

Byron Mallott  
Lieutenant Governor  
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Anchorage, Alaska 99501  
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**OFFICE OF THE LIEUTENANT GOVERNOR  
ALASKA**

**MEMORANDUM**

**TO:** Jun Maiquis  
Department of Commerce, Community and Economic Development

**FROM:** Scott Meriwether, Office of the Lieutenant Governor   
465.4081

**DATE:** November 28, 2016

**RE:** Filed Permanent Regulations: Board of Psychologist and Psychological Associate  
Examiners

Update to Board of Psychologist and Psychological Associate Examiners regulations re:  
ethics and standards (12 AAC 60.185)

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Attorney General File:	JU2016200574
Regulation Filed:	November 23, 2016
Effective Date:	December 23, 2016
Print:	220, January 2017

cc with enclosures:

Linda Miller, Department of Law  
Micaela Fowler, Department of Commerce, Community & Economic  
Development  
Dianne Blumer, Administrative Regulation Review Committee  
Judy Herndon, LexisNexis

ORDER CERTIFYING THE CHANGES TO REGULATIONS OF  
THE BOARD OF PSYCHOLOGIST AND  
PSYCHOLOGICAL ASSOCIATE EXAMINERS


The attached one page of regulations, dealing with ethics and standards, is hereby certified to be a correct copy of the regulation changes that the Board of Psychologist and Psychological Associate Examiners adopted at its November 3-4, 2016 meeting, under the authority of AS 08.86.070 and AS 08.86.080 and after compliance with the Administrative Procedure Act (AS 44.62), specifically including notice under AS 44.62.190 and 44.62.200 and opportunity for public comment under AS 44.62.210.

This action is not expected to require an increased appropriation.

Although no public comments were received, the Board of Psychologist and Psychological Associate Examiners paid special attention to the cost to private persons of the regulatory action being taken.

The regulation changes described in this order take effect on the 30th day after they have been filed by the lieutenant governor, as provided in AS 44.62.180.

DATE: 11/4/16  
Anchorage, Alaska

  
Al Levy, Chair  
Board of Psychologist and  
Psychological Associate Examiners

FILING CERTIFICATION

I, Byron Mallott, Lieutenant Governor for the State of Alaska, certify that on November 23, 2016 at 9:30 A.m., I filed the attached regulations according to the provisions of AS 44.62.040 – 44.62.120.

  
Byron Mallott, Lieutenant Governor

Effective: December 23, 2016

Register: 220, January 2017

**Chapter 60. Board of Psychologist and  
Psychological Associate Examiners.**

12 AAC 60.185 is amended to read:

**12 AAC 60.185. Ethics and standards.** (a) The ethics to be adhered to by licensed psychologists and licensed psychological associates are the *Ethical Principles of Psychologists and Code of Conduct* (June 2003), with the 2010 amendments, effective June 1, 2010, of the American Psychological Association, Inc. *Ethical Principles of Psychologists and Code of Conduct* is incorporated by reference in this section.

(b) **Repealed 12/23/2016** [THE STANDARDS TO BE ADHERED TO BY

LICENSED PSYCHOLOGISTS AND LICENSED PSYCHOLOGICAL ASSOCIATES  
RENDERING PSYCHOLOGICAL SERVICES IN THE STATE ARE *GENERAL GUIDELINES  
FOR PROVIDERS OF PSYCHOLOGICAL SERVICES*, (1987 EDITION), OF THE AMERICAN  
PSYCHOLOGICAL ASSOCIATION. *GENERAL GUIDELINES FOR PROVIDERS OF  
PSYCHOLOGICAL SERVICES* IS INCORPORATED BY REFERENCE IN THIS SECTION].

