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**COMMONWEALTH OF VIRGINIA
DEPARTMENT OF HEALTH PROFESSIONS
BOARD OF PSYCHOLOGY**

TITLE OF REGULATIONS: 18 VAC 125-20-10 et seq.

REGULATIONS GOVERNING THE PRACTICE OF PSYCHOLOGY

STATUTORY AUTHORITY: §54.1 of the Code of Virginia

Proposed Regulations

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TABLE OF CONTENTS

Section	Page
<u>Part I General Provisions</u>	
18 VAC 125-20-10. Definitions	1
18 VAC 125-20-30. Fees.....	2
<u>Part II Requirements for Licensure</u>	
18 VAC 125-20-40. General requirements.....	2
18 VAC 125-20-50. Education and experience requirements: Graduates of American institutions.....	3
18 VAC 125-20-60. Graduates of foreign institutions.....	8
18 VAC 125-20-70. Out-of-state applicants with lengthy experience.....	9
<u>Part III Examinations</u>	
18 VAC 125-20-80. General examination requirements	9
18 VAC 125-20-90. Written examinations.....	11
18 VAC 125-20-100. Reexamination	11
<u>Part IV Licensure</u>	
18 VAC 125-20-110. Licensure (repealed).	
<u>Part V Licensure Renewal; Reinstatement</u>	
18 VAC 125-20-120. Annual renewal of license.....	12
18 VAC 125-20-130. Late renewal; reinstatement	12
<u>Part VI Advisory Committees</u>	
18 VAC 125-20-140. Advisory and examining committees.....	13
<u>Part VII Standards of Practice; Unprofessional Conduct; Disciplinary Actions; Reinstatement</u>	
18 VAC 125-20-150. Standards of practice.....	13
18 VAC 125-20-160. Grounds for revocation, suspension, or denial of renewal of license	15
18 VAC 125-20-170. Reinstatement following disciplinary action.....	15

PART I
GENERAL PROVISIONS

18 VAC 125-20-10. Definitions.

The following words and terms, in addition to the words and terms defined in § 54.1-3600 of the Code of Virginia, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

“APA” means the American Psychological Association

“APPIC” means the Association of Psychology Postdoctoral and Internship Centers.

"Applicant" means a person who submits a complete application for licensure with the appropriate fees.

"Board" means the Virginia Board of Psychology.

"Candidate for licensure" means a person who has satisfactorily completed the appropriate educational and experience requirements for licensure and has been deemed eligible by the board to sit for the required examinations.

"Demonstrable areas of competence" means those therapeutic and assessment methods and techniques, and populations served, for which one can document adequate graduate training, workshops, or appropriate supervised experience.

"Internship" means ~~a~~ an ongoing, supervised and ~~planned~~ organized practical experience obtained in an integrated training program identified as a psychology internship in a setting included as an integral and required part of the applicant's program of study. Other supervised experience or on-the-job training does not constitute an internship.

"NASP" means the National Association of School Psychologists.

"NCATE" means the National Council for the Accreditation of Teacher Education.

"Professional psychology program" means an integrated program of doctoral study designed to train professional psychologists to deliver services in psychology.

"Regional accrediting agency" means one of the six regional accrediting agencies recognized by the United States Secretary of Education established to accredit senior institutions of higher education.

"Residency" means a post-internship, post terminal-degree, supervised experience approved by the board.

"Supervision" means the ongoing process performed by a supervisor who monitors the performance of the person supervised and provides regular, documented individual consultation, guidance and instruction with respect to the skills and competencies of the person supervised.

"Supervisor" means an individual who assumes full responsibility for the education and training activities of a person and provides the supervision required by such a person.

18 VAC 125-20-20. (Repealed)

18 VAC 125-20-30. Fees required by the board.

A. The board has established fees for the following:

1. Registration of residency (per residency request)..... \$100
2. Application processing \$150
3. Biennial renewal of license..... \$200
4. Late renewal..... \$10

- 5. ~~Endorsement~~ Verification of license to another jurisdiction.....\$10
- 6. Additional or replacement license or wall certificate.....\$15
- 7. Returned check.....\$15
- ~~6-8.~~ Rereview fee.....\$25

B. Fees shall be paid by check or money order made payable to the Treasurer of Virginia and forwarded to the board. All fees are nonrefundable.

C. Examination fees shall be paid directly to the examination service according to its requirements.

PART II
REQUIREMENTS FOR LICENSURE

18 VAC 125-20-40. General requirements for licensure.

~~A. No person shall practice psychology in the Commonwealth of Virginia except as provided in the Code of Virginia and this chapter.~~

~~B. Licensure of all applicants shall be by examination by this board.~~

~~C. An Applied psychologist, a clinical psychologist or a school psychologist who desires to practice in other areas of psychology shall obtain a license from this board~~ Individuals licensed in one licensure category who wish to practice in another licensure category shall submit an application for the additional licensure category area in which the licensee seeks to practice.

~~D.~~ 18 VAC 125-20-41. Requirements for licensure by examination.

