

1 Legislative And Regulatory Affairs Committee Meeting

2

3 **Committee Members**

- 4 Marisela Cervantes, EdD, MPA, Chairperson
- 5 Sheryll Casuga, PsyD
- 6 Stephen Phillips, JD, PsyD

7 8 **Board Staff**

- 9 Antonette Sorrick, Executive Officer
- 10 Jonathan Burke, Assistant Executive Officer
- 11 Cynthia Whitney, Central Services Manager
- 12 Stephanie Cheung, Licensing Manager
- 13 Sandra Monterrubio, Enforcement Program Manager
- 14 Sarah Proteau, Central Services Office Technician
- 15 Evan Gage, Special Projects Analyst
- 16 Anthony Pane, Board Counsel
- 17 Sam Singh, Regulatory Counsel
- 18

Friday, April 12, 2024

19

20 Agenda Item #1: Call to Order/Roll Call/Establishment of a Quorum

21

Dr. Cervantes called the meeting to order at 1:00 p.m. A quorum was present and due notice had been sent to all interested parties.

24

25 Agenda Item #2: Chairperson's Welcome and Opening Remarks

- 26
- 27 Dr. Cervantes offered opening remarks.

28

29 Agenda Item #3: Public Comment for Items Not on the Agenda. Note: The Board

30 May Not Discuss or Take Action on Any Matter Raised During this Public

31 Comment Section, Except to Decide Whether to Place the Matter on the Agenda

- 32 of a Future Meeting [Government Code sections 11125 and 11125.7(a)].
- 33
- 34 Dr. Cervantes called for public comment.
- 35
- 36 Public comment addressed concerns over PSYPACT's financial impact to California-
- 37 resident licensees. Further comment was offered regarding legislation about suicide38 prevention in schools.
- 38 preve 39

40 Agenda Item #4: Discussion and Possible Approval of Legislative and Regulatory 41 Affairs Committee Meeting Minutes: June 16, 2023

42

43 It was (M)Phillips(S)Casuga(C) to adopt the June 16, 2023, Legislative and Regulatory

- 44 Affairs Committee meeting minutes.
- 45

46 47

- Dr. Cervantes called for public comment.
- 48 No public comment was offered.
- 49
- .
- 50 Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes
- 51 52 Motion passed.
- 53

54 Agenda Item #5: Legislation from the 2024 Legislative Session: Review and 55 Possible Action 56

- 57 Mr. Polk provided the update on this item.
- 58
- 59 <u>a) Legislative Proposals</u>
- 60
- 61 1) <u>Psychological Associates: Business and Professions Code Section 2913: Change of</u>
- Supervisor Fee: Business and Professions Code Section 2987: Health and Safety Code
 124260
 64
- Board Staff submitted a proposal to the Senate Committee on Business, Professions
 and Economic Development (BP&ED) for technical, non-substantive changes to be
 included in the Committee's omnibus bill.
- 68
- The proposal included amendments to Business and Professions Codes (BPC) 2913, 2987, and Health and Safety Code (HSC) 124260.
- 71
- Amendment to Business and Profession Code (BPC) 2987 regarded the \$25 fee associated with a request to change supervisors for psychological testing technicians,
- as the \$25 was inadvertently removed from BPC 2987, when Senate Bill (SB) 816 was
- passed last year, and the proposal would add the fee back into BPC 2987.
- 76
- Amendment to BPC 2913 addressed current language related to the requirements of a foreign master's degree, and the advancement to candidacy, as the current language
- created confusion to not only applicants seeking registration as a psychological
 associate but also to Licensing Staff; the proposed amendments would clarify the
- 81 requirements.
- 82
- On March 1, 2024, the proposed language for BPC 2913 was amended, and the
 amendment and proposal were approved by the Board. The amended language was
 submitted to the Senate BP&ED consults to be included in the proposal.
- 86
- 87 The last amendment was to Health and Safety Code (HSC) 124260 to update the 88 language as the code referenced outdated registration categories for "registered
- 89 psychologist" and "psychological assistant".
- 90
- 91 On March 18, 2024, Senate Bill 1526 was introduced by the Senate Business,
- 92 Professions and Economic Development Committee. The Language included the

