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

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

11 **Members Present**

12 Mary Harb Sheets, PhD, Chairperson

13 Julie Nystrom

14 Lea Tate, PsyD
15

16 **Legal Counsel**

17 Will Maguire
18

19 **Board Staff Present**

20 Antonette Sorrick, Executive Officer

21 Jonathan Burke, Assistant Executive Officer

22 Stephanie Cheung, Licensing Manager

23 Jason Glasspiegel, Central Services Manager

24 Mai Xiong, Licensing/BreEZe Coordinator

25 Liezel McCockran, Continuing Education and Renewals Coordinator

26 Evan Gage, Special Projects Analyst
27

Friday, July 16, 2021

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

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33 Mary Harb Sheets, PhD, Chairperson, called the open session meeting to order at
34 10:00 a.m. A quorum was present and due notice had been sent to all interested
35 parties.
36

37 **Agenda Item #2: Public Comment for Items Not on the Agenda. Note: The Board**
38 **May Not Discuss or Take Action on Any Matter Raised During this Public**
39 **Comment Section, Except to Decide Whether to Place the Matter on the Agenda**
40 **of a Future Meeting [Government Code sections 11125 and 11125.7(a)].**
41

42 Dr. Harb Sheets called for public comment.

43

44 No public comment offered.

45

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

47

48 Dr. Harb Sheets delivered the opening remarks.

49

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

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52
53 It was (M)Tate/(S)Nystrom/C to adopt the January 7, 2021 Licensure Committee
54 meeting minutes.

55

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

57

58 No Committee or public comment offered.

59

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

61

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

63

64 Ms. Cheung provided the update on this item.

65

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

69

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

79

80 Waiver DCA-20-91 was also extended and replaced by DCA-21-165 that a psychologist
81 license reactivated or restored pursuant to this waiver is now valid until September 1,
82 2021.

83

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

85

86 No public comment offered.

87

88 **Agenda Item #6: Licensing Report**

89

90 Ms. Xiong provided this report.

91

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

95

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

99

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

104

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

107

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

112

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

115

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

119

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

125

126 Dr. Harb Sheets called for public comment.

127

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

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

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

143
144 **Agenda Item #7: Continuing Education and Renewals Report**

145
146 Ms. McCockran provided this report.

147
148 Dr. Harb Sheets called for Committee discussion.

149
150 No Committee discussion followed.

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

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

158
159 Dr. Harb Sheets called for public comment.

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

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

170

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

173
174 No further public or Committee comment was offered.

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

179
180 Dr. Harb Sheets introduced this item.

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

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

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

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

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

197
198 **Survey Questions**

199
200 *1. What jurisdiction do you represent?*

201 California
202

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

- 204 Board Administrator/Staff
205 Board Member
206 Board Chairperson
207 Board Legal Representative
208 Other (please specify)
209

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

213 Yes

214 No

215

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

219 Yes

220 No

221

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

225 Yes

226 No

227

228

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

231 Yes

232 No

233

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

237 Yes

238 No

239

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

241

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

244 Yes

245 No

246

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

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

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

253 Yes

254 No

255

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

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

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

260 No additional comments.

261

262 Dr. Harb Sheets called for public comment.

263

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

269

270 No further public comment offered.

271

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

273

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

275

276

277 **Agenda Item #9: Recommendations for Agenda Items for Future Licensure**
278 **Committee Meetings. Note: The Committee may not discuss or take action on any**
279 **matter raised during this public comment section, except to decide whether to**
280 **place the matter on the agenda of a future meeting [Government Code Sections**
281 **11125 and 11125.7(a)]**

282

283 Dr. Harb Sheets called for Committee recommendations.

284

285 No Committee recommendations offered.

286

287 Dr. Harb Sheets called for Public comment.

288

289 Public comment was offered suggesting that the Board revisit the public posting of
290 citations and fines, especially where the violations are very minor and largely
291 administrative.

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No further public comment offered.

CLOSED SESSION

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

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

OPEN SESSION

ADJOURNMENT

The meeting adjourned at 1:56 p.m.