A. Every applicant for examination for licensure by the board shall:

1. Meet the education ~~and experience~~ requirements prescribed in ~~18 VAC 125-20-50, or 18 VAC 125-20-60, whichever is applicable,~~ 18 VAC 125-20-54, 18 VAC 125-20-55, or 18 VAC 125-20-56 and the experience requirement prescribed in 18 VAC 125-20-65 as applicable for the particular license sought; and
2. Submit in one package ~~to the executive director of the board,~~ not less than 90 days prior to the date of the written examination:

- a. A completed application, on forms provided by the board;
 - b. A completed residency agreement or documentation ~~Documentation~~ of having fulfilled the experience requirements of ~~18 VAC 125-20-50 or 18 VAC 125-20-60~~ where applicable 18 VAC 125-20-65;
 - c. The application processing fee prescribed by the board; ~~and~~
 - d. Official transcripts documenting the graduate work completed and the degree awarded. Applicants who are graduates of institutions that are not regionally accredited shall submit documentation from an accrediting agency acceptable to the board that their education met the requirements set forth in section 18 VAC 125-20-54, 18 VAC 125-20-55 or 18 VAC 125-20-56; and
 - e. Verification of any other professional license or certificate ever held in another jurisdiction.
- ~~3. Have the institution that awarded the graduate degree(s) submit directly to the executive director of the board, at least 90 days prior to the date of the written examinations, official transcripts documenting:~~

~~a. The graduate work completed; and~~

~~b. The degree(s) awarded.~~

B. In addition to fulfillment of the education and experience requirements, each applicant for licensure by examination must achieve a passing score on the required examinations for each category of licensure sought:

1. Clinical psychologist: State Practice Examination for Clinical Psychology, Jurisprudence and Examination for Professional Practice in Psychology; or

2. School psychologist: State Practice Examination for School Psychology, Jurisprudence and Examination for Professional Practice in Psychology; or

3. Applied psychologist: State Practice Examination in Applied Psychology, Jurisprudence and Examination for Professional Practice in Psychology.

18 VAC 125-20-42. Prerequisites for licensure by endorsement.

Every applicant for licensure by endorsement shall submit in one package:

1. A completed application

2. The application processing fee prescribed by the board;

3. An affidavit of having read and agreed to comply with the current Standards of Practice and laws governing the practice of psychology in Virginia;

4. Verification of all other professional licenses or certificates ever held in any jurisdiction. In order to qualify for endorsement, the applicant shall have no history of disciplinary action, shall have not surrendered a license or certificate while under investigation and shall have no unresolved action against a license or certificate; and

5. Further documentation of one of the following:
 - a. A current listing in the National Register of Health Services Providers in Psychology;

 - b. Current diplomate status in good standing with the American Board of Professional Psychology in a category comparable to the one in which licensure is sought;

c. Twenty years of active licensure in a **category** comparable to the one in which licensure is sought, with an appropriate degree as required in this chapter documented by an official transcript;

d. If less than 20 years of active licensure, documentation of current psychologist licensure in good standing obtained by standards substantially equivalent to the education, experience and examination requirements set forth in this chapter for the **category** in which licensure is sought as verified by a certified copy of the original application submitted directly from the out-of-state licensing agency or a copy of the regulations in effect at the time of initial licensure and **the following**:

- (1) Documentation of post-licensure active practice for at least five of the last six years immediately preceding licensure application;
- (2) Verification of a passing score on the Examination for Professional Practice of Psychology as established in Virginia for **the year of that administration**;
- (3) Verification of passing score on other written and oral examinations **or both** as required by the jurisdiction which granted the license; and

- (4) Official transcripts documenting the graduate work completed and the degree awarded in the **category** in which licensure is sought.

6. Notwithstanding the provisions of this section, the board may issue a license to any individual who qualifies for such a license pursuant to an agreement of reciprocity entered into by this board with a board of another jurisdiction or multiple jurisdictions.

18 VAC 125-20-50. (Repealed) Education and experience requirements: Graduates of American Institutions.

~~A. A graduate of an American higher education institution who applies for examination for licensure shall meet the requirements of 18 VAC 125-20-51, 18 VAC 125-20-52, or 18 VAC 125-20-53, whichever is applicable.~~

~~B. Applicants for additional licenses. To obtain additional licenses, all requirements shall be met as prescribed by the board. Applicants shall complete a new application and submit new application fees. A complete new application process may be initiated at the board's discretion.~~

18 VAC 125-20-51. (Repealed) Education and experience requirements for applied psychologists

~~A. Program of Study. The applicant shall hold a doctorate in psychology from an institution accredited by a regional accrediting agency. Further, the applicant's program must conform to the following criteria for doctoral programs in psychology:~~

~~1. The program, wherever it may be administratively housed, shall be clearly identified and labeled as a psychology program. Such a program shall specify in pertinent institutional catalogues and brochures its intent to educate and train professional psychologists.~~

~~2. The psychology program shall stand as a recognizable, coherent organizational entity within the institution.~~

