

**TITLE 16. PSYCHOLOGY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS**

FINAL STATEMENT OF REASONS

HEARING DATE: November 19, 2020

SUBJECT MATTER OF PROPOSED REGULATION: Definitions, Continuing Education Requirements, Continuing Professional Development Requirements, Continuing Education Exemptions and Exceptions, Renewal after Inactive or Delinquent Status, Continuing Professional Development Requirements for Reactivation, Renewal of Expired License: Reissuance of Cancelled License

SECTIONS AFFECTED: Amend 16 CCR, Sections 1381.9, 1397.60, 1397.61, 1397.62, and 1397.67. Add 16 CCR, Sections 1397.60.1, 1397.61.1, 1397.62.1, 1397.67.1.

UPDATED INFORMATION:

The Initial Statement of Reasons is included in the file. The information contained therein is updated as follows:

This package was in the California Notice Register on October 2, 2020 (Z-2020-0922-01). The 45-day comment period began on October 2, 2020, and ended on November 17, 2020.

A total of 55 comments were received during the public comment period.

The regulatory hearing was held virtually during the November 19, 2020 board meeting. Comments were submitted before the meeting and the Board heard oral comments during the meeting as well.

The Board considered the comments at the December 2020 Board meeting and issued a notice of modified text on December 15, 2020. The comment period for this file ended on January 6, 2021.

During the 15-day comment period, the Board received eight comments.

The Board considered the modified text comments at its meeting on February 18 -19, 2021, and voted to adopt the regulation as noticed in the 15-day notice of modified text.

The matter was originally submitted to the Office of Administrative Law (OAL) on October 1, 2021, with OAL regulatory action number 2021-1001-01S. The matter was withdrawn on January 26, 2022, and resubmitted on January 27, 2022, with regulatory action number 2022-0127-01SR. In discussions with OAL, further modifications were discussed, which will be described below.

The Board issued a second notice of modified text on April 4, 2022. The comment period for this second modified text ended on April 19, 2022.

During the second modified text 15-day comment period, the Board received seven comments.

The Board considered the modified text comments at its meeting on April 29, 2022, and voted to adopt the regulation as noticed in the second 15-day notice of modified text.

The following updates to the initial statement of reasons are made:

In consultation with OAL, instead of having multiple iterations of the same section with different sunrise and sunset dates, the Board is adding new sections with the designation of “.1” for those sections that sunrise January 1, 2023.

Amend 16 CCR § 1381.9 Renewal of Expired License; Reapplication After Cancelled License

Subsection (a) was amended to revise the word “his or her” to nonbinary references and is a non-substantive grammatical change. Assembly Concurrent Resolution No. 260 of 2018 (ACR 260) resolved that “state agencies should ... use gender-neutral pronouns and avoid the use of gendered pronouns when drafting policies, regulations, and other guidance.”

Subsection (b)(1) was amended to reference Article 2 instead of section 1381 pursuant to OAL’s recommendation regarding clarity. This is a non-substantive change because section 1381 resides within Article 2 and the text refers to applications.

Subsection (b)(4) was amended to add the additional new section of 1397.61.1(b) which is the new convention of the regulations arising January 1, 2023. It was further amended to grammatically match the reference to multiple sections and clarify the citation to Article 4, under Chapter 6.6, under Division 2.

Amend 16 CCR § 1397.60 Definitions

The date of the sunset in the title is changed from December 31, 2020 to December 31, 2022.

The inoperative date was changed from January 1, 2021 to January 1, 2023 and the date of repeal was changed from December 31, 2021 to December 31, 2023.

Subsection (b) was non-substantively amended to show that Continuing Education can be abbreviated as “CE”.

Subsection (e) was non-substantively amended to correct a hyphenation.

Add 16 CCR § 1391.60.1 Definitions

This new section, which duplicates 1397.60 in title, is necessary to clearly provide a smooth transition between the current and proposed versions of this section. The title numbering follows the convention described above.

The introduction of this section clarifies to whom and when the section applies. Additionally, the categories of Continuing Professional Development are clarified by reference to the Code.

In subsection (a)(1)(A), the definition of “Peer Consultation” was amended to include “engaging in” various interactions. This change was based on comments to be more inclusive and to clarify that participation in the activity, rather than the activity itself, constituted CPD.

Section (a)(1) also clarifies references from section to paragraph or subsection, as appropriate.

In subsection (a)(3), the definition of “Professional Services” was non-substantively amended organizationally.

In subsection (a)(4), the definition of “Conference/Convention Attendance” was amended to include “either in person or via electronic means” in response to comments requesting clarification and in recognition of the new global paradigm embracing presence and participation online as a viable alternative to physical presence. Additionally, (a)(7) “Attendance at a California Board of Psychology Board Meeting” was similarly amended.

Subsection (b)(2) non-substantively corrects citations.

Subsection (b)(3) non-substantively corrects capitalizations.

Subsection (b)(5) “Self-Directed Learning” clarifies the text as was described in the Initial Statement of Reasons.

Subsection (c) non-substantively corrects grammar and citations.

Amend 16 CCR § 1397.61 Continuing Education Requirements

The date of the sunset in the title is changed from December 31, 2020 to December 31, 2022.

The inoperative date was changed from January 1, 2021 to January 1, 2023 and the date of repeal was changed from December 31, 2021 to December 31, 2023.

This change is necessary to ensure a clear and smooth transition between the current and proposed versions of this section.

This section was amended to revise the word “his or her” to nonbinary references and is a non-substantive grammatical change. Assembly Concurrent Resolution No. 260 of 2018 (ACR 260) resolved that “state agencies should ... use gender-neutral pronouns and avoid the use of gendered pronouns when drafting policies, regulations, and other guidance.” Additionally, this section was non-substantively amended to correct hyphenations and grammar.

Add 16 CCR § 1397.61.1 Continuing Professional Development Requirements

This new section, which duplicates 1397.61 in title, is necessary to clearly provide a smooth transition between the current and proposed versions of this section. The title numbering follows the convention described above.

The introduction of this section clarifies to whom and when the section applies. Additionally, citations are corrected.

Changes to this section include grammatical correction for gender neutrality, as described above.

The effective date is changed from January 1, 2021 to January 1, 2023. This change is necessary to ensure a clear and smooth transition between the current and proposed versions of this section.

Subsection (c) is amended to clarify Cultural Diversity and Social Justice as described in the Initial Statement of Reasons. Hyphenation spacing is also corrected.

Subsection (i) clarifies that ABPP Board Certification counts for 100% of the required CPD, and the senior option counts for 50% of the required CPD. This is non-discretionary on the Board’s part.

Subsection (j) non-substantively corrects citations.

Subsection (m) aligns the transition year with the first year of this section.

This section also non-substantively corrects hyphenation, grammar, and gender usage. Finally, reference citations are amended.

Amend 16 CCR § 1397.62 Continuing Education Exemptions and Exceptions

The date of the sunset in the title is changed from December 31, 2020 to December 31, 2022.

The inoperative date was changed from January 1, 2021 to January 1, 2023 and the date of repeal was changed from December 31, 2021 to December 31, 2023.

This change is necessary to ensure a clear and smooth transition between the current and proposed versions of this section.

Changes to this section include grammatical correction for gender neutrality, as described above.

Add 16 CCR § 1397.62.1 Continuing Education Exemptions

This new section, which is similar to 1397.62 in title, is necessary to clearly provide a smooth transition between the current and proposed versions of this section. The title numbering follows the convention described above.

The introduction of this section clarifies to whom and when the section applies. Additionally, citations are corrected and grammatical corrections for gender neutrality and hyphenation.

The effective date is changed from January 1, 2021 to January 1, 2023.

Amend 16 CCR § 1397.67 Renewal After Inactive or Delinquent Status

The date of the sunset in the title is changed from December 31, 2020 to December 31, 2022.

The inoperative date was changed from January 1, 2021 to January 1, 2023 and the date of repeal was changed from December 31, 2021 to December 31, 2023.

This change is necessary to ensure a clear and smooth transition between the current and proposed versions of this section.

Changes to this section include grammatical corrections and hyphenations.

Add 16 CCR § 1397.67.1 Continuing Professional Development Requirements for Reactivation

This new section, which is similar to 1397.67 in title, is necessary to clearly provide a smooth transition between the current and proposed versions of this section. The title numbering follows the convention described above.

The introduction of this section clarifies to whom and when the section applies. Additionally, citations are corrected and grammatical corrections and hyphenation.

The effective date is changed from January 1, 2021 to January 1, 2023.

LOCAL MANDATE:

A mandate is not imposed on local agencies or school districts.

SMALL BUSINESS IMPACT:

This regulation may have the following economic impact on businesses. It might

negatively impact current continuing education (CE) providers, who can potentially be small businesses. Because the Board does not approve providers of CE, it has no information regarding the number of providers who would be defined as small businesses. In addition, the regulation may positively impact current providers should they choose to provide or facilitate categories of CPD other than “traditional” CE. Moreover, the new CPD regulations detail ways in which additional businesses can become approved CE sponsors.

CONSIDERATION OF ALTERNATIVES:

For the reasons described in the Initial Statement of Reasons and this Final Statement of Reasons, including the responses to comments, no reasonable alternative to the regulatory proposal would be either more effective in carrying out the purpose for which the action is proposed or would be as effective or less burdensome to affected private persons and equally effective in achieving the purposes of the regulation in a manner that ensures full compliance with the law being implemented or made specific.

Summary of Comments Received and Responses

Written CPD Comments with Responses (45-day and first 15-day comment periods)

#	Comment	Response
<i>45-Day Comment Period</i>		
1	Extend the implementation date to January 1, 2022 or later.	Accept. The proposed implementation date of the transition to CPD is January 1, 2023 within the second modified regulation text.
2	Maintain a transitional year subsequent to the implementation date, as per section 1397.61(m).	Accept. The Board is not proposing any additional changes to the transitional year, per section 1397.61(m).
3	Modify §1397.60(a)(4) to specifically allow Conference/Convention attendance to include attendance via electronic means.	Accept. The Board accepted this change in the second modified regulation text.
4	Modify §1397.60(a)(7) to specifically allow attendance at Board of Psychology meetings to include attendance via electronic means.	Accept. The Board accepted this change in the second modified regulation text.
5	Clarify §1397.60(a)(1) regarding the type of consultation that would count as “peer consultation.” For example, if a junior colleague requests consultation and advice from a senior colleague or expert consultant, can both psychologists count these hours as “peer consultation”? Does peer consultation include consultation with licensed psychologists only? Or can consultation be with any licensed mental health professional?	Reject. The Board is not proposing any additional changes to the definition of “peer consultation,” which is stated in the regulation as with “professional colleagues” and does not include supervision. Per page 11 of the Initial Statement of Reasons (ISR), “Psychologists can accrue up to half of their CPD hours using ‘Peer

#	Comment	Response
		<p>Consultation’ because research shows that peer consultation is one of the best ways to ensure implementation of new techniques or previously learned subject matter into practice. Additionally, “Peer Consultation” allows follow-up on individual cases, legal or ethical questions, and reduces professional isolation.”</p> <p>The Board relied upon the Association of State and Provincial Psychology Boards’ Guidelines and White Paper (see Underlying Data) for developing this proposal, both of which discuss peer consultation, and is statutorily bound by the APA Ethical Principles of Psychologists and Code of Conduct, which uses the term “colleagues.” Therefore, “peer” is used in this sense, which is common in the mental health field.</p>
6	<p>Clarify or correct §1397.61(a) regarding the reference to Business and Professions Code §2915(e), which does not appear to be relevant. Perhaps the reference was meant to be to Business and Professions Code §2915(g), which allows the Board to grant an exemption or an extension for compliance with CPD requirements.</p>	<p>Originally, subsection (e) (from January 1, 2004 to December 31, 2016), read: “(e) The board may establish a policy for exceptions from the continuing education requirement of this section.” SB 1193 and SB 801 have both subsequently amended BPC 2915. Under SB 1193, the section was moved to (g), as the commenter had pointed out when the letter was written in October 2020.</p> <p>Effective January 1, 2022, SB 801 amended BPC section 2915 to remove (g), which allowed the Board to grant an exemption or an extension of the time for compliance with, from the continuing professional development requirement of this section.</p> <p>Additionally, the Board is amending 1397.61.1, which would replace 1391.61 effective January 1, 2023, to remove the BPC reference.</p>
7	<p>Modify §1397.61(f)(2) to make it clear that “client identifier” should not include any confidential</p>	<p>Reject. The Board is not proposing any additional changes to CCR 16</p>

#	Comment	Response
	information. This could be accomplished by making the following change to that paragraph: "... 'client identifier' <u>such as client initials or a number...</u> "	§1397.61(f)(2), and the Board thinks "client identifier" is appropriately phrased to direct the psychologist to not identify a client's name. Licensees are statutorily bound by the APA Ethical Principles of Psychologists and Code of Conduct which contain specific instruction regarding confidentiality and consultation, so it is not necessary to add to the regulatory text.
8	Please clarify what would be an acceptable "trainee identifier" in §1397.61(g)(3).	Reject. The Board is not proposing any additional changes to CCR 16 §1397.61(f)(2). Per page 15 of the ISR, "Documentation of this activity must include: dates of supervision and a trainee identifier (e.g., name or registration number, if any). A record of this activity must be maintained by the licensee as documentation of compliance to be verified by the Board upon audit." The Board is not imposing any naming conventions for organizations with trainees, as long as the Board can understand the reference for audit purposes.
9	Modify §1397.61(f)(3) to make it clear that a minimum of 4.5 hours of "Professional Service" is not mandatory. This can be accomplished by making the following change to that paragraph: "A minimum of 4.5 hours and maximum of 12 hours shall <u>may</u> be credited in 'Professional Service'."	Reject. The Board is not proposing any additional changes to CCR 16 §1397.61(f)(3)(A). Per page 11 of the ISR, "licensees can apply a minimum of 4.5 hours and a maximum of 12 hours toward the CPD required for license renewal or reactivation. Participation in services related to the field of psychology or other related disciplines for one (1) year equals nine (9) hours credited, and six (6) months equals 4.5 hours credited. This is a service to the profession and will help the licensee to stay current on issues impacting the field." The Board feels that this language is sufficiently clear as an example of an acceptable CPD activity. Because the regulation already states that there are different

