

1	November 2-3, 2023, Minutes
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3 4	Sheraton Gateway LAX 6101 West Century Boulevard
5	Los Angeles, CA 90045
6	(310) 642 – 1111
7	(010) 042 1111
8	Board Members
9	Lea Tate, PsyD, President
10	Shacunda Rodgers, PhD, Vice President
11	Sheryll Casuga, PsyD, CMPC
12	Marisela Cervantes, EdD, MPA
13	Seyron Foo
14	Mary Harb Sheets, PhD
15	Julie Nystrom
16	Stephen Phillips, JD, PsyD
17	Ana Rescate
18	Doord Staff
19	Board Staff Antonette Sorrick, Executive Officer
20 21	Stephanie Cheung, Licensing Manager
22	Sandra Monterrubio, Enforcement Program Manager
23	Liezel McCockran, CPD/Renewals Coordinator
24	Troy Polk, Legislative and Regulatory Analyst
25	Anthony Pane, Board Counsel
26	Karen Halbo, Regulatory Counsel
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28	Thursday, November 2, 2023
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30	Agenda Item 1: Call to Order/Roll Call/Establishment of a Quorum
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32	President Tate called the meeting to order at 9:05 a.m., roll was taken, and a quorum
33	established.
34	Ma McCookran provided information regarding Continuing Professional Development
35	Ms. McCockran provided information regarding Continuing Professional Development (CPD) credit for the meeting.
36 37	(CPD) credit for the meeting.
38	There was no Board or public comment offered.
39	There was no beard of public definitions energy.
40	Agenda Item 2: President's Welcome
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42	President Tate welcomed all participants and provided some housekeeping items as to
43	the meeting schedule and noted the attendance of former Board President, Dr. Richard
44	Sherman.
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16	a) Mindfulness Exercise

	Dr. Rodgers provided a mindfulness exercise.
49 50	There was no Board or public comment offered.
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Agenda Item 3: Public Comment for Items Not on the Agenda. 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)].

There was no Board or public comment offered on this item.

Agenda Item 4: Discussion and Possible Approval of the Board Meeting Minutes: August 18, 2023

Dr. Tate presented this item.

It was M/(Foo)/S(Phillips)/C to approve the August 18, 2023, Board Meeting Minutes with any non-substantive, technical corrections from Dr. Rodgers.

There was no Board or public comment offered.

69 Vote

 7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes

Dr. Tate stated that Agenda Item 10 would be taken up next.

Agenda Item 10: Licensing and Examination Report

Ms. Cheung provided this update which was included in the meeting materials beginning on page 90.

Discussion ensued on how applicants could access application timeframes on the website to be better able to set expectations of when their application may be completed. It was noted by Ms. Cheung that this timeframe was updated every two weeks based on the current data and workflow.

Dr. Harb Sheets, Chair of Licensure Committee, thanked Ms. Cheung for her leadership of the Licensing Unit and provided comment that the process of obtaining licensure requires thoughtful consideration of each application and was not always a simple process.

Discussion ensued on Attachment E, which was included in the meeting materials beginning on page 99.

Public Comment

95 96	Dr. Elizabeth Winkelman, California Psychological Association (CPA), commented on the improved processing times of the Licensing Unit.
97 98 99 100 101	Discussion ensued on the Psychological Testing Technician registration. It was noted that the Board website would publish an FAQ page for the Testing Technician registration with detailed information for reference.
102	There was no further Board or public comment offered.
103 104 105 106	Dr. Tate thanked all participants for the discussion and stated that Agenda Item 7 would be taken next.
107	Agenda Item 7: DCA Update
108 109 110 111	Dr. Tate introduced Ms. Yvonne Dorantes, Assistant Deputy Director for Board and Bureau Relations at the Department of Consumer Affairs (DCA)
111 112 113 114	Ms. Dorantes provided this update which included staffing updates, training options and requirements, and changes to the Bagley Keene guidelines.
115	Dr. Tate thanked Ms. Dorantes for the update.
116 117 118 119	Ms. Sorrick thanked Ms. Dorantes for the efforts DCA has made on Diversity, Equity, and Inclusion (DEI) and stated that she and Mr. Burke had attended related trainings that they had found helpful.
120 121	There was no further Board or public comment offered.
122 123	Agenda Item 5: President's Report
124 125	a) Meeting Calendar
126 127	This item was not taken up in the interest of time.
128 129	Agenda Item 6: Executive Officer's Report
130 131	a) Personnel Update
132 133	This item was not taken up in the interest of time.
134 135	Agenda Item 8: Budget Report
136 137 138	This item was not taken up in the interest of time.

