

40 Dr. Stephen Phillips said he is not sure allowing extensions to accrue continuing
41 education hours is fair to those licensees who work hard to accrue the required number
42 of hours, unless there are exceptional circumstances.

43

44 Ms. Nicole Jones said she supported staff's recommendation to not pursue regulatory
45 changes to implement extensions to accrue CE.

46

47 Dr. Horn said she agreed with Ms. Jones.

48

49 Ms. Norine Marks said the Committee did not need to make a motion, but said they
50 might want to revisit the language when the Committee reviews the Continuing
51 Professional Development (CPD) proposal.

52

53 Ms. Jacquelin Everhart indicated that the Committee previously requested staff to
54 include the different reasons why licensees ask for CE exceptions. She said licensees
55 must meet certain criteria, as specified in the California Code of Regulations (CCR),
56 section 1397.62(b).

57

58 The Committee thanked Ms. Everhart for the clarification.

59

60 Dr. Horn said the Committee would skip agenda item #4, Approval of the Licensing
61 Committee Meeting Minutes: June 30-July 1, 2016, so that the Committee members
62 could have time to review the minutes.

63

64 **Agenda Item #5: Review of and Discussion on Proposed New Statutory Language**
65 **Regarding Coursework in Suicide Risk Assessment and Intervention**

66

67 Ms. Karen Johnson presented the agenda item's background, including Governor Jerry
68 Brown's veto message and the actions taken by the Board to remedy this issue.

69

70 Dr. Horn thanked Ms. Johnson for the update. She said Governor Brown had vetoed
71 proposed legislation that would have mandated a course in suicide risk assessment with
72 a message to licensing boards to address the issues raised in this legislation. She said
73 the Governor did not want to place an extra burden on training programs, but wanted
74 boards to address the issue. She reminded everyone that the Board did a survey of
75 graduate programs to see how many already had this type of training included in their
76 curriculum. She said the results showed that a high percentage of programs already
77 included training in suicide risk assessment and intervention. She said the Board does

78 not want to give these programs an extra requirement. She indicated that the
79 Committee wanted to look at how other one-time requirements were written to help the
80 Committee create new language. She said staff had drafted new language and asked
81 the Committee to review it.

82

83 Dr. Phillips suggested adding “or Registrar” in subsection 1 after “a certification from the
84 chief academic officer.”

85

86 Dr. Horn said the certification should come from the Director of Training because they
87 know what is happening throughout the training process. She said the Committee
88 should look at the program level for this type of certification.

89

90 Dr. Phillips said in his experience teaching in APA-approved graduate programs, the
91 registrars did receive and review the syllabi because they had to go through the audit
92 process for re-certification as an accredited program. He said it is possible for the
93 registrar to certify that this training has been included in the curriculum, but he is not
94 sure if this is possible for every academic institution.

95

96 Dr. Horn said it is not typical to find a course in suicide risk assessment and intervention
97 because that is too narrow. She said it is more likely to find a course in crisis
98 intervention.

99

100 Ms. Jones said the language that staff provided is no different from the language
101 presented to the Board in May when staff had been asked to edit the language further
102 so it could be brought back to the next Licensing Committee meeting.

103

104 Dr. Phillips said it was his recollection that the Committee did not feel the language
105 presented at the May Board meeting was complete. He said he knows there are some
106 individuals who do not want to take a one-time requirement for CPD, but believes this is
107 a separate discussion. He said he believes this language is more complete and feels
108 comfortable taking this proposal back to the full Board.

109

110 Ms. Sorrick provided information on the Legislative process for the Committee to
111 consider during their discussion. She said this language would be brought back to the
112 Board at its November meeting. She indicated that bills would be introduced in February
113 and that Assembly Member Marc Levine had already expressed interest on this issue if
114 the Board wanted an author for possible legislation.

115

116 Ms. Jones said the Committee was unclear at the May Board meeting on how to move
117 forward because they did not have complete language. She requested that the
118 Committee look at the language section by section to identify any missing pieces.
119

120 Dr. Phillips said in his experience teaching ethics courses on the topic of suicide risk
121 assessment and intervention, it is the first time the students are being exposed to this
122 training. He said he is in favor of the general idea to ensure that graduate programs and
123 licensees are feeling conversant in this subject, but this is not to say that most
124 psychologists in clinical practice do not know how to deal with suicidality because they
125 likely have dealt with it in their practice before.
126

127 Dr. Horn asked the Committee if they wanted to require a specific number of hours.
128

129 Dr. Phillips said yes, but indicated that he is not sure what defines “contact” hours.
130

131 Dr. Horn said she believes contact hours could mean a class, course, or workshop.
132

133 Dr. Horn said “contact” hours could also include distance courses. She said the
134 Committee could unintentionally exclude certain educational experiences if they use the
135 term “coursework” because internships might provide training in suicide, but not offer a
136 specific course in suicide risk assessment and intervention. She said she does not want
137 to require a specific course because there are multiple ways someone could obtain this
138 training.
139

140 Ms. Jones asked if the survey results showed how these individuals were obtaining this
141 training.
142

143 Dr. Horn said a majority of students were getting this training in their applied area of
144 practice versus in a course. She suggested replacing the terms “contact hours” with “six
145 hours of coursework and/or applied experience under supervision.” She said the training
146 does not have to be obtained through one course. She said it could be accrued
147 throughout the curriculum where one person would need to certify that this training had
148 been received.
149

150 Dr. Phillips reiterated that he would like to require certification from the Chief Academic
151 Officer or Registrar.
152

153 Discussion ensued and the Committee agreed on the following language for subsection
154 2: "Obtained as a part of his or her applied experience. Applied experience can be met
155 in any of the following settings: practicum, internship that meets the requirements of
156 section 2911, formal post-doctoral placement or other qualifying Supervised
157 Professional Experience."

158
159 Dr. Phillips said the Committee needed to decide who would be required to attest that
160 the student obtained training in suicide risk assessment and intervention.

161
162 Dr. Horn said it should be the Director of Training.

163
164 Discussion ensued and the Committee agreed to add the following language to
165 subsection (2): "To satisfy the requirement the applicant shall submit to the board a
166 written certification from the Director of Training for the program or primary supervisor
167 where the qualifying experience has occurred."

168
169 Dr. Phillips said he approved of using the terms "continuing education course" in the
170 proposed language because continuing education is included in the Continuing
171 Professional Development (CPD) model.

172
173 Dr. Horn said if the licensee did not get training in suicide risk assessment and
174 intervention in their pre-licensure training, they must complete it as a one-time renewal
175 requirement.

176
177 Dr. Phillips said the Committee could present the pre-licensure and one-time renewal
178 requirements as a complete package to the full Board at which time they could decide to
179 analyze the two requirements separately if they approve of the pre-licensure
180 requirement, but not the one-time renewal requirement.

181
182 Dr. Horn said if a licensee could provide proof that they had taken this training, they
183 should not need to take a course for renewal.

184
185 Ms. Jones said the purpose of this requirement is to ensure that those who never
186 received training in suicide risk assessment and intervention will obtain this training
187 now.

188

189 Dr. Horn suggested that licensees be required to certify on their license renewal that
190 they have obtained this training and be able to demonstrate their compliance to the
191 Board upon request.

192

193 Dr. Phillips said the Board would need to include language that would require licensees
194 to have proof that they completed this training.