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		categories of CPD and that not all categories must be used, the use of “may” is not necessary. The language in all of the examples is consistently used.
10	Use alternatives to the language “he or she.” This can be accomplished using words such as they, them, psychologists, or licensees.	Accept. The Board modified the proposed regulations to reflect gender-neutral pronouns.
11	Modify §1397.61 to allow licensees greater flexibility in implementing their own professional development plans.	Reject. CPD language was updated after the first draft of language was withdrawn from OAL to include more flexibility. The Board sees the second modified regulation text as having an appropriate amount of flexibility for licensees to obtain CPD.
12	Consider the option of allowing all CPD hours to be accrued with a combination of sponsored CE plus self-directed learning.	Reject. The Board is not proposing additional changes to change the definition of “Academic” CPD, as both “sponsored CE” and “self-directed learning” fall under the “Academic” definition. Per pages 10 and 11 of the ISR, “Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.”
13	We request that you expand the number of hours that can be accrued via sponsored CE to 30 (from the proposed 27). This, plus the six (6) allowable hours through self-directed learning would equal the 36 total CPD hours required for license renewal. This option would maintain the requirement of participation in at least two categories.	Reject. The Board is not proposing additional changes to the hours required of CPD. Per pages 10 and 11 of the ISR, “Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not

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		disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.” Additionally, BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Current law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text.
14	Remove the requirement in section 1397.61(e) that psychologists must obtain CPD from at least two categories of CPD.	Reject. Please see the Board’s response to comment 12 for the rationale.
15	Remove the cap of 27 hours of CPD in section 1397.61 (h) and continue to allow all 36 CPD hours to be obtained through traditional education programs, as has been the case for many years.	Reject. Please see the Board’s response to comment 13 for the rationale.
16	Update language to reflect non-binary identity sensitivity, using “they,” “them,” or “their” instead of derivatives of “he” and “she.”	Accept. The Board modified the proposed regulations to reflect gender-neutral pronouns.
17	The Proposal is least flexible for two groups: 1. those who have found that their best “learning style” is taking large amounts of multi-modal CE programs to develop and hone specialties, and 2. for psychologists whose lives are stressful due to health, family, or other personal situations.	Reject. For further rationale, please see the Board’s response to comment 11. As protection of the public is paramount, the Board has determined that all licensees must be current in their training/relevancy.
18	Request that the California Psychological Association develop a brief (1-2 hours) online CE video, updated as California laws and regulations change, focused on essential ethical issues such as multiple relationships, not having sex with patients, duty to warn, child abuse reporting, handling subpoenas, and other legal, ethical, and professional issues directly related to what patients complain about and what scares us psychologists most.	Reject. While this request relates to the regulatory package, the Board cannot put this request in regulations. Additionally, the California Psychological Association already offers proprietary CE and can create this course without the Board’s request.
19	Encourage but not mandate the new Categories, and institute a minimum number of CE unless one achieves ABPP during a licensing period. Provides the following suggestions: a. 36 CPD may be made up solely of Sponsored CE (CE), or b. 36 CPD may be made up of Sponsored CE + Self-Directed Learning (SDL) by: i. Raising the maximum of allowed CE to 30, with 6	Reject. As noted on page 10 of the ISR, the Board has determined that a licensee shall accrue hours during each renewal period from at least two (2) of the four (4) CPD categories: (1) Professional (Peer Consultation, Practice Outcome Monitoring (POM), Professional Services, Conferences/Convention Attendance,

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	<p>allowed credits of SDL, or</p> <p>ii. Keeping the maximum of CE at 27 and allow up to 9 credits of SDL, or</p> <p>iii. To encourage planned focus on practice areas important to a psychologist’s work, allow CPD to be made up of all CE or CE + SDL if the psychologist reaches a minimum of 40, 45 or 50 CE credits (BOP’s choice) in a licensing renewal period, with at least 20 or 25 (BOP’s choice) units focused in a particular modality of treatment or area of practice, research, or theory.</p>	<p>Examination Functions, Expert Review/Consultation and Attendance at a California Board of Psychology Meeting); (2) Academic (Academic Coursework, Academic/Sponsor-Approved CE Instruction, Supervision, Publications and Self-Directed Learning); (3) Sponsored Continuing Education; and (4) Board Certification, except that Board Certification may be used to fulfill 100% of the CPD requirement in a biennial renewal cycle. Additionally, per page 10 of the ISR, “Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.” Additionally, BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. CPD means certain learning activities approved in four different categories, as specified in the regulatory text.</p>
20	<p>If none of the above are chosen for all, institute one of these once a person reaches the age of 65, 70, or 75 (your choice).</p>	<p>Reject. The Board is not proposing additional changes for CPD requirements based on age. (See response to #17, above.) The ISR does not have any language pertaining to age. Additionally, the Board is not differentiating (or discriminating against) licensees of various ages.</p>
21	<p>Mandate a minimum of 16 or 20 CE hours so that “CE minimalists” who might pose a risk to the public can’t get away with taking the 8 required CE hours plus one other 4-hour CE course, claim they read for 6 hours, and claim the maximum 18 hours of peer consultation that amounted to meeting a friend for</p>	<p>Reject. For further explanation, please see the Board’s response to comment 13.</p>

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	lunch with little clinical discussion.	
22	Clarify and expand the definition of “Peer Consultation:” Add that acceptable themes for consultation groups can include but are not limited to social justice, history, biography, psychological profiles, politics, cultural issues as they pertain to the understanding of human psychology, policy/politics, emotion, behavior, research, assessment, or treatment.	Reject. The Board is not proposing any additional changes to the definition of “peer consultation.” Per page 4 of the ISR, “This definition serves the goal of broadening the ways CPD hours may be earned, and will allow the accrual of the required hours for activities that some licensees may be engaged in already. In addition, it reduces professional isolation by encouraging discussion in pairs or in groups about one’s practice, and seeking the feedback or suggestions of other licensees engaged in a similar or relatable practice of psychology.” The Board incorporates its response to comment 5 as well.
23	Please specify if the following would qualify as an activity: book clubs, special interest groups, viewing of relevant videos or other recorded media, and client consultations about a particular client.	The Board is not proposing additional changes to the definition of “Academic.” Some of the activities mentioned in this comment are captured in the second modified regulation text.
24	If true, state clearly that “Peer Consultation” does not involve paying or receiving a fee for the activities. If you support providing Clinical Consultation to or obtaining it from a licensed mental health in a 1-to-1 or a group format, for a fee, list it here. Otherwise, please list it under the “Academic” Category, as below, where I discuss its importance.	Reject. The Board is not proposing any additional changes to the definition of “Peer Consultation,” or “Academic.” Per page 4 of the ISR, “Defines “Peer Consultation” as an allowable Professional activity, and describes it as structured and organized interaction, in person or electronically mediated, with colleagues in research groups, reading groups, and/or individual or group case consultations, which is designed to broaden professional knowledge..” The Board incorporates its response to comment 5 and 22 as well.
25	If you agree the above activities should be included in “Peer Consultation,” then please change the name of this activity to “Peer Consultation, Education, or Discussion.”	Reject. The Board is not proposing any additional changes to the names of activities. The Board has determined that the name is sufficient.
26	Clarify that under the definition of “Professional	The plain language defining

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	Services” that one does not have to be on a board or committee to get CPD credit for the stated activities.	professional services in 1397.60.1 includes other (non-paid) options such as editorial boards of peer reviewed journals related to psychology or other related disciplines, or scientific grant review teams. The Board is making substantive additional changes to the definition of “Professional Services.” According to page 5 of the ISR, “[Professional services] helps ensure that the public service work of the profession is supported, and reduces professional isolation by encouraging interactive communications with other licensees and professionals related to the field. In order to specify that these activities are to be outside of or in addition to the licensee’s regular provision of psychological services, this provision excludes fee-for-service activities.” This is supported by the Association of State and Provincial Psychology Boards’ Guidelines (see Underlying Data) on which the board relied in developing this proposal. Minor clarification changes were made in the second modified regulation text.
27	Under “Conference/Convention Attendance:” Please allow and state clearly that attendance can be in person or virtual.	Accept. The Board accepted this change in the second modified regulation text.
28	Under “Conference/Convention Attendance:” Also, add that a half-day attendance will provide 3.0 CPD hours, as some conferences have one or more full days plus a half-day.	Reject. The Board is not proposing to change the requirements of conference attendance. Additionally, the second modified text addresses other conference/convention attendance as a part of “self-directed learning,” within the definition of the Academic category.
29	Under “Attendance at a California BOP Meeting” please allow and clarify that attendance can be in person or virtual.	Accept. The Board accepted this change in the second modified regulation text.
30	Under the “Professional Activities” Category, extremely important for the protection of the public would be obtaining consults for legal and ethical	Reject. The Board is not proposing any additional changes to the “Professional Activities” requirements. The laws and

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	issues that arise in the course of our work.	ethics training is a separate component of CPD requirements. While certain consultations may arise while providing services and may enhance general levels of competence or be ethically required to prevent unprofessional conduct, it is not considered as CPD.
31	Request for “Legal/Ethical Consultation” and that credit be given 0.5 credits allowed for 20 – 40 minutes of consultation and 1.0 CPD credit for 41 - 60 minutes of consultation.	Reject. The Board is not proposing any additional changes to the requirements regarding laws and ethics training, including the name and number of credits given. Per page 9 of the ISR, “The expectation that psychologists complete training in laws and ethics is beneficial to both California consumers and the psychologist as it keeps psychologists up to date on how to practice in a legal and ethical manner. Fewer hours would not allow for adequate learning, and requiring more hours would potentially take away time from other opportunities for CPD.”
32	If you determine that “Professional Activities” should not involve a fee, then please list this under the “Academic” Category or create a fifth Category for this and for providing or obtaining “Clinical Consultation” for a fee.	In the second modified regulation text, the Board clarified that “professional services” do not include fee-for-service. The Board is not making additional changes to the categories, including making a new one or moving activities to a different category.
33	Include the more popular and more intensive taking a quarter, a semester, or a year-long class at any formal post-graduate or post-doctoral program or institute.	It is not necessary to further expand the acceptable Academic options, therefore, the Board is not making additional changes to the requirements for Academic coursework. Per pages 13 and 14 of the ISR, “For “Academic Coursework,” licensees can apply a maximum of 18 hours toward the CPD required for license renewal or reactivation. A single course can only be taken once for each renewal period, each semester unit earned equals six (6) hours of CPD credit and each quarter unit earned equals 4.5 hours of CPD credit (e.g. a three (3) unit semester course counts for 18 hours,

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		and a four (4) unit quarter course counts for 18 hours). Up to half of the CPD credits are allowed for this activity because course content is based on new and emerging research, and course completion will directly impact a licensee's practice."
34	Grant CPD for teaching a quarter, a semester, or a year-long class in a formal post-doctoral or post-graduate program or institute, and for teaching an undergraduate class related to the field of psychology.	Reject. The text allows "Academic Instruction" and "Sponsored CE Instruction" as an acceptable academic activity for CPD. The Board is not proposing any additional changes to acceptable academic activities for CPD.
35	Under "Supervision," change the definition to "Providing Supervision to a trainee seeking licensure requirements, Providing Clinical Consultation to a Licensed Mental Health Practitioner with or without a fee involved (minimum 45-minute sessions), or Receiving Clinical Consultation (minimum 45-minute sessions) from a Licensed Mental Health Practitioner with or without a fee involved. Clinical Consultation can be provided or obtained in a 1-to-1 or a group setting."	The Board is not proposing additional changes to the definition of "Supervision." The existing definition in the second modified regulation text captures the request.
36	Wording "CPD shall be met in the following four categories:" could be interpreted to mean that all four categories must be used. I SUGGEST that this be changed to "CPD may be met from choices among the following four categories as detailed below."	Reject. The Board is not proposing additional changes because the first modified regulation text is clear that CPD must be met using two of the four categories.
37	Consider allowing CPD credits for providing treatment, assessment, administration, or for doing research, just as you do for teaching.	Reject. Changing the four categories falls within the scope of legislative changes, since BPC section 2915 identifies the four categories. Additionally, "Practice Outcome Monitoring," which utilizes assessment practices is allowed in CPD. Per page 10 of the ISR, "While POM allows for assessment and subsequent evolution of one's practice based on feedback from clients, this activity is not widely practiced, and the Board is including this in order to encourage licensees to incorporate POM into their practices."
38	Section (c) 3rd paragraph, Page 8, where "cultural diversity" is defined, add "neurodiversity" in order to	Reject. However, the Board clarified the definitions of "Cultural Diversity"

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	include such things as autism. In this same paragraph, add “ethical, legal, moral, political factors and perspectives” on these topics of Cultural Diversity and Social Justice for clarification.	and “Social Justice” in the second modified text to expand on the topics included in those activities.
39	Have BOP announcements of Board and Committee meetings include: Expected Start and Stop times of meetings, Expected Start and Stop times of any period of time at which a psychologist might be excluded from attendance due to a needed closed-door portion of the meeting.	Reject. The Board does not see that this level of detail is necessary to include in regulations.
40	Substitute the word “course” for the word “unit” if I am correct that a one-semester course worth 3 or 4 academic credits would equal 6 CPD credits.	Reject. Because the word “course” is used in so many ways, the Board does not want to introduce any confusion. The Board has determined “hours” is less vague.
41	In addition to changing this to: “Providing Supervision or Providing Clinical Consultation to a Licensed Mental Health Practitioner or Obtaining Clinical Consultation from a Licensed Mental Health Practitioner,” add, “This record shall include: dates of supervision and a trainee identifier, or dates of Clinical Consultation and an identifier of the Clinical Consultant or the Consultee if providing Consultation.”	Reject. The Board does not find that this level of detail is necessary to include in regulations. Further, it would be inconsistent with the other categories to include the additional information.
42	(k)(2): Each person who applies.... complied with all the requirements of this section within the 24-month period prior to the request to reactive [you mean “reactivate”]	Accept. A non-substantive grammatical change is made in the final text.
43	Add: “...except for claiming credit for convention or conference attendance for a CE activity in addition to claiming this activity in the “Sponsored CE Activity” category.”	Reject as unnecessary. The Board is not proposing any additional changes to the “Sponsored CE” category. Per page 4 of the ISR, “The newly included CPD activities are designed to make use of what research indicates contributes to increased learning and maintenance of competence.” The regulatory text states at 1397.60.1(a)(4): CPD credit may be accrued for “Conference/Convention Attendance” separate from credit earned for completing sponsored CE coursework or sessions at the same conference/convention.

