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EXAMINERS

A PERFORMANCE REVIEW
OF THE
BOARD OF PSYCHOLOGIST
AND PSYCHOLOGICAL ASSOCIATE EXAMINER

October 31, 1978

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Development

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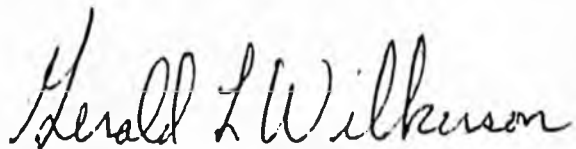
October 31, 1978

Members of the
Legislative Budget and Audit Committee:

In accordance with the intent of Title 24 and 44 of the
Alaska Statutes, the attached report is submitted for
your review.

A PERFORMANCE REVIEW
OF THE
BOARD OF PSYCHOLOGIST
AND PSYCHOLOGICAL ASSOCIATE EXAMINERS

October 31, 1978



Gerald L. Wilkerson, CPA
Legislative Auditor
Division of Legislative Audit

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PURPOSE AND SCOPE OF THE REVIEW

Purpose

In accordance with the intent of Alaska Statutes 24.20.271(1) and 44.66.050 (sunset legislation), a review of the Board of Psychologist and Psychological Associate Examiners was conducted to review Board activities and accomplishments to determine if the Board has been operating in an effective, efficient, and economical manner.

As required by legislative intent, this report shall be considered during the legislative oversight function in determining whether the Board of Psychologist and Psychological Associate Examiners should be reestablished. The law currently specifies that this Board will terminate on June 30, 1979, but will continue until June 30, 1980 for the purpose of concluding its affairs.

Scope

The major areas reviewed were the Board's operations and its licensing, examination, administration, complaint and affirmative action functions. Our review consisted of analyzing and evaluating the following:

- (1) Applicable statutes and Board regulations;
- (2) Interviews with Board members and questionnaires sent to the Board;
- (3) Interviews with health agencies and professional associations;
- (4) Tests of records and documents of the Board and the Division of Occupational Licensing (OL), Department of Commerce and Economic Development;
- (5) Interviews with OL employees;
- (6) Complaints filed with OL, the Ombudsman's Office, Consumer Affairs Agency, and the Equal Employment Opportunity Office;
- (7) Questionnaires sent to State licensed psychologists and psychological associates; and
- (8) Review of other states' licensing requirements.

Scope Constraints

This review was hampered by the following constraints:

- (1) The Board has not established and reported financial and program plans as required by AS 37.07.050 nor has it developed and reported performance information regarding its effectiveness and accomplishments as required by AS 37.07.090.
- (2) OL has not adequately collected, recorded or maintained pertinent files and statistics relating to the Board to effectively and efficiently carry out its administrative responsibilities.
- (3) While conducting this review, we received little or no cooperation from some Board members.

ORGANIZATION AND FUNCTION

The Board of Psychologist and Psychological Associate Examiners (PPAE) was established in 1967 under the provisions of Title 8, Chapter 86 of the Alaska Statutes. The Board consists of three licensed psychologists and two public members appointed by the Governor and approved by the Legislature.

The Board regulates licensed psychologists and psychological associates in the State. A psychologist associate is allowed by statute to practice counseling and administer and interpret psychology tests. A psychologist is allowed by statute to practice counseling and psychotherapy.

The Board's duties are basically the following:

- 1) Examining and issuing licenses to qualified applicants;
- 2) Establishing or amending rules and regulations necessary and desirable to enforce state statutes;
- 3) Holding hearings in order to revoke, annul or suspend the license of a person violating the psychologist and psychological associate statutes and regulations.

An applicant may be licensed as a psychologist by passing an examination given by the Board or by endorsement. For endorsement, an applicant must provide proof of licensure in another state with equal licensing requirements at the time of original licensing.

In order to qualify for licensure by examination, an applicant must pass a written examination, have a doctorate and one year of experience. The Board has proposed regulations defining the type of acceptable experience. For applicants filing before December 31, 1978, acceptable experience would be:

- (1) graduation from an American Psychology Association (APA) approved doctoral program or a program which meets the APA standards; or
- (2) one year of supervised post-doctoral experience acquired in a facility authorized to provide psychological services; or which meets the APA program standards.

After December 31, 1978, applicants must have one year of post-doctoral experience acquired under the supervision of a licensed psychologist or a diplomate of the American Board of Examiners in Professional Psychology.

Psychological associates may be licensed after examination if they have a master's degree and three years experience, two of which must be in Alaska.

REPORT CONCLUSION

Policy Issues

This review contains policy issues raised as a result of our evaluation of various ard practices. The final policy decisions affecting these practices are not within the scope of this review but require legislative consideration. The legislative oversight committees should take into consideration the findings and alternatives presented in this report, so that the potential impact of policy changes can be evaluated.

Report Conclusion

In our opinion, the Board should continue to regulate and license the psychology and counseling professionals. The regulation and licensing of these professionals is necessary to protect the public's health, safety and welfare.

However, a statutory change should be considered which will increase the number of public members on the Board and allow the public to be better represented (see Recommendation No. 1). Board actions have not been made in the public's best interest. For instance, the Board has been inconsistently evaluating applicants' qualifications and licensing psychologists since the Board's inception (see Recommendation No. 2). Also the Board has been conducting its meetings and making its deliberations and decisions in secrecy (see Recommendation No. 3).

In order for it to perform effectively and efficiently, the Board needs to make several changes. For instance, it needs to comply with the advice from the Attorney General's office to avoid costly litigation proceedings (see Recommendation No. 7). Also the Board needs to update its application forms in order to decrease the current average application processing time of 28 weeks (see Recommendation No. 5).

In addition, the Board needs to develop grading standards and a test manual for its examinations. Problems with examination procedures have already caused one complaint and may result in other court suits (see Recommendation No. 7).

There are at least four unlicensed practitioners in Alaska who may be advertising and practicing psychology or counseling in violation of the Alaska Statutes. In order to adequately protect the public from the practice of unlicensed and unqualified psychologists and psychological associates, the Board should develop a more aggressive investigative policy (see Recommendation No. 6).

In conclusion, the Board needs to analyze and evaluate its purpose and take the necessary actions needed to perform and fulfill its responsibilities.

FINDINGS AND RECOMMENDATIONS

Findings and Recommendations No. 1 through 9 are addressed to the Board of Psychologist and Psychological Associate Examiners. Findings and Recommendations No. 10 and 11 are addressed to the Division of Occupational Licensing (OL), and should be read in conjunction with "A Performance Review of the Division of Occupational Licensing, Department of Commerce and Economic Development, October 30, 1978", issued under separate cover.

Recommendation No. 1

A statutory change should be considered which will increase the number of public members on the Board and allow the public to be better represented.

The Board is currently composed of three psychologists and two public members. In questionnaires returned by State licensed psychologists, 39% of the respondents believed the Board has not operated in the public's best interest.

Our findings support this view. For instance, the Board has been inconsistently licensing applicants even though an Attorney General's opinion and a prior Division of Legislative Audit report, dated August 5, 1975, noted prior inconsistencies and made recommendations to change these practices (see Recommendation No. 2). Also, the Board has been conducting its meetings and making its deliberations and decisions in secrecy (see Recommendation No. 3). Such actions not only expose the State to lawsuits, but also threaten recruiting efforts of State mental health institutions for qualified psychologists and counselors (see Recommendation No. 2).

The regulations and policies of the Board have a substantial impact on the health, welfare and ultimately the costs and services for mental health care in Alaska. The use of additional public members is desirable because knowledgeable active public members provide a valuable point of view and safeguard against problems cited above.

If the above recommendation is found to be infeasible, or if the Board continues to inconsistently apply the statutes after it has had an opportunity to implement its proposed regulations, then it is recommended that the Legislature amend the law transferring the Board's licensing function to the Department of Commerce and Economic Development.

Recommendation No. 2

The Board of Psychologist and Psychological Associate Examiners should consistently apply statutory licensing criteria to all applicants.

In a prior Division of Legislative Audit report dated August 5, 1975, it was found that the provisions of AS 08.86, outlining the required qualifications for licensure of psychologists and psychological associates, had not been consistently applied by the Board. A more recent review of available records filed after 1975 indicates that this condition still exists.

The Attorney General sent a memorandum, dated February 9, 1976, to the Board stating that the licensing requirement "experience acceptable to the board" found in AS 08.86.130(3), was unconstitutionally vague without clarification from adopted regulations. It was also pointed out that a former Board member said that the Board has accepted clinical internship program experience for purposes of AS 08.86.130(3). Therefore, it would be illegal to deny a person with this type of experience the opportunity to take the examination.

Delaying and denial of licensure for qualified applicants not only discourages applicants, but also affects the public's best interests. In a Legislative Audit questionnaire sent to licensed psychologists, 50% of those responding said they believed there is a shortage of psychologists in the State. Thirty-nine percent responded that there was no psychologist shortage and 11% had no opinion. In addition, a proposed report by the Statewide Health Coordinating Council dated September, 1978, noted that family violence, child abuse and neglect, violent crimes and alcohol abuse are major mental health problems in Alaska.

In January, 1977, the Mental Health Advisory Council, a citizen advisory council to the Division of Mental Health and Development Disabilities, Department of Health and Social Services, passed a resolution which listed numerous problems concerning the licensing of psychologists by the Board. The resolution further stated that these problems threaten the viability of many mental health programs in Alaska. Statutes require the director of these programs to have an Alaskan psychologist license.

Psychology regulations have been proposed but have not become effective as of September 30, 1978. Effective regulations will help guide the Board to consistently license qualified applicants. However, if regulations are not promptly implemented, then it is recommended that legislation be introduced to clarify AS 08.36.130(3).

Recommendation No. 3

The Board should openly conduct its meetings and provide documentation supporting its deliberations and decisions.

The Board is conducting its deliberations and parts of its meetings in secrecy. In addition, there is insufficient documentation to identify its decisions. Examples are:

1. Board did not allow license examiners to record or take minutes of the first half of a public meeting.
2. Minutes are ambiguous as to what the Board has decided.
3. There is no documentation in the files identifying Board decisions and actions.

Ambiguous minutes and lack of documentation in the applicants' files have caused licensing problems. For instance, an applicant took the State psychology examination two years ago and passed. The current Board only recently granted the applicant his license, because they say the prior Board decided the person was not qualified. Board minutes support the current Board's position. However, there is conflicting documentation in the applicant's folder as to whether the applicant was approved by the prior Board or allowed to take the examination with only one Board member's approval.

In other instances, we found no evidence in six licensed psychologist files identifying that the Board approved their licenses.

AS 44.62.312(a)(2) states:

"It is the policy of the state that it is the intent of the law that actions of those units (governmental units) be taken openly and that their deliberations be conducted openly."

This statute covers all meetings of a board and, therefore, should be strictly adhered to. Without compliance, the Board gives the impression that the decision making process is not for public knowledge. Also, it is difficult for Board members and others to determine and trace the reasons for prior Board decisions without proper documentation (see the OL Performance Audit Report).

Recommendation No. 4

The Board should comply with the Attorney General's advice and in those cases where the Board disregards this advice, the Attorney General should inform Board members that they may be personally liable for their actions.

Several cases have occurred where the Board has disregarded the Attorney General's advice. Such actions by the Board could expose the State to costly litigation proceedings.

For example, the Attorney General recently advised the Board that a particular applicant was eligible for licensure. The applicant passed the psychology examination in 1976 with the approval of a prior Board chairman. The current Board refused to license the applicant because Board minutes show that the prior Board disapproved of the applicant's eligibility. AS 08.86.120 states that a person who passed the examination given by the Board is entitled to be licensed as a psychologist.

In addition, the Board refused to honor an agreement made by the Department of Law with a license applicant who charged that the psychology examination was unfair. The agreement was for the applicant to take only part of the examination again. The Board wanted the applicant to retake all of the examination (see Recommendation No. 7).

By refusing to follow its counsel, who is the Attorney General, the Board not only exposes the State to litigation proceedings, but also members can become personally liable for actions taken.

The Board has changed its position regarding the above two cases. It recently licensed the first individual discussed above and is allowing the second person to take part of the psychology examination in compliance with the Attorney General's agreement. The decision was made after the Board listened to the advice of OL officials and a representative of the Attorney General's office.

Recommendation No. 5

The Board should update its application forms and regulations in order to promptly process and analyze applications.

It takes the Board an average of 28 weeks, or over 6 months, to receive an application and make a final determination of whether the applicant is qualified. Such long delays are a result of:

- A. Inconsistent licensing (see Recommendation No. 2);
- B. Requests by the Board for additional information from applicants; and

C. Lack of written guidelines for licensure.

The Board made over 10 requests in the last three years for applicants to supply more detailed information regarding post-doctoral supervised experience. Application forms and verification forms of post-doctoral supervised experience and out-of-state licenses should require that the applicant submit sufficient information so the Board can properly evaluate the applicant's qualifications.

In addition, the Board should list in regulations those states whose statutory requirements are similar and dissimilar to Alaska's requirements. This would better inform applicants of whether they are qualified for endorsement or for the examination.

And finally, the Board should develop standard procedures and guidelines for evaluating and licensing applicants. Written guidelines followed consistently by the Board should help lower the application processing time to a more reasonable average.

Recommendation No. 6

The Board should develop a more aggressive investigation policy by establishing clear regulations for licensing violations and by promptly filing complaints against those practitioners who violate the law.

AS 08.86.180 and AS 08.86.185 state that no person may practice or offer to practice psychology, counseling, and psychometrics unless that person is a licensed psychologist or psychological associate, or specifically exempt by the statutes. In addition, the statutes further define that a person who violates these statutes is guilty of a misdemeanor.