195

196 Dr. Horn suggested that licensees be required to show proof of completion upon the
197 renewal of their license.

198

199 Ms. Johnson said it would be difficult to require additional documentation because the
200 Board has an automated processing system that would not be able to confirm they have
201 submitted the required documentation.

202

203 Dr. Phillips suggested that the Board just require an attestation and maintenance of the
204 record showing proof of completion.

205

206 Ms. Jones requested that the Committee discuss how the Board can verify compliance
207 with these one-time requirements at a future meeting.

208

209 Dr. Horn suggested that training prior to licensure be included in subsection (b) and that
210 licensees should just be required to certify that they have obtained this training.

211

212 Ms. Sorrick suggested that the Committee clarify that subsection (b) would apply to
213 those who were licensed before January 1, 2020.

214

215 The Committee agreed on the following language in subsection (b): Effective January 1,
216 2020, as a one-time requirement, a licensee prior to the time of his or her first renewal,
217 or an applicant for reactivation or reinstatement, must have complied with subsection
218 (a). Proof of compliance with this section shall be certified and the licensee shall
219 maintain proof of compliance as required by the Board.

220

221 Gordon Doughty from the American Foundation for Suicide Prevention said he was
222 pleased with the process that the Committee has gone through. He said he thought the
223 language provided the full Board with options as there are many variables to consider.
224 He thanked the Committee for its work.

225

226 Dr. Jo Linder-Crow, CEO of the California Psychological Association (CPA), said CPA
227 typically opposes any specific content requirements for continuing education; however,
228 this did not mean that CPA does not find them important. She said CPA had opposed
229 AB 2198 (Levine) in 2014, which would have required psychologists whose graduate
230 study began after January 1, 2016, to complete 15 contact hours in suicide assessment,
231 treatment and management. It would have also required psychologists whose graduate
232 study began prior to January 1, 2016, to complete a six-hour continuing education
233 course in suicide assessment, treatment and management. She said CPA opposed the
234 bill because they believed it was targeting licensed psychologists, who are the best
235 trained mental health professionals. She said this bill did not include physicians and
236 many studies and reports from various organizations have shown that several of the
237 individuals who had committed suicide saw their primary care physician within a year
238 prior to the incident. She said one study from 2002 and 2003 showed that 46 percent of
239 adults with suicidal ideation received mental health care, 50-70 percent of older adults
240 had seen a primary care physician within one month, and 90 percent of suicidal youth
241 had visited primary care physicians during the previous 12 months. She said CPA would
242 like to know what basis the Committee has for requiring training in suicide risk
243 assessment and intervention for psychologists. She said it seems that psychologists,
244 who are the best trained in the area of mental health, are going to be the only
245 professionals required to obtain this training. She said the generalizations that come up
246 in the discussions at the Committee meetings concern CPA. She said it is a very
247 complicated discussion because suicide is a crisis in this country, but she believes the
248 Committee should be careful about how they are determining a solution to this crisis.
249 She asked Ms. Sorrick if the Board would initiate legislation to implement a statutory
250 change applicable to only psychologists if the Board approved the proposed language.

251
252 Ms. Sorrick said the Committee is discussing statutory language to implement this
253 requirement.

254
255 Dr. Linder-Crow reiterated that CPA does believe suicide is an important issue. She
256 said they have offered courses on suicide risk assessment and prevention and will most
257 likely have another course offered at their convention in the Spring. She said CPA is
258 trying to focus on bringing helpful information to psychologists and to the public.

259 Dr. Horn thanked Dr. Linder-Crow for her comments.

260
261 Ms. Jones thanked Dr. Linder-Crow for bringing up her concerns and asked staff if they
262 had communicated with other boards regarding this issue.

263

264 Ms. Sorrick said the Governor's office convened staff members from the Board of
265 Behavioral Sciences (BBS), the Medical Board and the Board of Psychology and asked
266 staff to compile data of what actions are being taken to address this issue. She said
267 staff initially sent surveys to schools, but did not receive much feedback. She said staff
268 then reached out to training programs and got an overwhelming response that this
269 training was being provided. She said she believed Dr. Harlem previously expressed
270 that even though the Board knows this training is currently being offered, he wanted to
271 ensure that this training continues to be offered in training programs. She said the group
272 from the three boards had not met since the initial meetings. She said there was some
273 discussion about a broad statutory change or implementation to address current
274 licensees, but Board staff had not heard anything since.

275

276 Mr. Doughty said AB 2198 (Levine) was initially patterned after a bill that had passed in
277 Washington and had gone on to five other states. He said the bill did not include family
278 care physicians due to heavy lobbying from the American Medical Association. He said
279 California followed suit and did not include primary care physicians. He said the state of
280 Washington has since passed legislation to include primary care physicians. He
281 indicated that the BBS does not really follow its own educational requirements,
282 according to their Sunset report. He said if one passes the test, they get their license.
283 He said it is up to the educational institution to offer all of the educational requirements.
284 He said he is hopeful that if the Board were to pass legislation, the American
285 Foundation for Suicide Prevention may be able to reopen the dialogue with BBS
286 regarding this legislation. He said he agrees that primary care physicians need a lot of
287 training in this area as well as Marriage and Family Therapists, licensed clinical social
288 workers, professional counselors, and school counselors. He said he hopes this will be
289 the first step in expanding and getting others involved with this issue.

290

291 Dr. Horn thanked everyone for their comments.

292

293 Ms. Jones said she does not believe requiring this training is burdensome because she
294 believes the educational portion of this requirement is important. She said it does not
295 feel helpful to keep pushing this language back and forth and requested that staff ask
296 other agencies if they are looking to require some sort of training.

297

298 Dr. Horn said that typically the people who are suicidal do not necessarily go to see a
299 mental health professional prior to an attempt, and she finds it somewhat offensive as a
300 psychologist who has had the training and works in this area to be required to take
301 additional training; however, as a Board member she sees it as an important consumer

302 protection issue. She said most people do not go to their mental health care
303 professional with this issue. She said these individuals are talking to their primary care
304 physicians, school counselors, teachers and friends. She said that as a Board member
305 she wants others to know this is an important issue.

306
307 Dr. Phillips said he sees this as a consumer protection issue versus a competency issue
308 with psychologists. He said he is not concerned with what other boards are doing and
309 believes psychologists are the most competent mental health professionals in the area
310 of psychotherapy. He said he feels this is the appropriate action and in the best interest
311 of the public.

312
313 Ms. Jones requested staff to include specific details from the Committee's discussion in
314 the November Board meeting materials so that the full Board may have a deeper
315 discussion on the issue.

316
317 Ms. Sorrick said staff would provide a chronology of the issue at the next Board
318 meeting.

319
320 Dr. Phillips requested that staff provide a summary of Dr. Harlem's input.

321
322 Ms. Jones requested that staff provide the Board's opposition letter to AB 2198 as well.

323
324 The Committee's changes were implemented in the proposed language below:

325
326 **§2915.4. Coursework in suicide risk assessment and intervention.**

327
328 (a) Effective January 1, 2020, an applicant for licensure as a psychologist shall, as part
329 of the application, show that he or she has completed a minimum of six (6) hours of
330 coursework and/or applied experience under supervision in suicide risk assessment
331 and intervention. This requirement may be met in one of three ways:

332
333 (1) Obtained as part of his or her qualifying graduate degree program. To satisfy this
334 requirement, the applicant shall submit to the board a written certification from
335 the registrar or training director of the educational institution or program from
336 which the applicant graduated stating that the coursework required by this
337 section is included within the institution's curriculum for graduation, or within the
338 coursework that was completed by the applicant;

339

340 (2) Obtained as part of his or her applied experience. Applied experience can be met
341 in any of the following settings: practicum, internship or formal post-doctoral
342 placement that meets the requirement of section 2911, or other qualifying
343 Supervised Professional Experience. To satisfy this requirement the applicant
344 shall submit to the board a written certification from the director of training for the
345 program or primary supervisor where the qualifying experience has occurred
346 stating that the coursework required by this section is included within the
347 experience; or

348
349 (3) By taking a continuing education course that meets the requirements of section
350 2915(c)(2) or (3).

