

**MEMORANDUM**

**TO:** Ronald Ross, Ohio Board of Psychology

**FROM:** Christopher Smyke, Regulatory Policy Advocate

**DATE:** June 7, 2018

**RE:** **CSI Review – Supervision and Training Requirements (OAC 4732-9-01, 4732-9-01.2, 4732-13-02, 4732-13-03, and 4732-13-04)**

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On behalf of Lt. Governor Mary Taylor, and pursuant to the authority granted to the Common Sense Initiative (CSI) Office under Ohio Revised Code (ORC) section 107.54, the CSI Office has reviewed the abovementioned administrative rule package and associated Business Impact Analysis (BIA). This memo represents the CSI Office's comments to the Agency as provided for in ORC 107.54.

**Analysis**

This Ohio Board of Psychology (Board) rule package consists of five amended rules<sup>1</sup>. This rule package was submitted to the CSI Office on March 6, 2018 and the public comment period was open through March 28, 2018. One comment was received during that time.

The rules in this package address training requirements for degree holders who sit for the licensure exam to practice as a psychologist in Ohio, as well as requirements for supervision. Proposed amendments to the rules align requirements for American Psychological Association (APA) and non-APA accredited degree programs, and changes to the definition of “psychological umbrella supervision” to bring it in line with prevailing practice standards in the profession. Ohio Administrative Code (OAC) 4732-9-01.2 is being amended with a clarification that degrees accredited by the Canadian Psychological Association are exempt from review for equivalence to a U.S. degree. In addition, OAC 4732-13-02 is being amended to clarify the purpose of mental health worker supervision. OAC 4732-13-04 is being rescinded and replaced with changes for

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<sup>1</sup> Ohio Administrative Code (OAC) 4732-13-04 is being amended to the extent that the Legislative Service Commission requires the Department to rescind the rule and replace it with a new rule of the same rule number.

format and clarity.

The Board sought early stakeholder input from the Ohio Psychological Association (OPA), the Ohio School Psychologists Association (OSPA), and representatives of several Ohio universities. The Board held a public stakeholder meeting in November of 2017, and input focused on the reorganization of OAC 4732-13-04 and aligning training requirements between APA and non-APA accredited program. All parties reached a consensus on the proposed rules and amendments then the Board unanimously approved the rules for submission to CSI. One comment was received during the CSI public comment period, supporting the proposed rules.

The BIA identifies the impacted business community as license holders, as well as individuals that they supervise. The only substantive change in the rules increases the weekly required supervision time from one hour to two hours for non-accredited programs, in order to meet national standards, and to ensure that applicants have the same training as those from APA-accredited programs. However, this change does not increase the overall number of required hours or fees. Therefore, the Board does not anticipate an increase in the adverse impact to the business community.

After reviewing the proposed rules and BIA, the CSI Office has determined that the rule package satisfactorily meets the standards espoused by the CSI Office, and the purpose of the rules justifies the adverse impact identified in the BIA.

### **Recommendations**

For the reasons described above, the CSI Office has no recommendations regarding this rule package.

### **Conclusion**

Based on the above comments, the CSI Office concludes that the Board should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review.

CC: Emily Kaylor, Lt. Governor's Office