#	Comment	Response
		The Board believes this is sufficient clarification and thus no changes to the text are necessary.
44	In circumstances where a licensee is reactivating or reinstating but has been unable to complete all CPD credits due to health issues, a “Provisional License” or “Conditional License” be granted so a person can begin working legally and accrue CPD concurrently. Regulations should not cause stress.	Reject. This request is not relevant to the scope of this rulemaking package because the Board does not issue “provisional” or “conditional” licenses. The paramount duty of the Board is to protect the public by ensuring that licensees are competent; allowing a delayed CPD compliance for a reactivated/reinstated license would run against this competency requirement. Compliance with regulations that are created to ensure <i>a culture of competence</i> may require vigilance on the part of a licensee but benefit the public at large as well as the profession as a whole.
45	One of the most pronounced effects of CE mandates is to functionally eradicate CE minimalism by adding a legal mandate to the ethical mandates that are otherwise insufficient to ensure a commitment to ongoing professional development among a significant subset (approximately one-quarter) of psychologists. (Supporting mandated CE)	The Board appreciates this comment. California state law, BPC section 2915, requires psychologists to complete 36 hours of approved CPD to renew their licenses. No text changes are required in response to this comment.
46	Didactic methods are relatively ineffective ways to build or maintain professional competencies, and approximately 90% of CE historically consists of didactic “talking heads.”. Different instructional modalities (interaction, behavioral rehearsal, feedback) are strongly linked to increased levels of learning and translation into practice.	The Board appreciates this comment. The CPD text includes numerous activities and methods that are not didactic to obtain credit hours. No text changes are required in response to this comment.
47	There is strong convergence in the field regarding the value of performance review and feedback. This includes peer review and feedback that provides opportunities for the learner to reflect on their performance, measure it against some tangible benchmarks, and adjust or correct subsequent performance accordingly.	The Board appreciates this comment. The CPD text contains numerous activities, including peer consultation, as means to obtain credit hours. No text changes are required in response to this comment.
48	Among the strongest findings in the field is that multiple instructional methods facilitate learning. Seeing, hearing, modeling, discussing, rehearsing, evaluating, and applying material have additive and synergetic value. This is a sensible finding that	The Board appreciates this comment. The CPD text contains numerous activities and methods, including those found in self-directed learning, that allow for more personalized and

#	Comment	Response
	articulates with the longstanding realization that people have different learning styles.	individual learning to obtain credit hours. No text changes are required in response to this comment.
49	Research has repeatedly demonstrated that the opportunity to reflect upon, and evaluate, learning pays significant dividends in a number of ways.	The Board appreciates this comment. The CPD text contains numerous activities, including academic/sponsor-approved CE as well as sponsored CE, as means to obtain credit hours. No text changes are required in response to this comment.
50	The use of “gapping” (e.g. providing leading questions or problems that remain top-of-mind as the learner then proceeds to fill in the puzzle pieces to solve the problem), dashboards, checklists, assessment tools, procedural guidelines, decision trees, and a wide range of other tools have demonstrated significant impacts on levels of learning, retention and subsequent application into practice.	The Board appreciates this comment. The CPD text contains numerous activities as means to obtain credit hours. No text changes are required in response to this comment.
51	Not all CPD activities contribute equally to the objectives of maintaining competence, improving outcomes, or protecting the public. In fact, research has shown that professional psychologists and the public they serve share a strong consensus regarding the differential value of different CPD activities. Formal CE programs, becoming Board Certified, or completing a graduate-level course are all viewed as contributing significantly to all three of the objectives associated with CE. In contrast, sitting on professional boards, teaching an undergraduate course, or assessing client satisfaction are viewed as contributing relatively little to any of the objectives associated with CE.	The Board appreciates this comment. The CPD text contains numerous activities as means to obtain credit hours, including 100% Certification by the American Board of Professional Psychology (ABPP). No text changes are required in response to this comment.
52	“Trust, but Verify” is a well-regarded guideline within CE, and for good reason. An activity that cannot be independently verified by an accountable source cannot be responsive to an audit because an audit of an unverifiable activity amounts to nothing more than a second attestation of completion.	The Board appreciates this comment. The Board regularly conducts audits of psychologists to ensure they have completed the appropriate amount and type of CPD. No text changes are required in response to this comment.
53	I agree with the CPA letter in which they recommend that the implementation date be postponed to January 1, 2022, or later.	Accept. The proposed implementation date of the transition to CPD is January 1, 2023.
54	I agree with the CPA letter in which they recommend allowing participation by electronic means.	Accept. The Board accepted this change in the second modified regulation text.

#	Comment	Response
55	<p>Peer Consultation: I agree with the CPA letter on peer consultation and further suggest clarifying that peer consultation is often provided for a fee.</p> <p>Following the recommendations from CPA, §1376.60(a)(1) could be revised further as follows: A) CPD pursuant to this section may only be obtained through individual or group case consultation, reading groups, or research groups offered in both for-fee and non-fee settings.</p> <p>(This comment was split into two pages accidentally and can be found on pages 31 and 61).</p>	<p>Reject. For further rationale, please see the Board's response to comment 5.</p>
56	<p>I'm worried that the new regulations would limit the number of classes that I could be credited for.</p> <p>Continuing education classes are the foundation for medical professionals of all kinds (Medical Doctors, Physical Therapists, Mental Health Therapists, etc.) and I am not clear why we would need to disrupt what has been the standard for decades.</p>	<p>The Board appreciates this comment. CPD language was updated after the first draft of language was withdrawn from OAL to include more flexibility. The Board sees the second modified regulation text as having an appropriate amount of flexibility for licensees to obtain CPD.</p>
57	<p>I imagine that maybe you are trying to even the playing field with these new guidelines, but I think in the current form, it may limit my colleagues and myself going forward.</p>	<p>The Board appreciates this comment. For further rationale, please see the Board's responses to comments 5 and 123. No additional text changes are required in response to this comment.</p>
58	<p>None of the definitions or examples provided appear to include management activities related to clinical service delivery which clinical psychologists may engage in as part of their professional role and which are arguably analogous, relevant and worthy of credit.</p> <p>Broaden the definitions of the professional service, expert review/consultation, and supervision categories or include a separate category for clinical management activities.</p>	<p>The Board appreciates this comment. The Board is not proposing any additional changes to the four categories, including adding one related to management activities. Supervision is considered an activity under the "Academic" category and licensees claim up to 18 hours related to supervision for CPD.</p> <p>Additionally, the Association of State and Provincial Psychology Boards, as reported in their "ASPPB Guidelines for Continuing Professional Development" (ASPPB Guidelines), listed in the Underlying Data as provided in the ISR, does not have management activities or credit listed as a suggested category. These guidelines do include the American Board of Professional Psychology (ABPP) Board Certification</p>

#	Comment	Response
		as an activity in which a licensee can be assessed on management-related skills.
59	<p>The acceptable content and adequate documentation of self-directed learning remains somewhat unclear.</p> <p>Six hour limit on conference attendance should be raised.</p>	<p>The Board appreciates this comment. The second modified text expands on the definition of “self-directed learning” to include, “attending a webinar that is not sponsor-approved for CE credit, taking academic coursework provided by institutions that do not meet the requirements in section 1397.61.1(b)(1), and conference/convention attendance that does not meet the requirements of section 1397.60.1(a)(4).” Additionally, page 12 of the ISR states that “one full conference/convention day attendance equals one (1) hour credited. Conference and convention attendance is an allowable CPD activity since attendance encourages interaction with peers and with experts in the field and reduces professional isolation. This activity is indirect and non-structured learning by nature, and therefore is limited to six (6) hours of credit.”</p>
60	<p>The CPD Model Regulations focus so narrowly on the delivery of direct clinical services and academic activity that they exclude other viable professional roles that licensed psychologists may fulfill.</p>	<p>The Board appreciates this comment. In its public protection role, direct clinical service is a primary focus for competence. Other roles, however, are also covered by the variety of options provided under CPD. No text changes are required in response to this comment.</p>
61	<p>I would have liked an even more lengthy process for this proposed transition to allow for a more widespread publicity campaign to elicit feedback from stakeholders.</p>	<p>The Board appreciates this comment. The law requiring CPD became effective in 2017. The Board has worked with stakeholders from 2017 to present, including modified text comment periods in response to issues raised. No text changes are required in response to this comment.</p>
62	<p>I would suggest with respect, that these changes be actualized as an option rather than a requirement.</p>	<p>No text changes are required in response to this comment. BPC</p>

#	Comment	Response
		<p>section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Current law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text. Therefore, the Board cannot make CPD requirements optional due to existing statute.</p>
63	<p>I hope that the etiology, foundation, and impetus for this proposed change does not come from an assumption that Psychologists in this State are poorly trained. If that were true, neither CE or CPD is a strategy that could address that concern. Training programs, graduate schools, licensing requirements, and eligibility issues for the exam, would be better targets for remedying this possible issue.</p>	<p>The Board appreciates this comment. California law requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. No text changes are required in response to this comment.</p>
64	<p>I ask you to consider that CPD is something that best takes place, quite naturally and organically, early and mid-career, while in the later years of one's career, professional Psychologists have found their niche, and best serve the public in a focused manner, with a specialty.</p>	<p>The Board appreciates this comment. The variety of CPD options, including professional service, should accommodate different learning styles, as discussed in the ISR. No text changes are required in response to this comment.</p>
65	<p>These proposed CPD changes would impose a hardship on senior psychologists because of age-related issues. I would suggest, with respect, that there would be an exemption for either senior licensees, or licensees who have held that distinction for 30 years plus, in view of this hardship issue, and be granted permission to continue in the current CE model.</p>	<p>The Board appreciates this comment. BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal, regardless of age. Current law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text. Therefore, the Board cannot make CPD requirement exemptions for certain psychologists.</p>
66	<p>I am against any changes at this time. As stated in the proposal those psychologist who are not engaged in peer review, board meeting attendance, teaching and conference attending may incur additional cost beyond what they have been paying.</p>	<p>The Board appreciates this comment; however, the text will not be changed in response. CPD is required per BPC section 2915 and is deemed instrumental to the competency of licensees, which is a public protection issue. In terms of timing, however, modified text has delayed the implementation date.</p>

#	Comment	Response
67	I wish to communicate my enthusiastic support to proposed move to a CPD model. While CEUs are helpful and informative, I believe this model allows greater flexibility in obtaining ongoing credit for professional development through an array of methods.	The Board appreciates this comment. No changes are necessary in response.
68	(Mirroring 69): While well-intended, it doesn't seem that this model works for all psychologists. I feel there should be options for people to get their CPD with at least 30 hours through traditional CE classes and require 2 categories. That will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists."	The Board appreciates this comment. No changes are necessary in response. For further rationale, please see the Board's response to comment 11.
69	While well-intended, it doesn't seem that this model works for all psychologists. I feel there should be options for people to get their CPD with at least 30 hours through traditional CE classes and require 2 categories. That will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists.	The Board appreciates this comment. No changes are necessary in response. For further rationale, please see the Board's response to comment 11.
70	<p>The proposed requirements would significantly reduce the CE goals to enable psychologists to keep pace with the most current scientific evidence regarding assessment, intervention and education as well as important legal, statutory or regulatory issues, and allow psychologists to maintain, develop and increase competencies in order to improve services to the public and enhance contributions to the profession.</p> <p>How will peer consultation be regulated? Peer consultations will defeat the CPD intention without proper documentation.</p>	<p>The Board appreciates this comment. No changes are necessary in response. Per page 2 of the ISR, CPD is a change "that has been recommended by the Association of State and Provincial Psychology Boards (ASPPB) as reported in their "ASPPB Guidelines for Continuing Professional Development" (ASPPB Guidelines)." Additionally, state law requires a psychologist to complete 36 hours of CPD for biennial licensure renewal (BPC section 2915).</p> <p>Peer consultation requires defined recordkeeping and may be audited just as other CPD activities.</p>