351
352 (b) Effective January 1, 2020, as a one-time requirement, a licensee prior to the time of
353 his or her first renewal, or an applicant for reactivation or reinstatement, must have
354 complied with subsection (a). Proof of compliance with this section shall be certified
355 under penalty of perjury that he or she is in compliance with this section and shall
356 retain proof of this compliance for submission to the board upon request.

357
358 It was M(Jones)/S(Phillips)/C to accept the statutory language for section 2915.4
359 *Coursework in Suicide Risk Assessment and Intervention* and to bring to the full Board.

360
361 Vote: 3 aye (Phillips, Jones, Horn) 0 no

362
363 **Agenda Item #4: Approval of the Licensing Committee Meeting Minutes: June 30-**
364 **July 1, 2016**

365
366 The Committee requested that grammatical changes be made to the minutes.

367
368 It was M(Jones)/S(Phillips)/C to approve the June 30-July 1, 2016 Licensing Committee
369 meeting minutes as amended.

370
371 Vote: 3 yes (Phillips, Jones, Horn) 0 no

372
373 **Agenda Item #6: Review and Assessment of Current Licensing Requirements,**
374 **Recommendation to Stakeholders for Consideration: Proposed Amendments to**
375 **Existing Sections of Title 16 of the California Code of Regulations: 1381, 1381.1, &**
376 **1381.2 (Applications); 1381.4 (Failure to Appear for an Examination); 1381.5**
377 **(Failure to Pay Initial License Fee); 1382, 1382.3, 1382.4, 1382.5, 1382.6 (pre-**
378 **licensing courses); 1386 (Education); 1387 (Supervised Professional Experience);**
379 **1387.1 & 1387.2 (Qualifications of Primary and Delegated Supervisors) 1387.3**
380 **(Non-Mental Health Services); 1387.4 (Out-of-State Experience); 1387.5 (SPE Log);**

381 **1388, 1388.6, 1389 & 13891. (Examinations – Waiver/Reconsideration); 1387.7,**
382 **1390, 1390.1, 1390.2 & 1390.3 (Registered Psychologists); 1387.6, 1391, 1391.1,**
383 **1391.2, 1391.3, 1391.4, 1391.5, 1391.6, 1391.7, 1391.8, 1391.10, 1391.11, & 1391.12**
384 **(Psychological Assistants)**

385

386 Ms. Sorrick explained that the language provided in the Board meeting materials is to
387 implement changes to the statute that would be created if or when the Board's Sunset
388 Extension bill is signed. She said the Sunset Extension bill is currently in enrollment with
389 the Governor who has until September 30 to sign, not take action, or veto the bill. She
390 said in anticipation of a signature, the Board would need regulatory language that would
391 implement the bill. She said the Committee would need to consider the language and
392 once approved, it would go to a regulatory hearing before the November Board meeting.
393 The full Board would then consider the language for adoption at the November Board
394 meeting.

395

396 Dr. Phillips asked Ms. Sorrick if the Board is using a model that is similar to that the
397 Board of Behavioral Sciences has where a psychological assistant has only one
398 registration number.

399

400 Ms. Sorrick said yes.

401

402 The Committee discussed section 1391.1 *Registration: Limitation to Registration Period.*

403

404 Dr. Horn reported that Ms. Marks said the Committee would need to list all of the
405 contents in the application to be a psychological assistant if the language does not
406 reference a specific form title. She said if the language references a form title, the
407 Committee would still need to include a form date.

408

409 Ms. Marks said changing the name of the governor or the agency on the form could be
410 accomplished through a section 100 change, which is a language change without any
411 regulatory effect. She said any substantive changes would need to go through the
412 regulatory process.

413

414 Ms. Sorrick asked Ms. Marks if the language needed to include the form title in order for
415 the initial rulemaking package to be posted.

416

417 Ms. Marks said the form name can be filled in later. She further explained that the form
418 would be considered an underlying document if it is not incorporated by reference with a

419 form number. She said the underlying document would be considered part of the
420 rulemaking file, but would not be on file with the Office of Administrative Law and would
421 not be sent to the interested parties list.

422
423 Dr. Horn asked if the Committee wanted to list the form by date or give it a form
424 number.

425
426 Ms. Jones asked how the Committee could approve a form when they do not know what
427 information will be included on the form.

428
429 Ms. Marks said the Board generally approves language for noticing and that staff could
430 initiate a rulemaking without the Board seeing it. She said for the most part, the Board
431 approves language prior to its noticing. She said the Committee could approve the
432 language without seeing the form since they have a good idea of what the form will
433 include.

434
435 The Committee reviewed the current psychological assistant application and agreed to
436 have staff draft a new form to be presented to the full Board at the November Board
437 meeting.

438
439 Ms. Sorrick requested that the form include a section for change of supervisor so the
440 Board would not need to have two forms.

441
442 The Committee moved on to discuss section 1391.6 *Supervisor's Responsibility*.

443
444 Dr. Horn said the following language in 1391.6(a) is backwards: "...and ensuring that
445 the extent, kind of quality of the psychological functions performed by the assistant are
446 consistent with the supervisor's training and experience...". She said she wants to
447 ensure that the supervisor's training and experience qualifies him or her to supervise
448 the psychological assistant in whatever areas the psychological assistant has been
449 supervised. She said this is how the language is in "Pathways to Licensure". She
450 suggested the following language: "Every supervisor of a psychological assistant shall
451 have the education, training and experience in the areas of psychological practice for
452 which he or she will supervise and shall be responsible for supervising the
453 psychological functions performed by the psychological assistant."

454

455 The Committee agreed to delete the following language: "...extent, kind and quality of
456 the psychological functions performed by the assistant are consistent with the
457 supervisor's training and experience..."

458
459 Section 1391.6(b) states: "The supervisor shall inform each client or patient prior to the
460 rendering of services by the psychological assistant that the assistant is unlicensed and
461 is under the direction and supervision of the supervisor..." Dr. Horn said this is not
462 typically what happens. She said this information is included in the informed consent
463 and on the bill.

464
465 Ms. Jones suggested the following language in the first line of section 1391.6(b): "The
466 supervisor shall ensure that each client or patient is informed prior to the rendering of
467 services..." She also requested that the term "assistant" be changed to "psychological
468 assistant" throughout the language.

469
470 Ms. Sorrick explained that a change to the regulatory process was implemented on
471 September 7. She said the Department of Consumer Affairs and Business, Consumer
472 Services and Housing Agency now perform a preliminary review of the regulatory
473 packages. She said in light of that change, staff would be submitting the notice, initial
474 statement of reasons, and the proposed language to the Office of Administrative Law on
475 November 22, which is after the Board meeting. She said the notice would be closed
476 on December 2 and the hearing would take place in between the November and
477 February Board meeting. She said the Board would then consider the language for
478 adoption at the February Board meeting.