There are at least four unlicensed practitioners in Alaska who may be advertising and practicing psychology or counseling in violation of AS 08.86.180 and 08.86.185. In addition, several licensed psychologists expressed concern in a Legislative Audit questionnaire that psychologists educated in areas other than clinical psychology may obtain a license and practice clinical psychology without being qualified to do so.

AS 08.86.220 allows the Board to restrict the practice of a licensed psychologist by specialty, upon a finding that there is a demonstrated problem with competence, experience, education or health. However, according to investigative files and Board meeting minutes, the Board has never sought to do so. Nor has it composed regulations to provide guidance in this investigative area.

In order to adequately protect the public from the practice of unlicensed and unqualified psychologists and psychological associates, the Board should implement regulations which

specifically define under what conditions a licensed psychologist may be restricted to by specialty. Also, the Board should promptly file complaints against any psychologists violating the Alaska psychology statutes.

Recommendation No. 7

The Board should develop standards and a test manual for the examination given to license applicants.

Several respondents to a Legislative Audit questionnaire sent to licensed psychologists in the State noted that the essay and oral questions were exactly identical. A review of past tests shows that the Board made no marks of grading on the test sheets. In addition, there are no written standard answers or grade sheets with which the Board can properly evaluate and grade applicants' tests. Already one examinee has charged that the examination is unfair (see Recommendation No. 3).

In the Ethical Standards of Psychologists published by the American Psychology Association (APA), Principle 8 states that a person examined has the right to know the results and the data on which the judgements were made. It also states that a test manual should be composed that fully describes the development of the test, the rationale and the evidence of validity and reliability.

The Board should follow the APA ethical standards by proposing and implementing regulations and a test manual. Such actions will help the Board treat all applicants in a consistent manner and avoid costly litigations against the Board.

Recommendation No. 8

Legislation should be introduced to change licensing statutes for psychological associates in order to encourage more qualified applicants to apply and become licensed in the State.

Psychological associates include those persons practicing, counseling and administering psychological evaluation and guidance tests. Alaska statutes require that applicants qualified to be licensed as psychological associates must take an examination. In order to take the examination, an applicant must have at least three years experience, two of which must be in Alaska.

As of September 30, 1978, there are only 3 licensed psychological associates in the State. Other psychological associates who are statutorily exempt from being licensed may also be practicing in the State. However, at least two applicants were denied licensure in the last three years because of the licensing requirements. Others may have been discouraged from applying. By removing the requirement for Alaskan experience, the statutes will encourage more qualified

applicants to become licensed and practice in the State.

Another method to encourage more qualified applicants without lowering standards is to allow out-of-state qualified licensed practitioners to obtain their Alaska license without taking the examination. Endorsement is currently allowed for psychologists, but not for psychological associates.

Recommendation No. 9

Legislation should be introduced requiring continuing education for psychologists and psychological associates.

Psychologists and psychological associates are acutely aware of the public's trust that they maintain their professional competency. Required continuing education is one means of fulfilling that trust. In addition, a program of continuing education will assist in avoiding professional obsolescence and keep practitioners aware of changes taking place in the profession.

Twenty-two of 28 psychologists responded to a Legislative Audit questionnaire that they believed continuing education should be required for their profession. In addition, the American Psychology Association endorses the concept and has determined that 11 states require it.

Recommendation No. 10

The Board should establish formal goals, objectives and quantifiable measures which should be included in the OL's budget document.

Objectives describe what an agency or Board is seeking to accomplish during a specific year. Well formulated objectives are capable of measurement and should include numerical targets so that actual accomplishments can be compared with stated targets. Without goals and objectives, the Board's performance cannot be adequately evaluated and analyzed.

OL established its own budget goals and objectives. The budget documents do not include any goals or measures for individual boards. Without the Board's goals and measures being identified or measured neither the Governor's Office nor the Legislature can evaluate the Board's performance (see the OL Performance Audit Report).

Recommendation No. 11

The Division of Occupational Licensing should develop a procedure manual for the licensing examiner supporting the Board.

Currently the licensing examiner supporting the Board has no procedure manual with which to guide his/her actions. There have been five license examiners for the Board in the last two years. With this high turnover, it is necessary that there are standard guidelines to help new and old employees.

It is recommended that the Division enlist the advice of the Board to construct specific guidelines for the examiner. This will help to ensure that the manual accurately reflects any licensing procedure changes made in compliance with Recommendation No. 2.

ANALYSIS OF PUBLIC NEED

Limited Analysis

The following analyses indicate both positive and negative attainments as Board activities relate to the public need factors defined in the "Sunset" law. These analyses are not intended to be comprehensive in nature, but address those areas we were able to cover within the scope of our review.

I. The extent to which the board, commission or program has operated in the public interest.

1. The Board has inconsistently applied the psychology licensing requirements listed in the Alaska Statutes. The Board has also denied several apparently qualified applicants the opportunity to take the psychology examination. Such policies are not in the public's best interest (see Recommendation No. 2).
2. In January, 1977, the Mental Health Advisory Council, a citizen advisory council to the Division of Mental Health and Development Disabilities, Department of Health and Social Services, passed a resolution which listed numerous problems concerning the licensing of psychologists by the Board. The resolution further stated that these problems threaten the viability of many mental health programs in Alaska. Statutes require the director of these programs to have an Alaskan psychologist license.
3. The Board has been disregarding the Attorney General's advice which could expose the State to costly litigation proceedings (see Recommendation No. 4).
4. Several unlicensed psychologists or psychological associates may be advertising or practicing as psychologists or counselors in violation of Alaska Statutes. In order to better protect the public, the Board needs to develop a more aggressive investigative policy (see Recommendation No. 6).
5. The Board has proposed but not implemented regulations defining standards for licensing requirements. This occurred three years after a prior Legislative Audit report dated August 5, 1975, recommended that regulations be adopted and implemented (see Recommendation No. 2).

II. The extent to which the operation of the board, commission, or agency program has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resource, and personnel matters.

1. The Division of Occupational Licensing (OL) has not maintained updated records, files and statistics for Board use (see the OL Performance Audit Report).
2. Investigations have not been processed by the investigation section of OL in a timely manner. There are several investigations that are over two years old (see the OL Performance Audit Report).
3. Statutory requirements for licensing psychological associates are unnecessarily restrictive by requiring two of the three years of acquired experience to be completed in Alaska (see Recommendation No. 8).

III. The extent to which the board, commission or agency has recommended statutory changes which are generally of benefit to the public interest.

1. The Board has made two recommendations for statutory changes. The first would have required that applicants have one year of continuous residency in Alaska before being licensed. It is doubtful whether this is in the public's interest, since it would discriminate against professionals who just moved from other states.

The other recommendation was to delete the statutes which exempt governmental, educational and private agency supervised psychologists and psychological associates from being licensed. We have found no evidence which demonstrates that there is a need for this change in the statutes.

IV. The extent to which the board, commission or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

1. We noted no evidence which demonstrates Board encouragement.

V. The extent to which the board, commission or agency has encouraged public participation in the making of its regulations and decisions.

1. The Board appears to conduct its deliberations and meetings in secrecy (see Recommendation No. 3).
2. During the past four years, thirty-four persons other than Board members and State employees were present during Board meetings as recorded by Board minutes. Many of those participants attended three public meetings to discuss the proposed regulations. Other participants were applicants and other licensed psychologists.
3. The Board advertises in several newspapers to encourage public participation. During the last three years, the advertisements averaged approximately one advertisement per paper for each meeting. Also the advertisements for examinations averaged slightly more than one advertisement per paper. No advertisements were published for public hearings on proposed regulations which is in violation of the Administrative Procedures Act. However, notices of the meetings were sent to interested agencies, which include the Alaska Psychology Association and mental health clinics, and sent to newspapers which did not publish them.

VI. The efficiency with which public inquiries or complaints regarding the activities of the board, commission or agency filed with it, with the department to which a board or commission is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.

1. Two complaints were filed and investigated by the Ombudsman's Office. One was regarding a denial of license by the Board; the other was a complaint about OL misplacing a receipt for a temporary license. The first complaint was labeled by the Ombudsman's Office as a complaint "unsupported" and was "rectified". The other was found to be "justified" and "rectified".
2. A complaint was recorded with OL about the fairness of PPAE's examination. The complaint was resolved with an agreement whereby the applicant only has to retake only part of the examination (see Recommendation No. 4).

VII. The extent to which a board or commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public.

1. A small number of complaints are recorded with OL against state psychology practitioners. There were eight complaints in four years (see Appendix B).

VIII. The extent to which state personnel practices, including affirmative action requirements, have been complied with by the board, commission or agency to its own activities and the area of activity or interest.

1. Psychology and psychological associate applications require unnecessary information such as an applicant's age and picture (see the OL Performance Audit Report).

IX. The extent to which statutory, regulatory, budgeting or other changes are necessary to enable the agency, board or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.

Please refer to the previous section, Findings and Recommendations.

APPENDIXES

APPENDIX A

BOARD OF PSYCHOLOGIST AND
 PSYCHOLOGICAL ASSOCIATE EXAMINERS
REVENUES COMPARED WITH EXPENDITURES
 Fiscal Year 1978
 (UNAUDITED)

Average Revenue (see Schedule 1 and Note 1)	\$ 2,100
Expenditures (see Note 2)	<u>20,000</u>
Excess of Expenditures Over Revenues	<u>\$(17,900)</u>

Schedule 1
 Types of Revenues

<u>Revenues</u>	<u>Amount</u>	<u>Collection Time</u>
<u>Psychologists and Psycho-</u> <u>logical Associates</u>		
Application Fee	\$50	With application
Renewal Fee	50	With renewal of application
Biennial Fee	50	Biennially
Out-of-State License Fee	50	With issuance of license
Temporary License Fee	10	With issuance of license
Duplicate License Fee	2	With issuance of duplicate license
Examination Fee	30	With taking the Professional Education Service Examination

Note 1

Most of the psychology revenues are composed of renewal registration fees. These fees are collected once every two years and cause revenues in one year to be much greater than the revenues collected in the next year. Therefore, we calculated and reported an average of the revenues collected in fiscal year 1977 and 1978 in order to obtain an accurate representation of collected revenues.

Note 2

Expenditures include those made by Board members, such as travel and per diem and an allocated percentage (estimated) of total administrative expenses of OL. They do not include expenditures for efforts of other departments, such as the Department of Law, that may be assisting the Board and OL.

APPENDIX B

COMPLAINTS AND ADMINISTRATIVE
STATISTICS

Schedule 1
Complaints Against Psychologists and
Psychological Associates

	<u>1978¹</u>	<u>1977</u>	<u>1976</u>	<u>1975</u>	<u>Total</u>
Malpractice Complaints	0	0	0	2	2
Insurance Problems	0	1	0	0	1
Practicing Without Licenses	1	0	2	1	4
Unfair Practical Examination given by Board	<u>1</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>
<u>Total</u>	<u>2</u>	<u>1</u>	<u>2</u>	<u>3</u>	<u>8</u>

Schedule 2
Administrative Statistics

	<u>As of October 13, 1978</u>
Licensed Psychologists	52
Licensed Psychological Associates	3
Board Meetings:	
Average number of meetings per year	5 meetings
Average Time Length per Meeting	4 hours

(1) Statistics as of September 30, 1978

APPENDIX C

QUESTIONNAIRE SENT TO BOARD MEMBERS

1. What do you believe to be the goals and objectives of the Board of Psychologists and Psychological Associate Examiners?

<u>Description</u>	<u>Number of Board Members' Responses</u> (see Note 1 and 2)
<i>To formulate recommendations to upgrade statutes.</i>	3
<i>To protect the Alaskan public by ensuring the competence of the profession through a fair and impartial examination process.</i>	3
<i>To conduct board meetings and hold public hearings to determine best interests of the public.</i>	1
<i>To establish standards which are commensurate with best standards of other states.</i>	2
<i>Protection of consumer from fraudulent use and misrepresentation by the profession and by unqualified members.</i>	1
<i>Make suggestions to the Alaska State Psychology Association.</i>	1

2. How does the Board measure its progress in meeting its goals and objectives?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Establish standards through regulations, which when adopted and implemented, will achieve our objectives.</i>	2
<i>Establish a fair and impartial licensing Board.</i>	1
<i>Through the number and caliber of successful applicants.</i>	2

3. Is the staff from the Department of Commerce and Economic Development and/or other departments adequate to perform and enforce all laws and regulations relating to the Board of Psychologists and Psychological Associate Examiners? What staff support services are provided adequately? Inadequately?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Staff is adequate.</i>	3
<i>Inadequate investigation staff.</i>	2
<i>Don't know.</i>	1

4. What evidence exists demonstrating that the Board has operated in the public's best interest?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Few lawsuits for malpractice against licensed psychologists.</i>	1
<i>Only one Ombudsman's complaint.</i>	1
<i>Board has not licensed persons with inadequate credentials.</i>	1
<i>The development of regulations.</i>	1
<i>Can't answer.</i>	1

5. What evidence exists demonstrating that the absence of psychological regulations and/or the Board would be detrimental to the public's best interest?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Since Board has received many inquiries from aspiring psychologists who never apply for licensure, it might be assumed those people could become self-appointed practitioners.</i>	1
<i>Every state has licensing laws for psychologists.</i>	1
<i>No hard evidence except that Board is aware of persons practicing, counseling whose practice is not helpful and is even harmful to the public.</i>	1

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Actions by the Attorney General have become necessary because of the vagueness of the licensure statutes. Regulations were essential to clarify these cases</i>	1
<i>Recurrent complaints of misrepresentation and unethical practice evidence the need for licensing laws.</i>	1
<i>Don't know.</i>	1

6. Has the Board recommended any statutory changes which are generally in the public's best interest?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>The Board recommended the deletion of the statute which exempts those unlicensed psychologists who are working in governmental, educational and private agencies where they could be appropriately supervised.</i>	1
<i>Yes, several statutory changes have been suggested.</i>	2
<i>No. However, they have proposed regulations.</i>	1

7. Has the Board made any studies to determine if there is a psychologist and psychological associate manpower shortage in Alaska or certain areas of Alaska? What were the studies' conclusions? What do you believe is the manpower situation?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>No.</i>	2
<i>Know of an acute shortage of well-qualified psychologists.</i>	1
<i>Don't know.</i>	1

8. Are there any statutes or regulations that you believe to be obsolete, vague, unduly restrictive and/or inadequate to provide the Board with the responsibility and power to properly govern the purpose and activities of the Board? Please list and explain.

