

Journal

***** The California Department of Consumer Affairs, Board of Psychology Newsletter *****

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President's Message

Michael Erickson, Ph.D., Board of Psychology

Welcome to the fall 2015 edition of the California Board of Psychology Journal!

The mission of the Board of Psychology (Board) is to advance quality psychological services for Californians by ensuring ethical and legal practice and supporting the evolution of the profession. Our values are transparency, integrity, consumer protection, inclusiveness, excellence, and accountability.

In the past year, there were a number of accomplishments reflecting our mission and values:

- The Board worked closely with the Office of Public Affairs to produce instructional videos explaining the process for applying to become a licensed psychologist, a psychological assistant, and a registered psychologist. These videos already have generated thousands of views and are available on our website at **www.psychology.ca.gov**.
- Our Executive Officer, Antonette Sorrick, was invited to speak about public protection at the annual national meeting of the Association of State and Provincial Psychology Boards.
- The BreEZe online system now accepts applications for licensure as well as accepting requests to renew licensure.
- The Enforcement unit continues to reduce processing times for complaints each quarter.
- The Licensing unit implemented performance measures in BreEZe and has continued to reduce processing times for license applications.
- The Board developed regulations resulting in all applicants now taking the California Psychology Law and Ethics Examination. The California Psychology Supplemental Exam is no longer administered.

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To verify a license: www.breeze.ca.gov

To update address of record or e-mail address: www.breeze.ca.gov/datamartloginCADCA.do

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Continuing Education and Continuing Professional Development

By Jacqueline Horn, Ph.D., Chair, Licensing Committee, Board of Psychology

Many of you know that the Board of Psychology has, over the past four years, been working on regulations that would move from continuing education, as it currently exists in regulations, to a broader model of continuing professional development (CPD) that includes continuing education, but that would also include other activities in which psychologists engage that help keep them current and up-to-date, and that help them maintain their competence to practice.

When the draft CPD regulations were first brought before the Board and sent out for public comment, the Board received a number of comments from licensees expressing concerns about the draft regulations and confusion about what the proposed regulations actually meant for licensees. As a result of the numerous concerns that were expressed, the Board decided to delay moving forward with the proposed regulations and to review the

entire package again in order to clear up any inconsistencies, contradictions, or confusion that existed within the proposed regulations.

The Licensing Committee began that review process in October 2015, and will meet again January 11-12, 2016, to complete the review and to draft another set of CPD regulations to bring to the Board at its February meeting. As with all Board meetings, the public is invited to attend both the January Licensing Committee meeting and the subsequent Board meeting when the draft language is presented.

Board members hope that efforts to broaden the range of activities that licensees can count toward CPD, without creating extra burdens for licensees, will be clear once the new proposed regulations have been completed and brought to the February Board meeting in Sacramento.

President's Message (continued from page 1)

- The Board sponsored three bills, which have worked their way through the legislative process. These bills impact our licensees and will help protect consumers in California by clarifying the law governing exempt settings, amending the definition of psychological practice, and making the initial license period always two years from the date of issuance.
- The Board adopted formal positions on six other bills, provided testimony at legislative committee hearings, and sent position letters to the Governor.

Thank you to fellow Board members and to our Executive Officer and staff for working together to

achieve these accomplishments as well as many others. It has been an honor and privilege to serve as Board President for the last three years, and I am very pleased to announce the Board's newly elected officers for 2016:

- President: Stephen Phillips, Psy.D., Licensed Member
- Vice President: Nicole J. Jones, Public Member

We welcome public attendance at all Board meetings and invite your participation by way of public comment. Additionally, Board meetings also may be viewed as a live webcast at http://www.psychology.ca.gov/about_us/meetings/index.shtml.



Changing Your Address? Don't Forget to Let Us Know

By Diana Crosby, Administrative Technician, Board of Psychology

For our licensees, one of the most important aspects of maintaining an active and current license is to inform the Board of any changes to your address of record and any changes in the name used for licensure.

