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BOARD MEETING MINUTES
Department of Consumer Affairs
1625 N. Market Blvd., Second Floor, El Dorado Room
Sacramento, CA 95834
(916) 574-7220

No Board Members attended at the above-listed location.

TELECONFERENCE LOCATIONS

8920 Wilshire Boulevard, Suite 334
Beverly Hills, CA 90211
(310) 275-4194 (for directions only)

Los Angeles Harbor College
1111 Figueroa Place, Suite NEA147
Wilmington, CA 90744
(310) 223-4069 (for directions only)

Southern California Grantmakers
1000 N. Alameda Street, Suite 230
Los Angeles, CA 90012
(213) 680-8866 (for directions only)

3010 I Street, #5
Sacramento, CA 95814
(916) 447-8783 (for directions only)

Teleconference Information
Teleconference Phone Number: (866) 509-3031
Participant Code: 44835535

Wednesday, August 9, 2017

Stephen Phillips, JD, PsyD, Board President, called the open session meeting to order at 9:09 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present

Stephen Phillips, JD, PsyD, President
Nicole J. Jones, Vice-President
Lucille Acquaye-Baddoo
Alita Bernal
Seyron Foo
Jacqueline Horn, PhD

Others Present

Antonette Sorricks, Executive Officer

48 Jeffrey Thomas, Assistant Executive Officer
49 Jason Glasspiegel, Central Services Coordinator
50 Stephanie Cheung, Licensing Unit Manager
51 Norine Marks, DCA Legal Counsel
52 Sandra Monterrubio, Enforcement Program Manager
53 Liezel McCockran, Continuing Education and Renewals Coordinator
54 Evan Gage, Enforcement Program Coordinator

55

56 **Agenda Item #2: President's Welcome**

57

58 Dr. Phillips welcomed the attendees to the Board's quarterly meeting and read the
59 Board's mission statement.

60

61 **Agenda Item #3: Public Comment for Items not on the Agenda. Note: The Board**
62 **May Not Discuss or Take Action on Any Matter Raised During this Public**
63 **Comment Section, Except to Decide Whether to Place the Matter on the Agenda**
64 **of a Future Meeting [Government Code sections 11125 and 11125.7(a)]**

65

66 Dr. Phillips explained that public comment is the opportunity for members of the public
67 to make comments on items not on the agenda. He reminded the Board that they could
68 not discuss or take action on any of the comments received. There were no comments.

69

70 **Agenda Item #4: Approval of Board Meeting Minutes: June 15-16, 2017**

71

72 Dr. Horn stated she had a minor grammatical change to the minutes and provided the
73 change verbally to staff.

74

75 It was M(Acquaye-Baddoo)/S(Horn)/C to approve the minutes as modified.

76

77 Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

78

79 **Agenda Item # 5: Legislative Update and Consideration of Positions on**
80 **Legislation**

81

82 Mr. Glasspiegel explained the legislative matrix to the Board. Board members
83 complimented the new format which makes it easy to reference the status and location
84 of the bills.

85

86 a) **Update on Board Sponsored Legislation**

87

88 **1) AB 89 (Levine) - Suicide Risk Assessment and Intervention Coursework**
89 **Requirements – Addition of Section to the BPC (Coursework in Suicide Assessment**
90 **and Intervention)**

91

92 Mr. Glasspiegel provided the Board with an update on the bill stating that it is currently
93 on the Senate Floor, pending the Legislature's return from Recess. The bill will be heard
94 no later than September 15th, as that is the last day for all bills to be heard.
95

96 b) Review and Consideration of Committee Recommendations on Legislation

97

98 1) Review of Bills with Active Positions Approved by the Board:

99

100 A. AB 244 (Cervantes) – Maternal Mental Health

101

102 Mr. Glasspiegel provided an overview of the bill stating this bill would create a pilot
103 program in counties that elect to participate to increase the capacity of health providers
104 that serve pregnant and postpartum women up to one year after delivery to effectively
105 prevent, identify, and manage postpartum depression. He provided a short history of the
106 bill to the Board stating that on April 21, 2017, the Board took a position of "Support if
107 amended" and instructed staff to seek specified amendments to add "postpartum" and
108 "psychological" to the bill. Staff reached out to the author's office to discuss the
109 amendments and was informed that the bill is now a two-year bill. Mr. Glasspiegel
110 stated that staff will stay in contact with the author when the Senate returns from recess.
111

112

113 B. AB 1456 (Low) – Professional Licensure

114

115 Ms. Jones provided an overview of this bill and stated that at the June Board Meeting,
116 the Board took a Support position on this bill. Mr. Glasspiegel provided the Board with
117 an update on the bill indicating it was signed by the Governor on July 21, 2017, and the
118 bill will become effective January 1, 2018.