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>Yes, but these have been scrutinized, and changes are in the forthcoming regulations.</i>	3
<i>Psychological associate licensing standards do not exist.</i>	1

9. What changes could be made to the Board which would improve its service to the public?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>There is concern that with three professional members and two public members, the balance in a vote may be critical. Also, in the examination process, each public member has the same power to pass and fail test items as the professional members, thus making it morally impossible for a professional member to be absent for any reason.</i>	1
<i>The screening, testing, and interviewing process needs improvements.</i>	1
<i>Addition of one more professional and public member would be helpful.</i>	1
<i>Don't know.</i>	1

10. Why is the essay examination needed in addition to the Professional Examination Service examination?

<u>Description</u>	<u>Number of Board Members' Responses</u>
<i>To test applicant on ethics and problems unique to Alaska, including Alaska law.</i>	4
<i>To offer more criteria concerning the suitability of the candidate.</i>	3
<i>To be aligned with practices in other states.</i>	1

11. Do you think continuing education requirements should be enacted by the Legislature and/or the Board?

<u>Description</u>	<u>Number of Board Members' Responses</u>
Yes.	3
<i>Continuing education should be required only by the actions of the Board.</i>	1

Note 1

The questionnaire was sent to the 5 present Board members and 1 prior Board member whose term had recently expired. We received replies to our questions from 4 Board members. Therefore, the response rate is 67%.

Note 2

Each Board member responded to each question with several answers. Therefore, total responses for each question may exceed the number of Board members.

APPENDIX D

QUESTIONNAIRE SENT TO PSYCHOLOGISTS

	% Responses (see Notes 1, & 2)		
	<u>Yes</u>	<u>No</u>	<u>No Opinion</u>
1. Have you been able to attend any psychology seminars or classes after being licensed within the last year?	86%	14%	0%
2. If so, how many hours of continuing education have you had this year? <i>Average</i>	<u>26 hours</u>		
3. Do you believe that state laws should require continuing education before psychologist licenses are renewed?	79%	14%	7%
4. Have you ever had any contact with the Board of Psychologist and Psychological Associate Examiners?	79%	21%	0%
5. Do you believe that the Board of Psychologist and Psychological Associate Examiners has operated in the public's best interest?	58%	39%	3%
6. Do you believe that the Board of Psychologist and Psychological Associate Examiners has fairly and consistently evaluated license applicants?	61%	29%	10%
7. When you were licensed in Alaska, did you take the following tests:			
1. Professional Examination Service multiple choice exam	61%	29%	10%
2. An essay examination	21%	68%	11%
3. An oral examination	50%	43%	7%
8. If you took the written essay examination, what subjects were asked?			
<i>Ethics was the most frequently mentioned answer.</i>			
9. If you took an oral examination, what subjects were asked?			
<i>Ethics was the most frequently mentioned answer.</i>			

		% Responses (see Note 1 & 2)		
		Yes	No	Opinion
10.	Do you believe that the following adequately test an applicants' ability for licensure purposes?			
	a. Professional Examination Service multiple choice exam	50%	47%	3%
	b. Essay examination	43%	47%	10%
	c. Oral examination	54%	39%	7%
11.	After the exam, were you told your scores of each exam?	29%	57%	14%
12.	Do you believe that Alaska's licensing requirements for temporary and permanent licenses are adequate and effective in ensuring that the public is protected?	39%	50%	11%
13.	Do you have any complaints concerning the service provided by the staff support of the Division of Occupational Licensing, Department of Commerce and Economic Development?	29%	64%	7%
14.	Do you believe that there is a shortage of psychologists in the state?	50%	39%	11%
15.	Do you believe that there is a need for licensure of all psychologists in the state?	93%	7%	0%
16.	Do you believe that certifying psychologists would be as effective in protecting the public as the current licensing system?	28%	54%	18%
17.	Are you aware of any discriminatory practices involving licensing of minority groups?	0%	97%	3%
18.	If you have seen the regulations proposed by the Board of Psychologists and Psychological Associate Examiners, do you believe they are fair and adequate in order to protect the public?	54%	19%	28%

% Responses
(see Note 1 & 2)

	<u>Yes</u>	<u>No</u>	<u>No Opinion</u>
--	------------	-----------	-----------------------

19. Do you believe a requirement of one year postgraduate experience for licensing psychologists is:			
a. too lenient of a requirement	11%	0%	0%
b. too restrictive of a requirement	11%	0%	0%
c. adequate in order to protect the public	75%	0%	3%

Note 1

Number of questionnaires sent to State licensed psychologists	52
Number of psychologists who responded	28
Response Rate	53%

Note 2

Questionnaires were also sent to the three psychological associations. Their responses were not received in time to include them in this report.

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

RECEIVED

JAN 11 AM.

LEGISLATIVE
AUDIT

January 9, 1979

Mr. Gerald Wilkerson
Legislative Auditor
Division of Legislative Audit
Pouch W
Juneau, Alaska 99811

Dear Mr. Wilkerson:

We have reviewed your preliminary reports as shown below:

1. Board of Examiners in Optometry
2. Board of Dispensing Opticians
3. Board of Psychologist and Psychological Association Examiners
4. Board of Chiropractic Examiners
5. Alaska State Medical Board
6. Board of Veterinary Examiners
7. State Physical Therapy Board
8. Board of Pharmacy
9. Board of Nursing
10. Board of Nursing Home Administrators
11. Board of Dental Examiners
12. Alaska Transportation Commission

We view these reviews of agency programs and activities which are specifically subject to termination in a manner different from those made of State departments or agencies. Usually we in the Executive Branch endeavor to respond directly to each finding and recommendation. However, in regard to the Boards and Commissions, the Executive Branch agency during a public hearing shall demonstrate a public need for its continued existence or the discontinuation of the program, and the extent to which any change in the manner of exercise of its functions or activities may increase efficiency of administration or operation consistent with the public interest.

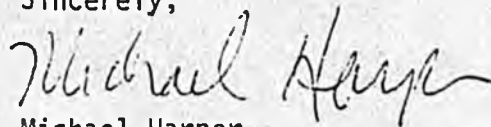
The Executive Branch of Alaska Government has made an extensive study of the above Boards and the Alaska Transportation Commission. We are continuing to study those entities, their origin, their present and future potential, and other related subjects in conjunction with Alaska statutes 24 and 44 (Sunset Legislation). As prescribed in AS 44.66.050 one or more legislative hearings are to be held to receive testimony from the public, the Commissioner of the department having administrative responsibility for each, and the members of the Boards or Commission involved. During those hearings we will present our findings and recommendations affecting each of the foregoing Boards and the Alaska Transportation Commission.

Mr. Gerald Wilkerson
Page 2

January 9, 1979

Accordingly, we are presenting this in addition to the responses from the Department of Commerce, Department of Law, and the individual Board or Commission members and others on an interim basis.

Sincerely,

A handwritten signature in cursive script that reads "Michael Harper".

Michael Harper
Administrative Assistant
to the Governor

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

JAY S. HAMMOND, GOVERNOR

POUCH K-STATE CAPITOL
JUNEAU, ALASKA 99811

Gerald L. Wilkerson, CPA
Legislative Auditor
Division of Legislative Audit
Pouch W
Juneau, Alaska 99811

Dear Mr. Wilkerson:

This department has reviewed recommendation number 4 of the performance review of the Board of Psychologists and Psychological Associate Examiners submitted by your division.

Recommendation number 4 reads:

The Board should comply with the Attorney General's advice and in those cases where the Board disregards this advice, the Attorney General should inform Board members that they may be personally liable for their actions.

Please be advised that the recommendation of your division represents what has been the consistent policy of this department with respect to every occupational licensing board under the Department of Commerce and Economic Development, including the Board of Psychologists and Psychological Associate Examiners. While the minutes of the Board of Psychologists and Psychological Associate Examiners may not reflect this department's admonition to Board members that failure to license certain applicants contrary to our express advice would subject them to possible personal liability, the department has done so on at least three occasions.

Gerald L. Wilkerson, CPA
December 22, 1978
Page 2

Should you wish further clarification or verification of this policy as we have applied it to the Board of Psychologists and Psychological Associate Examiners, please do not hesitate to contact this office.

Sincerely,

AVRUM M. GROSS
ATTORNEY GENERAL

By: *Bruce Botelho*
Bruce M. Botelho
Assistant Attorney General

BMB:cb

cc: Commissioner, Department of Administration
Commissioner, Department of Commerce and Economic Development

STATE OF ALASKA

DEPARTMENT OF COMMERCE & ECONOMIC DEVELOPMENT

DIVISION OF OCCUPATIONAL LICENSING

JAY S. HAMMOND, Governor

POUCH D
JUNEAU, ALASKA 99811

December 15, 1978

Gerald L. Wilkerson, CPA
Legislative Auditor
Division of Legislative Audit
Pouch W
Juneau, Alaska 99811

Dear Mr. Wilkerson:

The following comments are in response to the Performance Review of the Board of Psychologists and Psychological Associate Examiners, as submitted by the Division of Legislative Audit.

Recommendation No. 1. Agreed. The use of additional public members could provide a beneficial overall perspective in board operations. However, we would not advocate increasing the size of board membership.

Recommendation No 2. Your basic premise underlying this recommendation is that effective regulations will help guide the board in consistently licensing qualified applicants. I am in complete agreement.

The proposed regulations were signed by the Lieutenant Governor and will become effective on December 24, 1978. I feel these regulations will provide the necessary frame work for applicants to be dealt with consistently.

Recommendation No. 3. Agreed. I have forwarded a copy of AS 44.62.312(a)(2) concerning public meetings to the board for their information. The Director of the Division of Occupational Licensing has also discussed this situation with the board. All meetings are now recorded and minutes taken. This recommendation has been implemented.

Recommendation No. 4. Agreed. The regulations referred to in my response to recommendation no. 1 will remedy the major portion of your recommendation. Your additional comment concerning board members becoming personally liable is a legal question which I feel should be answered by an attorney within the Department of Law.

December 15, 1978

Recommendation No. 5. Agreed. The portion of this recommendation concerning updating regulations has been answered in responding to recommendation no. 1. The application form will be revised by December 31, 1979.

Recommendation No. 6. AS 08.86.070 describes the duties of the board. It is the responsibility of the Division of Occupational Licensing to investigate complaints and the board will act as a quasi-judicial body. I do agree that the board may request an investigation. Should any board member request an investigation the division will proceed.

Recommendation No. 7. Agreed. Regulations discussed in recommendation no. 1 will in effect partially institute this recommendation. The division will work with the board concerning implementation.

Recommendation No. 8. Agreed. The board is reviewing this recommendation. The division will provide any assistance necessary or requested in order to rectify this problem.

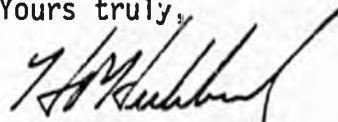
Recommendation No. 9. I agree with the concept concerning continuing education as a condition of relicensure.

Recommendation No. 10. Agreed. This board, as well as all boards, will be contacted in March or April, 1979 for input into the division's budget for FY 1981. This input will address the board's goals, objectives and financial needs.

Recommendation No. 11. Agreed. Discussions will be held with the board and through cooperative efforts a procedure manual will be formulated by the end of calendar year 1979.

I appreciate the time and efforts expended by your staff.

Yours truly,



H. Phillip Hubbard
Commissioner

Entry Requirements for Professional Practice of Psychology

**A Guide for Students
and Faculty**

**American Association of
State Psychology Boards**





The Purpose of Licensure or Certification of Psychologists*

The practice of professional psychology is now regulated by law in 49 of the 50 states of the U.S., as well as the District of Columbia and 7 provinces of Canada.** The laws are intended to protect the public by limiting licensure to those persons who are qualified to practice psychology as defined by state law.

The legal basis for licensure lies in the right of the state to enact legislation to protect its citizens. *Caveat emptor* or "buyer beware," is felt to be an unsound maxim when the "buyer" of services cannot be sufficiently well informed to beware, and hence states have established regulatory Boards to license qualified practitioners. A professional board is a state agency acting to protect the public, not to serve the profession. However, by insuring high standards for those who practice independently, the Board is simultaneously serving the best interests of both the public and profession. The major functions of any professional board are: (1) To determine the standards for admission into the profession and to administer appropriate procedures for selection and examination, and (2) To regulate practice and to conduct disciplinary proceedings involving violation of standards of professional conduct embodied in law.

Those who practice the profession of psychology in a research laboratory, in a state or federal institution or agency, or in a college or university are still exempt from the requirements of licensure in some states, although there is a trend toward requiring licensure of agency employees. The psychologist who offers direct services to the public for a fee must be licensed.

Typical Requirements of Psychology Licensing Laws

Licensing laws in the various jurisdictions differ considerably, yet most have a common core of agreement. Of course, each board is the final authority

*When both the title and practice of psychology are regulated, the law is called a *licensing law*, when only the title of psychologist is regulated, the law is called a *certification law*. To avoid redundancy in the remainder of our discussion the word "licensure" will be used to stand for either licensure or certification.