#	Comment	Response
71	While I think the model is well-intended, it doesn't seem that this model works for all psychologists. The proposal is financially burdensome and time-consuming. I feel there should be options for people to get their CPD with at least 30 hours through traditional CE classes and then require 2 categories for the remaining 6-hours. This will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists, as well as change the spirit of what the CE requirements were meant to provide.	The Board appreciates this comment. No changes are necessary in response. For further rationale, please see the Board's responses to comments 11, 12, and 13.
72	I feel there should be options for people to get their CPD with at least 30 hours through traditional CE classes and require 2 categories. That will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists.	Reject. For further rationale, please see the Board's responses to comments 11 and 12.
73	Permit all 36 CPD hours to be accrued from the Sponsored Continuing Education category.	Reject. For further rationale, please see the Board's responses above, especially to comments 12 and 13.
74	<p>Allow all 36 CPD hours to be accrued using a combination from the two categories of Sponsored Continuing Education and Self-Directed Learning and therefore increase the limit to 18 hours of Self-Directed Learning (from the proposed 6) and 30 hours of Sponsored Continuing Education (from the proposed 27).</p> <p>Also would appreciate clarification on a specific question. I currently read the California Psychologist magazine published by the California Psychological Association and I earn 3 CE credits per issue when I pass the test. This is a useful way for me to keep current on issues related to the practice of psychology in California. I am assuming that this activity would continue to fall under the CPD category of Sponsored Continuing Education and not under the Academic Self-Directed Learning category. Is this a correct assumption?</p>	<p>Reject. For further rationale, please see the Board's responses above, especially to comments 12 and 13.</p> <p>The Board appreciates this question. This activity would fall under "Sponsored Continuing Education," per CCR 16 § 1397.60.1(c) within the second modified regulation text.</p>
75	I would respectfully request that it not be a *requirement* that there be types of hours from different categories. I would like there to continue to be an option to just do 36 CE credit hours. Some of the categories are not as accessible to all members as others are; whereas CEs are accessible to all.	Reject. For further rationale, please see the Board's response to comment 13.

#	Comment	Response
76	(Agreeing with prior comment) Please respect and value the motivation, goals, and mature decisions that many psychologists already make, honoring the varying ways psychologists learn best; respect the health, family, and other personal pressures on a psychologist during difficult times; respect the needs of and decades of Professional Activities already given by many older psychologists; and encourage the development of specialties through large amounts of well-chosen CE by encouraging but <i>not mandating</i> , the use of more than one category of CPD	Reject. For further explanation, please see the Board's response to comment 11.
77	My request is simple: pandemic or not, I want to be able to obtain ALL of my continuing education hours remotely.	Accept. The Board accepted this change in the second modified regulation text.
78	Attending BOP meetings or professional service on a board should not count as CPD. Writing academic articles don't improve clinical skills. Also, the definitions of the Academic activities are highly restrictive. My requests would make the Academic Category more inclusive and accessible.	For the reasons discussed in the ISR with Underlying Data, and in the response to comment 11, the additional categories were deemed necessary by the Board and no change to the text is needed regarding these comments. The Board accepted the requested change in the first modified regulation text by expanding the definition of "Academic" to include "Self-Directed Learning" and other CPD activities. See also response to comment 12.
79	[Self-Directed Learning] SDL is easily doable but the maximum number of CPD credits for SDL is 6. With Sponsored CE limited to 27 credits (Sponsored CE being accessible by virtually all psychologists), almost all psychologists will still be 3 units short of the 36 required CPD hours, effectively mandating that almost all psychologists must use something from the Professional Activities Category." REQUEST - Attach more credits for this SDL requirement	Reject. For further explanation, please see the Board's response to comment 12.
80	I REQUEST: more video-in-person learning via workshops, group learning, and conference set ups.	Accept. The Board accepted this change in the second modified regulation text.
81	I recommend the Board modify the allowable hours per category to ensure that a combination of any two categories equals the required hours for renewal.	Reject. For further explanation, please see the Board's response to comment 12.

#	Comment	Response
82	<p>I would suggest clarifying that participation on a Program Planning Committee for an APA-approved Continuing Education (CE) Sponsor should be included in this section. §1376.60(a)(3) could be revised further as follows: “Professional Services” means ongoing participation in services related to the field of psychology, or other related disciplines, including but not limited to serving on psychological association boards or committees, participation on a program Planning Committee for an APA-approved Continuing Education (CE) Sponsor, ...”</p>	<p>Reject. The Board is not proposing any additional changes to the definition of “Professional Services.” Per the ISR on page 5, professional services are described as, “ongoing participation in the field of psychology by serving on the boards or committees of professional associations, peer reviewed journals, scientific grant review teams, regulatory bodies, etc. This helps ensure that the public service work of the profession is supported, and reduces professional isolation by encouraging interactive communications with other licensees and professionals related to the field. In order to specify that these activities are to be outside of or in addition to the licensee’s regular provision of psychological services, this provision excludes fee-for-service activities.” See also the responses to comments 26 and 30.</p>
83	<p>I think this section (Self-Directed Learning) is unnecessarily vague and unclear. Does this literally mean that a psychologist keeps track of the time that he or she spends reading journal articles, or a book, a video, or other professional materials, and then reporting this time to the Board, without verifying this through a Continuing Education sponsor?</p>	<p>The Board appreciates this comment. Licensees can utilize the Self-Directed Learning to learn in a setting that does not have an evaluation or specified standards. According to page 15 of the ISR, “Licensees can accrue up to six (6) hours, as this activity enhances their knowledge and skills in particular areas of interest that may not be available through other means of CPD. This activity is also more easily accessible for licensees with geographic or financial challenges, or disabilities. This activity is either self-directed or unapproved through other CPD activities (meaning it lacks the evaluation and standards that sponsor-approved CE webinars, online academic coursework, or conference/convention attendance that relates or applies to psychological practice must meet), and therefore is</p>

#	Comment	Response
		<p>limited to six (6) hours of credit. Documentation of this activity must include: date(s), medium (e.g., book or webinar), topic or title, and total number of hours. A record of this activity must be maintained by the licensee as documentation of compliance to be verified by the Board upon audit.”</p>
84	<p>Cultural Diversity should not be required every cycle. If it is, suggest at least expanding it so that it includes discrimination against mentally ill people and so on. (re: cultural diversity/social justice)</p> <p>Suggest requirement regarding psychopharmacology, holds, conservatorships.</p>	<p>Reject. However, the Board clarified the definitions of “Cultural Diversity” and “Social Justice” in the second modified text to expand on the topics included in those activities.</p> <p>If licensees want to learn more about a particular topic, such as Riese hearing procedures or requirements/effects of holds, then CPD affords them the flexibility to learn about matters in a variety of ways. See the response to comments 11 and 12.</p>
85	<p>Re: ethics requirement: It would be helpful if the text of this section would clarify this. §1376.61 (b) could be revised further as follows: “The training shall include <u>any one or more of the following topics: (a) recent changes/updates on the laws and regulations related to the practice of psychology; recent changes/updates in the Ethical Principles of Psychologists and Code of Conduct published by the American Psychological Association; accepted standards of practice; or other applications of laws and ethics as they affect the licensee’s ability to practice psychology with safety to the public.”</u></p> <p>Requests delay for implementation.</p>	<p>The Board is not proposing additional changes to the laws and ethics coursework requirement. When an update occurs in the American Psychological Association’s Ethical Principles of Psychologists and Code of Conduct, or other standards or laws, it would be expected that a training would cover that. Therefore, the suggested additional language is unnecessary.</p> <p>The Board is delaying implementation, see response to comment 1.</p>
86	<p>The proposed changes to the requirements for CE etc. are not equitable for part-time practitioners.</p>	<p>The Board appreciates this comment. and appreciates all licensees and the value they provide. However, for the same reasons as mentioned in responses to comments 20 and 44, the Board’s mandate of public protection as well as the current law requiring</p>

#	Comment	Response
		<p>CPD, all licensees are held to the same standards.</p> <p>The Board has added greater flexibility with the second modified text as well, and incorporates the responses to comments 11 and 12.</p>
87	<p>I strongly encourage the goal to increase the WAYS in which psychologists obtain CPDs, but vehemently request keeping the minimal requirements to only one or two that are "deal breakers" ...or...alternatively, (my favorite options) keep the wider range of topics in a "minimum set" but make it that ONLY two are required PER RENEWAL.</p>	<p>No changes are made to the text in response to this comment. For further explanation, please see the Board's response to comment 12.</p>
88	<p>I don't think that the current proposal, where there are limits set of how many hours of which type of professional development, is helpful. For example, I would love to be in a peer consultation group, but despite trying, I have not found one available. Perhaps that would change, but even so, there is potential to be some fraud associated with that.</p>	<p>The Board appreciates this comment. Per page 10 of the ISR, "Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.</p>
89	<p>I supervise a group of MFT trainees at CSUN. It's 2 hours of supervision/week. Would this be counted as 2 hours of CPD under the supervision category?</p>	<p>The Board appreciates this question. As described in the ISR, beginning at page 3, there are various ways to complete CPD. One category of CPD is Academic, which includes supervision in 1397.60. As described in 1397.61(e), however, licensees must accrue hours in more than one category (unless that category is Board Certification) to ensure sufficient breadth in learning. Under 1397.61(g)(3), a maximum of 18 hours of documented supervision can count toward the CPD required for license renewal, with one hour of supervision equaling one hour of credit (see ISR, page 14-15).</p>

#	Comment	Response
90	<p>In addition, while I welcome the requirement for Cultural Diversity and Social Justice, it should not be noted that this is also an ethical obligation. [sic]</p> <p>2.01 (b) Where scientific or professional knowledge in the discipline of psychology establishes that an understanding of factors associated with age, gender, gender identity, race, ethnicity, culture, national origin, religion, sexual orientation, disability, language, or socioeconomic status is essential for effective implementation of their services or research, psychologists have or obtain the training, experience, consultation, or supervision necessary to ensure the competence of their services, or they make appropriate referrals, except as provided in Standard 2.02, Providing Services in Emergencies. Am I meeting my ethics requirement by attending a training on issues related to the above AND can that training also count towards the Cultural Diversity and Social Justice requirement?</p>	<p>The Board appreciates this question. Licensees can obtain laws and ethics and cultural diversity/social justice hours through specified means pursuant to the modified regulation text. If a course covers all hours of laws and ethics plus additional hours of CPD, a licensee can note that on the CPD verification form. A licensee would <u>not</u> have the same hours counted twice, once as part of the four categories and once as part of the laws and ethics, but the training could be used for general CPD hours after the Cultural Diversity and Social Justice requirement was met.</p>
91	<p>Academic seems limited; Professional Services is unclear or vague; Conference attendance needs clarification; Peer Consultation needs clarification.</p> <p>As these regulations require participation in activities that are not clearly defined, the board should also specify their enforcement process prior to implementation, specifically around determining eligibility of hours in those areas not clearly delineated.</p> <p>This proposal may cause barriers to part-time practitioners.</p>	<p>The Board appreciates this comment. Please refer to responses to comments 33, 34 (academic), 5, 22 (peer consult), 26, 30 (professional services), 20, 44, and 86 (part time). Conference attendance and Board meeting attendance was clarified in modified text. Additionally, self-directed learning was expanded in modified text.</p> <p>The Board has and will continue to provide audits to enforce the statutory and regulatory requirements as part of its public protection mandate to ensure competency of licensees. Information about enforcement may be found on the Board's website or in the Disciplinary Guidelines (also available on the website).</p>
92	<p>I want you to know that I very strongly agree with everything Dr. Shore wrote to you in this Attachment. Please do reconsider moving forward in this way. I urgently urge you to not proceed with it.</p>	<p>The Board appreciates this comment. Please see the responses to Dr. Shore's comments, which can be found in responses 16 through 43.</p>
93	<p>(Mirroring 69): I feel there should be options for people to get their CPD with at least 30 hours though</p>	<p>Reject. For further rationale, please see the Board's response to comment</p>

#	Comment	Response
	traditional CE classes and require 2 categories. That will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists.	11.
94	In my opinion, I feel there should be options for people to get their CPD with at least 30 hours though traditional CE classes and require 2 categories. That will allow for flexibility rather than have the new CPD become an onerous requirement for many psychologists.	Reject. For further rationale, please see the Board's response to comment 11.
95	I respectfully object to the change in the current continuing education requirements because they force psychologists to use methods that do not suit many of us in terms of how we learn best. I am happy with the current regulations and learn best from the continuing education courses now required.	The Board appreciates this comment. The second modified text has addressed some of the concerns proposed, in that it grants more flexibility and clarifies some definitions.
96	Update language to reflect non-binary identity sensitivity, using "they," "them," or "their" instead of derivatives of "he" and "she."	Accept. For further explanation, please see the Board's response to comment 16.
97	Encourage but not mandate the new Categories, and institute a minimum number of CE unless one achieves ABPP during a licensing period. Provides the following suggestions. a.36 CPD may be made up solely of Sponsored CE (CE), or b.36 CPD may be made up of Sponsored CE + Self-Directed Learning (SDL) by: i. Raising the maximum of allowed CE to 30, with 6 allowed credits of SDL, or ii. Keeping the maximum of CE at 27 and allow up to 9 credits of SDL, or iii. To encourage planned focus on practice areas important to a psychologist's work, allow CPD to be made up of all CE or CE + SDL if the psychologist reaches a minimum of 40, 45 or 50 CE credits (BOP's choice) in a licensing renewal period, with at least 20 or 25 (BOP's choice) units focused in a particular modality of treatment or area of practice, research, or theory.	Reject. For further explanation, please see the Board's response to comment 19.
98	Mandate a minimum of 16 or 20 CE hours. Otherwise, the unmotivated and not very honest psychologist who might pose a risk to the public could get away with taking the 8 required CE hours plus one other 4-hour CE course, claim they read for 6 hours, and claim the maximum 18 hours of peer	Reject. For further explanation, please see the Board's response to comment 13.

