

1 BOARD MEETING MINUTES
2 February 29 – March 1, 2024
3 8:00 a.m. – 6:00 p.m. or until Completion of Business
4
5 Department of Consumer Affairs – Evergreen Building
6 2005 Evergreen St., Hearing Room (First Floor)
7 Sacramento, CA 95815
8 (916) 574-7720
9

10 **Board Members**

11 Lea Tate, PsyD, President
12 Shacunda Rodgers, PhD, Vice President
13 Sheryll Casuga, PsyD, CMPC
14 Marisela Cervantes, EdD, MPA
15 Seyron Foo
16 Mary Harb Sheets, PhD
17 Julie Nystrom
18 Stephen Phillips, JD, PsyD
19 Ana Rescate
20

21 **Board Staff**

22 Antonette Sorrick, Executive Officer
23 Jonathan Burke, Assistant Executive Officer
24 Sandra Monterrubio, Enforcement Program Manager
25 Cynthia Whitney, Central Services Manager
26 Liezel McCockran, CPD/Renewals Coordinator
27 Troy Polk, Legislative and Regulatory Analyst
28 Mai Xiong, BreEZe Coordinator
29 Anthony Pane, Board Counsel
30 Sam Singh, Regulatory Counsel
31

32 Thursday, February 29, 2024
33 8:00 a.m. – 6:00 p.m. or until Completion of Business
34

35 AGENDA
36

37 **Agenda Item 1: Call to Order/Roll Call/Establishment of a Quorum**
38

39 President Tate called the meeting to order at 8:09 a.m., roll was taken, and a quorum
40 established.
41

42 **Agenda Item 2: President's Welcome**
43

44 a) Mindfulness Exercise (S. Rodgers)
45

46 Dr. Rodgers led attendees in a mindfulness exercise.
47

48 Dr. Tate thanked Dr. Rodgers for the exercise.

49

50 There was no further Board or public comment offered.

51

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

56

57 A comment was made in reference to the Board's "For Your Peace Of Mind" publication.
58 The commenter stated their opinion that a limitation on multiple relationships with a
59 patient is not consistent with a notation from the American Psychological Association
60 (APA) code of ethics.

61

62 There was no further public comment offered.

63

64 **Agenda Item 4: Discussion and Possible Approval of the Board Meeting Minutes:**
65 **November 2-3, 2023**

66

67 Dr. Tate introduced this item.

68

69 It was M/Phillips s/Rodgers to approve the Board Meeting Minutes from November 2-3,
70 2023.

71

72 There was no Board or public comment offered.

73

74 Votes

75 6 Ayes (Casuga, Harb Sheets, Phillips, Rescate, Rodgers, Tate), 0 Noes, 1 Abstention
76 (Nystrom)

77

78 Item 7 was taken up next in the interest of time.

79

80 8:30 a.m. - Petition Hearing

81

82 **Agenda Item 7: Petition for Reinstatement of Revoked License – Elizabeth R.**
83 **Lewis, Ph.D.**

84

85 Administrative Law Judge Coren D. Wong presided. Deputy Attorney General Matthew
86 Fleming was present and represented the People of the State of California. Ms. Karen
87 Goodman was present and represented Dr. Elizabeth R. Lewis Ph.D., who was also
88 present.

89

90 10:30 a.m. - Petition Hearing

91

92 **Agenda Item 8: Petition for Early Termination of Probation – Morella Bombardini,**
93 **Ph.D.**

94

95 Administrative Law Judge Coren D. Wong presided. Deputy Attorney General Matthew

96 Fleming was present and represented the People of the State of California. Dr. Morella
97 Bombardini, Ph.D., was present and represented herself.

98
99 12:30 – 1:30 p.m. LUNCH/CLOSED SESSION

100
101 **Agenda Item 9: The Board will Meet in Closed Session Pursuant to Government**
102 **Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for**
103 **Reinstatement, Modification, or Early Termination, Proposed Decisions,**
104 **Stipulations, Petitions for Reconsideration, and Remands.**

105
106 The Board met in closed session.

107
108 Items 20(b),(c) and (e) were taken up at return to open session.

109
110 **Agenda Item 20: Licensure Committee Report and Consideration of Committee**
111 **Recommendations**

112
113 20(b),(c) and (e) were taken up with (a) and (d) to be taken up Friday.

114
115 b) Continuing Professional Development and Renewals Report

116
117 Ms. McCockran provided this update.