**Throughout this text the term "state" will refer to Canada's provinces as well as political subdivisions of the U.S.

The Purpose of this Brochure

The American Association of State Psychology Boards (AASPB) has become increasingly concerned that students preparing for professional practice of psychology be made aware of the legal requirements for entry into such practice. The purpose of this brochure is to acquaint students with typical requirements for licensure or certification in the various jurisdictions in the United States and Canada. The Association hopes that an understanding of these requirements will enable the student to better meet the standards established by law to regulate the practice of psychology in the public interest.

What is the American Association of State Psychology Boards?

The AASPB was formed in 1961 to serve a number of needs of state psychology boards throughout North America. One primary need was the establishment of a standardized, written examination for professional practice in psychology which could be used by all jurisdictions to examine candidates for licensure or certification. In addition to that purpose, the AASPB also serves to coordinate efforts of the various boards, facilitate communication among boards, and act as a voice for those responsible for the legal regulation of the practice of psychology.

on all matters of requirements within its jurisdiction and should be contacted for specifics. The typical requirements for licensure in the various jurisdictions are as follows:

A) Education

Achievement of a doctoral degree in psychology from an approved program, or the equivalent as deemed by the board. The definitions of approved programs vary widely, but often refer to accreditation of the academic institutions by recognized accrediting bodies. (Some states have two or more levels of licensure or certification, with the lower level requiring less than the doctoral degree and entailing more restrictions on the practitioner.)

B) Experience

One or two years supervised experience in a setting approved by the state board. Most, but not all, states require that some of the supervised experience be postdoctoral.

C) Examination

Demonstration of relevant knowledge through passing an objective written examination. The Examination of Professional Practice in Psychology, constructed by a committee of AASPB in association with the Professional Examination Service, is used in about 48 jurisdictions. The cut-off point for successful performance on the examination is determined by the board having authority for the jurisdiction. In some states, successful performance is required on an oral and/or essay examination conducted by the Board or a committee designated by the Board. Specialty examinations, e.g. in clinical psychology, industrial psychology, or school psychology may become common in the near future.

D) Administrative requirements

In addition to the foregoing requirements, the various state laws specify different citizenship, age, and residence requirements, as well as requiring evidence of good moral character.

Stated succinctly, the major hurdles which any candidate must meet in the evaluation by the board are:

- 1) The Board's review of credentials (transcripts, application, references).
- 2) Examination (written and/or oral)

Most candidates successfully pass these hurdles, but some fail. Potential sources of difficulty are discussed below

How to Prepare for Successfully Meeting the Requirements of Licensure

Although well prepared candidates have little or no problem with the licensing process, certain areas can be identified in which difficulties are most likely to occur. These potential problem areas are:

1) **Knowledge of the law and regulations.** The applicant should examine the law for the jurisdiction in which licensure is sought to assure that there has been full compliance with the law before an application is submitted. The applicant also should be familiar with, and comply with, any regulations of the board with respect to qualifications.

2) **Adequacy of training and/or experience.** The problems subsumed under this heading include a lack of the appropriate degree specified by the law (usually a Ph.D. in psychology); failure of the candidate to complete the required number of graduate hours in psychology; failure of the institution from which the degree was granted to meet the criteria for approval by the board; failure of the specific curriculum in which the student was enrolled to meet the requirements of the particular state board. With regard to the last-mentioned criterion, most laws contain a stipulation that the graduate work be predominantly psychological in nature, and the doctoral degree be based upon a dissertation which is psychological in content. It should also be noted that some jurisdictions require evidence of continuing education, beyond the Ph.D., for psychologists to retain their licenses.

In addition to these problems having to do with the nature of the candidate's education, each law specifies the duration of experience required, and each board stipulates the type of setting in which approved experience may be obtained. Typical of such approved settings are the APA-approved internship programs. Each candidate should plan for supervised experience that will satisfy the legal requirements for practice in the jurisdiction in which licensure is desired.

3) **Examination Performance.** Successful performance in state licensing examinations usually requires demonstration of knowledge of basic psychology which is relevant to professional practice, along with knowledge of professional ethics and professional affairs. While numerous factors are undoubtedly operative, probably the most frequent source of failure is the candidate's possession of insufficient knowledge of basic psychology. Candidates may also be disqualified in oral examinations as a consequence of demonstration of insufficient knowledge about the management of professional problems, particularly ethical problems.

The Content of the Examination of Professional Practice in Psychology

In order to help the candidate to prepare for the Examination of Professional Practice in Psychology (EPPP), a separate brochure has been prepared by AASPB, and is available from AASPB, the Professional Examination Service, or the board of examiners in those jurisdictions using the exam. In the paragraphs below, the content of that examination is summarized briefly.

- 1) **Background knowledge:** physiological psychology and comparative psychology, learning, history, theory and systems, sensation and perception, motivation, social psychology, personality, cognitive processes, developmental psychology, psychopharmacology;
- 2) **Methodology:** research design and interpretation, statistics, test construction and interpretation, scaling;
- 3) **Professional practice:**
 - a) Clinical psychology: test usage and interpretation, diagnosis, psychopathology, therapy, judgment in clinical situations, community health;
 - b) Behavior modification: Learning, applications;
 - c) Other specialities: Management consulting, industrial and human engineering, social psychology, T-groups, counseling and guidance, communications, systems analysis;
 - d) Professional conduct, affairs, and ethics: Interdisciplinary relations, professional conduct, knowledge of professional affairs.

The EPPP is published in various forms, with new forms published periodically. The examination varies from 150 to 200 items in length. The content areas enumerated above are not equally weighted.

The requirements for licensure, delineated above, and the discussion of potential bases for denial, suggest that the student who seeks out a broad and sophisticated background in psychology is likely to encounter few problems in the licensing process. The student should especially seek experiences which emphasize the application of psychological knowledge to problems likely to be encountered as a professional psychologist. Narrowly based training, avoiding the complexity of the field of psychology, is probably not in the student's best interest if professional practice is a goal. cursory or limited supervision, or supervision by

other than a qualified psychologist, is also likely to lead to deficiencies. Moreover, since psychologists tend to be mobile, a broad background acceptable to all or most boards is preferable to training narrowly designed to meet the requirements of a single jurisdiction. Students who have sought out experiences consistent with APA standards and have taken training at recognized facilities of quality rarely experience difficulty in obtaining licensure.

An Interstate Reporting Service has been established by the Professional Examination Service to facilitate mobility by permitting easier endorsement of licenses among states. The Reporting Service maintains a permanent record of examination scores on the EPPP for those candidates who choose to register. On the candidate's request, the Service will report the score, accompanied by appropriate normative data, to the board of another state in which licensure is being sought.

Resources

It cannot be overemphasized that the final and absolute word concerning requirements for licensure in any state must be obtained from the specific board in question. Addresses for state boards are published each calendar year in the *American Psychologist*. When in doubt, write or call your board. In addition to the individual Boards, the following are other sources of information which may be of value to students and faculty.

American Association of State Psychology Boards
c/o Morton Berger, Ph.D.
N.Y. State Board of Psychology
99 Washington Avenue, Rm. 1841
Albany, New York 12230

American Psychological Association,
Office of Professional Affairs
1200 Seventeenth Street, N.W.
Washington, D.C. 20036

American Psychological Association,
Office of Educational Affairs
1200 Seventeenth Street, N.W.
Washington, D.C. 20036

Standards for Providers of Psychological Services,
American Psychological Association, September,
1974

A model for state legislation affecting the practice of psychology, 1967. *American Psychologist*, Vol. 22, No. 12, December 1967.

A model for state legislation affecting the practice of psychology, 1975. (Draft) Committee on State Legislation, American Psychological Association.

Ethical Standards of Psychologists. *American Psychologist*, 1963. (Amended 1965 and 1972). Published and updated periodically by the American Psychological Association.

Professional Examination Service
475 Riverside Drive
New York, NY 10027

APA-Approved Doctoral Programs in Clinical, Counseling, and School Psychology. Published annually in the *American Psychologist*.

APA-Approved Internships for Doctoral Training in Clinical and Counseling Psychology. Published annually in the *American Psychologist*.

Terris, L.D. The National Licensing Examination. *Professional Psychology*, 1973, 4, 386-391.

Secretary of the State Board of Examiners of Psychologists, your state.

JAMES C. PARSONS
207 E. NORTHERN LIGHTS BLVD. • ANCHORAGE, ALASKA 99503
PHONE 276-2230

April 20, 1979

Sen. W. E. Bradley, Chairman
Senate Commerce Committee
Pouch V
Juneau, Ak, 99811

Dear Brad:

I am deeply concerned that the Board of Psychologist and Psychological Associate Examiners may be terminated under sunset review. I will not go into detailed history of what has happened concerning this professional licensing board except to say that I was in the House when the original bill passed that body in 1964 and have been concerned about professional standards in my field for the past quarter century.

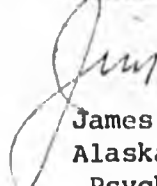
During the past several years while I have been Secretary of this Board, we have attempted to tighten up procedures and indeed, the first regulations for the Board were finally approved in December of 1978. Unfortunately, some of the statements made in both the sunset audit review and other investigations are difficult to address without lengthy explanation and refutation.

I would hope that your committee would see fit to extend the life of this Board since I do not think it would be in the public interest for this function to be assumed by a government agency, rather than by professionals in the field.

The impact of our Board being sunsetted would place in jeopardy anyone who is licensed in Alaska who attempted to move to another licensing jurisdiction (every state, Washington, D.C., and Puerto Rico have similar boards and standards). This is crucial, since every state board checks to see if standards of screening and testing are equal to those in their jurisdiction.

In addition to a national objective examination, each state gives a state examination to attempt to evaluate factors of professional ethics, work samples and similar issues.

Sincerely,



James C. Parsons, Secretary
Alaska Board of Psychologist and
Psychological Associate Examiners

JCP:amh
enc.

AMERICAN ASSOCIATION OF STATE PSYCHOLOGY BOARDS

Committee on Supervision

The American Association of State Psychology Boards established a Committee on Supervision with the charge that it develop Guidelines for the attainment of that amount of supervised practice which is required as a pre-condition to licensure. The need for such Guidelines has been evidenced by mounting pressure towards uniform standards for licensing on a Federal level, as well as the continuing feedback that many States were having difficulty arriving at consistent standards for evaluating this aspect of their applicants' credentials. The Committee was also charged with the development of Guidelines for Supervision of unlicensed persons providing psychological services. This initial report concerns itself with the first of these issues.

A period of supervised professional work experience is widely recognized by statute as one of the prerequisites for credentialing for autonomous practice. The process of supervision, that is, the management of a work experience and evaluation of the psychologist's performance, serves as a bridge between graduate education and practicum training, and the detailed application of professional skills in specific client situations.

The supervisory function serves a multiplicity of purposes. It provides guidance in administrative issues in the practice setting, it continues and expands education in skills, it offers emotional support, and it provides evaluation for purposes of the supervisee's growth, as well as administrative judgment relative to the supervisee's capacity for autonomous professional functioning. The supervisor assigns work, sets realistic standards for achievement, and offers evaluation of the supervisee's performance. The supervisor offers a perspective on the relationship between the supervisee's assignment, the rest of the agency and the facilities available outside of the agency, in order that the supervisee's diagnostic and intervention procedures are intelligently placed within the context of all of the systems effecting and influencing the client. In addition to all of this, the supervisor must deal with the personal characteristics of the supervisee which either enhance or interfere with his work efficiency.

The following Guidelines are based on a careful review of the operation of all of the State Boards of Examiners, and intensive consideration and debate of the Executive Committee of the American Association of State Psychology Boards. In addition to detailing what we deem to be reasonable minimal standards for supervised practice, this document underlines and emphasizes the legal, administrative and professional responsibility of the licensed psychologist designated as supervisor. It is the supervisor's obligation to limit supervision to those areas in which he/she has professional expertise, as well as to develop the specialized skills necessary to render competent supervision.

SUPERVISED PRACTICE AS PREREQUISITE FOR LICENSURE

I. Duration and Setting of Supervised Practice

- A. Two years of supervised and documented experience shall be required prior to considering a candidate as eligible for admission to examination for full licensure.
 - 1. The first year of supervised experience shall be credited only after accruing the equivalent of two years of full time graduate study in an integrated sequence of course work in psychology. The second year of supervised experience must be obtained post-doctorally. Credit shall not be granted for practice in connection with course work practicum experience for which graduate credits are granted.
- B. Supervised experience shall be credited only for professional practice in an organized public or private agency, institution or organization which will provide an opportunity for contact with other disciplines, and an opportunity for work with a broad range of clients. Other settings may be considered only by prior arrangement with, and approval, of the Board.
 - 1. A minimum qualifying placement shall consist of the equivalent of one full year (35 hours per week) assignment to insure a comprehensive, supervised work experience.

II. Qualifications of Supervisors

- A. Overall supervision of the psychologist's professional growth resides in the licensed psychologist. Specific skill training may be assigned to other specialists, under the authority of the supervising psychologist. The non-psychologist supervisor shall have clearly established practice and teaching skills demonstrable to the satisfaction of both the supervising psychologist, and the supervisee.
- B. The supervisor shall so limit supervisory responsibilities as to be certain to maintain a level of supervision and practice consistent with professional standards insuring the welfare of the supervisee and the client.

III. Amount of Supervisory Contact

In keeping with previous recommendations, there shall be one hour per week as a minimum for general administrative supervision. Specific case discussion and skill training require additional supervisory contact. Supervision is to be conducted on a one to one basis, and shall not be substituted for by group seminars or consultation which may be excellent training procedures in their own right. It is likely that much more than one hour per week would be required, especially with supervisees of lesser experience.