93 proposed amendment to HSC 124260. The other proposal had not been included. 94 Board Staff had been in contact with the Committee consultant regarding the other two 95 proposals. The consultant advised that the other proposals were still being reviewed for 96 consideration for SB 1526. 97 98 Through discussions with the Committee Consultant, it was discovered that other BPC 99 and HSC codes also included the outdated registration categories. Board staff advised 100 that the proposed changes would need to apply to those sections as well, and that Board staff would continue to monitor SB 1526 and the other proposed amendments. 101 102 103 Staff advised the Committee to recommend that the full Board ask the Senate 104 Committee to consider the additional changes to be included in SB 1526. 105 106 Dr. Cervantes called for public comment. 107 108 No public comment was offered. 109 110 Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes 111 112 Motion passed. 113 114 b) Review of Bills with Active Positions Recommendations to the Board 115 116 1) AB 2270 (Maienschein) Healing arts: continuing education: menopausal mental and 117 physical health 118 119 On February 8, 2024, AB 2270 was introduced by Assembly Member Maienschein. 120 AB 2270 was introduced to give medical providers, including psychologists, the option 121 122 to complete coursework in menopausal mental and physical health as part of the 123 continuing education or professional development requirements by adding BPC 2914.4. 124 125 On February 26, 2024, AB 2270 was referred to the Assembly Committee on 126 Business and Profession. 127 128 On April 1, 2024, the bill was amended by the Business and Professions Committee 129 which removed the term "physical health" from the course requirement and added 130 "within the scope of their practice to BPC 2914.4. and read as "a licensee shall have the 131 option of taking coursework on menopausal mental-and-physical health within the scope 132 of their practice to satisfy continuing education requirements". 133 134 However, the bill was amended on April 10, to add BPC 2914.4, so it now reads "In 135 determining its continuing professional development, the board shall consider including 136 a course in menopausal mental or physical health." The new language still does not fully 137 require the course to be completed in order to meet the requirements, but board staff 138 will continue to monitor AB 2270.

139

Dr. Phillips asked Mr. Polk whether coursework would still need to satisfy continuing professional development requirements as they relate to continuing education. Mr. Polk confirmed that this was the case. Dr. Phillips commented that there was currently nothing preventing someone from taking coursework on maternal mental health, and questioned whether it was necessary to take any action. Dr. Casuga commented that she agreed with Dr. Phillips, and asked Mr. Polk for a recommended position. No other boards currently support this bill, although the California Retired Teachers Association is in support. Board staff would continue to monitor AB 2270. It was (M)Phillips(S)Casuga(C) to recommend to the full Board to take a position of Support for AB 2270. Dr. Cervantes called for public comment. Public comment regarded the necessity for this coursework to be imposed by legislation since this coursework was already available as an option. Dr. Phillips commented further that taking a Support position signals the Board's awareness of this bill's importance for licensees. Drs. Cervantes and Casuga concurred. Dr. Casuga commented that a Support position might encourage licensees to take this coursework when it might not have occurred to them before, and it might encourage providers to generate more such coursework. Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes Motion passed. Public comment was allowed at the conclusion of the passing vote. Public comment referred to recent research on menopausal mental health that should be considered by providers who want to be well-prepared to address these issues. 2) AB 2282 (McKinnor) Family reunification services On February 8, 2024, AB 2282 was introduced by Assembly Member McKinnor. AB 2282 provided that reunification services would not need to be rendered to a parent or guardian when a court finds that the parent or guardian of the child had been convicted of a violent felony against a child.