Agenda Item 9: Enforcement Report

This item was not taken up in the interest of time.

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142 143 Agenda Item 11: Continuing Professional Development and Renewals Report 144 145 This item was not taken up in the interest of time. 146 147 Agenda Item 12: Petition for Reinstatement - Barbara T. Kreedman, Ph.D. 148 149 Administrative Law Judge Deena Ghaly presided. Deputy Attorney General Christine 150 Friar Walt was present and represented the People of the State of California. Mr. Adam Brown was present and represented Dr. Barbara Terry Freedman, Ph. D, who was also 151 152 present. 153 154 Agenda Item 13: Petition for Early Termination of Probation - Fatima M Coley, Psy.D 155 156 Administrative Law Judge Deena Ghaly presided. Deputy Attorney General Christine Friar Walt was present and represented the People of the State of California. Dr. Fatima 157 158 M. Coley, Psy.D, was present and represented herself. 159 160 Agenda Item 14: The Board will Meet in Closed Session Pursuant to Government 161 Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for 162 Modification, or Early Termination, Proposed Reinstatement. Decisions. 163 Stipulations, Petitions for Reconsideration, and Remands. 164 165 Agenda Item 15: The Board will Meet in Closed Session Pursuant to Government Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for 166 Modification, or Early Termination, Proposed 167 Reinstatement, Stipulations, Petitions for Reconsideration, and Remands. 168 169 170 RETURN TO OPEN SESSION 171 172 Agenda Item 16: Outreach and Communications Committee Report and 173 Consideration of and Possible Action on Committee Recommendations 174 175 a) Strategic Plan Action Plan Update 176 177 Ms. Sorrick provided this update which was included in the meeting materials beginning 178 on page 110. She noted that the Board had a Strategic Planning Session in Burlingame 179 on December 7-8, 2023. 180 181 There was no Board or public comment offered. 182

Ms. Sorrick provided this update which was included in the meeting materials beginning

on page 133. This included an update on limited analytics that were available to the Board

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b) Social Media Update

from various social media sites.

Discussion ensued on the outreach efforts of the Board and it was determined a discussion and possible goal could be set at the Strategic Planning Session in December 2023.

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There was no further Board or public comment offered.

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195 c) Website Statistics Update

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197 Ms. Sorrick provided this update which was included in the meeting materials beginning on page 136.

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There was no further Board or public comment offered.

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d) Update on Newsletter

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Dr. Tate provided this update and referenced the latest newsletter which was included in the meeting materials beginning on page 143.

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There was no further Board or public comment offered.

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209 e) Outreach Activities Update

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Ms. Sorrick provided this update which was included in the meeting materials beginning on page 160. She thanked CPA for the outreach opportunity for Board staff participation in two stakeholder events in 2023.

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Ms. Sorrick stated her hope that when fees were aligned with revenue, there would once again be opportunity to travel out-of-state to Association of State and Provincial Psychology Boards (ASPPB) meetings and represent the Board.

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Dr. Casuga expressed support for Board staff to be able to participate in outreach activities to dispel fear applicants and licensees may have and to put friendly faces to the people on the other side.

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Dr. Phillips stated he had attended the Los Angeles Psychological Association (LACPA) convention and that staff in attendance had done a great job with providing information and direction.

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Dr. Harb Sheets echoed Dr. Phillips and stated that she had attended the San Diego CPA convention and had similar compliments to staff.

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230 Public comment

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Scott Parker, CEO, CPA, stated his appreciation for Board Member and staff attendance at the conventions.

- Dr. Andrea Davis commented that the Board consider more outreach directed to new applicants and younger people coming into the profession.
- 238 There was no further Board or public comment offered.