(Eff. 4/22/83, Register 86; am 3/17/91, Register 117; am 7/28/94, Register 131; am 9/17/2003,  
Register 167; am 12/23/2016, Register 220)

**Authority:** AS 08.86.070 AS 08.86.080

**Editor's note:** A copy of the *Ethical Principles of Psychologists and Code of Conduct* [OR *GENERAL GUIDELINES FOR PROVIDERS OF PSYCHOLOGICAL SERVICES*], incorporated by reference in 12 AAC 60.185, may be obtained from the American Psychological Association, Inc., 750 First Street, NE, Washington, DC 20002-4242; telephone: **(800) 374-2721** or (202) 336-**5500** [5930]; email: ethics@apa.org; **website:** Internet address: <http://www.apa.org/ethics/code/index.aspx>.

# MEMORANDUM


## State of Alaska Department of Law

**To:** Hon. Byron Mallott  
Lieutenant Governor

**Date:** November 22, 2016

**File No.:** JU2016200574

**Tel. No.:** 465-3600

**From:** Steven C. Weaver   
Sr. Assistant Attorney General  
and Assistant Regulations Attorney  
Legislation and Regulations Section

**Re:** Update to Board of Psychologist and  
Psychological Associate Examiners  
regulations re: ethics and standards  
(12 AAC 60.185)

We have reviewed the attached regulations from the Board of Psychologist and Psychological Associate Examiners against the statutory standards of the Administrative Procedure Act. I have reviewed this project under a specific delegation dated November 21, 2016 from the Regulations Attorney. The regulations adopt by reference an updated document regarding the ethics and standards applicable to psychologists and psychological associates and repeal an out-of-date adoption by reference.

We find no legal problems. This memorandum constitutes the written statement of approval under AS 44.62.060(b) and (c) that authorizes your office to file the attached regulations.

The June 29, 2016 public notice and the November 4, 2016 certification of adoption order both state that this action is not expected to require an increased appropriation. Therefore, a fiscal note under AS 44.62.195 is not required.

Hon. Byron Mallott, Lieutenant Governor  
Our file: JU2016200574

November 22, 2016  
Page 2

We have made some technical corrections to conform the regulations in accordance with AS 44.62.125. The corrections are shown on the attached copy of the regulations.

SCW

cc w/enc: (via email)

Al Levy, Chair (through Jun Maiquis, Regulations Specialist)  
Board of Psychologist and Psychological Associate Examiners

Micaela Fowler, Regulations Contact  
Department of Commerce, Community, and Economic Development

Janey Hovenden, Director  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development

Jun Maiquis, Regulations Specialist  
Division of Corporations, Business, and Professional Licensing  
Department of Commerce, Community, and Economic Development



# MEMORANDUM

## State of Alaska Department of Law

TO: Hon. Byron Mallott  
Lieutenant Governor

DATE: November 21, 2016

FILE NO.: JU2016200574

TELEPHONE NO.: 465-3600

FROM: Susan R. Pollard *SRPollard*  
Chief Assistant Attorney General  
& Regulations Attorney  
Legislation/Regulations Section

SUBJECT: Specific delegation of authority  
regarding regulations review on  
Board of Psychologist and  
Psychological Associate  
Examiners regulations re:  
ethics and standards (12 AAC  
60.185))

By this memorandum, I am delegating my authority as Regulations Attorney under AS 44.62 to Assistant Attorney General Steven C. Weaver for the above-referenced regulations project. Under this delegation of authority, Steven Weaver has my full authority under AS 44.62 to conduct the legal review under AS 44.62 and take necessary actions on this regulations project.

If you have questions, please let me know.

SCW

cc w/enc: Scott C. Meriwether, AAC Coordinator  
Office of the Lieutenant Governor

Steven C. Weaver  
Sr. Assistant Attorney General  
Legislation/Regulations Section

STATE OF ALASKA

**FIRST JUDICIAL DISTRICT**

$$\left. \begin{array}{l} ) \\ ) \\ ) \end{array} \right\} \text{SS.}$$

## AFFIDAVIT OF BOARD ACTION

I, Renee Hoffard, Licensing Examiner for the Board of Psychologist and Psychological Associate Examiners, being duly sworn, state the following:

The attached motion dealing with ethics and standards was passed by the Board of Psychologist and Psychological Associate Examiners during its November 3-4, 2016 meeting.

