



**BOARD OF PSYCHOLOGY – Administration**  
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## BOARD MEETING MINUTES

Pepperdine University Graduate School of Education and Psychology  
6100 Center Drive, Rooms 333-334  
Los Angeles, CA 90045  
(310) 568-5600

**Thursday, May 15, 2014**

Michael Erickson, PhD, Board President called the open session meeting to order at 9:44 a.m. A quorum was present and due notice had been sent to all interested parties.

### **Members Present:**

Michael Erickson, PhD, Board President  
Miguel Gallardo, PsyD, Board Vice-President  
Lucille Acquaye-Baddoo  
Johanna Arias-Bhatia  
Jacqueline Horn, PhD  
Nicole J. Jones

### **Others Present:**

Antonette Sorrick, Executive Officer  
Jeffrey Thomas, Assistant Executive Officer  
Lavinia Snyder, Licensing Coordinator  
Jonathan Burke, Administrative Coordinator  
Colette McDowell, Continuing Education/Renewals Coordinator  
Norine Marks, DCA Legal Counsel  
Charles Faltz, PhD, Director of Public Affairs for the California Psychological Association

### **Agenda Item #1: President's Welcome and Report of Appointment**

Dr. Erickson thanked the public, Board Members and Board staff for their attendance and Pepperdine University for hosting the meeting.

### **Agenda Item #2: Approval February 20-21, 2014, Board Meeting Minutes**

Dr. Horn noticed that there were still some tracked changes on page 5 of the draft minutes. There was also an incomplete sentence on Page 10 line eleven. Ms. Jones commented there were typos and various issues with the document. Ms. Sorrick said that the minutes will be numbered next time and submitted earlier for review by the Board.

1 It was M (Erickson)/ S (Arias-Bhatia)/C to approve the minutes after the corrections had  
2 been made.

3  
4 Vote: 6-0.

5  
6 **Agenda Item #3: Budget Report by Jonathan Burke, Administrative Services**  
7 **Coordinator**

8  
9 Mr. Burke, Administrative Coordinator for the Board, presented on the condition of the  
10 Board's budget. A graph showed the relationship between discretionary and non-  
11 discretionary line items in the Board's budget and the difference between both items  
12 was explained.

13  
14 Dr. Erickson asked if the figures were for 12 months, or 9 months. Mr. Burke explained  
15 that the presented numbers were the actual and projected figures for the previous and  
16 current fiscal years. Dr. Erickson also asked if there is a gradual decline in the Board's  
17 condition. Mr. Burke responded that there is, but that if the fund declines too much it  
18 would trigger the repayment of the loan from the General Fund. The Governor's Budget  
19 projected that the "Wall of Debt" would be repaid by FY 2017-18. This repayment would  
20 cause a 24 month surplus in the Board's fund. Such a surplus would trigger a fee  
21 decrease.

22  
23 Dr. Gallardo asked why the fund condition is declining and if the amount being charged  
24 by the State of California is increasing. Mr. Burke indicated that the price of doing  
25 business in California has increased, but that is not the reason for the decreasing fund.  
26 The Board is planning to spend more with new staff and other discretionary items.

27  
28 Dr. Horn inquired as to what "personal services" are. Mr. Burke and Ms. Sorrick  
29 answered that it refers to personnel costs including salary, benefits (non-discretionary)  
30 and overtime, contracted work (discretionary).

31  
32 Dr. Erickson noted that the Board is spending more than it is collecting and therefore  
33 the fund is decreasing. Ms. Sorrick said that approximately \$900,000 is reverted to the  
34 fund each year. She stated that the fund condition uses budgeted numbers that assume  
35 the entire budget will be spent. Mr. Thomas stated that the Board should spend  
36 according to what the Board has, as the needs arise and that budget Change Proposals  
37 can be done for additional staff as the Board determines the necessity.

38  
39 Ms. Arias-Bhatia asked if the additional funds would allow for wider travel and event  
40 participation by the Board. Ms. Sorrick stated that the Board has the option of doing  
41 more outreach and education. However, Mr. Thomas stated that travel is not simply an  
42 issue of fund availability, but the travel has to be approved by DCA.

