STATE OF CALIFORNIA
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DEPARTMENT OF CONSUMER AFFAIRS

STATE AND CONSUMER SERVICES AGENCY • GOVERNOR EDMUND G. BROWN JR.
BOARD OF PSYCHOLOGY
2005 Evergreen Street, Suite 1400, Sacramento, CA 95815-3894
P (916) 263-2699 F (916) 263-2697 | www.psychboard.ca.gov

BOARD MEETING MINUTES

Holiday Inn San Diego Bayside
Pt. Loma Room
4875 North Harbor Drive
San Diego, CA 92106

Friday, November 18, 2011

The open session meeting was called to order by the President, Richard Sherman, Ph.D., at 8:52 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present:
Richard Sherman, Ph.D., President
Emil Rodolfa, Ph.D., Vice-President
Lucille Acquaye-Baddoo
Barbara Cadow, Ph.D.
Michael Erickson, Ph.D.
Gail Evans
Miguel Gallardo, Psy.D.

Others Present:
Robert Kahane, Executive Officer
Jeffrey Thomas, Assistant Executive Officer
Norine Marks, Legal Counsel
Gina Bayless, Enforcement Coordinator
Linda Kassis, Administrative Services Coordinator
Lavinia Snyder, Licensing/Registration Coordinator
Denise Russell, Continuing Education/Probation Coordinator

Agenda Item #1 – Administration of Oath of Office to New Board Member

Mr. Kahane administered the oath of office to Gail Evans.

Agenda Item #2 – Committee Assignments

Dr. Sherman announced the following committee assignments:

Contemporary and Emerging Issues: Dr. Erickson (Chairperson), Dr. Rodolfa and Ms. Evans
Continuing Education: Dr. Gallardo (Chairperson), Dr. Cadow and Dr. Rodolfa
Credentials Committee: Dr. Rodolfa (Chairperson), Dr. Erickson and Dr. Gallardo
Enforcement: Ms. Acquaye-Baddoo (Chairperson), Dr. Cadow and Ms. Evans
Examination: Dr. Rodolfa (Chairperson) and Dr. Cadow
Legislation: Ms. Evans (Chairperson), Ms. Acquaye-Baddoo and Dr. Erickson
Outreach: Dr. Cadow (Chairperson), Dr. Gallardo and Ms. Acquaye-Baddoo

Agenda Item #3 – Approval of August 18 - 20, 2011 Minutes

It was M(Erickson)/S(Gallardo)/C to approve the August 18 - 20, 2011, open session minutes.

Vote: 7 – 0

Agenda Item #4 – Petitioner Administrative Hearing

9:00 A.M. – SIEGEL, Joel, Ph.D.- Petition for Reinstatement

Administrative Law Judge James Ahler presided. Deputy Attorney General Jansen Tan was present and represented the people of the State of California. Joel Siegel, Ph.D. was present and was represented by Steve Frankel, Ph.D..

The Board adjourned into closed session at the conclusion of the hearing pursuant to Government Code section 11126(c)(3) to discuss and vote on disciplinary decisions, including the above petition.

11:00 A.M. – OPEN SESSION

Agenda Item #5 – President's Report

a) Monthly Meeting with Executive Officer

Dr. Sherman reported that he continues to meet with Mr. Kahane in person on a monthly basis in either Northern or Southern California and is in contact with him almost daily by phone or email.

b) DCA Monthly Conference Call

Dr. Sherman stated that he continues to participate in a monthly conference call with other board/bureau officers led by Director Stiger and his team. He reported that topics discussed continue to include the state of California's economy and its impact on boards. He stated that although the Department of Consumer Affairs is a self-funded agency, neither the Department nor the agencies contained therein have the authority to spend funds without the proper approval. Dr. Sherman stated that this includes hiring staff given the current hiring freeze. He reported that although hiring freeze exemption requests are being considered, agencies are still facing difficulty in hiring staff.

Dr. Sherman stated that AB 1424 has been passed and signed into law effective January 1, 2012 which requires licensing agencies, including the Board of Psychology, to hold the license of any licensee with a tax delinquency in excess of $100,000 as reported by the Franchise Tax Board and the Board of Equalization.