IV. Conduct of Supervision

- A. The committee recognizes that, under all circumstances, the variability in preparation for practice of the trainee will require individually tailored supervision. The specific content of the supervised procedures will have to be worked out between the individual and the supervisee.

- B. The licensed psychologist who provides supervision for the candidate for licensure, must have legal, administrative, and professional responsibility for the work of the supervisee. This means that the supervisor must be available to the supervisee, at the point of the decision making. The supervisor's relationship with the supervisee shall be clearly differentiated from that of consultant, who may be called in at the discretion of the consultee, and who has none of the legal, administrative or professional accountability for the services performed, and the welfare of the client.

V. Evaluation and Accreditation of Supervised Practice

- A. The Board shall require submission of information by the supervisor(s) which will enable it to evaluate and credit the extent and quality of the candidate's supervised practice.

The form requesting such information shall cover the following:

- a. Name of Supervisee
 - b. Educational level of Supervisee
 - c. Supervisor's name, address, license number, State in which granted and area of specialization.
 - d. Name and nature of setting in which supervised practice took place.
 - e. Dates of practice covered in this report.
 - f. Number of practice hours during this period.
 - g. Supervisee's duties.
 - h. Number of one to one supervisory hours.
 - i. Assessment of supervisee's performance.
- B. Supervised practice time during which the Supervisor deems Supervisee's performance to have been unacceptable shall not be credited towards the required supervised practice hours.

Morris Goodman, Ph. D.

Judy Hall, Ph. D.
Evelyn Rule, Ph. D.
Tommy Stigall, Ph. D.
Joan Taylor, Ph. D.
Morton Berger, Ph. D., Ex Officio

STATE OF ALASKA
DEPARTMENT OF COMMERCE & ECONOMIC DEVELOPMENT
DIVISION OF OCCUPATIONAL LICENSING
POUCH D
JUNEAU, ALASKA 99811
Phone (907) 465-2544

PSYCHOLOGY PROCEDURE SHEET

AS 03.36: Alaska law requires licensure to practice Psychology.

General Instructions: All copies of documents must be certified by a Notary Public to be true copies of the original documents. Your application and supporting documents will be returned if they are not completed and in proper form.

Foreign applicants: All foreign documents must be certified by a Notary Public and must be accompanied by certified translations by a recognized translator.

Applicants are requested to read the application and these instructions carefully, as failure to do so may cause additional correspondence and delay in the processing of your application; it may result in your having to wait for the next board meeting or examination.

REFERENCES: Attached are reference letter forms which must be forwarded by you to your list of references and then submitted directly to the Department of Commerce and Economic Development.

VERIFICATION OF OUT-OF-STATE LICENSURE: Attached is a verification form. It is your responsibility to forward this form to the state where you are presently licensed and then submit it directly to this office.

VERIFICATION OF POST DOCTORAL SUPERVISED EXPERIENCE: Attached is a Post Doctoral Supervisory Experience Verification form. This form must be submitted to your supervisor or former supervisor for completion by them and submitted directly to this office.

LICENSURE BY ENDORSEMENT: (Psychologist) The following documents must be on file in this office before you will be considered for licensure:

1. A completed notarized application, photo and \$50.00 application fee.
2. Out-of-state license fee of \$50.00.
3. Verification of current licensure in another state.
4. a. Proof of a Doctoral Degree with primary emphasis on psychology from an accredited school.
b. Proof of one year post doctoral supervised experience;
-OR-
c. Proof that you are a diplomate in good standing with the American Board of Examiners in Professional Psychology.
5. Five (5) reference letters.
6. Resume or Visa.
7. Official transcript from school that granted Bachelors Degree.
8. Official transcript from school that granted Masters Degree.
9. Official transcript from school that granted Doctoral Degree.

AS 03.86 requires that the examination and qualifications at the time of your licensure are essentially similar to Alaska. Therefore, the acceptance or rejection of your application will be based on these requirements.

If you are a diplomate of the American Board of Examiners in Professional Psychology, you are eligible for licensure by endorsement. You must submit certified evidence that you are a diplomate.

After all documents are received in this office, they will be submitted to the Board for review. You will be notified by this Department of the Board's decision.

LICENSURE BY EXAMINATION: (PSYCHOLOGIST) The following documents must be on file in this office before you will be considered for examination:

1. A completed notarized application, photo and a \$50.00 application fee.
2. A \$30.00 examination fee.
3. Proof of a Doctoral Degree with emphasis on Psychology from an accredited school.
4. Five (5) reference letters. Attached are reference letter forms.
5. Proof of one year of post doctoral supervised experience.
6. Resume or Visa.
7. Official transcript from school that granted Bachelors Degree.
8. Official transcript from school that granted Masters Degree.
9. Official transcript from school that granted Doctoral Degree.

After all documents are received in this office, they will be submitted to the Board for review. You will be notified by this Department of the Board's decision.

LICENSURE BY EXAMINATION: (Psychological Associate) The following documents must be on file in this office before you will be considered for examination:

1. A completed notarized application, photo and application fee.
2. A \$30.00 examination fee.
3. Certified copy of a Masters Degree showing proof of at least 24 semester hours of course work related to counseling or another specialized area which licensure is requested.
4. Proof of practical work or previously studied theory on your Masters Degree.
5. Proof of three (3) years' experience within the past ten (10) years which must be as follows: Two (2) years of experience in Alaska; and one (1) year of supervised post graduate experience.
6. Recommendation from your immediate supervisor, if a licensed Psychologist, or from two licensed Psychologists who hold Doctoral Degrees.
7. Five (5) reference letters.
8. Official transcript from school that granted Bachelors Degree.
9. Official transcript from school that granted Masters Degree.
10. Official transcript from school that granted Doctoral Degree.

An applicant for the Psychological Associate examination cannot be scheduled for the examination if he has failed the examination within the past

six (6) months. The applicant must wait until his six months period has expired before he can be rescheduled for the examination.

EXAMINATIONS: Examinations are usually held in March and September of each year. The Board utilizes the written examination provided by the American Association of State Psychology Boards. These examinations are usually four hours long. The answer sheets are returned to the Professional Examination Service for grading. Examinees are notified of the results of the examination by this Department after they are received in this office. The Board has approved one (1) standard deviation below the mean as an acceptable score for licensure.

RENEWAL OF LICENSES: All permanent licenses must be renewed by June 30 on odd number years. A license which is not renewed by the due date lapses. A penalty of \$10.00 shall be charged in addition to all delinquent renewal fees for reinstatement of a license which remains lapsed for more than 60 days. It is illegal to practice on a lapsed license. Notification of the necessity to renew will be mailed to each licensee approximately 30 days before the renewal date. Failure to receive a renewal notice is not considered an excuse for nonrenewal.

STATE OF ALASKA
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF OCCUPATIONAL LICENSING
BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS
Pouch D
Juneau, Alaska 99811

I HEREBY APPLY for licensure as a
PSYCHOLOGIST () PSYCHOLOGICAL ASSOCIATE ()
by: EXAMINATION () ENDORSEMENT ()
This application must be completed in full. If any section does not
apply, write N/A in the space provided. PLEASE PRINT OR TYPE.

If applying for licensure by ENDORSEMENT, upon what state license do you
base this application? _____ Certificate number _____

Date of issuance _____

+++++

PERSONAL DATA:

1. Name in Full _____
2. Present mailing address _____ Zip Code _____
3. Permanent residence address _____ Zip Code _____
4. Resident Phone _____ Business Phone _____ Alternate
Message Phone _____ if not available at either of the above.
5. Place of Birth _____ Date of Birth _____ Age _____

+++++

EDUCATIONAL DATA: Name, addresses & Zip Codes of ALL undergraduate
colleges & universities attended. Give dates of
attendance and graduation.

6. College (Baccalaureate) _____

Name, addresses & Zip Codes of Masters & Doctorate
and attending. Give dates of attendance and graduation.

7. College (Masters) _____

8. College (Doctorate) _____

Area of Emphasis	Title of Thesis	Degree Earned
------------------	-----------------	---------------

Give names of Professors/Instructors/Directors in conjunction with 6, 7, & 8.
The Department of Commerce will initiate contact with the above.

PROFESSIONAL DATA:

- 9. List the states in which you are certified or licensed to practice psychology _____
- 10. List any states in which you took and passed a psychological licensing examination _____
- 11. Have you ever taken the P.F.S. examination of Professional Practice in Psychology? Yes (), No (). If yes, when and where? _____
- 12. Are you a member in good standing of the American Board of Examiners in Professional Psychology? Yes (), No ().

OCCUPATIONAL DATA: In chronological order, from most remote to most recent, list all relevant or related professional positions held. Provide names of employers, addresses, zip codes, phone numbers, positions held, duties and responsibilities and name of direct supervisor(s).

13. _____

14. Provide reference with _____

15 Passport type photo (taken within the last six months) certified, for positive identification.

Place

Photo

Here

I HEREBY CERTIFY that the information in this application is true and correct to the best of my knowledge. I understand that any false information may result in failure to obtain licensure as a psychologist in Alaska, or subsequent revocation of license.

Signature of applicant

SUBSCRIBED AND SWORN before me, a Notary Public, in and for the State of _____, this _____ day of _____, 19__.

Notary Public

My Commission expires

NOTARY SEAL

VERIFICATION OF LICENSURE

Sir:

I am applying for licensure to practice psychology in the State of Alaska. The Board of Psychologists and Psychological Associate Examiners requires this form to be completed by the jurisdiction in which I hold or have held licenses. Please complete this form and send it directly to the:

Department of Commerce & Economic Development
Division of Occupational Licensing
Board of Psychologists and Psychological Associate Examiners
Pouch D
Juneau, Alaska 99811

Name _____ (Printed)

Signature _____

Address _____

1. State of _____

2. Name of Licensee _____

3. Graduate of _____

4. License No. _____ Issued effective _____

5. Expiration date of License _____

6. By reciprocity/endorsement _____ Examination _____

7. List the specific requirements that the applicant had to meet to become licensed in your State

- A.
- B.
- C.
- D.

8. Has the applicant's license ever been suspended or revoked? _____

9. If so, for what reason? _____

10. Comments, if any; _____

Signed _____

(SEAL)

Title _____

State Board _____

Date _____

Address _____

POST DOCTORAL SUPERVISORY EXPERIENCE VERIFICATION

THIS PORTION TO BE COMPLETED BY THE APPLICANT.

I, _____ am applying for licensure in the State of Alaska as a Psychologist () Psychological Associate (). My application shows that I was under your supervision from _____ to _____.

THIS PORTION TO BE COMPLETED BY THE SUPERVISOR AND SENT DIRECTLY TO THE:

Department of Commerce and Economic Development
Division of Occupational Licensing
Board of Psychologists & Psychological Associate Examiners
Pouch D
Juneau, Alaska 99811

I, _____ did supervise _____
at _____
for the following number of hours _____. Comments on ability, character, etc. _____

I hereby certify the above information is true and complete to the best of my knowledge.

Signature _____

Title _____

Address _____

Subscribed and sworn before me this

_____ of _____, 19____.

Notary _____

My Commission expires _____

CERTIFICATE OF GOOD MORAL CHARACTER

Note to Applicant: This form must be submitted to your references.
Your references must submit this form directly to the:

Department of Commerce & Economic Development
Division of Occupational Licensing
Board of Psychologist and Psychological Associate
Examiners
Pouch D
Juneau, Alaska 99811

This certifies that I have been personally acquainted with

_____ of _____

for _____ years and that I know him/her to be of good moral
character, not addicted to the use of habit-forming drugs or
intemperance, and I here-by recommend him/her to the Board of
Psychologist and Psychological Associate Examiners as entirely
worthy to be licensed to practice psychology in the State of Alaska.

Name

Address

Subscribed and sworn to before me this _____ day of _____,
19____.

Notary

My Commission expires _____

Board or
Commission

Appointee

Term

BOARD OF PSYCHOLOGISTS AND PSYCHOLOGICAL ASSOCIATE EXAMINERS

AS 08.86. - 5 members,; 3 year term; serves at the pleasure of the Governor.

Dorothy Whitmore, Ed.D. (chairman)
207 E. Northern Lights Blvd.
Suite 202
Anchorage, Alaska 99503
344-2078 (home)
276-2230 (work)

July 1, 1977¹⁹⁸⁰

James C. Parsons
207 E. Northern Lights Blvd., Suite 202
Anchorage, Alaska 99503
276-2230 (work)
279 3735 (home)

July 1, 1979

Robert D. Bowers
7744 Boundary Avenue
Anchorage, Alaska 99504
337-6256 (home)
279-9544 (work)

July 1, 1981

Dick L. Madson
Suite D, Nerland Bldg.
543 Third Avenue
Fairbanks, Alaska 99701
456-7219 (home)
452-4215 or 452-4254 (work)

July 1, 1980

Pam Delys-Baglien, Ph.D.
Kodiak/Aleutian Mental Health Ctr.
P.O. Box 712
Kodiak, Ak 99615
486-5742 (work)

July 1, 1981

AMERICAN ASSOCIATION OF STATE PSYCHOLOGY BOARDS

Committee on Supervision

The American Association of State Psychology Boards established a Committee on Supervision with the charge that it develop Guidelines for the attainment of that amount of supervised practice which is required as a pre-condition to licensure. The need for such Guidelines has been evidenced by mounting pressure towards uniform standards for licensing on a Federal level, as well as the continuing feedback that many States were having difficulty arriving at consistent standards for evaluating this aspect of their applicants' credentials. The Committee was also charged with the development of Guidelines for Supervision of unlicensed persons providing psychological services. This initial report concerns itself with the first of these issues.