#	Comment	Response
	consultation that amounted to (despite what they document) meeting a friend for lunch. Without this mandate and the other changes requested, there is an imbalance of laxity for those with lower motivation and micromanagement of those with higher motivation.	
99	Clarify and expand the definition of “Peer Consultation:” Add that acceptable themes for consultation groups can include but are not limited to social justice, history, biography, psychological profiles, politics, cultural issues as they pertain to the understanding of human psychology, policy/politics, emotion, behavior, research, assessment, or treatment.	Reject. For further explanation, please see the Board’s response to comment 22.
100	Please specify if the following would qualify as an activity: book clubs, special interest groups, and viewing of relevant videos or other recorded media.	Reject. For further explanation, please see the Board’s response to comment 23.
101	If true, state clearly that “Peer Consultation” does not involve paying or receiving a fee for the activities. If you support providing Clinical Consultation to or obtaining it from a licensed mental health in a 1-to-1 or a group format, for a fee, list it here. Otherwise, please list it under the “Academic” Category, as below, where I discuss its importance.	Reject. For further explanation, please see the Board’s response to comment 24.
102	Clarify that under the definition of “Professional Services” that one does not have to be on a board or committee to get CPD credit for the stated activities.	Reject. For further explanation, please see the Board’s response to comment 26.
103	Under “Conference/Convention Attendance:” Please allow and state clearly that attendance can be in person or virtual.	Accept. The Board accepted this change in the second modified regulation text.
104	Under “Conference/Convention Attendance:” Also, add that a half-day attendance will provide 3.0 CPD hours, as some conferences have one or more full days plus a half-day.	Reject. For further explanation, please see the Board’s response to comment 28.
105	Under “Attendance at a California BOP Meeting” please allow and clarify that attendance can be in person or virtual.	Accept. The Board accepted this change in the second modified regulation text.
106	Under the “Professional Activities” Category, extremely important for the protection of the public would be obtaining consults for legal and ethical issues that arise in the course of our work.	Reject. For further explanation, please see the Board’s response to comment 30.
107	Request that credit be given 0.5 credits allowed for 20 – 40 minutes of consultation and 1.0 CPD credit	Reject. For further explanation, please see the Board’s response to comment

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	for 41 - 60 minutes of consultation.	31.
108	Include the more popular and more intensive taking a quarter, a semester, or a year-long class at any formal post-graduate or post-doctoral program related to the field of psychology that meets weekly (or hourly equivalent if a weekend program) for at least a full academic year, and offers a Degree, Diploma, or Certificate.	Reject. For further explanation, please see the Board's response to comment 33.
109	I request that you also grant CPD for teaching a quarter, a semester, or a year-long class in a formal post-doctoral or post-graduate program or institute, and for teaching an undergraduate class related to the field of psychology.	Reject. For further explanation, please see the Board's response to comment 34.
110	Under "Supervision," change the definition to "Providing Supervision to a trainee seeking licensure requirements, Providing Clinical Consultation to a Licensed Mental Health Practitioner with or without a fee involved (minimum 45-minute sessions), or Receiving Clinical Consultation (minimum 45-minute sessions) from a Licensed Mental Health Practitioner with or without a fee involved. Clinical Consultation can be provided or obtained in a 1-to-1 or a group setting."	Reject. For further explanation, please see the Board's response to comment 35.
111	CPD shall be met in the following four categories:" could be interpreted to mean that all four categories must be used. I SUGGEST that this be changed to "CPD may be met from choices among the following four categories as detailed below."	Reject. For further explanation, please see the Board's response to comment 36.
112	Consider allowing CPD credits for providing treatment, assessment, administration, or for doing research, just as you do for teaching.	Reject. For further explanation, please see the Board's response to comment 37.
113	Section (c) 3rd paragraph, Page 8, where "cultural diversity" is defined, add "neurodiversity" in order to include such things as autism. In this same paragraph I also suggest adding "ethical, legal, moral, political factors and perspectives" on these topics of Cultural Diversity and Social Justice for clarification.	Reject. For further explanation, please see the Board's response to comment 38.
114	Please have BOP announcements of Board and Committee meetings include: Expected Start and Stop times of meetings, Expected Start and Stop times of any period of time at which a psychologist might be excluded from attendance due to a needed closed-door portion of the meeting.	Reject. For further explanation, please see the Board's response to comment 39.

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115	I would suggest just substitute the word “course” for the word “unit” if I am correct that a one-semester course worth 3 or 4 academic credits would equal 6 CPD credits.	Reject. For further explanation, please see the Board’s response to comment 40.
116	REQUEST: In addition to changing this to: “Providing Supervision or Providing Clinical Consultation to a Licensed Mental Health Practitioner or Obtaining Clinical Consultation from a Licensed Mental Health Practitioner,” add, “This record shall include: dates of supervision and a trainee identifier, or dates of Clinical Consultation and an identifier of the Clinical Consultant or the Consultee if providing Consultation.”	Reject. For further explanation, please see the Board’s response to comment 41.
117	Each person who applies.... complied with all the requirements of this section within the 24-month period prior to the request to reactive [you mean “reactivate”]	Accept. A non-substantive grammatical change is made in the final text.
118	Add: “...except for claiming credit for convention or conference attendance for a CE activity in addition to claiming this activity in the “Sponsored CE Activity” category.”	Reject. For further explanation, please see the Board’s response to comment 43.
119	Request a “Provisional License” be granted so that the person can be licensed, begin working legally, and concurrently begin to accrue CPD [in the event of unforeseen circumstances]. Assuming the person does accrue the required CPD over these next two years, the next license renewal provides the full license again and the person no longer will need a “Provisional License.”	Reject. For further explanation, please see the Board’s response to comment 44.
120	I strongly suggest to allow more than 27-36 CE to be obtained in the traditional manner that we were able to obtain so far while in addition allowing psychologists who wish to use the other categories proposed in these regulations to do so. Please provide choices rather than determine for us how to be engaged in our learning.	Reject. For further explanation, please see the Board’s responses to comments 11 and 13.
121	I am writing in support of the Board of Psychology for the new Continuing Professional Development (CPD) model, which will promote a more flexible, meaningful and engaged process for license renewal.	The Board appreciates this comment. No changes are necessary in response.
122	These regulations increase the number of minimum requirements (which were already quite time consuming and cost prohibitive for many) and creates an almost incomprehensibly complex set of	The Board appreciates this comment; however, refers in general to the ISR, Underlying Data, and responses to comments 11, 86, and 123. No

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	rules and regulations which of course significantly increases the chance of error for those fulfilling these requirements.	changes to the text are necessary in response to this comment.
123	Proposal is too burdensome and Peer consultation is ambiguous. I believe there should be only two categories with at least 30 hours of CPD through the traditional CE classes.	The Board appreciates this comment. BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Current law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text. Therefore, the Board cannot make CPD requirements optional due to existing statute. See also responses to comments 5, 22, and 86. No changes to the text are necessary in response to this comment.
124	I object strongly to the new BOP rules for obtaining 36 hours of continuing education for psychologists that would take effect in January 2021.	The Board appreciates this comment. The number of required hours of CPD will not change with the second modified text because it is a statutory requirement pursuant to BPC section 2915. However, the Board has accepted a change to push back the implementation date to January 1, 2023. The Board incorporates the response to comment 123.
125	Continuing Professional Development,” the word “consumer” appears only once. This fleeting and singular reference to the consumer is one basis for my concern. While the document states, “the benefit for California consumers is that licensed psychologists will be required to participate in more varied professional development activities . . . ” this alleged benefit is not explained.	The Board appreciates this comment. As stated in the ISR on page 24, “This regulatory proposal benefits the health and welfare of California residents because it will continue to protect the consumers by assuring those providing psychological services are receiving a broad range of education to maintain and retain competency.”
126	CPD is too extravagant. Numerous conversations about licensees moving towards early retirement are being shared on a regular basis, and those expecting to close their practices cite the anticipation of CPD. Because most of their hours are allocated for clinical work, smaller part-time practices will be eclipsed. Even for full-time practices, auxiliary functions will take the place of some direct services, and professional development will be achieved by	The Board appreciates this comment. Per page 1 of the ISR, CPD was designed to ensure “the safe and ethical practice of psychology requires that psychologists continue to update their knowledge and skills throughout their professional career. It is expected that psychologists maintain their competence based on advances in

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	cannibalizing our consumers. For those of us struggling to accommodate all these consumer needs, we are afraid of losing any practitioners during this time when people need us the most.	theory, practice, and empirical research. Participation in CE is one way that psychologists maintain and enhance their knowledge and skills...” The Board incorporates responses to comments 86 and 123 here.
127	Opposition to Trends in Education and Safety. In the face of global changes, the Board is now out of sync with other trends. This creates ethical, professional, and personal conflicts that cannot easily be reconciled.	The Board appreciates this comment. Changes to California’s CE process has been recommended by the Association of State and Provincial Psychology Boards, as reported in their “ASPPB Guidelines for Continuing Professional Development” (ASPPB Guidelines), listed in the Underlying Data as provided in the ISR. In addition, trends towards remote attendance have been incorporated into modified text.
128	New standard is ambiguous. Yet, if the Board errs on trusting our judgment by creating an “honor system,” will some psychologists take advantage, thus lowering the standard of competency?	The Board appreciates this comment but has determined that the regulations, as modified, are sufficiently clear. The Board will audit for compliance, as required. The Board incorporates its response to comment 123 and determines that no changes to the text are necessary based upon this comment.
129	Factors outside of control may prevent publication or conferences. Even Board of Psychology meetings are relatively few in number, and cannot accommodate all who may wish to attend.	The Board appreciates this comment and acknowledges that life is sometimes uncertain, which has always been the case. The Board has accepted changes to the modified text that allows for virtual participation in Board of Psychology meetings.
130	We ask, respectfully, that you not move us towards an abstract ideal – one that existed in another historical timeline.	The Board appreciates this comment. The Board incorporates its response to comment 123 and determines that no changes to the text are necessary based upon this comment.
131	I suggest that time spent accruing hours in the categories be more flexible allowing psychologists the individual pursuit of their interests in gaining greater competency. CE seminars versus conference attendance is unclear.	Reject. For further explanation, please see the Board’s responses to comments 11 and 13.

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132	The required 4 hours of ethics/legal every 2 years makes perfect sense and is likely the best way to insure consumer protection.	The Board appreciates this comment. No changes to the text are necessary in response.
133	The 4 hours per period of coursework in diversity and social justice issues seems like overkill and politically motivated.	<p>The Board appreciates this comment. The Association of State and Provincial Psychology Boards, as reported in their “ASPPB Guidelines for Continuing Professional Development” (ASPPB Guidelines), listed in the Underlying Data as provided in the ISR, refers to multicultural competence as areas of competency identified by a national sample of psychologists. As described in the ISR beginning on page 9, “This requirement has been added because California is a large and diverse state with many minority populations who have been historically underserved by the psychological profession. Increasing access to psychological services for all Californians is a priority for the Board and requiring that all psychologists complete four (4) hours of CPD in these areas will expose more professionals to these important topics as well as increase the knowledge base of licensees when providing services to California’s diverse population. Fewer hours would not allow for adequate learning, and requiring more hours would potentially take away time from other opportunities for CPD.”</p> <p>No changes to the text are necessary in response.</p>
134	At most, I would suggest a one-time requirement [for diversity and social justice], as is required for geriatric issues, child abuse, and most recently suicide prevention.	For the reasons listed in the response above (133), a one-time requirement was deemed not enough. No changes to the text are necessary in response.
135	<p>I believe that the BOP is over-regulating with the distribution of hours per category. I would hope that psychologists be able to fulfill their continuing education requirements solely with continuing education.</p> <p>How would peer consultation be measured? Not</p>	<p>The Board appreciates this comment and incorporates its response to comments 5, 11, 12, 22, 26, and 123. The Association of State and Provincial Psychology Boards’ Guidelines (see Underlying Data) on which the board</p>

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	practical. Board service does not increase competency.	relied in developing this proposal supports professional association work. At page 15, they state: "Professional Activities' refers to ongoing participation in professional associations and other professional organizations. This helps to ensure that the public service work of the profession is supported and helps to reduce professional isolation. No changes to the text are necessary in response.
136	Expanding this requirement to include peer consultation, teaching, supervising, etc. is a plus.	The Board appreciates this comment. No changes are necessary in response.
137	I implore that the BOP not make this a minus by micromanaging the allocation of time.	The Board appreciates this comment and incorporates its response to comment 13. No changes to the text are necessary in response.
138	This proposal is limiting. Please consider a more inclusive list that holds more options, not fewer.	The Board appreciates this comment and incorporates its response to comment 123. The second modified regulatory text expands options for obtaining CPD by attending a Board of Psychology meeting virtually and by including attending a webinar that is not sponsor-approved for CE credit, taking academic coursework provided by institutions that do not meet the requirements in section 1397.61.1(b)(1), and conference/convention attendance that does not meet the requirements of section 1397.60.1(a)(4). No changes to the text are necessary in response.
139	I would like to respectfully suggest that the proposed regulations allow for psychologists to have the option of gaining all 36 units through traditional continuing education courses.	Reject. For further explanation, please see the Board's responses to comments 13 and 123. No changes to the text are necessary in response.
140	I read Karen Shore's brilliant response, and I am in complete agreement with her on all her points.	The Board appreciates this comment. Please see the responses to Dr. Shore's comments, which can be found in responses 16 through 43. No changes to the text are necessary in response.