Dr. Sherman reported that the participants in the conference call also discussed the changes to the contract procedures for expert consultants used by the boards.

c) Other Informational Items

Dr. Sherman stated that the Board's proposal to the California Psychological Association to make a presentation at its convention in April 2012 was recently approved. He stated that the working title of the presentation is *Myths and Realities of Your Board of Psychology* and that the main focus of the presentation will be to give senior Board staff the chance to present in their various areas of expertise.

Dr. Sherman reported that he attended the Los Angeles County Psychological Association's convention in October and that he had a chance to speak to interns regarding the licensure process and the accrual of supervised professional experience.

Dr. Sherman mentioned an article in the Los Angeles Times reporting that legislation to extend the Board of Registered Nursing's sunset date has been vetoed. He stated that the article reported that the Board is scrambling to correct the issues.

Dr. Sherman reported that strict travel restrictions have prevented the Executive Officer and staff from participating in conferences and other events around state. He thanked Mr. Kahane, Mr. Thomas and the rest of the Board staff for doing a fantastic job despite the restrictions.

Agenda Item #6 – Executive Officer's Report

a) Staff Update

Mr. Kahane noted the hiring freeze continues. He stated that some internal hiring exceptions have been granted within DCA, but categories and status of those employees makes it difficult to fill the Board's positions, if the Board even had an exemption for hire. He stated that the Board is down 41% in the Board's allotted positions, including CPEI positions not filled as of yet, however, the Board looks to be hiring some employees by the February Board meeting.

b) Budget Update

Mr. Kahane reported the Board's budget remains solvent and within the required standards and parameters of the Department of Consumer Affairs Budget Office.

c) Board Operations

Mr. Kahane explained due to the continued hiring freeze some desks remain open, cross training is limited and staff covers the main areas of need. He stated that all staff is contributing wherever possible to keep the timely best processes for our stakeholders.

d) 2012 Board Calendar

Mr. Kahane presented the new Board Meeting Calendar-2012 for review. The calendar consists of three meetings per year, instead of four, but the same total amount of Board time in session. It was temporarily approved, and the February meeting will be the first Board meeting under this new process. The Board will now meet Thursday and Friday, instead of Friday and half a day on Saturday. The Board will re-evaluate the new calendar's effectiveness within the coming year.

e) Sunset Review

Mr. Kahane discussed the submission of the Sunset Review package to the Senate Committee. Copies were presented to all Board Members and interested parties. The Board will meet regarding preparation for the Senate Hearing and the responses to the upcoming questions after the committee staff has reviewed the Board's submission. It was noted there is no definite time for the hearing or receipt of the Committees questions. The Board will be notified of these dates shortly.

f) Other Informational Items

Mr. Kahane stated the continued difficulties of meeting our Strategic Plan goals with the travel restrictions in place. Dr. Sherman, Mr. Thomas and Mr. Kahane will be requesting authorization to attend and present planned upcoming teaching/presentations at the Iranian Psychological Association and The California Psychological Association's annual convention. Mr. Kahane noted the recent request by Alliant University in San Diego for Board representation for a training class with the Executive Officer and Board President was denied by the Department

under the Governor's Executive Order for the hiring freeze during this ongoing fiscal emergency. Only "mission critical" events are being authorized for attendance.

Agenda Item #7 - Regulation Update, Review and Action as Necessary

a) Regulations Status Update

Ms. Kassis reported that the Regulation Status Report is included in the Board packets under tab a, and includes all regulatory packages the Board has pending at this time.

b) Update Regarding Proposed Amendments to Title 16, California Code of Regulations Sections 1397.60 – 1397.7 – Continuing Education Requirements

Ms. Kassis reported that the one year deadline for this rulemaking file was October 14, 2011 and an extension has been filed. She reported that the file is currently being reviewed by the State and Consumer Services Agency which has asked additional questions about the file. She indicated that Board staff will be responding to these questions within one week.

c) Adoption of Amendments to Title 16, C.C.R. Sections 1380.4 & 1397.2 – Delegation of Functions & Unprofessional Conduct – Review Comment(s) received in response to 15-day Notice

Ms. Kassis reported that the second 15 day notice on this rulemaking file was issued on November 3, 2011 and a copy is included in the meeting packets. She stated that in response to the 15-day notice, the Board received a letter from the California Association of Marriage and Family Therapists (CAMFT) which needs to be addressed.