~~3. There shall be a clear authority and primary responsibility for the core and specialty areas whether or not the program cuts across administrative lines.~~

~~4. The program shall be an integrated, organized sequence of study.~~

~~5. There shall be an identifiable psychology faculty and a psychologist responsible for the program.~~

~~6. The program shall have an identifiable body of students who are matriculated in that program for a degree.~~

~~B. Education. The applicant's program shall have included at least one three semester credit hour course in each of the following areas of study:~~

~~1. Statistics and research design;~~

~~2. Physiological psychology or sensation and perception;~~

~~3. Learning/cognition;~~

~~4. Social psychology;~~

~~5. Study of the individual;~~

~~6. History and systems; and~~

~~7. Scientific and professional ethics and standards.~~

~~C. Experience. No supervised experience is required for licensure as an applied psychologist.~~

18 VAC 125-50-52. ~~(Repealed) – Education and experience requirements for clinical psychologists~~

~~A. The applicant shall hold a doctorate from a professional psychology program in a regionally accredited university, which:~~

~~1. Was accredited by the American Psychological Association (APA) prior to the applicant's graduation from the program;~~

~~2. Was accredited by the APA within four years after the applicant graduated from the program; or~~

~~3. If not APA accredited, was a program which met the criteria outlined in 18 VAC 125-20-51 A. Further, the program must have required successful completion by the applicant of all the following:~~

~~a. At least one three semester credit hour course in each of the areas of study prescribed in 18 VAC 125-20-51 B for an applied psychologist.~~

~~b. At least one three semester credit hour course in each of the following additional areas of study:~~

- ~~(1) Personality theory;~~
 - ~~(2) Diagnostic interviewing and behavioral assessment;~~
 - ~~(3) Psychometric, psychodiagnostic, and projective testing;~~
 - ~~(4) Psychopathology;~~
 - ~~(5) Psychotherapy, both individual and group; and,~~
 - ~~(6) Practicum: Supervision in assessment/diagnosis and psychotherapy; and~~
- ~~e. A one year, full-time internship approved by the American Psychological Association (APA) or consistent with the requirements for APA approval and approved by the applicant's doctoral program.~~

~~B. Experience. Applicants shall possess post doctoral experience as defined in this subsection and shall inform the board, when they apply, how they propose to meet this experience requirement. This requirement may be met in one of two ways:~~

~~1. By waiver based on lengthy experience. Applicants possessing many years of relevant post-doctoral experience in another jurisdiction may obtain a waiver of residency requirements by demonstrating to the board that they have received the substantial equivalent of the supervised experience required in subdivision of this subsection; or~~

~~2. Residency requirements. The applicant under this provision shall show documentation of the successful completion of a one year, full time post-doctoral residency, or its equivalent in part-time experience for a period not to exceed three years, consisting of supervised experience in the delivery of clinical services acceptable to the board; or the applicant may request approval to begin a residency with the following conditions:~~

~~a. Applicants shall apply for licensure and residency concurrently.~~

~~b. Prior to initiating the proposed residency training, the applicant shall:~~

~~(1) Register with the board;~~

~~(2) Pay the registration fee;~~

~~(3) Submit an agreement signed by the applicant and proposed Virginia licensed supervisor(s) stating the nature of the services to be rendered, the number of hours of supervision, and the nature of the supervision; and,~~

~~(4) Receive approval from the board to begin the residency training.~~

~~(Applicants who do not apply before beginning residency training, cannot be guaranteed the residency will be approved.)~~

~~e. Supervision shall be provided by a licensed applied psychologist, clinical psychologist, or school psychologist.~~

~~d. The supervisor shall not provide supervision for activities beyond the supervisor's demonstrable areas of competence, nor for activities for which the applicant has not had appropriate education and training.~~

~~e. There shall be a minimum of two hours of individual supervision per week. Group supervision of up to five residents may be substituted for one of the two hours per week on the basis that two hours of group supervision equals one hour of individual supervision, but in no case shall the resident receive less than one hour of individual supervision per week.~~

~~f. Residents may not call themselves applied psychologists, clinical psychologists, or school psychologists; solicit clients; bill for services; or in any way represent themselves as professional psychologists. During the residency period they shall use their names, the initials of their degree, and the title, "Resident in Psychology."~~

~~g. At the end of the residency training period, the supervisor(s) shall submit to the board, a written evaluation of the applicant's performance.~~

18 VAC 125-20-53. ~~(Repealed) Education and experience requirements for school psychologists.~~

~~A. Education. The applicant shall hold at least a master's degree in school psychology, with a minimum of at least 60 semester credit hours, from a college or university accredited by a regional accrediting agency. The program requirements shall:~~

- ~~1. Reflect a planned, integrated, and supervised program of graduate study as outlined for programs approved by the American Psychological Association (APA) or by the National Council for the Accreditation of Teacher Education (NCATE); and~~
- ~~2. Include an internship approved by the applicant's training program.~~

~~B. Experience. Applicants shall possess post master's degree experience as defined in this section and shall inform the board when they apply as to how they propose to meet this experience requirement. This requirement may be met in one of two ways:~~