119

120 Ms. Sorrick stated staff will be releasing an advisory on the Board's website and in a
121 journal article to notify consumers of the exemption waiver change to five years.

122

123 C. AB 710 (Wood) – Department of Consumer Affairs: Board Meetings

124

125 Ms. Jones provided a quick overview of the bill stating that this bill would require every
126 Board to meet once every other calendar year in rural California.

127

128 Mr. Glasspiegel stated the author cancelled the hearing. He explained that when an
129 author cancels the hearing, it means the author either has no desire to pursue the bill in
130 its current form or could be making substantive changes and will reintroduce the bill at a
131 later date.

132

133 D. AB 1188 (Nazarian) – Health Professions Development: Loan Repayment

134

135 Ms. Jones stated this bill would increase the Mental Health Practitioner Education Fund
136 fee from \$10.00 to \$20.00.

137 Mr. Glasspiegel stated the Board took a Support position at the April 21, 2017 Board
138 Meeting and the hearing is set for Senate Appropriations on August 21, 2017.

139
140 E. SB 547 (Hill) – Professions and Vocations: Weights and Measures (Board Omnibus
141 Bill)

142
143 Mr. Glasspiegel stated the bill would amend the specification in statute for who can pay
144 the psychological assistant registration fee to the Board and would specify that the
145 delinquency fee for Board licensees is 50 percent of the renewal fee for each license
146 type, not to exceed \$150.00. He stated the bill is currently in the Assembly Committee
147 on Appropriations and the hearing was set for August 23, 2017. He indicated that staff
148 will testify and continue to provide the Board with updates as this bill moves forward.

149
150 F. SB 572 (Stone) – Healing Arts Licensees: Violations: Grace Period

151
152 Mr. Glasspiegel provided an overview of the bill stating this bill would prohibit healing
153 arts boards under the Department of Consumer Affairs from issuing a disciplinary action
154 or otherwise penalizing a licensee who commits a violation that does not cause
155 irreparable harm to a consumer and is remedied within 15 days. On August 1, 2017,
156 staff confirmed with the author that this bill is no longer being pursued. Staff will
157 continue to watch the bill until it dies, making sure that the bill is not moved in current
158 form.

159
160 G. SB 798 (Hill) – Healing Arts: Boards

161
162 Mr. Glasspiegel stated this bill is the Sunset Bill for the Medical Board of California,
163 which previously included provisions transferring the licensing and regulation of
164 Research Psychoanalysts to the Board of Psychology. He stated that on July 6, 2017,
165 the provisions transferring the Research Psychoanalyst registration program to the
166 Board were removed from the bill due to concerns by stakeholders in the research
167 psychoanalyst community, as expressed in the letter to the author by the University of
168 Southern California.

169
170 It was M(Foo)/S(Acquaye-Baddoo)/C to remove the Support position and proceed to
171 watch the bill.

172
173 Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

174
175 Dr. Jo Linder-Crow, California Psychological Association (CPA), addressed the board
176 regarding the bill. She stated that CPA had concerns about the part of the bill dealing
177 with disclosure of client records.

178
179 2) Review of Watch Bills

180
181 XX. – SB 755 (Beall) Civil Discovery: Mental Examination

182

183 Mr. Glasspiegel provided an overview of the bill. He stated the Board's three areas of
184 concern with the bill are: use of the term clinical psychologist, limiting psychologists'
185 ability to practice within their scope of competence, and a lack of awareness of the
186 Board's complaint process. He indicated that, with the assistance of Dr. Horn, staff
187 composed a letter to the author and sponsor of SB 755 that would relay the Board's
188 concerns. Ms. Sorrick provided an update on the bill stating it was signed by the
189 Governor on July 24, 2017, and the bill will become effective January 1, 2018.

190
191 Dr. Horn spoke about the conversation she and staff had with the author and sponsor of
192 the bill. She stated that the Board's concerns were communicated and staff provided
193 information about the appropriate avenues one can take against a licensee who abuses
194 the mental examination process.

195
196
197 AAA. ACR 8 (Jones-Sawyer) – Adverse Childhood Experiences: Post-Traumatic
198 "Street" Disorder

199
200 Dr. Horn asked staff for an update on this resolution. She indicated that she was
201 informed that on July 13, 2017 the bill was amended to remove referenced to adverse
202 childhood experiences as a mental health condition.