- 186 AB 2282 would also limit criminal convictions used to deny reunification services to 187 families. It would amend the law to deny services only to the most serious and violent 188 felons who have endangered children or their family. 189 190 By expanding the scope of individuals requiring reunification services, the bill would 191 impose additional duties on county child welfare departments. 192 193 The Board took a support position on SB 331 which in 2023 established the Safe Child 194 Act, thereby prohibiting a court from ordering family reunification treatments in a custody 195 or visitation dispute. AB 2282 was not specific to child custody. 196 197 Board staff would continue to monitor AB 2282 for any additional amendments. 198 199 Dr. Phillips commented that the Board had heard much testimony in the past about 200 family reunification camps, and took an interest in previous legislation, noting that this 201 legislation clarifies the scope of these services and is not necessarily under the auspice 202 of the Board. Dr. Phillips recommended taking a Watch position on AB 2282. 203 204 Board Counsel Mr. Pane confirmed that no action needed to be taken to watch the bill. 205 206 Dr. Phillips withdrew his motion. 207 208 Dr. Casuga agreed that a Watch position was appropriate. 209 210 No public comment called for because this was a non-action item. 211 212 3) AB 2581 (Maienschein) Healing arts: continuing education: maternal mental health 213 214 On February 14, 2024, AB 2581 was introduced by Assembly Member Maienschein. 215 AB 2581 would give medical providers, including psychologists, the option to take a 216 217 course in maternal mental health as part of the continuing education or professional 218 development requirements under BPC 2914.4. 219 220 On March 4, 2024, AB 2581 was referred to the Assembly Committee on Business and 221 Profession. 222 223 Board staff had been in contact with Committee consultants regarding the impact of the 224 bill and possible amendments to the bill language. 225 226 The bill was amended on April 10 to match the amended language of AB 2270 to read 227 "In determining its continuing professional development, the board shall consider 228 including a course in menopausal mental or physical health." 229 230 Board Staff would continue to monitor AB 2581. 231 232 It was (M)Casuga(S)Phillips(C) to recommend that the Board take a Support position on
- 233 AB 2581.

234	
235 236	Dr. Cervantes called for public comment.
237	No public comment was offered.
238	
239 240	Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes
241	Motion passed.
242	
243 244	4) AB 2703 (Aguiar-Curry) Federally qualified health centers and rural health clinics:
244 245	psychological associates
246	On February 14, 2024, AB 2703 was introduced by Assembly Member Aguiar-Curry.
247	The bill was as an encreased by The California Developical Association (CDA) and the
248 249	The bill was co-sponsored by The California Psychological Association (CPA) and the Primary Care Association.
250	
251	AB 2703 would amend the current law to permit psychological associates to perform
252 253	services in Federally Qualified Health Centers (FQHC) and Rural Health Centers (RHC) and allow the centers to be reimbursed for the services.
253	and allow the centers to be reimbursed for the services.
255	As the existing law does not specifically allow these FQHC's and RHC's to be
256 257	reimbursed for services provided by psychological associates, AB 2703 would promote
257	greater access to care.
259	On March 4, 2024, AB 2703 was referred to the Assembly Committee on Health.
260	
261 262	It was (M)Casuga(S)Phillips(C) to recommend that the Board take a Support position on AB 2703.
262	AB 2703.
264	Dr. Cervantes called for public comment.
265	
266	Dr. Elizabeth Winkelman from CPA thanked the Committee for taking a Support
267 268	position.
269	No further public comment offered.
270	
271	Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes
272	
273 274	Motion passed.
274	5) <u>AB 2862 (Gipson) Licenses: African American applicants</u>
276	
277 279	On February 15, 2024, AB 2862 was introduced by Assembly Member Gipson.
278	