479
480 The Committee reviewed the following regulations and suggested the changes below:

481

482 **§1391.1. Registration; Limitation of Registration Period.**

483

484 (a) Any person who meets the requirements of section 2913 of the Code desiring to
485 supervise may apply to be registered as a psychological assistant by submitting shall
486 ~~submit~~ an application on a form XXXXX provided by the Board.

487

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

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

496

497 **NOTE: Authority cited:** Section 2930, Business and Professions Code. Reference:
498 Section 2913, Business and Professions Code.

499

500 **§ 1391.2. Withdrawal of Applications.**

501

502 An aApplications for registration which that hasve-not been completed within ninety (90)
503 days after additional information has been requested by the Board shall be deemed to
504 be withdrawn.

505

506 **NOTE: Authority cited:** Section 2930, Business and Professions Code. Reference:
507 Section 2913, Business and Professions Code.

508

509 **§ 1391.5. Statement of Purpose; Supervision Required.**

510

511 (a) A psychological assistant shall be under the direction and supervision of a licensed
512 psychologist or board-certified psychiatrist who is employed in the same setting in which
513 the psychological assistant is employed. A licensed psychologist who is supervising
514 psychological assistants must comply with the supervision course requirements set forth
515 in section 1387.1.

516

517 (b) The supervisor shall provide a minimum of one (1) hour per week of individual
518 supervision to the psychological assistant, unless more such supervision is required
519 under Section 1387 or by the nature of the psychological functions performed by the
520 psychological assistant.

521

522 (c) ~~A registered psychological assistant employed by one of the organizations specified~~
523 ~~in section 2913 of the code may receive delegated supervision pursuant to section~~
524 ~~1387(c) from a qualified psychologist or a board certified psychiatrist other than the~~
525 ~~primary supervisor to whom he/she is registered if the delegated supervisor is also~~
526 ~~employed within the same organization. Otherwise, supervision may not be delegated~~
527 ~~under a psychological assistant registration.~~

528

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

531

532 **§1391.6. Supervisor's Responsibility.**

533

534 (a) Every supervisor of a psychological assistant shall have be responsible for
535 supervising the psychological functions performed by the psychological assistant and
536 ensuring that the education, training and experience in the areas of psychological
537 practice for which they will supervise, and shall be responsible for supervising the

538 psychological functions performed by the psychological assistant ~~extent, kind and~~
539 ~~quality of the psychological functions performed by the assistant are consistent with the~~
540 ~~supervisor's training and experience,~~ and ensure that the psychological assistant
541 complies with the provisions of the code, the Board's regulations, and the ethical
542 standards established by the American Psychological Association.

543
544 (b) The supervisor shall ~~inform~~ ensure that each client or patient is informed, prior to the
545 rendering of services ~~by the psychological assistant,~~ that the psychological assistant is
546 unlicensed and is under the direction and supervision of the supervisor, ~~as an employee~~
547 Each client or patient shall also be informed ~~and~~ that the supervisor shall have access
548 to the client or patient's chart in fulfilling his/or her supervisory ~~or~~ duties.

549
550 (c) The supervisor shall be available to the psychological assistant 100% of the time the
551 psychological assistant is performing psychological functions. The availability can be in-
552 person, by telephone, by pager or by other appropriate technology.

553
554 (d) The supervisor shall ensure that a plan is in place to protect the client or patient ~~or~~
555 ~~client~~ in the event a client or patient/~~client~~ crisis or emergency occurs during any time
556 the supervisor is not physically present at the established site at which the supervisee is
557 working. The supervisor shall ensure that the supervisee thoroughly understands the
558 plan in the event a client or patient crisis or emergency occurs.

559
560 **Note: Authority cited:** Section 2930, Business and Professions Code. Reference:
561 Section 2913, Business and Professions Code.

562
563 **§ 1391.8. Employer Supervisor-Employee Psychological Assistant Business**
564 **Relationship.**

565
566 (a) No ~~supervisor or employer of a~~ psychological assistant may ~~charge~~ pay a fee,
567 monetary or otherwise, ~~require monetary payment in consideration for the employment~~
568 ~~or supervision provided of a~~ psychological assistant. The supervisor or employer shall
569 supply all provisions necessary to function as a psychological assistant.

570 (b) The psychological assistant shall have no proprietary interest in the business of the
571 supervisor or the employer.

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

574
575 **Note: Authority cited:** Section 2930, Business and Professions Code. Reference:
576 Section 2913, Business and Professions Code.

577
578 **§ 1391.10. Annual Reports Update.**

579
580 One year after the effective date of the psychological assistant registration and annually
581 thereafter, every psychological assistant shall submit to the Board ~~On or before the~~

582 ~~expiration of a registration, every supervisor of a psychological assistant shall submit to~~
583 ~~the Board an update for the registration, on a form provided by the Board a report for~~
584 ~~the registration period showing: Such update shall include at minimum the following:~~
585 ~~(a) The nature of the psychological functions performed by the psychological assistant~~
586 ~~being supervised. Name and license number of all primary supervisors since the~~
587 ~~effective date of the registration or the last update.~~
588 ~~(b) Certification of employment. Address of all locations where psychological services~~
589 ~~are currently being provided.~~
590 ~~(c) The locations at which the psychological assistant provided the psychological~~
591 ~~functions and the type, extent and amount of supervision.~~
592 ~~(cd) A certification An attestation from all current primary supervisors that during the~~
593 ~~period supervised, the psychological functions performed by the psychological assistant~~
594 ~~has demonstrated an overall performance at or above the level of competence expected~~
595 ~~for his or her level of education, training and experience, and were performed at a level~~
596 ~~satisfactory to ensure safety to the public.~~

597
598 **NOTE: Authority cited:** Section 2930, Business and Professions Code. Reference:
599 Section 2913, Business and Professions Code.

601 **§ 1391.11. Notification of Termination. Change of Primary Supervisor or Location**

602
603 Within thirty (30) days after ~~the termination of the employment~~ any change or addition of
604 a primary supervisor or in the location where services are being rendered by the ~~of a~~
605 ~~psychological assistant, the employer~~ psychological assistant shall notify the Board in
606 writing of such termination, indicating the effective date of the change or addition,
607 setting forth the date thereof.

608
609 **NOTE: Authority cited:** Section 2930, Business and Professions Code. Reference:
610 Section 2913, Business and Professions Code.

611
612 **§ 1391.12. Psychological Assistant Renewals.**

613
614 (a) A new registration shall expire one year after issuance. The registration of a
615 psychological assistant shall be renewed ~~by the employer~~ annually, on or before its
616 expiration.
617 (b) A registration renewed 30 days after its expiration must be accompanied by the
618 delinquency fee required in section 1392.1 in order to be renewed.
619 (c) A psychological assistant who has been registered with the Board but whose
620 registration has expired and has not been renewed ~~by the employer~~ shall not function
621 as a psychological assistant.
622 ~~(d) A psychological assistant employed and registered by more than one employer shall~~
623 ~~have his or her registration renewed by each employer.~~
624 ~~(de) A registration not renewed within 60 days after its expiration shall become void and~~
625 ~~a new application for registration shall be submitted by the employer.~~

626 **NOTE: Authority cited:** Section 2930, Business and Professions Code. Reference:
627 Section 2913, Business and Professions Code.

628

629 **§ 1392.1. Psychological Assistant Fees.**

630

631 (a) The application fee for registration asef a psychological assistant ~~which is payable~~
632 ~~by the supervisor~~ is \$40.00.

