

**State of California
Office of Administrative Law**

In re:
Board of Psychology

Regulatory Action:

Title 16, California Code of Regulations

Adopt sections: 1391.13, 1391.14

Amend sections:

Repeal sections:

CORRECTED NOTICE OF APPROVAL OF
REGULATORY ACTION

Government Code Section 11349.3

OAL Matter Number: 2024-1002-03

OAL Matter Type: Regular Resubmittal (SR)

This rulemaking action submitted by the Board of Psychology adopts a regulation that creates an inactive status for psychological associate registration and implements processes for both placing the registration on inactive status and for reactivation.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code. This regulatory action becomes effective on 1/1/2025.

Date: October 23, 2024



Allegra Volonte Anvari
Attorney

For: Kenneth J. Pogue
Director

Original: Antonette Sorrick, Executive
Officer

Copy: Troy Polk

**State of California
Office of Administrative Law**

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NOTICE OF APPROVAL OF REGULATORY
ACTION

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Date: October 21, 2024



Allegra Volonte Anvari
Attorney

For: Kenneth J. Pogue
Director

Original: Antonette Sorrick, Executive
Officer

Copy: Troy Polk

RESUBMITTAL

STD 400 (REV. 10/2019)

OAL FILE NUMBERS	NOTICE FILE NUMBER Z-2024-0325-01	REGULATORY ACTION NUMBER 2024-1002-03	EMERGENCY NUMBER SR
For use by Office of Administrative Law (OAL) only			
NOTICE		REGULATIONS	
AGENCY WITH RULEMAKING AUTHORITY Board of Psychology			AGENCY FILE NUMBER (if any)

ENDORSED - FILED
 in the office of the Secretary of State
 of the State of California

OCT 21 2024

306P


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

1. SUBJECT OF NOTICE Inactive Status of Psychological Associate Regi	TITLE(S) 16	FIRST SECTION AFFECTED 1391.13	2. REQUESTED PUBLICATION DATE April 5, 2024
3. NOTICE TYPE <input checked="" type="checkbox"/> Notice re Proposed Regulatory Action <input type="checkbox"/> Other	4. AGENCY CONTACT PERSON Troy Polk	TELEPHONE NUMBER (916) 574-8154	FAX NUMBER (Optional) (916) 574-8671
OAL USE ONLY <input type="checkbox"/> Approved as Submitted <input type="checkbox"/> Approved as Modified <input type="checkbox"/> Disapproved/Withdrawn	NOTICE REGISTER NUMBER 2024, 14-2	PUBLICATION DATE 4/5/24	

B. SUBMISSION OF REGULATIONS (Complete when submitting regulations)

1a. SUBJECT OF REGULATION(S) Inactive Status of Psychological Associate Registration	1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) 2024-0627-01S
2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related)	
SECTION(S) AFFECTED (List all section number(s) individually. Attach additional sheet if needed.) 1391.13, 1391.14, 1391.14	ADOPT 1391.13, 1391.14, 1391.14
TITLE(S) 16	PER AGENCY REQUEST AVA

3. TYPE OF FILING

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

4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, § 44 and Gov. Code § 11347.1)
August 27, 2024 through September 11, 2024

5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, § 100)
 Effective January 1, April 1, July 1, or October 1 (Gov. Code § 11343.4(a)) Effective on filing with Secretary of State § 100 Changes Without Regulatory Effect Effective other (Specify) _____

6. CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY

<input checked="" type="checkbox"/> Department of Finance (Form STD. 399) (SAM § 6660)	<input type="checkbox"/> Fair Political Practices Commission	<input type="checkbox"/> State Fire Marshal
<input checked="" type="checkbox"/> Other (Specify) Kimberly Kirchmeyer, Director, Department of Consumer Affairs		

7. CONTACT PERSON Troy Polk	TELEPHONE NUMBER 916-574-8154	FAX NUMBER (Optional)	E-MAIL ADDRESS (Optional) troy.polk@dca.ca.gov
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8. I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, or a designee of the head of the agency, and am authorized to make this certification.

SIGNATURE OF AGENCY HEAD OR DESIGNEE <i>Jonathan Burke</i>	DATE 10/2/2024
TYPED NAME AND TITLE OF SIGNATORY Jonathan Burke, Interim Executive Officer	

For use by Office of Administrative Law (OAL) only

ENDORSED APPROVED

OCT 21 2024

Office of Administrative Law

**Title 16. California Board of Psychology
Department of Consumer Affairs**

Order of Adoption

Legend:

Newly proposed language is shown as underlined.

Newly proposed deletions are shown as ~~stricken~~.

1. Adopt Section 1391.13 of Article 5.1 of Division 13.1 of Title 16 of the California Code of Regulations to read:

§1391.13. Inactive Status of Psychological Associate Registration.

~~(a) A psychological associate holding a valid registration may request that the Board place their registration on inactive status. A request for inactive status shall result in all primary supervisors, as defined in section 1387.1, associated with the registration being disassociated.~~

(a) A psychological associate holding a valid registration may request in writing that the Board place their registration on inactive status as follows:

(1) Submit a notification to remove a primary supervisor pursuant to section 1391.11(b). Separate notification is necessary if a registration is associated with more than one primary supervisor; or,

(2) If no primary supervisor is associated with a registration, submit a written request to the Board that includes the following:

(A) Psychological associate name and registration number,

(B) Last primary supervisor(s) name(s) and license number(s), and

(C) Last date of the supervision period, which shall not be a date after the submission of the written request.

(b) The Board or its Designee will approve the notification or written request submitted pursuant to sections (a)(1) or (a)(2). Approval of the request by the Board or its designee for inactive status shall result in all primary supervisors, as defined in section 1387.1, if any, associated with the registration being disassociated. The inactive status will be effective as of the last date of the supervision period provided in the written request.

~~(c)~~(c) A psychological associate registration shall be placed on inactive status if the psychological associate does not have a primary supervisor.

~~(d)~~(d) A psychological associate registration on inactive status shall retain the same

annual renewal date, and to remain valid, shall be renewed annually and there shall not be a fee charged.

(d)(e) A psychological associate shall not provide psychological services while their psychological associate registration is on inactive status.

(e)(f) Time periods during which a psychological associate registration is on inactive status shall not apply toward the limitation of registration period set forth in section 1391.1(b). Accrual of supervised professional experience shall occur within the time limitations set forth in section 1387(a).

(f)(g) A psychological associate registration shall not remain on inactive status cumulatively for more than thirty (30) months.

(h) If a notification to add a primary supervisor pursuant to section 1391.11(a) is not submitted by the registered psychological associate on or before the thirty (30) month end date, the registration shall be cancelled.

Note: Authority cited: Sections 2913 and 2930, Business and Professions Code.
Reference: Sections 2913 and 2914, Business and Professions Code.

2. Adopt Section 1391.14 of Article 5.1 of Division 13.1 of Title 16 of the California Code of Regulations to read:

§1391.14. Reactivating a Psychological Associate Registration.

(a) A psychological associate registration that has been placed on inactive status pursuant to section 1391.13 will be returned to active status upon approval by the Board or its designee of a notification to add a primary supervisor pursuant to section 1391.11(a).

(b) Primary supervisor(s) shall meet all requirements pursuant to section 1387.1

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