279 AB 2862 would require various business and professions, including healing arts boards, 280 under the Department of Consumer Affairs to prioritize African American applicants 281 seeking licensure, especially applicants who are descended from a person who was 282 enslaved in the United States. 283 284 On March 11, 2024, AB 2862 was referred to the Assembly Committee on Business and 285 Professions and the committee on Judiciary. 286 287 In meetings with the Department of Consumer Affairs Legislative Unit and other healing 288 arts boards, concerns arose regarding the verification of documents, and to whose 289 discretion it would fall to determine which applicants qualified for the expedited 290 processing; it was unclear whether or not this determination would be made by staff. 291 since the current bill language does not provide further clarification or language 292 addressing the concerns. 293 294 Board staff would continue to monitor this bill. 295 296 Dr. Phillips commented that there is a growing list of populations that are being 297 considered for expedited licensure. Ms. Cheung commented that there are currently five 298 other categories of applicants, namely asylees, and military personnel and their 299 spouses, who receive expedited licensure. 300 301 Ms. Cheung commented that the expedited processing of a particular category of 302 application does not create workflow issues for staff, because the application is merely 303 prioritized, and does not create additional work thereby. 304 305 Dr. Casuga asked Mr. Polk whether this bill is still in early stages. Mr. Polk confirmed 306 that this is the case, and many of the fiscal and other considerations would take shape 307 later through the amendment process. Dr. Casuga commented that it was too early to 308 take an active position and recommended that staff continue to watch this bill. 309 310 Drs. Cervantes and Phillips concurred. 311 312 6) SB 1012 (Wiener) The Regulated Psychedelic Substances Control Act 313 314 On February 5, 2024, SB 1012 was introduced by Senator Wiener. 315 316 On February 14, 2024, SB 1012 was referred to the Senate Committees on Business, 317 Professions and Economic Development and Public Safety. 318 319 SB 1012 would enact the Regulated Psychedelic-Assisted Therapy Act, which would 320 establish the Board of Regulated Psychedelic Facilitators within the Department of 321 Consumer Affairs to license and regulate psychedelic-assisted therapy facilitators. The 322 new Board would be required to establish education, training, and other qualifications and requirements for obtaining a license as a regulated psychedelic-assisted therapy 323 324 facilitator and would require the Board to be appointed by April 1, 2025, and begin 325 accepting license applications by April 1, 2026. 326

327 Regulated Psychedelic Facilitator gualification would be open to anyone 21 years of age or older, who had completed curriculum in regulated psychedelic facilitation and related 328 329 subjects, accumulating the hours of coursework as established by the Board, such as 330 would incorporate appropriate school assessment of student knowledge and skills, prior 331 experience accepted by the Board as an equivalent to, or equivalent to a portion of, the 332 required curricula or practicum requirement, including existing licensure in a health or 333 mental health profession, and any practicum experience that is required by the Board, 334 and the individual had passed a regulated psychedelic facilitator competency 335 assessment examination that meets generally recognized principles and standards and 336 that is created and administered by the Board or an entity designated by the Board. 337 338 Dr. Casuga asked how this new type of licensed practice might affect the practice of 339 psychologists. Mr. Polk commented that the current language leaves room for a 340 licensed psychologist to obtain dual licensure as a Regulated Psychedelic Facilitator if they completed the curriculum and passed the assessment. There is still the question of 341 342 whether this new qualification should be administered by an entirely new board or 343 brought under the authority of an existing board. 344 345 Mr. Polk commented that he would continue to monitor the language now and after it is 346 taken up by committees. 347 348 Dr. Phillips voiced concern that a new class of provider was being created by this bill. and this provider need not necessarily be a medical or mental health professional. 349 350 351 Ms. Sorrick commented that in past discussions where a bill under discussion might 352 have multidisciplinary impacts affecting different populations of stakeholders, 353 sometimes it was appropriate to hold a stakeholder meeting where the impacted Boards 354 could have a place at the table. 355 356 It was (M)Phillips(S)Casuga(C) to recommend to the full Board to take an Oppose 357 position to SB 1012. 358 359 Dr. Casuga commented that the Board should be given the opportunity to articulate its 360 concerns, and that there should be a stakeholder meeting to discuss overlap between 361 impacted disciplines. 362 363 Dr. Cervantes called for public comment. 364 365 Public comment touched on the perception that any confusion arising from a lack of 366 clarity to this bill affected consumers perhaps more than it affected mental health 367 professionals. Further comment advised that the Board should absolutely have a seat at 368 the table when this bill is being discussed, or else the Board will not have a say in the 369 final result. 370 371 Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes 372 373 Motion passed.

