BOARD OF PSYCHOLOGY
Overview of Enforcement Activity

Cases Opened	05/06	06/07	07/08	08/09	09/10*
Complaints Received	537	517	606	786	527
Criminal Conviction Reports Received	22	20	29	72	40
Investigations Opened	102	48	71	93	57
Cases sent to AG/DA	36	37	28	22	27
Filings					
Accusations	15	20	22	13	18
Statement of Issues	3	8	5	9	4
Petitions to Compel Psych. Exam	2	0	0	0	0
Petitions for Penalty Relief	4	3	4	3	1
Petitions for Reconsideration	1	0	1	0	1
Filing Withdrawals/Dismissals					
Accusations Withdrawn	0	3	2	0	0
Accusations Dismissed	0	1	1	0	1
Statement of Issues Withdrawn	1	4	1	5	0
Citations					
Citations Ordered	19	3	4	5	8
Decisions (Penalty)					
Revocations	2	2	3	1	3
Revocation, Stayed, Probation	9	6	8	3	3
Revocation, Stayed, Probation, Susp.	1	1	0	3	0
Voluntary Surrender	2	8	3	8	2
Statement of Issues - License Denied	2	0	0	1	1
Statement of Issues - License Granted	4	1	6	4	3
Petitions for Penalty Relief Denied**	1	2	0	1	0
Petitions for Penalty Relief Granted**	5	1	1	3	1
Reconsiderations Denied**	1	0	1	0	0
Reconsiderations Granted**	0	0	0	0	1
Reprimands	3	2	0	0	0
Orders Compelling Psych. Exam**	1	0	0	0	0
ISO/TRO Ordered**	1	1	1	3	4
Other	0	1	1	1	0
Total Decisions	**23**	**23**	**24**	**28**	**12**
Decisions (Violation Type)					
Gross Negligence/Incompetence	4	4	5	5	1
Improper Supervision	0	0	0	0	0
Repeat Negligent Acts	0	0	0	0	0
Self Abuse of Drugs or Alcohol	0	0	1	2	1
Dishonesty/Fraud	1	1	0	0	1
Mental Illness	1	1	1	1	1
Aiding Unlicensed Practice	0	0	0	0	0
General Unprofessional Conduct	0	0	2	1	0
Probation Violation	1	1	2	1	0
Sexual Misconduct	2	2	2	6	2
Conviction of a Crime	7	7	8	4	6
Discipline by Another State Board	4	4	0	1	0
Other	0	0	0	0	0

* Numbers from 7/1/09 thru 4/1/10

** Not included in Decisions (Violation Type)

EXPLANATION OF LANGUAGE

Below are broad, brief descriptions of statistical categories contained in the Board of Psychology's Overview of Enforcement Activity

Cases Opened: This category includes 1) all **complaints** that were received in the fiscal year indicated, regardless of source; 2) all **investigations** that were opened during that fiscal year as a result of a complaint filed with the board, regardless of when the complaint was received; and 3) all cases that were referred, during that fiscal year, to the **Office of the Attorney General or the District Attorney's Office**, regardless of when the complaint was originally received.

Investigation – After "informal" staff review, the complaint is "formally" investigated by in-house staff or by investigators (peace officers) of the Medical Board of California.

Filings:

Accusation – Formal statement of charges against licensee.
Statement of Issues – Formal statement of reasons why an application for license/registration should be denied.
Petition to Compel Psychological - Request to compel licensee to submit a psychological examination.
Petition for Penalty Relief – A process whereby one can petition for reinstatement of their revoked or surrender license or request early termination of probation or modification of a condition of probation.
Petition for Reconsideration – A process whereby one can petition the Board to reconsider a final decision of the Board.
Accusation/Statement of Issues Withdrawn – The formal statement of charges/reasons is withdrawn by the board.
Accusation Dismissed – The case is dismissed after a hearing has been held and the dismissal decision is adopted by the Board.
Statement of Issues – License Granted – After a hearing, or as a result of a settlement, an applicant is granted a license or registration with or without terms and conditions (i.e. probation, coursework).
Petitions for Penalty Relief Granted – A Petition for Reinstatement of a license or registration is granted by the Board, or a Petition for Termination or Modification of Probation is granted by the Board.
Reconsiderations Granted – A Petition for Reconsideration is granted by the Board.

