical and legal issues
30 related to practice in this area.

31
32 (b) This requirement shall be met in one of the following ways:

33
34 (1) Obtained as part of the applicant’s qualifying graduate degree program. To
35 satisfy this requirement, the applicant shall submit to the Board a written certification
36 from the registrar or training director of the educational institution or program from
37 which the applicant graduated stating that the coursework required by this section is
38 included within the institution’s curriculum required for graduation at the time the
39 applicant graduated, or within the coursework that was completed by the applicant.

40
41 (2) Obtained as part of the applicant’s applied experience. Applied experience can
42 be met in any of the following settings: practicum, internship, or formal postdoctoral
43 placement that meets the requirement of section 2911, or other qualifying
44 supervised professional experience. To satisfy this requirement, the applicant shall
45 submit to the board a written certification from the director of training for the program

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1 or primary supervisor where the qualifying experience has occurred stating that the
 2 training required by this section is included within the applied experience.

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

9
 10 ~~All persons applying for a license as a psychologist who began their graduate training~~
 11 ~~on or after January 1, 1995 shall, in addition to all other requirements for licensure, have~~
 12 ~~completed coursework in spousal or partner abuse assessment, detection, and~~
 13 ~~intervention strategies and shall submit documentation thereof to the board. The~~
 14 ~~coursework in spousal or partner abuse assessment, detection, and intervention~~
 15 ~~strategies shall consist of not less than a combined total of two (2) hours focused on this~~
 16 ~~topic. All persons applying for a license as a psychologist who began their graduate~~
 17 ~~training on or after January 1, 2004 shall also meet the above requirement, however,~~
 18 ~~such course shall consist of at least fifteen (15) contact hours.~~

19 The coursework shall be:

20
 21 (a) ~~taken in fulfillment of other educational requirements in the applicant's graduate~~
 22 ~~and/or doctoral training, or~~

23
 24 (b) ~~taken in a separate course approved by the board's recognized continuing education~~
 25 ~~accrediting agency, or~~

26
 27 (c) ~~taken in a separate course provided by a sponsor approved by the American~~
 28 ~~Psychological Association.~~

29
 30 (d) ~~completed after January 1, 1995.~~

31
 32
 33 ~~An applicant may request an exemption from this requirement if he or she intends to~~
 34 ~~practice in an area that does not include the direct provision of mental health services.~~

35
 36 Note: Authority cited: Sections 2914(f) and 2930, Business and Professions Code.
 37 Reference: Section 2914(f), Business and Professions Code.

38 § 1386. Revised Criteria for Evaluation of Education.

39
 40
 41 (a) ~~Only those doctorate degrees which that are designated as being earned in a~~
 42 ~~department or school of psychology, educational psychology or education with the~~
 43 ~~psychology with the field of specialization in clinical, counseling, school, consulting,~~
 44 ~~forensic or industrial/organizational psychology, or in education with the field of~~
 45 ~~specialization in counseling psychology, or educational psychology, or school~~
 46 ~~psychology field of specialization in counseling psychology or educational psychology~~

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1 shall be accepted as an earned doctorate degree as specified in section 2914,
 2 subdivisions (b) ~~and (c)(1) through (3)~~, of the Code. If compliance with section 2914 of
 3 the Code is not evident on the official transcript, the Board may require that any
 4 doctorate degree earned in education with the field of specialization in counseling
 5 ~~psychology or educational psychology~~ be certified by the registrar ~~as such a degree~~.

6
 7 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
 8 Section 2914, Business and Professions Code.

9 10 **§ 1387. Supervised Professional Experience (SPE).**

11
 12 This section applies to all trainees, ~~pre- or post-doctoral, who intend accruing for hours~~
 13 ~~of supervised professional experience (SPE) to count toward meeting the~~
 14 ~~licensing/icensure requirements stated in section 2914(ed) of the Business and~~
 15 ~~Professions Code. This section also applies to all~~ These trainees accruing hours of
 16 SPE supervised experience in areas of general applied psychology that do not include
 17 ~~direct mental health services should refer to section 1387.3 for information on~~
 18 ~~establishing an alternate plan for SPE.~~

19
 20 (a) SPE is defined as an organized program that consists of a planned, structured and
 21 administered sequence of professionally supervised, comprehensive, ~~clinical~~ training
 22 experiences. SPE shall have a logical training sequence that builds upon the skills and
 23 competencies of trainees to prepare them for ~~the independent practice of psychology~~
 24 ~~once they become licensed. SPE shall include:~~

25
 26 ~~SPE shall include (1) socialization into the profession of psychology and shall be~~
 27 ~~augmented by integrated modalities including mentoring, didactic exposure, role-~~
 28 ~~modeling, enactment, observational/vicarious learning, and consultative guidance.~~

29
 30 ~~SPE shall include (2) activities which that address the integration of psychological~~
 31 ~~concepts and current and evolving~~ competencies, scientific knowledge, principles, and
 32 theories to the professional delivery of psychological services to the ~~consumer~~ public.

33
 34 ~~SPE shall include (3) only the time spent by the trainee engaged in psychological~~
 35 ~~activities that directly serve to prepare the trainee for the independent practice of~~
 36 ~~psychology once licensed. SPE shall not include custodial tasks such as filing,~~
 37 ~~transcribing or other clerical duties.~~

38
 39 The term “trainee” as used in these regulations means a psychology trainee working
 40 ~~under one of the conditions listed in subsections (a)(1) and (a)(2) of this section.~~

41 (ab) Pursuant to section 2914(ed) of the eCode, two years of qualifying SPE shall be
 42 completed and documented prior to licensure. One year of SPE shall be defined as
 43 1500 hours. At least one year of SPE shall be completed post-doctorally. Each year of
 44 SPE shall be completed within a thirty (30) consecutive months ~~period~~. If both years of
 45 SPE (3000 hours) are completed post-doctorally, they shall be completed within a sixty

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1 (60) ~~consecutive months period~~. Upon showing of good cause as determined by the
2 ~~Board~~, these specified time limitations may be reasonably modified.

3
4 (1) Pre-doctoral SPE: Up to 1500 hours of SPE may be accrued pre-doctorally but
5 only after completion of 48 semester/trimester or 72 quarter units of graduate
6 coursework in psychology, not including thesis, ~~internship~~ or dissertation. Pre-
7 doctoral SPE ~~shall~~ may be accrued ~~only~~ as follows:

8
9 (A) ~~In a formal~~ ~~an~~ ~~internship placement~~ pursuant to section 2911 of the ~~eCode~~,
10 ~~which is accredited by the American Psychological Association (APA), or which is~~
11 ~~a member of the Association of Psychology Postdoctoral and Internship Centers~~
12 ~~(APPIC) or the California Psychology Internship Council (CAPIC) and R~~registration
13 with the Board is not required. ~~A formal internship placement that actually began~~
14 ~~prior to January 1, 2007 that meets the membership requirements of, but is not a~~
15 ~~member of, APPIC or CAPIC will satisfy the requirements of this section; however,~~
16 ~~verification of the internship (e.g., proof of internship enrollment on transcript, a~~
17 ~~copy of the official internship placement with the start and end date) shall be~~
18 ~~provided to the Board;~~ or

19
20 (B) As an employee of an exempt setting pursuant to section 2910 of the ~~C~~code
21 ~~and, R~~registration with the ~~B~~Board is not required; or

22
23 (C) As a registered psychological associate pursuant to section 2913 of the ~~C~~code
24 ~~and, R~~registration with the ~~B~~Board prior to commencing work is required; ~~or~~

25
26 (D) Pursuant to a ~~Department of Mental Health Waiver granted under section~~
27 ~~(5751.2(d) of the Welfare and Institutions Code)~~ for which registration with the
28 board is not required; ~~however, evidence of an approved waiver shall be provided~~
29 ~~to the Board.~~

30
31 (2) Post-doctoral SPE: At least 1500 hours of SPE shall be accrued post-
32 doctorally. “Post-doctorally” means after the date certified as “meeting all the
33 requirements for the doctoral degree” by the Registrar or Dean of the educational
34 institution, ~~or by the Director of Training of the doctoral program~~. Post-doctoral
35 SPE ~~shall~~ may be accrued ~~only~~ as follows:

36
37 (A) ~~For postdoctoral SPE accrued on or after January 1, 2006, in~~ ~~In~~ a formal post-
38 doctoral ~~training placement program~~ pursuant to section 2911 of the ~~C~~code, ~~which~~
39 ~~is accredited by the American Psychological Association (APA), or which is a~~
40 ~~member of the Association of Psychology Postdoctoral and Internship Centers~~
41 ~~(APPIC) or the California Psychology Internship Council (CAPIC) and R~~registration
42 with the ~~B~~board is not required; ~~however, verification of formal post-doctoral~~
43 ~~training placement (e.g., a copy of the placement contract with the start and end~~
44 ~~date) shall be provided to the Board;~~ or

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

3
4 ~~(B) As an employee of an exempt setting pursuant to section 2910 of the Code,~~
5 ~~and registration with the Board is not required; or~~

6
7 ~~(D) As a registered psychological associate pursuant to section 2913 of the~~
8 ~~Code, and registration with the Board prior to commencing work is required; or,~~

9
10 ~~(E) Pursuant to a Department of Mental Health Waiver granted under section~~
11 ~~(5751.2(d) of the Welfare and Institutions Code) for which registration with the~~
12 ~~board is not required; however, evidence of an approved waiver shall be provided~~
13 ~~to the Board.~~

14
15 ~~(b)~~ Supervision Requirements:

16
17 (1) All SPE must be overseen by a primary supervisor.

18
19 (A) All primary supervisors must be licensed psychologists who meet the
20 requirements of section 1387.1(a), except for SPE accrued in areas of general
21 applied psychology, including but not limited to applied psychological research,
22 industrial/organizational psychology, applied developmental psychology or
23 consulting psychology, in which case the primary supervisor may be unlicensed.

24
25 If the primary supervisor is unlicensed, the trainee must obtain a co-supervisor who
26 is a licensed psychologist that meets the requirements of section 1387.1(c).

27
28 (B) The primary supervisor may delegate supervision to other licensed mental
29 health professionals who meet the requirements of section 1387.1(b).

30
31 ~~Primary supervisors shall meet the requirements set forth in section 1387.1.~~

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

33
34 ~~(23) Trainees shall have no proprietary interest in the business of the primary or~~
35 ~~delegated supervisor(s) and shall not serve in any capacity which that would hold~~
36 ~~influence over the primary or delegated supervisor(s)' judgment in providing~~
37 ~~supervision.~~

38
39 ~~(34) Trainees shall be provided with supervision for 10% of the total time. A~~
40 ~~maximum of 40 hours per week can be credited toward SPE. Time spent in~~
41 ~~supervision can be counted toward the trainee's SPE. worked each week. At least~~
42 ~~one (1) hour per week shall be face-to-face, must be in real-time, direct, individual~~
43 ~~supervision with the primary supervisor. Additional supervision can be provided by~~
44 ~~the primary, delegated, or co-supervisor(s). See table below for supervision~~
45 ~~requirements.~~

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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

1
2 ~~(5) A maximum of forty four (44) hours per week will be credited toward meeting~~
3 ~~the SPE requirement. This shall include the required 10% supervision.~~

4
5 ~~(6) The primary supervisor shall be employed by the same work setting as the~~
6 ~~trainee and be available to the trainee 100% of the time the trainee is accruing~~
7 ~~SPE. This availability may be in person, by telephone, by pager or by other~~
8 ~~appropriate technology.~~

9
10 ~~(7) Primary supervisors shall ensure that a plan is in place to protect the~~
11 ~~patient/client in the event a patient/client crisis or emergency occurs during any~~
12 ~~time the supervisor is not physically present at the established site at which the~~
13 ~~trainee is working. The primary supervisor shall ensure that the trainee thoroughly~~
14 ~~understands the plan in the event of a crisis/emergency.~~

15
16 ~~(8) SPE shall not be obtained from supervisors who have received payment,~~
17 ~~monetary or otherwise, from the trainee for the purpose of providing such~~
18 ~~supervision. No supervisor shall request, receive, or facilitate the receipt of~~
19 ~~payment, monetary or otherwise, from the trainee as a condition for the accrual of~~
20 ~~SPE.~~

21
22 ~~(9) SPE Experience gained while the trainee is functioning under another mental~~
23 ~~health license shall not be credited toward meeting the SPE requirements for~~
24 ~~licensure. the psychologist's license.~~

25
26 ~~(10) Prior to the start of the experience, the primary supervisor and the supervisee~~
27 ~~shall together prepare an agreement that outlines the structure and sequence of~~
28 ~~the planned program of supervision to accomplish the goals and objectives of the~~
29 ~~experience. Hours accrued prior to preparing such an agreement results in those~~
30 ~~hours not counting toward the licensure requirements. The original agreement shall~~
31 ~~accompany the application for registration, if any, and identify at least the following:~~

- 32 • ~~Name, license number and signature of primary supervisor;~~
- 33 • ~~Name and signature of supervisee;~~
- 34 • ~~Statutory authority under which the supervisee will function;~~
- 35 • ~~Start date of the experience and the anticipated completion date;~~
- 36 • ~~Duties to be performed in a sequential structured plan as defined in this~~
37 ~~section;~~
- 38 • ~~Address of the locations at which the duties will be performed;~~

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- 1 • Goals and objectives of the plan for SPE, including how socialization into the
- 2 profession will be achieved; and
- 3 • How and when the supervisor will provide periodic assessments and feedback
- 4 to the traineesupervisee as to whether or not he or she is performing as
- 5 expected.

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

9
10 (644) Once the SPE outlined in the agreement has been completed, the primary
11 supervisor shall sign and date submit to the traineesupervisee both the agreement,
12 unless previously submitted to the Board pursuant to Section 1387(b)(10), and a
13 verification of experience form VOE (Rev. XX/XX), which is hereby incorporated by
14 reference, signed by the primary supervisor under penalty of perjury, in a sealed
15 envelope, signed across the seal by the primary supervisor, for submission to the
16 Board by the traineesupervisee along with his or herthe trainee's application for
17 licensure. The verification shall certify to completion of the hours consistent with
18 the terms of the agreement and contain the following information:

- 19 • Name and contact information of the trainee
- 20 • Name, license number and contact information of the supervisor
- 21 • Start and end date of the experience
- 22 • Total number of hours per week worked by the trainee
- 23 • Total number of supervised hours per week
- 24 • Total number of hours being verified

25
26 The supervisor must indicate, in his or herthe supervisor's best professional
27 judgment, whether the traineesupervisee demonstrated an overall performance at
28 or above the level of competence expected for the trainee'ssupervisee's level of
29 education, training and experience. When SPE is accrued in a formal pre-doctoral
30 internship or post-doctoral training program, the program's training director shall be
31 authorized to perform the verification and rating duties of the primary supervisor
32 provided that the internship training director is a licensed psychologist who
33 possesses a valid, active license free of any disciplinary action.

34
35 If the SPE is not consistent with the terms of the agreement, or if the
36 traineesupervisee did not demonstrate an overall performance at or above the
37 level of competence expected for the trainee'ssupervisee's level of education,
38 training and experience, then the SPE hours accrued shall will not count towards the
39 licensure requirements.

40
41 (7) The trainee shall maintain a written weekly log of all hours of SPE earned
42 toward licensure, in accordance with section 1387.5.

43
44 (8) Failure to comply with the requirements of this section shall be considered
45 unprofessional conduct and may subject the supervisor to disciplinary action.

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1 (c) ~~Delegated Supervision Requirements:~~

2
3 ~~(1) Except as provided in section 1391.5, which regulates the supervision of~~
4 ~~registered psychological associates, primary supervisors may delegate supervision~~
5 ~~to other qualified psychologists or to other qualified mental health professionals~~
6 ~~including licensed marriage and family therapists, licensed educational~~
7 ~~psychologists, licensed clinical social workers and board certified psychiatrists.~~

8
9 ~~(2) The primary supervisor remains responsible for providing the minimum one~~
10 ~~hour per week of direct, individual face to face supervision.~~

11
12 ~~(3) The primary supervisor remains responsible for ensuring compliance with this~~
13 ~~section.~~

14
15 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
16 Sections 2911 and 2914, Business and Professions Code.

17
18 **§ 1387.10 Supervision Requirements for Trainees who have Accrued Hours**

19
20 ~~This section applies to trainees who have completed 3000 hours of supervised~~
21 ~~professional experience. If an individual has completed all required hours of SPE, they~~
22 ~~must still comply with the requirements as set forth in Section 1387(c).~~

23
24 ~~Notwithstanding completion of all required hours of supervised professional experience,~~
25 ~~all trainees must comply with the requirements of 1387(c).~~

Commented [CS4]: This section was reworded after the Licensure Committee upon further review by staff.

26
27 **§ 1387.1. Qualifications and Responsibilities of Primary Supervisors.**

28
29 All primary supervisors shall be licensed psychologists.

30
31 (a) Primary supervisors shall comply with all of the following requirements:

32
33 (1) Prior to functioning as a primary supervisor and every two (2) years thereafter
34 while acting as a primary supervisor, the supervisor shall complete six (6) hours of
35 approved continuing professional development in supervision that meets the
36 requirements in section 1397.61(c)(2).

37
38 (A) Primary supervisors shall certify under penalty of perjury to completion of the
39 six (6) hour course, as required by this section, each time the supervisor completes
40 a verification of the experience as referenced in section 1387(c)(7).

41
42 (B) Documentation of the course shall be maintained for six (6) years from the date
43 of completion. Evidence of completion of the course shall be submitted to the
44 Board upon request.

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

8
 9 ~~(b) Primary supervisors who are licensed by the Board shall complete a minimum of six~~
 10 ~~(6) hours of supervision coursework every two years.~~

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

14
 15 ~~(3c) Primary supervisors shall be in compliance~~Ensure that all supervisors and
 16 ~~trainees comply at all times~~with the provisions of the Psychology Licensing Law
 17 and ~~regulations the Medical Practice Act, whichever is applicable, and the~~
 18 ~~regulations adopted pursuant to these laws.~~

19
 20 ~~(d) Primary supervisors shall be responsible for ensuring compliance at all times by the~~
 21 ~~trainee with the provisions of the Psychology Licensing Law and the regulations~~
 22 ~~adopted pursuant to these laws.~~

23
 24 ~~(4e) Primary supervisors shall b~~Be responsible for ensuring that all SPE including
 25 ~~record keeping is conducted in compliance with the Ethical Principles of~~
 26 ~~Psychologists and Code of Conduct of published by the American Psychological~~
 27 ~~Association.~~

28
 29 ~~(5f) Primary supervisors shall b~~Be responsible for monitoring the welfare of the
 30 ~~trainee's clients who receive psychological services rendered by the trainees.~~

31
 32 ~~(6g) Primary supervisors shall e~~Ensure that each client or patient is informed, prior
 33 to the rendering of services by the trainee ~~(1) that:~~

34
 35 ~~(A) †The trainee is unlicensed and is functioning under the direction and~~
 36 ~~supervision of the supervisor; (2) that~~

37
 38 ~~(B) †The primary supervisor shall have full access to the client treatment records; in~~
 39 ~~order to perform supervision responsibilities and (3) that~~

40
 41 ~~(C) a~~Any fees associated with services provided by the trainee paid for the
 42 services of the trainee mustshall be paid directly to the ~~primary supervisor or~~
 43 ~~employer.~~
 44
 45

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1 ~~(7h) Primary supervisors shall b~~Be responsible for monitoring the performance and
 2 professional development of the trainee, ~~and including~~ how and when the
 3 supervisor will provide periodic assessments and feedback to the
 4 ~~trainee~~supervisee as to whether or not ~~the trainee~~he or she is performing as
 5 expected.

6
 7 ~~(i) Primary supervisors shall ensure that they have the education, training, and~~
 8 ~~experience in the area(s) of psychological practice they will supervise.~~

9
 10 ~~(8j) Primary supervisors shall h~~Have no current or former financial, personal, or
 11 familial, intimate, business relationship with the trainee, or other relationship with
 12 the trainee which would that could compromise the supervisor's effectiveness,
 13 and/or which would that violates the Ethical Principles of Psychologists and Code of
 14 Conduct of published by the American Psychological Association.

15
 16 ~~(k) Primary supervisors shall not supervise a trainee who is now or has ever been a~~
 17 ~~psychotherapy client of the supervisor.~~

18
 19 ~~(l) Primary supervisors shall not exploit trainees or engage in sexual relationships or any~~
 20 ~~other sexual contact with trainees.~~

21
 22 ~~(9m) Primary supervisors shall require~~Provide the trainees to review with the
 23 pamphlet “Professional Therapy Never Includes SexSexual Behavior.”

24
 25 ~~(10n) Primary supervisors shall m~~Monitor the supervision performance of
 26 ~~all~~provided by delegated supervisors.

27
 28 ~~(11) Be employed or contracted by the same organization as the trainee and be~~
 29 ~~available 100% of the time SPE is being accrued. This availability may be in-~~
 30 ~~person, by telephone, or by other appropriate technology.~~

31
 32 ~~(12) Ensure that a crisis plan is in place to protect the client in the event a crisis or~~
 33 ~~emergency occurs during any time the supervisor is not physically present at the~~
 34 ~~location the trainee is working. The primary supervisor shall ensure that the trainee~~
 35 ~~thoroughly understands the crisis plan.~~

36
 37 ~~(13) Have the education, training and experience in the areas of psychological~~
 38 ~~practice for which they will supervise, and shall be responsible for supervising the~~
 39 ~~psychological functions performed by the trainee and ensure compliance with the~~
 40 ~~provisions of the Code, the Board's regulations, and the Ethical Principles of~~
 41 ~~Psychologists and Code of Conduct published by ethical standards established by~~
 42 ~~the American Psychological Association pursuant to BPC section 2936.~~

43
 44 ~~Note: Authority cited: Section 2930, Business and Professions Code. Reference:~~
 45 ~~Section 2914, Business and Professions Code.~~

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1 ~~§ 1387.2. Qualifications and Responsibilities of Delegated Supervisors.~~

2 (b) A primary supervisor who is a licensed psychologist may delegate supervision to
 3 another psychologist, licensed marriage and family therapist, licensed educational
 4 psychologist, licensed clinical social worker, licensed professional clinical counselor or
 5 board certified psychiatrist. Upon such delegation, the primary supervisor shall maintain
 6 responsibility for providing the minimum one (1) hour per week of **real-time**, direct,
 7 individual supervision to the trainee, and ensuring compliance with this section.
 8 **Supervision may be provided by HIPAA compliant technology. For purposes of this**
 9 **Division 13.1, “real-time” requires the ability to see and hear synchronously, either in**
 10 **physical proximity or remotely in compliance with federal and state laws relating to**
 11 **confidentiality of patient health information.**

12
 13 ~~A Delegated supervisors shall be qualified psychologists or these other qualified~~
 14 ~~mental health professionals listed in section 1387(e). comply with all of the following~~
 15 ~~requirements:~~

16
 17 ~~(1) The delegated supervisor(s) shall~~ Be employed or contracted by ~~in~~ the same
 18 ~~entity~~ work setting as the trainee.

19
 20 ~~(2a) Delegated supervisors shall have~~ Possess and shall maintain a valid, active
 21 license free of any ~~current~~ formal disciplinary action that disqualifies the supervisor
 22 ~~from providing supervision, and shall immediately notify the trainee and the primary~~
 23 ~~supervisor of any disciplinary action initiated by the Board from which they receive~~
 24 ~~their license, including revocation, surrender, suspension, probation terms, or~~
 25 ~~changes in licensure status including inactive license, or any other license status~~
 26 ~~change that affects the supervisor’s ability or qualifications to supervise.~~

27
 28 ~~(3b) Delegated supervisors shall b~~ Be in compliance at all times with the provisions
 29 of the Psychology Licensing Law, and ~~other applicable State licensing laws and the~~
 30 ~~regulations adopted pursuant to these laws.~~

31
 32 ~~(4) Ensure that they have education, training, and experience in the areas of~~
 33 ~~psychological practice for which they will supervise.~~

34
 35 ~~(5c) Delegated supervisors shall b~~ Be responsible for ensuring compliance by the
 36 trainee with the provisions of the Psychology Licensing Law and ~~the regulations~~
 37 ~~adopted pursuant to these laws.~~

38
 39 ~~(6d) Delegated supervisors shall be responsible for e~~ Ensuring that all SPE and
 40 ~~record keeping performed under their~~ supervision ~~delegated to them~~ is conducted
 41 in compliance with the Ethical Principles of Psychologists and Code of Conduct of
 42 ~~published by~~ the American Psychological Association.

43
 44 ~~(7e) Delegated supervisors shall be responsible for m~~ Monitoring the welfare of the
 45 ~~trainees-clients who receive psychological services rendered by the trainee~~ while
 46 ~~under their delegated supervision.~~

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1
2 ~~(8f) Delegated supervisors shall be responsible for monitoring and report to the~~
3 ~~primary supervisor the performance and professional development of the~~
4 ~~trainee and for reporting this performance and development to the primary~~
5 ~~supervisor.~~

6
7 ~~(g) Delegated supervisors shall ensure that they have the education, training, and~~
8 ~~experience in the area(s) of psychological practice to be supervised.~~

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

14
15 ~~(i) Delegated supervisors shall not supervise a trainee who is now or has ever been a~~
16 ~~psychotherapy client of the supervisor.~~

17
18 ~~(j) Delegated supervisors shall not exploit trainees or engage in sexual relationships, or~~
19 ~~any other sexual contact with trainees~~

20
21 (c) If SPE is obtained in areas of general applied psychology, a licensed co-supervisor
22 is required if a primary supervisor is not licensed. The co-supervisor shall comply with
23 all of the following requirements:

24
25 (1) Possess and maintain a valid, active license issued by the Board free of any
26 formal disciplinary action that disqualifies the supervisor from providing supervision
27 during the period of supervision;

28
29 (2) Notify the trainee of any current disciplinary action that disqualifies the co-
30 supervisor from providing supervision;

31
32 (3) Prior to functioning as a co-supervisor and every two (2) years thereafter, the
33 co-supervisor shall complete six (6) hours of approved continuing education in
34 supervision that meets the requirements in section 1397.61(c)(1);

35
36 (A) Co-supervisors shall certify under penalty of perjury to completion of the six (6)
37 hour course, as required by this section, each time the co-supervisor completes a
38 verification of the experience as referenced in section 1387(c)(7); and

39
40 (B) Documentation of the course shall be maintained for six (6) years from the date
41 of completion. Evidence of completion of the course shall be submitted to the
42 Board upon request.