Ms. Marks stated that with respect to the second modified text, the only sections changed were 1397.2(d)(1) and (d)(2), which were deleted. Ms. Marks explained that generally with modified text the Board is not required to address comments regarding items not contained in the notice of modified text, and that she believes the Board has already addressed the comments included in the CAMFT letter included on page 1. Ms. Marks stated the comments on page 2 beginning with the first bullet regarding subdivision (d) takes exception to having to disclose subsequent arrest information where a conviction has not yet occurred and is carried over from earlier comments which have already been addressed. Ms. Marks stated comments included in the second bullet is a new comment that essentially takes exception to further defining unprofessional conduct stating it is outside the scope of the statute. Ms. Marks stated that she disagrees and explained that when you look at the language contained in Business & Professions Code Section 2960, it states "shall include but not be limited to", it makes the list unexclusive and therefore not outside the scope of the statute. Ms. Marks stated that in regards to the second part of the comments pertaining to section 1380.4, the Board already adopted that language at its last meeting, therefore what is up for Board discussion is the adoption of section 1397.2.

It was M(Rodolfa)/S(Cadow)/C to adopt California Code of Regulation section 1397.2 as modified.

It was M(Rodolfa)/S(Erickson)/C to delegate to the Executive Officer the authority to make any technical nonsubstantive changes and to have staff complete the rulemaking file.

d) Update Regarding Proposed Amendments to Title 16, California Code of Regulations, Section 1397.12 – Uniform Standards Related to Substance Abuse and Disciplinary Guidelines

Ms. Kassis stated that there is a hand carry package of information pertaining to this package and deferred to Ms. Marks to report. Ms. Marks explained that the packets include a recent

legal opinion from the Legislative Counsel Bureau about a couple of issues, primarily whether the committee that formulated the uniform standards had the authority and ability to adopt their own regulations. Ms. Marks stated that the Legislative Counsel opinion states that the committee does have the authority. However, it has not done that, and this Board and other Boards are implementing the committee's standards by amending their own regulations. Ms. Marks stated that since no one knows what the committee is going to do at this time and the Board can either move forward with disciplinary guidelines that do not include uniform standards and wait for the committee to adopt them, or go ahead with the disciplinary guidelines that do include uniform standards. If the committee adopts its own regulations, there may be a conflict or inconsistencies down the road, but those can be fixed. The Board may want to consider going forward as previously adopted, which would be more efficient. Ms. Marks explained that if there are inconsistencies the Board may need to use that committee's regulations as opposed to its own.

Dr. Sherman stated that he could see by heads that the Board wants to continue with the current rulemaking file as previously adopted.

e) Update Regarding Proposed Amendments to Title 16, California Code of Regulations, Division 13.1, Article 1 (General Provisions), Article 2 (Applications), Article 3 (Education and Experience), Article 4 (Examination), Article 5 (Registered Psychologists), Article 5.1 (Psychological Assistants) and Article 6 (Fees)

Ms. Kassis reported that the Credentials Committee is currently reviewing amendments to sections 1387, 1387.1 and 1387.4, and asked the Board to decide whether once the those sections are complete and ready to be noticed, if they would like those amendments incorporated back into articles 1 – 6, or make it a separate package.

The Board requested that these changes be incorporated within this package.

f) Update Regarding Proposed Amendments to Title 16, C.C.R., Section 1382.6 – Aging and Long-Term Care Training Requirements

Ms. Kassis reported that AB 2435, Statutes of 2010, requires the Board to amend 16 C.C.R. Section 1382.6 to require this coursework in Aging and Long-Term Care to also include the assessment and reporting of, and treatment related to, elder and dependent adult abuse and neglect.

g) Update Regarding Approved Amendments to Title 16, C.C.R. Sections 1381.7, 1381.8 and 1381.9 – Disclosure of Discipline and Criminal Convictions

Ms. Kassis reported that the Renewal of License/Disclosure of Discipline regulations were approved on March 4, 2011. She stated that licensees who do not have an electronic record of fingerprints on file with the Board have been identified, and that Board staff anticipates the completion of the mailing of the notices to those licensees prior to the next Board meeting.

Agenda Item #8 – Credentials Committee

The Credentials Committee met to discuss and formulate recommendations to the board. See agenda item 10(a) for the Board's discussion.

Agenda Item #9 – Enforcement Committee

The Enforcement Committee met to discuss and formulate recommendations to the Board. See agenda item 10(b) for the Board's discussion.