A period of supervised professional work experience is widely recognized by statute as one of the prerequisites for credentialing for autonomous practice. The process of supervision, that is, the management of a work experience and evaluation of the psychologist's performance, serves as a bridge between graduate education and practicum training, and the detailed application of professional skills in specific client situations.

The supervisory function serves a multiplicity of purposes. It provides guidance in administrative issues in the practice setting, it continues and expands education in skills, it offers emotional support, and it provides evaluation for purposes of the supervisee's growth, as well as administrative judgment relative to the supervisee's capacity for autonomous professional functioning. The supervisor assigns work, sets realistic standards for achievement, and offers evaluation of the supervisee's performance. The supervisor offers a perspective on the relationship between the supervisee's assignment, the rest of the agency and the facilities available outside of the agency, in order that the supervisee's diagnostic and intervention procedures are intelligently placed within the context of all of the systems effecting and influencing the client. In addition to all of this, the supervisor must deal with the personal characteristics of the supervisee which either enhance or interfere with his work efficiency.

The following Guidelines are based on a careful review of the operation of all of the State Boards of Examiners, and intensive consideration and debate of the Executive committee of the American Association of State Psychology Boards. In addition to detailing what we deem to be reasonable minimal standards for supervised practice, this document underlines and emphasizes the legal, administrative and professional responsibility of the licensed psychologist designated as supervisor. It is the supervisor's obligation to limit supervision to those areas in which he/she has professional expertise, as well as to develop the specialized skills necessary to render competent supervision.

SUPERVISED PRACTICE AS PREREQUISITE FOR LICENSURE

I. Duration and Setting of Supervised Practice

- A. Two years of supervised and documented experience shall be required prior to considering a candidate as eligible for admission to examination for full licensure.
 1. The first year of supervised experience shall be credited only after accruing the equivalent of two years of full time graduate study in an integrated sequence of course work in psychology. The second year of supervised experience must be obtained post-doctorally. Credit shall not be granted for practice in connection with course work practicum experience for which graduate credits are granted.
- B. Supervised experience shall be credited only for professional practice in an organized public or private agency, institution or organization which will provide an opportunity for contact with other disciplines, and an opportunity for work with a broad range of clients. Other settings may be considered only by prior arrangement with, and approval, of the Board.
 1. A minimum qualifying placement shall consist of the equivalent of one full year (35 hours per week) assignment to insure a comprehensive, supervised work experience.

II. Qualifications of Supervisors

- A. Overall supervision of the psychologist's professional growth resides in the licensed psychologist. Specific skill training may be assigned to other specialists, under the authority of the supervising psychologist. The non-psychologist supervisor shall have clearly established practice and teaching skills demonstrable to the satisfaction of both the supervising psychologist, and the supervisee.
 1. The supervisor shall so limit supervisory responsibilities as to be certain to maintain a level of supervision and practice consistent with professional standards insuring the welfare of the supervisee and the client.

III. Amount of Supervisory Contact

In keeping with previous recommendations, there shall be one hour per week as a minimum for general administrative supervision. Specific case discussion and skill training require additional supervisory contact. Supervision is to be conducted on a one to one basis, and shall not be substituted for by group seminars or consultation which may be excellent training procedures in their own right. It is likely that much more than one hour per week would be required, especially with supervisees of lesser experience.

IV. Conduct of Supervision

- A. The committee recognizes that, under all circumstances, the variability in preparation for practice of the trainee will require individually tailored supervision. The specific content of the supervised procedures will have to be worked out between the individual and the supervisee.

- B. The licensed psychologist who provides supervision for the candidate for licensure, must have legal, administrative, and professional responsibility for the work of the supervisee. This means that the supervisor must be available to the supervisee, at the point of the decision making. The supervisor's relationship with the supervisee shall be clearly differentiated from that of consultant, who may be called in at the discretion of the consultee, and who has none of the legal, administrative or professional accountability for the services performed, and the welfare of the client.

V. Evaluation and Accreditation of Supervised Practice

- A. The Board shall require submission of information by the supervisor(s) which will enable it to evaluate and credit the extent and quality of the candidate's supervised practice.

The form requesting such information shall cover the following:

- a. Name of Supervisee
 - b. Educational level of Supervisee
 - c. Supervisor's name, address, license number, State in which granted and area of specialization.
 - d. Name and nature of setting in which supervised practice took place.
 - e. Dates of practice covered in this report.
 - f. Number of practice hours during this period.
 - g. Supervisee's duties.
 - h. Number of one to one supervisory hours.
 - i. Assessment of supervisee's performance.
- B. Supervised practice time during which the Supervisor deems Supervisee's performance to have been unacceptable shall not be credited towards the required supervised practice hours.

Morris Goodman, Ph. D.

Judy Hall, Ph. D.
Evelyn Rule, Ph. D.
Tommy Stigall, Ph. D.
Joan Taylor, Ph. D.
Morton Berger, Ph. D., Ex Officio

S T A T E O F A L A S K A

JAY HAMMOND

GOVERNOR



BOARD OF PSYCHOLOGISTS &
PSYCHOLOGICAL ASSOCIATE EXAMINERS

CENTRALIZED LICENSING STATUTE, AS 08.01

PSYCHOLOGISTS AND PSYCHOLOGICAL ASSOCIATES
AS 08.86.

REGULATIONS, 12 AAC 40

Department of Commerce & Economic Development

Division of Occupational Licensing

Pouch D

Juneau, Alaska 99811

Printed: January 1979

CHAPTER 01. CENTRALIZED LICENSING

Section	Section
10. Applicability of chapter	80. Department regulations
20. Board organization	87. Powers and duties of department
25. Public members	90. Applicability of the Administrative Procedure Act
30. Quorum	100. License renewal, lapse and reinstatement
40. Transportation and per diem	105. Penalty for improper payment
50. Administrative duties of department	110. Definitions
60. Application for license	
70. Administrative duties of boards	

Sec. 08.01.010. APPLICABILITY OF CHAPTER. This chapter applies to the

- (1) Board of Public Accountancy;
- (2) Board of Barber Examiners;
- (3) Repealed by sec. 6 ch 32 SLA 1971.
- (4) Board of Chiropractic Examiners;
- (5) Board of Hairdressing and Beauty Culture Examiners;
- (6) Board of Dental Examiners;
- (7) Board of Electrical Examiners;
- (8) State Board of Registration for Architects, Engineers and Land Surveyors;
- (9) State Medical Board;
- (10) Board of Nursing;
- (11) Board of Examiners in Optometry;
- (12) Board of Pharmacy;
- (13) Real Estate Commission;
- (14) Board of Veterinary Examiners;
- (15) Board of Psychologist and Psychological Associate Examiners;
- (16) Collection Agency Board;
- (17) Board of Welding Examiners;
- (18) Board of Marine Pilots;
- (19) Board of Dispensing Opticians;
- (20) Guide Licensing and Control Board.

Sec. 08.01.020. BOARD ORGANIZATION. Unless otherwise provided, all board members are appointed by the governor and serve at his pleasure. Unless otherwise provided, the governor shall designate the chairman of the board, and all other officers shall be elected by the board members.

Sec. 08.01.025. PUBLIC MEMBERS. No public members of a board may:

- (1) be engaged in the occupation which the board regulates;
- (2) be associated by legal contract with a members of the occupation which the board regulates except as a consumer of the services provided by a practitioner of the occupation; or
- (3) have a direct financial interest in the occupation which the board regulates.

Sec. 08.01.030. QUORUM. A majority of the membership of a board constitutes a quorum unless otherwise provided.

Sec. 08.01.040. TRANSPORTATION AND PER DIEM. A board member is entitled to transportation expenses and per diem as set out in AS 39.20.180.

Sec. 08.01.050. ADMINISTRATIVE DUTIES OF THE DEPARTMENT. (a) The department shall provide the following administrative and budgetary services when appropriate:

- (1) collect fees and issue receipts;
- (2) maintain records and files;
- (3) issue and receive application forms;
- (4) notify applicants of acceptance or rejection of applicants as determined by the board;
- (5) designate dates examinations are to be held and notify applicants;
- (6) publish notice of examination;

- (7) arrange space for holding examinations;
- (8) notify applicants of results of examinations;
- (9) issue licenses and certificates or temporary licenses or certificates as authorized by the board;
- (10) issue duplicate licenses or certificates upon proof of loss of the original and payment of a fee of \$2;
- (11) notify licensees of renewal dates at least 30 days before the expiration date of their licenses;
- (12) compile and maintain current a register of licenses;
- (13) answer routine inquiries;
- (14) maintain files relating to individual licensees;
- (15) arrange for printing and advertising;
- (16) purchase supplies;
- (17) employ secretarial help when needed;
- (18) perform other services which may be requested by the board;
- (19) provide investigative services to the boards established under chs. 20, 32, 36, 64, 68, 71, 72, 80, 84, and 86 of this title, for the purpose of assisting those boards in matters of professional discipline.

(b) The form and content of a license, authorized by a board listed in sec. 10 of this chapter, including any document evidencing renewal of a license, shall be determined by the department after consultation with and consideration of the views of the board concerned.

Sec. 08.01.060. APPLICATION FOR LICENSE. All applications for examination or licensing to engage in the business or profession covered by this chapter shall be made in writing to the department.

Sec. 08.01.070. ADMINISTRATIVE DUTIES OF BOARDS. Each board shall perform the following duties in addition to those provided in its respective law:

- (1) keep minutes and records of all proceedings;
- (2) hold a minimum of one meeting each year;
- (3) hold at least one examination each year;
- (4) request, through the department, investigation of violations of its laws and regulations;
- (5) prepare and grade examinations;
- (6) pass on qualifications of applicants for examination and license;
- (7) forward minutes of meetings to the department within 20 days;
- (8) forward results of examinations to the department;
- (9) notify the department of meeting dates at least 15 days before meeting.

Sec. 08.01.080. DEPARTMENT REGULATIONS. The department shall adopt regulations to carry out the purposes of this chapter including but not limited to describing

- (1) how an examination is to be conducted;
- (2) what is contained in application forms;
- (3) how a person applies for an examination or license.

Sec. 08.01.087. POWERS AND DUTIES OF DEPARTMENT. (a) The department may, upon its own motion, conduct investigations to determine whether any person has violated a provision of this chapter or a regulation adopted under it or a provision of a chapter in this title dealing with one of the boards listed in sec. 10 of this chapter or a regulation adopted by one of those boards, or to secure information useful in the administration of this chapter.

(b) If it appears to the commissioner that a person has engaged in or is about to engage in an act or practice in violation of a provision of this chapter or a regulation adopted under it, or any of the laws pertaining to or regulations adopted by the boards listed in sec. 10 of this chapter, he may, if he considers it in the public interest, and after notification to all board members by telephone or telegraph of a proposed order or action unless a majority of the members of the board object within 10 days,

(1) issue an order directing the person to stop the act or practice; however reasonable notice of and an opportunity for a hearing must first be given to the person, except that the commissioner may issue a temporary order before a hearing is held; a temporary order remains in effect until a final order affirming, modifying, or

reversing the temporary order is issued or until 15 days after the person receives a notice and has not requested a hearing by that time; a temporary order becomes final if the person to whom the notice is addressed does not request a hearing within 15 days after receiving the notice; the commissioner or his designee shall be the hearing officer at the hearing and shall issue a final order within 10 days after the hearing;

(2) bring an action in the superior court to enjoin the acts or practices and to enforce compliance with this chapter, a regulation adopted under it, or an order issued under it, or any of the laws pertaining to or regulations adopted by the boards listed in sec. 10 of this chapter;

(3) examine or have examined the books and records of any person whose business activities require license by a board listed in sec. 10 of this chapter and he may require that person to pay the reasonable costs of the examination; and

(4) issue subpoenas for the attendance of witnesses, and the production of books, records and other documents.

Sec. 08.01.090. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT. The Administrative Procedure Act (AS 44.62) applies to regulations and proceedings held under this chapter, except those under AS 08.01.087(b).

Sec. 08.01.100. LICENSE RENEWAL, LAPSE AND REINSTATEMENT. (a) All licenses shall be renewed biennially on the dates set by the department with the approval of the respective board.

(b) A registration, license, permit or certificates requiring renewal to continue effective must be renewed on or before the date set by the department or it will lapse. A penalty of \$10 shall be charged in addition to all delinquent renewal fees for reinstatement of a registration, license, permit or certificate which remains lapsed for more than 60 days.

Sec. 08.01.105. PENALTY FOR IMPROPER PAYMENT. An applicant shall pay a penalty of \$10 each time a negotiable instrument is presented to the department in payment of an amount due and payment is subsequently refused by the named payor.

Sec. 08.01.110. DEFINITIONS. In this chapter

- (1) "board" includes the boards and commissions listed in sec. 10 of this chapter;
- (2) "department" means the Department of Commerce and Economic Development;
- (3) "commissioner" means the commissioner of commerce and economic development;
- (4) "license" means any license, certificate, permit, or registration or similar evidence of authority issued by one of the boards listed in sec. 10 of this chapter;
- (5) "licensee" means any person who holds a license;
- (6) "occupation" means any of the trades or professions for which licensure is required by one of the boards listed in sec. 10 of this chapter.

CHAPTER 86. PSYCHOLOGISTS AND PSYCHOLOGICAL ASSOCIATES.

Article

1. Board of Psychologist and Psychological Associate Examiners (§§ 08.86.010-08.86.050)
2. Administration of Board Affairs (§§ 08.86.070-08.86.100)
3. Licensing of Psychologists (§§ 08.86.120-08.86.150)
- 3A. Licensing of Psychological Associates (§§ 08.86.160-08.86.162)
4. Prohibitions and Penalties (§§ 08.86.170-08.86.220)
5. General Provisions (§ 08.86.230)

Article 1. Board of Psychologist and Psychological Associate Examiners.