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141	<p>Encourage but not mandate the new Categories, and institute a minimum number of CE unless one achieves ABPP during a licensing period. Provides the following suggestions.</p> <p>a.36 CPD may be made up solely of Sponsored CE (CE), or</p> <p>b.36 CPD may be made up of Sponsored CE + Self-Directed Learning (SDL) by:</p> <p>i. Raising the maximum of allowed CE to 30, with 6 allowed credits of SDL, or</p> <p>ii. Keeping the maximum of CE at 27 and allow up to 9 credits of SDL, or</p> <p>iii. To encourage planned focus on practice areas important to a psychologist's work, allow CPD to be made up of all CE or CE + SDL if the psychologist reaches a minimum of 40, 45 or 50 CE credits (BOP's choice) in a licensing renewal period, with at least 20 or 25 (BOP's choice) units focused in a particular modality of treatment or area of practice, research, or theory.</p>	<p>Reject. For further explanation, please see the Board's response to comment 19. No changes to the text are necessary in response.</p>
142	<p>If none of the above are chosen for all, institute one of these once a person reaches the age of 65, 70, or 75 (your choice).</p>	<p>Reject. For further explanation, please see the Board's responses to comments 20 and 44. No changes to the text are necessary in response.</p>
143	<p>Mandate a minimum of 16 or 20 CE hours so that "CE minimalists" who might pose a risk to the public can't get away with taking the 8 required CE hours plus one other 4-hour CE course, claim they read for 6 hours, and claim the maximum 18 hours of peer consultation that amounted to meeting a friend for lunch with little clinical discussion.</p>	<p>Reject. For further explanation, please see the Board's response to comment 13. No changes to the text are necessary in response.</p>
144	<p>I believe that one should be able to count either undergraduate or graduate level psychology courses.</p>	<p>Reject. For further explanation, please see the Board's response to comment 34. No changes to the text are necessary in response.</p>
145	<p>Overall, I support the ideas Dr. Shore put forth in her document to the board.</p>	<p>The Board appreciates this comment. Please see the responses to Dr. Shore's comments, which can be found in responses 16 through 43.</p>
146	<p>Perhaps a greater number of units than 18 plus one of your recently required categories may be more beneficial in achieving the goal of enhancing our knowledge and skills which should be the ultimate intent behind professional development.</p>	<p>Reject. For further explanation, please see the Board's response to comment 13. No changes to the text are necessary in response.</p>

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147	We are already in October 2020 and this proposed change has yet to be approved. If it does get approved, it will likely be in December, which doesn't give those who have to renew in January or February enough time to fulfill the new requirements.	The Board appreciates this comment. The proposed implementation date of the transition to CPD is January 1, 2023 within the second modified regulation text, giving ample time for licensees to adapt.
148	The proposed changes seem more applicable for psychologists who see clients, are in mentoring or supervisory positions, or teach courses; it doesn't seem to consider psychologists who work in administrative positions.	The Board appreciates this comment and incorporates its response to comment 60. No changes to the text are necessary in response.
149	This proposal doesn't consider the current pandemic and the challenges of obtaining continuing professional development when many psychologists are teleworking.	The Board appreciates this comment. The second modified regulatory text expands options for obtaining CPD by attending a Board of Psychology meeting virtually and by including attending a webinar that is not sponsor-approved for CE credit, taking academic coursework provided by institutions that do not meet the requirements in section 1397.61.1(b)(1), and conference/convention attendance that does not meet the requirements of section 1397.60.1(a)(4).
150	Another concern is the tracking of one's activities, which seems to be based on the honor system. There should be a standard form to track one's activity and further guidance should be given on a better way to confirm that it occurred.	The Board appreciates this comment. The Board does not see that it is necessary to create a form for licensees to track their CPD. No changes to the text are necessary in response.
151	Concern that regarding the proposed expansions is that many are activities that psychologists are ALREADY doing, not expanding knowledge. i do not automatically assume giving credit for work we are already doing (e.g., teaching at the graduate level, providing supervision, doing research, engaging in consultation with colleagues, attending conferences) increases new knowledge.	The Board appreciates this comment. Per page 3 of the ISR, "The current definitions provided only cover a limited number of CE activities, and current research has indicated that such types of learning activities, while effective at maintaining knowledge, have not been demonstrated to be very effective in maintaining the other aspects of competence. Accordingly, they are being replaced with a broader variety and number of CPD activities as the Board transitions to the CPD model. The new definitions outline

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		<p>specific activities in each of the four acceptable categories of learning activities that count towards CPD, and reflect those activities outlined in the ASPPB guidelines.” No changes to the text are necessary in response.</p>
152	<p>another of my concerns regarding the proposed expansions is WHO will be defining WHAT is an acceptable experience or not that will earn the units.</p> <p>i attend conferences outside of psychology such as those related to gender or the NCAA inclusion forum addressing diversity in the area of athletics. will these be included in the proposed conference area? another example is i read a lot of books that have nothing to do with practice of psychology that deeply inform how i practice as a psychologist (e.g., radical feminist theory, race theory, LGBTQ history, poetry by lesbians of color). will these books be deemed acceptable for units or not? i have many other examples of the bias that can happen in decision-making, but these two make my point.</p>	<p>The Board appreciates this comment and these questions. The second modified regulation text identifies and defines 15 activities grouped under four categories and defines how a licensee can obtain CPD for cultural diversity/social justice and laws and ethics subjects.</p> <p>The regulation text also defines self-directed learning, which “means independent educational activities focused on maintaining, developing, or increasing conceptual and applied competencies that are relevant to psychological practice, education, or science, reading books or peer-reviewed journal articles, watching videos or webcasts, or listening to podcasts, attending a webinar that is not sponsor-approved for CE credit, taking academic coursework provided by institutions that do not meet the requirements in section 1397.61.1(b)(1), and conference/convention attendance that does not meet the requirements of section 1397.60.1(a)(4).” The activities mentioned in the comments of reading books and attending non-sponsored conferences fall under self-directed learning.</p> <p>As “psychological practice” is different for every licensee, it is the responsibility of the licensee to explain how the specific items claimed under self-directed learning are relevant to</p>

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		<p>that practice.</p> <p>No changes to the text are necessary in response because the text provides clear definitions of approved activities.</p>
153	<p>finally, i am concerned that this expansion will lead to more psychologists scamming this continuing education system. because i can just count what i am already doing, i do not have to actually make an effort in the continuing education process, one of the scams is simply not doing any real new learning.</p>	<p>The Board appreciates this comment. The Board has decided to allow licensees to utilize self-certification as a means of providing proof for completing certain activities, specifically peer consultation. The Board finds peer consultation to be especially important to ensuring implementation of new techniques or previously learned subject matter into practice and reduces professional isolation.</p> <p>While the Board expects professional behavior from all of its licensees, it also requires documentation for all activities, even the self-certifiable CPD activities for purposes of audits.</p> <p>The Board conducts random audits as a means of oversight and as a deterrent against dishonest behavior by licensees in reporting CPD. No changes to the text are necessary in response.</p>
154	<p>Have the regulations take effect January 1, 2022.</p>	<p>Accept. The proposed implementation date of the transition to CPD is January 1, 2023.</p>
155	<p>Clarification of 1397.60 (a) (3) Professional services “.....separate and apart from a <u>fee for service arrangement</u>”. Clarify whether program development and evaluation activities that are a part of one’s employment count to fulfill this activity.</p>	<p>The Board appreciates this comment. Under CCR 16 §1397.60.1(a)(3) in the second modified regulation text, the “fee-for-service” component refers to “peer consultation” services, which is identified in CCR 16 §1397.60.1(a)(1). Additionally, under CCR 16 §1397.60.1(a)(3) clarifies the following meets the definition of professional services: “serving on psychological association boards or committees, editorial boards of peer reviewed</p>

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		<p>journals related to psychology or other related disciplines, scientific grant review teams, and boards of regulatory bodies; program development; and evaluation activities.”</p> <p>This sentence has been modified for clarity. Professional services are not separately funded activities but are ancillary to one’s primary work and for the greater good of the profession.</p>
156	<p>Despite the Proposal mandating two of the four categories for CPD, in reality because neither (2) Academic Activities (except for SDL) nor (4) ABPP Diplomate status is realistically attainable for most of us, only the remaining two, (1) Professional Activities and (3) Sponsored CE are actually within reasonable grasp. Limiting CE to 27 hours with an additional six hours of SDL means that three more hours must come from the (1) Professional Activities Category.</p>	<p>The Board appreciates this comment. Per pages 10 and 11 of the ISR, “licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.” No changes to the text are necessary in response.</p>
157	<p>Burdensome. I am requesting that the 36-hour CE units suffice as one option from a menu of options for CPD.</p>	<p>Reject. For further explanation, please see the Board’s response to comment 13. No changes to the text are necessary in response.</p>
158	<p>I am writing in support of the proposed changes to CPD put forth by Karen Shore, Ph.D. Burdensome, expensive, should be easier for seniors.</p>	<p>The Board appreciates this comment. Please see the responses to Dr. Shore’s comments, which can be found in responses 16 through 43, and also the responses to comments 20 and 60. The modified text expands opportunities by providing for virtual attendance, which should ease travel and monetary considerations.</p>
159	<p>If you are offering these new categories as options - fine. When you are making it mandatory to meet requirements in each category, I have a deep, deep resentment of your perceived impression of us as professionals.</p>	<p>The Board appreciates this comment. BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Law states that CPD means certain learning activities approved in four</p>

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		different categories, as specified in the regulatory text. No changes to the text are necessary in response.
160	Please stop with the micromanaging. Please consider those of us who work in non-traditional milieus. Please consider that we are adults and able to manage our own education and practices. Please allow us freedom of education.	The Board appreciates this comment and hereby incorporates its responses to comments 60 and 123. No changes to the text are necessary in response.
161	First, there needs to be clarification about activities that fall into multiple categories. For instance, the annual CPA or APA conventions may be properly classified as both Conference/Convention Attendance and Sponsor-Approved CE Instruction.	The Board appreciates this comment and incorporates its response to comment 43, above. No text changes necessary.
162	Specifically, professional development activities, similar to the APA or CPA conventions discussed above that have traditionally fallen into the Conference/Convention Attendance category have had the multiple sessions that are included in the description. However, in the reality of corona, conventions are going virtual and there are not multiple, concurrent sessions offered. Rather, sessions are virtual, either pre-recorded or live, and are presented in sequence, often over the course of several days or weeks.	The Board appreciates this comment. The second modified regulation text now allows licensees to obtain CPD through virtual or in-person conferences and conventions.
163	Third, it may be useful to include language to the effect of the following for both the Ethics and Diversity/Social Justice requirements. “	Accept. The second modified regulation text contains definitions of “social justice” and “cultural diversity.”
164	Fourth, under which category would reading BOP Public Notice of Proposed Regulatory Action and participating in public comment be properly categorized? It appears as though it could be placed under either Professional Services or Self-Directed Learning.	The Board appreciates this question. For reviewing regulations that could affect the field of psychology as impacting a licensee individually, self-directed learning may be the option for most licensees. However, if reviewing regulatory text is done in the role of a board or professional organization member, then it could fall under professional services because the impacts being assessed while reviewing would be that of the board or organization. No text changes are deemed necessary in response to this comment.
165	Burdensome, especially to older licensees. Encourage but not mandate the new Categories, and	The Board appreciates the comment but will not be making text changes in

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	<p>institute a minimum number of CE unless one achieves ABPP during a licensing period. Provides the following suggestions.</p> <p>a.36 CPD may be made up solely of Sponsored CE (CE), or</p> <p>b.36 CPD may be made up of Sponsored CE + Self-Directed Learning (SDL) by:</p> <p>i. Raising the maximum of allowed CE to 30, with 6 allowed credits of SDL, or</p> <p>ii. Keeping the maximum of CE at 27 and allow up to 9 credits of SDL, or</p> <p>iii. To encourage planned focus on practice areas important to a psychologist's work, allow CPD to be made up of all CE or CE + SDL if the psychologist reaches a minimum of 40, 45 or 50 CE credits (BOP's choice) in a licensing renewal period, with at least 20 or 25 (BOP's choice) units focused in a particular modality of treatment or area of practice, research, or theory.</p>	<p>response. For further explanation, please read the Board's responses to comments 19 and 20.</p>
166	<p>Please mandate a minimum of 16 or 20 CE hours.</p>	<p>The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 13.</p>
167	<p>Add in the definition that acceptable themes for consultation groups can include but are not limited to social justice, history, biography, psychological profiles, politics, cultural issues as they pertain to the understanding of human psychology, policy/politics, emotion, behavior, research, assessment, or treatment.</p>	<p>The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 22.</p>
168	<p>Under "Conference/Convention Attendance:" Please allow and state clearly that attendance can be in person or virtual.</p>	<p>Accept. The Board accepted this change in the second modified regulation text.</p>
169	<p>Also, add that a half-day attendance will provide 3.0 CPD hours, as some conferences have one or more full days and a half-day.</p>	<p>The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 28.</p>
170	<p>Under "Attendance at a California BOP Meeting" please allow and clarify that attendance can be in person or virtual.</p>	<p>Accept. The Board accepted this change in the second modified regulation text.</p>
171	<p>Include the more popular and more intensive taking a quarter, a semester, or a year-long class at any formal post-graduate or post-doctoral program</p>	<p>The Board appreciates the comment but will not be making text changes in response. For further explanation,</p>