43
44 (4) Monitor the performance and professional development of the trainee and
45 report this to the primary supervisor;

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

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

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

10
 11 (d) Interim supervision by a person other than the primary supervisor may be provided
 12 by a person who meets the requirements of section 1387.1(a) for a period not to exceed
 13 thirty (30) consecutive calendar days in the event the primary supervisor is unavailable
 14 for reasons including, but not limited to, illness, injury or vacation. For psychological
 15 associates, interim supervision that is expected to continue for more than thirty (30)
 16 consecutive calendar days requires the psychological associate to add or change the
 17 primary supervisor at that location.

18
 19 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
 20 Section 2914, Business and Professions Code.

21 22 ~~§ 1387.3. Alternate Plan for Supervised Professional Experience in Non-Mental~~ 23 ~~Health Services.~~

24
 25 ~~This section pertains only to those trainees who are preparing for practice, once~~
 26 ~~licensed, in the non-mental health areas of the profession of psychology.~~

27
 28 ~~Due to lack of training sites and qualified supervisors, typically in the area of applied~~
 29 ~~psychological research, industrial organizational psychology, media and social-~~
 30 ~~experimental psychology, but not including those involving direct mental health services,~~
 31 ~~trainees in these areas of psychology shall submit a plan for supervised professional~~
 32 ~~experience to the board for approval on a case-by-case basis as provided for in section~~
 33 ~~2914(c) of the code. In all such cases, the proposed plan must be submitted by the~~
 34 ~~supervisee and approved by the board prior to commencement of supervision.~~
 35 ~~Supervised professional experience (SPE) which is accrued prior to the approval of the~~
 36 ~~plan will not count towards licensure.~~

37 38 (a) Supervision Plan Required

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

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

3
4 ~~(b) Hours and Setting Requirements~~

5
6 ~~(1) Pursuant to section 2914(c) of the code, two years of qualifying SPE shall be~~
7 ~~completed and documented prior to licensure. One year of SPE shall be defined as~~
8 ~~1500 hours. At least one year of SPE shall be completed postdoctorally. Each year~~
9 ~~of SPE shall be completed within a thirty (30) consecutive month period. If both~~
10 ~~years of SPE (3000 hours) are completed postdoctorally, they shall be completed~~
11 ~~within a sixty (60) month period. Upon showing of good cause as determined by~~
12 ~~the board, these specified time limitations may be reasonably modified.~~

13
14 ~~(2) Predoctoral SPE under this section may be accrued only as follows:~~

15
16 ~~(A) In a formal internship placement pursuant to section 2911 of the code and~~
17 ~~registration with the board is not required; or~~

18
19 ~~(B) As an employee of an exempt setting pursuant to section 2910 of the code and~~
20 ~~registration with the board is not required; or~~

21
22 ~~(C) As a registered psychological associate pursuant to section 2913 of the code~~
23 ~~and registration with the board prior to commencing work is required.~~

24
25 ~~(3) Postdoctoral SPE may be accrued only as follows:~~

26
27 ~~(A) As a registered psychological associate pursuant to section 2913 of the code~~
28 ~~and registration with the board prior to commencing work is required; or~~

29
30 ~~(B) Repealed.~~

31
32 ~~(C) As an employee of an exempt setting pursuant to section 2910 of the code and~~
33 ~~registration with the board is not required.~~

34
35 ~~(c) Supervision Requirements~~

36
37 ~~(1) The trainee shall be provided with supervision for 10% of the total time worked~~
38 ~~each month. At least four hours per month shall be face to face, direct, individual~~
39 ~~supervision with the primary supervisor. The plan shall address how the~~
40 ~~supervision will be provided. The remainder of the 10% may be provided by the~~
41 ~~delegated supervisor or co-supervisor and may include supervision via electronic~~
42 ~~means.~~

43
44 ~~(2) A maximum of forty four (44) hours per week, including the required 10%~~
45 ~~supervision, may be credited toward meeting the supervised professional~~
46 ~~experience requirement.~~

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~~(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 registered psychological associate;~~

~~(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);~~

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1 ~~(6) if licensed, complete a minimum of six hours of supervision coursework every~~
 2 ~~two years as described in section 1387.1(b);~~

3
 4 ~~(7) ensure that all parties work together throughout the training experience to~~
 5 ~~ensure that the trainee will be engaged in duties that are considered doctoral level;~~

6
 7 ~~(8) maintain ongoing communication between all parties regarding supervisory~~
 8 ~~needs and experiences;~~

9
 10 ~~(9) ensure that all parties to the plan comply at all times with the provisions of the~~
 11 ~~Psychology Licensing Law or the Medical Practice Act, whichever might apply, and~~
 12 ~~the regulations adopted pursuant to these laws;~~

13
 14 ~~(10) ensure that all SPE accrued under the plan complies with the Ethical~~
 15 ~~Principles and Code of Conduct of the American Psychological Association;~~

16
 17 ~~(11) monitor the welfare of the trainee's clients;~~

18
 19 ~~(12) ensure that each client of the trainee is informed prior to rendering of services~~
 20 ~~by the trainee that the trainee is unlicensed and is functioning under the direction~~
 21 ~~and supervision of the primary supervisor;~~

22
 23 ~~(13) monitor the performance and professional development of the trainee which~~
 24 ~~shall include socialization into the practice of psychology;~~

25
 26 ~~(14) have the education, training, and experience in the area(s) of psychological~~
 27 ~~practice for which they are providing supervision;~~

28
 29 ~~(15) have or have had no familial, intimate, sexual, social, or professional~~
 30 ~~relationship with the trainee which could compromise the supervisor's~~
 31 ~~effectiveness, or would violate the Ethical Principles and Code of Conduct of the~~
 32 ~~American Psychological Association;~~

33
 34 ~~(16) not supervise a trainee who is a current or former client of psychological~~
 35 ~~services provided by the supervisor; and~~

36
 37 ~~(17) monitor the supervision performance of all delegated supervisors and co-~~
 38 ~~supervisors.~~

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

40 ~~Except as provided in section 1391.5, which regulates the supervision of registered~~
 41 ~~psychological associates, primary supervisors may delegate supervision to other~~
 42 ~~qualified psychologists or to other qualified mental health professionals including~~
 43 ~~licensed marriage and family therapists, licensed educational psychologists, licensed~~
 44 ~~clinical social workers, and board certified psychiatrists.~~

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1 The delegated supervisor shall:

2
3 ~~(1) possess and maintain a valid, active license free of any formal disciplinary~~
4 ~~action during the period covered by the plan. The supervisor shall notify the trainee~~
5 ~~of any disciplinary action that disqualifies him or her from providing supervision;~~

6
7 ~~(2) be employed or contracted by the same organization as the trainee;~~

8
9 ~~(3) be responsible for ensuring compliance by the trainee with the provisions of the~~
10 ~~Psychology Licensing Law, the licensing laws of the Board of Behavioral Sciences,~~
11 ~~or the Medical Practice Act, whichever might apply, and the regulations adopted~~
12 ~~pursuant to these laws.~~

13
14 ~~(4) ensure that all SPE accrued under the supervision delegated to them complies~~
15 ~~with the Ethical Principles and Code of Conduct of the American Psychological~~
16 ~~Association;~~

17
18 ~~(5) monitor the welfare of the trainee's clients while under their delegated~~
19 ~~supervision;~~

20
21 ~~(6) monitor the performance and professional development of the trainee and is~~
22 ~~responsible for reporting this performance and development to the primary~~
23 ~~supervisor;~~

24
25 ~~(7) have the education, training, and experience in the area(s) of psychological~~
26 ~~practice to be supervised;~~

27
28 ~~(8) have or have had no familial, intimate, social, sexual or professional~~
29 ~~relationship with the trainee which could compromise the supervisor's~~
30 ~~effectiveness, or would violate the Ethical Principles and Code of Conduct of the~~
31 ~~American Psychological Association; and~~

32
33 ~~(9) not supervise a trainee who is now or has ever been a psychotherapy client of~~
34 ~~the supervisor.~~

35
36 ~~(f) Qualifications and Responsibilities of the Co-Supervisor (This section only applies~~
37 ~~when the primary supervisor is not licensed)~~

38 The co-supervisor shall:

39
40 ~~(1) possess and maintain a valid, active license issued by the board free of any~~
41 ~~formal disciplinary action during the period covered by the plan. The co-supervisor~~
42 ~~shall notify the trainee of any disciplinary action that disqualifies him or her from~~
43 ~~providing supervision;~~

44
45 ~~(2) complete a minimum of six hours of supervision coursework every two years as~~
46 ~~described in section 1387.1(b);~~

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1
2 ~~(3) monitor the performance and professional development of the trainee and is~~
3 ~~responsible for reporting this performance and development to the primary~~
4 ~~supervisor;~~

5
6 ~~(4) not supervise a trainee who is a current or former client of psychological~~
7 ~~services provided by the supervisor;~~

8
9 ~~(5) have or have had no familial, intimate, social, sexual or professional~~
10 ~~relationship with the trainee which could compromise the supervisor’s~~
11 ~~effectiveness, or would violate the Ethical Principles and Code of Conduct of the~~
12 ~~American Psychological Association;~~

13
14 ~~(6) ensure that all parties work together throughout the training experience to~~
15 ~~ensure that the trainee will be engaged in duties that are considered doctoral level;~~

16
17 ~~(7) maintain ongoing communication between all parties regarding supervisory~~
18 ~~needs and experiences; and~~

19
20 ~~(8) not supervise more than five trainees under any section at any given time.~~

21
22 NOTE: Authority cited: ~~Section 2930, Business and Professions Code. Reference:~~
23 ~~Section 2914, Business and Professions Code.~~

24
25 **§ 1387.4. Out of State Jurisdiction Experience Accrued Outside of California, or**
26 **Within a Federal Agency.**

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

28
29
30 (1) supervised by a primary supervisor who is a psychologist licensed at the
31 doctoral level in the state, ~~U.S.-United States~~ territory, or Canadian province in
32 which the SPE ~~is taking place~~ was accrued;

33
34 (2) in compliance with all laws and regulations related to the practice of psychology
35 inof the jurisdiction wherein ~~in which~~ the experience was accrued, and

36
37 (3) in ~~substantial~~ compliance with all the supervision requirements of section 1387.

38
39 Upon an applicant’s showing of good cause as determined by the Board, these
40 specified requirements may be modified.

41
42 (b) ~~Supervised professional experience~~SPE can be accrued at a ~~U.S. military~~
43 ~~installation~~within any federal agency, ~~so long as~~provided the experience is supervised
44 by a qualified psychologist licensed at the doctoral level in the ~~U.S.-United States~~ or its
45 territories~~Canada~~.

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1 ~~(c) SPE can be accrued in countries outside the U.S. or Canada which regulate the~~
 2 ~~profession of psychology pursuant to the same requirements as set forth in section~~
 3 ~~2914 of the code. SPE accrued in countries outside the U.S., its Territories or Canada~~
 4 ~~must comply with all the supervision requirements of section 1387. The burden shall be~~
 5 ~~upon the applicant to provide the necessary documentation and translation that the~~
 6 ~~board may require to verify the qualification of the SPE.~~

7
 8 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
 9 Section 2914, Business and Professions Code.

10 **§ 1387.5. SPE Log.**

11
 12
 13 ~~(a) The trainee shall maintain a **typed or legibly** written weekly log of all hours of SPE~~
 14 ~~earned toward licensure. The log shall be made available to the Board upon request~~
 15 ~~and contain an weekly accounting of the following information and shall be made~~
 16 ~~available to the board upon request:~~

- 17
 18 (1) The specific work setting in which the SPE took place.
 19
 20 (2) The specific dates for which the log is being completed.
 21
 22 (3) The number of hours worked during the week.
 23
 24 (4) The number of hours of supervision received during the week.
 25
 26 (5) An indication of whether the supervision was direct, individual, **real-time face to**
 27 **face**, group, or other (specifically listing each activity).
 28
 29 ~~(6) An indication of whether the SPE performed that week was satisfactory. A~~
 30 ~~description of the psychological duties performed during the period of SPE.~~

31
 32 ~~(b) This log must also contain the following information:~~

- 33 ~~(7) The trainee's **legibly printed** name, signature, and date signed.~~
 34
 35 ~~(2) The primary supervisor's **legibly printed** name, signature, license type and~~
 36 ~~number, and date signed.~~
 37
 38 ~~(8) Any delegated supervisor's' **legibly printed** name, license type and number.~~
 39 ~~(4) A description of the psychological duties performed during the period of~~
 40 ~~supervised professional experience.~~
 41
 42 ~~(5) A statement signed by the primary supervisor attesting to the accuracy of the~~
 43 ~~information.~~
 44
 45 ~~(9) The primary supervisor's **printed** name, signature, license type and number,~~
 46 ~~and date signed.~~

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1
2 ~~(e) When SPE is accrued as part of a formal pre-doctoral internship or post-doctoral~~
3 ~~placement, the internship training director shall be authorized to provide all information~~
4 ~~required in this section 1387.5(b).~~

5
6 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
7 Section 2914, Business and Professions Code.

8 9 ~~§ 1387.6. Registered Psychological Associates.~~

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

22
23
24 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
25 Sections 2913 and 2914, Business and Professions Code.

26 27 **§ 1388. Examinations.**

28
29 (a) The ~~B~~board recognizes the expertise of the Department of Consumer Affairs' (DCA)
30 Office of Professional Examination Services (OPES). The ~~B~~board shall utilize the
31 services of the OPES in licensing examination development and validation through an
32 interagency agreement.

33
34 (b) An applicant shall successfully take and pass the licensing examinations prior to
35 being licensed. The licensing examinations shall consist of the Association of State and
36 Provincial Psychology Boards' (ASPPB) Examination for Professional Practice in
37 Psychology (EPPP), and the California Psychology Laws and Ethics Examination
38 (CPLÉE), except that the EPPP shall be waived for those applicants who meet the
39 criteria in section 1388.6 of this chapter. Such applicants shall be required to take and
40 pass the CPLÉE.

41
42 (c) An applicant is eligible to take the EPPP upon completion of a qualifying doctorate
43 degree and 1500 hours of qualifying professional experience. An applicant shall pass
44 the EPPP and complete all 3000 hours of supervised professional experience prior to
45 being eligible for the CPLÉE, whichever is applicable, pursuant to section 1388.6.

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

6
 7 (e) For forms of the EPPP taken prior to September 1, 2001, the passing score is the
 8 score that was recognized by the Board at that time. For computer administered forms
 9 of the EPPP, the Board shall accept the passing score recommended by ASPPB.
 10 ~~apply a scaled score as recommended by ASPPB.~~

11
 12 (f) Qualified applicants desiring to take the CPLEE shall submit to the Board the fee
 13 set forth in section 1392 of this chapter. Applicants shall comply with all instructions
 14 established by the DCA examination vendor for taking the CPLEE.

15
 16 (g) The passing score on the CPLEE shall be determined for each form of the
 17 examination by a criterion referenced procedure performed by OPES.

18
 19 (h) An applicant for whom English is ~~his or her~~ the applicant's second language may be
 20 eligible for additional time when taking the EPPP and/or the CPLEE. The applicant must
 21 complete and submit a request for additional time that states under penalty of perjury
 22 that English is ~~his or her~~ the applicant's second language. The Test of English as a
 23 Foreign Language (TOEFL) certification score of 85 or below must be sent by
 24 Educational Testing Service directly to the Board. The TOEFL must have been taken
 25 within the previous two years prior to application. The Board will only consider the
 26 highest score of any TOEFL taken within the previous two years. If approved, the
 27 applicant will be allotted time-and-a-half (1.5x) when taking the examination.

28
 29 Note: Authority cited: Sections 2930 and 2942, Business and Professions Code.
 30 Reference: Sections 123, 496, 2941, 2942, 2943 and 2960, Business and Professions
 31 Code.

32 33 **§ 1388.6. License Requirements and Waiver of Examination Satisfaction of** 34 **Licensure Requirements.**

35
 36 (a) ~~When a California licensed psychologist has been licensed for at least five years~~
 37 ~~and has allowed his/her license to cancel by not renewing the license for at least three~~
 38 ~~years, the psychologist shall not be required to take the EPPP.~~

39 If an applicant for licensure as a psychologist has taken and passed the EPPP for
 40 licensure at the doctoral level in another state, Canadian province, or US territory, the
 41 applicant is not required to retake the EPPP, but shall submit documentation of a
 42 passing score on the EPPP.

43
 44 (a**b**) If an applicant for licensure as a psychologist has been is currently licensed at the
 45 doctoral level and has been so for at least two (2) years in another state, Canadian

Commented [CS5]: This section was reworded after the Licensure Committee upon further review by staff.

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1 province, or U.S. territory, for at least two years the applicant shall not be required to
2 take the EPPP submit documentation of a passing score on the EPPP.

3
4 (be) An applicant for licensure as a psychologist who holds a Certificate of Professional
5 Qualification (CPQ) issued by the Association of State and Provincial Psychology
6 Boards (ASPPB), shall not be required to take the EPPP submit documentation of a
7 passing score on the EPPP. Such an applicant shall be deemed to have met the
8 educational and experience requirements of subdivisions (b), (c) and (ed) of Code
9 section 2914.

10
11 (ce) An applicant for licensure as a psychologist who is credentialed as a Health Service
12 Provider in Psychology by the National Register of Health Service Providers in
13 Psychology (NRHSPP) and has been who is currently licensed based on a doctoral
14 degree at the doctoral level in another state, Canadian province, or U.S. territory for a
15 minimum of two years shall not be required to take the EPPP submit documentation of a
16 passing score on the EPPP. Such an applicant shall be deemed to have met the
17 educational and experience requirements of subdivisions (b), (c) and (ed) of Code
18 section 2914.

19
20 (de) An applicant for licensure as a psychologist who is certified by the American Board
21 of Professional Psychology (ABPP) and has been who is currently licensed based on a
22 doctoral degree at the doctoral level in another state, Canadian province, or U.S.
23 territory for a minimum of two years shall not be required to take the EPPP submit
24 documentation of a passing score on the EPPP. Such an applicant shall be deemed to
25 have met the educational and experience requirements of subdivisions (b), (c) and (ed)
26 of Code section 2914.

27
28 (ef) Although the EPPP some requirements are deemed to have been met waived
29 under this section, an applicant must file a complete application and meet all current
30 licensing licensure requirements not addressed above, including payment of any fees,
31 take and pass the California Psychology Law and Ethics Examination (CPLLE), and not
32 been subject to discipline.

33
34 Note: Authority cited: Sections 2930 and 2946, Business and Professions Code.
35 Reference: Section 2946, Business and Professions Code.

§ 1389. Reconsideration of Examinations.

36
37
38
39 (a) There shall be no reconsideration of the grade score received on the EPPP or on the
40 CPLLE.

41
42 (b) Nothing in this section shall be construed to deprive an applicant of his or her rights
43 of appeal as afforded by other provisions of law.

44
45 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
46 Sections 2942 and 2944, Business and Professions Code.

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1 **§ 1389.1. Inspection of Examinations.**

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

6
7 ~~(b) No inspection is allowed of the written examination administered by the board~~
8

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

12 **§ 1391. Citation.**

13
14
15 This article may be cited ~~and referred to~~ as the “Registered Psychological Associate
16 Regulations.”

17
18 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
19 Section 2913, Business and Professions Code.

20 **§ 1391.1. Registration; Limitation of Registration Period.**

21
22
23 ~~(a) Any person who meets the requirements of section 2913 of the Code desiring to~~
24 ~~supervise may apply for registration as a registered psychological associate by~~
25 ~~submitting shall submit an application, on a form PSB 100, entitled “Application For~~
26 ~~Registration As A Psychological Associate” (New 2021), which is hereby incorporated~~
27 ~~by reference provided by the Board. If applying for a registration with more than one~~
28 ~~supervisor, the applicant shall also submit form PSB 101, entitled “Notification To Add~~
29 ~~Or Change Supervisor Or Service Location For A Psychological Associate” (New 2021),~~
30 ~~which is hereby incorporated by reference, for each additional supervisor.~~

31
32 (b) Registration as a registered psychological associate shall be limited to a cumulative
33 total of ~~six~~ five years (~~60~~ 72 months). ~~Each~~ A registration shall be subject to annual
34 renewal pursuant to section 1391.12.

35
36 ~~(c) For any registered psychological associate registered prior to the effective date of~~
37 ~~this subdivision October 23, 2011, subsequent renewals or registrations shall be limited~~
38 ~~to a cumulative total of six~~ five years (~~60~~ 72 months) from the date of the registered
39 psychological associate’s next registration or renewal, whichever occurs first.

40
41 ~~(d) Upon showing of good cause as determined by the Board, these specified time~~
42 ~~limitations may be reasonably modified~~ extended.

43
44 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
45 **Reference:** Sections 27, 30, 114.5, 115.4, 144, 651, 2913, and 17500, Business and
46 Professions Code.

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1 ~~§ 1391.3. Required Training.~~

2
3 Any person who possesses a doctorate degree which will qualify for licensure as a
4 psychologist pursuant to Section 2914 of the code, shall be deemed to have completed
5 “one fully matriculated year of graduate training in psychology” and will be eligible for
6 registration as a registered psychological associate upon compliance with other
7 provisions of Section 2913 of the code.

8
9 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
10 Section 2913, Business and Professions Code.

11 ~~§ 1391.4. Limited Psychological Functions.~~

12
13 As used in Section 2913 of the code, the phrase “limited psychological functions”
14 means those functions which are performed under the direction and supervision of the
15 qualified supervisor pursuant to the American Psychological Association’s (APA)
16 January 1, 1997 version of the Guidelines and Principles for Accreditation of Programs
17 in Professional Psychology and the APA Code of Conduct and Ethical Principles.

18
19 Note: Authority cited: Section 2930, Business and Professions Code. Reference:
20 Section 2913, Business and Professions Code.

21 ~~§ 1391.5. Statement of Purpose; Supervision Required.~~

22
23 (a) A registered psychological associate shall be under the direction and supervision of
24 an individual licensed psychologist who is employed licensed to practice psychology
25 pursuant to Division 2 of the Code. The supervisor must be employed by or contracted
26 with the same setting in which the registered psychological associate is employed
27 performs psychological functions. A licensed psychologist Primary supervisors who
28 are supervising registered psychological associates must comply with the supervision
29 course requirements set forth in section 1387.1.

30
31 (b) A psychological associate may receive delegated supervision pursuant to sections
32 1387.1(b) or (d) and must comply with the requirements set forth in section 1387.2.

33
34 (c) The supervisor shall provide registered psychological associate shall receive a
35 minimum of one (1) hour per week of real-time, direct individual face to face supervision
36 from the primary supervisor to the registered psychological associate, unless additional
37 more such supervision is required pursuant to under Section 1387 and 1387.10 or by the
38 nature of the psychological functions performed by the psychological
39 assistant associate.

40
41 (d) Requirements for interim supervision are defined in 1387.1(d).

42
43 (e) A registered psychological associate employed by one of the organizations specified
44 in section 2913 of the code may receive delegated supervision pursuant to section
45

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1 ~~1387(c) a qualified psychologist other than the supervisor to whom they are registered if~~
 2 ~~the delegated supervisor is also employed within the same organization. Otherwise,~~
 3 ~~supervision may not be delegated under a registered psychological associate~~
 4 ~~registration.~~

5
 6 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
 7 Reference: Section 2913, Business and Professions Code.

§ 1391.6. Supervisor’s Responsibility.

10 (a) Every supervisor of a registered psychological associate shall ~~have be responsible~~
 11 ~~for supervising the psychological functions performed by the registered psychological~~
 12 ~~associate and ensuring that the education, training and experience in the areas of~~
 13 ~~psychological practice for which they will supervise, and shall be responsible for~~
 14 ~~supervising the psychological functions performed by the psychological associate extent,~~
 15 ~~kind and quality of the psychological functions performed by the associate are~~
 16 ~~consistent with the supervisor’s training and experience, and ensure that the~~
 17 ~~psychological associate complies with the provisions of the code, the Bboard’s~~
 18 ~~regulations, and the Ethical Principles of Psychologists and Code of Conduct published~~
 19 ~~ethical standards established by the American Psychological Association pursuant to~~
 20 ~~BPC section 2936.~~

22 (b) The supervisor shall ~~inform~~ ensure that each client or patient is informed, prior to the
 23 rendering of services by the registered psychological associate, that the registered
 24 psychological associate is unlicensed and is under the direction and supervision of the
 25 supervisor, as an employee. Each client shall also be informed and that the supervisor
 26 shall have access to the client’s/patient’s chart in fulfilling their supervisory duties.
 27

28 (c) The supervisor shall be available to the registered psychological associate 100% of
 29 the time the psychological associate is performing psychological functions. The
 30 availability can be in-person, by telephone, by pager or by other appropriate technology.
 31

32 (d) The supervisor shall ensure that a plan is in place to protect the patient or client in
 33 the event a patient/client crisis or emergency occurs during any time the supervisor is
 34 not physically present at the established site at which the supervisee/trainee is working.
 35 The supervisor shall ensure that the supervisee/trainee thoroughly understands the plan
 36 in the event a client/patient crisis or emergency occurs.
 37

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

40
 41 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
 42 Reference: Section 2913, Business and Professions Code.

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

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1
2 (a) No supervisor or employer shall have any familial, intimate, business or other
3 relationship with the psychological associate which would compromise the employer’s
4 or supervisor’s effectiveness, and/or which would violate the Ethical Principles and
5 Code of Conduct of the American Psychological Association.

6
7 ~~(b)(a)~~ No supervisor or employer of a registered psychological associate may charge a
8 psychological associate a fee or otherwise require monetary payment in consideration
9 for the employment or supervision provided of a registered psychological associate.

10 (c) The supervisor or employer shall supply all provisions necessary to function as a
11 registered psychological associate.

12
13
14 ~~(d)~~ The registered psychological associate shall have no proprietary interest in the
15 business of the supervisor or the employer.