374

375 7) SB 1067 (Smallwood-Cuevas) Healing arts: expedited licensure process: medically 376 underserved area or population. 377

- 378 On February 12, 2024, SB 1067 was introduced by Senator Smallwood-Cuevas.
- 379

380 SB 1067 would require each healing arts board under the Department of Consumer 381 Affairs to develop a process to expedite the licensure process by giving priority to

382 applicants who are seeking licensure if they demonstrate that they intend to practice in

- 383 a medically underserved area or serve a medically underserved population. 384
- 385 On February 21, 2024, SB 1067 was referred to the Senate Committee on Business, 386 Professions and Economic Development. 387
- 388 In meeting with the Department of Consumer Affairs Legislative Unit, the Medical Board 389 advised that their Board currently expedites applicants who meet the criteria, since the 390 definitions are federally defined, and HCAI provides a database based on Zip Code to
- 391 determine whether the applicants would be providing services in those specific areas. 392
- 393 Health and Safety Code (HSC) 128552 defines "Medically underserved area" as an 394 area with health professional shortage or an area of the state where unmet priority 395 needs for physicians exist. HSC 128552 also defines "medically underserved
- 396 population" as individuals in the Medi-Cal program and uninsured populations. 397
- 398 Dr. Phillips commented that the term "medically underserved" was problematic because 399 it fell outside of the Board's purview. He commented that if the language were amended 400 to provide specificity over which individuals would be covered by this definition, and
- 401 what documentation would be required.
- 402
- 403 Dr. Casuga expressed concern over how board staff might be impacted. She 404 commented that she would like more details about how the bill might be implemented.
- 405 406 It was (M)Phillips(S)Casuga(C) to recommend that the Board take a Support if 407 Amended position on SB 1067 if it clarified a) what constituted an underserved area and 408 population and b) what documentation would be necessary from the licensee as to their 409 intention to serve that area.
- 410
- 411 Dr. Cervantes called for public comment. 412
- 413 No public comment was offered.
- 414
- 415 Votes: 3 ayes (Casuga, Cervantes, Phillips), 0 noes
- 416
- 417 Motion passed.
- 418
- 419 c) Bills with Active Positions Taken by the Board
- 420