118
119 Discussion ensued regarding the provided report. Comments included confirmation of
120 how licensees were communicated with regarding the audit (email as well as US mail
121 notification), the responsibility of licensees to maintain a current Address of Record, and
122 the type of courses that were submitted by licensees when audited.

123
124 There was no further Board and no public comment offered.

125
126 c) Examination Report

127
128 Ms. Whitney provided this update.

129
130 There was no Board or public comment offered.

131
132 e) Barriers to Telehealth Survey Follow-Up: Review Competency Requirements for
133 Doctoral Programs, Training Settings, and Supervised Experience

134
135 Dr. Harb Sheets stated this item would be addressed at a later meeting.

136
137 There was no Board or public comment offered.

138
139 Items 5 and 6 were taken up next.

140
141 **Agenda Item 5: President's Report**

142
143 a) Meeting Calendar

144
145 Dr. Tate presented this item and referenced the meeting calendar which was included in
146 the meeting materials and posted on the Board website.

147
148 There was no Board or public comment offered.

149
150 **Agenda Item 6: Executive Officer's Report**

151
152 a) Personnel Update

153
154 Ms. Sorrick provided this update.

155
156 Discussion ensued on SB 544 requirements and what planning measures were
157 necessary for Board and Committee meeting compliance. Historical context was given
158 with temporary allowances made for COVID-19 provided which was followed up with
159 current requirements and reasoning.

160
161 Discussion ensued regarding vacancies and what measures were being implemented to
162 manage the resulting workload.

163
164 There was no further Board or public comment offered.

165
166 1:30 p.m. - Petition Hearing

167
168 **Agenda Item 10: Petition for Early Termination of Probation – Celena Horton,**
169 **Psy.D.**

170
171 Administrative Law Judge Coren D. Wong presided. Deputy Attorney General Ms. Jade
172 Wolanski was present and represented the People of the State of California. Dr. Celena
173 Horton, Psy.D., was present and represented herself.

174
175 Item 19 was taken up next.

176
177 **Agenda Item 19: Enforcement Report**

178
179 Ms. Monterrubio presented this item.

180
181 There was no Board or public comment offered.

182
183 3:30 p.m. - Petition Hearing

184
185 **Agenda Item 11: Petition for Early Termination of Probation – Charnea Crump**

186
187 Administrative Law Judge Coren D. Wong presided. Deputy Attorney General Ms. Jade
188 Wolanski was present and represented the People of the State of California. Ms.
189 Charnea Crump was present and represented herself.

190
191 **Agenda Item 12: The Board will Meet in Closed Session Pursuant to Government**

192 **Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for**
193 **Reinstatement, Modification, or Early Termination, Proposed Decisions,**
194 **Stipulations, Petitions for Reinstatement and Modification of Penalty, Petitions for**
195 **Reconsideration, and Remands.**

196
197 The Board met in closed session.

198
199 Friday, March 1, 2024
200 9:00 a.m. – 5:00 p.m. or until Completion of Business

201
202 **Agenda Item 13: Call to Order/Roll Call/Establishment of a Quorum**

203
204 President Tate called the meeting to order at 9:05 a.m., roll was taken, and a quorum
205 established.

206
207 She stated that the Board would go into Closed Session for Items 14 and 15.

208
209 CLOSED SESSION

210
211 **Agenda Item 14: Discussion and Possible Action on Board Executive Officer**
212 **Classification Exempt Salary Level Increase. The Board will Meet in Closed**
213 **Session Pursuant to Government Code Section 11126(a)(1) to Consider the Pay**
214 **Range of its Executive Officer.**

215
216 **Agenda Item 15: The Board will Meet in Closed Session Pursuant to Government**
217 **Code Section 11126(c)(3) to Discuss Disciplinary Matters Including Petitions for**
218 **Reinstatement, Modification, or Early Termination, Proposed Decisions,**
219 **Stipulations, Petitions for Reinstatement and Modification of Penalty, Petitions for**
220 **Reconsideration, and Remands.**

221
222 RETURN TO OPEN SESSION

223
224 **Agenda Item 16: Public Comment for Items Not on the Agenda. Note: The Board**
225 **May Not Discuss or Take Action on Any Matter Raised During this Public**
226 **Comment Section, Except to Decide Whether to Place the Matter on the Agenda**
227 **of a Future Meeting [Government Code sections 11125 and 11125.7(a)].**

228
229 Comment was made by Dr. Douglas Beatty about the increase in licensing fees.