16
17 ~~(e)~~ The registered psychological associate shall not rent, lease, sublease, or lease-
18 purchase office space from any entity for purposes of functioning as a registered
19 psychological associate.

20
21 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
22 Reference: Section 2913, Business and Professions Code.

23 24 **§ 1391.11. Notification of ~~Termination.~~ Change of Primary Supervisor or Location**

25
26 (a) A psychological associate shall notify the Board in writing, a request for any change
27 or addition of a primary supervisor, on form PSB 101 (New 2021), entitled “Notification
28 To Add Or Change Supervisor Or Service Location For A Psychological Associate”,
29 incorporated by reference in 1391.1. Board approval of the request is required prior to
30 rendering psychological services under the supervision of the new primary supervisor.

31
32 (b) Within thirty (30) days after the termination of the supervision between a primary
33 supervisor and the employment of a psychological associate, or any change or addition
34 of the location where services are being rendered by a psychological associate with the
35 same primary supervisor, the employer/psychological associate shall notify the Board
36 in writing of such termination or change, on form PSB 101 (New 2021) setting forth the
37 date thereof.

38
39 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
40 Reference: Sections 27, 30, 114.5, 115.4, 135.4, 144, 651, 2913, and 17500, Business
41 and Professions Code.

42 43 **§ 1391.12. Registered Psychological Associate Renewals.**

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1 (a) ~~A new~~ registration shall expire annually, beginning one year after issuance. The
2 registration of a registered psychological associate shall be renewed ~~by the employer~~
3 annually, on or before its expiration, and the following information shall be provided:

4
5 (1) Name and registration number of the psychological associate, registration
6 expiration date, and renewal amount;

7
8 (2) Disclosure of whether the psychological associate has been convicted or has
9 had a license or registration disciplined since the associate's last renewal;

10
11 (3) Disclosure of whether the psychological associate has complied with the
12 fingerprint requirements and submitted a full set of electronic fingerprints to the
13 Department of Justice;

14
15 (4) Telephone number and electronic mail address (if any) of the psychological
16 associate; and

17
18 (5) A signed declaration under penalty of perjury that the information provided is
19 true and correct.

20
21 (b) The annual renewal fee required in section 1392.1 must be submitted to renew the
22 registration. A registration renewed ~~30 days~~ after its expiration must be accompanied by
23 the delinquency fee required in section 1392.1 in order to be renewed.

24
25 (c) A registered psychological associate who has been registered with the Board but
26 whose registration has expired and has not been renewed ~~by the employer~~ shall not
27 function as a registered psychological associate.

28
29 ~~(d) A registered psychological associate employed and registered by more than one~~
30 ~~employer shall have their registration renewed by each employer.~~

31
32 ~~(de)~~ A registration not renewed by the psychological associate within 60 days after its
33 expiration shall ~~become void~~ be cancelled and shall not be reinstated ~~and a new~~
34 ~~application for registration shall be submitted by the employer.~~ A new registration must
35 be obtained to perform psychological functions as a registered psychological associate.

36
37 Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.

38 Reference: Section 2913, Business and Professions Code.

Read these instructions carefully prior to completing the form.

- Obtaining eligibility to take and pass the Examination for Professional Practice in Psychology (EPPP) is the first step towards licensure.
- Step 1: Complete the application form if you are applying to take the EPPP. All fields on the form are required unless otherwise indicated.
- Step 2: Submit fee: \$40. Mail completed application with all necessary documents and a check for \$40 payable to the Board of Psychology at 1625 North Market Blvd, Suite N-215, Sacramento, CA 95834. Payment is nonrefundable.
- Step 3: Provide verification that you have met the education and experience requirements pursuant to the Psychology Licensing Law and regulations.
 - Official Transcript: Submit official transcript for a qualifying doctoral degree with the degree awarded date. The official transcript can be submitted to the board 1) electronically by the educational institutions to boplicensing@dca.ca.gov, 2) by mail from the educational institution, or 3) in an envelope that has been sealed and signed by the educational institution along with the application by mail.

Note: If the educational institution is outside the United States or Canada, request an evaluation of the degree by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES), or by the National Register of Health Services Psychologists (NRHSP), and provide any other documentation the board deems necessary. Refer to the [Business and Professions Code Section 2914\(b\)\(5\)](#) for details.
 - Verification of Experience (VOE): A minimum of 1,500 hours of supervised professional experience (SPE) is necessary to qualify for the EPPP. This experience must be verified by a qualified primary supervisor. See Verification of Experience Form Instructions.

Application Tips:

- Make a copy of any completed form and supporting documentation for your records.
- Review to ensure all necessary documents and payment are furnished to the Board. Any omission could cause a delay in the application process.
- The Board notifies all applicants upon receipt of their Application to Take the EPPP. The Board will automatically add the Application to Take the CPLEE, Application for Licensure, and any subsequent documents to the processing queue, and it will notify applicants of the status of their application when the review is complete.
- If you would like confirmation of the Board's receipt of your application and documents, consider using a mail tracking service.
- All applications and supporting documents are reviewed and processed according to the date received. If your application is deficient or missing documents, the Board will review and process the requested documents according to the date received. Unless, it is required to be expedited pursuant to the Business and Professions Codes 115 et. Seq.
- Application processing times vary, if you would like to check the current processing times, visit the Board's website at <https://www.psychology.ca.gov/applicants/licupdates.shtml>.
- You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov). Application will show a pending status when it is in queue for review.

Application Fee: \$40 (Nonrefundable)

File #: _____ (Board use only)

SECTION I: PERSONAL DATA

Last* _____ First* _____ Middle Initial _____ Jr., Sr., I, II _____

*You must use your legal name.

ALIASES List all other names by which you have been known. (If more than two, use additional paper.):

Last _____ First _____ Middle Initial _____ Jr., Sr., I, II _____

Last _____ First _____ Middle Initial _____ Jr., Sr., I, II _____

RESIDENCE ADDRESS

Number and Street _____

City _____ State _____ ZIP Code _____

Sex: Male Female Email Address, if any _____

Cell Phone Number _____ Daytime Phone Number _____

Social Security Number (SSN) or Individual Taxpayer Identification Number (ITIN)¹ _____ / / _____ Date of Birth

THIS APPLICATION IS BASED UPON (check one response only):

- A doctorate degree in psychology, educational psychology, or in education with a field of specialization in counseling psychology or educational psychology earned at an accredited or approved educational institution pursuant to section 2914 of the Business and Professions Code.
- A doctoral degree that has been earned at an educational institution outside of the United States or Canada.
- Possession of Certificate of Professional Qualification (CPQ).
- Possession of a credential as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years.
- Possession of a certificate by the American Board of Professional Psychology (ABPP).

¹Disclosure of your SSN or ITIN is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 United States Code Annotated 405 (c)(2)(C)) authorizes collection of your SSN or ITIN. Your SSN or ITIN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity that utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your SSN or ITIN, you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.

SECTION II: PROFESSIONAL DATA

YES NO

Are you now registered, or have you ever applied to become registered as a psychological associate in California?
If yes, when?

Have you ever applied to become a registered psychologist in California?
If yes, when?

Prior to this application, have you ever submitted an application to take the EPPP, the CPLEE, or for licensure in California?
If yes, when?

SECTION III: EDUCATIONAL DATA

DOCTORAL DEGREE

Granting Institution

Dates Attended

Major Field of Degree

Degree Awarded

Date Awarded/Met Requirements

SECTION IV: MILITARY AND MILITARY SPOUSES

YES NO

Are you currently serving in or have you previously served in the military?

You will be eligible for the expedited review of your application pursuant to Business and Professions Code section 115.5 if you answer "yes" to the following questions:

Are you married to or in a domestic partnership or other legal union with an active duty member of the armed forces of the United States who is assigned to a duty station in California under active duty military orders? If yes, please attach a copy of the marriage certificate or certified declaration/registration of domestic partnership AND copies of current leave and earnings statements or military order establishing duty station in California.

Do you hold a current license in another state, district, or territory of the United States in the profession or vocation for which you seek licensure from the Board? If yes, please attach a copy of the current license from the other state, district, or territory of the United States.

You will be eligible for the expedited review of your application pursuant to Business and Professions Code section 115.4 if you answer "yes" to the following question:

Have you served as an active duty member of the United States armed forces and were honorably discharged? If yes, please provide satisfactory evidence (e.g., DD 214 "Certificate of Release of Discharge from Active Duty") along with your application.

SECTION V: REFUGEE, ASYLEE, OR SPECIAL IMMIGRANT VISA HOLDER

Business and Professions Code section 135.4 provides that the Board of Psychology must expedite, and may assist, the initial licensure process for certain applicants described below.

Do any of the following statements apply to you:

YES NO

- | | | |
|--------------------------|--------------------------|---|
| <input type="checkbox"/> | <input type="checkbox"/> | You were admitted to the United States as a refugee pursuant to section 1157 of title 8 of the United States Code; |
| <input type="checkbox"/> | <input type="checkbox"/> | You were granted asylum by the Secretary of Homeland Security or the United States Attorney General pursuant to section 1158 of title 8 of the United States Code; or, |
| <input type="checkbox"/> | <input type="checkbox"/> | You have a special immigrant visa and were granted a status pursuant to section 1244 of Public Law 110-181, Public Law 109-163, or section 602(b) of title VI of division F of Public Law 111-8, relating to Iraqi and Afghan translators/ interpreters or those who worked for or on behalf of the United States government. |

If you selected YES to any of the questions above, you must attach evidence of your status as a refugee, asylee, or special immigrant visa holder. Failure to do so may result in application review delays.

SECTION VI: EXAMINATION DATA

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Have you taken and passed the Association of State and Provincial Psychology Boards (ASPPB) Examination for Professional Practice in Psychology (EPPP)? |
| <input type="checkbox"/> | <input type="checkbox"/> | If yes, did you take the EPPP outside of California?
If yes, stop here and use the Out-of-State Applicants: Application to Take CPLEE form |
| <input type="checkbox"/> | <input type="checkbox"/> | Are you requesting a waiver of the EPPP? <i>If yes, indicate below the basis for the waiver.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Previously licensed in California. |
| <input type="checkbox"/> | <input type="checkbox"/> | Licensure in another state, Canadian province, or U.S. territory for at least two years. |
| <input type="checkbox"/> | <input type="checkbox"/> | Certificate of Professional Qualification (CPQ). |
| <input type="checkbox"/> | <input type="checkbox"/> | Credentialed as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years. |
| <input type="checkbox"/> | <input type="checkbox"/> | Certified by the American Board of Professional Psychology (ABPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years. |
| <input type="checkbox"/> | <input type="checkbox"/> | Abandoned a previous application for licensure as a psychologist pursuant to section 1381.1 of the California Code of Regulations. |
| <input type="checkbox"/> | <input type="checkbox"/> | Pursuant to section 1798.61 of the Civil Code, an applicant's name and address are available to anyone for the purpose of providing those persons with informational materials relating to available professional educational materials and courses. Pursuant to the Information Practices Act of 1977, you can choose to have your name and address withheld from the list.
<i>Do you wish to have your name and address withheld?</i> |

SECTION VII: SUPERVISED PROFESSIONAL EXPERIENCE

List below the names of every **primary** supervisor who you are asking to verify a portion of the required 3,000 hours of supervised professional experience:

If the date you started your post-doctoral supervised professional experience is prior to the ceremonial awarding of your doctoral degree, indicate below how you will document that you met all requirements prior to the date the doctoral degree was actually awarded.

- The date is posted on my doctoral transcript.
- A separate document confirming the date will be sent by the registrar, director of training, or dean of the academic institution.

SECTION VIII: FITNESS FOR PRACTICE

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Are you currently affected by any physical or mental condition that in any way impairs or limits your ability to practice psychology with safety to the public? <i>If yes, explain on a separate sheet of paper.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Do you use any chemical substance(s) that in any way impairs your ability to practice psychology with safety to the public? <i>If yes, please explain on a separate sheet of paper.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Are you currently engaged in the illegal use of controlled dangerous substances, or were you so engaged recently enough so that the use of drugs may have an ongoing impact on your ability to function as a psychologist? <i>If yes, please explain on a separate sheet of paper.</i> |

SECTION IX: LICENSE DISCIPLINARY ACTION

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever been denied a license, registration, certificate, or credential to practice psychology or any other profession or occupation in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you had a license, registration, certificate, or credential to practice psychology or any other profession or occupation subjected to discipline by any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever voluntarily surrendered a license, registration, or credential to practice psychology or any other profession or occupation in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever been subject to review and/or action by the ethics committee of any professional organization in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Are you required to register as a sex offender pursuant to section 290 of the Penal Code? <i>If yes, complete the License Disciplinary Action form.</i> |

SECTION X: REQUIRED COURSEWORK AND TRAINING

Part A. SUICIDE RISK ASSESSMENT AND INTERVENTION REQUIREMENT

YES NO

Have you satisfied the requirement for coursework or applied experience under supervision in suicide risk assessment and intervention as described in section 2915.4 of the Business and Professions Code? (Effective January 1, 2020, applicants are required to complete and provide proof of compliance for a minimum of six hours of coursework or applied experience under supervision in suicide risk assessment and intervention as a one-time requirement.) *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution/ Applied Experience Settings / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate that training meets Board's requirements pursuant to section 2915.4 of the Business and Professions Code.

Part B. HUMAN SEXUALITY REQUIREMENT

YES NO

Have you satisfied the requirement for training in human sexuality as described in section 25 of the Business and Professions Code and section 1382 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 25 of the Business and Professions Code and section 1382 of title 16 of the California Code of Regulations.

Part C. CHILD ABUSE ASSESSMENT AND REPORTING

YES NO

Have you satisfied the requirement for training in child abuse assessment and reporting as described in section 28 of the Business and Professions Code and section 1382.4 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 28 of the Business and Professions Code and section 1382.4 of title 16 of the California Code of Regulations.

Part D. DETECTION AND TREATMENT OF ALCOHOL AND OTHER CHEMICAL SUBSTANCE DEPENDENCY REQUIREMENT

YES NO

Have you satisfied the requirement for coursework in the detection and treatment of alcohol and other chemical substance dependency as described in section 2914(e) of the Business and Professions Code and section 1382.3 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

Name of Institution/Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2914(e) of the Business and Professions Code and section 1382.3 of title 16 of the California Code of Regulations.

Part E. SPOUSAL OR PARTNER ABUSE ASSESSMENT, DETECTION, AND INTERVENTION TRAINING REQUIREMENTS

YES NO N/A

Have you satisfied the requirement for the spousal or partner abuse assessment, detection, and intervention training required by section 2914(f) of the Business and Professions Code and section 1382.5 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2914(f) of the Business and Professions Code and section 1382.5 of title 16 of the California Code of Regulations.

Part F. AGING AND LONG-TERM CARE TRAINING REQUIREMENTS

YES NO

Have you satisfied the requirement for the aging and long-term care training required by section 2915.5 of the Business and Professions Code? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience Settings / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2915.5 of the Business and Professions Code .

SECTION XI: STATEMENT OF APPLICANT

I, the undersigned, am the person making the foregoing application. I have read the foregoing application in its entirety and know the contents thereof. I hereby certify under penalty of perjury under the laws of the state of California that any statements made herein or attached hereto are true in every respect. I understand that any misstatements or omissions of material fact may be cause for denial, suspension, or revocation of a license.

Signature of Applicant

_____/_____/_____
Date

Collection and Use of Personal Information

The Department of Consumer Affairs and the California Board of Psychology collect the information requested on this form as authorized by Business and Professions Code sections 325 and 326 and the Information Practices Act.

Access to Your Information

You may review the records maintained by the California Board of Psychology pertaining to you that contain your personal information, as permitted by the Information Practices Act. See contact information below.

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information

For questions about this notice or access to your records, you may contact the California Board of Psychology at 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834; by phone at (866) 503-3221; or by email at boplicensing@dca.ca.gov. For questions about the Department's Privacy Policy, you may contact the Department of Consumer Affairs at 1625 North Market Blvd., Sacramento, CA 95834; by phone at (800) 952-5210; or by email at dca@dca.ca.gov.

Read these instructions carefully prior to completing the form.

- After passing the Examination for Professional Practice of Psychology (EPPP), obtaining eligibility to take and pass the California Psychology Law and Ethics Examination (CPLEE) is the second step towards licensure.
- Step 1: Complete the application form if you have already taken and passed the EPPP and are applying to take or retake the CPLEE. All fields on the form are required unless otherwise indicated.
- Step 2: Submit fee: \$129. Mail completed application with all necessary documents and a check for \$129 payable to the Board of Psychology at 1625 North Market Blvd, Suite N-215, Sacramento, CA 95834. Payment is nonrefundable.
- Step 3: Provide verification that you have met the experience requirements pursuant to the Psychology Licensing Law and regulations.
 - Verification of Experience (VOE): A total of 3,000 hours of supervised professional experience (SPE) is necessary to qualify for the CPLEE. This experience must be verified by a qualified primary supervisor. See Verification of Experience Form Instructions.

Note: If you have submitted all 3,000 hours of SPE to the Board when you applied to take the EPPP, and the hours were credited towards licensure upon notification by the Board, you have met the supervised professional experience requirements for licensure. Duplicate submission of VOE is not necessary.

Application Tips:

- Make a copy of any completed form and supporting documentation for your records.
- Review to ensure all necessary documents and payment are furnished to the Board. Any omission could cause a delay in the application process.
- The Board notifies all applicants upon receipt of their Application to Take the EPPP. The Board will automatically add the Application for Licensure, and any subsequent documents to the processing queue, and it will notify applicants of the status of their application when the review is complete.
- If you would like confirmation of the Board's receipt of your application and documents, consider using a mail tracking service.
- All applications and supporting documents are reviewed and processed according to the date received. If your application is deficient or missing documents, the Board will review and process the requested documents according to the date received. Unless, it is required to be expedited pursuant to the Business and Professions Codes 115 et. Seq.
- Application processing times vary, if you would like to check the current processing times, visit the Board's website at <https://www.psychology.ca.gov/applicants/licupdates.shtml>.
- You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov). Application will show a pending status when it is in queue for review.

Check all box(es) below that apply:

- I have recently passed the EPPP and am applying to take the CPLEE.
- I have served, or I am currently serving in the military.
- I am married to, or in a domestic partnership or other legal union with, an active duty member of the Armed Forces of the United States who is assigned to a duty station in California under active duty military orders AND I hold a current psychology license in another state, district, or territory of the United States.
- I have a Certificate of Professional Qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB).
- I have a credential as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP).
- I am certified by the American Board of Professional Psychology (ABPP).
- I'm requesting to take the CPLEE based on probationer status.

Have you previously taken the CPLEE? Yes (Last date taken: _____) No

Do you require reasonable accommodations? Yes No

Name (please print): _____

File ID #: _____ E-mail Address: _____

Read these instructions carefully prior to completing the form.

- Use this form if any of the following describes you:
 - Have already taken and passed the Examination for Professional Practice of Psychology (EPPP) in another state, Canadian province, or U.S. territory but do not currently hold an active license;
 - Credentialed as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP) and currently licensed as a psychologist in another state, Canadian province, or U.S. territory at the doctoral level for at least two years; or
 - Certified by the American Board of Professional Psychology (ABPP) and currently licensed as a psychologist in another state, Canadian province, or U.S. territory at the doctoral level for at least two years
 - Hold a current Certificate of Professional Qualification (CPQ) issued by the Association of State and Provincial Psychology Boards (ASPPB);
 - Step 1: Complete the application form. All fields on the form are required unless otherwise indicated.
 - Step 2: Submit fees: \$40 application fee and \$129 CPLEE fee. Mail completed application with all necessary documents and a check for \$169 payable to the Board of Psychology at 1625 North Market Blvd, Suite N-215, Sacramento, CA 95834. Payment is nonrefundable.
 - Step 3: Provide verification that you have successfully passed the EPPP, met the education and experience requirements pursuant to the Psychology Licensing Law and regulations, and a license verification from your licensing Board.
 - EPPP Score Transfer: Request a verification of EPPP score from the Association of State and Provincial Psychology Boards ([ASPPB](#)) to be submitted electronically to the Board.
 - Official Transcript: Submit official transcript for a qualifying doctoral degree with the degree awarded date. The official transcript can be submitted to the board 1) electronically by the educational institutions to boplicensing@dca.ca.gov, 2) by mail from the educational institution, or 3) in an envelope that has been sealed and signed by the educational institution along with the application by mail.
 - Verification of Experience (VOE): A total of 3,000 hours of supervised professional experience (SPE) is necessary to qualify for the CPLEE. This experience must be verified by a qualified primary supervisor. See Verification of Experience Form Instructions.
- Note: If you possess one of the following, have the credential or certificate submitted by the issuing entity **in lieu of submitting the VOE form(s)** to the Board:*
- *Credentialed as a Health Service Provider in Psychology by the [National Register of Health Service Providers in Psychology \(NRHSPP\)](#);*
 - *Certified by the [American Board of Professional Psychology \(ABPP\)](#); or*
 - *[Certificate of Professional Qualification \(CPQ\)](#) issued by the Association of State and Provincial Psychology Board (ASPPB).*

Application Tips:

- Make a copy of any completed form and supporting documentation for your records.

- Review to ensure all necessary documents and payment are furnished to the Board. Any omission could cause a delay in the application process.
- The Board notifies applicants upon receipt of their Out-of-State Applicant: Application to Take the CPLEE. The Board will automatically add the Application for Licensure, and any subsequent documents to the processing queue, and it will notify applicants of the status of their application when the review is complete.
- If you would like confirmation of the Board's receipt of your application and documents, consider using a mail tracking service.
- All applications and supporting documents are reviewed and processed according to the date received. If your application is deficient or missing documents, the Board will review and process the requested documents according to the date received. Unless, it is required to be expedited pursuant to the Business and Professions Codes 115 et. Seq.
- Application processing times vary, if you would like to check the current processing times, visit the Board's website at <https://www.psychology.ca.gov/applicants/licupdates.shtml>.
- You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov). Application will show a pending status when it is in queue for review.

Application Fee: \$40 and **CPLEE Fee:** \$129 (Nonrefundable)

File #: _____ (Board use only)

SECTION I: PERSONAL DATA

Last* _____ First* _____ Middle Initial _____ Jr., Sr., I, II _____
*You must use your legal name.

ALIASES List all other names by which you have been known. (If more than two, use additional paper.):

Last _____ First _____ Middle Initial _____ Jr., Sr., I, II _____

Last _____ First _____ Middle Initial _____ Jr., Sr., I, II _____

RESIDENCE ADDRESS

Number and Street _____

City _____ State _____ ZIP Code _____

Sex: Male Female Email Address, if any _____

Cell Phone Number _____ Daytime Phone Number _____

Social Security Number (SSN) or Individual Taxpayer Identification Number (ITIN)¹ _____ Date of Birth _____ / /

THIS APPLICATION IS BASED UPON (check one response only):

- A passing score on the EPPP taken at the doctoral level.
- Possession of Certificate of Professional Qualification (CPQ).
- Possession of a credential as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years.
- Possession of a certificate by the American Board of Professional Psychology (ABPP).

¹Disclosure of your SSN or ITIN is mandatory. Section 30 of the Business and Professions Code and Public Law 94-455 (42 United States Code Annotated 405 (c)(2)(C)) authorizes collection of your SSN or ITIN. Your SSN or ITIN will be used exclusively for tax enforcement purposes, for purposes of compliance with any judgment or order for family support in accordance with section 11350.6 of the Welfare and Institutions Code, or for verification of licensure or examination status by a licensing or examination entity that utilizes a national examination and where licensure is reciprocal with the requesting state. If you fail to disclose your SSN or ITIN, you will be reported to the Franchise Tax Board, which may assess a \$100 penalty against you.

SECTION II: PROFESSIONAL DATA

YES NO

Are you now registered, or have you ever applied to become registered as a psychological associate in California?
If yes, when?

Have you ever applied to become a registered psychologist in California?
If yes, when?

Prior to this application, have you ever submitted an application to take the EPPP, the CPLEE, or for licensure in California?
If yes, when?

SECTION III: EDUCATIONAL DATA

DOCTORAL DEGREE

Granting Institution

Dates Attended

Major Field of Degree

Degree Awarded

Date Awarded/Met Requirements

Note: If the educational institution is outside the United States or Canada, request an evaluation of the degree by a foreign credential evaluation service that is a member of the National Association of Credential Evaluation Services (NACES), or by the National Register of Health Services Psychologists (NRHSP), and provide any other documentation the board deems necessary. Refer to the [Business and Professions Code Section 2914\(b\)\(5\)](#) for details.

SECTION IV: MILITARY AND MILITARY SPOUSES

YES NO

Are you currently serving in or have you previously served in the military?

You will be eligible for the expedited review of your application pursuant to Business and Professions Code section 115.5 if you answer "yes" to the following questions:

Are you married to or in a domestic partnership or other legal union with an active duty member of the armed forces of the United States who is assigned to a duty station in California under active duty military orders? If yes, please attach a copy of the marriage certificate or certified declaration/registration of domestic partnership AND copies of current leave and earnings statements or military order establishing duty station in California.

Do you hold a current license in another state, district, or territory of the United States in the profession or vocation for which you seek licensure from the Board? If yes, please attach a copy of the current license from the other state, district, or territory of the United States.

You will be eligible for the expedited review of your application pursuant to Business and Professions Code section 115.4 if you answer "yes" to the following question:

Have you served as an active duty member of the United States armed forces and were honorably discharged? If yes, please provide satisfactory evidence (e.g., DD 214 "Certificate of Release of Discharge from Active Duty") along with your application.

SECTION V: REFUGEE, ASYLEE, OR SPECIAL IMMIGRANT VISA HOLDER

Business and Professions Code section 135.4 provides that the Board of Psychology must expedite, and may assist, the initial licensure process for certain applicants described below.

Do any of the following statements apply to you:

YES NO

- You were admitted to the United States as a refugee pursuant to section 1157 of title 8 of the United States Code;
- You were granted asylum by the Secretary of Homeland Security or the United States Attorney General pursuant to section 1158 of title 8 of the United States Code; or,
- You have a special immigrant visa and were granted a status pursuant to section 1244 of Public Law 110-181, Public Law 109-163, or section 602(b) of title VI of division F of Public Law 111-8, relating to Iraqi and Afghan translators/ interpreters or those who worked for or on behalf of the United States government.