~~1. By waiver based on lengthy experience. Applicants possessing many years of relevant post master's degree experience in another jurisdiction may obtain a waiver of residency requirements by demonstrating to the board that they have received the substantial equivalent of the supervised experience required in subdivision 2 of this subsection; or~~

~~2. By residency. The applicant shall show documentation of a previous full time residency of at least one school year, or the equivalent in part time experience or request approval to begin a current residency with the following conditions:~~

~~a. Applicants shall apply for licensure and residency concurrently.~~

~~b. Prior to initiating the proposed residency training, the applicant shall:~~

~~(1) Register with the board;~~

~~(2) Pay the registration fee;~~

~~(3) Submit an agreement signed by the applicant and proposed Virginia licensed supervisor(s) stating the nature of the services to be rendered, the number of hours of supervision, and the nature of the supervision; and~~

~~(4) Receive approval from the board to begin the residency training. (Applicants who do not apply before beginning residency training, cannot be guaranteed the residency will be approved).~~

~~e. Supervision shall be provided by a licensed school psychologist, licensed applied psychologist, or licensed clinical psychologist.~~

~~d. The supervisor shall not provide supervision for activities beyond the supervisor's demonstrable areas of competence, nor for activities for which the applicant has not had appropriate education and training.~~

~~e. There shall be a minimum of two hours of individual supervision per week. Group supervision of up to five residents may be substituted for one of the two hours per week on the basis that two hours of group supervision equals one hour of individual supervision, but in no case shall the resident receive less than one hour of individual supervision per week.~~

~~f. Residents may not call themselves applied psychologists, clinical psychologists, or school psychologists, solicit clients, bill for services, or in any way represent themselves as professional psychologists. During the residency period they shall use their names, the initials of their degree, and the title, "Resident in School Psychology."~~

~~g. At the end of the residency training period, the supervisor(s) shall submit to the board a written evaluation of the applicant's performance.~~

~~h. The applicant shall not continue in residency status for more than three years.~~

18 VAC 125-20-54. Education requirements for clinical psychologists.

A. The applicant shall hold a doctorate from a professional psychology program in a regionally accredited university, which was accredited by the APA within four years after the applicant graduated from the program, or shall meet the requirements of subsection B of this section.

B. If the applicant does not hold a doctorate from an APA accredited program, the applicant shall hold a doctorate from a professional psychology program which documents that it offers education and training which prepares individuals for the practice

of clinical psychology as defined in § 54.1-3600 of the Code of Virginia and which meets the following criteria:

1. The program is within an institution of higher education accredited by an accrediting agency recognized by the United States Department of Education or publicly recognized by the Association of Universities and Colleges of Canada as a member in good standing. Graduates of programs that are not within the United States or Canada must provide documentation from an acceptable credential evaluation service which provides information that allows the board to determine if the program meets the requirements set forth in this chapter.

2. The program shall be recognizable as an organized entity within the institution.

3. The program shall be an integrated, organized sequence of study with an identifiable psychology faculty and a psychologist directly responsible for the program, and shall have an identifiable body of students who are matriculated in that program for a degree. The faculty shall be accessible to students and provide them with guidance and supervision. The faculty shall provide appropriate professional role models and engage in actions that promote the student's acquisition of knowledge, skills and competencies consistent with the program's training goals.

4. The program shall encompass a minimum of three academic years of full time graduate study or the equivalent thereof.

5. The program shall include a general core curriculum containing a minimum of three or more graduate semester hours or five or more graduate quarter hours in each of the following substantive content areas.

a. Biological bases of behavior (e.g. physiological psychology, comparative psychology, neuropsychology, sensation and perception, health psychology, pharmacology, neuroanatomy, etc.).

b. Cognitive-affective bases of behavior (e.g. learning theory, cognition, motivation, emotion).

c. Social bases of behavior (e.g. social psychology, group processes, organizational and systems theory, community and preventive psychology, multicultural issues).

d. Psychological measurement.

e. Research methodology.

f. Techniques of data analysis.

g. Professional standards and ethics.

6. The program shall include a minimum of at least three or more graduate semester credit hours or five or more graduate quarter hours in each of the following clinical psychology content areas:

a. Individual differences in behavior (e.g. personality theory, cultural difference and diversity).

b. Human development (e.g. child, adolescent, geriatric psychology).

c. Dysfunctional behavior, abnormal behavior or psychopathology.

d. Theories and methods of intellectual assessment and diagnosis.

e. Theories and methods of personality assessment and diagnosis including its practical application.

f. Effective interventions and evaluating the efficacy of interventions.

g. Consultation and supervision (e.g., community mental health, organizational behavior, consultation liaison).

C. Applicants who graduated from programs which meet the criteria set forth under subsections A or B of this section shall submit documentation of having successfully completed practicum experiences in assessment and diagnosis, psychotherapy, consultation and supervision. The practicum shall include a minimum of nine graduate semester hours or 15 or more graduate quarter hours or equivalent in appropriate settings to ensure a wide range of supervised training and educational experiences.