Date: 11-15-16  
Juneau, Alaska

  
Renee Hoffard, Licensing Examiner

SUBSCRIBED AND SWORN TO before me this 15 day of November, 2016.



*Sabing*  
Notary Public in and for the  
State of Alaska  
My commission expires: with office

# STATE OF ALASKA

## DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC DEVELOPMENT DIVISION OF CORPORATIONS, BUSINESS AND PROFESSIONAL LICENSING BOARD OF PSYCHOLOGISTS AND PSYCHOLOGICAL ASSOCIATES

### MINUTES OF MEETING November 3-4, 2016

The staff of the Division of Corporations, Business & Professional Licensing prepared these draft minutes. They have not been reviewed or approved by the Board.

By the authority of AS 08.01.070(2), and in compliance with the provisions of AS 44.62, Article 6, a scheduled Board meeting was held at 550 W. 7<sup>th</sup> Ave., Anchorage, Alaska.

### THURSDAY, NOVEMBER 3, 2016

#### AGENDA ITEM 1- CALL TO ORDER AND ROLL CALL

The meeting was called to order at 8:51 a.m. by Al Levy

Those present, constituting a quorum of the Board:

Kristi Fuller, Psychologist,  
Al Levy, Psychologist  
Suzanne Dutson, Public  
Sarah Angstman, Psychologist

In attendance from the Department of Commerce, Community and Economic Development, Division of Corporations, Business and Professional Licensing, were:

Renee Hoffard, Licensing Examiner  
Janey Hovenden, Director  
Sara Chambers, Operations Manager  
Martha Hewitt, Finance  
Dawn Hannasch, Records and Licensing Supervisor  
Brian Howes, Investigations

In attendance as members of the public:

Michael Powell, Health and Social Services, Dept. of Behavioral Health

#### AGENDA ITEM 2- REVIEW AND APPROVE AGENDA

UPON A MOTION MADE BY SARAH ANGSTMAN; SECONDED BY KRISTI FULLER AND APPROVED UNANIMOUSLY, IT WAS RESOLVED TO AMEND THE AGENDA BY STRIKING AGENDA ITEM 10, CORRESPONDENCE.



APPLIATIONS WITH THE STIPULATION THAT THE INFORMATION IN THE  
APPLICATION FILES WILL TAKE PRECEDENCE OVER THE MINUTES OF THIS MEETING.

***Extension of Supervision Plan (1 year)***

***Jaedon Avey and Ruddy Taylor***

***Alternate Supervision Plan***

***Kaichen McRae and Dianna Rehn***

***Psychological Associate***

***Daniel Davis and Gabrielle Poon Stroud***

***Psychologist***

***William Couthran, Damita LaRue, Mariana Ivanovic and Courtney Horwath-Oliver***

**AGENDA ITEM 9- NEW BUSINESS**

- A. Al shared information he learned at the recent ASPPB Conference, reiterating that he feels it would greatly benefit all board members to attend the upcoming conferences. The professional organization is actively working on many projects that will have significant impact on the profession.
- B. Al explained PSYPACT to the board; it is an interstate reciprocity pact that will make the licensing process more efficient for licensees working in multiple states.
- C. The EPPP2 is a new national exam that is in the beginning stages of development within ASPPB; it is an exam that has clinicians apply the knowledge they have gained.
- D. PLUS Program is an application review tool provided by ASPPB at no cost to boards; representatives of ASPPB will provide more detailed information during the webinar November 4.

4:34 PM, Board recesses until tomorrow (November 4, 2016), 9AM.

**FRIDAY, NOVEMBER 4, 2016**

Reconvene at 9:09AM.

Roll call, present Kristi Fuller, Al Levy, Suzanne Dutson, , and Sarah Angstman.

**AGENDA ITEM 12 REGULATIONS PROJECT**

The board reviewed the regulations project that was presented for consideration of adoption. The regulations project was in regards to the programs ethics policy. No public comment was received during the public comment period.

