

MEMORANDUM

DATE	February 26, 2017
TO	Policy and Advocacy Committee
FROM	 Jason Glasspiegel Central Services Coordinator
SUBJECT	Agenda Item #4 - Approval of Minutes: April 6, 2016

Background:

Attached is the draft minutes for the April 6, 2016 Policy and Advocacy Committee Meeting.

Action Requested:

Approve the attached minutes for the April 6, 2016 Policy and Advocacy Meeting.

Attachment A: Draft minutes of the April 6, 2016, Policy and Advocacy Committee Meeting.

1 **POLICY AND ADVOCACY COMMITTEE**
2 **MEETING MINUTES**

3
4 Department of Consumer Affairs
5 1625 N. Market Blvd., El Dorado Room (2nd Floor, #220)
6 Sacramento, CA 95834
7 (916) 574-7720
8

9 Ronald Reagan State Building
10 300 South Spring St, Auditorium
11 Los Angeles, CA 90013
12 (213) 897-2243
13

14 **Teleconference**
15
16

17 **Wednesday, April 7, 2016**
18

19 **Agenda Item #1: Call to Order/Roll Call**
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21 Nicole J. Jones, Chairperson, called the meeting to order at 1:04 p.m. A quorum of the
22 Committee was present and due notice had been sent to all interested parties.
23

24 **Members Present:**

25 Nicole J. Jones, Chairperson
26 Michael Erickson, PhD
27 Johanna Arias-Bhatia
28

29 **Others Present:**

30 Antonette Sorricks, Executive Officer
31 Jeffrey Thomas, Assistant Executive Officer
32 Norine Marks – Legal Counsel
33 Sandra Monterrubio, Enforcement Program Manager
34 Karen Johnson, Licensing Coordinator
35 Jacquelin Everhart, Continuing Education/ Renewals Coordinator
36 Jason Glasspiegel, Central Services Coordinator
37 Dr. Elizabeth Winkelman, California Psychological Association
38 Dr. Jo Linder-Crow – California Psychological Association (CPA)
39 Matt McAlear – California Association for Behavior Analysis
40 Ben Triffo, Department of Consumer Affairs, Legislative & Regulatory Review
41

42 **Agenda Item #2: Chair Welcome**
43

44 Ms. Jones welcomed the Committee members and those in attendance both in person
45 and via telephonic connection.
46

47 **Agenda Item #3: Public Comment for items not on the Agenda**

93 The amended version of this bill does contain, along with another registration category,
94 a new exemption for public and non-public education agencies.

95
96 Ms. Arias-Bhatia advised the Committee of the frequency in which regional center
97 employees are also certified to work for public/non-public schools, thus addressing a
98 potential back door situation where the same people that were to be exempted as a
99 regional center employee may now be exempt under the public/nonpublic school
100 exemption.

101
102 Dr. Linder-Crow asked about training for school officials that would be exempt from this
103 bill. She was not sure if these people were special education teachers.

104
105 Ms. Sorrick asked about oversight relating to the public/non-public school exemption, if
106 not licensed with the Board of Psychology.

107
108 Mr. McAlear advised that those currently exempt from licensure under the public/non-
109 public school exemption would have oversight through the Department of Education.
110 Mr. McAlear also gave background regarding a prior certification (the BICUM) which
111 was a certification that was given for behavioral training, but has since gone away,
112 leaving each school to train their own employees for behavioral health training.

113
114 The Committee agreed with all of the staff recommended changes with the exception of
115 2999.32(e) and 2999.35(e) regarding defining the education and experience
116 requirements for the Licensed Behavior Analyst, and Licensed Assistant Behavior
117 Analyst. Ms. Marks advised if the language was left in, it allows the Board discretion to
118 use the Behavior Analyst Certification Board (BACB) for verification of education and
119 experience, as long as the standards remain consistent with that of the Board of
120 Psychology. Should BACB change their standards, the Board would be able to take
121 over the review of education and experience. The Committee was adamant that non-
122 public and public agencies under the Department of Education not be exempt from
123 licensure and registration requirements.

124
125 It was M(Ms. Arias-Bhatia)/S(Dr. Erickson)/C to recommend a "Support if Amended"
126 position to the full Board with the recommended changes.