If you selected YES to any of the questions above, you must attach evidence of your status as a refugee, asylee, or special immigrant visa holder. Failure to do so may result in application review delays.

SECTION VI: EXAMINATION DATA

YES NO

- Have you taken and passed the Association of State and Provincial Psychology Boards (ASPPB) Examination for Professional Practice in Psychology (EPPP)?
- If yes, did you take the EPPP outside of California?
PLEASE NOTE: If you have taken and passed the EPPP outside of California, you must arrange to have your score reported to the Board by ASPPB at www.asppb.net/page/ScoreTransfer. If your score is documented and the score you received meets or exceeds the California pass point for that particular administration of the EPPP, you will not be required to retake the EPPP.
- Are you requesting a waiver of the EPPP? *If yes, indicate below the basis for the waiver.*
- Previously taken and passed the EPPP, but not yet licensed.
- Licensure in another state, Canadian province, or U.S. territory.
- Certificate of Professional Qualification (CPQ).
- Credentialed as a Health Service Provider in Psychology by the National Register of Health Service Providers in Psychology (NRHSPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years.
- Certified by the American Board of Professional Psychology (ABPP) and licensed in another state, Canadian province, or U.S. territory for a minimum of two years.
- Abandoned a previous application for licensure as a psychologist pursuant to section 1381.1 of the California Code of Regulations.
- Pursuant to section 1798.61 of the Civil Code, an applicant's name and address are available to anyone for the purpose of providing those persons with informational materials relating to available professional educational materials and courses. Pursuant to the Information Practices Act of 1977, you can choose to have your name and address withheld from the list.

Do you wish to have your name and address withheld?

SECTION VII: SUPERVISED PROFESSIONAL EXPERIENCE

List below the names of every **primary** supervisor who you are asking to verify a portion of the required 3,000 hours of supervised professional experience:

If the date you started your post-doctoral supervised professional experience is prior to the ceremonial awarding of your doctoral degree, indicate below how you will document that you met all requirements prior to the date the doctoral degree was actually awarded.

- The date is posted on my doctoral transcript.
- A separate document confirming the date will be sent by the registrar, director of training, or dean of the academic institution.

SECTION VIII: FITNESS FOR PRACTICE

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Are you currently affected by any physical or mental condition that in any way impairs or limits your ability to practice psychology with safety to the public? <i>If yes, explain on a separate sheet of paper.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Do you use any chemical substance(s) that in any way impairs your ability to practice psychology with safety to the public? <i>If yes, please explain on a separate sheet of paper.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Are you currently engaged in the illegal use of controlled dangerous substances, or were you so engaged recently enough so that the use of drugs may have an ongoing impact on your ability to function as a psychologist? <i>If yes, please explain on a separate sheet of paper.</i> |

SECTION IX: LICENSE DISCIPLINARY ACTION

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever been denied a license, registration, certificate, or credential to practice psychology or any other profession or occupation in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you had a license, registration, certificate, or credential to practice psychology or any other profession or occupation subjected to discipline by any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever voluntarily surrendered a license, registration, or credential to practice psychology or any other profession or occupation in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Have you ever been subject to review and/or action by the ethics committee of any professional organization in any state or country? <i>If yes, complete the License Disciplinary Action form.</i> |
| <input type="checkbox"/> | <input type="checkbox"/> | Are you required to register as a sex offender pursuant to section 290 of the Penal Code? <i>If yes, complete the License Disciplinary Action form.</i> |

SECTION X: REQUIRED COURSEWORK AND TRAINING

Part A. SUICIDE RISK ASSESSMENT AND INTERVENTION REQUIREMENT

YES NO

- Have you satisfied the requirement for coursework or applied experience under supervision in suicide risk assessment and intervention as described in section 2915.4 of the Business and Professions Code? (Effective January 1, 2020, applicants are required to complete and provide proof of compliance for a minimum of six hours of coursework or applied experience under supervision in suicide risk assessment and intervention as a one-time requirement.) *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution/ Applied Experience Settings / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate that training meets Board's requirements pursuant to section 2915.4 of the Business and Professions Code.

Part B. HUMAN SEXUALITY REQUIREMENT

YES NO

- Have you satisfied the requirement for training in human sexuality as described in section 25 of the Business and Professions Code and section 1382 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 25 of the Business and Professions Code and section 1382 of title 16 of the California Code of Regulations.

Part C. CHILD ABUSE ASSESSMENT AND REPORTING

YES NO

- Have you satisfied the requirement for training in child abuse assessment and reporting as described in section 28 of the Business and Professions Code and section 1382.4 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 28 of the Business and Professions Code and section 1382.4 of title 16 of the California Code of Regulations.

Part D. DETECTION AND TREATMENT OF ALCOHOL AND OTHER CHEMICAL SUBSTANCE DEPENDENCY REQUIREMENT

YES NO

Have you satisfied the requirement for coursework in the detection and treatment of alcohol and other chemical substance dependency as described in section 2914(e) of the Business and Professions Code and section 1382.3 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

Name of Institution/Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2914(e) of the Business and Professions Code and section 1382.3 of title 16 of the California Code of Regulations.

Part E. SPOUSAL OR PARTNER ABUSE ASSESSMENT, DETECTION, AND INTERVENTION TRAINING REQUIREMENTS

YES NO N/A

Have you satisfied the requirement for the spousal or partner abuse assessment, detection, and intervention training required by section 2914(f) of the Business and Professions Code and section 1382.5 of title 16 of the California Code of Regulations? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2914(f) of the Business and Professions Code and section 1382.5 of title 16 of the California Code of Regulations.

Part F. AGING AND LONG-TERM CARE TRAINING REQUIREMENTS

YES NO

Have you satisfied the requirement for the aging and long-term care training required by section 2915.5 of the Business and Professions Code? *If yes, complete the information below. If no, this requirement must be satisfied and documented prior to licensure.*

How did you satisfy this requirement? (Check one) Coursework Applied Experience Continuing Education

Name of Institution / Applied Experience Settings / Provider

Date(s) of Coursework / Applied Experience / Continuing Education

Name of Course (put N/A if not applicable)

Number of Hours (Coursework / Applied Experience / Continuing Education)

Note: The supplemental documents must clearly indicate training meets Board's requirements pursuant to section 2915.5 of the Business and Professions Code .

SECTION XI: STATEMENT OF APPLICANT

I, the undersigned, am the person making the foregoing application. I have read the foregoing application in its entirety and know the contents thereof. I hereby certify under penalty of perjury under the laws of the state of California that any statements made herein or attached hereto are true in every respect. I understand that any misstatements or omissions of material fact may be cause for denial, suspension, or revocation of a license.

Signature of Applicant

Date

Collection and Use of Personal Information

The Department of Consumer Affairs and the California Board of Psychology collect the information requested on this form as authorized by Business and Professions Code sections 325 and 326 and the Information Practices Act.

Access to Your Information

You may review the records maintained by the California Board of Psychology pertaining to you that contain your personal information, as permitted by the Information Practices Act. See contact information below.

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information

For questions about this notice or access to your records, you may contact the California Board of Psychology at 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834; by phone at (866) 503-3221; or by email at boplicensing@dca.ca.gov. For questions about the Department's Privacy Policy, you may contact the Department of Consumer Affairs at 1625 North Market Blvd., Sacramento, CA 95834; by phone at (800) 952-5210; or by email at dca@dca.ca.gov.

APPLICATION FOR LICENSURE FORM INSTRUCTIONS

Read these instructions carefully prior to completing the form.

- After passing the California Psychology Law and Ethics Examination (CPLEE), applying for licensure is the last step in the licensure process.
- Step 1: Complete the application form if you have already taken and passed the CPLEE and are applying for a psychologist license. All fields on the form are required unless otherwise indicated.
- Step 2: Submit fee: \$400. Mail completed application with all necessary documents and a check for \$400 payable to the Board of Psychology at 1625 North Market Blvd, Suite N-215, Sacramento, CA 95834. Payment is nonrefundable.
- You must provide evidence of prelicensure coursework and evidence of fingerprint submission pursuant to the Psychology Licensing Law and regulations for the Application for Licensure.
 - Prelicensure Coursework: Provide supplemental documents that clearly indicate that training meets the requirements pursuant to the Psychology Licensing Law and regulations.
 - Fingerprint Submission: Complete the Request for Live Scan Services form and take it to a Live Scan site to submit fingerprints to Department of Justice (DOJ) and Federal Bureau of Investigation (FBI). After submitting your fingerprints, send a copy of the Request for Live Scan Services to the Board along with your Application for Licensure.

Application Tips:

- Make a copy of any completed form and supporting documentation for your records.
- Review to ensure all necessary documents and payment are furnished to the Board. Any omission could cause a delay in the application process.
- The Board notifies all applicants upon receipt of their Application to Take the EPPP. The Board will automatically add the Application to Take the CPLEE, Application for Licensure, and any subsequent documents to the processing queue, and it will notify applicants of the status of their application when the review is complete.
- If you would like confirmation of the Board's receipt of your application and documents, consider using a mail tracking service.
- All applications and supporting documents are reviewed and processed according to the date received. If your application is deficient or missing documents, the Board will review and process the requested documents according to the date received. Unless, it is required to be expedited pursuant to the Business and Professions Codes 115 et. Seq.
- Application processing times vary, if you would like to check the current processing times, visit the Board's website at <https://www.psychology.ca.gov/applicants/licupdates.shtml>.
- You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov). Application will show a pending status when it is in queue for review.

APPLICATION FOR LICENSURE

Print your name. *You must use your legal name.

File #: _____

NAME* _____ DEGREE _____

DATE OF BIRTH _____ PHONE NUMBER _____

SSN _____ E-MAIL ADDRESS _____

ADDRESS OF RECORD (AOR): (This address will be available to the public and will be used to send your renewal notices and all other mailings from the Board.)

CONFIDENTIAL ADDRESS (CA): (If AOR is a post office box or mail drop location, you must provide a confidential address. The confidential address can be your physical business or residential address.)

PRE-LICENSURE COURSE REQUIREMENT:

Human Sexuality Requirement: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

Child Abuse Detection Requirement: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

Training in the Detection and Treatment of Alcohol and Other Substance Dependency: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

Training in the Detection and Treatment of Spousal or Partner Abuse: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

Training in Aging and Long-Term Care: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

Suicide Risk Assessment and Intervention: (Check one)

- Documentation of compliance with this requirement has already been submitted to the Board of Psychology.
- Documentation of compliance with this requirement is attached.

I, the undersigned, declare under penalty of perjury of the laws of the State of California that the foregoing is true and correct.

SIGNATURE _____

DATE _____

Read these instructions carefully prior to completing the form.

PRIMARY SUPERVISOR:

- Step 1: Complete and sign a verification of experience (VOE) form upon completion of supervised professional experience.
 - If the experience was accrued in California, complete page 1 of this form.
 - If the experience was accrued outside of California, complete pages 1 and 2 of this form.
 - Complete a separate VOE form for pre-doctoral and post-doctoral experience.
 - Training Director: If you are a training director of a formal internship or formal postdoctoral training placement that is overseen by the APA, APPIC, or CAPIC, check the box next to “Yes” on the form under Primary Supervisor Data.
- Step 2: Submit the VOE form directly to the Board once an Application for the trainee is on file **or** provide the completed form to your trainee to be submitted to the Board along with their application.

Application Tips:

- Make a copy of the completed form for your records.
- Review to ensure the VOE form is accurate and complete. Any omission could cause a delay in the application process.

TRAINEE:

- Step 1: Submit the VOE form(s) provided to you by your primary supervisor(s) along with an Application to take the EPPP and/or an Application to take the CPLEE; unless an active application was already on file, VOE form(s) received without an application on file with the Board will be returned to the sender. You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov).
 - If you have an active application already on file with the Board, your primary supervisor(s) can submit the VOE form(s) to the Board directly.
- Step 2: Review to ensure all necessary documents are furnished to the Board. Any omission could cause a delay in the application process.

Application Tips:

- The Board notifies all applicants upon receipt of their Application to Take the EPPP. The Board will automatically add the Application to Take the CPLEE, Application for Licensure, Notification, and any subsequent documents to the processing queue, and it will notify applicants of the status of their application when the review is complete.
- If you would like confirmation of the Board's receipt of your application and documents, consider using a mail tracking service.
- All applications and supporting documents are reviewed and processed according to the date received. If your application is deficient or missing documents, the Board will review and process the requested documents according to the date received. Unless, it is required to be expedited pursuant to the Business and Professions Codes 115 et. Seq.

- Application processing times vary, if you would like to check the current processing times, visit the Board's website at <https://www.psychology.ca.gov/applicants/licupdates.shtml>.
- You can check the status of your application by logging into BreEZe (www.BreEZe.ca.gov). Application will show a pending status when it is in queue for review.

DRAFT

VERIFICATION OF EXPERIENCE FORM

TRAINEE AND PRIMARY SUPERVISOR DATA

TRAINEE		PRIMARY SUPERVISOR	
Last Name:		Last Name:	
First Name:		First Name:	
Middle Initial:		Email Address:	
Date of Birth:		Phone Number:	
Email Address:		License Type and Number:	
Phone Number:		Jurisdiction (State of Province):	
		License Issue Date:	
		Training Director:	<input type="checkbox"/> Yes

VERIFICATION OF EXPERIENCE

Start Date (e.g., 10/3/2016)	Completion Date (e.g., 10/2/2017)	Average number of hours worked per week (exclude supervision) (e.g., 36)	Number of hours of direct, face-to-face supervision per week (e.g., 4)	Total number of hours of verified experience including supervision received

ORGANIZATION WHERE SERVICES WERE PROVIDED:

Organization Name _____

Street Address _____ City _____ State _____ Zip _____

TRAINEE CATEGORY (check one):

<input type="checkbox"/> Predoctoral Internship	Was this an official placement that is overseen by the APA, APPIC, or CAPIC? <input type="checkbox"/> Yes or <input type="checkbox"/> No	<input type="checkbox"/> APA Program/Department Name: _____ <input type="checkbox"/> APPIC Member Number: _____ <input type="checkbox"/> CAPIC Program Name: _____
<input type="checkbox"/> Postdoctoral Training Program	<i>If "yes", provide additional information of the placement to the right and attach proof of enrollment and/or a copy of official placement contract. If "no", check "Other" and provide the requested information.</i>	<input type="checkbox"/> OTHER (Please explain, state the statutory and/or regulatory reference that allows the trainee to provide psychological services.): _____ _____
<input type="checkbox"/> Registered Psychological Associate	Registration Number: _____ Issue date: _____	
<input type="checkbox"/> Waiver	Attach a copy of approved Waiver pursuant to the Welfare and Institutions Code section 5751.2(d); Start Date: _____ End Date: _____	
<input type="checkbox"/> Exempt Settings	<input type="checkbox"/> Accredited/Approved Academic Institutions <input type="checkbox"/> Public Schools <input type="checkbox"/> Governmental Agencies	

The trainee demonstrated overall performance at or above the level of competence expected for their current level of training. Yes No

NOTE: If the answer to either of the above questions is "no," please thoroughly explain on a separate sheet and attach it to this form as an addendum.

I declare under penalty of perjury under the laws of the State of California that all the foregoing is true, complete, and correct.

Name (Print or Type) _____

Original Signature _____ Date _____

COMPLETE THIS PAGE ONLY IF THE VERIFIED EXPERIENCE WAS ACCRUED OUTSIDE OF CALIFORNIA

PLEASE ANSWER THE FOLLOWING QUESTIONS RELATING TO THIS SUPERVISED EXPERIENCE		Yes	No
1.	Did you provide at least 1 hour of real time, direct, individual supervision every week?	<input type="checkbox"/>	<input type="checkbox"/>
2.	Did the trainee receive supervision for at least 10% of the time worked each week?	<input type="checkbox"/>	<input type="checkbox"/>
3.	Did you and any delegated supervisors possess and maintain a valid, active license during the entire supervision period?	<input type="checkbox"/>	<input type="checkbox"/>
4.	Was your supervision in compliance with APA Ethical Principles and Code of Conduct as well as licensing laws and regulations of the state in which the hours were accrued?	<input type="checkbox"/>	<input type="checkbox"/>
5.	Did you ensure that the trainee was at all times in compliance with all applicable licensing laws and regulations of the state in which the hours were accrued?	<input type="checkbox"/>	<input type="checkbox"/>
6.	Did you and any delegated supervisor have adequate education, training, and experience to supervise this trainee's areas of practice?	<input type="checkbox"/>	<input type="checkbox"/>
7.	Did you monitor the supervision performance of any delegated supervisor?	<input type="checkbox"/>	<input type="checkbox"/>
8.	Did the trainee have the appropriate education and training to practice in their areas of practice?	<input type="checkbox"/>	<input type="checkbox"/>
9.	Did you and/or any delegated supervisors receive payment, monetary or otherwise, from the trainee for the purpose of providing supervision?	<input type="checkbox"/>	<input type="checkbox"/>
10.	Was the trainee functioning in this same work setting under any other license or any other professional capacity with the same client(s) during the period of supervision?	<input type="checkbox"/>	<input type="checkbox"/>
11.	Was your license and/or any delegated supervisor's license to practice psychology or any other profession subject to discipline by any state or country during the period of supervision? <i>If yes, explain on a separate sheet of paper.</i>	<input type="checkbox"/>	<input type="checkbox"/>
12.	Prior to or during the period of supervision, did you and/or any delegated supervisor have familial, intimate, business other relationship with the trainee?	<input type="checkbox"/>	<input type="checkbox"/>
13.	Was the trainee a psychotherapy client of yours and/or any delegated supervisor's prior to or during the period of supervision?	<input type="checkbox"/>	<input type="checkbox"/>
14.	Were you employed at the same work setting where the trainee was providing psychological services?	<input type="checkbox"/>	<input type="checkbox"/>
15.	Were you available to the trainee 100% of the time the trainee was working?	<input type="checkbox"/>	<input type="checkbox"/>
16.	Did you inform each client or patient prior to the rendering of services by the trainee, that the trainee is unlicensed and is functioning under the direction and supervision of yourself and that any fees paid for services of the trainee must be paid directly to you or the employer?	<input type="checkbox"/>	<input type="checkbox"/>
17.	Did the trainee have a proprietary interest in your business and/or the business of any delegated supervisor?	<input type="checkbox"/>	<input type="checkbox"/>
18.	Did the trainee serve in any capacity that would influence your judgement and/or the judgement of any delegated supervisor in providing supervision?	<input type="checkbox"/>	<input type="checkbox"/>

DUTIES: DESCRIBE BELOW, IN DETAIL, THE PSYCHOLOGICAL DUTIES INCLUDED IN THE SUPERVISED PROFESSIONAL EXPERIENCE BEING VERIFIED ON THIS FORM:

MEMORANDUM

DATE	February 1, 2022
TO	Board of Psychology
FROM	Jason Glasspiegel Central Services Manager
SUBJECT	Agenda Item #20 – Consideration of Public Hearing Testimony and Written Comments and Responses and Possible Adoption of 16 CCR Sections 1381.9, 1381.10, and 1392 Related to Retired License, Renewal of Expired License, and Psychologist Fees

Although SB 1193 gave the Board the statutory authority to issue retired licenses, it does not specify the provisions and procedures for obtaining such a license status. The purpose of the proposed regulatory language is to specify the requirements for obtaining and maintaining a psychologist license in retired status.

These proposed regulations will implement, interpret, and make specific the provisions of BPC section 2988.5. This proposal will also provide clarification to the statutory requirements in applying to place a license in retired status. Further, these proposed regulations will allow the Board to grant retired status for eligible licensed psychologists and provide a more accurate representation of their license status on the Department of Consumer Affairs' (DCA) License Search for the public. The proposed regulations also set the fee to apply for a license in retired status. Finally, they outline the requirements for returning from a retired status to an active status, should the licensee want an active license again.

This package was noticed for the initial 45-day comment period on October 15, 2021. The comment period for this rulemaking file ended on November 30, 2021. One comment came in through the DCA complaint line, which said:

I am writing in support of the proposed change in regulations. I believe these changes will serve the public good, save the BoP money, and make more fair and flexible the process for a transition into and back out of retirement for licensed psychologists.

The regulatory hearing for this package took place on December 1, 2021. No one appeared or submitted comments. Staff will compile all comments with responses in the Final Statement of Reasons and suggests that a simple acknowledgment of the comment above will suffice.

Action Requested:

Staff requests the Board consider the comments received and provide any feedback as is deemed necessary, adopt the 16 CCR Sections 1381.9, 1381.10, and 1392 (the

regulatory text) as it was noticed, and delegate to the Executive Office the authority to make any technical or non-substantive changes required by the control agencies as this regulation is finalized.

If the Board wishes to change any text, then once the language is agreed upon, delegate to the Executive Officer authority to adopt the modified text in the absence of any negative comments and continue with the process to finalize the regulatory package, including making any non-substantive changes.

Attachment A: Notice of Proposed Rulemaking

Attachment B: Initial Statement of Reasons

Attachment C: Noticed Regulatory Language and Documents Incorporated by Reference

Attachment D: Comments received during the 45-day comment period

TITLE 16, DIVISION 13.1 – California Board of Psychology
Retired License Status
Notice of Proposed Action
Add 16 CCR 1381.10, Amend 16 CCR 1392 & 1397.69

NOTICE IS HEREBY GIVEN that the Board of Psychology (“Board”) is proposing to take the action described in the Informative Digest. Any person interested may submit statements or arguments relevant to the proposed action in writing.

Written comments, including those sent by mail, facsimile, or e-mail, to the addresses listed under Contact Person in this Notice, must be received by the Board at its office no later than **5:00 p.m. on Tuesday, November 30, 2021.**

PUBLIC HEARING

Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held via webex at:

Date and Time

December 1, 2021 at 1:00 p.m.

Meeting link (Computer or Tablet):

<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m12ca03052ffa64b58baf98d5874a9b88>

Meeting number: 2496 697 9199

Password: eV243uvmm3q

Join by video system:

Dial 24966979199@dca-meetings.webex.com

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone:

+1-415-655-0001 US Toll

Access code: 249 669 79199

The Board, upon its own motion or at the request of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice, as contact person, and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by sections 2930, 2987, 2988.5, 2989, of the Business and Professions Code (BPC), and to implement, interpret or make specific sections 118, 2915(h), 2960, 2960.6, 2987, 2988, 2988.5, 2989 of said Code and section 11105(b)(10) of the Penal Code, the Board is considering changes to Division 13.1, Title 16, of the California Code of Regulations (CCR) as follows:

INFORMATIVE DIGEST

A. Informative Digest

The California Board of Psychology (Board) is implementing BPC Section 2988.5, which became effective on January 1, 2017, with Senate Bill (SB) 1193 (Hill, Chapter 484, Statutes of 2016). This newly added section gives the Board the authority to issue a retired license to a psychologist who holds a current license issued by the Board. This bill was the byproduct of the sunset review process, by which the Senate and Assembly Business and Professions Committees recommended that the Board provide recommendations to the legislature to establish a retired license. At the time the legislative proposal was submitted, retired licenses were the most common constituent inquiry legislative staff received from the Board's licensees.

B. Policy Statement Overview/Anticipated Benefits of Proposal

Although SB 1193 gave the Board the statutory authority to issue retired licenses, it does not specify the requirements and procedures for obtaining this license status. The purpose of the proposed regulatory language is to specify the requirements for obtaining and maintaining a psychologist license in retired status.

Currently, licensed psychologists who no longer wish to practice must utilize the inactive status, every two years, and pay the biennial inactive status renewal fee of \$60 (which includes the \$20 for the Mental Health Professions Education Fund). Alternatively, for licensed psychologists who choose not to renew their license in an inactive status, they can let their license expire, and the license will cancel automatically after three years of the expiration date. There are no regulations that specify the requirements of licensees who wish to place their licenses in a retired status.

The proposed regulations will implement, interpret, and make specific the provisions of BPC Section 2988.5. This proposal will provide clarification and the means necessary to implement these statutory requirements to place a license in retired status. Further, these proposed regulations will allow the Board to grant retired status for eligible licensed psychologists and to provide a more accurate representation of their license status on the Department of Consumer Affairs' (DCA) License Search for the public. The proposed regulations also set the application fee to obtain a license in retired status at \$75, which does not require renewal or further fee. Finally, the proposed regulations outline the requirements for returning to an active status, from a retired status, should a licensee be facing circumstances where they need or want to obtain an active license.

C. Consistency and Compatibility with Existing State Regulations

During the process of developing these regulations and amendments, the Board has conducted a search of any similar regulations, on this topic, and has concluded that these regulations are neither inconsistent, nor incompatible, with existing state regulations.

INCORPORATION BY REFERENCE

- Application for Psychologist Requesting Retired Status (PSY 900 (New 2021))
- Application for Psychologist to Restore to Active Status (PSY 905 (New 2021))

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State:

The Board anticipates demand for the new retired license type status to be greatest in the first two years of implementation as inactive and active licensees opt to retire and apply for the new status with lower demand annually thereafter. The Board estimates 904 licensees will retire in the first two years of implementation and 192 licensees per annually thereafter.

Board indicates an Office Technician will take approximately 1 hour to process each license application at a cost of \$59 per license plus \$15 for materials and postage, which results in costs of approximately \$66,900 in the first two years of implementation and \$14,200 annually thereafter.

The Board will also be required update information technology systems with estimated costs of \$4,800 to facilitate the online application process and internal accounting systems.

Total year-one costs: \$71,700

Applicants will be required to pay a one-time application fee of \$75 to the Board, which results in revenues of approximately \$67,800 per year in the first two years of implementation (904 x \$75) and \$14,400 annually thereafter and up to \$251,000 over a ten-year period.

The proposed regulations require a retired status licensee to pay a \$10 re-activation administration fee, as specified, in the event the individual opts to practice psychology. However, because the retired status is a new license type and intended for those individuals choosing to retire and discontinue practicing, the Board does not anticipate these individuals to re-activate to active licensure. As a result, the Board does not have an estimate at this time.

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500 - 17630 Require Reimbursement: None

Business Impact:

The Board has made an initial determination that this regulation will not have a significant adverse economic impact on businesses. This initial determination is based on the following facts or evidence/documents/testimony: the only possibility of the proposal impacting businesses is if the application or restoration fees are paid for by a business. The Board assumes that this will be an infrequent occurrence, as this is not a normal cost of doing business.