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

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

635

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

638

639 It was M(Phillips)/S(Jones)/C to move that the proposed regulatory language be brought
640 to the full Board for consideration at its November meeting.

641

642 Vote: 3 aye (Phillips, Jones, Horn) 0 no

643

644 The Committee moved on to discuss "Pathways to Licensure", section 1387 *Supervised*
645 *Professional Experience*.

646

647 Dr. Horn commended staff for their work on section 1387. She requested that "licensing
648 requirements" be changed to "licensure requirements" throughout the language. She
649 suggested removing "internship" from 1387(b)(1) because an internship is one's pre-
650 doctoral supervised professional experience, if one has an internship.

651

652 Ms. Jones said there were other terms suggested by the public to replace the term
653 "registered psychologists" and requested that those suggestions be presented to the
654 stakeholders.

655

656 The Committee said section 1387(c)(3) is not clear and discussed new language to
657 clarify the required number of hours for supervision.

658

659 Dr. Horn said the Committee needed to decide how someone would calculate 10
660 percent of direct supervision.

661

662 Dr. Phillips said he is okay with someone delivering 40 hours of direct service, obtaining
663 four (4) hours of direct supervision on top of the 40 hours, and applying all 44 hours to
664 their supervised professional experience (SPE) for the week.

665

666 Ms. Jones said the Committee needs to clarify that 44 hours is the maximum amount of
667 hours a week that someone can count towards his or her SPE.

668
669 Ms. Johnson said when staff gets a verification of experience form they ask for the total
670 number of hours the individual worked that week. She said if they put 40 for total hours
671 worked and four (4) hours for direct supervision, staff only counts 40 hours towards their
672 SPE for that week. She said staff does not assume that the individual worked a total of
673 44 hours.

674
675 Dr. Horn suggested that at least one hour per week of the supervision shall be individual
676 supervision with the primary supervisor. She asked the Committee if they wanted to
677 require that the one hour of supervision with the supervisor be direct.

678
679 Dr. Phillips suggested that one hour a week should be supervision with the primary
680 supervisor and at least one hour a week should be direct supervision on a case.

681
682 Ms. Jones referenced section 1387(c)(1)(A) that states "If the primary supervisor is
683 unlicensed, the trainee must obtain a co-supervisor who is a licensed psychologist that
684 meets the requirements of section 1387.1(c)." She asked if the Committee wanted to
685 require that at least one hour of direct supervision be with a licensed psychologist if the
686 primary supervisor is unlicensed. The Committee agreed that it should be a licensed
687 psychologist depending on the setting.

688
689 Dr. Horn requested that "or co-supervisor" be added after "primary supervisor" in section
690 1387(c)(4).

691
692 Dr. Phillips said the proposed language regarding SPE and 10 percent direct
693 supervision is still unclear.

694
695 Ms. Sorrick suggested that staff and legal counsel work together to come up with a new
696 proposed section to clarify the language and bring it back to the next Committee
697 meeting.

698
699 The Committee agreed to have staff and legal counsel redraft the proposed language
700 on the accrual of SPE and direct supervision.

701
702 Dr. Horn asked for clarification on the following language in section 1387(c)(6):
703 "Statutory authority under which the trainee will function."

704

705 Ms. Sorrick said this language is referencing Business and Professions Code sections
706 2913 and 2909.5.

707

708 Dr. Horn suggested that the plan for general applied psychological services be the
709 same as the plan for psychological assistants. She said the elements should be the
710 same, regardless of the setting.

711

712 Ms. Sorrick reminded the Committee that the pre-approval of the plan for psychological
713 assistants would be removed from the Board's regulations.

714

715 Dr. Horn said the pre-approval of the plan should not be required in the general applied
716 psychological service setting either.

717

718 The Committee agreed to delete the proposed language in 1387(d) that would require a
719 plan for supervised professional experience in general applied psychological services.

720

721 Ms. Jones requested that the regulations for co-supervisors begin with the same
722 sentence used for primary supervisors for the purposes of consistency and distinction.

723

724 Dr. Horn requested that the language in section 1387.1(a)(13) mirror the language in
725 section 1391.6(a).

726

727 Dr. Phillips addressed staff's question of whether or not a supervisor needs to disclose
728 their disciplinary history to their supervisee as opposed to someone who is currently
729 being disciplined. He said he does not believe historical discipline needs to be disclosed
730 if it has already been resolved.

731

732 Dr. Horn agreed with Dr. Phillips.

733

734 Dr. Phillips asked if sections 1387.1(k) and (l) were deleted because they are already
735 included in the American Psychological Association's ethics code.

736

737 Dr. Horn said the language states they must comply with the Code of Ethics and the
738 language in 1387.1(k) and (l) is already included in the Code of Ethics.

739

740 Ms. Sorrick asked the Committee how it would like primary and co-supervisors to prove
741 or certify that they have taken a six-hour course in supervision, as required in sections

742 1387.1(a)(1)(A) and (c)(3). She said that currently supervisors are required to certify
743 under penalty of perjury that they have taken this course. She asked the Committee if
744 the course needed to be taken from providers approved by the American Psychological
745 Association, the California Psychological Association, the California Medical
746 Association, or the Accreditation Council for Continuing Medical Education.

747

748 Dr. Horn said the course should meet the Board's continuing education requirements.
749 She said the proof would be the certificate of completion from the CE course.

750

751 Dr. Linder-Crow asked the Committee if it wanted to require six hours in coursework or
752 a course for six hours.

753

754 The Committee explained that they would be required to obtain a total of six hours of
755 sponsor-approved CE.

756

757 Dr. Linder-Crow requested that the Committee clarify that supervisors do not need to
758 take a six-hour course in supervision training, but rather six hours total.

759 The Committee changed "a six (6) hour course in supervision" to "six (6) hours of
760 sponsor-approved continuing education" to clarify that a total of six (6) hours is required.

761

762 The Committee moved on to discuss section 1387.1(a)(2) and decided to add the term
763 "current" to "disciplinary action" so that supervisors must notify their trainees of any
764 current disciplinary action.

765

766 Ms. Sorrick confirmed that "current disciplinary action" would include a Penal Code 23
767 order, which would stop their practice, an interim suspension order, or a filed
768 accusation.

769

770 Ms. Jones asked if supervisors should also be required to disclose administrative
771 actions, such as continuing education violations.

772

773 Dr. Horn said she does not think supervisors should be required to disclose
774 administrative actions taken by the Board.

775

776 Dr. Phillips requested that the language be more precise. He said it is not clear what
777 actions supervisors are required to disclose to trainees.

778

779 Dr. Horn suggested that the Committee stop at section 1387.1(a)(2), lines 17-22 due to
780 time constraints and revisit this language at the next Licensing Committee meeting.

781

782 The Committee reviewed the following "Pathways to Licensure" regulations and
783 suggested the changes below:

784

785 **§ 1387. Supervised Professional Experience (SPE).**

786

787 This section applies to all trainees, ~~pre- or post-doctoral, who intend~~ accruing for hours
788 of supervised professional experience (SPE) to count toward meeting the licensing
789 requirements stated in section 2914(c) of the Business and Professions Code.

790 ~~These~~ All trainees accruing hours of SPE supervised experience in areas of general
791 applied psychology ~~that do not include direct mental health services~~ must also should
792 refer to section 1387 subdivision (d) .3 for information on establishing an alternate plan
793 for SPE.