230
231 There was no further public comment offered.

232
233 **Agenda Item 17: DCA Update**

234
235 Brian Clifford, DCA Budget Office, presented this item which included updates on the
236 state budget efforts to reduce spending and required training.

237
238 Dr. Rodgers commented on her experience of completing the required training which
239 included Diversity, Equity, and Inclusion and “Active Shooter” training which she found

240 very helpful.

241

242 There was no additional Board and no public comment offered.

243

244 **Agenda Item 18: DCA Budget Presentation**

245

246 Mr. Burke introduced Suzanne Balkis and Nicole Brady from the DCA Budget Office
247 who presented this item.

248

249 Mr. Foo made reference to the public comment under item 16 regarding an increase in
250 licensing fees and asked Ms. Brady about historic context of fees. It was confirmed that
251 prior to the increase, fees had not been raised in statute for thirty years.

252

253 Discussion ensued on factors that necessitated the fee increase which included
254 increased costs of doing business since the early 1990s. It was clarified that the initial
255 conversation of impending insolvency began in 2019 and continued with a
256 comprehensive fee analysis presented in 2021 and extensive discussion that continued
257 at multiple Board meetings.

258

259 Discussion continued on the increased costs from outside areas such as the
260 Department of Justice and the Office of the Attorney General which affected the Board's
261 budget.

262

263 Ms. McCockran provided details regarding an upcoming fee webinar that was being
264 presented by the Board which would discuss the fee increases, with historical context
265 and that attendees could receive CPD credit for participating.

266

267 There was no further Board or public comment offered.

268

269 **Agenda Item 20: Licensure Committee Report and Consideration of Committee**
270 **Recommendations**

271

272 20(b)-(c) were taken up day 1 with (a), (d), and (e) taken up day 2.

273

274 a) Licensing Report

275

276 Ms. Xiong provided this update.

277

278 There were no Board or public comment offered.

279

280 d) OPES Presentation on Examination Performance: APA-accredited vs. Non-APA-
281 accredited programs

282

283 Drs. Heidi Lincer and Robert Calvert presented this item which included a
284 comprehensive analysis on pass rates for various school programs. The slides for this
285 item were included in the meeting materials beginning on page 54.

286

287 Discussion ensued on what may have contributed to lower pass rates at various points

288 in time, passing rates by age, and accommodations.

289

290 Dr. Elizabeth Winkelman, California Psychological Association (CPA), asked for the
291 numbers of applicants or licensees which attended APA-accredited versus non-APA-
292 accredited programs, which was provided by Dr. Calvert.

293

294 Mr. Burke provided context of what had been included in the data for the analysis in
295 cooperation with Dr. Calvert. It was determined that Dr. Winkelman would get in touch
296 with Dr. Calvert directly for more detail of school attendance.

297

298 Dr. Jackie Horn, Association of State and Provincial Psychology Boards (ASPPB),
299 provided some historical context on the EPPP including when the test switched from
300 paper to computer and when the offering dates for the test went from two options per
301 year to four options per year.

302

303 Discussion ensued on passing rates due to COVID in APA-accredited and Non-APA-
304 accredited programs in which APA-accredited programs were less negatively impacted.

305

306 Mr. Foo inquired about the possibility of conducting an analysis to examine the
307 interaction variable between COVID and accredited programs, with a focus on
308 determining the effect size.

309

310 Public comment

311

312 Discussion ensued on how the EPPP may have changed over time with the content that
313 it covered and the difficulty of applicants to be able to study all topics that were
314 included.

315

316 Dr. Phillips commented that the EPPP was a general licensing exam which was not only
317 for clinical psychologists but for all people that have a psychology license and come
318 from different focuses. It would be ideal if the test preparation material was broad
319 enough to cover all of the test's subject matter, but that is outside of the purview of the
320 Board of Psychology.

321

322 Drs. Rodgers and Cervantes expressed interest in providing a summary of information
323 to be included in an upcoming journal or email.

324

325 Discussion ensued on any data related to gender and/or ethnicity and passing rates. It
326 was stated that markers related to gender had been removed prior to analysis and
327 ethnic identifiers were not provided.

328

329 Dr. Casuga commented regarding the test prep industry and how it can be difficult to do
330 as well on the test without investing in expensive test preparation materials which is
331 another barrier and financial burden.