Cost Impact on Representative Private Person or Business:

The Board anticipates demand for the new retired license type status to be greatest in the first two years of implementation as inactive and active licensees opt to retire and apply for the new status with lower demand annually thereafter. The Board estimates 904 licensees will retire in the first two years of implementation and 192 licensees per annually thereafter.

Applicants will be required to pay a one-time application fee of \$75 to the Board, which results in costs of approximately \$67,800 per year in the first two years of implementation (904 x \$75) and \$14,400 annually thereafter and up to \$251,000 over a ten-year period.

Effect on Housing Costs: None

EFFECT ON SMALL BUSINESS

The Board has determined that the proposed regulations will not affect small businesses. While there is a one-time \$75 fee to apply to have the license moved into a retired status, the licensee will no longer be engaged in an active practice. Also, there will be an effect caused by the closure of the practice of the retiring psychologist, although this effect will occur with or without the licensee obtaining a license in retired status.

RESULTS OF ECONOMIC IMPACT ASSESSMENT/ANALYSIS:

Impact on Jobs/Businesses:

The Board of Psychology has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California, as noted above.

Benefits of Regulation:

The Board has determined that this regulatory proposal will not affect worker safety or benefit the health and welfare of California residents. It may have a slight benefit to the state's environment because the addition of the retired status will eliminate the mailing of renewals, every two years for those with a license in

retired status, thus reducing the impact to the State's environment associated with the paper production, and resources associated with the mailing of the renewal.

CONSIDERATION OF ALTERNATIVES

The Board of Psychology must determine that no reasonable alternative is considered to the regulation or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed, would be as effective and less burdensome to affected private persons than the proposal described in this Notice, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law. Any interested person may present statements or arguments, orally or in writing, relevant to the above determinations at the above-mentioned hearing.

INITIAL STATEMENT OF REASONS AND INFORMATION

The Board has prepared an initial statement of the reasons for the proposed action and has available all the information upon which the proposal is based.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained at the hearing or prior to the hearing, upon request, from the person designated in the Notice under Contact Person or by accessing the Board's website, https://www.psychology.ca.gov/laws_regs/regulations.shtml

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public inspection by contacting the person named below. You may obtain a copy of the final statement of reasons, once it has been prepared, by making a written request to the contact person named below or by accessing the website listed below.

CONTACT PERSON

Any inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name:	Jason Glasspiegel
Address:	1625 North Market Blvd., Suite N215 Sacramento, CA 95834
Telephone No.:	(916) 574-7137
Fax No.:	(916) 574-8672
E-Mail Address:	Jason.Glasspiegel@dca.ca.gov

The backup contact person is:

Name: Antonette Sorrick
Address: 1625 North Market Blvd., Suite N215
Sacramento, CA 95834
Telephone No.: (916) 574-7113
Fax No.: (916) 574-8672
E-Mail Address: Antonette.Sorrick@dca.ca.gov

Website Access: Materials regarding this proposal can be found at:
http://www.psychology.ca.gov/laws_regs/regulations.shtml

**California Board of Psychology
Department of Consumer Affairs**

INITIAL STATEMENT OF REASONS

HEARING DATE: Wednesday, December 1, 2021

SUBJECT MATTER OF PROPOSED REGULATIONS: Retired License Status

SECTIONS AFFECTED: Title 16, California Code of Regulations (CCR), Add Section 1381.10; Amend sections 1392 and 1397.69.

INTRODUCTION:

Senate Bill (SB) 1193 (Hill, Chapter 484, Statutes of 2016) was signed by Governor Brown, on September 22, 2016. This bill added Section 2988.5 to the Business and Professions Code (BPC), effective January 1, 2017, which gives the California Board of Psychology (Board) the authority to issue a retired license to a psychologist who holds a current license issued by the Board, which necessitates the promulgation of regulations. This bill was the byproduct of the sunset review process, in which the Senate and Assembly business and professions committees recommended the Board provide recommendations to the legislature to establish a retired license. At the time the legislative proposal was submitted, retired licenses were the most common constituent inquiry legislative staff received from the Board's licensees.

The Problems to be Addressed and Anticipated Benefits:

Although SB 1193 gave the Board the statutory authority to issue retired licenses, it does not specify the provisions and procedures for obtaining such a license status. The purpose of the proposed regulatory language is to specify the requirements for obtaining and maintaining a psychologist license in retired status.

Currently, licensed psychologists who no longer wish to practice must utilize the inactive status every two years and pay the biennial renewal fee of \$60 (which includes the \$20 for the Mental Health Professions Education Fund). Alternatively, licensed psychologists who choose not to renew their license in an inactive status can let their license expire, and the license will cancel, automatically, after three years of the expiration date. There are no regulations that specify the requirements of licensees who wish to place their licenses in a retired status.

These proposed regulations will implement, interpret, and make specific the provisions of BPC section 2988.5. This proposal will also provide clarification to the statutory requirements in applying to place a license in retired status. Further, these proposed regulations will allow the Board to grant retired status for eligible licensed psychologists and provide a more accurate representation of their license status on the Department of Consumer Affairs' (DCA) License Search for the public. The proposed regulations also

set the fee to apply for a license in retired status. Finally, they outline the requirements for returning from a retired status to an active status, should the licensee want an active license again.

Specifically, the regulatory proposal is as follows:

Add Section 1381.10, to Title 16, of the California Code of Regulations (CCR).

Specific Purpose:

This proposal adds Section 1381.10 to Title 16, Division 13.1, in the Board's regulations, to be titled "Retired Status." BPC section 2988.5 authorizes the Board to issue, upon application from a licensee who holds a license in current status, a retired license that neither needs to, nor can be, renewed. The application process ensures that the licensee establishes eligibility to change their status. This section directs a licensee on how to apply to have their license placed in a retired status, how to return the license to active status, and sets limitations on changing the status from active to retired.

16 CCR 1381.10, subsection (a)

Specific Purpose:

Subsection (a) provides clear direction on how to apply for a license in retired status by incorporating the required application form by reference.

Factual Basis/Rationale:

To apply for a license in retired status, subsection (a) requires a licensee to be in a license status of Current Active or Current Inactive. This makes specific the provision requiring that a psychologist hold a current license or one "capable of being renewed," as required by BPC 2988.5. A current license can be either active or inactive. In order to be a license "capable of being renewed," it must be brought up to an Active or Inactive status to qualify for the retired status.

To apply for a license in a retired status, subsection (a) requires a psychologist to submit an application on Form PSY 900 (New 2021), incorporated by reference, which specifies the information an applicant is required to provide when requesting his or her license be placed in retired status. Form PSY 900 (New 2021) is necessary to ensure that each applicant establishes, and the Board can ascertain, compliance with statutory requirements in BPC Section 2988.5.

Form PSY 900 (New 2021), Application For Psychologist Requesting Retired Status

Section I: Applicant Information

Collects the applicant's name, date of birth, license number, and Social Security Number (in accordance with BPC section 30), which is necessary for the Board to accurately determine and verify the identity of the applicant.

Collects the street address, city, state, and Zip Code, which is necessary to maintain an address of record for Board communication and public posting on the Board's website or the DCA License Search, as required by BPC section 27 and 16 CCR 1380.5.

Collects the telephone number and electronic mail address, if any, which is necessary for the Board to contact the applicant during the application process regarding any discrepancies and the status of the application, as well as with any other issues regarding the license after the status has changed.

Section II: Mandatory Conviction and License Discipline Disclosure Questions

This section of the form asks the applicants to disclose if there is any disciplinary action against any license by a government agency or other disciplinary body since the license was last renewed. This ensures that the board will have information regarding discipline since the licensee last renewed, even if the license has expired. It also asks if the applicant has been convicted of or pled guilty or *nolo contendere* to any felony, misdemeanor, infraction, or other criminal offense under the laws of any state, the United States, or a foreign country, since the licensee last renewed the license. These questions are necessary for the Board to identify if the license is subject to discipline by the Board, and to identify if grounds for denial of the retired status application exist, pursuant to BPC section 2988.5(a).

Section III: Statement of Applicant

The application requires the applicant to sign the application, under penalty of perjury under the laws of the State of California, declaring that the information provided is true and correct. The Board requires the application to be signed under penalty of perjury to ensure the application contains a truthful, factual representation of those facts that support the eligibility of the applicant made in good faith. The Board relies upon applicants' self-reported information in evaluating applications. The certification requirement better protects consumers, because it helps ensure that only applicants who meet license requirements, as demonstrated by their application materials, will be eligible for status change, and that only eligible applicants have their applications granted.

Civil Code section 1798 *et seq.* (the Information Practices Act), requires collections of personally identifying information to be made in compliance with a series of

requirements. Persons completing this form are advised of the authority under which the form is completed, including the legal bases and limitations on collection and use.

Civil Code section 1798(a) requires the name of the agency and the division within the agency that is requesting the information. This requirement is met with the portion of the Notice on Collection stating “the Department of Consumer Affairs and the California Board of Psychology collect...”

Civil Code section 1798(b) requires “the title, business address, and telephone number of the agency official who is responsible for the system of records and who shall, upon request, inform an individual regarding the location of his or her records and the categories of any persons who use the information in those records.” This requirement is met with the final paragraph of the form, entitled “contact information,” which sets out not only the contact information for questions about the form and to access records, but also the Department’s Privacy Policy.

Civil Code section 1798(c) requires “the authority, whether granted by statute, regulation, or executive order which authorizes the maintenance of the information.” Personally identifying information is collected under the authority of Business and Professions Code sections 325 and 326 for purposes of investigating complaints and conducting required background checks for licensure. Further, BPC section 30 outlines the collection and use of Taxpayer Identification Numbers and Social Security Numbers, pursuant to Section 17520 of the Family Code and 42 U.S.C.A. § 405(c)(2)(C).

Civil Code section 1798(d) requires “With respect to each item of information, whether submission of such information is mandatory or voluntary.” Civil Code section 1798(e) requires stating “the consequences, if any, of not providing all or any part of the requested information.” The form satisfies these requirements with a subheading reading “Mandatory Conviction and License Discipline Disclosure Questions” and with a further statement in Section III that the applicant understands that omissions of material fact maybe cause for denial, suspension, or revocation of a license. Additionally, the end of form disclosure provides, under “Mandatory Submission” that “Submission of the requested information is mandatory. The Board cannot consider your application for licensure or renewal unless you provide all of the requested information.”

Civil Code section 1798(f) requires the form to include “the principal purpose or purposes within the agency for which the information is to be used.” This is satisfied by the statement under the heading “Collection and Use of Personal Information” indicating the Business and Professions Code sections, as discussed above.

Civil Code section 1798(g) requires a statement of “Any known or foreseeable disclosures which may be made of the information pursuant to subdivision (e) or (f) of Section 1798.24.” This is stated via the text in the form reading:

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us. The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Finally, Civil Code section 1798(h) requires the form to state “the individual’s right of access to records containing personal information which are maintained by the agency.” This is accomplished through the part of the form entitled “access to personal information.” The form states “You may review the records maintained by the Board that contain your personal information, as permitted by the Information Practices Act. See below for contact information.”

16 CCR 1381.10, subsection (b)(1), (b)(2)

Specific Purpose:

Subsections (b)(1) and (b)(2) define eligibility criteria to qualify for a license in retired status.

Factual Basis/Rationale:

To apply for a license in retired status, subsection (b)(1) clarifies “otherwise restricted by the board,” in BPC Section 2988.5, subdivision (a). The Board defines “otherwise restricted by the board” to mean that the license is not currently on probation and is not a probationary license, or the licensee is not restricted from practice by the Board.

To apply for a license in retired status, subsection (b)(2) clarifies “subject to discipline under this chapter” in BPC Section 2988.5, subdivision (a). A license “subject to discipline” means that there are no pending Accusations or Interim Suspension Orders (ISO) filed pursuant to the Administrative Procedures Act, or evaluations pursuant to BPC Section 820 or other restriction imposed by a court order; e.g., pursuant to Section 23 of the Penal Code.

A “license” that is “subject to discipline” does not include an application that has been denied, for which a Statement of Issues has been filed, because a licensee cannot apply for a “retired license” without first obtaining a license in Active status.

This means that a license in retired status is only for a licensee whose license is in good standing, and not a method for preempting disciplinary action. While the Board can still discipline a license in retired status, it would violate consumer protection to allow someone to present themselves as having a retired status while the Board reasonably believes discipline could be forthcoming. Specifically, if an Accusation or ISO has been filed, the Board has begun the disciplinary process. Thus, if an order pursuant to BPC

Section 820 has been issued, the Board has sufficient investigatory evidence to support the 820 order and to reasonably believe that discipline will be forthcoming.

Section 1381.10, subsection (c)(1)

Specific Purpose:

Subsection (c) specifies the requirements for restoring a license in retired status to active status, if the retired status was approved less than three years prior. The delineation of a three-year mark is pursuant to BPC section 2988.5. Subsection (c)(1) requires the licensee to submit Form PSY 905 (New 2021), incorporated by reference, and pay the biennial renewal fee and all additional fees prescribed by BPC section 2987 and 16 CCR 1397.69, respectively.

Factual Basis/Rationale:

Applicants are required to submit Form PSY 905 (New 2021), incorporated by reference, which specifies the information an applicant is required to provide when applying to restore a license in retired status to active status. The data required by Form PSY 905 (New 2021) is necessary to ensure that the applicant establishes, and the Board can ascertain, compliance with statutory requirements to allow the Board to restore the license to active status pursuant to BPC section 2988.5.

Form PSY 905 (New 2021), Application For Psychologist To Restore To Active Status

Section I: Applicant Information

Collects the applicant's name, date of birth, license number, and Social Security Number (in accordance with BPC section 30), which is necessary for the Board to accurately determine and verify the identity of the applicant.

Collects the street address, city, state, and Zip Code, which is necessary to maintain an address of record for Board communication and public posting on the Board's website or the DCA License Search, as required by BPC section 27 and 16 CCR 1380.5).

Collects the telephone number and electronic mail address, if any, which is necessary for the Board to contact the applicant during the application process regarding any discrepancies and the status of the application, as well as any other issues regarding the license after re-activation.

Section II: Application Questions (If Less than 3 Years)

This section of the form asks the applicants to disclose if there is any pending or current enforcement action against his or her license by a government agency or other disciplinary body. It also asks if the applicant has been convicted of or pled guilty or *nolo*

contendere to any felony, misdemeanor, infraction or other criminal offense, under the laws of any state, the United States, or a foreign country, since the applicant last renewed his or her license. These questions are necessary for the Board to identify if grounds for denial exist, pursuant to the statutory requirements of BPC section 2988.5, subdivisions (d)(1)(A) and (d)(2)(F).

This section also requires the applicant to complete the Conviction/License Discipline form if “Yes” is marked for the above questions. This is necessary to obtain an explanation, from the applicant, for the Board to better determine if the license is eligible for restoration to active status, pursuant to BPC section 2988.5, subdivision (d).

It then asks if the applicant has completed 36 hours of approved continuing professional development (CPD) within the preceding 24 months. It also requires the applicant to submit proof of completion of the 36 hours of CPD with the application. The question and the evidence of completion of CPD is necessary for the Board to determine if the applicant meets this requirement, within two years of the date of application to restore a license from retired status to an active status, pursuant to BPC section 2988.5, subdivision (d)(1)(C). While proof of completion of CPD is generally not required for renewals, the Board believes that when a licensee has not been practicing, potentially for up to three years prior to their application, proof that the person has maintained a level of competency is necessary for public protection.

This section then alerts the applicant of the fingerprint requirement. Fingerprint Submission is required in order to restore a license to active status. This information is necessary to establish the identity of the applicant and to be able to match their identity to any criminal offender record information provided by Department of Justice/Federal Bureau of Investigation (DOJ/FBI), as required by BPC section 144. Criminal offender record information is critical to the Board’s ability to determine whether there are any bases upon which the application to restore a license to active status can and should be denied.

Section III: Statement of Applicant

The application requires the applicant to sign the application under penalty of perjury, declaring that the information provided is true and correct. The Board requires the application to be signed under penalty of perjury under the laws of the State of California to ensure the application contains a truthful, factual representation of those facts that support the eligibility of the applicant made in good faith. The Board relies upon an applicant’s self-reported information in evaluating the applications. The certification requirement better protects consumers, because it helps ensure that only applicants who meet license requirements, as demonstrated by their application materials, will be eligible for status change, and only eligible applicants have their applications granted.

Civil Code section 1798 *et seq.* (the Information Practices Act), requires collections of personally identifying information to be made in compliance with a series of

requirements. Persons completing this form are advised of the authority under which the form is completed, including the legal bases and limitations on collection and use.

Civil Code section 1798(a) requires the name of the agency and the division within the agency that is requesting the information. This requirement is met with the portion of the Notice on Collection stating “the Department of Consumer Affairs and the California Board of Psychology collect...”

Civil Code section 1798(b) requires “the title, business address, and telephone number of the agency official who is responsible for the system of records and who shall, upon request, inform an individual regarding the location of his or her records and the categories of any persons who use the information in those records.” This requirement is met with the final paragraph of the form, entitled “contact information,” which sets out not only the contact information for questions about the form and to access records, but also the Department’s Privacy Policy.

Civil Code section 1798(c) requires “the authority, whether granted by statute, regulation, or executive order which authorizes the maintenance of the information.” Personally identifying information is collected under the authority of Business and Professions Code sections 325 and 326 for purposes of investigating complaints and conducting required background checks for licensure. Further, BPC section 30 outlines the collection and use of Taxpayer Identification Numbers and Social Security Numbers, pursuant to Section 17520 of the Family Code and 42 U.S.C.A. § 405(c)(2)(C).

Civil Code section 1798(d) requires “With respect to each item of information, whether submission of such information is mandatory or voluntary.” Civil Code section 1798(e) requires stating “the consequences, if any, of not providing all or any part of the requested information.” The form satisfies these requirements with a subheading reading “Mandatory Conviction and License Discipline Disclosure Questions” and with a further statement in Section III that the applicant understands that omissions of material fact maybe cause for denial, suspension, or revocation of a license. Additionally, the end of form disclosure provides, under “Mandatory Submission” that “Submission of the requested information is mandatory. The Board cannot consider your application for licensure or renewal unless you provide all of the requested information.”

Civil Code section 1798(f) requires the form to include “the principal purpose or purposes within the agency for which the information is to be used.” This is satisfied by the statement under the heading “Collection and Use of Personal Information” indicating the Business and Professions Code sections, as discussed above.

Civil Code section 1798(g) requires a statement of “Any known or foreseeable disclosures which may be made of the information pursuant to subdivision (e) or (f) of Section 1798.24.” This is stated via the text in the form reading:

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us. The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Finally, Civil Code section 1798(h) requires the form to state “the individual’s right of access to records containing personal information which are maintained by the agency.” This is accomplished through the part of the form entitled “access to personal information.” The form states “You may review the records maintained by the Board that contain your personal information, as permitted by the Information Practices Act. See below for contact information.”

16 CCR 1381.10, subsection (c)(2)

Specific Purpose:

Subsection (c)(2) requires the applicant to submit electronic fingerprints to conduct a criminal history record check, which is necessary to ensure that an applicant applying to restore his or her license to active status does not have any convictions about which the Board is unaware. If the applicant has previously submitted fingerprints, and those prints do not meet current compliance, the Board will let the applicant know.

Factual Basis/Rationale:

Subsection (c)(2) is necessary to allow the Board to review the applicant’s criminal history to determine whether the applicant has any convictions that are substantially related to the practice of psychology that could be a basis upon which restoration of a license to active status can and should be denied pursuant to BPC section 2988.5, subsection (d)(1)(A). In addition, should the applicant be restored to an active license status, it is important that the Board continue to receive their criminal offender information from the Department of Justice.

16 CCR 1381.10, subsection (d)

Specific Purpose:

Subsection (d) applies to restoration of the license to active status three or more years from the date of issuance of the license in retired status.

Factual Basis/Rationale:

Conversely to subsection (c), this applies to a licensee with retired status seeking restoration of their license to active status three or more years after granted retired status pursuant to this section 2988.5 of the Code. This is necessary so the licensee can easily find requirements to obtain a license in active status after the three-year time period set forth in (c).

16 CCR 1381.10, subsection (e)

Specific Purpose:

Subsection (e) specifies that a licensee may be granted a license in retired status a maximum of two times.

Factual Basis/Rationale:

As set forth in the Board's 2014-2018 Strategic Plan, the Board has determined the need for a retired status for its licensees. Thus, a status distinct from inactive was created by the Legislature through SB 1193. On the other hand, the Board also understands that circumstances can arise that are outside of the control of individuals, and a retired licensee may see the need or want to reestablish an active license after retiring. It is necessary for the Board to have the flexibility to allow a retired licensee to attend to matters, due to unforeseen circumstances, by restoring a retired license to an active status one time within the first three years of having a license in retired status. Accordingly, the Board has determined that a licensee can return to retired status when the licensee is prepared to make the status permanent. As discussed below, a licensee who has retired, twice, will not be able to activate that license, again, and will need to apply for a new license in order to practice psychology.

Section 1381.10, subsection (f)

Specific Purpose:

Subsection (f) specifies that a licensee who has been granted a license in retired status, twice, must apply for a new license to obtain a license in active status.

Factual Basis/Rationale:

Because retired status was intended to be an end point for licensure, it is expected that a licensee who retires stays retired. However, as discussed above, the Board understands that external circumstances or events might change a newly-retired licensee's mind and the licensee might restore a license to active. When the restored license is then retired again, the Board intends that action to be final. Accordingly, once the retired status has been granted a second time, the retired licensee would be required to apply for a new license to return to active practice. This prevents the misuse of retired status as a means of avoiding renewal fees or other renewal requirements,

ensures that proper vetting is done regarding what the licensee may have done in the interim, and avoids the draining of the Board's resources required to make frequent changes to the status of a license.

Amend Section 1392, Title 16, of the California Code of Regulations.

16 CCR 1392, subsection (d)

Specific Purpose:

The existing language, which specifies an initial license that expires less than one year after issuance shall pay an initial licensee fee equal to 50 percent of the renewal fee, is deleted from subsection (d).

Factual Basis/Rationale:

The deletion of language is necessary to conform the regulatory language to BPC section 2982, as amended by AB 773 (Baker, Chapter 336, Statutes of 2015) for consistency. This bill makes all active and inactive licenses expire at the end of a 2-year period, from the date the license was issued, instead of on the licensee's birth date; therefore, the exception for an initial license fee for a license that expires less than one year after its issuance no longer applies.

16 CCR 1392, subsection (f)

Specific Purpose:

Subsection (f) is added to set the fee for an application for a license in retired status at \$75.

Factual Basis/Rationale:

BPC section 2988.5, subdivision (a), sets the fee for a retired status license issuance at \$75.00. This is being duplicated in the Board's regulations for the readers' convenience.

Amend Section 1397.69, Title 16, of the California Code of Regulations.

Specific Purpose:

Proposed amendments delete the language relating to the effective date of this section. It additionally requires a licensee, who is applying to restore the license to an active status from a retired status, to submit the \$10 continuing professional development audit fee as a condition of the reactivation. It will also update the language relating to a "delinquent" license status to "expired."

Factual Basis/Rationale:

The language establishing the 2013 effective date is not necessary, as this section has been in effect since January 1, 2013. It is necessary for the Board to require the \$10 audit fee to be consistent with BPC section 2915(h), as a license in active status is subject to CPD requirements. The language update referencing an expired license status, instead of a delinquent license status, is necessary for clarity, as it better describes the license status when a license is not renewed by the expiration date.

Specific Technologies or Equipment:

This regulation does not mandate the use of specific technologies or equipment.

Underlying Data:

Technical, theoretical or empirical studies or reports relied upon:

- Minutes of the January 2018 Licensing Committee Meeting.
- Minutes of the February 2018 Board Meeting.
- Fee Analysis of May 29, 2019.
- 2014-2018 Board of Psychology Strategic Plan
- Senate Bill (SB) 1193 (Hill, Chapter 484, Statutes of 2016)
- Senate Bill (SB) 1193 (Hill, Chapter 484, Statutes of 2016) Senate Floor Analysis dated 8/23/2016
-

Business Impact:

This regulation will not have a significant adverse economic impact on businesses. This initial determination is based on the following facts or evidence/documents/testimony: The only possibility of the proposal impacting businesses is if the application or restoration fees are paid for by a business. The Board assumes that this will be an infrequent occurrence as this is not a normal cost of doing business.

This regulation will not have a significant economic impact on businesses. This initial determination is based on the following facts or evidence/documents/testimony: The only possibility of the proposal impacting businesses is if the application or restoration fees are paid for by a business. The Board of Psychology (Board) assumes that this will be an infrequent occurrence, as this is not a normal cost of doing business.

The Board has determined that this regulatory proposal will not have a significant impact on the creation of jobs, new businesses, the elimination of jobs, existing businesses, or the expansion of businesses in the State of California.

The Board estimates a reduction in costs to a representative private person or business in reasonable compliance with the proposed action. This initial determination is based upon the fact that a psychologist will only have to pay one fee to enter the retired status, versus renewing their license every other year.

The Board has determined that this regulatory proposal will not affect worker safety or benefit the health and welfare of California residents. It may have a slight benefit to the state's environment because the addition of the retired status will eliminate the mailing of renewals, every two years for those with a license in retired status, thus reducing the impact to the State's environment associated with the paper production, and resources associated with the mailing of the renewal.

The Board has determined that this regulatory proposal will not have a significant impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

Economic Impact Statement:

The Board anticipates demand for the new retired license type status to be greatest in the first two years of implementation as inactive and active licensees opt to retire and apply for the new status with lower demand annually thereafter. The Board estimates 904 licensees will retire in the first two years of implementation and 192 licensees per annually thereafter.