Citations Ordered: This tool is used for various minor violations such as false advertising or misrepresentation. Citations and fines are public information but are not considered to be disciplinary actions.

Decision (Penalty): - This category indicated the actual disciplinary action (penalty) rendered against the licensee or registrant that was ordered by the board in the fiscal year indicated.

Revoked - The license is canceled, voided, rescinded. The right to practice is ended.
Revoked, Stayed, Probation - "Stayed" means the revocation is postponed. Professional practice may continue so long as the licensee complies with specific probationary terms and conditions. Violation of probation may result in the revocation that was postponed.
Suspension - The licensee is prohibited from practicing for a specific period of time.
License Surrender - While charges are still pending, the licensee turns in the license - subject to acceptance by the board. The right to practice is ended.
Reprimands/Reprovals - An option that is most commonly negotiated between the Board, the licensee, and his/her counsel. Such a letter is an option in settlement of an Accusation. Typically, the letter of reprimand or reproval is a viable option if the violations alleged are relatively minor and no patient harm occurred. It includes a summary of the allegations, acknowledges the impropriety of the acts summarized and can include mandated coursework that the licensee must take, cost recovery to the Board for investigation and essentially may include any other term or condition listed in the Board's Disciplinary Guidelines.

ISO – Interim Suspension Order – When a licensee or registrant is required to immediately suspend the practice of psychology. This occurs through the hearing process in cases where the evidence indicates that the licensee is likely to engage in behaviors that present an immediate threat to the public health, safety and welfare.

Other - Includes atypical decisions that do not fall into the above categories.

Decisions (Violation Type): This category indicates each violation that a licensee or registrant committed that resulted in the disciplinary action that was rendered during the fiscal year indicated. These violations are grounds for disciplinary action as found in the *Laws and Regulations Relating to the Practice of Psychology*.

State of California
Department of Consumer Affairs
Board of Psychology

Memorandum

Date: April 28, 2010

To: Board of Psychology Members

From: Gina Bayless
Enforcement Coordinator

Subject: Enforcement Statistics

Pursuant to your request at the February 2010 Board meeting, enclosed you will find information regarding pending complaints and investigations.

BOARD OF PSYCHOLOGY

COMPLAINTS/INVESTIGATIONS BY SOURCE AND CATEGORY
07/01/2009 TO 04/01/2010

COMPLAINTS	SUB. A	DRUG R	UNSAFE	FRAUD	NON-JU	INCOMP	OTHER	UNPROF	SEXUAL	DISCIP	UNLICE	CRIMIN	TOTAL
PRIOR	1	1		60	1	8	2	179	10	3	32	17	314
RECEIVED	5			25	64	13	1	278	9	3	89	40	**527**
PUBLIC	2			6	54	3	1	245	7	1	59		378
LICENSEES				1	1	1		12			8	3	26
INTERNAL				17		6				2	8	9	42
OTHER DCA													
SOCIETIES/TRADE													
LAW ENFORCEMENT	1				1							27	29
OTHER CALIFORNIA													
OTHER STATE													
MISCELLANEOUS													
SECTION 800				1		3			1			1	6
FEDERAL GOVNT													
ANONYMOUS	2				8			21	1		14		46
OTHER GOVNT AGY													
INDUSTRY													
TOTAL CLOSED	4			80	65	7	2	371	11	5	99	46	690
PENDING	2	1		5		14	1	86	8	1	22	11	**151**
INVESTIGATIONS													
PRIOR		1		7		3		49	9	1	14	6	90
RECEIVED	1			5		6	2	18	4		5	16	57
PUBLIC	1			1		1		17	4		2		26
LICENSEES				2				1			3		6
INTERNAL				2		3	2					8	15
OTHER DCA													
SOCIETIES/TRADE													
LAW ENFORCEMENT												8	8
OTHER CALIFORNIA													
OTHER STATE													
MISCELLANEOUS													
SECTION 800						2							2
FEDERAL GOVNT													
ANONYMOUS													
OTHER GOVNT AGY													
INDUSTRY													
TOTAL CLOSED				9			1	30	6		6	14	66
PENDING	1	1		3		9	1	37	7	1	13	8	**81**