**UPON A MOTION MADE BY KRISTI FULLER; SECONDED BY SARAH ANGSTMAN AND APPROVED UNANIMOUSLY, IT WAS RESOLVED TO ADOPT THE REGULATIONS AMENDMENT AS PUBLIC NOTICED.**

**AGENDA ITEM 9(D) PLUS PROGRAM PRESENTATION**

## FIRST JUDICIAL DISTRICT

**AFFIDAVIT OF NOTICE OF PROPOSED ADOPTION OF REGULATIONS  
AND FURNISHING OF ADDITIONAL INFORMATION**

I, Jun Maiquis, Regulations Specialist, of the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being sworn, state the following:

As required by AS 44.62.190, notice of the proposed adoption of changes to 12 AAC 60.185, dealing with ethics and standards, has been given by being:

1. published in a newspaper or trade publication;
2. furnished to interested persons;
3. furnished to appropriate state officials;
4. furnished to the Department of Law, along with a copy of the proposed regulations;
5. electronically transmitted to incumbent State of Alaska legislators;
6. furnished to the Legislative Affairs Agency, Legislative Legal and Research Services;
7. posted on the Alaska Online Public Notice System as required by AS 44.62.175(a)(1) and (b) and 44.62.190(a)(1);
8. furnished electronically, along with a copy of the proposed regulations, to the Legislative Affairs Agency, the chair of the Labor and Commerce Committee of the Alaska Senate and House of Representatives, the Administrative Regulation Review Committee, and the legislative council.

As required by AS 44.62.190(d), additional regulations notice information regarding the proposed adoption of the regulation changes described above has been furnished to interested persons and those in (5) and (6) of the list above. The additional regulations notice information also has been posted on the Alaska Online Public Notice System.

DATE: 11/15/16  
Juneau, Alaska

  
Jun Maiquis, Regulations Specialist

SUBSCRIBED AND SWORN TO before me this 15<sup>th</sup> day of November, 2016.

Notary Public in and for the  
State of Alaska  
My commission expires: with office



STATE OF ALASKA

## FIRST JUDICIAL DISTRICT

$$\left. \begin{array}{l} ) \\ ) \\ ) \end{array} \right\} \text{SS.}$$


## AFFIDAVIT OF AGENCY RECORD OF PUBLIC COMMENT

I, Jun Maiquis, Regulations Specialist for the Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing, being duly sworn, state the following:

The Board of Psychologist and Psychological Associate Examiners did not receive any factual or other substantive information that was submitted in writing as public comment and that was relevant to the accuracy, coverage, or other aspect of the Board of Psychologist and Psychological Associate Examiners regulations on dealing with ethics and standards.

DATE:

Juneau, Alaska

  
Jun Maiquis, Regulations Specialist

Jun Maiquis, Regulations Specialist

SUBSCRIBED AND SWORN TO before me this 15 day of November, 2016.



Ken Ward

Notary Public in and for the  
State of Alaska

My commission expires: with office

## **NOTICE OF PROPOSED CHANGES ON ETHICS AND STANDARDS IN THE REGULATIONS OF THE BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS**

**BRIEF DESCRIPTION:** The Board of Psychologist and Psychological Associate Examiners proposes to update regulations regarding ethics and standards.

The Board of Psychologist and Psychological Associate Examiners (Board) proposes to adopt regulation changes in Title 12, Chapter 60, of the Alaska Administrative Code, dealing with ethics and standards, including the following:

**12 AAC 60.185, Ethics and standards**, is proposed to be changed to update the ethics and standards that the board adopts by reference.

You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806. Additionally, the Board will accept comments by facsimile at (907) 465-2974 and by electronic mail at [regulationsandpubliccomment@alaska.gov](mailto:regulationsandpubliccomment@alaska.gov). Comments may also be submitted through the Alaska Online Public Notice System by accessing this notice on the system at <http://notice.alaska.gov/182020>, and using the comment link. **The comments must be received not later than 5:00 p.m. on July 29, 2016.** Comments received after this deadline will not be considered by the Board.