Applicants will be required to pay a one-time application fee of \$75 to the Board, which results in costs of approximately \$67,800 per year in the first two years of implementation (904 x \$75) and \$14,400 annually thereafter and up to \$251,000 over a ten-year period as follows:

Board of Psychology												
Retired License - Economic Impact												
Registration and License Type		Years Ongoing										
Retired Status	Costs	1	2	3	4	5	6	7	8	9	10	Total
Applications per year	Various	904	904	192	192	192	192	192	192	192	192	3,347
Retired License Fee (one-time)	\$75	\$67,784	\$67,784	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$251,019
Total Costs:		\$67,784	\$67,784	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$251,019

Fiscal Impact Statement:

The Board anticipates demand for the new retired license type status to be greatest in the first two years of implementation as inactive and active licensees opt to retire and apply for the new status with lower demand annually thereafter. The Board estimates 904 licensees will retire in the first two years of implementation and 192 licensees per annually thereafter.

Expenditures: The Board indicates an Office Technician will take approximately 1 hour to process each license application at a cost of \$59 per license plus \$15 for materials and postage, which results in costs of approximately \$68,900 in the first two years of implementation and \$14,200 annually thereafter as follows:

Board of Psychology												
Retired License - Fiscal Impact (Costs)												
Registration and License Type		Years Ongoing										
Retired Status	Costs	1	2	3	4	5	6	7	8	9	10	Total
Initial License	Various	904	904	192	192	192	192	192	192	192	192	3,347
Licensing Workload (1 hour) - Office Technician	\$59	\$53,324	\$53,324	\$11,353	\$11,353	\$11,353	\$11,353	\$11,353	\$11,353	\$11,353	\$11,353	\$197,468
Materials and postage	\$15	\$13,557	\$13,557	\$2,886	\$2,886	\$2,886	\$2,886	\$2,886	\$2,886	\$2,886	\$2,886	\$50,204
Total Costs:		\$66,881	\$66,881	\$14,239	\$14,239	\$14,239	\$14,239	\$14,239	\$14,239	\$14,239	\$14,239	\$251,019

The Board will also be required to update information technology systems with estimated costs of \$4,800 to facilitate the online application process and internal accounting systems.

Total year-one costs: \$71,681

Revenues: Applicants will be required to pay a one-time application fee of \$75 to the Board, which results in revenues of approximately \$67,800 per year in the first two years of implementation (904 x \$75) and \$14,400 annually thereafter and up to \$251,000 over a ten-year period as follows:

Board of Psychology												
Retired License - Fiscal Impact (Revenues)												
Registration and License Type		Years Ongoing										
Retired Status	Revenues	1	2	3	4	5	6	7	8	9	10	Total
Initial License	Various	904	904	192	192	192	192	192	192	192	192	3,347
Retired License Fee (one-time)	\$75	\$67,784	\$67,784	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$251,019
Total Revenues:		\$67,784	\$67,784	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$14,431	\$251,019

The proposed regulations require a retired status licensee to pay a \$10 re-activation administration fee, as specified, in the event the individual opts to practice psychology. However, because the retired status is a new license type and intended for those individuals choosing to retire and discontinue practicing, the Board does not anticipate these individuals to re-activate to active licensure. As a result, the Board does not have an estimate at this time.

Consideration of Alternatives:

The Board has initially determined that no reasonable alternative to the regulation would be either more effective in carrying out the purpose in which the action is proposed or would be as effective and less burdensome to the affected private persons than the proposed regulation.

Set forth, below, are the alternatives which were considered and the reasons each alternative was rejected:

The Board considered not establishing a retired status. This was rejected because of the desire for such a status from licensees and the more accurate representation of a

licensee's status on the Board's website for the public, along with the Legislature's recommendation that this license be issued by the Board, pursuant to BPC section 2988.5.

The Board considered not allowing a licensee in retired status an opportunity to return their license from retired status. This was rejected by the Board as they opted to allow a licensee one opportunity to return from retired status, back to active status, and then back to retired status one last time, before the licensee would need to apply for a new license, were they to seek active licensure again.

**California Board of Psychology
Department of Consumer Affairs
California Code of Regulations
Title 16. Professional and Vocational Regulations
Division 13.1. Board of Psychology**

Newly proposed language is shown as underlined.
Newly proposed deletions are shown in ~~strike-through~~.

§ 1381.10. Retired Status

(a) Pursuant to Section 2988.5 of the Code, a psychologist who holds a current active or current inactive license, issued by the Board, may apply to place that license in retired status by submitting Form PSY 900 (New 2021), which is hereby incorporated by reference.

(b) As used in Section 2988.5 of the Code:

(1) "Otherwise restricted by the board" means that the license is not currently on probation or subject to any other terms and conditions, or the licensee is not restricted from practice.

(2) "Subject to discipline under this chapter" means that there are no pending Accusations pursuant to the Administrative Procedure Act, Interim Suspension Orders filed pursuant to section 494 of the Code, evaluations pursuant to Section 820 of the Code, or practice restrictions pursuant to Penal Code section 23.

(c) To apply to restore the license to active status if the application to place the license in retired status was granted less than three (3) years prior, in addition to any other requirements in 2988.5 of the Code, the licensee shall:

(1) Submit Form PSY 905 (New 2021), which is hereby incorporated by reference, and pay the biennial renewal fee and all additional fees as prescribed in section 2987 of the Code, and section 1397.69 of the Board's regulations at the time the request to restore to active status is received;

(2) Furnish to the Department of Justice, a full set of electronic fingerprints for the purpose of conducting a criminal history record check and to undergo a state and federal level criminal offender record information search if the licensee has not been previously fingerprinted for the Board or for whom an electronic record of the submission of fingerprints does not exist in the Department of Justice's criminal offender identification database.

(d) To apply to restore the license to active status (3) or more years from the date of issuance of the license in retired status, the licensee shall comply with the requirements in 2988.5(d)(2) of the Code.

(e) The Board will not grant an application for a license to be placed in a retired status more than twice.

(f) A licensee who has been granted a license in retired status twice must apply for a new license in order to obtain a license in active status.

Note: Authority cited: Sections 2930 and 2988.5 Business and Professions Code. Reference: Sections 118, 2960, 2960.6, and 2988.5, Business and Professions Code; and Section 11105(b)(10), Penal Code.

§ 1392. Psychologist Fees

(a) The application fee for a psychologist is \$40.00.

(b) The fee for the California Psychology Laws and Ethics Examination (CPLEE) is \$129.00.

(c) An applicant taking or repeating the licensing examination shall pay the full fee for that examination.

(d) The initial license fee and the biennial renewal fee for a psychologist are \$400.00, ~~except that if an initial license will expire less than one year after its issuance, then the initial license fee is an amount equal to 50 percent of the renewal fee in effect on the last regular renewal date before the date on which the license is issued.~~

(e) The biennial renewal fee for an inactive license is \$40.00.

(f) The application fee for a retired license is \$75.00.

Note: Authority cited: Sections 2930, 2987, 2988.5, and 2989, Business and Professions Code. Reference: Sections 2987, 2988, 2988.5, and 2989, Business and Professions Code.

§ 1397.69. Continuing Professional Development Audit Fee Licensee Fees. ~~Effective January 1, 2013.~~

~~This section shall be applicable to a license that expires on or after, or is reinstated or issued on or after, January 1, 2013.~~

For the administration of this article, in addition to any other fees due the Board, and as a condition of renewal or reinstatement, a \$10 fee is to be paid to the Board by a licensee renewing in an active status or after inactive, ~~or delinquent~~ expired, or reactivating from a retired status.

Note: Authority cited: Sections ~~2915(g)~~ and 2930, Business and Professions Code. Reference: Sections 2915(jh) and 2988.5, Business and Professions Code.

INSTRUCTIONS:

- Mail completed form and \$75 application fee to: Board of Psychology, 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834.
- If your license has expired, but has not canceled, a payment of all accrued renewal and delinquency fees must be submitted with the \$75 application fee.
- Make checks or money orders payable to the Board of Psychology.
- A licensee in Retired Status is prohibited from engaging in the practice of psychology or assisting in the provision of psychological services. A license in Retired Status is not subject to renewal.
- Please print or type. Illegible applications will be returned.

SECTION I: APPLICANT INFORMATION

_____	_____	_____	_____
Last Name	First Name	Middle Initial	Date of Birth
_____	_____	_____	_____
Street Address	City	State	Zip Code
_____	_____	_____	_____
License Number	Social Security Number	Email Address	Telephone Number

SECTION II: MANDATORY CONVICTION AND LICENSE DISCIPLINE DISCLOSURE QUESTIONS

YES* NO

<input type="checkbox"/>	<input type="checkbox"/>	Since you last renewed your license, have you had any license disciplined by a government agency or other disciplinary body?
<input type="checkbox"/>	<input type="checkbox"/>	Since you last renewed your license, have you been convicted of or pled guilty or nolo contendere to any felony, misdemeanor, infraction or other criminal offense under the laws of any state, the United States, or a foreign country? If you are awaiting judgment and sentencing following entry of a plea or jury verdict, you must still disclose the conviction.
* If you answered yes to any of these questions, please provide information regarding that action. For your convenience, you can use the Conviction/License Disciplinary Action Form to provide this information (www.psychology.ca.gov).		

SECTION III: STATEMENT OF APPLICANT

I have read the foregoing application in its entirety and know the contents thereof. By signing below, I am requesting my license be placed in Retired Status. I understand that I am prohibited from engaging in the practice of, or assisting in the provision of, psychology. I hereby certify under penalty of perjury under the laws of the state of California, that any statements made herein or attached hereto are true and correct in every respect. I understand that any misstatements or omissions of material fact may be cause for denial, suspension, or revocation of a license.

_____	_____
Signature	Date

Collection and Use of Personal Information

The Department of Consumer Affairs and the California Board of Psychology collect the information requested on this form as authorized by Business and Professions Code sections 325 and 326 and the Information Practices Act.

Mandatory Submission

Submission of the requested information is mandatory. The Board cannot consider your application for licensure or renewal unless you provide all of the requested information.

Access to Your Information

You may review the records maintained by the Board pertaining to you that contain your personal information, as permitted by the Information Practices Act. See contact information below.

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information

For questions about this notice or access to your records, you may contact the Board at 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834; by phone at (866) 503-3221; or by email at bopmail@dca.ca.gov. For questions about the Department of Consumer Affairs' Privacy Policy, you may contact the Department at 1625 North Market Blvd., Sacramento, CA 95834; by phone at (800) 952-5210; or by email at dca@dca.ca.gov.

INSTRUCTIONS:

- Mail completed form to: Board of Psychology, 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834.
- If it has been less than 3 years since you were issued a retired license, complete this form and pay the biennial renewal fee.
- If it has been 3 or more years since you were issued a retired license, do not use this form. Complete the **CPLEE Request form** and the **Application for Licensure as a Psychologist Form** and pay the appropriate fees.
- Please print or type. Illegible applications will be returned.

SECTION I: APPLICANT INFORMATION

_____ Last Name	_____ First Name	_____ Middle Initial	_____ Date of Birth
_____ Street Address	_____ City	_____ State	_____ Zip Code
_____ License Number	_____ Social Security Number	_____ Email Address	_____ Telephone Number

SECTION II: MANDATORY CONVICTION AND LICENSE DISCIPLINE DISCLOSURE QUESTIONS

YES* NO

<input type="checkbox"/>	<input type="checkbox"/>	CONVICTION/DISCIPLINE: Since you last renewed your license, have you had any license disciplined by a government agency or other disciplinary body?
<input type="checkbox"/>	<input type="checkbox"/>	Since you last renewed your license, omitting traffic infractions under \$500 not involving alcohol, dangerous drugs, or a controlled substance, have you been convicted of any violations of law in this or any other state, the United States or its territories, military court, or other county?
* If you answered yes to any of these questions, please provide information regarding that action. For your convenience, you can use the Conviction/License Disciplinary Action Form to provide this information (www.psychology.ca.gov).		
<input type="checkbox"/>	<input type="checkbox"/>	CONTINUING PROFESSIONAL DEVELOPMENT: I completed 36 hours of approved continuing professional development within the preceding 24 months. <i>You must include proof pursuant to section 1397.61 of the California Code of Regulations of 36 hours of continuing professional development with this application. Independent learning can be used to meet no more than 75% (27 hours) of the required 36 hours.</i>
<input type="checkbox"/>	<input type="checkbox"/>	FINGERPRINT REQUIREMENT: Submit a full set of electronic fingerprints to the Board for purposes of conducting a criminal history record check with criminal history information obtained and received from the Department of Justice and the Federal Bureau of Investigation.

SECTION III: STATEMENT OF APPLICANT

I have read the foregoing application in its entirety and know the contents thereof. By signing below, I am requesting that my retired license be returned to active status. I understand that I am prohibited from engaging in the practice of, or assisting in the provision of, psychology until my license has been restored to active status. I hereby certify under penalty of perjury under the laws of the state of California, that any statements made herein or attached hereto are true and correct in every respect. I understand that any misstatements or omissions of material fact may be cause for denial, suspension, or revocation of a license.

Signature

Date

PSY 905 (NEW 2021)
[Internal Control Number PDE_21-108 (Revised 6/21)]

Collection and Use of Personal Information

The Department of Consumer Affairs and the California Board of Psychology collect the information requested on this form as authorized by Business and Professions Code sections 325 and 326 and the Information Practices Act.

Mandatory Submission

Submission of the requested information is mandatory. The Board cannot consider your application for licensure or renewal unless you provide all of the requested information.

Access to Your Information

You may review the records maintained by the Board pertaining to you that contain your personal information, as permitted by the Information Practices Act. See contact information below.

Possible Disclosure of Personal Information

We make every effort to protect the personal information you provide us. However, we may need to share the information you give us with other government agencies. This may include sharing any personal information you gave us.

The information you provide may also be disclosed in the following circumstances:

- In response to a Public Records Act request, as allowed by the Information Practices Act.
- To another government agency as required by state or federal law.
- In response to a court or administrative order, a subpoena, or a search warrant.

Contact Information

For questions about this notice or access to your records, you may contact the Board at 1625 North Market Blvd., Suite N-215, Sacramento, CA 95834; by phone at (866) 503-3221; or by email at bopmail@dca.ca.gov. For questions about the Department of Consumer Affairs' Privacy Policy, you may contact the Department at 1625 North Market Blvd., Sacramento, CA 95834; by phone at (800) 952-5210; or by email at dca@dca.ca.gov.

From: bopmail@DCA
To: Glasspiegel, Jason@DCA
Cc: Burke, Jonathan@DCA; Sorrick, Antonette@DCA
Subject: FW: DCA Citizen's Comments/Complaints: [REDACTED]
Date: Monday, October 18, 2021 11:56:57 AM

-----Original Message-----

From: Dca@DCA <DCA@dca.ca.gov>
Sent: Monday, October 18, 2021 10:55 AM
To: [REDACTED]
Cc: bopmail@DCA <bopmail@dca.ca.gov>
Subject: RE: DCA Citizen's Comments/Complaints: [REDACTED]

Thank you for contacting the California Department of Consumer Affairs (DCA). Your email has been forwarded to the Board of Psychology (Board) for their review and direct response. If you have further questions or concerns, please contact the Board directly at the following:

Board of Psychology
1625 North Market Blvd., Suite N-215
Sacramento, CA 95834

Phone Toll Free: (866) 503-3221
Phone: (916) 574-7720
Fax: (916) 574-8672
Email: bopmail@dca.ca.gov
Contact Webpage: www.psychology.ca.gov/about_us/contact.shtml
Website: www.psychology.ca.gov

Thank you again for contacting DCA and allowing us to assist you.

Sincerely,
Leeza R.
DCA Correspondence Unit

-----Original Message-----

From: [REDACTED] >
Sent: Friday, October 15, 2021 3:38 PM
To: Dca@DCA <DCA@dca.ca.gov>
Subject: DCA Citizen's Comments/Complaints: [REDACTED]

[EXTERNAL]: [REDACTED]

CAUTION: THIS EMAIL ORIGINATED OUTSIDE THE DEPARTMENT OF CONSUMER AFFAIRS!
DO NOT: click links or open attachments unless you know the content is safe.
NEVER: provide credentials on websites via a clicked link in an Email.

.....
[REDACTED]

Feedback Type: comment

[REDACTED]



Comment: Re Retired License Status

Adds Section 1381.10, and amends Sections 1392 and 1397.69 of Title 16 of the California Code of Regulations.

I am writing in support of the proposed change in regulations. I believe these changes will serve the public good, save the BoP money, and make more fair and flexible the process for a transition into and back out of retirement for licensed psychologists.

MEMORANDUM

DATE	February 1, 2022
TO	Board of Psychology
FROM	Jason Glasspiegel Central Services Manager
SUBJECT	Agenda Item #21 – Consideration of Public Hearing Testimony and Written Comments and Responses and Possible Adoption of 16 CCR Section 1392 Concerning Psychology Fees – California Psychology Law and Ethics Examination (CPLEE) and Initial License and Biennial Renewal Fee

Fees at the Board of Psychology (Board) have not been increased since 1992. The Board is a special fund entity, funded entirely by license fees and disciplinary action assessments, and has historically maintained a healthy fund balance reserve. However, increased operational costs, including enforcement-related costs, have increased in recent years, which has caused the Board's fund to become structurally imbalanced with projected revenues less than expenditures.

The Board is currently projected to become insolvent in Fiscal Year 2023/24. Additionally, the Board is projected to expend its appropriation nearly fully in 2021/22 and in future years. As a result, the Board can no longer redirect resources from other program areas to fund these costs.

This proposal is necessary to help ensure the Board has sufficient resources to maintain the highest priority of consumer safety and protection and recover costs for administration and enforcement of the Psychology Licensing Law. The structural imbalance the Board is experiencing has been identified at every Board meeting over the last five years. The Board began discussions regarding raising fees at its February 2021 meeting and took steps to begin the process of increasing fees at its May 2021 meeting.

This package was noticed for the initial 45-day comment period on December 17, 2021. The comment period for this rulemaking file ended on January 31, 2022. Three comments were received opposing a fee increase; they are attached for your review and consideration. In summary, commenters questioned what the license re-certification fee pays for; how the fee increase would benefit backlogs of applications for licensure, and why the Board has not moved forward to join PSYPACT. Further, commenters declared that raising fees would unduly burden psychologists struggling with the current circumstances of living in California, obstruct clinicians from providing services, and lose competitiveness with "coaching."

Staff suggests that the fees proposed are necessary for the reasons publicized in the Initial Statement of Reasons and as discussed over the various board meetings over the last five years.

The regulatory hearing took place under agenda item 4.

Action Requested:

Staff requests the Board consider the verbal and written comments received during the hearing and the 45-day comment period, provide feedback for responses and as to whether any text should be modified in response to those comments, and direct any requested modification to the text be made.

If no changes to the text are necessary, adopt 16 CCR Section 1392 (the regulatory text) as it was noticed, and delegate to the Executive Office the authority to make any technical or non-substantive changes required by the control agencies as this regulation is finalized.

If the Board wishes to change any text, then once the language is agreed upon, delegate to the Executive Officer authority to adopt the modified text in the absence of any relevant and adverse comments and continue with the process to finalize the regulatory package, including making any technical or non-substantive changes.

Attachment A: Notice of Proposed Rulemaking

Attachment B: Initial Statement of Reasons

Attachment C: Noticed Regulatory Language

Attachment D: Comments received during the 45-day comment period

Attachment E: Staff Recommendations Regarding Public Comment Provided at Hearing
(Hand Carry)

DEPARTMENT OF CONSUMER AFFAIRS
TITLE 16. PROFESSIONAL AND VOCATIONAL REGULATIONS
DIVISION 13.1.
BOARD OF PSYCHOLOGY

NOTICE OF PROPOSED REGULATORY ACTION CONCERNING:
Fees

NOTICE IS HEREBY GIVEN that the Board of Psychology (hereafter Board) is proposing to take the action described in the Informative Digest below, after considering all comments, objections, and recommendations regarding the proposed action.

PUBLIC HEARING

Any person interested may present statements or arguments orally or in writing relevant to the action proposed at a hearing to be held via webex at:

Date and Time

February 17, 2022, at 1:00 p.m.

Meeting link (Computer or Tablet)

<https://dca-meetings.webex.com/dca-meetings/j.php?MTID=m06cb54ee584bb5f67d4aee5aa986fa75>

Meeting number:

2487 215 8482

Password:

vcF2C5Zgs2E

Join by video system

Dial [24872158482@dca-meetings.webex.com](tel:24872158482)

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

+1-415-655-0001 US Toll

Access code: 2487 215 8482

WRITTEN COMMENT PERIOD

Written comments relevant to the action proposed, including those sent by mail, facsimile, or e-mail to the addresses listed under "Contact Person" in this Notice, must be **received by the Board at its office no later than Monday, January 31, 2022**, or must be received by the Board at the hearing.

AUTHORITY AND REFERENCE

Pursuant to the authority vested by section(s) 2930, 2987, and 2989 of the Business and Professions Code (BPC), and to implement, interpret, or make specific BPC section(s) 2987, 2988, and 2989 the Board is considering amending section(s) 1392 and 1392.1 of title 16 of the California Code of Regulations (CCR).

INFORMATIVE DIGEST / POLICY STATEMENT OVERVIEW

The Board of Psychology (Board) regulates licensed psychologists, registered psychological assistants, and registered psychologists, all of whom are entitled to provide psychological services in California. California Business and Professions Code (BPC) section 2920.1 states that protection of the public shall be the highest priority for the Board in exercising its licensing, regulatory, and disciplinary functions. Section 2930 of the Code authorizes the Board to adopt regulations as may be necessary to enable the Board to effectuate the Psychology Licensing Law.

Business and Professions Code (BPC) section 2930 authorizes the Board to adopt rules and regulations as are reasonably necessary to carry out the provisions of the Psychology Licensing Law. BPC section 2989 authorizes the Board to set fees by regulation to be deposited in the Psychology Fund (Fund) and made available to the Board upon appropriation by the Legislature. BPC 2987 sets forth the minimum and maximum fee ranges for application, examination, initial licensure and renewal for psychologists, registration and renewal for psychological assistants, delinquency fee, and other miscellaneous fees.

The California Board of Psychology (Board) is seeking to increase the fees charged for application, initial license, registration, license renewal, and the California Law and Ethics Exam (CPLÉE). The fee increases are necessary to help alleviate the structural imbalance the Board currently faces and thus ensure the Board is able to meet its consumer protection goals.

Anticipated Benefits of Proposal

This regulatory proposal seeks to make amendments to the Board's fee schedule, which will help to reduce the Board's structural budget imbalance and to maintain a sufficient fund balance reserve until the Board can increase statutory fee levels to eliminate the structural imbalance.

The amendments will help to ensure the Board has sufficient funding to meet its consumer protection goals.

The Board has historically been able to operate within its existing budget. However, due primarily to recent increased enforcement-related workload and costs, the Board

Members began considering options to stabilize the Board budget in fiscal year 2020/21 and voted unanimously to approve the proposed regulations at its May 21, 2021, Board meeting.

Immediate action to increase the regulatory fees collected by the Board is required. The fee increases will bolster the Board's revenues and funding available to continue the Board's daily functions, enforcement, and licensing operations without interruptions.

If this regulatory proposal is not adopted, the Board may need to restrict its core operations, including slowing its ability to process applications, restricting investigations, and limiting the Board's ability to adjudicate violations of the Licensing Act in an expedient manner.

These restrictions to the operational functions of the Board could result in licensing backlogs and compromise the Board's ability to achieve its mission and statutory mandate of consumer protection.

This regulatory proposal will benefit the health and welfare of California residents because the proposal will increase the Board's revenue and funding available to continue the Board's enforcement, investigative, licensing, examination, and public outreach operations.

Consistency and Compatibility with Existing State Regulations

During the process of developing this regulatory proposal, the Board has conducted a search of any similar regulations on these topics and has concluded that these regulations are neither duplicative, inconsistent, nor incompatible with existing state regulations.

DISCLOSURES REGARDING THIS PROPOSED ACTION

The Board has made the following initial determinations:

FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: The Board estimates the proposed regulations will increase revenues by approximately \$1.1 million per year and help to reduce the structural imbalance.

Because the Board currently charges the fees in this proposal and/or performs workload associated with these programs and fees, no additional workload and costs are anticipated.

The Board estimates one-time information technology (IT) costs of \$5,000 to update cashiering and accounting software. Any IT costs will be absorbed within existing resources.

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to any Local Agency or School District for which Government Code Sections 17500 - 17630 Require Reimbursement: None

**RESULTS OF ECONOMIC IMPACT ASSESSMENT / ANALYSIS:
BUSINESS IMPACT ESTIMATES**

The Board has made the initial determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.

Impact on Jobs / Businesses

The Board has determined that this regulatory proposal will not have an impact on the creation of jobs or new businesses, or the elimination of jobs or existing businesses, or the expansion of businesses in the State of California because the proposed fees are anticipated to have minimal impact on businesses because the incremental fee increase is negligible compared to the average salary of licensees.

This regulatory proposal will benefit the health and welfare of California residents because the proposal will increase the Board's revenue and funding available to continue the Board's enforcement, investigative, licensing, examination, and public outreach operations. The proposal is not anticipated to benefit worker safety or the state's environment.

Business Reporting Requirements

The regulatory action does not require businesses to file a report with the Board.

Effect on Small Business

The Board has determined that the proposed regulations may affect small businesses because this proposal will increase fees for individual licensees, which only impacts individuals, not businesses but some small businesses may pay for the licenses of individual employees.

Cost Impact on Representative Private Person or Business

The proposed regulations increase license fees in section 1392 as follows:

For Psychologist – Initial Application, the current fee is \$40, the proposed fee is \$50, the increase amount is \$10.

For the California Psychology and Ethics Exam (CPLEE) Fee, the current fee is \$129, the proposed fee is \$232, the increase amount is \$103.

For the Psychologist - Initial License, the current fee is \$400 the proposed fee is \$500, the increase is \$100.

For the Psychologist – Biennial License Renewal, the current fee is \$400, the proposed fee is \$500, the increase amount is \$100.

The proposed regulations increase license fees in section 1392.1 as follows:

For the Psychological Assistant - Registration Application, the current fee is \$40, the proposed fee is \$75, the increase is \$35.

For the Psychological Assistant - Annual Renewal Registration, the current fee is \$40, the proposed fee is \$75, the increase is \$35.

For the Psychological Assistant - Delinquent License Renewal, the current fee is \$20, the proposed fee is \$37.50, the increase is \$17.50.