127
128 Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

129
130 It was M(Ms. Jones)/S(Dr. Erickson)/C to delegate the authority to staff and Ms. Arias-
131 Bhatia to relay all recommended technical changes in a meeting with the author's office
132 and the Sponsor of the bill on behalf of the Committee.

133
134 Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

135
136 Attached to the minutes are the Committee's approved recommended changes.

137
138 **#5 (a)(3) - AB 1835 (Holden) Private Postsecondary Education: Exemptions**

184 It was M(Dr. Erickson)/S(Ms. Arias-Bhatia)/C to recommend a "Support" position for AB
185 2086 to the full Board.

186
187 Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

188
189 **#5 (a)(6) - AB 2443 (Baker) Improving Mental Health Access for Students**

190
191 A summary of this bill was read by Mr. Glasspiegel who advised the staff
192 recommendation to the Committee was to recommend that the full Board take a
193 "Support" position.

194
195 It was M(Ms. Arias-Bhatia)/S(Dr. Erickson)/C to recommend a Support position for AB
196 2443 to the full Board.

197
198 Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

199
200 **#5 (a)(7) - AB 2507 (Gordon) Telehealth: Access**

201
202 A summary of this bill was read by Mr. Glasspiegel who advised the staff
203 recommendation to the Committee was to recommend that the full Board take a
204 "Support" position.

205
206 Ms. Arias-Bhatia asked if this bill has been reviewed by the Telepsychology Committee.
207 Staff responded that the Committee had not discussed the bill.

208
209 It was M(Arias-Bhatia)/S(Jones)/C to send the bill to the Telepsychology Committee for
210 review, and defer to their recommendation for a full Board position.

211
212 Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

213
214 **#5 (a)(8) - AB 2859 (Low) Professions and Vocations; Retired Category; Licenses**

215
216 A summary of this bill was read by Mr. Glasspiegel who advised the staff
217 recommendation to the Committee was to watch this bill as the Board currently has their
218 own language for a retired license pending introduction in the Board's Sunset bill.

219
220 The Committee did not have any questions and agreed to watch this bill.

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222 **#5 (a)(9) - SB 1033 (Hill) Medical Board: Disclosure of Probationary Status**

223
224 A summary of this bill was read by Mr. Glasspiegel who advised the staff
225 recommendation to the Committee watch this bill, as there is no direct affect to the
226 Board at this time on the Board of Psychology.

227
228 The Committee had no comments and agreed to watch this bill.

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It was M(Arias-Bhatia)/S(Erickson)/C to recommend a "Support" position for SB 1194 to the full Board.

Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

#5 (a)(14) - SB 1204 (Hernandez) Health Professions Development: Loan Repayment

A summary of this bill was read by Mr. Glasspiegel who advised the staff recommendation to the Committee was to recommend that the full Board take a "Support" position.

It was M(Jones)/S(Erickson)/C to recommend a "Support" position for SB 1204 to the full Board.

Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

#5 (a)(15) - SB 1217 (Stone) Healing Arts: Reporting Requirements: Liability

A summary of this bill was read by Mr. Glasspiegel who advised the staff recommendation to the Committee was to watch this bill.

The Committee had no comments and agreed to watch this bill.

#5 (b) - Update regarding the California Child Abuse and Neglect Reporting Act (CANRA) and Mandated Reporting – Penal Code Sections 261.5, 288, and 11165.1

Mr. Glasspiegel gave an overview of the findings from the discussion with the Board of Behavioral Sciences regarding the steps they have taken to disseminate the legal opinion they received regarding CANRA.

It was M(Jones)/S(Arias-Bhatia)/C to delegate that staff follow up with Assembly Member Garcia's office after Dr. Harlem's letter, which was requested in the last Board meeting, is sent out.

Vote: 3 Aye (Arias-Bhatia, Erickson, Jones) No – 0

#5 (c) - Regulation Update and Review

- 1) Title 16, CCR, Section 1397.12 – Uniform Standards Related to Substance Abuse and Disciplinary Guidelines

Mr. Glasspiegel advised that the extension for this rulemaking file was approved by the Office of Administrative Law (OAL). The new deadline to resubmit this