43  
44 Dr. Gallardo said that the Board has had discussions about a possible fee reduction, but  
45 that the Board decided against pursuing that and favored focusing on the value of the  
46 current license fee. However, it is problematic that the Board does not have more  
47 discretion with the money in the fund. Dr. Gallardo mentioned that there had been a  
48 discussion with Mr. Skewis about fee reductions after the February Board meeting and  
49 the sense was that a fee reduction should not be pursued at this time. Focus should be  
50 on added value of the Board's services for the benefit of licensees.

1  
2 Dr. Horn asked if the loan is paid back which would result in more than 24 months in  
3 reserve, at which point license fees must be reduced. Mr. Burke confirmed that if the  
4 General Fund loan was repaid, then a fee reduction would be required. Ms. Acquaye-  
5 Baddoo commented that there had been discussion of a fee audit from an outside  
6 vendor. Dr. Horn expressed concern that there are limits on where Board can go in  
7 outreach. Ms. Sorrick stated that requests need to be made to the Department and the  
8 Department will grant or deny authorization.

9  
10 Dr. Erickson said the aim is to keep fee as low as possible and maximize the perceived  
11 benefit and quality of service. Dr. Gallardo stated that after a meeting with Mr. Skewis,  
12 he felt that the license fee did not need to be reduced. Ms. Jones said she was in  
13 agreement of the Board moving forward with promoting the services the Board provides.

14  
15 Charles Faltz, PhD, Director of Public Affairs for the California Psychological  
16 Association, stated that previously the loan needed to be triggered by Psychology Fund  
17 running low. He asked if there still needed to be a triggering event, or if the loans would  
18 be re-paid regardless. Mr. Burke stated that the loans would be re-paid regardless. Dr.  
19 Faltz asked if the loan is re-paid, will a lowering of the license fee be required. Mr. Burke  
20 indicated that a fee reduction would be required. Dr. Faltz asked if that trigger was a  
21 policy or a statute. Ms. Sorrick indicated that it was a statute under section 128.5 of the  
22 California Business and Professions Code. Dr. Faltz asked about the statutory authority  
23 of the Board and if DCA is in control of the Board's budget. Ms. Sorrick said that,  
24 regarding travel, the Board is under an Executive Order limiting travel. Dr. Faltz asked  
25 additional questions about how the Board's budget is built and the authority of the  
26 licensing board and commented that he asks this question at most meetings and has  
27 yet to receive a satisfactory answer. Mr. Burke committed to answering Dr. Faltz'  
28 questions in detail in the coming weeks.

#### 29 30 **Agenda Item #4: Review Board Procedure Manual**

31  
32 Mr. Burke said there were a few changes to the draft Board Procedures Manual due to  
33 the changes to the committee structure and the updated Strategic Plan. Dr. Gallardo  
34 had comments on the descriptions of the Licensing and Outreach and Education  
35 Committee. Ms. Sorrick commented on errors in drafting and that the new structure is  
36 mirrored in the Board Procedures Manual. Continuing Education will remain a vitally  
37 important part of the committee structure. Dr. Horn said that a few minor edits to the  
38 language should be made for the sake of consistency. Ms. Arias-Bhatia thanked staff for  
39 the efficiency and quality of the Board structure.

40  
41 It was M (Horn)/ S (Erickson)/C to approve the Board Procedures Manual after minor  
42 corrections are made by staff.

43  
44 Vote: 6-0.

#### 45 46 **Agenda Item #5: Licensing Presentation by Dr. Jacqueline Horn**

47  
48 Dr. Horn introduced the licensing overview presentation for psychologists, and  
49 discussed the first video to aid prospective applicants for licensure. Dr. Horn also invited  
50 attendees to stay for the committee meeting.

1  
2 **a) Overview of the Licensing Process**  
3

4 Ms. Snyder presented on the application process for the three types of licenses and  
5 registrations that the Board administers. There were no questions or comments.  
6

7 **b) YouTube Video – Psychologist Application**  
8

9 The Board's YouTube video was debuted. Dr. Horn commented about the Examination  
10 for Professional Practice in Psychology (EPPP) that there is a higher pass rate if the  
11 examination is taken closer to when applicant has completed his or her internship and  
12 graduate training.  
13

14 **c) Q&A**  
15

16 Ms. Acquaye-Baddoo asked if the EPPP test score was valid in perpetuity. Dr. Horn  
17 indicated the score is valid forever.  
18

19 **Agenda Item #6: Enforcement Report by Jeffrey Thomas, Assistant Executive**  
20 **Officer**  
21