18 VAC 125-20-55. Education requirements for applied psychologists

A. The applicant shall hold a doctorate from professional psychology program from a regionally accredited university which meets the following criteria:

1. The program is within an institution of higher education accredited by an accrediting agency recognized by the United States Department of Education, or publicly recognized by the Association of Universities and Colleges of Canada as a member in good standing. Graduates of programs that are not within the United States or Canada must provide documentation from a credential evaluation service

acceptable to the board which demonstrates that the program meets the requirements set forth in this chapter.

2. The program shall be recognizable as an organized entity within the institution.

3. The program shall be an integrated, organized sequence of study with an identifiable psychology faculty and a psychologist directly responsible for the program, and shall have an identifiable body of students who are matriculated in that program for a degree. The faculty shall be accessible to students and provide them with guidance and supervision. The faculty shall provide appropriate professional role models and engage in actions that promote the student's acquisition of knowledge, skills and competencies consistent with the programs training goals.

4. The program shall encompass a minimum of three academic years of full time graduate study or the equivalent thereof.

5. The program shall include a general core curriculum containing a minimum of three or more graduate semester hours or five or more graduate quarter hours in each of the following substantive content areas.

- a. Biological bases of behavior (e.g. physiological psychology, comparative psychology, neuropsychology, sensation and perception, health psychology, pharmacology, neuroanatomy).

 - b. Cognitive-affective bases of behavior (e.g. learning theory, cognition, motivation, emotion).

 - c. Social bases of behavior (e.g. social psychology, group processes, organizational and systems theory, community and preventive psychology, multicultural issues).

 - d. Psychological measurement.

 - e. Research methodology.

 - f. Techniques of data analysis.

 - g. Professional standards and ethics.
- B. Demonstration of competence in applied psychology shall be met by including a minimum of at least 18 semester hours or 30 quarter hours in a concentrated program of study in an identified area of psychology, e.g. developmental, social, cognitive,

motivation, applied behavioral analysis, industrial/organizational, human factors, personnel selection and evaluation, program planning and evaluation, teaching, research or consultation.

18 VAC 125-20-56. Education requirements for school psychologists.

A. The applicant shall hold at least a master's degree in school psychology, with a minimum of at least 60 semester credit hours or 90 quarter hours, from a college or university accredited by a regional accrediting agency, which was accredited by the APA, NCATE or NASP or shall meet the requirements of subsection B of this section.

B. If the applicant does not hold a master's degree in school psychology from a program accredited by the APA, NCATE or NASP, the applicant shall have a master's degree from a psychology program which offers education and training to prepare individuals for the practice of school psychology as defined in §54.1-3600 of the Code of Virginia and which meets the following criteria:

1. The program is within an institution of higher education accredited by an accrediting agency recognized by the United States Department of Education, or publicly recognized by the Association of Universities and Colleges of Canada as a member in good standing. Graduates of programs that are not within the United States or Canada must provide documentation from a credential evaluation service

acceptable to the board which demonstrates that the program meets the requirements set forth in this chapter.

2. The program shall be recognizable as an organized entity within the institution.

3. The program shall be an integrated, organized sequence of study with an identifiable psychology faculty and a psychologist directly responsible for the program, and shall have an identifiable body of students who are matriculated in that program for a degree. The faculty shall be accessible to students and provide them with guidance and supervision. The faculty shall provide appropriate professional role models and engage in actions that promote the student's acquisition of knowledge, skills and competencies consistent with the programs training goals.

4. The program shall encompass a minimum of two academic years of full time graduate study or the equivalent thereof.

5. The program shall include a general core curriculum containing a minimum of three or more graduate semester hours or five or more graduate quarter hours in each of the following substantive content areas.

- a. Psychological foundations (e.g., biological bases of behavior, human learning, social and cultural bases of behavior, child and adolescent development, individual differences).
- b. Educational foundations (e.g., instructional design, organization and operation of schools).
- c. Interventions/problem-solving (e.g., assessment, direct interventions, both individual and group, indirect interventions).
- d. Statistics and research methodologies (e.g., research and evaluation methods, statistics, measurement).
- e. Professional school psychology (e.g., history and foundations of school psychology, legal and ethical issues, professional issues and standards, alternative models for the delivery of school psychological services, emergent technologies, roles and functions of the school psychologist).

6. The program shall be committed to practicum experiences which shall include:

- a. Orientation to the educational process;
- b. Assessment for intervention;
- c. Direct intervention including counseling and behavior management; and
- d. Indirect intervention, including consultation.

~~———A graduate of a foreign higher education institution who applies for examination for licensure as a psychologist or clinical psychologist shall:~~

- ~~1. Hold a doctorate in psychology;~~

- ~~2. Present documentation that the degree is from a planned, integrated, and supervised program of graduate study that meets requirements judged by the board to be equivalent with the requirements for approval by the American Psychological Association (APA) and/or equivalent with those requirements prescribed by the board and met by approved domestic institutions;~~

- ~~3. Meet the course and practicum requirements outlined in 18 VAC 125-20-50; and~~

- ~~4. Pay the application processing fee prescribed in 18 VAC 125-20-30 for graduates of foreign institutions.~~

18 VAC 125-20-65. Supervised Experience.

A. Internship requirement.

1. Candidates for clinical psychologist licensure shall have successfully completed an internship that is either accredited by APA, APPIC or the National Register of Health Service Providers in Psychology , or one that meets equivalent standards.