794

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

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

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

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

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

812

813 (ab) Pursuant to section 2914(c) of the Code, two years of qualifying SPE shall be
814 completed and documented prior to licensure. One year of SPE shall be defined as
815 1500 hours. At least one year of SPE shall be completed post-doctorally. Each year of
816 SPE shall be completed within ~~a~~ thirty (30) consecutive months ~~period~~. If both years of
817 SPE (3000 hours) are completed post-doctorally, they shall be completed within ~~a~~ sixty

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

820

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

825

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

833

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

836 (C) As a psychological assistant pursuant to section 2913 of the Code ~~and~~,
837 Registration with the Board prior to commencing work is required; ~~or~~

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

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

845 ~~For postdoctoral SPE accrued on or after January 1, 2006, in~~ In a formal post-
846 doctoral training placement program pursuant to section 2911 of the Code, ~~which is~~
847 ~~accredited by the American Psychological Association (APA), or which is a member of~~
848 ~~the Association of Psychology Postdoctoral and Internship Centers (APPIC) or the~~
849 ~~California Psychology Internship Council (CAPIC) and~~ Registration with the Board is
850 not required; or

851

852 (B) As a registered psychologist pursuant to section 2909.5~~(d)~~ of the Code ~~and~~,
853 Registration with the Board prior to commencing work is required; or

854

855 (C) As an employee of an exempt setting pursuant to section 2910 of the Ceode, and
856 Registration with the Board is not required; or

857

858 (D) As a psychological assistant pursuant to section 2913 of the Ceode, and
859 Registration with the Board prior to commencing work is required; ~~or.~~

860

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

863 ~~(bc)~~ Supervision Requirements:

864

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

866

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

873

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

877

878 B. With the exception of psychological assistants who are accruing SPE in
879 private practice settings, the primary supervisor may delegate supervision
880 to other licensed mental health professionals who meet the requirements
881 of section 1387.1(b). If the trainee is accruing SPE as a psychological
882 assistant in a private practice setting, the primary supervisor may not
883 delegate any supervisory responsibilities.

884

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

886

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

888

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

892

893 ~~(34)~~ Trainees shall be provided with supervision for 10% of the total time worked each
894 week with their primary, delegated or co-supervisor(s). A maximum of forty-four (44)
895 hours per week will be credited toward meeting the SPE requirement. This shall include

896 the required 10% supervision. At least one (1) hour per week shall be individual
897 supervision with the primary supervisor or co-supervisor, and at least one hour per
898 week shall be in direct supervision shall be face-to-face, direct, individual supervision
899 with the primary supervisor. Hours of experience without the required direct supervision
900 shall not count towards SPE.

901
902 ~~(5) A maximum of forty four (44) hours per week will be credited toward meeting the~~
903 ~~SPE requirement. This shall include the required 10% supervision.~~

904
905 ~~(6) The primary supervisor shall be employed by the same work setting as the trainee~~
906 ~~and be available to the trainee 100% of the time the trainee is accruing SPE. This~~
907 ~~availability may be in-person, by telephone, by pager or by other appropriate~~
908 ~~technology.~~

909
910 ~~(7) Primary supervisors shall ensure that a plan is in place to protect the patient/client in~~
911 ~~the event a patient/client crisis or emergency occurs during any time the supervisor is~~
912 ~~not physically present at the established site at which the trainee is working. The~~
913 ~~primary supervisor shall ensure that the trainee thoroughly understands the plan in the~~
914 ~~event of a crisis/emergency.~~

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

919
920 ~~(59) SPE Experience gained while the trainee is functioning under another mental health~~
921 ~~license shall not be credited toward meeting the SPE requirements for licensure. the~~
922 ~~psychologist's license.~~

923
924 ~~(610) Except for the accrual of SPE by a psychological assistant in a private practice~~
925 ~~setting as provided for in section 1387(b)(11), Pprior to the start of the experience, the~~
926 ~~primary supervisor and the traineesupervisee shall together prepare an agreement~~
927 ~~("Agreement") document that identifiesoutlines the structure and sequence of the~~
928 ~~planned program of supervision to accomplish the goals and objectives of the~~
929 ~~experience and shall include at least the following:~~

- 930
- 931 • Name, license number and signature of primary supervisor;
 - 932 • Name and signature of traineesupervisee;
 - 933 • Statutory authority under which the traineesupervisee will function;
 - 934 • Start date of the experience and the anticipated completion date;
 - 935 • Duties to be performed in a sequential structured plan as defined in this
 - 936 section;
 - 937 • Address of the locations at which the duties will be performed; and

- 938
- 939
- 940
- 941
- 942
- 943
- 944
- Goals and objectives of the plan for SPE, including how socialization into the profession will be achieved;
 - How and when the supervisor will provide periodic assessments and feedback to the trainee as to whether or not he or she is performing as expected; and
 - Attestation that both the supervisor and trainee have discussed and understand each term of SPE as required in sections 1387, 1387.1, 1387.4, 1387.5 of the Business and Professions Code.

945

946 Accrual of hours prior to preparing such an agreement shall result in those hours not

947 counting toward the licensure requirements.

948

949 ~~Additionally, the document shall reflect that both supervisor and supervisee have~~

950 ~~discussed and understand each term of SPE as required by the California Code of~~

951 ~~Regulations. The primary supervisor shall maintain the document until the hours of~~

952 ~~supervised experience are completed.~~

953

954 (7) Once the supervised experience SPE outlined in the Agreement document has been

955 completed, the primary supervisor shall submit to the trainee both the Agreement,

956 unless previously submitted to the Board, and verification of the experience signed by

957 the primary supervisor under penalty of perjury, directly to the Board both the document

958 and a verification of the experience signed by the primary supervisor under penalty of

959 perjury, in a sealed envelope, signed across the seal by the primary supervisor, for

960 submission to the Board by the trainee along with his or her application for licensure or

961 registration. The verification shall certify to completion of the hours consistent with the

962 terms of the supervision Agreement document, and contain the following information:

- 963
- 964
- 965
- 966
- 967
- 968
- Name and contact information of the trainee
 - Name, license number and contact information of the supervisor
 - Start and end date of the experience
 - Total number of hours per week worked by the trainee
 - Total number of supervised hours per week
 - Total number of hours being verified

969

970 The supervisor must indicate, in his/ or her best professional judgment, whether the

971 traineesupervisee demonstrated an overall performance at or above the level of ~~minimal~~

972 competence expected for the trainee'ssupervisee's level of education, training and

973 experience.

974

975 When SPE is accrued in a formal pre-doctoral internship or post-doctoral training

976 program, the program's training director shall be authorized to perform the verification

977 and rating duties of the primary supervisor provided that the internship training director

978 is a licensed psychologist who possesses a valid, active license free of any disciplinary

979 action.

980

981 If the SPE is not consistent with the terms of the agreement, or if the trainee did not
982 demonstrate an overall performance at or above the level of competence expected for
983 the trainee's level of education, training and experience, the SPE shall not count
984 towards the licensure requirements.

985
986 (8) The trainee shall maintain a written weekly log of all hours of SPE earned toward
987 licensure, in accordance with section 1387.5.

988
989 (9) Failure to comply with the requirements of this section shall be considered
990 unprofessional conduct and may subject the supervisor to disciplinary action.