California Code of Regulations, section 1380.5, states, "Each person holding a license as psychologist shall file with the board his/her proper and current mailing address, and shall report immediately to the board at its Sacramento office any and all changes of address, giving both his/her old and new address." The Board utilizes the address of record for communication with our applicants and licensees; therefore, it is very important to keep your business address current with the Board.

On the Board's website (www.psychology.ca.gov) there is an online option of updating your address through BreEZe along with a fillable, editable, and printable form that you can complete and submit to the Board with any changes to your address. The webpage to gain access to the Change of Address Form is http://www.psychology.ca.gov/licensees/change_address.pdf.

You can also change your address of record via the BreEZe online system. If you are a first-time user of the BreEZe program, to establish an account, you must do the following:

- 1) Click on the BreEZe button on our website homepage.
- 2) Click on the BreEZe "Registration" hyperlink.
- 3) Fill the required entries. (Remember: You must have a valid e-mail for this process.)
- 4) Make sure you select "Yes" regarding e-mail communication.

- 5) At this time you will receive an e-mail stating your temporary password.
- 6) Go back to the BreEZe homepage and enter your username and temporary password.
- 7) Establish a password known only to you and "Save."
- 8) Check "Yes" if licensed. If not, you will need to answer a few questions to finish the process of setting up your BreEZe account.
- 9) If yes was selected, you will need to choose the Board and your license type.
- 10) Enter requested information and "Save."
- 11) Confirm information is correct.

At this time, your licensure information is now in BreEZe. To change your address in the system, you will need to select the "Manage Information" section to make your address change. The form to submit a name change is located at http://www.psychology.ca.gov/forms_pubs/name_change.pdf on our website.

Please note: A new certificate is NOT generated when these changes are put into the system. The replacement certificate can be ordered by utilizing the "Application for Duplicate Certificate" form on our website or you can order the form through BreEZe. Please follow the instructions completely and submit the form with the processing fee. If you order the replacement without paying through the online request, your order will not be filled until payment is received.





Disciplinary Actions: July 1 to September 30, 2015

Beth A. McGuire, Ph.D. (PSY 10520), Redlands, CA

Action: Two years' probation
Proposed Decision effective 7/3/2015
Business and Professions (B&P) Code section 2960 (r):
Repeated Negligent Acts
B&P Code sections 2960 (i); 2936: Violation of APA
Ethical Standards, Rules of Professional Conduct

Barbara Ann McDowell, Ph.D. (PSY 15622), Rancho Santa Margarita, CA

Action: Three years' probation
Stipulated Decision effective 8/6/2015
B&P Code section 2960 (j): Gross Negligence
B&P Code section 2960 (r): Repeated Negligent Acts

Colette L. Valette, Ph.D. (PSY 12464), Lyons, CO

Action: Public reproof
Stipulated Decision effective 8/14/2015
B&P Code section 2960 (r): Repeated Negligent Acts

Melanie Sapienza, Ph.D. (PSY 20106), Roseville, CA

Action: License revoked
Proposed Decision effective 8/16/2015
B&P Code section 2960 (h): Willful, Unauthorized
Communication of Information Received in Professional
Confidence
B&P Code section 2960 (j): Gross Negligence
B&P Code section 2960 (n): Dishonest, Corrupt or
Fraudulent Acts

Christy Wise, Psy.D. (PSY 19841), Del Mar, CA

Action: License surrendered
Stipulated Decision effective 8/29/2015
B&P Code sections 2960 (a); 2963: Conviction of
Crimes Substantially Related to the Qualifications,
Functions or Duties of a Psychologist
B&P Code section 2960 (n): Dishonest, Corrupt or
Fraudulent Acts

Carolyn Denise Korb, Ph.D. (PSY 25176), Lake Forest, CA

Action: Public reproof
Stipulated Decision effective 8/30/2015
B&P Code section 2960 (j): Gross Negligence
B&P Code section 2960 (r): Repeated Negligent Acts