You may submit written questions relevant to the proposed action to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806 or by e-mail at [jun.maiquis@alaska.gov](mailto:jun.maiquis@alaska.gov). **The questions must be received at least 10 days before the end of the public comment period.** The Board will aggregate its response to substantially similar questions and make the questions and responses available on the Board's website at <https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing/BoardofPsychologists.aspx> or on the Alaska Online Public Notice System. The Board may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

If you are a person with a disability who needs a special accommodation in order to participate in this process, please contact Jun Maiquis at (907) 465-2537 or [jun.maiquis@alaska.gov](mailto:jun.maiquis@alaska.gov) not later than July 22, 2016 to ensure that any necessary accommodations can be provided.

For a copy of the proposed regulation changes, contact Jun Maiquis at the address or phone number above, or go to <https://www.commerce.alaska.gov/web/portals/5/pub/PSY-0316.pdf>.

A copy of material proposed for adoption by reference is available on the Board's website at <https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing/BoardofPsychologists.aspx>.

After the public comment period ends, the Board will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. **You should comment during the time allowed if your interests could be affected.** Written comments and questions received are public records and are subject to public inspection.

**Statutory Authority:** AS 08.86.070; AS 08.86.080

**Statutes Being Implemented, Interpreted, or Made Specific:** AS 08.86.070; AS 08.86.080

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

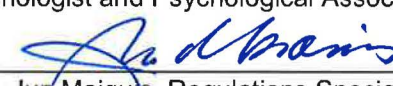


DATE: 6/28/16

  
Jun Maiquis, Regulations Specialist  
Division of Corporations, Business and  
Professional Licensing

For each occupation regulated under the Division of Corporations, Business and Professional Licensing, the Division keeps a list of individuals or organizations who are interested in the regulations of that occupation. The Division automatically sends a Notice of Proposed Regulations to the parties on the appropriate list each time there is a proposed change in an occupation's regulations in Title 12 of the Alaska Administrative Code. If you would like your address added to or removed from such a list, send your request to the Division at the address above, giving your name, either your e-mail address or mailing address (as you prefer for receiving notices), and the occupational area in which you are interested.

**ADDITIONAL REGULATION NOTICE INFORMATION**  
**(AS 44.62.190(d))**

1. **Adopting agency:** Board of Psychologist and Psychological Associate Examiners – Department of Commerce, Community, and Economic Development, Division of Corporations, Business and Professional Licensing.
2. **General subject of regulation:** Ethics and standards.
3. **Citation of regulation:** 12 AAC 60.185.
4. **Department of Law file number:** To be assigned.
5. **Reason for the proposed action:** Update and clarification of current regulations.
6. **Appropriation/Allocation:** Corporations, Business and Professional Licensing – #2360.
7. **Estimated annual cost to comply with the proposed action to:**  
A private person: None.  
Another state agency: None.  
A municipality: None.
8. **Cost of implementation to the state agency and available funding (in thousands of dollars):**  
No costs are expected in FY 2016 or in subsequent years.
9. **The name of the contact person for the regulations:**  
Jun Maiquis, Regulations Specialist  
Division of Corporations, Business and Professional Licensing  
Department of Commerce, Community, and Economic Development  
Telephone: (907) 465-2537  
Email: jun.maiquis@alaska.gov
10. **The origin of the proposed action:** Board of Psychologist and Psychological Associate Examiners.
11. **Date:** 6/28/16      **Prepared by:**   
Jun Maiquis, Regulations Specialist



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# AFFIDAVIT OF PUBLICATION

STATE OF ALASKA  
THIRD JUDICIAL DISTRICT

Emma Dunlap  
being first duly sworn on oath deposes and  
says that he/she is a representative of the  
Alaska Dispatch News, a daily newspaper.  
That said newspaper has been approved  
by the Third Judicial Court, Anchorage,  
Alaska, and it now and has been published  
in the English language continually as a  
daily newspaper in Anchorage, Alaska, and  
it is now and during all said time was  
printed in an office maintained at the  
aforesaid place of publication of said  
newspaper. That the annexed is a copy of  
an advertisement as it was published in  
regular issues (and not in supplemental  
form) of said newspaper on