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Vote

Vote

- 240 f) Review Barriers to Telehealth Survey and Identify Next Steps
- Ms. Sorrick provided this update which was included in the meeting materials beginning on page 161.
- Dr. Phillips stated the intent to make four motions based on the recommendations of the Outreach and Communications Committee.
- It was M/(Phillips)/S(Tate)/C to assign to the Licensure Committee the task of reviewing competency requirements for doctoral programs, training settings, and supervised experience within the context of the Barriers to Telehealth Survey results.
- There was no Board or public comment offered. 253
- 255256 7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes
 - It was M/(Phillips)/S(Tate)/C to assign to the enforcement committee to review compliance concerns in light of telehealth requirements including HIPPA, Business and Professions Code Section 2290.5 and California Code of Regulations Section 1396.8 in light of the telehealth survey results.
 - There was no Board or public comment offered.
 - 7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes
 - It was M/(Phillips)/S(Rodgers)/C to assign to the Outreach and Communications Committee via webcast, podcast, newsletter articles, and social media to engage in partnerships with stakeholders such as the American Psychological Association, the Association of Black Psychologists, the Association of State and Provincial Psychology Boards, the California Psychological Association, and the Trust Regarding Practice Standards and Best Practices in light of the results of the telehealth survey.
- Discussion ensued on an estimated timeframe for completion of each task which would be determined by each Committee based on their task.
- Dr. Casuga suggested the Association of Regional Center Agencies be added to the list of stakeholders to include to have input regarding developmental delays.

There was no further Board or public comment offered.

284 Vote

7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes

It was M/(Phillips)/S(Casuga)/C to assign to the Board to provide insight from the survey results for purposes of the board's Strategic Planning Session in December regarding telehealth and future practice issues in light of the results of the telehealth survey.

There was no Board or public comment offered.

Vote

7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes

<u>Agenda Item 17: Enforcement Committee Report and Consideration of Committee Recommendations</u>

a) Expert Recruitment Opportunities and Discuss whether active practice (which is defined as at least 80 hours per month) should be reduced to 40 hours per month.

Ms. Sorrick provided this update which was included in the meeting materials beginning on page 613.

Dr. Phillips, Enforcement Committee Chair, provided a summary of the discussion included in the materials and the committee recommendation that the Board consider adding additional functions to what constitutes the 80 hours of active practice instead of reducing the number of hours to 40.

It was M/(Foo)/S(Tate) to adopt the Enforcement Committee recommendation that the Board consider adding the additional functions to what constitutes the 80 hours of active practice instead of reducing the number of hours to 40.

Discussion ensued on functions to add to the list. Suggestions included:

 Participation on a Board or Committee of a professional organization
Expertise in intellectual disabilities including autism or a similar diagnosis.

It was determined that this discussion would go back to Committee for further comment and a more complete list in the effort to broaden the candidate pool of subject matter experts and it would be brought back to the Board. As such, the motion died on the floor.

Public comment

Dr. Andrea Davis stated her support to expand the functions to what would constitute 80 hours of active practice.

336	9:30 a.m. – 5:00 p.m. or until Completion of Business
337 338	Agenda Item 18: Call to Order/Roll Call/Establishment of a Quorum
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340	President Tate called the meeting to order at 9:31 a.m., roll was called, and a quorum
341	established.
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343	Agenda Item 19: Pursuant to Government Code section 11126(a)(1) the Board will
344	conduct the annual performance evaluation and consider the salary of its
345	Executive Officer.
346 347	CLOSED SESSION
348	CLOSED SESSION
349	Agenda Item 20: The Board will Meet in Closed Session Pursuant to Government
350	Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for
351	Reinstatement, Modification, or Early Termination, Proposed Decisions,
352	Stipulations, Petitions for Reinstatement and Modification of Penalty, Petitions for
353	Reconsideration, and Remands.
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355	RETURN TO OPEN SESSION
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357	Agenda Item 21: Public Comment for Items Not on the Agenda. Note: The Board
358	May Not Discuss or Take Action on Any Matter Raised During this Public Comment
359	Section, Except to Decide Whether to Place the Matter on the Agenda of a Future
360	Meeting [Government Code sections 11125 and 11125.7(a)].
361 362	Kathleen Russell, Executive Director of the Center for Judicial Excellence, made a
363	comment which included a request for reconsideration on a disciplinary decision.
364	comment which included a request for reconsideration on a disciplinary decision.
365	There was no further public comment offered.
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367	Dr. Tate stated that Agenda Item 24 would be taken next.
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369	Agenda Item 24: Election of Officers
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371	Mr. Pane led the process of elections.
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373	Dr. Casuga nominated Dr. Tate for the position of President. There were no other
374	nominations for President.
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334 335 There was no further public comment offered.

The Board went to Closed Session.

The meeting adjourned at 5:47 p.m.

