

BOARD OF BEHAVIORAL SCIENCES
Regulation Changes Effective January 26, 2008

*Amendments are to Title 16, California Code of Regulations Sections 1816.7, 1887.7,
1887.13, and 1887.14*

Changes to the original language are shown by underline for new text and strikethrough for deleted text.

DELINQUENCY FEES FOR CONTINUING EDUCATION PROVIDERS

Sections 1816.7, 1887.7, 1887.13, 1887.14 - Explanation: This proposal does all of the following:

- Establishes requirements for renewal of an expired continuing education (CE) provider approval, including a delinquency fee.
- Requires the board to send a renewal notice to approved CE providers at least 30 days prior to expiration.
- Permits a CE provider approval to remain delinquent for up to one year. After one year, the approval cannot be renewed and the provider must apply for a new approval.
- Prevents a CE provider from applying for a new approval within one year of an existing approval's expiration, unless the provider has undergone a change of ownership.
- Prohibits courses from being offered for CE credit to BBS licensees when a provider's approval is expired. However, if a course was presented during that time, the provider must notify participants that the approval was expired, but that the CE hours will be accepted by the Board if the provider renews within one year after expiration.

Reason: This proposal is expected to significantly reduce the number of new CE provider applications. It also provides protections to BBS licensees who take a course offered by an expired CE provider.

The amended text is as follows:

1816.7 DELINQUENT LICENSE DELINQUENCY FEES

(a) The delinquency fee for the marriage and family therapist license shall be sixty-five dollars (\$65.00) except for the period of time in subsection ~~(d)~~ (e).

(b) The delinquency fee for the licensed clinical social worker license shall be fifty dollars (\$50.00) except for the period of time in subsection ~~(e)~~ (f).

(c) The delinquency fee for the licensed educational psychologist license shall be forty dollars (\$40.00) except for the period of time in subsection ~~(f)~~ (g).

(d) The delinquency fee for the continuing education provider approval shall be one hundred dollars (\$100).

~~(d)~~ (e) For the period of January 1, 2001 through December 31, 2002, the delinquency fee for the marriage and family therapist license shall be twenty-five dollars (\$25.00).

~~(e)~~ (f) For the period of January 1, 2001 through December 31, 2002, the delinquency fee for the licensed clinical social worker license shall be twenty-five dollars (\$25.00).

~~(f)~~ (g) For the period of January 1, 2001 through December 31, 2002, the delinquency fee for the licensed educational psychologist license shall be twenty-five dollars (\$25.00).

1887.7 BOARD-APPROVED PROVIDERS

(a) A continuing education provider must meet the board's course content and instructor qualifications criteria, as provided under this article, to qualify to become a board-approved provider.

(b) A continuing education provider shall submit a completed Continuing Education Provider Application (Form no. 37A-633, new 5/97), hereby incorporated by reference, remit the appropriate fees, and obtain a continuing education provider number from the board to become a board-approved provider.

(c) A provider may not apply for a new provider approval number within one year of an existing approval's expiration unless the provider has undergone a change of ownership.

~~(e)~~ (d) A provider approval issued under this section shall expire on the last day of the twenty-fourth month after the approval issue date. To renew an unexpired provider approval, the provider shall, on or before the expiration date of the approval, pay the two-year renewal fee set forth in Section 1816 of these regulations.

~~A provider approval which is not renewed by the expiration date may not be renewed, restored, reinstated, or reissued thereafter, but the provider may apply for a new approval.~~

(e) When a provider's approval is expired, the provider may not present a course for continuing education credits for licensees of the Board of Behavioral Sciences.

~~(d)~~ (f) Board-approved provider status is numbers are non-transferable.

(g) The Board shall send a renewal notice, at least thirty (30) days prior to the expiration, to any continuing education provider approved by the Board, to the address of record for such provider.

1887.13 RENEWAL OF EXPIRED APPROVAL

A provider approval that has expired may be renewed at any time within one (1) year after its expiration upon all of the following:

(a) Filing an application for renewal on a form prescribed by the board.

(b) Payment of the renewal fee in effect on the last regular renewal date.

(c) Payment of the delinquency fee in effect on the last regular renewal date.

(d) Submission of a letter stating that no courses were presented while the provider's approval status was expired. If a course was presented during that time, the letter shall state that all

participants have been notified that the provider's approval status at the time of completion of the continuing education was expired and that continuing education hours will not be disallowed by the Board if the provider renews within one (1) year after its expiration.

1887.14 TIME LIMIT FOR RENEWAL OF APPROVAL AFTER EXPIRATION; NEW APPROVAL

A provider approval that is not renewed within one year of its expiration date may not be renewed, reinstated, or reissued thereafter, but the provider may apply for and obtain a new approval if:

(a) No fact, circumstance, or condition exists that, if the approval were issued, would justify its revocation; and

(b) The applicant pays the fees that would be required if applying for approval for the first time.