22 Mr. Thomas gave the report. He informed the Board has a new Probation Coordinator,  
23 Barbara Tanner. He stated that Nicole Walker left the Board, and Gina Bayless left the  
24 Board for a promotion to the Board of Behavioral Sciences. Ms. Sorrick added that there  
25 is a new Staff Services Manager I position opening at the Board. She stated that the  
26 goal is to have the employee in place by the end of June.  
27

28 Mr. Thomas said that statistical reports cannot currently be generated because of  
29 issues with the Breeze system. He referred to the Overview of Enforcement Activity and  
30 noted that everything appears to be consistent to previous years with the exception of  
31 an increase in conviction reports. Mr. Thomas commented this is possibly due to  
32 catching up on the application processing backlog.  
33

34 Ms. Acquaye-Baddoo asked why there is no longer an Enforcement Committee and  
35 who will present to the Board. Mr. Thomas stated that the new Enforcement Manager  
36 will present the statistics to the Board.  
37

38 Dr. Faltz said that CPA publishes the Board's enforcement statistics to their  
39 membership once a year and they publicize the figures for accusations and complaints  
40 to show that a low number of complaints lead to action. Dr. Gallardo spoke about the  
41 sense amongst licensees that the Board disciplines too quickly. The licensee feedback  
42 is not in response to data, but the misguided perception that the Board disciplines too  
43 quickly. Enforcement and Administration overview presentations are scheduled to be  
44 presented at a future Board Meeting.  
45

46 **Policy and Advocacy Committee**  
47

48 The Policy and Advocacy Committee met to discuss and formulate recommendations to  
49 the Board. See agenda item 9 for the Board's discussion.  
50

1  
2 **Licensing Committee**  
3

4 The Licensing Committee met to discuss and formulate recommendations to the Board.  
5 See agenda item 10 for the Board's discussion.  
6

7 The open session meeting adjourned at 5:10 p.m.  
8

9 **Friday, May 16, 2014**  
10

11 Dr. Erickson brought the meeting to order at 9:42 a.m. He proposed a change in the  
12 agenda order with the ASPPB presentation (Agenda Item #7) moved to before lunch  
13 and the Outreach and Education Committee moved to after lunch.  
14

15 A quorum of five members was present at roll call and due notice had been sent to all  
16 interested parties.  
17

18 **Members Present:**

19 Michael Erickson, Ph.D., Board President  
20 Miguel Gallardo, PsyD, Board Vice-President  
21 Lucille Acquaye-Baddoo  
22 Johanna Arias-Bhatia  
23 Jacqueline Horn, Ph.D.  
24 Nicole J. Jones  
25

26 **Others Present:**

27 Antonette Sorrick, Executive Officer  
28 Jeffrey Thomas, Assistant Executive Officer  
29 Lavinia Snyder, Licensing Coordinator  
30 Jonathan Burke, Administrative Coordinator  
31 Colette McDowell, Continuing Education/Renewals Coordinator  
32 Norine Marks, DCA Legal Counsel  
33 Charles Faltz, PhD, Director of Public Affairs for the California Psychological  
34 Association  
35 Elizabeth Elenwo PhD  
36 Julie Hayden, PhD, Dean of Southern California Seminary  
37 Jamie Miller, PhD  
38 Alex Siegel, PhD, Association of State and Provincial Psychology Boards  
39 (ASPPB)  
40 Joseph Rallo, PhD, ASPPB  
41 Janet Orwig, ASPPB  
42  
43

44 At 9:44 a.m. the Board went into closed session pursuant to Government Code Section  
45 11126(c) (3) to discuss and vote on disciplinary matters including stipulations and  
46 proposed decisions, and pursuant to Government Code Section 11126(e) (1) to discuss  
47 pending litigation (*Weiss vs. Board of Psychology*).  
48

49 **Agenda Item #7: Association of State and Provincial Psychology Boards**  
50 **(ASPPB) PLUS Program Presentation by Dr. Joseph Rallo and Ms. Janet Orwig**

1  
2 Dr. Horn introduced Janet Orwig, Dr. Joseph Rallo, and Dr. Alex Siegal.