2. Candidates for school psychologist licensure shall have successfully completed an internship accredited by the APA, APPIC or NASP or one that meets equivalent standards.

B. Residency requirement.

1. Candidates for clinical or school psychologist licensure shall have successfully completed a one-year, full-time residency, or its equivalent in part time experience for a period not to exceed three years, consisting of a minimum of 1,500 hours of supervised experience in the delivery of clinical or school psychology services acceptable to the board, or, the applicant may request approval to begin a residency.

2. Supervised experience obtained in Virginia without prior written Board approval will not be accepted toward licensure. Candidates shall not begin the residency until after completion of the required degree as set forth in subsections 18 VAC 125-20-54 or 18 VAC 125-20-56. An individual who proposes to obtain supervised post-degree experience in Virginia shall, prior to the onset of such supervision, submit a

supervisory contract along with the application package and pay the registration of supervision fee set forth in 18 VAC 125-20-30.

3. There shall be a minimum of two hours of individual supervision per week. Group supervision of up to five residents may be substituted for one of the two hours per week on the basis that two hours of group supervision equals one hour of individual supervision, but in no case shall the resident receive less than one hour of individual supervision per week.

4. Residents may not refer to or identify themselves as applied psychologists, clinical psychologists, or school psychologists, independently solicit clients; bill for services; or in any way represent themselves as licensed psychologists. Notwithstanding the above, this does not preclude supervisors or employing institutions for billing for the services of an appropriately identified resident. During the residency period they shall use their names, the initials of their degree, and the title, "Resident in Psychology", in the licensure category in which licensure is sought.

5. Supervision shall be provided by a psychologist licensed to practice in the licensure category in which the resident is seeking licensure.

6. The supervisor shall not provide supervision for activities beyond the supervisor's demonstrable areas of competence, nor for activities for which the applicant has not had appropriate education and training.

7. At the end of the residency training period, the supervisor or supervisors shall submit to the board a written evaluation of the applicant's performance.

C. Candidates for clinical psychologist licensure shall provide documentation that the internship and residency included appropriate emphasis and experience in the diagnosis and treatment of persons with moderate to severe mental disorders.

18 VAC 125-20-70. ~~Out-of-state applicants with lengthy experience.~~ (Repealed)

~~An applicant who is licensed in another state may practice in Virginia in accordance with the provisions of this section.~~

~~1. Until such time as the applicant receives a Virginia license, the applicant may practice only under the supervision of a Virginia licensee.~~

~~2. The supervised practice of the applicant shall be performed in accordance with all of the provisions prescribed in these regulations for a residency. After a Virginia license is granted, the applicant may terminate residency status and begin independent practice.~~

~~3. The applicant shall take the examination(s) deemed appropriate by the board within one year of board approval of application.~~

~~4. The applicant may not practice independently until the Virginia license is granted.~~

PART III

EXAMINATIONS

18 VAC 125-20-80. General examination requirements.

~~A. In order to be licensed, each candidate shall take and pass the examination(s) determined by the board to be required according to the candidate's individual qualifications under the general provisions of this section. The complete examination process consists of two components:~~

~~1. A nationally normed standardized examination in the practice of psychology;~~

~~2. The Board of Psychology written examination(s);~~

~~B.A.~~ An applicant for clinical or school psychologist licensure enrolled in an approved residency training program required in ~~18 VAC 125-20-50~~ 18 VAC 125-20-65 who has met all requirements for licensure except completion of that program shall be eligible to take the national and state written examinations.

~~C. Waivers; modifications.~~

~~1. Diplomate applicant. The board may waive the written examination(s) except for the state jurisprudence examination, for an applicant who has been awarded a diploma by the American Board of Professional Psychology in either clinical, counseling, or school psychology.~~

~~2. Endorsement. The board may waive only the national written examination for an applicant licensed or certified in another jurisdiction by standards and procedures equivalent to those of the board and meeting the educational requirements set forth in these regulations. The state written examination(s) cannot be waived.~~

~~D. Notice.~~

~~1. At least 30 days prior to the date of examinations, the executive director will notify all candidates in writing of the time and place of examinations.~~

~~2. The candidate shall then submit the applicable fees.~~

~~3. If the candidate fails to appear for the examination without providing written notice at least two weeks before the examination, the examination fee shall be forfeited.~~

~~E. Deferrals by candidate: time limit.~~

~~A candidate licensed in another jurisdiction shall follow the requirements in 18 VAC 125-20-50.~~

B. A candidate approved by the board to sit for an examination ~~and who has never been licensed in any jurisdiction~~ shall take that examination within two years of the date of the initial board approval. If the candidate has not taken the examination by the end of the two-year period here prescribed, the applicant shall reapply according to the requirements of the regulations in effect at that time.

