

REGULATION AND LEGISLATION STRATEGIC PLAN PROGRESS REPORT

RL-1 Review statutes and regulations for possible revisions to implement legislative intent.

Conduct ongoing review of laws and regulations, including periodic comprehensive reviews.

August 2011: The Board invited G.V. Ayers, Consultant, Senate Committee on Business Professions & Economic Development, to attend this meeting to discuss the Board's upcoming Sunset Review Report due 11/1/11. Mr. Ayers stated that hearings will be held in February or March 2012, and answered questions regarding the review process.

November 2011: The Board's Contemporary and Emerging Issues Committee reviewed AB 415 (Logue) - Healing Arts: Telehealth, Statutes 2011, and directed staff to submit a request for omnibus legislation to update Business & Professions Code Section 2904.5 for consistency with B&P section 2290.5 regarding Telehealth. The Board approved draft language to amend CCR sections 1387, 1387.1, and 1387.4 regarding Supervised Professional Experience, Qualifications and Responsibilities of Primary Supervisors and criteria for substantial compliance for Out-of-State Experience.

February 2012: The Contemporary and Emerging discussed AB 415 (Logue) Telehealth, Statutes of 2011, and is working to update information on the Board's web site. The Board requested omnibus legislation to update B&PC Section 2904.5, pursuant to AB 415.

June 2012: The Board reviewed and approved amendments to the Uniform Standards Related to Substance Abuse and the Disciplinary Guidelines and directed staff to notice for hearing.

October 2012: The Board reviewed 2012 Chaptered Legislation. AB 1904 (Block, Butler, and Cook) Professions and Vocations: Military Spouses: Expedited Licensure was referred to the Examination Committee for implementation review.

February 2013: The Board reviewed newly introduced legislation, and a legislative proposal sponsored by the Board of Behavioral Sciences.

June 2013: The Board reviewed SB 304 (Price) that would transfer investigators from the Medical Board of California to the Office of Attorney General effective 1-1-14, and various bills related to the profession of psychology and business processes.

RL-2 Monitor national trends in legislation and regulation to evaluate impact on consumers and the practice of psychology in California.

Attend relevant conferences and provide the Board with relevant information concerning advances in national processes in regulations, technology, and regulatory updates.

August 2011: No conference attendance reported for the last quarter.

November 2011: Due to current travel restrictions the Board's attendance at conferences is prohibited at this time.

February 2012: The Board's Credentials Committee reviewed Business & Professions Code Section 2914(g) regarding unaccredited degrees from approved schools. The Board directed staff to send a letter to CPA asking them to put on their legislative agenda a proposal to delete subdivision (g) and to build in reasonable timeframes to accommodate the schools and the students who are currently enrolled.

June 2012: The Board attended the CPA Annual Conference held April 19-22, 2012.

October 2012: The Board's Continuing Education Committee is reviewing continued competency and multicultural training to develop a Continued Professional Development Model for recommendation of future amendments to the continuing education regulations.

February 2013: The Board's Continuing Education Committee is reviewing continued competency and multicultural training to develop a Continued Professional Development Model for recommendation of future amendments to the continuing education regulations.

October 2012: The Board's Continuing Education Committee is reviewing continued competency and multicultural training to develop a Continued Professional Development Model for recommendation of future amendments to the continuing education regulations.

RL-3 Evaluate legislation affecting the practice of psychology.

Implement Board procedures to comply with review process.

August 2011: The Board reviewed various bills from the 2011 Legislative Session as reflected in the Legislative Status Report.

November 2011: The Board reviewed the outcome of various bills from the 2011 Legislative Session as reflected in the Legislative Status Report. Ms. Evans, Public Member was appointed as the Chairperson of the Legislative Committee and will be working with staff to review procedures.

February 2012: No new bills for review. The Board reviewed AB 1424 (Perea) and AB 415 (Logue), Statutes 2011.

June 2012: The Board reviewed various bills as reflected in the Legislative Status Report.

October 2012: The Board reviewed 2012 Chaptered Legislation as reflected in the Legislative Status Report.

February 2013: The Board reviewed various bills as reflected in the Legislative Status Report.

June 2013: The Board reviewed various bills as reflected in the Legislative Status Report.

RL-4 Advocate for legislation increasing consumer protection.

Review current laws and proposed legislation to identify methods and means to increase consumer protection.

August 2011: The Board reviewed changes to the proposed modified language for the CPEI regulations and directed staff to issue a second notice of modified text to delete section (d) (1) (2) from section 1397.2 in the proposed regulations.

November 2011: The Board reviewed comments received in response to a 15-day notice of modified text for the CPEI regulations, adopted modified text and directed staff to complete the rulemaking file.

February 2012: Ongoing

June 2012: Ongoing

October 2012: Ongoing

February 2013: Ongoing

June 2013: Ongoing



MEMORANDUM

DATE	October 8, 2013
TO	Board of Psychology Members
FROM	Linda Kassis Administrative Services Coordinator
SUBJECT	Agenda Item 9 – Legislation Committee

Background:

Board staff is currently tracking fifteen (15) bills, pertaining to various issues. Specific bills, including a brief summary, status, and location are listed in the Legislative Tracking Report included in agenda item 9k. Detailed summaries and copies of the bills are included for any legislation that has passed through the legislature and is awaiting action by the Governor. The Governor has until October 13, 2012 to sign or veto legislation, therefore the fate of all bills for this legislative session will be known prior to the October 24-25, 2013 Board Meeting.

Bills the Board has been tracking that failed to pass through the legislature have been moved to the second half of the Legislative Tracking Report, titled "Bills Not Passed". Some of these bills are two-year bills and may be brought back for consideration during the next legislative session.

Of the following bills being tracked by the Board, the following five (5) have been signed by the Governor and Chaptered by the Secretary of State, and will become law on January 1, 2014:

1. SB 304(Lieu) – Healing Arts: Boards
2. SB 46 (Corbett) – Personal Information
3. AB 258 (Chavez) – State Agencies: Veterans
4. AB 393 (Cooley) – Office of Business and Economic Development: Internet Web Site
5. SB 666 (Steinberg) – Employment: Retaliation

Of the bills being tracked by the Board, the following have been enrolled and have been sent to the Governor for consideration:

1. AB 1057 (Medina) – Professions and Vocations: Licenses: Military Service
2. SB 131 (Beall) – Damages: Childhood Sexual Abuse: Statute of Limitations
3. SB 127 (Gaines) – Firearms: Mentally Disordered Persons

Update Regarding SB 1172 (Lieu) – Sexual Orientation Change Efforts (SOCE), Chapter 835, Statutes of 2012 was legislation from last year that has not yet been implemented due to legal challenges pending before the courts. The courts held that California Senate Bill 1172, which bans state-licensed mental health providers from engaging in “sexual orientation change efforts” with patients under 18 years of age, does not violate the free speech rights of practitioners or minor patients, is neither vague nor overbroad, and does not violate parents’ fundamental rights.

The Board voted at its October 2012 meeting to incorporate SOCE into the Disciplinary Guidelines as unprofessional conduct. The changes to the Disciplinary Guidelines will be reviewed October 25, 2013, agenda item 13b – Regulation Update, Review and Action, as Necessary.