Friday, November 3, 2023

376	There was no Board or public comment offered.
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378	Vote
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380	7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes
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382	Dr. Casuga nominated Dr. Rodgers for the position of Vice-President. There were no
383	other nominations for Vice-President.
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385	There was no Board or public comment offered.
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387	Vote
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389	7 Ayes (Casuga, Foo, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes
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391	Dr. Tate was re-elected as Board President and Dr. Rodgers was re-elected as Vice
392	President.
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394	Agenda Item 22: Legislative and Regulatory Affairs Committee Update
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396	a) Board-Sponsored Legislation
397	1) SB 816 (Roth) Professions and Vocations - Fee Schedule
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399	Mr. Polk provided this update which was included in the meeting materials beginning on
400	page 624 and provided as informational only, with no action required.
401	
402	Discussion ensued on this item which included historical context of fees having not been
403	raised in 30 years, the structural imbalance, and various increases and decreases which
404	would go into effect in January 2024.
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406	There was no further Board and no public comment offered.
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408	2) SB 887 (Senate Committee on Business, Professions and Economic Development)
409	Suicide Risk Assessment and Intervention Coursework and Aging and Long-Term Care
410	Coursework: Business and Professions Code sections 2915.4 and 2915.5
411	
412	Mr. Polk provided this update which was included in the meeting materials beginning on
413	page 625 and provided as informational only, with no action required.
414	
415	Discussion ensued about this bill and the hope that it would make the licensing process
416	easier.
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418	There was no further Board and no public comment offered.
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420	b) Review of Bills for Active Position
421	1) AB 282 (Aguiar-Curry) Psychologists: licensure

- Mr. Polk provided this update which was included in the meeting materials beginning on page 626 and provided as informational only, with no action required.
- Dr. Elizabeth Winkelman, California Psychological Association (CPA), thanked Board for support on this bill and asked for anticipated date it would go into effect.
- Ms. Cheung stated the anticipated date is Q4 in 2025 which would be just in time for implementation of the new structure of January 1, 2026.
- Mr. Foo stated his understanding that the timeline was not a process the Board could control.
- Ms. Cheung agreed and explained the lengthy regulatory process which typically takes
 2-3 years.
- There was no further Board or public comment offered.

2) AB 665 (Carrillo) Minors: consent to mental health services

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- 441
 442 Mr. Polk provided this update which was included in the meeting materials beginning on page 627 and provided as informational only, with no action required.
- Dr. Phillips stated that this was an interesting bill and provided a brief description of the benefits of the bill.
- There was no further Board and no public comment offered.

4) SB 331 (Rubio) Child custody: child abuse and safety

Dr. Phillips congratulated Ms. Russell on her tireless efforts.

- 450 3) AB 883 (Mathis) Business Licenses: U.S. Department of Defense SkillBridge program 451
- Mr. Polk provided this update which was included in the meeting materials beginning on page 629 and provided as informational only, with no action required.
- There was no Board or public comment offered.
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 459 Mr. Polk provided this update which was included in the meeting materials beginning on page 630 and provided as informational only, with no action required.
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 462 Kathleen Russell, Executive Director of the Center for Judicial Excellence, stated they
 463 would be having a follow up meeting with the DOJ and that she would keep the Board
- informed of the discussion.
- There was no further Board or public comment offered.

- 5) AB 996 (Low) Department of Consumer Affairs: continuing education: conflict-of-interest policy
- Mr. Polk provided this update which was included in the meeting materials beginning on page 632 and provided as informational only, with no action required.
- There was no Board or public comment offered.

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- 6) SB 372 (Menjivar) Department of Consumer Affairs: licensee and registrant records: name and gender changes
- Mr. Polk provided this update which was included in the meeting materials beginning on page 633 and provided as informational only, with no action required.
- There was no Board comment offered.
- Dr. Elizabeth Winkelman, CPA, stated CPA co-sponsored this bill and asked about the implementation process.
- Ms. Cheung stated that this would be a global process and that the Board currently did not have an implementation process but would keep the public updated.
- 492 Dr. Winkelman provided a brief description of the bill.
- There was no further Board or public comment offered.
- 497
 498 Mr. Polk provided this update which was included in the meeting materials begin

7) SB 544 (Laird) Bagley-Keene Open Meeting Act: teleconferencing

- Mr. Polk provided this update which was included in the meeting materials beginning on page 635 and provided as informational only, with no action required.
- There was no Board or public comment offered.