3  
4 Dr. Rallo discussed the new Psychology Licensing Universal System (PLUS). The  
5 Application Form is based on review for all states and provinces. The goal is to satisfy  
6 every jurisdiction's requirement for licensure. The PLUS program combines 63  
7 applications into one. The transferrable information will aid with the portability of the  
8 license. The PLUS Program gathers, but does not scrutinize, information. Ms. Orwig  
9 provided a demonstration of the new system and outlined the costs for the Boards and  
10 applicants. She noted that Mississippi, Oklahoma, Georgia, New Hampshire, and  
11 Nevada had joined the system.

12  
13 Dr. Horn asked about BreEZe integration with the PLUS program. Ms. Snyder explained  
14 that an interface would be needed and the Board would need to petition the Change  
15 Control Board that manages BreEZe modifications. Ms. Sorrick asked if a statutory  
16 change would be needed to adopt PLUS System. Ms. Orwig responded that rule  
17 changes have been made, but not changes to statute. Various California specific  
18 licensing requirements were discussed and how PLUS might accommodate them. Ms.  
19 Sorrick asked if reports can be generated by the system. Ms. Orwig responded that  
20 ASPPB would provide data upon request.

21  
22 Ms. Sorrick and Dr. Erickson commented that this is the beginning of a conversation  
23 about the new program. Dr. Erickson was interested in a potential cost saving and  
24 asked about Utah's experience of potentially reducing fees as a result of the new  
25 system. Dr. Siegel said that students support the system because it creates an online  
26 deposit for all of their qualifications. Ms. Jones asked how many licensees seek to  
27 transfer to another state. Ms. Snyder responded that we are not contacted or informed  
28 when a California licensee transfers his or her license to another state and that licensing  
29 staff processes approximately 50 incoming transfers per year.

30  
31 Dr. Rallo and Ms. Orwig suggested possible next steps and expressed their gratitude for  
32 being asked to present.

33  
34 **Agenda Item #8: ASPPB Board Member Training by Dr. Alex Siegel**

35  
36 Dr. Siegel gave a Board Member training. After an introduction and professional history,  
37 Dr. Siegel presented on the expectations and legal obligations of Board Members in  
38 California. The quantity and quality of the California laws and regulations were  
39 commended as they clearly outline expectations. A history of the regulation of  
40 the psychological profession was provided and differences between various jurisdictions  
41 explained. The history of ASPPB was also provided as an overview of the national  
42 picture. Dr. Siegel addressed the perception that licensees are victims of aggressive  
43 enforcement units of a regulatory Board. He gave statistics that 1% of Psychologists are  
44 ever disciplined and 2% ever have a complaint filed against them. The duties and  
45 expectations of Board members were also addressed. The Bagley-Keene Open  
46 Meetings Act was explained with examples of similar laws in other jurisdictions.

47  
48 **Agenda Item #11: Outreach and Education Committee**

1 The Outreach and Education Committee met to discuss and formulate  
2 recommendations to the Board.

3  
4 **a) Review and Approve Draft Strategic Plan**

5  
6 Dr. Gallardo asked for comment from other Board Members. Ms. Jones said that  
7 Strategic Goals on Page 10 and the Strategic Objectives on Page 12 could be closer to  
8 the intent of the Board. Laws and Regulations should become Policy and Advocacy in  
9 the document. Strategic Plan comments change strategic goal 3 to Policy and  
10 Advocacy. Ms. Jones requested a copy of the Action Plan generated by Board Staff.  
11 Language in 3.1 was changed to retain the consistency of the document.

12  
13 Dr. Erickson spoke about the new Committee Structure and his desire that all Board  
14 Members be happy with the changes.

15  
16 It was M(Gallardo)/S(Acquaye-Baddoo)/C to approve the draft of the Strategic Plan as  
17 amended.

18  
19 Vote: 6-0.

20  
21 **b) Review and Approve Communications Plan**

22  
23 The Communications Plan was reported as a result of the Board's Strategic Plan. The  
24 Plan will guide the Board's outreach and education efforts over the next five years. Dr.  
25 Gallardo reported that there were no comments in Committee on this item and  
26 recommended to approve. Dr. Erickson asked if the Communication Plan can be  
27 supported and monitored by the Outreach and Education Committee.

28  
29 It was M(Acquaye-Baddoo)/S(Arias-Bhatia)/C to accept the Communications Plan.

30  
31 Vote: 6-0.

32  
33 **c) Social Media Update**

34  
35 Dr. Erickson expressed his appreciation that the statistics were provided. Dr. Gallardo  
36 expressed his desire for a greater number of followers.