Section

10. Creation and membership of board
20. Appointment and term of office

Section

30. Board meetings
40. Assistants
50. Transportation and per diem

Sec. 08.86.010. CREATION AND MEMBERSHIP OF BOARD. There is created a Board of Psychologist and Psychological Associate Examiners. It consists of three licensed psychologists, and two persons who have no direct financial interest in the health care industry. (§ 1, ch. 136, SLA 1967; am § 1, ch. 65, SLA 1973; am § 30, ch. 102, SLA 1976)

Effect of amendment. -- The 1976 amendment added "and two persons who have no direct financial interest in the health care industry" to the end of the second sentence.

Effective date. -- Section 50, ch. 102, SLA 1976, makes the amendment to this section effective 30 days after the effective date of this act. Section 51 of ch. 102 makes the act effective May 29, 1976, in accordance with AS 01.10.070(c).

Sec. 08.86.020. APPOINTMENT AND TERM OF OFFICE. Members of the board are appointed by the governor and confirmed by the legislature for staggered terms of three years. The terms of the public members shall be set so that they do not expire at the same time. A member serves at the pleasure of the governor. (§ 1, ch. 136, SLA 1967; am § 31, ch. 102, SLA 1976)

Effect of amendment. -- The 1976 amendment added the present second sentence.

Effective date. -- Section 50, ch. 102, SLA 1976, makes the amendment to this section effective 30 days after the effective date of this act. Section 51 of ch. 102 makes the act effective May 29, 1976, in accordance with AS 01.10.070(c).

Sec. 08.86.030. BOARD MEETINGS. The board shall hold a regular annual meeting. The board may hold special meetings at the call of the chairman or of two board members. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.040. ASSISTANTS. The board may employ assistants to prepare and grade examinations and to investigate alleged violations of this chapter. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.050. TRANSPORTATION AND PER DIEM. Notwithstanding the provisions of AS 39.20, no board member is entitled to transportation or per diem allowance. (§ 1, ch. 136, SLA 1967)

ARTICLE 2. ADMINISTRATION OF BOARD AFFAIRS.

Section	Section
70. Duties of the board	100. Applicability of the Administrative Procedure Act
80. Board regulations	
90. Administrative duties of the department	

Sec. 08.86.070. DUTIES OF THE BOARD. The board shall

- (1) pass on qualifications of applicants for licenses;
- (2) prepare, administer and grade written examinations;
- (3) after hearing, suspend or revoke the license of a licensed psychologist or psychological associate who violates a regulation of the board;
- (4) set fees which are charged for psychological associates. (§ 1, ch. 136, SLA 1967; am §§ 2, 3, ch. 65, SLA 1973)

Effect of amendment. -- The 1973 amendment inserted "or psychological associate" in paragraph (3) and added paragraph (4).

Sec. 08.86.080. BOARD REGULATIONS. The board shall adopt regulations to carry out the purposes of this chapter. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.090. ADMINISTRATIVE DUTIES OF THE DEPARTMENT. The department shall furnish administrative services for the board. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.100. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE ACT. The Administrative Procedure Act (AS 44.62) applies to regulations and proceedings under this chapter. (§ 1, ch. 136, SLA 1967)

ARTICLE 3. LICENSING OF PSYCHOLOGISTS.

Section	Section
120. Entitlement to licensure	135. Temporary license
125. Malpractice insurance	140. Fees
130. Qualification for examination	150. Out-of-state license

Sec. 08.86.120. ENTITLEMENT TO LICENSURE. A person who passes the examination given by the board is entitled to be licensed as a psychologist. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.125. MALPRACTICE INSURANCE. If medical malpractice insurance for psychologists or psychological associates becomes unavailable on the voluntary market and the director of insurance finds, after public hearing, that the unavailability is impairing the delivery of psychologist or psychological associate services to the public, the director of insurance may require all persons licensed under this chapter to carry medical malpractice insurance and to purchase their insurance from the Medical Indemnity Corporation of Alaska established under AS 21.88. If a finding of unavailability of insurance on the voluntary market and impairment of services has been made under this section, purchase of medical malpractice insurance from the Medical Indemnity Corporation of Alaska is a condition of licensure under this chapter. The provisions of this section are satisfied if the licensee's employer maintains insurance for him from the Medical Indemnity Corporation of Alaska. (§ 32, ch. 102, SLA 1976)

Effective date. -- Section 50, ch. 102, SLA 1976 makes this section effective 30 days after the effective date of this act. Section 51 of ch. 102 makes the act effective May 29, 1976, in accordance with AS 01.10.070(c).

Sec. 08.86.130. QUALIFICATION FOR EXAMINATION. A person is entitled to take an examination if the board finds he

(1) has not engaged in dishonorable conduct relevant to the practice of psychology;

(2) holds a doctoral degree with primary emphasis on psychology from an accredited school;

(3) has at least one year's experience acceptable to the board. (§ 1, ch. 136, SLA 1967)

Sec. 08.86.135. TEMPORARY LICENSE. The board may issue a temporary license to a person who meets the requirements of § 130 of this chapter. A temporary license issued under this section is valid until the results of the examination following the issuance of the temporary license are published. (§ 1, ch. 38, SLA 1970)

Sec. 08.86.140. FEES. Each application fee, renewal fee, biennial and out-of-state license fee is \$50. The fee for a temporary license is \$10. The fee for a duplicate license is \$2. (§ 1, ch. 136, SLA 1967; am § 2, ch. 38, SLA 1970)

Revisor's note (1970). -- In ch. 38, SLA 1976, "biannual" was used instead of "biennial" in the first sentence of this section. The correction was made in light of AS 08.01.100(a) (which requires biennial renewal) and the statement in Webster's

Third New International Dictionary that the two words are "sometimes" synonymous. Such a usage was clearly the intent of ch. 38, SLA 1970.

Sec. 08.86.150. OUT-OF-STATE LICENSE. A person who is licensed or certified as a psychologist by an authority other than Alaska is entitled to be licensed in Alaska without examination if

(1) he holds a doctoral degree with primary emphasis on psychology from an accredited school;

(2) the examination and qualification requirements for his out-of-state license or certificate were essentially similar to the examination and qualification requirements for licensure in Alaska at the time he was licensed; or

(3) he is a diplomate in good standing of the American Board of Examiners in Professional Psychology;

(4) he completes and returns the proper application forms, and pays the out-of-state certificate fee. (§ 1, ch. 136, SLA 1967)

ARTICLE 3A. LICENSING OF PSYCHOLOGICAL ASSOCIATES.

Section
160. Associates: Entitlement to
licensure

Section
162. Associates: Qualification
for examination

Sec. 08.86.160. ASSOCIATES: ENTITLEMENT TO LICENSURE: A person who passes the examination given by the board is entitled to be licensed as a psychological associate. (§ 5, ch. 65, SLA 1973)

Sec. 08.86.162. ASSOCIATES: QUALIFICATION FOR EXAMINATION. A person is entitled to take a psychological associate examination if the board finds that he:

(1) has not engaged in dishonorable conduct related to the practice of counseling or psychometry;

(2) holds a master's degree from an accredited or approved educational institution, with at least 24 credit hours of course work directly related to counseling or another specialized area in which licensure is requested, including a practicum;

(3) has at least three years' experience within the past ten years, two of which are in Alaska, and including one year's supervised postgraduate experience acceptable to the board;

(4) has the recommendation of his immediate supervisor if a licensed psychologist, or two licensed psychologists who hold doctoral degrees;

(5) has not within the preceding six months failed an examination given by the board. (§ 5, ch. 65, SLA 1973)

ARTICLE 4. PROHIBITIONS AND PENALTIES.

Section	Section
170. Use of title	200. Confidentiality of communication
180. Practice of psychology	210. Penalty
185. Practice of counseling and psychometrics	220. Limits or conditions on license; discipline
190. Name under which person practices	

Sec. 08.86.170. USE OF TITLE. (a) Unless he is licensed under this chapter, no person may use the title "psychologist" or a title, designation, or device indicating or tending to indicate that he is a psychologist or practices psychology.

(b) Unless he is licensed under this chapter, no person may use the title "psychological associate" or a title, designation, or device indicating or tending to indicate that he is a psychological associate or practices counseling or psychometrics. (§ 1, ch. 136, SLA 1967; am § 6, ch. 65, SLA 1973)

Effect of amendment. -- The 1973 amendment added subsection (b).

Sec. 08.86.180. PRACTICE OF PSYCHOLOGY. (a) Unless he is licensed under this chapter, no person may practice psychology, or offer to practice psychology, or represent to the public that he is a psychologist or that he practices psychology.

(b) This section does not apply to

(1) a person employed by a governmental unit, educational institution or private agency who may be required to engage in some phase of work of a psychological nature in the course of his employment, if the employer maintains appropriate supervision of psychological activities and professional conduct;

(2) a student, intern, or resident in psychology pursuing a course of study approved by the board as qualifying training and experience for psychologist, if his activities constitute a part of his supervised course of study and he is designated by title such as "psychology intern" or "psychology trainee";

(3) a qualified member of another profession, such as a social worker, or pastoral counselor, in doing work of a psychological nature consistent with his training and consistent with the code of ethics of his profession;

(4) Repealed by § 15, ch. 65, SLA 1973.

(5) a person practicing medicine, if he is licensed to practice medicine.

(c) Nothing in this chapter authorizes a person licensed as a psychologist to engage in the practice of medicine, as defined by the laws of the state. (§ 1, ch. 136, SLA 1967; am § 10, ch. 69, SLA 1970; am §§ 7, 15, ch. 65, SLA 1973)

Effect of amendment. -- The 1973 amendment deleted "or" preceding "educational institution" in paragraph (1) of subsection (b) inserted "or private agency" and the proviso, and repealed paragraph (4) of that subsection.

Legislative committee report. -- For report on ch. 69, SLA 1970 (HB 564), see 1970 House Journal Supplement No. 2, p. 7.

Sec. 08.86.185. PRACTICE OF COUNSELING AND PSYCHOMETRICS. (a) Unless he is licensed under this chapter, no person may practice counseling or psychometrics, offer to practice counseling or psychometry, or represent to the public that he is a counselor or psychometrist.

(b) This section does not apply to:

(1) a person employed by a governmental unit, educational institution or private agency who may be required to engage in some phase of work of a counseling nature in the course of his employment, if the employer maintains appropriate supervision of psychological activities and professional conduct;

(2) a student, intern or resident in psychology pursuing a course of study approved by the board as qualified training and experience for counseling, if his activities constitute a part of his supervised course of study;

(3) pastoral counselors.

(c) Nothing in this chapter authorizes a person licensed as a psychological associate to engage in the practice of medicine, as defined by the laws of the state. (§ 8, ch. 65, SLA 1973)

Sec. 08.86.190. NAME UNDER WHICH PERSON PRACTICES. (a) A licensed psychologist may practice psychology only under his own name.

(b) A licensed psychological associate may practice counseling or psychometry only under his own name. (§ 1, ch. 136, SLA 1967; am § 9, ch. 65, SLA 1973)

Sec. 08.86.200. CONFIDENTIALITY OF COMMUNICATION. No psychologist or psychological associate may reveal to another person a communication made to him by a client of his about a matter concerning which the

client has employed the psychologist or psychological associate in a professional capacity. This section does not apply to a case conference with other psychologists, psychological associates or with physicians and surgeons, or in the case in which the client in writing authorized the psychologist or psychological associate to reveal a communication. (§ 1, ch. 136, SLA 1967; am § 10, ch. 65, SLA 1973)

Effect of amendment. -- The 1973 amendment, in the first sentence, inserted "or psychological associate" twice and, in the second sentence, inserted "psychological associates" and "or psychological associate."

Sec. 08.86.210. PENALTY. A person who violates §§ 170, 180, 185, or 190 of this chapter is guilty of a misdemeanor. (§ 1, ch. 136, SLA 1967; am § 11, ch. 65, SLA 1973)

Effect of amendment. -- The 1973 amendment inserted "185."

Sec. 08.86.220. LIMITS OR CONDITIONS ON LICENSE: DISCIPLINE. (a) Upon a finding that by reason of demonstrated problems of competence, experience, education or health the authority to practice psychology or as a psychological associate under this chapter should be limited or conditioned or the practitioner disciplined, the board may reprimand, censure, place on probation, restrict practice by time, specialty, procedure or facility, require additional education or training, or revoke or suspend a license.

(b) The Administrative Procedure Act (AS 44.62) applies to any action taken by the board under this section. (§ 32, ch. 102, SLA 1976)

Effective date. -- Section 50, ch. 102, SLA 1976, makes this section effective 30 days after the effective date of this act. Section 51 of ch. 102 makes the act effective May 29, 1976, in accordance with AS 01.10.070(c).

ARTICLE 5. GENERAL PROVISIONS.

Section 230. Definitions

Sec. 08.86.230. DEFINITIONS. In this chapter

- (1) "psychologist" means a person who practices psychology;
- (2) "to practice psychology" means to apply established principles of learning, motivation, perception, thinking, and emotional relationships to problems of personnel evaluation, group relations, and behavior adjustment, including
 - (A) counseling and guidance;

(B) using psychotherapeutic techniques with persons or groups of persons who have adjustment problems in the family, at school, or at work;

(C) measuring and testing of personality, intelligence, aptitudes, emotions, and attitudes and skills;

(D) conducting research on human behavior;

(3) "board" means the Board of Psychologist and Psychological Associate Examiners;

(4) "department" means the Department of Commerce and Economic Development;

(5) "psychological associate" includes a counselor and psychometrist;

(6) "counselor" means a person who practices counseling;

(7) "to practice counseling" means to apply established principles of learning, motivation, perception, thinking, and emotional relationships to problems of group relations, and behavior adjustment.