Agenda Item #10 – Reconvene Full Board for Committee Reports and Board Action

a) Credentials Committee Report

Strategic Plan Progress Report

Dr. Rodolfa stated that in support of goal L-3 (Clearly communicate the required qualifications for licensure through publications, web updates and outreach), Mr. Thomas and Ms. Snyder attended a training conference of 80 training directors and interns at UC Davis. He stated that they did a great job talking about the board and the process of licensure and thanked them both for their attendance.

Satisfaction Survey Results

Dr. Rodolfa noted that the percentages contained in the satisfaction survey results in the meeting packets were incorrect. He stated that in general, people are very satisfied with the work of the staff. He thanked the Board's licensing staff.

Review Draft Language- Supervised Professional Experience (SPE) Pursuant to Title 16, C.C.R. Section 1387, and Qualifications and Responsibilities of Primary Supervisors Pursuant to Title 16, C.C.R. Section 1387.1

Dr. Rodolfa referred to the draft language provided in the meeting packets. He stated that this is a regulation change that he hopes the Board will support. He indicated that the draft regulations are a result of problems that the Board has experience with the supervision agreement requirement and the frequency of applicants and supervisors backdating the form because they haven't developed the plan in advance of the experience. Dr. Rodolfa stated that in an attempt to resolve this problem, the draft language eliminates the section describing the supervision agreement from section 1387(b)(10) and moves it to section 1387.1(h) which puts the onus on the supervisor to ensure that a plan is in place prior to the start of the experience.

It was M(Rodolfa)/S(Cadow)/C to approve the proposed draft language and to notice the language for hearing.

Vote: 7 – 0

It was M(Rodolfa)/S(Gallardo)/C to delegate the authority to the Executive Officer to make any technical, non-substantive changes.

Vote: 7 – 0

Review Draft Language – Out-of-State Experience Pursuant to 16 C.C.R. Section 1387.4 – Establish Criteria for Substantial Compliance

Dr. Rodolfa referred to the draft language provided in the meeting packets. He stated that this regulation, as it is currently written, causes confusion on the part of out-of-state candidates due to the language that states that the experience must be in substantial compliance with California's supervision requirements. He stated that the draft language addresses this issue as well as provides clarification to the language regarding the accrual of supervised professional experience at U.S. military installations.

It was M(Rodolfa)/S(Acquaye-Baddoo)/C to approve the proposed draft language and to notice the language for hearing.

Vote: 7 – 0

It was M(Rodolfa)/S(Erickson)/C to delegate the authority to the Executive Officer to make any technical, non-substantive changes.

Vote: 7 – 0

Discuss California Laws and Regulations Regarding Approved Schools Versus the National Educational Standards for Psychologists

Dr. Rodolfa reported that according to the list of approved schools provided in the meeting packet, California Graduate Institute has merged with Chicago School of Professional Psychology, the Center for Psychological Studies has merged with NOVA Southeastern University, and Trinity College has ceased academic programs. He stated, therefore, that there now appears to be seven approved schools, none of which list any potential limitations that go along with being a graduate from an approved school.

Dr. Rodolfa stated that one of his concerns is the low pass rate for graduates from approved schools on the Examination for Professional Practice in Psychology. He stated that his concern with this issue is that the low pass rate raises the question of quality. He also stated that it is not appropriate for California to be different than all other states in the nation. Dr. Rodolfa referred to a series of letters that the Board requested at the last meeting about whether students from state approved schools are allowed to become members of national organizations such as the National Register of Health Service Providers in Psychology or to be board certified by the American Board of Professional Psychology. He indicated that the Board has a legislative mandate to accept degrees from approved schools which is not in alignment with other states.

Dr. Rodolfa requested that this issue be placed on the agenda for the February meeting and to include in the meeting packets all materials previously presented to the Board at prior meetings in order to provide a big picture of the issue. Dr. Gallardo requested that all Board members take the time to educate themselves on this issue, as people will be affected by the Board's vote on this matter.

Public Comment

Jeff Fazio, general counsel for Southern California University for Professional Studies, Sam Park, attorney for San Diego University for Integrative Studies, Hideki Baba, California Institute for Human Science, and Steve Arthur, Ryokan College, addressed the Board regarding the issue of approved schools.