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	related to the field of psychology that meets weekly (or hourly equivalent if a weekend program) for at least a full academic year, and offers a Degree, Diploma, or Certificate.	please see the Board's response to comment 33.
172	Postpone the implementation date to January 1, 2022, or later. The date of January 1, 2021 is impractical due to the current state of emergency due to the COVID-19 pandemic. In addition, maintain a transitional year subsequent to the implementation date, as per Section 1397.61 (m).	Accept. The proposed implementation date of the transition to CPD is January 1, 2023 within the second modified regulation text.
173	Modify Section 1397.60(a)(4) to allow Conference/Convention attendance to include virtual attendance. In-person attendance should not be required at this time given the COVID-19 pandemic and the need to quarantine and social distance. This also should extend beyond the current state of emergency and potentially not be required in the future for public safety issues.	Accept. The Board accepted this change in the second modified regulation text.
174	Modify Section 1397.61 to allow licensees increased flexibility in implementing our own professional development plans. This would respect individual differences in learning styles and type of practice. I prefer to take sponsored CE courses and consistently exceed the current mandate of 36 hours for license renewal. In future, I would like to see this preference translate into an option where one can obtain all required CE hours in the form of sponsored CE courses.	The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 11.
175	<p>Further to the above, I request the option of allowing all CE hours be accrued with a combination of sponsored CE courses plus self-directed learning. I request that the number of hours that can be accrued via sponsored CE be expanded to 30 (from the proposed 27). This, in addition to the six (6) allowable hours through self-directed learning would equal the 36 total CPD hours required for licensure renewal. This option would maintain the requirement of participation in at least two categories.</p> <p>Suggest that research for publications have nine credits offered, even if the final product is not published.</p>	<p>The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 12.</p> <p>Within the CPD regulation text, there are only two acceptable methods for utilizing peer-reviewed publications for CPD: a licensee can publish a peer-reviewed product, providing a publication date that must be within the renewal period; or a licensee can provide the Board with a "letter of acceptance," meaning the publication will be in print in the future, or is at least planned to be printed, even if</p>

#	Comment	Response
		<p>external factors intervene to prevent actual publication. The letter of acceptance must also be dated within the renewal period. The Board will accept either one for the same peer-reviewed publication, and a publication may only be counted once. The acceptance letter or actual publication ensures that the product is a valid and valued addition to the field of psychology.</p> <p>Additionally, the Underlying Data section of the ISR lists the Association of State and Provincial Psychology Boards, as reported in their “ASPPB Guidelines for Continuing Professional Development” (ASPPB Guidelines). Within these guidelines, ASPPB used 40 as the recommended required number of CPD for renewal. Out of the 40, they allocate 10 to Publications (25%). Our model has a max of 36, which makes 9 hours the equivalent percentage. Also, the Board allows 27 hours of traditional CE; publication allows the licensee to use 9 hours to complete the CPD for that renewal cycle.</p>
176	<p>Provide clarification on Section 1397.60(a)(1) regarding the type of consultation where licensees could receive credit for “peer consultation.” I routinely consult with other psychologists on diagnosing and treatment planning.</p>	<p>The Board appreciates the comment but will not be making text changes in response. The Board is not proposing any additional changes to the definition of “peer consultation.” Per page 4 of the ISR, peer consultation is described as, “structured and organized interaction, in person or electronically mediated, with colleagues in research groups, reading groups, and/or individual or group case consultations, which is designed to broaden professional knowledge.” The Board hereby incorporates its responses to comments 5 and 23.</p>

#	Comment	Response
177	Further to the above, only a patient's initials or number should be used as a "client identifier" in peer consultation. No confidential information should be required to obtain credit for CDP.	The Board appreciates the comment but will not be making text changes in response. For further explanation, please see the Board's response to comment 7.
178	I request that documentation be reduced and simplified as much as possible in the proposed CDP. As it stands, the lengthy, detailed documentation that is required for CDP is not feasible.	The Board appreciates the comment but will not be making text changes in response. While other commenters have asked for forms to log CPD, or further details to be recorded, the Board has sought of middle ground of requiring the least intrusive documentation that will still allow the Board to exercise its public protection mandate by auditing for compliance. The Board has not received a more effective and less intrusive method as a suggestion.
179	I support the letter submitted by CPA and letters submitted by my CPA colleagues, notably Dr. Karen Shore.	The Board appreciates this comment. Please see the responses to CPA's letter, which can be found in responses 1 through 13. Additionally, please see the responses to Dr. Shore's comments, which can be found in responses 16 through 43.
180	A writer resubmitted Dr. Karen Shore's letter.	The Board appreciates this comment. Please see the responses to Dr. Shore's comments, which can be found in responses 16 through 43.
181	I suggest you allow renewal based on 36 hours of CEUs and then add some other optional categories for credits.	Reject. For further explanation, please see the Board's response to comment 12.
182	Ask for feedback on options chosen when renewal time comes around. We are, in the majority, mature people and should not be over-supervised.	The Board appreciates this comment. Licensees may always contact the Board with suggestions to better improve the Board's regulations. Further, polling or surveying licensees is not something that is required to be set in regulation, therefore this response requires no changes to the text.
183	I request that due to COVID-19, the Board postpone the implementation of the CPD until at least 2022.	Accept. The proposed implementation date of the transition to CPD is January 1, 2023 within the second modified regulation text.

#	Comment	Response
184	I have no objection to the grounds for the CPD change.	The Board appreciates this comment. No changes are necessary in response.
185	<p>You present the CPD as making more activities "available", when in fact it is not available but REQUIRED. This is not an expansion; it is a restriction.</p> <p>You do not cite research. Peer Consultation seems like an excellent addition, but reporting seems lax. POM is probably not a viable option for clinicians who have not maintained statistical prowess. Professional Service seems good to add but where is the research that it adds to competency? There are other ways to engage without the few associations. Conferences versus CE is confusing. Consultation makes sense.</p> <p>Virtual attendance is more viable and should be allowed.</p>	<p>The Board appreciates this comment but will not be making text changes in response. BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text. The Board cited research in the Initial Statement of Reasons, and listed documents relied upon in the Underlying Data section. The Board incorporates its response to comments 26, 37, 43, 178, 192.</p> <p>The Board provided for virtual attendance at Board meetings in the second modified regulation text.</p>
186	<p>To limit the teaching options to only graduate teaching does not seem well thought out. The absence of time spent teaching undergraduate studies seems amiss. Self-Directed Learning is a nice addition but may be inequitable relative to teaching.</p> <p>Supervision is an obvious skill builder but has a liability – need changes to the limits of liability to the supervisor.</p> <p>How does one judge publications?</p>	<p>The Board appreciates this comment. The text allows “Academic Instruction” and “Sponsored CE Instruction” as an acceptable academic activity for CPD. The Board is not proposing any additional changes to acceptable academic activities for CPD.</p> <p>Supervisor liability is not within the scope of this rulemaking.</p> <p>The Board incorporates its responses to comments 59, 83, and 175.</p>
187	The requirement for law and ethics each renewal period seems like a minimum; it seems this could be moved to 8 hrs. in light of the infringements regularly reported to the board.	The Board appreciates this comment. No changes are necessary in response.
188	<p>The addition of Cultural Diversity and/or Social Justice requirement seems important to add, just as the board has added training on suicidality or domestic violence. However, every four years seems over the top.</p> <p>Board practice seems nonapplicable. Licensees should be able to choose and not have CPD</p>	The Board appreciates this comment and incorporates its responses to comments 26, 123, and 133. No changes are necessary in response.

#	Comment	Response
	mandated.	
15-Day Comment Period (12/15/2020 through 1/6/2021)		
189	The first is in regards to understanding the difference between a full day conference (6 hours) and sponsor approved CE courses (18 hours). Most conferences I attend include more than 6 hours of CE's. Will this mean that a conference that may not offer as many, if any APA approved CE's could be counted up to the 6 hours if they are still relevant to the field?	The Board appreciates this question; however, it does not fall within the scope of the changes made to the first modified regulations text. (See also responses to comments 13, 28, and 43.)
190	For the category of peer consultation, does this include consultation with other licensed professionals (e.g. LMFT, MD, LCSW)?	The Board appreciates this question; however, it does not fall within the scope of the changes made to the first modified regulations text. (See also responses to comments 5 and 22.)
191	Modify §1397.61(f)(3) to make it clear that a minimum of 4.5 hours of "Professional Service" is not mandatory. This can be accomplished by making the following change to that paragraph: "A minimum of 4.5 hours and maximum of 12 hours shall may be credited in 'Professional Service'."	No changes to text are necessary. For further explanation, please see the Board's response to comment 9.
192	Most psychologists will be unfamiliar with the concept of POM and have little or no experience with how to implement POM in their practice. It would be helpful if the Board could provide some source materials or reference in how to implement this activity if the Board is going to list it as an acceptable learning activity.	The Board appreciates this comment. Per pages 4 and 5 of the ISR, "as the application of various research tools and models to assess the efficacy of one's own practice and approach to psychological services. POM can help assess whether a licensee's own theories and modes of practice are effective in providing psychological services and whether that effectiveness can be enhanced. POM aids the psychologist in updating his or her practice and assessing the impact of those updates, and therefore advances the goals of maintaining and enhancing ongoing competence." The Board also incorporates its responses to comments 37 and 192.
193	If a psychologist serves as a member of a Continuing Education Provider Committee, for example an approved freestanding APA Continuing Education Provider (not associated with any university), will the hours that the psychologist participates in this activity qualify as Professional Services hours?	The Board appreciates this question. As modified, "Professional Services" means ongoing participation in services related to the field of psychology, or other related disciplines, <u>separate</u>

#	Comment	Response
		<p><u>and apart from a fee-for-service arrangement, including but not limited to, the following:</u> serving on psychological association boards or committees, editorial boards of peer reviewed journals related to psychology or other related disciplines, scientific grant review teams, <u>and</u> boards of regulatory bodies; <u>program development;</u> and or evaluation activities; separate and apart from a fee for service arrangement.</p> <p>Satisfaction of the above (non-paid committee service) can yield CPD credit as below:</p> <p>“Professional Service”</p> <p>(A) A minimum of 4.50 hours and a maximum of 120 hours shall be credited in “Professional Service”.</p> <p>(B) One (1) year of “Professional Service” for a particular activity equals nine (9) hours credited and six (6) months equals 4.50 hours credited.</p> <p>(C) The licensee shall maintain a record of this activity as documentation of compliance. This record shall include: board or program name, role of licensee, dates of service, and term of service (six months or one year).</p> <p>The Board also incorporates its response to comment 26.</p>
194	I would suggest changing the language to “graduate-level or postgraduate-level” to include programs such as (a) the master of science program in clinical psychopharmacology, which otherwise meets the requirements but is postgraduate rather than graduate as, to enroll in this program, the student	The Board appreciates this question; however, this comment does not address changes made to the first modified regulation text. For further explanation, please see the Board’s response to comment 34.

#	Comment	Response
	must have a license to practice psychology and must had a doctorate in clinical psychology, and (b) postgraduate training in psychoanalysis, which for psychologists, requires a doctoral degree in psychology and licensure as a psychologist.	
195	As written, this would exclude editing or co-editing a chapter in a book or an issue of a journal. Those types of editing tasks are onerous, and it seems to me that the text should be updated to include these types of editing. I feel that that they should also qualify, in addition to editing or co-editing a book.	The Board appreciates this comment; however, this comment does not address changes made to the first modified regulation text.
196	I brought this up in my last letter to the Board. Why is ABPP the only board that is recognized here? There are other boards besides ABPP. Why is ABPP given such a privileged position here?	The Board appreciates this question; however, this comment does not address changes made to the first modified regulation text.
197	I will again ask the Board to consider making Cultural Diversity/Social Justice a one-time requirement rather than a requirement in perpetuity every time a psychologist gets relicensed.	The Board appreciates this question; however, this comment does not address changes made to the first modified regulation text. Additionally, BPC section 2915 requires a psychologist to complete 36 hours of CPD for biennial licensure renewal. Law states that CPD means certain learning activities approved in four different categories, as specified in the regulatory text. (See also response to comment 133.)
198	When reading through this section, I assumed that the term “organization” referred to CE Credentialing organizations such as the American Psychological Association, and not to individual providers who are approved to give APA CE courses by APA. However, this was not entirely clear to me when reading this section through. It might be helpful to give an example or two to make this clearer, for example, give an example of an organization (e.g., The American Psychological Association Continuing Education Sponsor Approval Program).	The Board appreciates this comment; however, this comment does not address changes made to the first modified regulation text.
199	Would the book clubs where we discuss a chosen fiction or non-fiction book in terms of its psychological implications and insights be allowed?	The Board appreciates this question; however, this comment does not address changes made to the first modified regulation text.
200	Can the BOP confirm that such things as LACPA’s Special Interest Groups (SIGS) would be allowed? In what category would they fall if a guest speaker was	The Board appreciates this question; however, this comment does not address changes made to the first