8) SB 815 (Roth) Healing Arts

- 504
 505 Mr. Polk provided this update which was included in the meeting materials beginning on
- page 637 and provided as informational only, with no action required.
- Mr. Foo asked about the implementation plan and whether the Board would be inheriting staff from medical board as a result of inheriting this new registration category.
- 511 Dr. Phillips stated that unfortunately the Board would not receive more staff. 512
- There was no further Board and no public comment offered.
- 9) SB 805 (Portantino) Health care coverage: pervasive developmental disorders or autism

518 Mr. Polk provided this update which was included in the meeting materials beginning on page 639 and provided as informational only, with no action required. 519

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There was no Board comment offered.

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523 Dr. Andrea Davis, President of the DIR/Floortime Coalition of California, expressed 524 gratification of Board's support of the bill and offering support to work on the exact 525 requirements.

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527 Dr. Tate thanked Dr. Davis for her comment and feedback.

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529 c) Watch Bills

530 1) AB 248 (Mathis) Individuals with intellectual or developmental disabilities: The Dignity 531 for All Act

- 532 2) AB 1163 (Rivas) State forms: gender identity
- 533 3) AB 1707 (Pacheco) Health professionals and facilities: adverse actions based on 534 anther state's law
- 4) SB 58 (Weiner) Controlled substances: decriminalization of certain hallucinogenic 535 536 substances
- 5) SB 373 (Menjivar) Board of Behavioral Sciences, Board of Psychology, and Medical 537 538 Board of California: licensee's and registrants' addresses
- 539 6) SB 802 (Roth) Licensing boards: disqualification from licensure: criminal conviction.

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541 Mr. Polk asked if the Board had any questions on the Watch Bills.

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543 Dr. Casuga appreciates staff taking on watch bills that were recommended by Board 544 members, and specifically AB 248.

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There was no further Board and no public comment offered.

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d) 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.

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553 Mr. Foo requested a briefing of implications on Proposition 63 as well as accompanying measure of facilities. If staff finds nothing substantiative for staff to come back and say an 554 555 analysis was done and there was no need for a full briefing.

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Dr. Casuga asked the Board to watch bills related to anything that could affect the profession, such as drug assisted therapies, psychological services related to Al.

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There was no further Board and no public comment offered.

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562 Agenda Item 23: Regulatory Update, Review, and Consideration of Additional Changes

a) 16 CCR sections 1391.13, and 1391.14 - Inactive Psychological Associates Registration and Reactivating a Psychological Associate Registration

Mr. Polk provided a brief description of the package as well as the update of where this regulatory package is in in the rulemaking process.

There was no Board or public comment offered.

b) 16 CCR 1395.2 - Disciplinary Guidelines and Uniform Standards Related to Substance-Abusing Licensees

Mr. Polk provided a brief description of the package as well as the update of where this regulatory package is in in the rulemaking process.

There was no Board or public comment offered.

c) 16 CCR sections 1380.3, 1381, 1381.1, 1381.2, 1381.4, 1381.5, 1382, 1382.3, 1382.4, 1382.5, 1386, 1387, 1387.1, 1387.2, 1387.3, 1387.4, 1387.5, 1387.6, 1387.10, 1388, 1388.6, 1389, 1389.1, 1391, 1391.1, 1391.3, 1391.4, 1391.5, 1391.6, 1391.8, 1391.11, and 1391.12 – Pathways to Licensure

Mr. Polk provided a brief description of the package as well as the update of where this regulatory package is in in the rulemaking process.

There was no Board or public comment offered.

d) 16 CCR sections 1380.6, 1393, 1396, 1396.1, 1396.2, 1396.4, 1396.5, 1397, 1397.1, 1397.2, 1397.35, 1397.37, 1397.39, 1397.50, 1397.51, 1397.52, 1397.53, 1397.54, 1397.55 - Enforcement Provisions

Mr. Polk provided a brief description of the package as well as the update of where this regulatory package is in in the rulemaking process.

There was no Board or public comment offered.

e) 16 CCR sections 1397.35 – 1397.40 – Corporations

f) 16 CCR sections 1381, 1387, 1387.10, 1388, 1388.6, 1389, and 1389.1 – EPPP-2

25. 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)].

Mr. Foo asked that in the future we have one administrative hearing in the morning and one in the afternoon.

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612	Dr. Casuga asked that we continue to have the mindfulness exercise.
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614	Kathleen Russell asked for clarification if the packets she had provided would be
615	delivered to the members.
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617	Mr. Pane will make them available to the Board once they are reviewed and approved for
618 619	distribution by legal counsel.
620	The meeting adjourned 1:58 p.m.
020	The meeting adjourned 1.36 p.m.