It was M(Rodolfa)/S(Cadow)/C to accept the Credential Committee's report.

Vote: 7 – 0

Discuss Accrual of Clinical Research Hours Toward Supervised Professional Experience

Dr. Rodolfa reported that the Credentials Committee did not have time to discuss this issue and requested that this item be placed on the next Board meeting agenda.

Public Comment

None.

b) Enforcement Committee Report

Strategic Plan Progress Report

Ms. Acquaye-Baddoo thanked the enforcement staff for the wonderful job they do. She stated that staff's current focus is on reducing enforcement processing times as well as the Consumer Protection Enforcement Initiative.

Enforcement Statistics

Ms. Acquaye-Baddoo referred to the statistics and performance measures provided in the Board packets. She noted that the statistics show an increase of unlicensed practice citations. She explained that the discipline process can be lengthy at times to allow a complete review of the specific circumstances which reflects in the performance measures. She noted that complaint intake statistics are well below the target in terms of the number of days. She explained that the statistics for formal discipline are above the target given the fact that there are other agencies involved. She also reported that the Board did not have any probation violations this quarter.

Public Comment

None.

Saturday, November 19, 2011

The open session meeting was called to order by the President, Richard Sherman, Ph.D., at 9:02 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present:
Richard Sherman, Ph.D., President
Emil Rodolfa, Ph.D., Vice-President
Lucille Acquaye-Baddoo
Barbara Cadow, Ph.D.
Michael Erickson, Ph.D.
Gail Evans
Miguel Gallardo, Psy.D.

Others Present:
Robert Kahane, Executive Officer
Jeffrey Thomas, Assistant Executive Officer
Norine Marks, Legal Counsel
Gina Bayless, Enforcement Coordinator
Linda Kassis, Administrative Services Coordinator
Lavinia Snyder, Licensing/Registration Coordinator
Denise Russell, Continuing Education/Probation Coordinator

Agenda Item #11 – Legislation Committee

The Legislation Committee met to discuss and formulate recommendations to the Board. See agenda item 13(a) for the Board's discussion.

Agenda Item #12 – Continuing Education Committee

The Continuing Education Committee met to discuss and formulate recommendations to the Board. See agenda item 13(b) for the Board's discussion.

Agenda Item #13 – Reconvene Full Board for Committee Reports and Board Action

a) Legislation Committee Report

Strategic Plan Progress Report

Ms. Evans thanked staff on behalf of the Legislation Committee. She stated that the committee discussed its game plan and processes for next year.

Ms. Evans reported that the Sunset Review Report was submitted to the Senate committee staff and that additional questions will be forthcoming. She indicated that in regards to telehealth, the Board is waiting for guidelines that are currently being considered by an Association of State and Provincial Psychology Boards (ASPPB) taskforce and that the progress will be monitored.

SB 33 (Simitian and Wolk) – Elder and Dependent Adult Abuse

Ms. Evans reported that this bill has been signed into law.

SB 718 (Vargas) – Elder and Dependent Adult Abuse: Mandated Reporting

Ms. Evans reported that this bill has been signed into law.

SB 105 (Yee) – Public Safety: Snow Sport Helmets

Ms. Evans reported that this bill, which would have required persons under 18 years of age to wear snow sport helmets while operating snow skis or snowboards, was surprisingly vetoed by the Governor. She indicated that in his veto message, the Governor expressed concern about transferring authority over children from parents to the state.

AB 415 (Logue) – Healing Arts: Telehealth

Ms. Evans reported that this bill has been signed into law. She noted that this bill changed the term telemedicine to telehealth.

SB 541 (Price) – Contractors' State License Regulatory Boards; Expert Consultants

Ms. Evans reported that this bill has been signed into law.

AB 584 (Fong) – Workers' Compensation: Utilization Review

Ms. Evans reported that this bill, which would have required all psychologists to be licensed by California in order to be able to review workers compensation paperwork for purposes of making recommendations, was vetoed by the Governor. She indicated that in his veto message, the Governor indicated that establishing a separate standard for workers compensation utilization review does not make sense.

SB 747 – (Kehoe) – Continuing Education: Lesbian, Gay, Bisexual and Transgender Patients

Ms. Evans reported that this bill, which would have required psychologists to take a continuing education course in cultural competency, sensitivity, and best practices for providing adequate care to lesbian, gay, bisexual and transgender persons, to which the Board submitted a letter of opposition, was vetoed by the Governor. She noted that the Governor's veto message mirrored the language contained in the Board's letter of opposition.