Myrna Glick, Ph.D. (PSY 18615), Carmel, CA

Action: License surrendered
Stipulated Decision effective 8/30/2015
B&P Code section 2960 (j): Gross Negligence
B&P Code section 2960 (r): Repeated Negligent Acts
B&P Code sections 822; 2960: Impairment

Gary McManus, Ph.D. (PSY 21347), Chico, CA

Action: License surrendered
Stipulated Decision effective 8/30/2015
B&P Code sections 493; 2960 (a); 2963: Conviction
of Crimes Substantially Related to the Qualifications,
Functions or Duties of a Psychologist
B&P Code section 2960 (b): Self Use of Alcohol or
Drugs to an Extent or in a Manner Dangerous to
Himself or Herself, or Others, or to an Extent it Impairs
His or Her Ability to Perform the Work of a Psychologist
With Safety to the Public

Amy Reyes, Psy.D. (PSB 94021908), Claremont, CA

Action: Registration granted, five years' probation
Stipulated Decision effective 9/1/2015
B&P Code sections 475 (a)(2); 480 (a)(1); 2960 (a); 2963:
Conviction of Crimes Substantially Related to the
Qualifications, Functions or Duties of a Psychologist
B&P Code section 2960 (b): Self Use of Alcohol or
Drugs to an Extent or in a Manner Dangerous to
Himself or Herself, or Others, or to an Extent it Impairs
His or Her Ability to Perform the Work of a Psychologist
With Safety to the Public

Michael Mantell, Ph.D. (PSY 5020), La Mesa, CA

Action: License surrendered
Stipulated Decision effective 9/18/2015
B&P Code section 2960 (o): Sexual Abuse or Sexual
Relations With a Patient or Former Patient Within Two
Years Following Termination of Therapy, or Sexual
Misconduct Substantially Related to the Qualifications,
Functions or Duties of a Psychologist
B&P Code section 2960 (n): Dishonest, Corrupt or
Fraudulent Acts
B&P Code section 2960 (h): Willful, Unauthorized
Communication of Information Received in
Professional Confidence
B&P Code section 2960 (j): Gross Negligence
B&P Code sections 2960 (k) and 2936: Violation of APA
Ethical Standards, Rules of Professional Conduct



Legislative and Regulatory Update

Board Sponsor and Support

AB 705 (Eggman)

Psychologists: Licensure Exemption.

Summary: Revises and recasts the current exempt settings provisions, and specifies that those persons are not restricted or prevented from conducting activities of a psychological nature or using the official title of their position provided that they do not offer to render psychological services, as specified. This bill instead provides that the law does not restrict the practice of psychology on the part of a person who is a salaried employee of an accredited or approved academic institution, public school, or governmental agency, and would delete the prohibition on providing direct health or mental health services. The bill additionally requires an employee of an accredited or approved academic institution, public school, or governmental agency to primarily be gaining the supervised professional experience required for licensure, as specified, in order to practice psychology without a license. The bill exempts those persons from licensure for no more than five years from the date of employment, or from January 1, 2016, if those persons are currently employed in an exempt setting.

Approved by the Governor August 17, 2015 (Chapter 218, Statutes of 2015)

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB705

AB 773 (Baker)

Psychology: Licensure.

Summary: A psychology license currently expires on the legal birth date of the licensee during the 2nd year of a two-year license term. This bill will provide that a psychology license will expire two years from the date the license was issued.

Approved by the Governor September 28, 2015 (Chapter 336, Statutes of 2015)

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB773

AB 1374 (Levine)

Psychologists: Licensure: Requirements

Summary: Requires a supervisor to submit verification of experience to the Board and authorizes an applicant who obtains the experience in the United States or Canada to send verification directly to the Board as determined by the Board if the supervisor fails to submit the verification. The bill also removes “fee” language from the definition of the practice of psychology.

Approved by the Governor October 6, 2015 (Chapter 529, Statutes of 2015)

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB1374

Board Support

AB 750 (Low)

Business and Professions: Retired License Category.