Significant Effect on Housing Costs: None

CONSIDERATION OF ALTERNATIVES

In accordance with Government Code section 11346.5, subdivision (a)(13), the Board must determine that no reasonable alternative it considered to the regulation or that has otherwise been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed; would be as effective and less burdensome to affected private persons than the proposal described in this Notice; or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

Any interested person may submit comments to the Board in writing relevant to the above determinations at 1625 North Market Blvd., Suite N215, Sacramento, California 95834.

AVAILABILITY OF STATEMENT OF REASONS AND RULEMAKING FILE

The Board has compiled a record for this regulatory action, which includes the Initial Statement of Reasons (ISOR), proposed regulatory text, and all the information on which this proposal is based. This material is contained in the rulemaking file and is available for public inspection upon request to the contact persons named in this notice.

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations, and any document incorporated by reference, and of the initial statement of reasons, and all of the information upon which the proposal is based, may be obtained upon request from the Board at 1625 North Market Blvd., Suite N215, Sacramento, California 95834.

AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments, the Board, upon its own motion or at the request of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal, with the modifications clearly indicated, will be available for review and written comment for 15 days prior to its adoption from the person designated in this Notice as the Contact Person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting the person named below.

You may obtain a copy of the Final Statement of Reasons once it has been prepared by making a written request to the Contact Person named below or by accessing the website listed below.

CONTACT PERSONS

Inquiries or comments concerning the proposed rulemaking action may be addressed to:

Name: Jason Glasspiegel
Address: Board of Psychology
1625 North Market Blvd., Suite N215
Sacramento, CA 95834
Telephone No.: 916-574-7137
Fax No.: 916-574-8672
E-Mail Address: Jason.glasspiegel@dca.ca.gov

The backup contact person is:

Name: Jonathan Burke
Address: Board of Psychology
1625 North Market Blvd., Suite N215
Sacramento, CA 95834
Telephone No.: 916-574-7116
Fax No.: 916-574-8672
E-Mail Address: Jonathan.burke@dca.ca.gov

AVAILABILITY OF DOCUMENTS ON THE INTERNET

Copies of the Notice of Proposed Actions the Initial Statement of Reasons, and the text of the regulations can be accessed through the Board's website at

https://www.psychology.ca.gov/laws_regs/regulations.shtml

**TITLE 16. BOARD OF PSYCHOLOGY
DEPARTMENT OF CONSUMER AFFAIRS**

INITIAL STATEMENT OF REASONS

HEARING DATE: February 17, 2022

SUBJECT MATTER OF PROPOSED REGULATION(S): Fees

SECTION(S) AFFECTED: California Code of Regulations (CCR), Title 16, California Code of Regulations (CCR) Section 1392 and 1392.1

Background:

The Board of Psychology (Board) regulates licensed psychologists, registered psychological assistants, and registered psychologists, all of whom are entitled to provide psychological services in California. California Business and Professions Code (BPC) section 2920.1 states that protection of the public shall be the highest priority for the Board in exercising its licensing, regulatory, and disciplinary functions. Section 2930 of the Code authorizes the Board to adopt regulations as may be necessary to enable the Board to effectuate the Psychology Licensing Law.

Business and Professions Code (BPC) section 2930 authorizes the Board to adopt rules and regulations as are reasonably necessary to carry out the provisions of the Psychology Licensing Law. BPC section 2989 authorizes the Board to set fees by regulation to be deposited in the Psychology Fund (Fund) and made available to the Board upon appropriation by the Legislature. BPC 2987 sets forth the minimum and maximum fee ranges for application, examination, initial licensure and renewal for psychologists, registration and renewal for psychological assistants, delinquency fee, and other miscellaneous fees.

The Board's highest priority is consumer protection, and it achieves this important priority by regulating the practice of psychology through policies that promote the health, safety, and general welfare of the public in matters relating to psychological services. This includes ensuring applicants meet experience requirements for licensure, investigating complaints against applicants and licensees, and disciplining violators of the Psychology Licensing Law.

Problem Being Addressed / Purpose of the Amendment:

Fees have not been increased since 1992. The Board is a special fund entity, funded entirely by license fees and disciplinary action assessments, and has historically maintained a healthy fund balance reserve. However, increased operational costs, including enforcement-related costs, have increased in recent years, which has caused the Board's fund to become structurally imbalanced with projected revenues less than

expenditures.

This structural imbalance is primarily due to an increase in costs related to the operations of the Board and notably an increase in enforcement-related costs including, Attorney General and Office of Administrative Law costs related to disciplinary actions.

The Board is currently projected to become insolvent in 2023/24. Additionally, the Board is projected to nearly fully expend its appropriation in 2021/22 and in future years. As a result, the Board can no longer redirect resources from other program areas to fund these costs.

This proposal is necessary to help ensure the Board has sufficient resources to maintain the highest priority of consumer safety and protection and recover costs for administration and enforcement of the Psychology Licensing Law. The structural imbalance the Board is experiencing has been identified at every Board meeting over the last five years. The Board began discussions regarding raising fees at its February 2021 meeting and took steps to begin the process of increasing fees at its May 2021 meeting.

Specific Purpose of Each Amendment and Factual Basis / Rationale:

The Board has not had a fee increase since 1992 and has a structural imbalance, which will lead to insolvency in 2023/24.

The proposed regulations would increase all of the Board's license and application fees to the statutory maximums, which will help to alleviate the Board's structural imbalance and help recover costs for services provided to applicants. The Board has conducted a Cost Study to justify the increase to the application fees (see Underlying Data).

Specifically, the Board is proposing the following changes to increase fees to their statutory limits:

Section 1392 (a) – Application Fee for a psychologist

This proposal amends section 1392(a) to increase the application fee from \$40 to \$50.

BPC 2987 (a) states: The application fee for a psychologist shall not be more than fifty dollars (\$50).

Section 1392 (b) - California Psychology Laws and Ethics Examination (CPLEE):

This proposal amends section 1392(b) as it relates to the California Psychology Law and Ethics Exam Fee (CPLEE) and raises the fee from \$129 to \$235.

The current cost charged to candidates of the California Psychology Laws and Ethics

Examination (CPLEE) is \$129 per candidate. The CPLEE examination fee is intended to cover the cost to the Board for the development and administration of the CPLEE.

BPC 2987 (b) states:

The examination and reexamination fees for the examinations shall be the actual cost to the board of developing, purchasing, and grading of each examination, plus the actual cost to the board of administering each examination.

The exam fee was established in October 22, 1998. In 2015, the Board increased the development and administration of the CPLEE from two to four times per year (January, April, July, and October), allowing candidates the ability to re-take the CPLEE more frequently, if needed. All these innovative changes were implemented without any increase to the cost of the examination fee.

Between 2015 and 2019, a fee increase for this exam was not possible due to the substantial budgetary reversion the Board experienced at the end of each fiscal year. However, beginning fiscal year 2019-2020, the Board no longer had a substantial budgetary reversion to rely on. With the anticipated 10% PSI Services, LLC (PSI) fee increase, staff conducted an analysis of the current costs for developing and administering the CPLEE versus the fee charged to examination candidates. The analysis demonstrated a need to increase the CPLEE examination fee to cover the cost of maintaining the CPLEE.

Below is the average cost breakdown currently absorbed by the Board within its existing budget.

Total Average Exam Cost:	\$273,500
Total amount reimbursed by applicant:	\$152,177
Difference absorbed by the Board:	\$121,323

As approved by the Board, the fee is proposed to be set at \$235 per candidate. The average cost breakdown will be as follows:

Total Average Exam Cost:	\$ 273,500
Total Amount Reimbursed by Applicant:	\$ 273,500
Difference (money unspent/excess):	\$ 0

Section 1392 (d)– Initial and Biennial renewal Fees for a psychologist

This proposal amends section 1392(d) to increase the initial license fee and the biennial renewal fee for a psychologist from \$400 to \$500.

These increases raise the fees to their statutory limits. BPC 2987 states:

- (c) The initial license fee is an amount equal to the renewal fee in effect on the last regular renewal date before the date on which the license is issued.
- (d) The biennial renewal fee for a psychologist shall be four hundred dollars (\$400). The board may increase the renewal fee to an amount not to exceed five hundred dollars (\$500).

Table 1. Fee Schedule for 1392

CCR Section 1392	Current Fee	Proposed Fee	Increase Amount
Psychologist – Initial Application	\$40	\$50	\$10
California Psychology and Ethics Exam (CPLÉE) Fee	\$129	\$232	\$103
Psychologist - Initial License	\$400	\$500	\$100
Psychologist – Biennial License Renewal	\$400	\$500	\$100

Section 1392.1 – Psychological Assistant Fees

This proposal amends section 1392.1(a) to increase the application fee for registration of a psychological assistant from \$40 to \$75.

This proposal amends section 1329.1(b) to increase the annual renewal fee for registration as a psychological assistant from \$49 to \$75.

This proposal amends section 1392.1(c) to increase the delinquency fee for a psychological assistant from \$20 to \$37.50, which is calculated below. Delinquency fees are set according to Section 2987 at 50 percent of the applicable renewal fee amount.

These are based upon the statutory maximums in BPC 2987:

- (e) The application fee for registration as a psychological assistant under Section 2913 shall not be more than seventy-five dollars (\$75).
- (f) The annual renewal fee for registration of a psychological assistant shall not be more than seventy-five dollars (\$75).
- ...
- (h) The delinquency fee is 50 percent of the renewal fee for each license type, not to exceed one hundred fifty dollars (\$150).

Although the Cost Study indicates that the application fee costs more to process, the statutory maximum is the greatest the Board can currently charge. As the renewal is currently set at \$40, the delinquency of 50 percent is currently \$20. By amending the renewal fee to \$75, the delinquency of 50 percent would be \$37.50.

Table 2. Fee Schedule for 1392.1

CCR Section 1392.1 Psychological Assistant -	Current Fee	Proposed Fee	Increase Amount
Registration Application	\$40	\$75	\$35
Annual Renewal Registration	\$40	\$75	\$35
Delinquent License Renewal	\$20	\$37.50	\$17.50

This regulatory proposal also adds BPC sections 2987 and 2989 to the authority cited section of the text, consistent with regulatory section 1392.

Anticipated Benefits from this Regulatory Action:

The proposed amendments to the Board’s fee schedule will help to reduce the Board’s structural budget imbalance, recover costs, and allow the Board an extra year before insolvency, which allows the Board enough time to seek authority to increase statutory fee levels to completely eliminate the structural imbalance.

The Board has historically been able to operate within its existing budget. However, due primarily to recent increased enforcement-related workload and costs, the Board Members began considering options to stabilize the Board budget in 2020/21 and voted unanimously to approve the proposed regulations at its May 21, 2021, board meeting.

The proposed fee increases will help to reduce the structural imbalance and help the Board to recover its administrative costs to ensure the Board has funds to carry out its consumer protection mandate.

Immediate action to increase the regulatory fees collected by the Board is required. The fee increases will bolster the Board’s revenues and funding available to continue the Board’s daily functions, enforcement, and licensing operations without interruption.

If this regulatory proposal is not adopted, the Board may need to restrict its core operations, including slowing its ability to process applications, restricting investigations, and limiting the Board’s ability to adjudicate violations of the Psychology Licensing Law in an expedient manner.

These restrictions to the operational functions of the Board could result in licensing backlogs and compromise the Board’s ability to achieve its mission and statutory mandate of consumer protection.

Underlying Data

- February 18-19, 2021 Board meeting minutes
- February 18-19, 2021 CPLEE Fee Board Memo
- Psychology Fund Condition Analysis
- May 21, 2021 Board Meeting Fee Change Memo Analysis
- May 21, 2021 Board Meeting Fee History Table and Bar Charts
- May 21, 2021 Board Meeting Minutes
- Application for Licensure/Registration Cost Study (October 2021)

Business Impact

This regulation may have an economic impact on businesses, specifically, the Board's licensees and applicants. The regulation would increase fees for initial licenses for psychologists, psychologist applications, psychological assistant registration applications; renewals of psychologist licenses and psychological assistants registrations; the psychological assistant delinquency fee; and the fees for California Psychology Laws and Ethics Exam (CPLEE). To the extent these applicants apply for licensure or licensees opt to renew their licenses and registrations, the proposed regulations will impact them as described below:

Table 3. Cost Impact – Applicant, License, and Exam Population

CCR Section 1392	Annual Population	Increase Amount	Annual Cost Increase
Psychologist – Initial Application	1,487	\$10	14,870
California Psychology and Ethics Exam (CPLEE) Fee	1,180	\$103	121,540
Psychologist - Initial License	880	\$100	88,000
Psychologist – Biennial License Renewal	8,418	\$100	841,800
CCR Section 1392.1			
Psychological Assistant - Registration Application	771	\$35	26,985
Psychological Assistant - Annual Renewal Registration	863	\$35	30,205
Psychological Assistant - Delinquent License Renewal	53	\$17.50	928
Total:			\$1,124,328

Although the regulation has an economic impact, the impact is not anticipated to be a significant statewide adverse economic impact directly affecting businesses, including the ability to compete with other businesses in California, because the fee increases are considered to be very minor compared to the income of most applicants, licensees and

registrants.

Economic Impact Assessment

This regulatory proposal is needed to increase the fees it collects per BPC section 2989.

- It will not result in the creation of new jobs or elimination of jobs within the State of California because the proposed fees are anticipated to have minimal impact on businesses because the incremental fee increase is negligible compared to the average salary of licensees.
- It will not result in the creation of new businesses or elimination of businesses within the State of California because the proposed fees are anticipated to have minimal impact on businesses because the incremental fee increase is negligible compared to the average salary of licensees.
- It will not affect the expansion of businesses currently doing business within the State of California because the proposed fees are anticipated to have minimal impact on businesses because the incremental fee increase is negligible compared to the average salary of licensees.
- It will benefit the health and welfare of California residents because the proposal will increase the Board's revenue and funding available to continue uninterrupted the Board's enforcement, investigative, licensing, examination, and public outreach operations.
- This regulatory proposal does not affect worker safety or the environment because the proposed regulations are not relative to workers' safety or the environment. This regulatory proposal focuses on an increase in fee schedules to help to reduce the Board's current structural imbalance and does not affect worker safety or the state's environment.

Specific annual applicant and licensee cost impacts ongoing are shown in Table 3, above.

Specific Technologies or Equipment

These regulations do not mandate the use of specific technologies or equipment.

Consideration of Alternatives

The Board has initially determined that no reasonable alternative to the regulatory proposal would be more effective in carrying out the purpose for which the regulation is proposed, would be as effective and less burdensome to affected private persons than the adopted regulation, or would be more cost effective to affected private persons and equally effective in implementing the statutory policy or other provision of law.

No alternatives were considered because the Board's Fund will become insolvent in the near future without a fee increase. If the Board reduces its annual expenditures to mitigate the structural fund imbalance, the Board would be forced to cut mission critical functions, which will jeopardize the public health, safety, and welfare of California consumers.

DEPARTMENT OF CONSUMER AFFAIRS
BOARD OF PSYCHOLOGY

PROPOSED REGULATORY LANGUAGE REGARDING FEES

Legend: Added text is indicated with an <u>underline</u> . Deleted text is indicated by strikeout .
--

Amend sections 1392 and 1392.1 of Article 6 of Division 13.1 of Title 16 of the California Code of Regulations to read as follows:

§ 1392. Psychologist Fees.

- (a) The application fee for a psychologist is ~~\$40.00~~ \$50.00.
- (b) The fee for the California Psychology Laws and Ethics Examination (CPLEE) is ~~\$129~~235.20.
- (c) An applicant taking or repeating the licensing examination shall pay the full fee for that examination.
- (d) The initial license fee and the biennial renewal fee for a psychologist are ~~\$400.00~~ \$500.00, ~~except that if an initial license will expire less than one year after its issuance, then the initial license fee is an amount equal to 50 percent of the renewal fee in effect on the last regular renewal date before the date on which the license is issued.~~
- (e) The biennial renewal fee for an inactive license is \$40.00.

Note: Authority cited: Sections 2930, 2987, and 2989, Business and Professions Code.
Reference: Sections 2987, 2988, and 2989, Business and Professions Code.

§ 1392.1. Psychological Assistant Fees.

- (a) The application fee for registration of a psychological assistant which is payable by the supervisor is ~~\$40.00~~\$75.00.
- (b) The annual renewal fee for registration of a psychological assistant is ~~\$40.00~~ \$75.00.
- (c) The delinquency fee for a psychological assistant is ~~\$20.00~~ \$37.50.

Note: Authority cited: Section 2930, 2987 and 2989 Business and Professions Code.
Reference: Sections ~~2688~~2987 and ~~2689~~, Business and Professions Code.

From: [Adam Vogel](#)
To: Glasspiegel, Jason@DCA
Subject: Comments on Proposed Regulatory Action: Fees
Date: Friday, January 14, 2022 11:54:21 AM

[EXTERNAL]: 

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Dear Mr. Glasspiegel,

I have read and considered the proposed regulatory action to raise fees for both psychologists and psychologist applicants. I strongly disagree with both. The proposed regulation does not lay out how increasing fees improves the status quo of the current backlogs of applications for licensure and processing of new licenses. Additionally, I do not support an increase in fees when the board has been taking recent inaction by not moving forward with considering joining Psypact, which limits psychologists' scope of practice to be not in line with other helping professions.

Thank you for your consideration.^[L]_[SEP]

Adam Vogel, Psy.D.

--

Adam Vogel, Psy.D.
Licensed Psychologist
PSY 26956

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From: [Lauren Pichard](#)
To: [Burke, Jonathan@DCA](mailto:Burke,Jonathan@DCA); [Glasspiegel, Jason@DCA](mailto:Glasspiegel,Jason@DCA)
Subject: I Oppose Raising Fees
Date: Friday, December 17, 2021 4:29:44 PM

[EXTERNAL]: 

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Hello,

I vehemently oppose raising any and all fees to be a Psychologist and to join the field. The Board of Psychology is here to regulate psychologists and make sure we do not harm the public. Yet we are at risk of losing this to Coaching which is unregulated and many times earns much more money than better trained clinical therapists.

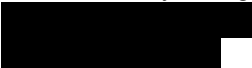
To raise the fees increases the chances of people no longer being interested in the field in favor of coaching.

I believe we need to make the field more approachable, help well trained clinicians be more successful, and help them be more accessible to the public.

Raising fees obstructs clinicians from doing their services.

Kindly,

Dr. Lauren Pichard
Licensed Clinical Psychologist/PSY28212
Ascension Psychology, Inc.



Websites:

<http://ascensionpsychology.com>

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From: [Melanie Dawn Hamutoff Ropelato](#)
To: [Glasspiegel, Jason@DCA](#); [Burke, Jonathan@DCA](#)
Subject: Proposed fee increase
Date: Friday, December 17, 2021 6:11:34 PM

[EXTERNAL]: 

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I STRONGLY oppose fee increases for psychologists across the board. What you are proposing is ludicrous, harmful, and frankly unethical. I would like to see a breakdown of what the license re-certification fee really pays for. Overall, I encourage the board to not place this undue burden of psychologists, apparently as many folks are struggling over the current ridiculous circumstances that we have been placed in, living in CA. Why make everything harder for everyone, especially now?

Melanie Ropelato

MEMORANDUM

DATE	February 2, 2022
TO	Board of Psychology
FROM	Suzy Costa Legislative and Regulatory Analyst
SUBJECT	Agenda Item #22(a) – Status of two-year bill Matrices

The enclosed matrix includes the Board's two-year bills that were introduced in 2021, the first year of the 2021-22 Legislative Session. The matrix includes two-year bills on which the Board took a formal position, as well as bills the Board is watching without a formal position.

Action Requested:

This is for informational purposes only. No action is required at this time.

Attachment A: Status of two-year bill Matrices

Status of two-year bill Matrices As of February 2022

[AB 29](#)

(Cooper D) State bodies: meetings.

Current Text: Introduced: 12/7/2020 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 2/1/2022-From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

Location: 1/21/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law, the Bagley-Keene Open Meeting Act, requires that all meetings of a state body, as defined, be open and public, and that all persons be permitted to attend any meeting of a state body, except as otherwise provided in that act. Existing law requires the state body to provide notice of its meeting, including specified information and a specific agenda of the meeting, as provided, to any person who requests that notice in writing and to make that notice available on the internet at least 10 days in advance of the meeting. This bill would require that notice to include all writings or materials provided for the noticed meeting to a member of the state body by the staff of a state agency, board, or commission, or another member of the state body that are in connection with a matter subject to discussion or consideration at the meeting. The bill would require those writings or materials to be made available on the state body's internet website, and to any person who requests the writings or materials in writing, on the same day as the dissemination of the writings and materials to members of the state body or at least 72 hours in advance of the meeting, whichever is earlier. The bill would prohibit a state body from discussing those writings or materials, or from taking action on an item to which those writings or materials pertain, at a meeting of the state body unless the state body has complied with these provisions.

Position

Watch

Assigned

[AB 32](#)

(Aguiar-Curry D) Telehealth.

Current Text: Amended: 5/24/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 7/14/2021-Failed Deadline pursuant to Rule 61(a)(11). (Last location was HEALTH on 6/9/2021) (May be acted upon Jan 2022)

Location: 7/14/2021-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid program provisions. Under existing law, Medi-Cal services may be provided pursuant to contracts with various types of managed care health plans, including through a county organized health system. Under existing law, in-person contact between a health care provider and a patient is not required under the Medi-Cal program for services appropriately provided through telehealth. Existing law provides that neither face-to-face contact nor a patient's physical presence on the premises of an enrolled community clinic is required for services provided by the clinic to a Medi-Cal beneficiary during or immediately following a proclamation declaring a state of emergency. Existing law defines "immediately following" for this purpose to mean up to 90 days following the termination of the proclaimed state of emergency, unless there are extraordinary circumstances. This bill would delete the above-described references to contracts issued, amended, or renewed on or after January 1, 2021, would require these provisions to apply to the plan or insurer's contracted entity, as specified, and would delete the exemption for Medi-Cal managed care plans. The bill would subject county organized health systems, and their subcontractors, that provide services under the Medi-Cal program to the above-described Knox-Keene requirements relative to telehealth. The bill would authorize a provider to enroll or recertify an individual in specified Medi-Cal programs through telehealth and other forms of virtual communication, and would authorize a county eligibility worker to determine eligibility for, or recertify eligibility for, the Medi-Cal Minor Consent program remotely through virtual communication, as specified. This bill contains other related provisions and other existing laws.

Attachments:

[Board of Psychology Letter of Support AB 32](#)

Position

Support

Assigned

[AB 54](#)

(Kiley R) COVID-19 emergency order violation: license revocation.

Current Text: Amended: 4/5/2021 [html](#) [pdf](#)

Introduced: 12/7/2020

Status: 2/1/2022-From committee: Without further action pursuant to Joint Rule 62(a).

Location: 4/6/2021-A. B.&P.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs and provides for the denial, suspension, and revocation of licenses for specified conduct. This bill would prohibit the Department of Consumer Affairs, a board within the Department of Consumer Affairs, except within the healing arts, and the Department of Alcoholic Beverage Control from revoking a license for failure to comply with any COVID-19 emergency orders unless the board or department can prove that lack of compliance resulted in transmission of COVID-19. This bill contains other related provisions and other existing laws.

Position

Assigned

Watch

[AB 225](#)

(Gray D) Department of Consumer Affairs: boards: veterans: military spouses: licenses.

Current Text: Amended: 6/28/2021 [html](#) [pdf](#)

Introduced: 1/11/2021

Status: 7/14/2021-Failed Deadline pursuant to Rule 61(a)(11). (Last location was B., P. & E.D. on 6/9/2021)(May be acted upon Jan 2022)

Location: 7/14/2021-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Under existing law, the Department of Consumer Affairs, under the control of the Director of Consumer Affairs, is comprised of various boards that license and regulate various professions and vocations. Existing law requires an applicant seeking a license from a board within the department to meet specified requirements and to pay certain licensing fees. Existing law requires specified boards within the department to issue, after appropriate investigation, certain types of temporary licenses to an applicant if the applicant meets specified requirements, including that the applicant supplies evidence satisfactory to the board that the applicant is married to, or in a domestic partnership or other legal union with, an active duty member of the Armed Forces of the United States who is assigned to a duty station in this state under official active duty military orders and the applicant holds a current, active, and unrestricted license that confers upon the applicant the authority to practice, in another state, district, or territory of the United States, the profession or vocation for which the applicant seeks a temporary license from the board. Existing law requires these temporary licenses to expire 12 months after issuance. Under existing law, some of the funds within the jurisdiction of a board consist of revenue from fees that are continuously appropriated. This bill would expand the eligibility for a temporary license to an applicant who meets the specified criteria and who supplies evidence satisfactory to the board that the applicant is a veteran of the Armed Forces of the United States within 60 months of separation from active duty under other than dishonorable conditions, a veteran of the Armed Forces of the United States within 120 months of separation from active duty under other than dishonorable conditions and a resident of California prior to entering into military service, or an active duty member of the Armed Forces of the United States with official orders for separation within 90 days under other than dishonorable conditions. By expanding the scope of the crime of perjury, the bill would impose a state-mandated local program. The bill's expansion of the requirement to issue temporary licenses would result in revenues from fees for certain licenses being deposited into continuously appropriated funds. By establishing a new source of revenue for those continuously appropriated funds, the bill would make an appropriation. This bill contains other related provisions and other existing laws.

Position

Assigned

Watch

[AB 562](#)

(Low D) Frontline COVID-19 Provider Mental Health Resiliency Act of 2021: health care providers: mental health services.

Current Text: Amended: 4/8/2021 [html](#) [pdf](#)

Introduced: 2/11/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was APPR. SUSPENSE FILE on 8/16/2021)(May be acted upon Jan 2022)

Location: 9/10/2021-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	Policy	2 year	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law establishes the Department of Consumer Affairs under the direction of the Director of Consumer Affairs. Existing law establishes various boards within the department for the licensure and regulation of various health care providers, including physicians and surgeons and nurses. Existing law generally provides for mental health services, including the Bronzan-McCorquodale Act, which contains provisions governing the organization and financing of community mental health services for persons with mental disorders in every county through locally administered and locally

controlled community mental health programs, and the Mental Health Services Act, an initiative statute enacted by the voters as Proposition 63 at the November 2, 2004, statewide general election that establishes the continuously appropriated Mental Health Services Fund to fund various county mental health programs. This bill would require the director to establish a mental health resiliency program, as specified, to provide mental health services to licensed health care providers who provide or have provided consistent in-person healthcare services to COVID-19 patients. The bill would require the relevant boards to notify licensees and solicit applications for access to the program immediately upon the availability of services. The bill would require an applicant to make an attestation that states, among other things, that the applicant is an eligible licensee, as defined. The bill would make an applicant who willfully makes a false statement in their attestation guilty of a misdemeanor. By creating a new crime, this bill would impose a state-mandated local program. The bill would repeal these provisions on January 1, 2025. This bill contains other related provisions and other existing laws.