Legislative Status Report on Bills of Interest to the Board & 2012 Legislative Calendar

Ms. Evans referred to the Legislative Status Report on Bills of Interest to the Board and the 2012 Legislative Calendar that were provided in the meeting packets. She noted that next year is the second year of a two-year session.

Any Other Bills of Interest

None

It was M(Leg committee)/C to accept the Legislation Committee's report.

Vote: 7 – 0

b) Continuing Education Committee Report

Strategic Plan Progress Report

Dr. Gallardo reported that the process of the new continuing education regulations is going well. He indicated that staff is continuing to provide responses to questions from reviewing agencies as they arise. He indicated that staff has been working with the MCEP Accrediting Agency (MCEPAA) to educate psychologists regarding the new regulations when the implementation date is closer.

Continuing Education Statistics

Dr. Gallardo referred to the continuing education statistics provided in the meeting packets. He indicated that non-compliance rates have been cut in half based on fact that MCEPAA has been sending letters to licensees who are not in compliance prior to their expiration dates. He expressed his appreciation of MCEPAA's efforts in the regard as it has had a huge positive affect on the statistics.

Discussion Regarding Continued Competency (ASPPB Recommendations for Continued Professional Development)

Dr. Gallardo reported that the continuing professional development/continued competency guidelines have been forward by ASPPB to the Board and were provided in the meeting packets. He indicated that the Continuing Education Committee is in support of continuing discussions on this subject. He noted that a system of continuing education has challenges associated with it whereas continuing professional development/continued competency expands the opportunities for what psychologists receive credit for to keep abreast of changes in the field of psychology which ultimately leads to better service to consumers of psychological services. Dr. Gallardo indicated that this issue is a strong priority with the Department of Consumer Affairs which is encouraging boards to actively pursue and discuss this issue. Jacqueline Horn, Ph.D., President-Elect of ASPPB, stated that personal therapy is also being considered as continuing professional development/continued competency. Dr. Gallardo encouraged Dr. Horn to work with ASPPB to develop draft regulations. He indicated that this issue will continue to be on future agendas.

Review Petition from Prescribing Psychologists Register Inc. for recognition as an entity with an accrediting function pursuant to Title 16, C.C.R. Section 1397.61(f)(2)

Dr. Gallardo stated that this issue has been on previous agendas of the Board and that it has been presented again to the Continuing Education Committee. He indicated that it will take some time for the committee to thoroughly review the materials received while also considering the current regulations to compare and contrast to ensure that all requirements are met. The Board delegated to Dr. Gallardo and one other Continuing Education Committee member to conduct a teleconference prior to the next Board meeting to

thoroughly review the information and to formulate a recommendation to the full Board at its February meeting.

Discussion Regarding Requiring Mandatory Continuing Education in Multicultural Issues/ Discussion and Consideration of Future Amendments to Proposed Continuing Education Regulations to Establish Criteria for Accepting Entities to Approve CE Providers and Courses

Dr. Gallardo stated that he will be discussing both of these issues together as they are related in many ways as they both address the issue as to whether the Board is doing enough to ensure consumers that meet certain demographics are adequately being served and licensees are being adequately prepared to provide these services. He stated that he recently received a letter from someone who attended an ethics class who was unhappy with the nature of the course, particularly with way cultural issues were dealt with in the course and stated that he would like the Board to mandate a course of this nature. Dr. Gallardo noted that the Board has previously raised concerns about mandating particular continuing education courses. He stated that the committee will continue to have discussions regarding these two items to ensure that the Board is doing what it can to ensure consumers are adequately receiving the services they need, possibly tying it into continued competency.

Public Comment for Items Not on the Agenda

None.

It was M(Continuing Education Committee)/C to accept the Continuing Education Committee's report and the recommendations contained therein.

Vote: 7 – 0

Agenda Item #14 – Examination Committee

The Examination Committee met to discuss and formulate recommendations to the Board. See agenda item 17(a) for the Board's discussion

Agenda Item # 15 – Outreach and Consumer Education Committee

The Outreach and Consumer Education Committee met to discuss and formulate recommendations to the Board. See agenda item 17(b) for the Board's discussion.