Summary: Authorizes any of the boards, bureaus, commissions, or programs within the Department of Consumer Affairs to establish by regulation a system for a retired category of license for persons who are not actively engaged in practice. Prohibits the holder of a retired license from engaging in any activity for which a license is required; unless specifically authorized.

Held in Assembly Appropriations Committee

https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB750

Board Support if Amended

AB 832 (Garcia)

Child abuse: Reportable conduct.

Summary: Amends the Penal Code to provide that “sexual assault” for purposes of reporting incidents of abuse under CANRA does not include voluntary acts of sodomy, oral copulation, or sexual penetration, unless it involves a person who is 21 years of age or older engaging in these acts with a minor who is under 16 years of age.

Assembly Appropriations; ordered to inactive file at request of author

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB832

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Legislative and Regulatory Update (continued from page 5)

SB 479 (Bates)

Healing Arts.

Summary: Establishes the Behavior Analyst Act.

Requires a person to apply for and obtain a license prior to engaging in the practice of behavior analysis, and establishes educational, training and application requirements. It requires proof of supervision, revises the membership of the Board of Psychology, and provides Board enforcement authority. It creates an advisory committee, and provides a civil and criminal penalty for noncompliance and violations.

Assembly Appropriations; hearing postponed by the Committee

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160SB479

Board Oppose

AB 85 (Wilk)

Open meetings.

Summary: Specifies that the definition of “state body” includes an advisory board, advisory commission, advisory committee, advisory subcommittee, or similar multimember advisory body of a state body that consists of three or more individuals. Provides specified exceptions.

Vetoed by the Governor. Veto Message: The more informal deliberations of advisory bodies are best left to current law.

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB85

AB 796 (Nazarian)

Health Care Coverage: Autism: Pervasive Disorders.

Summary: This bill would expand the eligibility for a person to be a qualified autism service professional to include a person who possesses a bachelor of arts or science degree and meets other specified requirements, a registered psychological assistant, a registered psychologist, or an associate clinical social worker. The bill would also expand the eligibility for a person to be a qualified autism service paraprofessional to include a person with a high school diploma or equivalent and, among other things, six months experience working with persons with developmental disabilities.

Joint Rule 62(a), file notice suspended. In committee. Reconsideration granted.

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB796

Board Oppose Unless Amended

AB 468 (Hill)

Bureau of Security and Investigative Services: Licensees.

Summary: Requires specified applicants and licensees/registrants/certificate holders of the Bureau of Security and Investigative Services to complete a psychological assessment.

Ordered to inactive file on request of Assembly Member Holden.

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160SB468

Board Neutral

AB 333 (Melendez)

Healing Arts: Continuing Education

Summary: Allows specified healing arts licensees to apply a unit of continuing education credit toward units for attending courses that results in the licensee becoming a certified instructor of cardiopulmonary resuscitation or the proper use of an automated external defibrillator. Allows such licensees to apply a specified number continuing education credits toward any required for conducted first-aid training sessions for employees of school districts and community college districts in the State.

Position: Oppose position rescinded and Neutral position adopted after requested amendments were made.

http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160AB333

REGULATORY UPDATE

**Uniform Standards Related to Substance Abuse and Disciplinary Guidelines
Title 16, California Code of Regulations (CCR),
section 1397.12**

The current Disciplinary Guidelines are being

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Legislative and Regulatory Update (continued from page 6)

amended to be made consistent with current law. The proposal incorporates the Uniform Standards Related to Substance Abusing Licensees to describe the mandatory conditions that apply to a substance abusing applicant or licensee, updates the standard and optional terms and conditions of probation, and adopts uniform and specific standards that the Board must use in dealing with substance-abusing licensees, registrants, or applicants to increase consumer protection.

The Uniform Standards that are being incorporated into the Board's existing Disciplinary Guidelines are mandated by Senate Bill 1441 (Ridley-Thomas, Chapter 548, Statutes of 2008).