#	Comment	Response
	involved? Would one have to be an ongoing member of that SIG?	modified regulation text.
201	Would Peer Consultation include providing or receiving or bi-directional case consultation, for a fee or not, with LMFTs, LCSWs, MDs, psychiatric nurse RNs, or other licensed non-psychologist mental health professionals?	The Board appreciates this question; however, this comment does not address changes made to the first modified regulation text.
202	Request for FAQ document: Please clarify whether or not contacting a lawyer for an ethics/legal consult, for a fee or not, would count.	The Board will take into consideration this request for addition to the FAQ and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
203	Request for FAQ document: Please clarify whether engaging in a consult about law/ethics in professional practice with CPA's or APA's or our County Psychological Association's or our professional insurance company's ethics or "professional affairs" advisors would count, whether or not the person consulted is licensed in a mental health field (psychology or non-psychology license).	The Board will take into consideration this request for addition to the FAQ and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
204	Request for FAQ document: When engaging in peer consultation with a colleague, with or without a fee, does it count if the other person(s) is/are licensed in a non-psychology mental health field (MD, LMFT, LMSW, etc.?)	The Board will take into consideration this request for addition to the FAQ and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
205	Request for FAQ document: For structured and organized consults with a colleague, with or without a fee, can we count partial hours and add them up?	The Board will take into consideration this request for addition to the FAQ and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
206	Request for FAQ document: Would book clubs that involve issues of mental health, ethics, or social justice but are not peer-reviewed books or articles; books that are biographies or novels (fiction and non-fiction) or historical books, count under Peer Consultation?	The Board will take into consideration this request for addition to the FAQ and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
207	Request for FAQ document: Would Special Interest Group (SIG) meetings count as Peer Consultation?	The Board will take into consideration this request for addition to the FAQ

#	Comment	Response
		and the information in it. However, this request is not within the scope of the rulemaking itself and no text changes are necessary in response to the comment.
208	Psychologists will have to engage in activities beyond traditional CE activities simply for license renewal. Suggests that local therapist group should count but won't.	The Board appreciates this comment. No text changes are necessary in response to the comment. (see also responses to comments 5 and 22.)
209	I believe that these regulations will actually require additional time and expense than the current CE model for practicing psychologists outside of academia, and, at the extreme, may contribute to increased burnout for those already working full-time- quite the opposite of the intended effect.	The Board appreciates this comment. This is not an identifiable comment on which the Board can respond. (See also response to comment 123.)
210	Thus, these proposed changes make it seem as though the ASPPB and the CA BOP are simply seeking to micromanage psychologists' activities, and based on current complaint data, is not justified.	The Board appreciates this comment. This is not an identifiable comment on which the Board can respond. (See, generally, the ISR and Underlying Data.)
211	I'm wondering if an academic paper, particularly a sole or first author paper, be awarded a greater number of CEU hours?	This Board appreciates this question. This question does not address changes made to the first modified regulation text.
212	In regards to a peer-review paper, would an "in press" or "accepted provisionally" status qualify? Or would the paper need to appear in print?	This Board appreciates this question. This question does not address changes made to the first modified regulation text. (See also response to comment 175.)
213	Likewise, I believe it would also be helpful to provide CE credit for presentations given at a peer reviewed conference, not just for offering CEU type training, as well as peer review for conferences and grants. State-specific social justice topics are too narrow.	The Board appreciates this comment. This comment does not address changes made to the first modified regulation text. The definition of Cultural Diversity/Social Justice was modified in a second modified regulation text.
214	I wonder about the viability of having CE credits for activities that can only be a one-time achievement, such as ABPP diplomate status.	The Board appreciates this comment. This comment does not address changes made to the first modified regulation text.
215	Add other expert review / consultation activities. What activities that would be acceptable under the peer consultation category needs more specification.	The Board appreciates this comment. This comment does not address changes made to the first modified regulation text. (See also responses to

#	Comment	Response
		comments 5, 22, and 30.)
216	Finally, while many psychologists might enjoy attending Board meetings, only those local to Sac can do that. Is there a means of obtaining CE credit for attending virtually.	The Board appreciates this question. The Board accepted this change in the second modified regulation text to include attendance of Board meetings via electronic means.

#	Comment	Response
<i>Second 15-Day Comment Period – April 4, 2022, through April 19, 2022</i>		
1	I would like to request consideration be given to an effective date starting in 2024 or 2025 to give psychologists time to satisfy the new requirements. As an example, in my case I will report on CEU's in February 2023. As of now there are no new requirements in place. It is likely I would have very little time to meet the new guidelines.	The Board appreciates this comment. The Board has had CPD in the spotlight since 2017, which means the regulated public has had lots of opportunity to think about it. The transition months should be sufficient and the Board plans outreach that does not need regulatory text to achieve.
2	It is concerning that the Board is holding licensees to a standard seemingly above other professions, such as medical boards. Rather than expand the options for CPD and learning, the regulations require it. There is also concern I have on the fiscal impact of meeting requirements on licensees.	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. No text changes are required in response to this comment.
3	There needs to be improved justification for the hours requirements for law and ethics and diversity. The number of hours (4) appears arbitrarily set.	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. No text changes are required in response to this comment.
4	Why are credits limited to a minimum of 1 hour in length. What is the evidence that less than 1 hour is inferior in providing knowledge? Some consultations with peers may not last 1 hour, and the goal should be to encourage such.	The Board appreciates these questions. This comment does not address changes made to the second modified regulation text. Please see the Board's response to comment 40 in the document titled "CPD Written Comment and Response Table (45-Day and First 15-Day)." Therefore, no text changes are required in response to this comment.

#	Comment	Response
5	<p>I am writing in favor of the new regulations text providing opportunities for continuing professional development to include</p> <ul style="list-style-type: none"> - grand rounds - supervising - in-service training programs - peer consultation <p>This will greatly enhance the value for our licensing staff of attending these sorts of events and enrich their professional development.</p>	<p>The Board appreciates this comment. No text changes are required in response to this comment.</p>
6	<p>I am wondering if it would be possible to include within the Supervision section, a category for providing individual or group consultation for licensed psychologists. Mentoring younger professionals within the field, and providing ongoing, highly individualized training for psychologists interested in developing their clinical skill sets is valuable to the profession as well. The proposed text only includes the supervision of unlicensed practitioners.</p>	<p>The Board appreciates this comment. To clarify, the Board utilizes the term “supervision” to mean supervising registered psychological associates and other trainees. This comment does not address changes made to the second modified regulation text.</p>
7	<p>Page 14 includes the following: “For a license that renews or is reactivated between January 1, 202123, and December 31, 202123, the hours accrued will qualify for renewal if they meet either the requirements of this section 1367.61...” This code section appears to be cited in error and should instead refer to 1397.61.</p>	<p>The Board appreciates this comment. This change will be made in the final regulation text.</p>
8	<p>Please ensure that there are electronic sign in sheets to enable such documentation when psychologists attend virtually.</p>	<p>The Board appreciates this comment. The Board plans on addressing attendance verification within the technology used to allow virtual participation, but does not expect that any obligation of the part of a licensee will be altered in response (such as the current requirement to provide a license number at time of joining). Therefore, the regulation text itself does not need to be altered in response to this comment.</p>
9	<p>While reinventing psychologists' roles in the proposed language of the Continuing Professional Development model, benefits to "consumers" is neither explained nor emphasized.</p>	<p>The Board appreciates this comment. Please see the Board’s response to comment 125 in the document titled “CPD Written Comment and Response Table (45-Day and First 15-Day).” No text</p>

#	Comment	Response
		changes are required in response to this comment.
10	As psychologists consider taking on the extraneous activities proposed in the new regulation, we plan to retire or reduce our caseloads in order to accommodate these changes. Part-time practices will be eclipsed by the Board's additional requirements.	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. Please see the Board's responses to comments 86 and 123 in the document titled "CPD Written Comment and Response Table (45-Day and First 15-Day)." No text changes are required in response to this comment.
11	We ask the Board to recognize that psychologists have neither been idle, nor passively learning. In closing, we ask that the Board consider its consumers, putting their needs before all of us. We also ask that you support psychologists through a critical time in history, helping us stay focused on delivering services. We ask, respectfully, that you not move us towards an abstract ideal- one that exists in another historical timeline.	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. No text changes are required in response to this comment.
12	Suggest that participation on hospital Medical Staff Committees be included in the definition of approved professional services.	The Board appreciates this comment. While the comment is not directly related to the reorganization of text in the second modified regulation text, the text does not prohibit a licensee from serving on a committee like the one mentioned in this comment, so long the licensee is on the committee as a psychologist, representing the practice of psychology. The list included in the second modified regulation text is not exhaustive. No text changes are required in response to this comment.
13	Suggest that this section be revised to clarify that the definition of "Academic Coursework" includes post-graduate level courses, to read "Academic Coursework' means completing and earning academic credit for a graduate-level course related to psychology from an institution whose degree meets the requirements of section 2914 of the Code, <u>or a post-graduate course that is part of a degree program related</u>	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. No text changes are required in response to this comment. (See also the Board's responses to comments 33 and 34 in the document titled "CPD Written Comment and

#	Comment	Response
	<u>to psychology from an APA-accredited university.</u> (Suggesting change in both §1397.60.1.1(b)(1) and §1397.60.1.1(b)(2))	Response Table (45-Day and First 15-Day)."
14	Suggest that this section be revised to allow psychologists to "count" "Professional Service" monthly rather than on a six-month or one-year periods.	The Board appreciates this comment. This comment does not address changes made to the second modified regulation text. Please see the Board's response to comment 40 in the document titled "CPD Written Comment and Response Table (45-Day and First 15-Day)." Therefore, no text changes are required in response to this comment.

Verbal CPD Comments with Responses (45-day)

#	Comment	Response
1	Requested the implementation deadline be delayed to January 2022 or later.	Accept. The proposed implementation date of the transition to CPD is January 1, 2023.
2	Requested an increase in flexibility in how people obtain CPD hours, specifically requesting to allow all CPD be accrued either through all sponsored continuing education or a mixture of sponsored continuing education and self-directed learning.	Reject. The Board is not proposing additional changes to change the definition of "Academic" CPD, as both "sponsored CE" and "self-directed learning" fall under the "Academic" definition. Per pages 10 and 11 of the Initial Statement of Reasons (ISR), "Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories."
3	Concern about the requirement which mandates a minimum of two hours in each CPD category. Asked that psychologists be able to choose how many hours in a CPD category they may accrue.	The Board appreciates this comment. However, CPD does not mandate psychologists do CPD activities in each of the four categories. Per page 10 and 11 of the ISR, "Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate

		breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.”
4	Asked that in section 1397.61.1(e), to strike the sentence that begins with “With the exception of....	Reject. For further explanation, please see the Board’s response to verbal comment 2.
5	Asked the number of CPD hours in 1397.61(h)(1) be changed from 27 to 36.	Reject. The Board is not proposing additional changes to allow all CPD hours to be done through Sponsored Continuing Education. Per pages 10 and 11 of the ISR, “Licensees must accrue hours in more than one (1) category because research has established that different modes of learning ensure better retention and changes in behavior and practice. The reason for requiring two (2) categories is that this ensures adequate breadth and is consistent with research but will not disadvantage psychologists who may have difficulty or limitations in participating in more than two (2) categories.”
6	Regarding the definition of “Peer Consultation” category: asking for clarification of the definition that states that the licensee must be part of an ongoing set of meetings. Most psychologists but do speak with each other but on an ongoing basis. The assumptions that psychologists are only doing one offs and that they are all talking heads is not true.	According to page 4 of the Initial Statement of Reasons (ISR), activities related to peer consultation “promote peer interaction and feedback, which allows professionals to incorporate new knowledge and skills into their practices.”
7	Asked to expand the categories and to clarify if psychologists can add book clubs, special interest groups, consults with lawyers, and consults with CPA’s laws and ethics committee.	Some of the activities mentioned in this comment are captured in the second modified regulation text.
8	Expressed confusion over the “Conference/Convention Attendance” CPD category. Asked which category attendance of an American Psychological Association (APA) conference or CPA convention would fall under.	The Board appreciates this comment. CCR 16 section 1397.60.1(a)(1)(4) provides clarification. The second modified text addresses other conference/convention attendance as a part of “self-directed learning,” within the definition of the Academic category.
9	Asked for the term “virtual attendance” be added in the language.	Accept. The Board accepted this change in the second modified regulation text.
10	Asked which professional organizations counts as attendance of a conference/convention.	The Board appreciates this question. CCR 16 section 1397.61(j) specifies how CE approvers and CE providers can be authorized by the Board. Per

		pages 16 and 17 of the ISR, “These organizations are the American Psychological Association, the California Psychological Association, the Association of Black Psychologists, the California Medical Association, and the Accreditation Council for Continuing Medical Education. These organizations, and the organizations approved pursuant to 1397.61(j)(1), are also authorized to provide continuing education themselves.”
11	Regarding the ethics, diversity, and social justice issues as well as legal issues, asking if some sort of dual credit could be captured.	The Board appreciates this question. The second modified regulatory text states, with regard to cultural diversity and/or social justice issues in 1397.61.1(c): “The four (4) hours shall be considered part of the 36-hour CPD requirement.” Therefore, no “dual credit” is needed and no additional text changes are necessary.
12	Reiterated that the implementation date should be set forward one year.	Accept. The proposed implementation date of the transition to CPD is January 1, 2023.
13	Asked if the definition of Peer Consultation could be clarified to an as needed basis for a fee or for no fee.	Reject. While the definition of “Peer Consultation” in 1397.60.1 is modified in the second modified text document (see response to Verbal Comment 6), the Board does not see a necessity to address a financial component nor frequency. Per page 11 of the ISR, “Psychologists can accrue up to half of their CPD hours using ‘Peer Consultation’ because research shows that peer consultation is one of the best ways to ensure implementation of new techniques or previously learned subject matter into practice. Additionally, “Peer Consultation” allows follow-up on individual cases, legal or ethical questions, and reduces professional isolation.”