Agenda Item #16 – Contemporary & Emerging Issues Committee

The Contemporary and Emerging Issues Committee met to discuss and formulate recommendations to the Board. See agenda item 17(c) for the Board's discussion.

Agenda Item #17 – Reconvene Full Board for Committee Reports and Board Action

a) Examination Committee Report

Strategic Plan Progress Report

Dr. Rodolfa reported that all Strategic Plan goals and objectives are consistently ongoing.

Examination Statistics

Dr. Rodolfa referred to the examination statistics provided in the meeting packets. He noted that the recent pass rates on the Examination for Professional Practice in Psychology (EPPP) are a little lower than previous examinations, however the average is still in the 70% range which is close to the national average. He noted that the average pass rate on the California Psychology Supplemental Examination (CPSE) is approximately 86%. He also reported that the overall pass rate on the California Psychology Laws and Ethics Examination (CPLEE) is significantly lower than the pass rate on the CPSE, presumably because these candidates have been licensed out of state and do not feel the need to adequately prepare for the examination. He did note that the most recent month reported had a 100% pass rate.

Review Office of Professional Examination Services (OPES) Audit Reports

Dr. Rodolfa stated that the Board previously asked OPES to review the overlap between the EPPP and the CPSE. He stated that OPES conducted workgroups of licensed psychologist to review and discuss the relationship between the examinations. Based on the information provided, Dr. Rodolfa stated that it appears that the CPSE has become redundant to the EPPP given the amount of level 2 questions on the EPPP, therefore, he stated that the Examination Committee is recommending to eliminate the CPSE and to enhance the current CPLEE. Dr. Sherman requested that this discussion be deferred to the next Board meeting and that a history of the various examinations that the Board has used as well as OPES' summaries and recommendations be provided in the meeting packets.

Public Comment for Items not on the Agenda

None.

It was M(Examination Committee)/C to accept the Examination Committee's report and the recommendations contained therein.

Vote: 7 – 0

b) Outreach and Consumer Education Committee Report

Strategic Plan Progress Report

Dr. Cadow reported that the Strategic Plan Goals and Objectives are ongoing. She stated that Board staff utilizes the Board's website to get the word out about any changes to the Board's regulations and processes. She indicated that staff has faced problems getting approval to attend outreach events at schools and other events throughout the state due to funding issues. She stated that the Board has been approved to make a presentation at the CPA convention in April, and the ASPPB meeting in October of next year is going to be in San Francisco, and it would be great if Board members were approved to attend these events. Mr. Kahane stated that he would look into this and report back at the next Board meeting.

Public Comment for items not on the Agenda

None.

It was M(Outreach & Consumer Education Committee)/C to accept the Outreach and Consumer Education Committee's report and the recommendations contained therein.

Vote: 7 – 0

c) Committee on Contemporary & Emerging Issues Report

Discussion Regarding Telehealth

Dr. Erickson stated that AB 415 was enacted and becomes effective January 1, 2012. He stated that this bill changed the term telemedicine to telehealth, expanded the services covered by telehealth and removes informed consent requirement prior to the provision of telehealth services. He indicated that billing codes may need to be developed and/or changed to accommodate for these types of services. Dr. Erickson stated that one option the Board could consider is to focus only on in-state telehealth service and develop a taskforce with CPA and defer interstate services to ASPPB or APA. He thanked staff and the committee for their helpful input on this issue.

Ms. Kassis stated that Business and Professions Code section 2904.5 makes reference to subsection (b) of section 2290.5 which was changed by this bill. Therefore, she indicated that we need a motion from the Board to direct staff to seek legislation to amend section 2904.5 to address the changes made by AB 415.

It was M(Erickson)/S(Evans)/C to direct staff to seek legislation to amend section 2904.5 to make it consistent with the changes to section 2290.5.

Vote: 7 – 0

Public Comment for Items not on the Agenda

None.

It was M(Committee on Contemporary and Emerging Issues)/S(Evans)/C to accept the Committee on Contemporary and Emerging Issues' report.

Vote: 7 – 0

Agenda Item #18 – Public Comment on Items Not on the Agenda

None.

Agenda Item #19 – Recommendations for Agenda Items for Future Board Meetings

None.

The open session meeting adjourned at 12:45 p.m.

Richard Sherman PhD

Richard Sherman, Ph.D.
President

3-15-12
Date