

**State of California  
Office of Administrative Law**

In re:  
Board of Psychology

Regulatory Action:

Title 16, California Code of Regulations

Amend sections: 1387, 1388, 1391.5

NOTICE OF APPROVAL OF CHANGES  
WITHOUT REGULATORY EFFECT

California Code of Regulations, Title 1,  
Section 100

OAL Matter Number: 2022-0720-04

OAL Matter Type: Nonsubstantive (N)

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This action makes changes without regulatory effect to remove gendered pronouns, align with statutory changes, and amend the name of the test "Test of English as a Foreign Language" ("TOEFL") to "TOEFL iBT" to correspond with how the test is now identified by Educational Testing Service.

OAL approves this change without regulatory effect as meeting the requirements of California Code of Regulations, title 1, section 100.

Date: August 30, 2022



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Anna Thomas  
Attorney

For: Kenneth J. Pogue  
Director

Original: Antonette Sorrick, Executive  
Officer

Copy: Jason Glasspiegel

# NONSUBSTANTIVE

STATE OF CALIFORNIA—OFFICE OF ADMINISTRATIVE LAW

## NOTICE PUBLICATION REGULATIONS SUBMISSION

(See instructions on reverse)

For use by Secretary of State only

STD. 400 (REV. 01-2013)

OAL FILE NUMBERS	NOTICE FILE NUMBER <b>Z-</b>	REGULATORY ACTION NUMBER <b>2022-0720-04N</b>	EMERGENCY NUMBER
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For use by Office of Administrative Law (OAL) only

NOTICE  AGENCY WITH RULEMAKING AUTHORITY Board of Psychology -- Department of Consumer Affairs	REGULATIONS  OFFICE OF ADMIN. LAW 2022 JUL 20 PM3:11
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**ENDORSED - FILED**  
in the office of the Secretary of State  
of the State of California

**AUG 30 2022**

*1:51 PM*

AGENCY FILE NUMBER (if any)

### A. PUBLICATION OF NOTICE (Complete for publication in Notice Register)

1. SUBJECT OF NOTICE		TITLE(S)	FIRST SECTION AFFECTED	2. REQUESTED PUBLICATION DATE	
3. NOTICE TYPE <input type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other		4. AGENCY CONTACT PERSON		TELEPHONE NUMBER	FAX NUMBER (Optional)
<b>OAL USE ONLY</b>	ACTION ON PROPOSED NOTICE <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn			NOTICE REGISTER NUMBER	PUBLICATION DATE

### B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) <b>CLEAN-UP OF REGISTERED PSYCHOLOGIST, TOEFL, AND SUPERVISION</b>	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S)
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2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
<b>SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.)</b>	ADOPT
	AMEND 1387, 1388, 1391.5
TITLE(S) 16	REPEAL

3. TYPE OF FILING			
<input type="checkbox"/> Regular Rulemaking (Gov. Code §11346)	<input type="checkbox"/> Certificate of Compliance: The agency officer named below certifies that this agency complied with the provisions of Gov. Code §§11346.2-11347.3 either before the emergency regulation was adopted or within the time period required by statute.	<input type="checkbox"/> Emergency Readopt (Gov. Code, §11346.1(h))	<input checked="" type="checkbox"/> Changes Without Regulatory Effect (Cal. Code Regs., title 1, §100)
<input type="checkbox"/> Resubmittal of disapproved or withdrawn nonemergency filing (Gov. Code §§11349.3, 11349.4)	<input type="checkbox"/> Resubmittal of disapproved or withdrawn emergency filing (Gov. Code, §11346.1)	<input type="checkbox"/> File & Print	<input type="checkbox"/> Print Only
<input type="checkbox"/> Emergency (Gov. Code, §11346.1(b))		<input type="checkbox"/> Other (Specify) _____	

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, §44 and Gov. Code §11347.1)

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100)			
<input type="checkbox"/> Effective January 1, April 1, July 1, or October 1 (Gov. Code §11343.4(a))	<input type="checkbox"/> Effective on filing with Secretary of State	<input checked="" type="checkbox"/> \$100 Changes Without Regulatory Effect	<input type="checkbox"/> Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY			
<input type="checkbox"/> Department of Finance (Form STD. 399) (SAM §6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal	
<input type="checkbox"/> Other (Specify) _____			

7. CONTACT PERSON <b>Jason Glasspiegel</b>	TELEPHONE NUMBER <b>(916) 597-3835</b>	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) <b>jason.glasspiegel@dca.ca.gov</b>
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Antonette Sorrick</i>	DATE <b>7/20/22</b>
TYPED NAME AND TITLE OF SIGNATORY <b>Antonette Sorrick, Executive Officer</b>	

For use by Office of Administrative Law (OAL) only

**ENDORSED APPROVED**

**AUG 30 2022**

**Office of Administrative Law**

## BOARD OF PSYCHOLOGY

### Title 16, California Code of Regulations

#### § 1387. Supervised Professional Experience.

...

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

...

- (2) Postdoctoral SPE: At least 1500 hours of SPE shall be accrued postdoctorally. "Postdoctorally" means after the date certified as "meeting all the requirements for the doctoral degree" by the Registrar or Dean of the educational institution, or by the Director of Training of the doctoral program. Postdoctoral SPE may be accrued only as follows:

...

- ~~(B) As a registered psychologist pursuant to section 2909(d) of the code and registration with the board prior to commencing work is required; or~~  
(~~B~~) As an employee of an exempt setting pursuant to section 2910 of the code and registration with the board is not required; or  
(~~D~~) As a registered psychological associate pursuant to section 2913 of the code and registration with the board prior to commencing work is required; or  
(~~E~~) Pursuant to a Department of Mental Health Waiver (5751.2 Welfare and Institutions Code) for which registration with the board is not required.

Authority cited: Section 2930, Business and Professions Code. Reference: Sections 2911 and 2914, Business and Professions Code.

#### § 1388. Examinations.

...

- (h) An applicant for whom English is ~~his or her~~their second language may be eligible for additional time when taking the EPPP and/or the CPLEE. The applicant must complete and submit a request for additional time that states under penalty of perjury that English is ~~his or her~~their second language. The Test of English as a Foreign Language (TOEFL iBT) certification score of 85 or below must be sent by Educational Testing Service directly to the Board. The TOEFL must have been taken within the previous two years

prior to application. If approved, the applicant will be allotted time-and-a-half (1.5x) when taking the examination.

Authority cited: Sections 2930 and 2942, Business and Professions Code. Reference: Sections 123, 496, 2941, 2942, 2943 and 2960, Business and Professions Code.

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

...

(c) A registered psychological associate ~~employed by one of the organizations specified in section 2913 of the Code~~ may receive delegated supervision pursuant to section 1387(c) from a qualified psychologist other than the supervisor to whom they are registered if the delegated supervisor is also employed within the same organization. Otherwise, supervision may not be delegated under a registered psychological associate registration.

Authority cited: Section 2930, Business and Professions Code. Reference: Section 2913, Business and Professions Code.