203
204 Mr. Glasspiegel read the full text of the bill to the Board.

205
206 Dr. Horn stated that adverse childhood experiences are not only occurring for kids who
207 are on the street. She stated that this resolution is only focusing on one aspect but there
208 others adverse childhood experiences. Dr. Horn agrees that adverse child experience
209 can potentially lead to PTSD, but this resolution emphasizes only one aspect of a
210 broader issue.

211
212 Discussion ensued about the term post-traumatic street disorder, how it may be too
213 technical and whether a position should be taken. Mr. Foo reminded the Board the
214 nature of the resolution is to highlight a specific matter. The Board came to a consensus
215 that no position will be taken and agreed that the intent of the resolution is to bring
216 awareness to a particular issue that is not getting enough attention.

217
218 Dr. Jo Linder-Crow, CPA, stated CPA had concerns with the resolution considering this
219 as a mental health diagnosis and changed to a neutral position when the author took
220 that out. She stated that the purpose of the bill is to raise awareness to an issue.

221
222 c) Update Regarding the California Child Abuse and Neglect Reporting Act (CANRA)
223 and Mandated Reporting – Penal Code Sections 261.5, 288, and 11165.1.

224
225 Mr. Glasspiegel stated that there is no new information to provide on this issue. He
226 reminded the Board that the California Supreme Court granted the petition for review of
227 the Mathews v. Harris case.

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6. Regulatory Update, Review, and Consideration of Additional Changes (Jones)

a) Update on 16 CCR Sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1 – Psychological Assistants

Mr. Glasspiegel informed the Board that this regulatory package is currently being reviewed by Legal Counsel as of August 3, 2017.

b) Update on 16 CCR Sections 1387(b)(10)(11) and 1387.1 – Verification of Experience and Supervision Agreement Forms

Mr. Glasspiegel informed the Board that this regulatory package was approved by the Office of Administrative Law on June 5, 2017 and will become effective October 1, 2017. He indicated that staff is working on sending out a regulatory advisory.

7. Consideration of Amendments to Title 16 of the California Code of Regulations (CCR) Sections 1381.9, 1397.67, 1397.69 – Canceled Licenses and Reapplication

Ms. McCockran addressed the Board regarding the proposed amendments to Title 16 of the California Code of Regulations relating to canceled licenses and reapplication. The regulatory provisions for canceled licenses will be removed from 1397.67 and added to 1381.9 to be included in the Continued Professional Development package.

It was M(Horn)/S(Foo)/C to approve proposed draft regulatory language and add said language to the Continued Professional Development rulemaking file.

Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

8. Legislative Items for Future Meeting. The Board May Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Board to Discuss Such Items Pursuant to Government Code Section 11125.4

None.

9. President's Report

a) 2017 Meeting Calendar and Locations

Dr. Phillips stated the next Board meeting will be September 14 and 15, 2017 and will be held at the Wright Institute in Berkeley. He informed Board members that they will be contacted approximately three weeks prior to the meeting regarding travel arrangements. The Licensing Stakeholders meeting will be August 22, 2017 and the Licensing Committee meeting will be held on October 13, 2017. Outreach and Education Committee's next meeting will be held December 7, 2017.

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b) Committee Updates

Dr. Phillips stated that he and the members of the Licensing Committee are excited to have Mr. Foo join the Licensing Committee.

Dr. Jo Linder-Crow, CPA, asked what kind of follow up staff was conducting with the Office of the Governor regarding the two licensed vacancies on the Board and expressed her concern that the Board is missing a licensed members' perspective. Dr. Phillips confirmed that he had been in touch with the Governor's Appointments office and stressed the committee workload of the appointed members and that a full complement of members was desired.

10. Recommendations for Agenda Items for Future Board Meetings. Note: The Board May Not Discuss or Take Action on Any Matter Raised During This Public Comment Section, Except to Decide Whether to Place the Matter on the Agenda of a Future Meeting [Government Code Sections 11125 and 11125.7(a)]

Dr. Horn stated that she attended a Continued Professional Development summit hosted by the American Psychological Association and asked that she be able to comment on that as part of the Licensing Committee report for the next Board Meeting.

Ms. Sorrick stated that would be great for the Outreach and Activities update. She also stated that the Outreach and Activities update is a venue the Board members can use to share their experiences at events or to disseminate information recently learned.

ADJOURNMENT

The Board adjourned at 10:13 a.m.



10/10/17

President

Date