~~1. The initial board approval to sit for the examination shall then become invalid;~~
~~and~~

~~2. In order to be considered for the examination later, the applicant shall file a complete new application with the board and pay the applicable fee.~~

C. The board shall establish passing scores on the examinations.

D. Candidates who fail an examination may be reexamined once within a 12-month period without reapplying.

E. Candidates who fail any examination twice shall wait at least one year between the second failure and the next reexamination.

18 VAC 125-20-90. ~~Written examinations.~~ (Repealed)

~~A. The nationally normed standardized examination in the practice of psychology.~~

~~1. This examination shall consist of multiple choice questions that sample a broad range of psychology content areas.~~

~~2. A passing grade shall be a score that is determined by the board for all doctoral level examinees.~~

~~B. The Board of Psychology written examination.~~

~~1. These examination(s) may consist of essay or multiple choice questions or both related to:~~

~~a. The practice of psychology and~~

~~b. Virginia laws and board regulations governing the practice of psychology.~~

~~2. A passing score shall be determined by the board.~~

18 VAC 125-20-100. ~~Reexamination.~~ (Repealed)

~~Reexamination of candidates will be required only on the examination(s) failed.~~

~~1. After paying the reexamination fee, a candidate may be reexamined once within a 12-month period after the failed examination(s) without filing a formal reapplication and without presenting evidence of additional education and/or experience.~~

~~2. A candidate who fails any examination twice shall wait at least one year between the second failure and the next re-examination. Such candidate shall submit to the board:~~

~~a. An updated application;~~

~~b. Documentation of additional education and experience gained since the last failure;~~

~~and~~

~~c. New application and examination fee(s) as prescribed by the board.~~

18 VAC 125-20-110. (Repealed)

PART IV

LICENSURE RENEWAL; REINSTATEMENT

18 VAC 125-20-120. Biennial renewal of licensure.

Every license issued by the board shall expire on the last day of the licensee's birth month of each even-numbered year.

1. Every licensee who intends to continue to practice shall, on or before the expiration date of the license, submit to the board a license renewal application on forms supplied by the board and the renewal fee prescribed in 18 VAC 125-20-30.

~~a. A license renewal application on forms supplied by the board; and~~

~~b. The renewal fees prescribed in 18 VAC 125-20-30.~~

2. Licensees shall notify the board office in writing of any change of address. Failure of a licensee to receive a renewal notice and application form from the board shall not excuse the licensee from the renewal requirement.

18 VAC 125-20-130. Late renewal; reinstatement.

A. A person whose license has expired may renew it within two years after its expiration date by paying the penalty fee prescribed in 18 VAC 125-20-30 and the license renewal fee for the biennium the license was not renewed.

B. A person whose license has not been renewed for two years or more and who wishes to resume practice shall:

1. Present evidence satisfactory to the board regarding continued competency to perform the duties regulated by the board;
2. Upon approval for reinstatement, pay the penalty fee and the license fee for the renewal period the license was not renewed, as prescribed by the board and pay a re-review fee as prescribed in 18 VAC 125-20-30; and
4. Submit verification of any professional certification or licensure obtained in any other jurisdiction subsequent to the initial application for licensure.

~~PART V~~

~~ADVISORY COMMITTEES~~

18 VAC 125-20-140. ~~Advisory and Examining Committees.~~(Repealed)

~~A. The board may establish examining and advisory committees to assist it in evaluating the professional qualifications of applicants and candidates for licensure and in other matters.~~

~~B. The board may establish an advisory committee to evaluate the mental and/or emotional competence of any licensee or candidate for licensure when such competence is at issue before the board.~~

~~C. The chair of all advisory and examining committees shall be a member of the Board of Psychology or board designee who will moderate the proceedings and report the results to the full board.~~

PART V~~VI~~

STANDARDS OF PRACTICE; UNPROFESSIONAL CONDUCT;

DISCIPLINARY ACTIONS; REINSTATEMENT

18 VAC 125-20-150. Standards of practice.

A. The protection of the public health, safety, and welfare and the best interest of the public shall be the primary guide in determining the appropriate professional conduct of all persons whose activities are regulated by the board. Psychologists respect the rights, dignity and worth of all people, and are mindful of individual differences.