The hearing took place on August 22, 2014, at the Board meeting. The Board issued a 15-Day Notice of modified text for newly amended language that was submitted to the Board for approval at the November Board meeting. The Board approved the language and the Final Rulemaking File was submitted to DCA for review. The following areas were identified to be amended:

- Language relating to suspending licenses when the Board has the authority to order a respondent to cease practice.
- Under the Major and Minor Violations, the Board was asked by the Legislative and Regulatory Review Unit to include five consequences of minor violations, when the Uniform Standards call for six; "Required re-evaluation and/or testing" was added to the minor violations.
- Several grammatical and consistency issues have been fixed.

The Board received no negative comments and approved the amended language. The Rule making

File was submitted to DCA for approval in June, and was filed with the Office of Administrative Law (OAL) on September 25, 2015. On November 6, 2015, OAL disapproved the Rule making File, citing clarity and consistency issues for the disapproval. The Board will issue a 15-Day Notice of modified text for amended language to address the clarity and consistency issues and will resubmit the Rulemaking File to OAL within 120 days of the disapproval.

Filing of Addresses

Title 16, CCR, Section 1380.5

Current regulations ask licensees to provide their proper and current mailing address. The Board is seeking to amend the regulations to allow a licensee to additionally provide an address of record that differs from this address. The Board is also seeking a licensee report his or her e-mail address. within 30 days of any change to the address of record, alternate address, or e-mail address, the applicant or licensee must notify the Board.

At its November 2014 Board meeting, the Board agreed there was a need to amend the regulation to require licensees to report an e-mail address with the Board, and to allow licensees to report an address other than an address of record. The Board considered proposed language at its February and May 2015 meetings. A public hearing was held on August 14, 2015, at which the Board approved specific language be amended. The Rule making File was prepared and submitted to the Department of Consumer Affairs for review and approval. The file is currently being reviewed by the Director's Office before being forwarded to the Agency Secretary's Office for review.

Disciplinary Actions (continued from page 4)

Christopher E. Sanders, Ph.D. (PSY 20797), Pacific Grove, CA *Action: Five years' probation*

Stipulated Decision effective 9/26/2015

B&P Code sections 2960 (a); 2963: Conviction of Crimes Substantially Related to the Qualifications, Functions or Duties of a Psychologist

B&P Code section 2960 (b): Self Use of Alcohol or Drugs to an Extent or in a Manner Dangerous to Himself or Herself, or Others, or to an Extent it Impairs His or Her Ability to Perform the Work of a Psychologist With Safety to the Public

B&P Code sections 2960 (i); 2936: Violation of APA Ethical Standards, Rules of Professional Conduct



Staff Member Profile



Jacquelin Everhart, Continuing Education and Renewals Coordinator

Jacquelin Everhart was born in Santa Barbara and raised in Sacramento. She graduated from California State University, Sacramento, with a bachelor’s degree in communication studies an emphasis in public relations. During high school and college she worked at In-N-Out Burger—the company that provided her with a foundation in professionalism and customer service.

After graduating from college, she was hired as a manager of a fashion boutique, where she co-hosted book signings, fashion shows, and shopping events. She then worked at an accounting firm as a tax administrator. Her duties included scheduling continuing education (CE) courses and maintaining CE documentation, renewing the accountants’ licenses, and assembling tax returns, all of which shaped her skills that lead to her employment with the Board of Psychology.

Growing up, she and her family spent most weekends at the Delta, where they enjoyed water skiing, wakeboarding, and fishing. She is now looking forward to getting married and hopefully getting a four-legged, wet-nosed, and furry child in the near future.

Board Members

Michael Erickson, Ph.D. (President)

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Psy.D.

Andrew Harlem, Ph.D.

Linda L. Starr

Stephen Phillips, J.D., Psy.D.

Jacqueline Horn, Ph.D.

Board Meeting Calendar

FEBRUARY 25–26, 2016 (Sacramento)

MAY 19–20, 2016 (Los Angeles) **AUGUST**

18–19, 2016 (Bay Area) **NOVEMBER 17–**

18, 2016 (San Diego)



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