332

333 Dr. Horn commented that ASPPB provides sample practice exams which include retired
334 questions from the exam and stated that candidates that use the sample practice exams
335 score higher on the EPPP. She stated that these are administered in a testing center in

336 a real-world environment and the cost is minimal compared to the high cost of other test
337 preparation materials.

338
339 Item 23 was taken up next.

340
341 **Agenda Item 23: Legislative Proposals**

342
343 a) Psychological Associates: Business and Professions Code Section 2913:
344 Change of Supervisor Fee: Business and Professions Code Section 2987: Health and
345 Safety Code 124260

346
347 Dr. Cervantes introduced this item.

348
349 Mr. Polk presented this item, which was included in the meeting materials, beginning on
350 page 220 and an additional document included in the hand carry materials.

351
352 He provided the staff recommendation that the Board review the attached proposal and
353 approve the proposed text.

354
355 It was M/(Tate)/S(Casuga)/C to approve the proposed text to Psychological Associates:
356 Business and Professions Code Section 2913.

357
358 Ms. Nystrom recused herself from item 23 and 24.

359
360 The Board discussed changes to be presented to the Legislative and Regulatory Affairs
361 Committee.

362
363 An amended motion was presented upon changes to the language. It was
364 M/(Tate)/S(Rodgers)/C to approve the amendments to section 2913 to strike from
365 example (b)(1)(c) the language that says "having passed preliminary doctoral
366 examinations".

367
368 There was no further Board and no public comment offered.

369
370 Votes

371 7 Ayes (Casuga, Cervantes, Foo, Phillips, Rescate, Rodgers, Tate), 0 Noes, 1 Recusal
372 (Nystrom)

373
374 b) Patient Privilege: Business and Professions Code section 2918

375
376 Mr. Polk presented this item which was included in the meeting materials beginning on
377 page 225.

378
379 It was M/(Rodgers)/S(Tate)/C to approve the amendments to section 2987 of the
380 Business and Professions code as they appear in the materials.

381
382 There was no Board or public comment offered.

383

384 Votes

385 6 Ayes (Cervantes, Foo, Nystrom, Phillips, Rescate, Rodgers, Tate), 0 Noes, 1 Recusal
386 (Nystrom), 1 Absence (Casuga)

387

388 c) California Psychological Association Legislative Proposal 2023: Business and
389 Professions Code section 2914

390

391 Dr. Cervantes introduced this item and stated that it would be reviewed in the next
392 Legislative and Regulatory Affairs Committee Meeting.

393

394 The detail for this item was included in the materials beginning on page 234.

395

396 Mr. Polk presented this item which was for informational purposes only with no action
397 required.

398

399 Public comment

400

401 Dr. Elizabeth Winkelman, CPA, thanked the Board for considering CPA sponsored bills.

402

403 d) Legislative Items for Future Meeting. The Board May Discuss Other Items of
404 Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future
405 Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Board to
406 Discuss Such Items Pursuant to Government Code section 11125.4.

407

408 There was no Board or public comment offered.

409

410 Item 25 was taken up next.

411

412 **Agenda Item 25: Regulatory Update, Review, and Consideration of Additional**
413 **Changes**

414

415 Dr. Cervantes introduced item 25 and stated that all listed under this item were
416 informational only, with no action required. The detail was contained within the meeting
417 materials beginning on page 463.

418

419 There was no Board or public comment offered.

420

421 a) 16 CCR sections 1391.13, and 1391.14 – Inactive Psychological Associates
422 Registration and Reactivating a Psychological Associate Registration

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

425 c) 16 CCR sections 1380.3, 1381, 1381.1, 1381.2, 1381.4, 1381.5, 1382, 1382.3,
426 1382.4, 1382.5, 1386, 1387, 1387.1, 1387.2, 1387.3, 1387.4, 1387.5, 1387.6, 1387.10,
427 1388, 1388.6, 1389, 1389.1, 1391, 1391.1, 1391.3, 1391.4, 1391.5, 1391.6, 1391.8,
428 1391.11, and 1391.12 – Pathways to Licensure

429 d) 16 CCR sections 1380.6, 1393, 1396, 1396.1, 1396.2, 1396.4, 1396.5, 1397,
430 1397.1, 1397.2, 1397.35, 1397.37, 1397.39, 1397.50, 1397.51, 1397.52, 1397.53,