B. Persons licensed by the board shall:

1. Provide and supervise only those services and use only those techniques for which they are qualified by training and appropriate experience. Delegate to their employees, supervisees, residents and research assistants only those responsibilities such persons can be expected to perform competently by education, training and experience. Take ongoing steps to maintain competence in the skills they use;

2. When ~~advertising services to the~~ making public statements regarding credentials, published findings, directory listings, curriculum vitae, etc., ensure that such ~~advertising~~ is ~~statements are~~ neither fraudulent nor misleading;

3. ~~Represent accurately their competency, education, training, and experience.~~

4. ~~3.~~ Neither accept nor give commissions, rebates or other forms of remuneration for referral of clients for professional services. Make appropriate consultations and referrals consistent with the law and based on the interest of patients or clients;

~~5. Make advance financial arrangements that safeguard the best interests of and are clearly understood by their clients~~

6. ~~4.~~ Refrain from undertaking any activity in which their personal problems are likely to lead to inadequate or harmful services;

5. Avoid harming patients or clients, research participants, students and others for whom they provide professional services and minimize harm when it is foreseeable and unavoidable. Not exploit or mislead people for whom they provide professional services. Be alert to and guard against misuse of influence;

7. ~~6.~~ Avoid dual relationships with patients, clients, residents or supervisees that could impair professional judgment or compromise ~~the client's~~ their well-being (to include but not limited to treatment of close friends, relatives, employees) ~~sexual intimacies with clients; bartering services; romantic or sexualized relationships with any current supervisee);~~

~~8. Avoid any action that will violate or diminish the legal and civil rights of clients or of others who may be affected by the action.~~

7. Withdraw from, adjust or clarify conflicting roles with due regard for the best interest of the affected party or parties and maximal compliance with these standards;

8. Not engage in sexual intimacies with a student, supervisee, resident, therapy patient, client, or those included in collateral therapeutic services (such as a parent, spouse, or significant other) while providing professional services. For at least two years after cessation or termination of professional services, not engage in sexual intimacies with a therapy patient, client, or those included in collateral therapeutic services. Consent to, initiation of, or participation in sexual behavior or romantic involvement with a psychologist does not change the exploitative nature of the conduct nor lift the prohibition. Since sexual or romantic relationships are potentially exploitative, psychologists shall bear the burden of demonstrating that there has been no exploitation;

9. Keep confidential their professional relationships with patients or clients,~~including their records and reports,~~and disclose client records to others only with written consent except: (i) when a patient or client is a danger to self or others, or~~when the licensee is under a court order to disclose such information~~ (ii) as required under § 32.1-127.1:03 of the Code of Virginia , or (iii) as permitted by law for a valid purpose;

~~10. Terminate a professional psychological relationship when it is clear that services are not benefiting the client.~~

~~11. Ensure that the welfare of clients is not compromised in any experimentation or research involving those clients.~~

~~12. Report to the board known violations of the laws and regulations governing the practice of psychology.~~

~~13. Represent oneself as a licensed psychologist only when licensed by the board as a psychologist.~~

~~14. Not represent oneself as "board certified" without specifying the complete name of the specialty ; and~~

10. Make reasonable efforts to provide for continuity of care when services must be interrupted or terminated;

11. Inform clients of professional services, fees, billing arrangements and limits of confidentiality before rendering services. Inform the consumer prior to the use of collection agencies or legal measures to collect fees and provide opportunity for prompt

payment. Avoid bartering goods and services. Participate in bartering only if it is not clinically contraindicated and is not exploitative;

12. Construct, maintain, administer, interpret and report testing and diagnostic services in a manner and for purposes which are appropriate;

~~15. 13.~~ Keep pertinent, confidential records for at least ~~seven~~ years with adults and organizations and ~~10~~ five years with minors after termination of services to any consumer;

14. Design, conduct and report research in accordance with recognized standards of scientific competence and research ethics; and

15. Report to the board known or suspected violations of the laws and regulations governing the practice of psychology.

18 VAC 125-20-160. Grounds for ~~revocation, suspension, or denial of renewal of license~~ disciplinary action or denial of licensure

~~A. In accordance with §54.1-2400 of the Code of Virginia, the board may, after a hearing, revoke, suspend or decline to renew a license for just cause.~~

~~B. Action by the board to revoke, suspend or decline to renew a license shall be taken in accord with the following conduct:~~

A. The board may take disciplinary action or deny a license for any of the following causes:

1. Conviction of a felony, a or a misdemeanor involving moral turpitude;
2. Procuring of a license by fraud or misrepresentation;
3. Misuse of drugs and/or alcohol to the extent that it interferes with professional functioning;
4. Negligence in professional conduct or violation of practice standards including but not limited to this chapter;
5. Performing functions outside areas of competency;
6. Mental, emotional, or physical incompetence to practice the profession; or

7. Violating or aiding and abetting another to violate any ~~provision of Chapter 36, Title 54.1, of the Code of Virginia; any other~~ statute applicable to the practice of the profession regulated or any provision of this chapter.

~~C. Appeal of decision. An appeal may be made to the board for reinstatement upon good cause or as a result of substantial new evidence being obtained that would alter the determination reached in subsection B. of this section.~~

18 VAC 125-20-170. Reinstatement following disciplinary action.

~~A.~~ Any person whose license has been ~~suspended, revoked, or not renewed~~ by the board under the provisions of 18 VAC 125-20-160 may, two years subsequent to such board action, submit a new application to the board for licensure.

~~B.~~ The board in its discretion may, after a hearing, grant the reinstatement ~~sought in subsection A. of this section.~~

~~The applicant for such reinstatement, if approved, shall be licensed upon payment of the appropriate fees applicable at the time of reinstatement, as prescribed by the board.~~