421	Mr. Polk presented this item.
422	
423	1) AB 2051 (Bonta) Psychology interjurisdictional compact
424	
425	Assembly Bill 2051 was introduced by Assemblymember Bonta.
426	
427	AB 2051 would incorporate California under the Psychology Interjurisdictional Compact
428	(PSYPACT), to facilitate the practice of telepsychology and the temporary in-person,
429	face-to-face practice of psychology across state lines.
430	
431	On March 1, 2024, the Board adopted an Oppose position.
432	
433	On March 15, 2024, an Oppose Letter was submitted to the members of the Assembly
434	Business and Professions Committee, as well as the author's office.
435	- ,
436	AB 2051 was scheduled to heard in the Assembly Business and Professions Committee
437	on April 16, 2024. Staff provided in-person testimony in opposition.
438	
439	Dr. Cervantes called for staff and Committee comment.
440	
441	Dr. Casuga asked who from board staff would be attending the April 16 meeting.
442	Assistant Executive Officer Jonathan Burke will be attending the meeting.
443	Aboletant Executive emeel eenathan Banke wii be attending the meeting.
444	No further staff or Committee comments were offered.
445	
447	
	Agenda Item #6: Legislative Items for Future Meeting. The Committee May
446	Agenda Item #6: Legislative Items for Future Meeting. The Committee May Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such
446 447	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such
446 447 448	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether
446 447 448 449	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items
446 447 448 449 450	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether
446 447 448 449 450 451	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4
446 447 448 449 450 451 452	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items
446 447 448 449 450 451 452 453	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments.
446 447 448 449 450 451 452 453 454	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative
446 447 448 449 450 451 452 453 454 455	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments.
446 447 448 449 450 451 452 453 454 455 456	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991.
446 447 448 449 450 451 452 453 454 455 456 457	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative
446 447 448 449 450 451 452 453 454 455 456 457 458	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4Dr. Cervantes called for Committee and staff comments.Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991.AB 1991 was introduced by Assembly Member Bonta.
446 447 448 449 450 451 452 453 454 455 456 457 458 459	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4Dr. Cervantes called for Committee and staff comments.Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991.AB 1991 was introduced by Assembly Member Bonta.AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to answer". Applicants who fail to complete the survey would be subject to discipline and
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether SuchItems Should be on a Future Committee or Board Meeting Agenda and/or Whetherto Hold a Special Meeting of the Committee or Board to Discuss Such ItemsPursuant to Government Code Section 11125.4Dr. Cervantes called for Committee and staff comments.Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991.AB 1991 was introduced by Assembly Member Bonta.AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to answer". Applicants who fail to complete the survey would be subject to discipline and would not be able to renew their license or registration until the demographic data was
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to answer". Applicants who fail to complete the survey would be subject to discipline and
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465 466	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Committee or Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Committee or Board to Discuss Such Items Pursuant to Government Code Section 11125.4 Dr. Cervantes called for Committee and staff comments. Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991. AB 1991 was introduced by Assembly Member Bonta. AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to answer". Applicants who fail to complete the survey would be subject to discipline and would not be able to renew their license or registration until the demographic data was provided.
446 447 448 449 450 451 452 453 454 455 456 457 458 459 460 461 462 463 464 465	Discuss Other Items of Legislation in Sufficient Detail to Determine Whether SuchItems Should be on a Future Committee or Board Meeting Agenda and/or Whetherto Hold a Special Meeting of the Committee or Board to Discuss Such ItemsPursuant to Government Code Section 11125.4Dr. Cervantes called for Committee and staff comments.Mr. Polk commented that in the legislative roundtable that staff had with the legislative affairs unit in DCA, staff was made aware of AB 1991.AB 1991 was introduced by Assembly Member Bonta.AB 1991 would require boards that regulate healing arts licensees or registrants to collect workforce data from their licensees or registrants and would require the demographic/workforce survey to be completed at the time of electronic license or registration renewal and would no longer be optional or give the option to "decline to answer". Applicants who fail to complete the survey would be subject to discipline and would not be able to renew their license or registration until the demographic data was

- 469 470
- Dr. Cervantes called for public comment.
- 471 No public comment offered.

472 473 <u>Agenda Item #7: Regulatory Update, Review, and Consideration of Additional</u> 474 Changes

- 474 <u>Change</u> 475
- 476 Mr. Polk provided the update on this item. 477
- 478 a) 16 CCR sections 1391.13 and 1391.14 Inactive Psychological Associates
 479 Registration and Reactivating a Psychological Associate Registration
- 480
- On March 21, 2024, the regulatory package was approved by Agency and sent to the Office of Administrative Law for approval of publishing. The regulatory package was approved for publishing by OAL. The 45-public comment period started on April 5th and would be completed on May 21, 2024
- would be completed on May 21, 2024.
- 485
- 486 This regulatory package would do the following:
- 487
- Allows a psychological associate to request that the Board place their active registration in an inactive status. In addition, the proposed regulations would allow the Board to
- 490 place the registration in an inactive status when the registrant has no primary
- 491 supervisor. While the registration is in an inactive status, time would not be counted
- towards the cumulative total of six years registration limitation. The Board is also
- 493 proposing the adoption of the process for reactivating an inactive psychological494 associate registration.
- 495
- 496 Dr. Cervantes called for Committee comment.
- 497
- 498 No comment offered.
- 499
 500 b) 16 CCR section 1395.2 Disciplinary Guidelines and Uniform Standards Related to
 - 501 Substance-Abusing Licensees
 - 502

Production Phase. Review of the proposed regulatory language at the May 19, 2023
Board Meeting was postponed to the August 18, 2023 Board Meeting. At the August 18, 2023, Board Meeting the Board voted to adopt the proposed regulatory language. Staff
was preparing the initial submission documents for DCA and Agency review before filing
with OAL for notice publication.