991
992 ~~-(11) Due to lack of standardization in training, a psychological assistant in a private~~
993 ~~practice setting shall submit the plan as described in subsection (b)(10) for supervised~~
994 ~~professional experience to the Board for prior approval as provided for in section~~
995 ~~2914(c) of the Code prior to the accrual of SPE. A private practice setting is defined as~~
996 ~~those settings allowed pursuant to section 1387(a)(1)(C) and 1387(a)(2)(D), except a~~
997 ~~Welfare and Institutions Code section 5614 clinic or a Health and Safety Code section~~
998 ~~1204.1 clinic. SPE that is accrued prior to the approval of the plan will not count toward~~
999 ~~qualifying the applicant for licensure.~~

1000

1001 (c) Delegated Supervision Requirements:

1002

1003 ~~(1) Except as provided in 1391.5, which regulates the supervision of psychological~~
1004 ~~assistants, primary supervisors may delegate supervision to other qualified~~
1005 ~~psychologists or to other qualified mental health professionals including licensed~~
1006 ~~marriage and family therapists, licensed educational psychologists, licensed clinical~~
1007 ~~social workers and board certified psychiatrists.~~

1008

1009 ~~(2) The primary supervisor remains responsible for providing the minimum one hour per~~
1010 ~~week of direct, individual face-to-face supervision.~~

1011

1012 ~~(3) The primary supervisor remains responsible for ensuring compliance with this~~
1013 ~~section.~~

1014 (d) Plan for Supervised Professional Experience in General Applied Psychological
1015 Services.

1016

1017 This section applies to trainees who are preparing for practice, once licensed, in areas
1018 of general applied psychology including, but not limited to, applied psychological
1019 research, industrial organizational psychology, applied developmental psychology,
1020 consulting psychology, or experimental psychology. Trainees involved in these areas of
1021 practice shall submit a Supervision Plan ("Plan") for SPE and submit the Plan to the
1022 Board for approval on a case-by-case basis. The Plan must be submitted by the trainee
1023 and approved by the Board prior to commencement of the SPE. SPE accrued prior to
1024 the approval of the Plan will not meet licensure requirements and will be denied.

1025
1026 The Plan submitted by the trainee for approval shall:
1027 (1) be signed by all participants involved;
1028 (2) describe the qualifications and responsibilities of the supervisor (and co-supervisor,
1029 if appropriate);
1030 (3) demonstrate appropriate preparation of the trainee to practice effectively;
1031 (4) address how the quality of work done by the trainee will be monitored and evaluated
1032 and shall include when and how periodic feedback will be provided; and
1033 (5) address how all supervision pursuant to this section shall be provided.
1034

1035 **§ 1387.1. Qualifications and Responsibilities of Primary Supervisors.**

1036 All primary supervisors shall be licensed psychologists, except that board certified
1037 psychiatrists may be primary supervisors of their own registered psychological
1038 assistants. In this regard, a maximum of 750 hours of experience out of the required
1039 3000, can be supervised by a board certified psychiatrist and can be counted toward
1040 meeting the SPE licensing requirements.

1041
1042 (a) Primary supervisors shall comply with all of the following requirements:

1043
1044 (1) Prior to functioning as a primary supervisor and every two (2) years thereafter, the
1045 supervisor shall complete six (6) hours of sponsor approved continuing education in
1046 supervision that meets the requirements in section 1397.61(c)(1).

1047
1048 (A) Primary supervisors shall certify under penalty of perjury to completion of the six (6)
1049 hour course, as required by this section, each time the supervisor completes a
1050 verification of the experience as referenced in section 1387(c)(7).

1051
1052 (B) Documentation of the course shall be maintained for six (6) years from the date of
1053 completion. Evidence of completion of the course shall be submitted to the Board upon
1054 request.

1055
1056 (2) Primary supervisors shall possess and maintain a valid, active license free of any
1057 current formal disciplinary action, and shall immediately notify the traineesupervisee of
1058 any disciplinary action initiated by the Board, including revocation, surrender,
1059 suspension, probation terms, or changes in licensure status including inactive license,
1060 delinquent license or any other license status change that affects the primary
1061 supervisor's ability or qualifications to supervise.

1062
1063 (b) Primary supervisors who are licensed by the board shall complete a minimum of six
1064 (6) hours of supervision coursework every two years.

1065

1066 ~~(1) Primary supervisors shall certify under penalty of perjury to completion of this~~
1067 ~~coursework requirement each time the supervisor completes a verification form as~~
1068 ~~referenced in section 1387(b)(10).~~

1069

1070 ~~(3e) Primary supervisors shall be in compliance~~Ensure that all parties to the Agreement
1071 required by section 1387(c)(6) comply at all times with the provisions of the Psychology
1072 Licensing Law and regulations the Medical Practice Act, whichever is applicable, and
1073 the regulations adopted pursuant to these laws.

1074

1075 ~~(d) Primary supervisors shall be responsible for ensuring compliance at all times by the~~
1076 ~~trainee with the provisions of the Psychology Licensing Law and the regulations~~
1077 ~~adopted pursuant to these laws.~~

1078

1079 ~~(4e) Primary supervisors shall~~B~~be responsible for ensuring that all SPE including~~
1080 ~~record keeping is conducted in compliance with the Ethical Principles of Psychologists~~
1081 ~~and Code of Conduct of published by the American Psychological Association.~~

1082 ~~(5f) Primary supervisors shall~~B~~be responsible for monitoring the welfare of the trainee's~~
1083 ~~clients and patients who receive psychological services rendered by the trainees.~~

1084

1085 ~~(6g) Primary supervisors shall~~E~~ensure that each client or patient is informed, prior to the~~
1086 ~~rendering of services by the trainee (1) that:~~

1087

1088 A. the trainee is unlicensed and is functioning under the direction and supervision
1089 of the supervisor;~~(2) that~~

1090 B. the primary supervisor shall have full access to the client or patient treatment
1091 records; in order to perform supervision responsibilities, and (3) that

1092 C. any fees associated with services provided by the trainee paid for the services
1093 of the trainee must shall be paid directly to the primary supervisor or employer.

1094

1095 ~~(7h) Primary supervisors shall~~B~~be responsible for monitoring the performance and~~
1096 ~~professional development of the trainee including how and when the supervisor will~~
1097 ~~provide periodic assessments and feedback to the trainee as to whether or not he or~~
1098 ~~she is performing as expected.~~

1099

1100 ~~(i) Primary supervisors shall ensure that they have the education, training, and~~
1101 ~~experience in the area(s) of psychological practice they will supervise.~~

1102

1103 ~~(8j) Primary supervisors shall~~H~~have no current or former financial, personal, or familial~~
1104 ~~relationship with the trainee, or other relationship that could compromise the~~

1105 supervisor's effectiveness, or that violates the Ethical Principles of Psychologists and
1106 Code of Conduct published by the American Psychological Association, no familial,
1107 intimate, business or other relationship with the trainee which would compromise the
1108 supervisor's effectiveness, and/or which would violate the Ethical Principles and Code of
1109 Conduct of the American Psychological Association.

1110
1111 ~~(k) Primary supervisors shall not supervise a trainee who is now or has ever been a~~
1112 ~~psychotherapy client of the supervisor.~~

1113
1114 ~~(l) Primary supervisors shall not exploit trainees or engage in sexual relationships or any~~
1115 ~~other sexual contact with trainees.~~

1116
1117 ~~(9m) Primary supervisors shall require~~Provide the trainees to review with the pamphlet
1118 "Professional Therapy Never Includes Sex."

1119
1120 ~~(10n) Primary supervisors shall~~Monitor the supervision performance of provided by all
1121 delegated supervisors.

