

Secretary of State  
**NOTICE OF PROPOSED RULEMAKING\***  
A Statement of Need and Fiscal Impact accompanies this form

<u>Board of Psychologist Examiners</u>	858
Agency and Division	Administrative Rules Chapter Number
<u>LaRee Felton</u>	(503) 373-1196
Rules Coordinator	Telephone
<u>Board of Psychologist Examiners, 3218 Pringle Rd. SE, Suite 130, Salem, OR 97302</u>	
Address	

**RULE CAPTION**

Modifies requirements for licensure by endorsement, education and exam; clarifies criteria for complaint rejection.

Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.

**RULEMAKING ACTION**

Secure approval of rule numbers with the Administrative Rules Unit prior to filing

**ADOPT:**

**AMEND:**

OAR 858-010-0010, 858-010-0015, 858-010-0016, 858-010-0017, 858-010-0030, and 858-020-0025.

**REPEAL:**

OAR 858-010-0010(T), 858-010-0015(T), 858-010-0016(T), 858-010-0017(T), 858-010-0030(T), and 858-020-0025(T).

**RENUMBER:** Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

**AMEND AND RENUMBER:** Secure approval of new rule numbers with the Administrative Rules Unit prior to filing.

**Statutory Authority:**

ORS 675.010 - 675.150

**Other Authority:**

**Statutes Implemented:**

ORS 675.030, 675.045, 675.050, 675.063, 675.070 & 675.110

**RULE SUMMARY**

Modifies the core and clinical coursework content areas and adds a requirement for a minimum number of graded courses to the clinical psychology educational requirements for licensure as a psychologist for applicants who possess a doctoral degree from a regionally accredited, provincially chartered, or foreign program. Also allows these and psychologist associate applicants to complete limited coursework outside of their degree-granting program if the applicant's degree-granting program was deficient in required content areas. Modifies the requirements for licensure by endorsement and no longer requires applicants who have maintained an active psychologist license for 15 years or more to fulfill the EPPP exam requirement. Also clarifies the licensure by endorsement and standard application procedures. Establishes when a candidate for licensure must retake the jurisprudence exam. Clarifies the criteria used to reject a complaint filed with the Board.

A public rulemaking hearing may be requested in writing by 10 or more people, or by an association with 10 or more members, within 21 days following the publication of the Notice of Proposed Rulemaking in the Oregon Bulletin or 28 days from the date Notice was sent to people on the agency mailing list, whichever is later. If sufficient hearing requests are received, the notice of the date and time of the rulemaking hearing must be published in the Oregon Bulletin at least 14 days before the hearing.

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative

<u>01-22-2013 5:00 p.m.</u>	<u>LaRee Felton</u>	<u>laree.felton@state.or.us</u>	<u>12-11-12 12:04p.m.</u>
Last Day (m/d/yyyy) and Time for public comment	Rules Coordinator Name	Email Address	Date Filed

\*The Oregon Bulletin is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday. ARC 923-2003

Secretary of State  
**STATEMENT OF NEED AND FISCAL IMPACT**  
A Notice of Proposed Rulemaking accompanies this form.

Board of Psychologist Examiners

858

Agency and Division

Administrative Rules Chapter Number

Modifies requirements for licensure by endorsement, education and exam; clarifies criteria for complaint rejection.

Rule Caption (Not more than 15 words that reasonably identifies the subject matter of the agency's intended action.)

In the Matter of:

The amendment of OAR 858-010-0010, 858-010-0015, 858-010-0016, 858-010-0017, 858-010-0030, and 858-020-0025; the repeal of temporary rules 858-010-0010(T), 858-010-0015(T), 858-010-0016(T), 858-010-0017(T), 858-010-0030(T), and 858-020-0025(T).

**Statutory Authority:**

ORS 675.010 - 675.150

**Other Authority:**

**Statutes Implemented:**

ORS 675.030, 675.045, 675.050, 675.063, 675.070 & 675.110

**Need for the Rule(s):**

The rules regarding educational requirements for licensure received an overhaul in September of 2011. The Board determined that some of the changes resulted in unintended consequences for clinical psychology applicants possessing doctoral degrees from regionally accredited, provincially chartered, and foreign programs. Many highly qualified applicants have been effectively barred from licensure in Oregon because the coursework requirements are too stringent and do not allow any exceptions for applicants who are deficient even a single course credit in any of the required content areas. The Board determined that the clinical psychology education requirements are deficient because they do not require any graded coursework. A program would pass muster even if it offered no graded coursework. The Board determined that the prior "senior psychologist" provision, which waived the Examination for the Professional Practice in Psychology (EPPP) requirement for applicants who possessed a doctoral degree and had maintained an active license to practice psychology issued by a member board of the Association of State and Provincial Psychology Boards for at least 15 years, needs to be reinstated. This rule was removed in early 2010. This has created an unnecessary burden for many highly qualified psychologists applicants seeking licensure in Oregon, and serves as an obstacle to mobility for psychologists who were licensed prior to when the exam was instituted in their original licensing state. This makes various revisions to the educational and exam requirements which make licensure more achievable for previously licensed applicants and those with degrees from regionally accredited, provincially chartered, or foreign programs. The Board also determined there was a lack of clarity in the rule that describes the standard application procedure and the licensure by endorsement procedure, and also in the rule that describes the criteria used to reject a complaint filed with the Board.

**Documents Relied Upon, and where they are available:**

OAR Chapter 858, Divisions 10 and 20, and ORS Chapter 675, available on the OBPE website at [Oregon.gov/obpe/Pages/laws\\_rules.aspx](http://Oregon.gov/obpe/Pages/laws_rules.aspx).

**Fiscal and Economic Impact:**

Changes have minimal fiscal impact. Applicants eligible for the EPPP waiver will save the exam administration fee (currently \$450) and also the time and expense of exam preparation.

**Statement of Cost of Compliance:**

**1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):**

Changes have minimal or no fiscal impact. Additional workload resulting from implementation will be absorbed by current staff.

**2. Cost of compliance effect on small business (ORS 183.336):**

**a. Estimate the number of small business and types of businesses and industries with small businesses subject to the rule:**

None. There are no businesses subject to these rules.

**b. Projected reporting, recordkeeping and other administrative activities required for compliance, including costs of professional services:**

None.

**c. Equipment, supplies, labor and increased administration required for compliance:**

None.

**How were small businesses involved in the development of this rule?**

Small businesses were not involved.

**Administrative Rule Advisory Committee consulted?:No**

**If not, why?:**

These amendments are mainly corrective in purpose and/or uncomplicated in nature, and have negligible projected fiscal impact on stakeholders. The Board did not determine that an advisory committee would be of assistance in rule development.

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01-22-2013 5:00 p.m. Last Day (m/d/yyyy) and Time for public comment	LaReé Felton Printed Name	laree.felton@state.or.us Email Address	12-11-12 12:04 PM Date Filed
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Administrative Rules Unit, Archives Division, Secretary of State, 800 Summer Street NE, Salem, Oregon 97310.

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