- 508
- 509 This regulatory package would do the following:
- 510

511 Update the Board's disciplinary guidelines including conforming changes required by 512 the passage of AB 2138, the Board's new regulations regarding criminal convictions and

- 513 substantial relationship criteria, and the Department's Uniform Standards for Substance
- 514 Abusing Licensees.
- 515

516	c) 16 CCR sections 1380.3, 1381, 1381.1, 1381.2, 1381.4, 1381.5, 1382, 1382.3,
517	1382.4, 1382.5, 1386, 1387, 1387.1, 1387.2, 1387.3, 1387.4, 1387.5, 1387.6, 1387.10,
518	1388, 1388.6, 1389, 1389.1, 1391, 1391.1, 1391.3, 1391.4, 1391.5, 1391.6, 1391.8,
519	1391.11, and 1391.12 – Pathways to Licensure
520	,, _,, _
521	Status: Drafting Phase. This phase includes preparation of the regulatory package and
522	collaborative reviews by Board staff and legal counsel.
523	condectation for the by Doard ordination of the control of the con
524	This regulatory package would do the following:
525	The regulatory package would do the following.
526	Streamlines the licensing process and removes unnecessary barriers for applicants and
527	the supervisors who support their training.
528	
529	d) 16 CCR sections 1380.6, 1393, 1396, 1396.1, 1396.2, 1396.3, 1396.4, 1396.5, 1397,
530	<u>1397.1, 1397.2, 1397.35, 1397.37, 1397.39, 1397.50, 1397.51, 1397.52, 1397.53,</u>
531	1397.54, and 1397.55 - Enforcement Provisions
532	
533	Status: Drafting Phase. This phase includes preparation of the regulatory package and
534	collaborative reviews by Board staff and legal counsel.
535	conductative reviews by Dourd Stan and legal counsel.
536	This regulatory package would update the Board's enforcement provisions.
537	The regulatory publicly would aparte the board of emprovement provisions.
538	e) 16 CCR sections 1397.35, 1397.37, 1397.39, and 1937.40 - Corporations
539	
540	Status: Drafting Phase. This phase includes preparation of the regulatory package and
541	collaborative reviews by Board staff and legal counsel.
542	conductative reviews by Dourd Stan and legal counsel.
543	This regulatory package would update the Board's requirements for professional
544	corporations provisions.
545	
546	f) 16 CCR sections 1381, 1387, 1387.10, 1388, 1388.6, 1389, and 1389.1 EPPP-2
547	$\frac{1}{2}$ 10 001 000, and 1001, 1001, 1001, 1000, 1000, 1000, and 1000.1 $\frac{1}{2}$
548	Status: Drafting Phase. This phase includes preparation of the regulatory package and
549	collaborative reviews by Board staff and legal counsel. On May 19, 2023, the Board
550	approved the statutory and regulatory changes that would implement the EPPP part 2
551	Skills Exam, effective January 1, 2026.
552	
553	This regulatory package updates the statutory and regulatory sections needed to
554	implement the EPPP-2.
555	
556	Agenda Item #8: Recommendations for Agenda Items for Future Board Meetings.
557	Note: The Committee May Not Discuss or Take Action on Any Matter Raised
558	During This Public Comment Section, Except to Decide Whether to Place the
559	Matter on the Agenda of a Future Meeting [Government Code Sections 11125 and
560	<u>11125.7(a)].</u>
561	
562	Dr. Cervantes called for Committee and staff comment.
563	

- 564 No Committee or staff comment offered.565
- 566 Dr. Cervantes called for public comment.567
- 568 No public comment offered.

ADJOURNMENT

572 The meeting adjourned at 2:53 p.m.