(A) counseling and guidance;

(B) using counseling techniques with persons or groups of persons who have adjustment problems in the family, school or at work;

(C) limited use of testing including tests of intelligence or tests of motor skills;

(8) "psychometrist" means a person who practices psychometrics;

(9) "to practice psychometrics" means to apply the recognized principles, methods and procedures of the science and profession of psychology, but limited to the administering, scoring, and interpreting of tests of mental abilities, aptitudes, interests, motor skills and objective tests of personality characteristics for purposes such as psychological evaluation or for educational or vocational selection, guidance or placement;

(10) "private agency" means a clinic or private practice under the direction of a licensed psychologist, psychiatrist, or a custodial, rehabilitative or health care organization which is acceptable to the board;

(11) "supervision" means at least one hour a week of personal interview with a supervisor whose educational qualifications are consistent with the level of activity being supervised; a supervisor is responsible for insuring that the extent, kind and quality of the psychological

and counseling services performed are consistent with a psychological associate's training and experience, as well as his obedience to the provisions of this chapter. (§ 1, ch. 136, SLA 1967; am §§ 12, 13, ch. 65, SLA 1973; am § 55, ch 218, SLA 1976)

Effect of amendment. The 1976 amendment substituted "Department of Commerce and Economic Development" for "Department of Commerce" in paragraph (4).

TITLE 12. PROFESSIONAL AND VOCATIONAL REGULATIONS

CHAPTER 60. BOARD OF PSYCHOLOGIST AND
PSYCHOLOGICAL ASSOCIATE EXAMINERS

Article

1. Applications (12 AAC 60.010 - 12 AAC 60.060)
2. Experience and education (12 AAC 60.070 - 12 AAC 60.090)
3. Examinations (12 AAC 60.100 - 12 AAC 60.160)
4. Rules of professional conduct (12 AAC 60.170 - 12 AAC 60.220)
5. Reinstatement of professional privileges after discipline (12 AAC 60.230 - 12 AAC 60.240)
6. General provisions (12 AAC 60.900 - 12 AAC 60.910)

ARTICLE 1. APPLICATIONS

Section

10. Application forms; supporting evidence
20. Application for temporary licensure
30. Application for licensure by endorsement
40. Applications reviewed by the board
50. Application made under oath; penalty
60. Application not returned

12 AAC 60.010. APPLICATION FORMS; SUPPORTING EVIDENCE.

(a) An application for initial licensure as a psychologist must be submitted on a form provided by the department with

(1) a check or money order in the amount specified in AS 08.86.140;

(2) transcripts from all undergraduate and graduate schools attended by the applicant;

(3) a certified copy of the applicant's doctoral degree diploma awarded with primary emphasis on psychology by a school accredited by a regional accrediting association;

(4) a complete vita from the date of high school graduation to the time of application, including dates and places of residency;

(5) a copy of the applicant's doctoral dissertation abstract;

(6) five letters of reference, one of which must be from the applicant's doctoral committee membership, preferably the chairperson; two from licensed psychologists, members of the American Psychological Association, or diplo-

mates of the American Board of Examiners in Professional Psychology; and, two from other persons not related to the applicant; and

(7) evidence of one year of professional experience as defined in sec. 70 of this chapter. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080
AS 08.86.130

12 AAC 60.020. APPLICATION FOR TEMPORARY LICENSE. An applicant who is qualified to sit for the psychologist examination may be issued a temporary license by making a written request and submitting the fee specified in AS 08.86.140. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080
AS 08.86.135

12 AAC 60.030. APPLICATION FOR LICENSURE BY ENDORSEMENT. An applicant for licensure by endorsement will be licensed without examination if

(1) she or he complies with sec. 10 of this chapter;

(2) submits verification of her or his valid and current certificate, license or other evidence of qualification issued by a state board created by state authority; and

(3) for applicants who were licensed in another jurisdiction before 1968, the board determines that the applicant's out-of-state certificate, license or other evidence of qualification was based upon examination and qualifications substantially similar to the board's at the time of application for an Alaska license. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080
AS 08.86.150

12 AAC 60.040. APPLICATIONS REVIEWED BY THE BOARD.
(a) An application received by the department will be reviewed by the board at a regular meeting before the applicant will be approved to sit for the examination, approved for a temporary license or approved for licensure by endorsement. No application will be reviewed until all the submis-

sions required by secs. 10 or 20 of this chapter have been received by the department. It is the responsibility of the applicant to assure that all submissions are received by the department.

(b) An application and supporting documents must be received at least 45 days before a scheduled examination for the applicant to be approved to sit for that exam. If an application and supporting documents are received less than 45 days before the next scheduled examination, the applicant will be considered for the following examination. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080

12 AAC 60.050. APPLICATION MADE UNDER OATH; PENALTY. An application must be signed and the truth of its contents sworn to by the applicant. False or misleading statements or information, whether made knowingly or not, are grounds for denial of approval to take the examination or revocation of a license granted on the basis of the false or misleading statement. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.06.080

12 AAC 60.060. APPLICATION NOT RETURNED. An application becomes the property of the board upon receipt by the department and neither the application nor its supporting documents will be returned to the applicant. However, if an applicant fails to qualify for licensure, the \$50 license fee will be refunded. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080
AS 08.86.140

ARTICLE 2. EXPERIENCE AND EDUCATION.

Section

- 70. "Experience" defined
- 80. Criteria for evaluation of experience
- 90. "Accreditation" defined

12 AAC 60.070. "EXPERIENCE" DEFINED. (a) The one year's experience required by AS 08.86.130(3) is satisfied by any one of the following through December 31, 1978:

(1) graduation from an American Psychological Association approved doctoral program; or

(2) graduation from a doctoral program not approved by the American Psychological Association but which meets the American Psychological Association doctoral program standards to the satisfaction of the board; or

(3) one year of supervised post-doctoral experience acquired in a facility authorized to provide a full range of psychological services; or

(4) one year of supervised post-doctoral experience which the applicant can show meets the American Psychological Association doctoral program standards to the satisfaction of the board.

(b) After December 31, 1978, the experience requirement is satisfied by one year of post-doctoral experience acquired under the supervision of a licensed psychologist or a diplomate of the American Board of Examiners in Professional Psychology. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080
AS 08.86.130(3)

12 AAC 60.080. CRITERIA FOR EVALUATION OF EXPERIENCE.

(a) In order to be credited with the experience required by sec. 70 of this chapter, the following minimum requirements must be met:

(1) the applicant's supervised experience must have been in the same or similar field of psychology as was the applicant's education and training;

(2) a year of experience must consist of not less than 1,500 clock hours completed within 24 consecutive calendar months;

(3) during the entire supervised experience, contact between the supervisor and applicant must have been for a minimum of one hour per person per week of personal consultation and the supervisor must verify to the board the applicant's supervised experience, setting forth the nature and extent of the supervision;

(4) the supervised experience must be with a licensed or certified psychologist, a diplomate of the American Board of Professional Psychology, or a person holding a doctorate degree in psychology and who is considered by the board qualified to supervise;

(5) the supervisor must have had, before the period of supervision, three years of board approved professional experience;

(6) a full-time appointment teaching psychology may count for one-half of the one year of supervised experience if the appointment was for courses in the same or a similar field of psychology as was the applicant's education and training; the post-doctoral experience may have taken place in any post-doctoral training program presently or after the effective date of this section approved by the American Psychological Association for specialty training in applied psychology or in any other post-doctoral training program determined as comparable by the board;

(7) the experience may consist of work in psychological research for an accredited college or university offering an advanced degree or work in a research organization in which psychological research is an important function if the research was performed under the supervision of a person meeting the qualifications of (4) and (5) of this subsection.

(b) Unsupervised independent private practice will not be considered as acceptable supervised professional experience. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080
AS 08.86.130(3)

12 AAC 60.090. "ACCREDITATION" DEFINED. (a) For the purposes of AS 08.86 and this chapter, an accredited school is one which is accredited by any regional accrediting agency recognized by the American Association of Collegiate Registrars and Admissions Officers.

(b) An accredited doctoral program is one which has been approved by the American Psychological Association or which is clearly equivalent to the standard used by the American Psychological Association. The burden of establishing equivalent standards rests with the applicant. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(1)
AS 08.86.080
AS 08.86.130(2)

ARTICLE 3. EXAMINATIONS.

Section

- 105. Frequency of examination
- 110. Examination
- 120. Identification of applicant
- 130. Time allowed for examination
- 140. Passing score
- 150. Regrading
- 160. Reexamination; abandonment of application

12 AAC 60.100. FREQUENCY OF EXAMINATION. Examinations will be given twice a year, usually in April and October. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(2)
AS 08.86.080

12 AAC 60.110. EXAMINATION. (a) The examination is both objective and essay.

(b) Answers to the written portion must be recorded on the answer sheets furnished by the board.

(c) No applicant may leave the written examination location during the examination without permission of an examiner.

(d) The written examination may include questions about the provisions of AS 08.86.

(e) An applicant may not remove examination materials from the examination location nor make any record of examination materials.

(f) Any applicant assisting or receiving assistance from another applicant or violating any provisions of sec. 120 of this chapter will be dismissed from the examination and will forfeit fees paid and the privilege of examination. (Eff. 12/24/78 Reg. 68)

Authority: AS 08.86.070(2)
AS 08.86.080

12 AAC 60.120. IDENTIFICATION OF APPLICANT. (a) For purposes of anonymity, the department will assign each applicant an examination number which neither the department nor applicant may reveal.

(b) No applicant may place any identification marks on the examination papers or reveal the examination number to an examiner or to any other person.

(c) No applicant may identify herself or himself by making any oral or written reference to any college, professor, present licenses, present position, or specialty until the examination has been completed.

(d) No items turned in to the examiners may identify the applicant except by the assigned examination number. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.130. TIME ALLOWED FOR EXAMINATION. Time limits may be set for each section of the written examination; examination begins when the applicant is told to start by the examiner. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.140. PASSING SCORES. When the board uses the Professional Examination Service, a score of .75 standard deviation below the national mean is the passing grade on the objective portion of the examination. The essay section of the examination will be graded on a pass/fail basis. Each applicant will be given written notification by the department of his or her score on the written examination and no examination scores or pass/fail information will be released except in writing. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(2)
AS 08.86.080

12 AAC 60.150. REGRADING. (a) Subject to (b) of this section, an applicant who receives a failing score may request regrading or reviewing of the examination via written request to the department within 30 days of receiving notification of the score.

(b) No written examination will be regraded or reviewed if the applicant received a score of more than one standard deviation below the mean.

(c) The review must be made in the presence of one board member and any recommended change in the score must be approved by the board at a duly conducted meeting of the board. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(2)
AS 08.86.080

12 AAC 60.160. REEXAMINATION; ABANDONMENT OF APPLICATION.
(a) An applicant who fails the examination may be re-examined if she or he notifies the department in writing of her or his intent to be reexamined. A reexamination under this subsection will not be authorized, however, if it has been more than one year since the applicant took and failed the examination.

(b) Eighteen months after an applicant has failed the examination or failed to qualify for licensure by endorsement, the application will be considered abandoned and will be destroyed. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

ARTICLE 4. RULES OF PROFESSIONAL CONDUCT.

Section

- 180. Competence
- 190. Misrepresentation
- 200. Confidentiality
- 210. Test security
- 220. Effect of violation

12 AAC 60.180. COMPETENCE. Neither a psychologist nor a psychologist-supervisor may function outside her or his particular field or fields of competence as established by her or his education, training, and experience. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.190. MISREPRESENTATION. A psychologist may not misrepresent nor permit the misrepresentation of her or his professional qualifications, affiliations, or purposes, or those of the institutions, organizations, products or services with which she or he is associated. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.200. CONFIDENTIALITY. A psychologist shall safeguard confidential information that has been obtained in the course of her or his teaching, practice, or investigation. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080
AS 08.86.200

12 AAC 60.210. TEST SECURITY. A psychologist may not reproduce or describe in ways that might invalidate the techniques, in public or in publications subject to general public distribution, any psychological tests or other assessment devices the value of which depends in whole or in part on the naivete of the subject, and shall limit access to such tests or devices to persons with professional interests who will safeguard their use. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.220. EFFECT OF VIOLATION. Violation of any of the provisions of secs. 170 - 210 of this chapter or AS 08.86.190 - 200 is unprofessional conduct and grounds for disciplinary proceedings. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070(3)
AS 08.86.080
AS 08.86.210

ARTICLE 5. REINSTATEMENT OF PROFESSIONAL
PRIVILEGES AFTER DISCIPLINE.

Section

- 230. Appearance required for reinstatement of professional privileges
- 240. Documentation of rehabilitation

12 AAC 60.230. APPEARANCE REQUIRED FOR REINSTATEMENT OF PROFESSIONAL PRIVILEGES. A person seeking reinstatement of professional privileges whose license has been revoked or suspended or whose authority to practice has been limited or conditioned shall appear in person before the board at a time and place designated by the board to determine the individual's present fitness. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080

12 AAC 60.240. DOCUMENTATION OF REHABILITATION. An applicant for reinstatement of professional privileges has the burden of satisfying the board that he or she is rehabilitated. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.070
AS 08.86.080

ARTICLE 6. GENERAL PROVISIONS.

Section
900. Filing of addresses

12 AAC 60.900. FILING OF ADDRESSES. Each person licensed under AS 08.86 shall file with the department his or her current mailing address and shall immediately report to the department at its Juneau office any change of address, giving both old and new address. (Eff. 12/24/78, Reg. 68)

Authority: AS 08.86.080