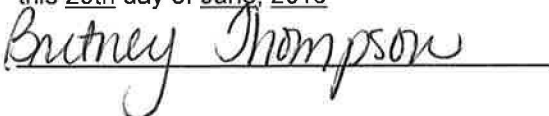
June 29, 2016

and that such newspaper was regularly  
distributed to its subscribers during all of  
said period. That the full amount of the fee  
charged for the foregoing publication is not  
in excess of the rate charged private  
individuals.

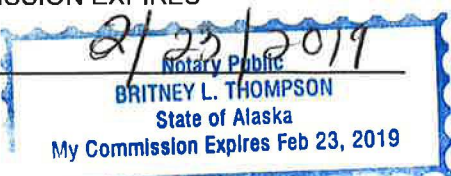
Signed



Subscribed and sworn to before me  
this 29th day of June, 2016



Notary Public in and for  
The State of Alaska.  
Third Division  
Anchorage, Alaska  
MY COMMISSION EXPIRES



## NOTICE OF PROPOSED CHANGES ON ETHICS AND STANDARDS IN THE REGULATIONS OF THE BOARD OF PSYCHOLOGIST AND PSYCHOLOGICAL ASSOCIATE EXAMINERS

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You may comment on the proposed regulation changes, including the potential costs to private persons of complying with the proposed changes, by submitting written comments to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806. Additionally, the Board will accept comments by facsimile at (907) 465-2974 and by electronic mail at [regulationsandpubliccomment@alaska.gov](mailto:regulationsandpubliccomment@alaska.gov). Comments may also be submitted through the Alaska Online Public Notice System by accessing this notice on the system at <http://notice.alaska.gov/182020>, and using the comment link. **The comments must be received not later than 5:00 p.m. on July 29, 2016.** Comments received after this deadline will not be considered by the Board.

You may submit written questions relevant to the proposed action to Jun Maiquis, Regulations Specialist, Division of Corporations, Business and Professional Licensing, P.O. Box 110806, Juneau, AK 99811-0806 or by e-mail at [jun.maiquis@alaska.gov](mailto:jun.maiquis@alaska.gov). **The questions must be received at least 10 days before the end of the public comment period.** The Board will aggregate its response to substantially similar questions and make the questions and responses available on the Board's website at <https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing/BoardofPsychologists.aspx> or on the Alaska Online Public Notice System. The Board may, but is not required to, answer written questions received after the 10-day cut-off date and before the end of the comment period.

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After the public comment period ends, the Board will either adopt the proposed regulation changes or other provisions dealing with the same subject, without further notice, or decide to take no action. The language of the final regulation may be different from that of the proposed regulation. **You should comment during the time allowed if your interests could be affected.** Written comments and questions received are public records and are subject to public inspection.

**Statutory Authority:** AS 08.86.070; AS 08.86.080  
**Statutes Being Implemented, Interpreted, or Made Specific:**  
AS 08.86.070; AS 08.86.080

**Fiscal Information:** The proposed regulation changes are not expected to require an increased appropriation.

DATE: 6/28/16

/s/

Jun Maiquis, Regulations Specialist  
Division of Corporations, Business and  
Professional Licensing

For each occupation regulated under the Division of Corporations, Business and Professional Licensing, the Division keeps a list of individuals or organizations who are interested in the regulations of that occupation. The Division automatically sends a Notice of Proposed Regulations to the parties on the appropriate list each time there is a proposed change in an occupation's regulations in Title 12 of the Alaska Administrative Code. If you would like your address added to or removed from such a list, send your request to the Division at the address above, giving your name, either your e-mail address or mailing address (as you prefer for receiving notices), and the occupational area in which you are interested.

Published: June 29, 2016