


MEMORANDUM

DATE	July 25, 2017
TO	Board of Psychology
FROM	 Cherise Burns Central Services Manager
SUBJECT	Agenda Item #5(b)(2)(I) – AB 387 (Thurmond) Minimum Wage: Health Professionals: Interns

Background:

This bill would expand the definition of “employer” in the Labor Code to include a person who directly or indirectly, or through an agent or any other person, employs or exercises control over the wages, hours, or working conditions of a person engaged in a period of supervised work experience longer than 100 hours to satisfy requirements for licensure, registration, or certification as an allied health professional, as defined in [Title 42, Chapter 6A, Subchapter V, Part F, Section 295p of the United States Code](#) (U.S.C).

This bill excludes the following entities from the definition:

- An employer offering supervised work experience if the employer employs 25 or fewer allied health professionals
- Primary care clinics that are licensed under Health and Safety Code Section [1204\(a\)\(1\)\(A\)](#), and meet the definition of a health center pursuant to Section 330 of the Public Health Service Act ([42 U.S.C. Sec. 254b\(a\)](#))
- Educational institutions that the individual is enrolled in to fulfill the educational requirements for licensure, registration, or certification as an allied health professional. However, this does exempt hospitals, clinics or other medical facilities licensed under Health and Safety Code Section [1250](#) that are affiliated with or operated by educational institutions from the requirements of the bill.

Board staff spoke with the author’s office and was informed that the bill is now a 2-year bill and will not be moving for the remainder of this legislative year. Staff will continue to watch the bill until it is taken up next year.

Location: Assembly

Status: 6/1/2017 Ordered to inactive file at the request of Assembly Member Thurmond.

Votes: 5/26/2017 Assembly Committee on Appropriations (10-7-0)

3/9/2017 Assembly Committee on Labor and Employment (5-2-0)

Action Requested:

No action is required at this time. Staff will continue to watch AB 387 (Thurmond) for potential impacts to Board licensees, entities, and institutions that provide internship opportunities to individuals pursuing licensure as a psychologist.