Position **Assigned**
Watch

AB 646 (Low D) Department of Consumer Affairs: boards: expunged convictions.

Current Text: Amended: 1/24/2022 [html](#) [pdf](#)

Introduced: 2/12/2021

Status: 2/1/2022-In Senate. Read first time. To Com. on RLS. for assignment.

Location: 2/1/2022-S. RLS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law establishes the Department of Consumer Affairs, which is composed of various boards, and authorizes a board to suspend or revoke a license on the ground that the licensee has been convicted of a crime substantially related to the qualifications, functions, or duties of the business or profession for which the license was issued. Existing law, the Medical Practice Act, provides for the licensure and regulation of the practice of medicine by the Medical Board of California and requires the board to post certain historical information on current and former licensees, including felony and certain misdemeanor convictions. Existing law also requires the Medical Board of California, upon receipt of a certified copy of an expungement order from a current or former licensee, to post notification of the expungement order and the date thereof on its internet website. This bill would require a board within the department that has posted on its online license search system that a person's license was revoked because the person was convicted of a crime, within 90 days of receiving an expungement order for the underlying offense from the person, if the person reapplies for licensure or is relicensed, to post notification of the expungement order and the date thereof on its online license search system. The bill would require the board, on receiving an expungement order, if the person is not currently licensed and does not reapply for licensure, to remove within the same period the initial posting on its online license search system that the person's license was revoked and information previously posted regarding arrests, charges, and convictions. The bill would require the board to charge a fee of \$25 to the person to cover the reasonable regulatory cost of administering the bill's provisions, unless there is no associated cost. The bill would require the fee to be deposited by the board into the appropriate fund and would make the fee available only upon appropriation by the Legislature.

Position **Assigned**
Watch

AB 657 (Cooper D) State civil service system: personal services contracts: professionals.

Current Text: Amended: 6/15/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Status: 7/14/2021-Failed Deadline pursuant to Rule 61(a)(11). (Last location was G.O. on 6/22/2021) (May be acted upon Jan 2022)

Location: 7/14/2021-S. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law, the State Civil Service Act, establishes standards for the use of personal services contracts by state agencies and authorizes personal services contracts when prescribed conditions are met, including, among others, when the contracting agency demonstrates that the proposed contract will result in actual overall cost savings to the state, as specified. This bill would prohibit a state agency from entering into a contract with a professional, as defined, for a period of more than 365 consecutive days or for a period of 365 nonconsecutive days in a 24-month period. The bill, however, would authorize a state agency to renew, during a state of emergency, a personal services contract with a professional beyond these time period limitations if the state agency receives approval for the renewal from the Department of Human Resources, as provided. The bill would prohibit the Department of Human Resources from approving a personal services contract renewal unless the renewal is necessary for the state agency to address the state of emergency. The bill would provide that the bill's provisions relating to renewals shall not be construed to limit the Governor's authority to suspend statutes. The bill would define "professional," for these provisions, to include,

among others, a physician and surgeon, dentist, and clinical psychologist. The bill would require each state agency that has a contract with a professional pursuant to the bill's provisions to assign a unique identification number to each of those professionals for specified purposes. The bill would require each state agency that has a contract with a professional pursuant to these provisions to prepare a monthly report to the exclusive bargaining representative for the professional, if the professional is represented, providing certain information, including the names and unique identification numbers of the professionals subject to a contract with the state agency, the details of the contract period for each professional, and the number of open professional positions available, as specified. This bill contains other related provisions and other existing laws.

Position **Assigned**
Watch

AB 810 **(Flora R) Healing arts: reports: claims against licensees.**

Current Text: Introduced: 2/16/2021 [html](#) [pdf](#)

Introduced: 2/16/2021

Status: 2/1/2022-From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

Location: 1/14/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law makes failure of a licensee of the Medical Board of California, the Podiatric Medical Board of California, the Board of Psychology, the Dental Board of California, the Dental Hygiene Board of California, the Osteopathic Medical Board of California, the State Board of Chiropractic Examiners, the Board of Registered Nursing, the Board of Vocational Nursing and Psychiatric Technicians of the State of California, the State Board of Optometry, the Veterinary Medical Board, the Board of Behavioral Sciences, the Physical Therapy Board of California, the California State Board of Pharmacy, the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board, the California Board of Occupational Therapy, the Acupuncture Board, or the Physician Assistant Board, a claimant, or their counsel to report a settlement, judgment, or arbitration award over \$3,000 of a claim or action for damages for death or personal injury caused by negligence, error or omission in practice, or by the unauthorized rendering of professional services, by a person who holds a license, certificate, or other similar authority from one of those boards, who does not possess professional liability insurance as to the claim, within 30 days to the agency that issued the license, certificate, or similar authority, punishable by a fine of not less than \$50 or more than \$500, as specified. This bill would increase the minimum fine for a violation of that provision to \$100. This bill contains other related provisions and other existing laws.

Position **Assigned**
Watch

AB 885 **(Quirk D) Bagley-Keene Open Meeting Act: teleconferencing.**

Current Text: Amended: 3/24/2021 [html](#) [pdf](#)

Introduced: 2/17/2021

Status: 2/1/2022-From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

Location: 1/14/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: The Bagley-Keene Open Meeting Act (Bagley-Keene Act), requires, with specified exceptions, that all meetings of a state body, as defined, be open and public, and all persons be permitted to attend any meeting of a state body, except as provided. The Bagley-Keene Act, among other things, requires a state body that elects to conduct a meeting or proceeding by teleconference to make the portion of the meeting that is required to be open to the public audible to the public at the location specified in the notice of the meeting. The Bagley-Keene Act requires a state body that elects to conduct a meeting or proceeding by teleconference to post agendas at all teleconference locations, identify each teleconference location in the notice and agenda of the meeting or proceeding, and requires each teleconference location to be accessible to the public. That law authorizes any meeting of a state body that is an advisory board, advisory commission, advisory committee, advisory subcommittee, or similar multimember advisory body to hold an open meeting by teleconference if the meeting complies with the requirements of the act, except as provided. Existing law requires that when a member of a multimember state advisory body participates remotely the body provide a means by which the public may remotely hear audio of the meeting or remotely observe the meeting. Existing law requires a multimember state advisory body to end or adjourn a meeting if it discovers that a required means of remote access has failed during the meeting, and, if the meeting is to adjourn and reconvene on the same day, that law requires the body to communicate, among other things, how a member of the public may hear audio of the meeting or observe the meeting. This bill would require a state body that elects to conduct a meeting or proceeding by teleconference to make the portion that is required to be open to the public both audibly and visually observable. The bill would require a state body that elects to conduct a meeting or proceeding by teleconference to post an agenda at the designated primary physical meeting location in the notice of the meeting where members of the public

may physically attend the meeting and participate. The bill would extend the above requirements of meetings of multimember advisory bodies that are held by teleconference to meetings of all multimember state bodies. The bill would require a multimember state body to provide a means by which the public may both audibly and visually remotely observe a meeting if a member of that body participates remotely. The bill would further require any body that is to adjourn and reconvene a meeting on the same day to communicate how a member of the public may both audibly and visually observe the meeting. The bill would also make nonsubstantive changes to those provisions. This bill contains other existing laws.

Position **Assigned**
Watch

AB 1026 **(Smith R) Business licenses: veterans.**

Current Text: Introduced: 2/18/2021 [html](#) [pdf](#)

Introduced: 2/18/2021

Status: 2/1/2022-From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

Location: 1/21/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law establishes the Department of Consumer Affairs under the direction of the Director of Consumer Affairs and sets forth its powers and duties relating to the administration of the various boards under its jurisdiction that license and regulate various professions and vocations. This bill would require the department and any board within the department to grant a 50% fee reduction for an initial license to an applicant who provides satisfactory evidence, as defined, the applicant has served as an active duty member of the United States Armed Forces or the California National Guard and was honorably discharged. This bill would authorize a board to adopt regulations necessary to administer these provisions. This bill contains other existing laws.

Position **Assigned**
Watch

AB 1236 **(Ting D) Healing arts: licensees: data collection.**

Current Text: Amended: 4/29/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 2/1/2022-Died on inactive file.

Location: 2/1/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law requires the Board of Registered Nursing, the Physician Assistant Board, the Respiratory Care Board of California, and the Board of Vocational Nursing and Psychiatric Technicians of the State of California to regulate and oversee the practice of healing arts within their respective jurisdictions and to, among other things, collect and report specific demographic data relating to their licensees, subject to a licensee's discretion to report their race or ethnicity, to the Office of Statewide Health Planning and Development. Existing law requires these boards to collect this data at least biennially, at the times of both issuing an initial license and issuing a renewal license. Existing law also authorizes the Board of Registered Nursing to expend \$145,000 to implement these provisions. This bill would repeal those provisions and would, instead, require all boards that oversee healing arts licensees to request at the time of electronic application for a license and license renewal, or at least biennially, specified demographic information from its licensees and, if designated by the board, its registrants and to post the information on the internet websites that they each maintain. The bill would specify that licensees and registrants shall not be required to provide the requested information. This bill contains other related provisions and other existing laws.

Attachments:

[Board of Psychology Letter of Concern AB 1236](#)

Position **Assigned**
Watch

AB 1386 **(Cunningham R) License fees: military partners and spouses.**

Current Text: Amended: 4/28/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 2/1/2022-From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.

Location: 1/21/2022-A. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs. Existing law requires a board to expedite the licensure process for an applicant who holds a current license in another jurisdiction in the same

profession or vocation and provides evidence that they are married to or in a domestic partnership or other legal union with an active duty member of the Armed Forces of the United States who is assigned to a duty station in this state under official active duty military orders. This bill would prohibit a board from charging an initial application fee or an initial license issuance fee to an applicant who meets these expedited licensing requirements. The bill would also prohibit a board from charging an initial examination fee to an applicant who meets the expedited licensing requirements if the examination is administered by the board.

Position **Assigned**
Watch

SB 102 (Melendez R) COVID-19 emergency order violation: license revocation.

Current Text: Amended: 3/17/2021 [html](#) [pdf](#)

Introduced: 12/30/2020

Status: 2/1/2022-Returned to Secretary of Senate pursuant to Joint Rule 56.

Location: 2/1/2022-S. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs and provides for the denial, suspension, and revocation of licenses for specified conduct. Existing law provides for the regulation of healing arts by various boards. Existing law authorizes boards to impose fines or penalties, as provided. This bill would prohibit the Department of Consumer Affairs, a board within the Department of Consumer Affairs that does not regulate healing arts licensees, and the Department of Alcoholic Beverage Control from revoking a license or imposing a fine or penalty for failure to comply with any COVID-19 state of emergency orders or COVID-19 stay-at-home orders, unless the board or department can prove that lack of compliance resulted in transmission of COVID-19. The bill would specify that the provisions do not preclude issuance of fines, penalties, or revoking a license for any action that is not related to the issuance of any COVID-19 state of emergency orders or COVID-19 stay-at-home order. The provisions of the bill would remain in effect until either the COVID-19 state of emergency is terminated or all COVID-19 stay-at-home orders are no longer in effect, whichever occurs later, but in no case would the provisions remain in effect after January 1, 2024. This bill contains other related provisions and other existing laws.

Position **Assigned**
Watch

SB 401 (Pan D) Psychology: unprofessional conduct: disciplinary action: sexual acts.

Current Text: Amended: 3/4/2021 [html](#) [pdf](#)

Introduced: 2/12/2021

Status: 9/10/2021-Failed Deadline pursuant to Rule 61(a)(15). (Last location was RLS. on 6/17/2021) (May be acted upon Jan 2022)

Location: 9/10/2021-A. 2 YEAR

Desk	Policy	Fiscal	Floor	Desk	2 year	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law, the Psychology Licensing Law, provides for the licensure, regulation, and discipline of psychologists by the Board of Psychology. Existing law authorizes the board to refuse to issue a registration or license, to issue a registration or license with terms and conditions, or to suspend or revoke the registration of license of a registrant or licensee if the applicant, registrant, or licensee has been guilty of unprofessional conduct. Under existing law, unprofessional conduct includes, among other things, any act of sexual abuse, or sexual relations with a patient or former patient within 2 years following termination of therapy, or sexual misconduct that is substantially related to the qualifications, functions, or duties of a psychologist, psychological assistant, or registered psychologist. This bill would recast and revise the circumstances under which specified sexual acts constitute unprofessional conduct. The bill would provide that unprofessional conduct includes any act of sexual behavior or sexual contact with a client or former client within 2 years following termination of therapy and any act of sexual abuse or sexual misconduct. The bill would define those terms for its purposes. This bill contains other related provisions and other existing laws.

Attachments:

[Board of Psychology Sponsor Support Letter SB 401](#)

Position **Assigned**
Sponsor

SB 731 (Durazo D) Criminal records: relief.

Current Text: Amended: 9/2/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 9/10/2021-Motion to reconsider made by Assembly Member Ting. (Set On Senate Floor 1/3/2022)

Location: 9/10/2021-A. RECONSIDERATION

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar: 2/3/2022 #44 ASSEMBLY MOTION TO RECONSIDER

Summary: Existing law authorizes a defendant who was sentenced to a county jail for the commission of a felony and who has met specified criteria to petition to withdraw their plea of guilty or nolo contendere and enter a plea of not guilty after the completion of their sentence, as specified. Existing law requires the court to dismiss the accusations or information against the defendant and release them from all penalties and disabilities resulting from the offense, except as specified. This bill would make this relief available to a defendant who has been convicted of any felony. This bill contains other related provisions and other existing laws.

Attachments:

[Board of Psychology Oppose SB 731](#)

Position

Assigned

Oppose

[SB 772](#)

(Ochoa Bogh R) Professions and vocations: citations: minor violations.

Current Text: Introduced: 2/19/2021 [html](#) [pdf](#)

Introduced: 2/19/2021

Status: 2/1/2022-Returned to Secretary of Senate pursuant to Joint Rule 56.

Location: 1/14/2022-S. DEAD

Dead	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary: Existing law authorizes the State Board of Chiropractic Examiners, the Osteopathic Medical Board of California, and any board within the Department of Consumer Affairs to issue a citation to a licensee, which may contain an order of abatement or an order to pay an administrative fine assessed by the board. This bill would prohibit the assessment of an administrative fine for a minor violation, and would specify that a violation shall be considered minor if it meets specified conditions, including that the violation did not pose a serious health or safety threat and there is no evidence that the violation was willful.

Attachments:

[Board of Psychology Opposed unless Amended SB 772](#)

Position

Assigned

Oppose Unless

Amended

Total Measures: 16

Total Tracking Forms: 16

MEMORANDUM

DATE	February 2, 2022
TO	Board of Psychology
FROM	Suzy Costa Legislative and Regulatory Analyst
SUBJECT	Agenda Item #22(c) – Regulatory Update

The following is a list of the Board’s regulatory packages, and their status in the regulatory process:

1. **Update on Title 16, California Code of Regulations (CCR) sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1 – Psychological Associates**

Preparing Regulatory Package	Initial Departmental Review	Notice with OAL and Hearing	Notice of Modified Text and Hearing	Preparation of Final Documentation	Final Departmental Review	Submission to OAL for Review	OAL Approval and Board Implementation
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This package was provided to the Department of Consumer Affairs (DCA) on November 12, 2019 and is now in the Initial Departmental Review Stage. This stage involves a review by DCA’s legal, budget, and executive offices, and the State’s Business Consumer Services and Housing Agency (Agency). Upon approval by DCA and Agency, staff will notice this package for a 45-day comment period and subsequent hearing.

2. **Update on 16 CCR sections 1381.9, 1397.60, 1397.61, 1397.62, 1397.67 – Continuing Professional Development**

Preparing Regulatory Package	Initial Departmental Review	Notice with OAL and Hearing	Notice of Modified Text and Hearing	Preparation of Final Documentation	Final Departmental Review	Submission to OAL for Review	OAL Approval and Board Implementation
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This package was submitted to the OAL for their final review on 10/1/2021. Staff has been in contact with the Office of Administrative Law (OAL), and is prepared to notice this package in March for a 15-day comment period to change the effective date of this package to January 1, 2023, along with any other changes necessary after OAL’s review. The Board will review and ratify any changes at the April 2022 Board meeting.

3. Update on 16 CCR sections 1391.13, and 1391.14 – Inactive Psychological Associate Registration and Reactivating a Psychological Associate Registration

Preparing Regulatory Package	Initial Departmental Review	Notice with OAL and Hearing	Notice of Modified Text and Hearing	Preparation of Final Documentation	Final Departmental Review	Submission to OAL for Review	OAL Approval and Board Implementation
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This package is in the Initial Review Stage. Staff received feedback from Legal Counsel on September 17, 2019 and have incorporated the recommended changes. Staff is waiting to submit the package back to Board Counsel until the Sunset Psychological Associate regulatory package is farther through the regulatory process. Upon approval by Board Legal Counsel, the package will be submitted for the Initial Departmental Review which involves reviews by DCA Legal Affairs Division, DCA Budget Office, DCA’s Division of Legislative Affairs, DCA Chief Counsel, DCA Director, and the Business Consumer Services and Housing Agency.

4. Addition to 16 CCR section 1395.2 – Disciplinary Guidelines and Uniform Standards Related to Substance-Abusing Licensees

Preparing Regulatory Package	Initial Departmental Review	Notice with OAL and Hearing	Notice of Modified Text and Hearing	Preparation of Final Documentation	Final Departmental Review	Submission to OAL for Review	OAL Approval and Board Implementation
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Drafting Phase. This phase includes preparation of the regulatory package and collaborative reviews by Board staff and legal counsel.

Action Requested:

No action required at this time. This is for informational purposes only.

MEMORANDUM

DATE	February 2, 2022
TO	Psychology Board Members
FROM	Sandra Monterrubio, Enforcement Program Manager Board of Psychology
SUBJECT	Enforcement Report, Item 23

Please find attached the Overview of Enforcement Activity conveying complaint, investigation, and discipline statistics to date for the current fiscal year. The current Performance Measures are also included.

On February 1, 2022, the Enforcement Unit filled its vacant Associate Governmental Program Analyst position (Enforcement Analyst). The new hire is responsible for gathering statistical data, performing desk investigations, and referring cases to the Division of Investigation the Office of Attorney General. The Enforcement Unit is now fully staffed and has no vacancies.

Complaint Program

Since July 1, 2021, the Board has received 531 complaints. All complaints received are opened and assigned to an enforcement analyst.

Citation Program

Since July 1, 2021, the Board has issued 15 enforcement citations. Citation and fines are issued for minor violations.

Discipline Program

Since July 1, 2021, the Board has referred 18 cases to the Office of the Attorney General for formal discipline.

Probation Program

Enforcement staff is currently monitoring 46 active probationers and there are 17 tolled probationers. Of the 46 active probationers, one (1) is out of compliance. Being out of compliance can result in a citation and fine or additional discipline.

Attachments:

Overview of Enforcement Activity
Performance Measures

Action Requested

This item is for informational purposes only.

BOARD OF PSYCHOLOGY

Overview of Enforcement Activity

LICENSES	17/18	18/19	19/20	20/21	21/22
Psychologist	20,977	21,329	18,763	22,058	22,319
Psychological Associates	1,446	1,361	1,344	1,348	1,445
COMPLAINTS					
Complaints Received ¹	1,097	1,093	1,092	1,130	531
Arrest Reports Received	53	40	43	32	22
Investigations Opened ²	805	862	829	788	446
ENFORCEMENT OUTCOMES					
Total Citations Issued	46	47	35	37	15
Total Cases Referred to AG	70	56	75	60	18
Accusations	15	31	47	32	19
Statement of Issues	6	4	10	1	1
Petition to Revoke Probation	6	3	2	2	1
Petitions for Penalty Relief	6	5	4	8	2
Petition for Reinstatement	1	5	3	3	1
Total Filings	34	48	66	46	24
Accusations Withdrawn/Dismissed	0	7	1	3	0
Statement of Issues Withdrawn	3	0	3	2	0
Total Filings Withdrawn/Dismissed	3	7	4	5	0
Revocations	9	1	9	1	3
Probation	7	11	16	14	9
Surrender	11	9	12	12	7
Reprovals	4	1	2	6	6
Interim Orders	2	1	2	0	1
Statement of Issues-License Denied	0	0	0	1	1
Total Disciplinary Decisions	33	23	41	34	27
Petitions for Penalty Relief Denied	4	7	3	2	1
Petitions for Penalty Relief Granted	2	3	2	0	1
Petition for Reinstatement Granted	0	1	0	0	0
Petition for Reinstatement Denied	1	1	1	0	1
Total Other Decisions	7	12	6	2	3
VIOLATION TYPES					
Gross Negligence/Incompetence	20	20	28	29	19
Improper Supervision	1	0	0	0	0
Repeated Negligent Acts	21	13	15	25	14
Self-Abuse of Drugs or Alcohol	7	3	1	12	6
Dishonest/Corrupt/Fraudulent Act	9	6	10	6	4
Mental Illness	2	2	1	0	2
Aiding Unlicensed Practice	0	0	0	1	0
General Unprofessional Conduct	13	8	25	26	12
Probation Violation	29	12	6	7	5
Sexual Misconduct	2	3	4	7	6
Conviction of a Crime	1	8	7	10	3
Discipline by Another State Board	2	0	0	2	2
Misrepresentation of License Status	1	0	3	1	3

**Enforcement data pulled on January 29, 2022

¹ Complaints Received-refers to all complaints submitted to the Board even if the complaint does not fall within the Board's jurisdiction or if multiple complaints are filed regarding a single incident.

² Investigations Opened-refers to complaints where a desk investigation is initiated.

MEMORANDUM

DATE	January 26, 2022
TO	Psychology Board Members
FROM	Antonette Sorrick, Executive Officer
SUBJECT	Agenda Item 25 – Update Regarding <i>Mathews v. Becerra</i> – California Child Abuse and Neglect Reporting Act (CANRA) and Mandated Reporting - Penal Code Sections 261.5, 288, and 11165.1

Background:

In February of 2015, The Board of Psychology requested that Assembly Member Garcia request an opinion from the Attorney General (AG) regarding mandatory reporting requirements under CANRA, on behalf of the Board of Psychology. This request for an opinion was assigned opinion number 15-201 by the AG's office.

The questions laid out in the request to the AG were:

1. The Child Abuse and Neglect Reporting Act (CANRA), starting at Penal Code Section 11164 et seq.) requires “mandated reporters” to report instances of child sexual abuse, assault, and exploitation to specified law enforcement and/or child protection agencies. Does this requirement include the mandatory reporting of voluntary acts of sexual intercourse, oral copulation, or sodomy between minors of a like age?
2. Under CANRA is the activity of mobile device “sexting,” between minors of a like age, a form of reportable sexual exploitation?
3. Does CANRA require a mandated reporter to relay third-party reports of downloading, streaming, or otherwise accessing child pornography through electronic or digital media?

The reason for this request was due to an opinion the Board of Behavioral Sciences (BBS) received from their legal counsel. BBS advised that they first began to examine the issue because stakeholders brought it to the attention of their Board due to the various interpretations of the law by many of their licensees. Coincidentally, legislative staff members contacted BBS to advise that the interpretation by their stakeholders was incorrect, and that the amendments to CANRA could have implications on family planning agencies. Due to the concern over a legal misinterpretation of CANRA, BBS

requested a legal opinion from the Department of Consumer Affairs (DCA). Once this legal opinion was received, the Board placed the opinion in their Board materials.

Since the receipt of the BBS opinion, that Board has made no statements regarding the interpretation of CANRA, and has not advised their licensees that they will or will not take enforcement action against them due to a CANRA-related complaint.

On February 20, 2015, the issue became subject to litigation which placed the AG opinion on hold pending the disposition of the case.

On January 9, 2017, a decision was rendered by the Court of Appeal of the State of California, Second Appellate District. This decision affirmed the judgement of the Los Angeles County Superior Court trial.

On February 21, 2017, the plaintiffs in the Mathews v. Harris case filed a petition for review with the California Supreme Court.

On April 6, 2017, the Office of the Attorney General advised that their office will maintain the suspension of opinion number 15-201 until the litigation is concluded and they have a final disposition in the matter.

On May 10, 2017, The California Supreme Court granted a review of Mathews v. Harris, which has been changed to Mathews v. Becerra (S240156).

On October 2, 2019, the cause was argued and submitted before the California Supreme Court.

On December 6, 2021, the Board was notified by the Office of the Attorney General that Assembly Member Garcia withdrew the entirety of her request for Opinion 15-201 on July 15, 2021. Therefore, that opinion request has been canceled. The Mathews v. Becerra case (Case No. BC573135), was remanded to the Los Angeles Superior Court. A jury trial in that matter is scheduled to start on August 8, 2022. If Assembly Member Garcia is still interested in the questions that may be affected by the Mathews litigation after that litigation concludes, she may submit a new opinion request at that time.

Action Requested:

This item is for informational purposes only. There is no action required.

MEMORANDUM

DATE	February 1, 2022
TO	Board of Psychology
FROM	Jason Glasspiegel Central Services Manager
SUBJECT	Agenda Item #26 – Budget Committee Update

On January 26, 2022, the newly formed Budget Ad Hoc Committee (Budget Committee) met with Board staff and was presented with application and renewal transaction cost options that will eliminate the Board's structural imbalance and rebuild its fund reserves.

On February 25, 2022, the Budget Committee will hold a public meeting, moderated by DCA's SOLID Training and Planning Solutions Unit to present stakeholders of the Board of Psychology with options that will eliminate the Board's structural imbalance.

The Committee will meet again in March 2022 to review the feedback from stakeholders and make a formal recommendation to the Board in anticipation of the April 2022 Board meeting.

Action Requested:

This is for informational purposes only. No action is required at this time.