1122
1123 (11) Be employed or contracted by the same organization as the trainee and be
1124 available 100% of the time SPE is being accrued. This availability may be in-person, by
1125 telephone, or by other appropriate technology.

1126
1127 (12) Ensure that a crisis plan is in place to protect the client or patient in the event a
1128 crisis or emergency occurs during any time the supervisor is not physically present at
1129 the location the trainee is working. The primary supervisor shall ensure that the trainee
1130 thoroughly understands the crisis plan.

1131
1132 (13) Be responsible for ensuring that the extent, kind, and quality of the psychological
1133 services are consistent with his or her training and experience and be responsible for
1134 compliance with this chapter.

1135
1136 ~~§ 1387.2. Qualifications and Responsibilities of Delegated Supervisors.~~

1137
1138 (b) A primary supervisor who is a licensed psychologist may delegate supervision to
1139 another psychologist, licensed marriage and family therapist, licensed educational
1140 psychologist, licensed clinical social worker, licensed professional clinical counselor or
1141 board certified psychiatrist. Upon such delegation, the primary supervisor shall maintain
1142 responsibility for providing the minimum one (1) hour per week of direct, individual
1143 supervision to the trainee, and ensuring compliance with this section.

1144 ~~A~~ D Delegated supervisors shall be qualified psychologists or those other qualified
1145 mental health professionals listed in section 1387(e). comply with all of the following
1146 requirements:

1147
1148 ~~(1) The delegated supervisor(s) shall~~ B be employed or contracted by ~~in~~ the same
1149 entity ~~work setting~~ as the trainee.

1150
1151 ~~(2a) Delegated supervisors shall have~~ P ossess and shall maintain a valid, active license
1152 free of any formal disciplinary action, and shall immediately notify the trainee and the
1153 primary supervisor of any disciplinary action, ~~including revocation, surrender,~~
1154 ~~suspension, probation terms, or changes in licensure status including inactive license,~~
1155 or any other license status change that affects the supervisor's ability or qualifications to
1156 supervise.

1157
1158 ~~(3b) Delegated supervisors shall~~ B be in compliance at all times with the provisions of
1159 the Psychology Licensing Law, and other applicable State licensing laws and the
1160 regulations adopted pursuant to these laws.

1161
1162 (4) Ensure that they have education, training, and experience in the areas of
1163 psychological practice for which they will supervise.

1164 ~~(5e) Delegated supervisors shall~~ b Be responsible for ensuring compliance by the trainee
1165 with the provisions of the Psychology Licensing Law and the regulations adopted
1166 pursuant to these laws.

1167
1168 ~~(6d) Delegated supervisors shall be responsible for~~ e nsuring that all SPE and record
1169 keeping performed under their supervision ~~delegated to them~~ is conducted in
1170 compliance with the Ethical Principles of Psychologists and Code of Conduct of
1171 published by the American Psychological Association.

1172
1173 ~~(7e) Delegated supervisors shall be responsible for~~ m onitoring the welfare of the
1174 trainees clients or patients who receive psychological services rendered by the
1175 trainee while under their delegated supervision.

1176
1177 ~~(8f) Delegated supervisors shall be responsible for~~ m onitoring and report to the
1178 primary supervisor the performance and professional development of the trainee, and for
1179 reporting this performance and development to the primary supervisor.

1180 ~~(g) Delegated supervisors shall ensure that they have the education, training, and~~
1181 experience in the area(s) of psychological practice to be supervised.

1182
1183 ~~(9h) Delegated supervisors shall have no familial, intimate, business or other~~
1184 relationship with the trainee which would Have no current or former financial, personal,
1185 or familial relationship with the trainee, or other relationship that could compromise the
1186 supervisor's effectiveness and/or which would violate the Ethical Principles of

1187 Psychologists and Code of Conduct published by of the American Psychological
1188 Association.

1189

1190 ~~(i) Delegated supervisors shall not supervise a trainee who is now or has ever been a~~
1191 ~~psychotherapy client of the supervisor.~~

1192

1193 ~~(j) Delegated supervisors shall not exploit trainees or engage in sexual relationships, or~~
1194 ~~any other sexual contact with trainees~~

1195

1196 (c) This section applies only for SPE obtained in areas of general applied psychology
1197 and when the primary supervisor is not licensed. The co-supervisor shall comply with all
1198 of the following requirements:

1199

1200 (1) Possess and maintain a valid, active license issued by the Board free of any formal
1201 disciplinary action during the period covered by the Plan;

1202

1203 (2) Notify the trainee of any disciplinary action that disqualifies him or her from providing
1204 supervision;

1205

1206 (3) Prior to functioning as a co-supervisor and every two (2) years thereafter, the co-
1207 supervisor shall complete six (6) hours of sponsor approved continuing education in
1208 supervision that meets the requirements in section 1397.61(c)(1);

1209

1210 (A) Co-supervisors shall certify under penalty of perjury to completion of the six (6) hour
1211 course, as required by this section, each time the co-supervisor completes a verification
1212 of the experience as referenced in section 1387(c)(7); and

1213

1214 (B) Documentation of the course shall be maintained for six (6) years from the date of
1215 completion. Evidence of completion of the course shall be submitted to the Board upon
1216 request.

1217

1218 (4) monitor the performance and professional development of the trainee and report this
1219 to the primary supervisor;

1220

1221 (5) Have no current or former financial, personal, or familial relationship with the trainee,
1222 or other relationship that could compromise the ability of the co-supervisor's
1223 effectiveness, or that would violate the Ethical Principles of Psychologists and Code of
1224 Conduct published by the American Psychological Association;

1225

1226 (6) Supervise no more than five (5) trainees at any given time; and

1227

1228 (7) Ensure that all parties to the Plan comply with the provisions of the Psychology
1229 Licensing Law and regulations.

1230
1231 (d) Interim supervision by a person other than the primary supervisor may be provided
1232 by a person who meets the requirements of section 1387.1(a) for a period not to exceed
1233 thirty (30) consecutive calendar days in the event the primary supervisor is unavailable
1234 for reasons including, but not limited to, illness, injury or vacation. Interim supervision
1235 that is expected to continue for more than thirty (30) consecutive calendar days requires
1236 a new Agreement pursuant to 1387(c)(6).

1237
1238 The Committee agreed that there should be two more two-day meetings from Thursday
1239 to Friday before the stakeholders meetings.

1240
1241 Ms. Sorrick welcomed Konnor Leitzell, the Board's new student assistant, and
1242 Stephanie Cheung, the Board's new licensing manager.

1243
1244 **Agenda Item #7: Discussion, Review and Consideration of the Proposed**
1245 **Revisions to Title 16 of the California Code of Regulations, Sections 1397.60,**
1246 **1397.61, 1397.62, 1397.67, 1397.69, 1397.70 (CE/CPD); Recommendation to Full**
1247 **Board.**

1248
1249 This agenda item was moved to a future meeting.

1250
1251 **Agenda Item #8: Recommendations for Agenda Items for Future Board Meetings.**

1252
1253 Ms. Everhart provided the recommendations made by the Board members throughout
1254 the meeting.

1255
1256 **Agenda Item #9: Closed Session:**

1257
1258 The Licensing Committee Met in Closed Session Pursuant to Government Section to
1259 Consider Applications.

1260
1261 **Agenda Item #10: Adjournment**

1262
1263 The Committee adjourned at 5:03 p.m.

1264
1265
1266
1267 
Committee Chair


Date