431 1397.54, 1397.55 - Enforcement Provisions

- 432 e) 16 CCR sections 1397.35 – 1397.40 – Corporations
433 f) 16 CCR sections 1381, 1387, 1387.10, 1388, 1388.6, 1389, and 1389.1 – EPPP
434 2
435

436 **Agenda Item 26: Discussion of California Psychological Association (CPA)**
437 **Survey Licensing Timeframes**
438

439 Ms. Sorrick presented this item which was included in the meeting materials beginning
440 on page 466. She expressed appreciation to CPA for facilitating the initial survey and
441 the subsequent follow-up survey.
442

443 Mr. Foo asked about difficulties with reaching staff due to staffing issues.
444

445 Ms. Sorrick stated that a position had been moved to the Licensing Unit to address
446 questions on status updates and turnaround time. She also noted the efforts made to
447 digitize several of the application processes to cut down on processing time. Ms. Sorrick
448 referenced the draft Strategic Plan which would be discussed. This draft included
449 acknowledgment of the need of staff growth to be able to provide the customer service
450 that was expected both internally and by stakeholders.
451

452 Discussion ensued on various improvements that had been made and others that could
453 be made when staffing was in a more positive state.
454

455 There was no further Board and no public comment offered.
456

457 Item 22 was taken up next.
458

459 **Agenda Item 22: Review and Possible Approval of Draft 2024-2029 Strategic Plan**
460

461 Dr. Tate presented this item which was included in the meeting materials beginning on
462 page 205.
463

464 The Board reviewed the draft for any edits or changes. There were none made.
465

466 It was M/(Foo)/S(Nystrom)/C to adopt the Strategic Plan as presented.
467

468 There was no Board or public comment offered.
469

470 Votes

471 8 Ayes (Casuga, Cervantes, Foo, Nystrom, Phillips, Rescate, Rodgers, Tate), 0 Noes
472

473 **Agenda Item 21: Discuss and Consider Mandatory EPPP2 on January 1, 2026**
474

- 475 a) History of EPPP2
476 b) Board Position from May 19, 2023
477

478 Ms. Whitney provided background information and a contextual summary which was
479 included in the meeting materials beginning on page 117 and for informational purposes

480 only.

481

482 Dr. Casuga clarified that there would be a full status report at the August 2024 Board
483 meeting.

484

485 There was no Board or public comment offered.

486

487 **Agenda Item 24: Review Bills for Active Position Recommendations**

488

489 a) AB 2051 (Bonta) Psychology interjurisdictional compact

490

491 Dr. Cervantes introduced this item which was included in the meeting materials
492 beginning on page 257 with an analysis and fact sheet included in the hand carry.

493

494 Mr. Polk presented this item and provided the staff recommendation that the Board take
495 an Oppose position on AB 2051.

496

497 It was M/(Phillips)/S(Casuga)/C to accept the staff recommendation to Oppose AB 2051
498 (Bonta).

499

500 There was no Board comment offered.

501

502 Public comment

503

504 Discussion ensued regarding PsyPact and comments were presented from the public
505 supporting a position of Oppose.

506

507 Mr. Foo referenced the fact sheet that was provided by the Assembly and asked Ms.
508 Monterrubio if there had been any complaints about California psychologists practicing
509 telehealth in another state when a client is traveling.

510

511 Ms. Monterrubio stated the enforcement unit had not received many, if any, complaints
512 to this effect and that the fact sheet did not seem to contain correct information as to
513 what licensed psychologists can do in regard to telehealth.

514

515 Discussion ensued regarding items from the fact sheet that had been provided and
516 different state's requirement of graduation from an APA-accredited program.

517

518 There was no further Board or public comment offered.

519

520 Votes

521 7 Ayes (Casuga, Cervantes, Foo, Phillips, Rescate, Rodgers, Tate), 0 Noes, 1 Recusal
522 (Nystrom)

523

524 **Agenda Item 27: Recommendations for Agenda Items for Future Board Meetings.**

525

526 **Note: The Board May Not Discuss or Take Action on Any Matter Raised During**
527 **This Public Comment Section, Except to Decide Whether to Place the Matter on**
the Agenda of a Future Meeting [Government Code Sections 11125 and

528 **11125.7(a)**.

529

530 Dr. Tate presented this item.

531 There was no Board or public comment offered.

532

533 ADJOURNMENT

534

535 The meeting adjourned at 2:11 p.m.

536

537