37  
38 **d) Website Changes/Additions**

39  
40 Dr. Gallardo reported that the Committee is happy with the website changes and that  
41 staff will respond to inquiries and feedback regarding future changes.

42  
43 **e) Newsletter**

44  
45 Dr. Gallardo asked for comment. Dr. Faltz had an informational question regarding  
46 whether public comment during the Committee meetings would be on the record. Ms.  
47 Marks responded that public comment in the committee meeting should be included in  
48 the committee report to the full Board and that is how it would make it into the minutes.  
49 Dr. Faltz then summarized CPA's response to the legislative update in the Newsletter  
50 article concerning SB 127. He stated that there is a difference of opinion concerning

1 interpretation of the new law regarding the duty of a therapist to report a threat to law  
2 enforcement. He indicated that the new law may also have a duty to protect which may  
3 not always include an alert to law enforcement. CPA is seeking a legislative counsel  
4 opinion regarding the duties of the therapist when a threat may be present. CPA will  
5 update the Board when they hear back from the legislative counsel. Ms. Jones thanked  
6 the outgoing Committee Chair Ms. Arias-Bhatia

7  
8 **f) Outreach Activities Update**

9  
10 This item was informational.

11  
12 It was M(Erickson)/S(Arias-Bhatia)/C to approve the Outreach and Education  
13 Committee report.

14  
15 Vote: 6-0.

16  
17 **Agenda Item #9: Policy and Advocacy Committee Report**

18  
19 Ms. Jones presented the report in agenda order.

20  
21 **1) AB 790 (Gomez) – Child Abuse Reporting**

22  
23 Ms. Jones summarized AB 790. The bill will make changes to the duties of a mandated  
24 reporter. Specifically, the report of abuse would have to be made in writing. The  
25 committee recommendation was to watch the bill and Ms. Jones asked for a motion.  
26 Ms. Sorrick stated that as watching legislation is not a position, there is no action  
27 required by the Board.

28  
29 **2) AB 1505 (Garcia) – Child Abuse: Mandated Reporters**

30  
31 Ms. Jones summarized AB 1505 which would make instances of sodomy or oral  
32 copulation only reportable as abuse if the minors involved were younger than 16 years  
33 old. The committee recommendation was to take an “Oppose unless amended” position  
34 and delegate to staff ability to send letters to the author and relevant legislative  
35 committees. Dr. Gallardo asked for clarification on the changes the bill would make. Ms.  
36 Jones answered saying that the bill would codify in statute that sodomy and oral  
37 copulation between minors would fall under mandated reporting. This is in conflict with  
38 the Board’s understanding of the Child Abuse and Neglect Reporting Act (CANRA). Dr.  
39 Erickson asked about the creation of the letter and Ms. Jones stated that staff would  
40 write the letter and it would be reviewed by Legal Counsel and the Executive Officer.

41  
42 It was M(Jones)/S(Gallardo)/C to oppose AB 1505 unless amended and to delegate to  
43 staff and one board member, the authority to draft a letter expressing concerns about  
44 the treatment of the sex acts and that the age issue be resolved.

45  
46 Vote: 6-0.

47  
48 **3) AB 1702 (Maienschein) – Professions and Vocations: Incarceration**



1 Ms. Jones summarized the content of AB 1702. The bill would prevent DCA boards  
2 from delaying applications that have been made and have licensing criteria completed  
3 while the applicant is incarcerated. The committee recommended an oppose position as  
4 staff foresee confusion. Dr. Erickson asked what opposition involves. Ms. Marks said we  
5 can send a letter, take public position, and inform DCA's Legislative and Regulatory  
6 Review. The public was invited to comment.  
7

8 Dr. Jamie Miller asked for clarification on whether the Board opposed AB 1702 because  
9 of the removal of the Board's ability to delay an application. Ms. Jones responded that  
10 delays are inevitable for applicants with a conviction and that applicants who have been  
11 convicted and subsequently incarcerated may lodge complaints that they have been  
12 illegally delayed due to their incarceration. This will cause delay for staff as well as  
13 confusion on the part of the applicant.  
14

15 It was M(Jones)/S(Acquaye-Baddoo)/C to oppose AB 1702 and to delegate to staff the  
16 authority to send a letter expressing the Board's opposition.  
17

18 Vote: 6-0.  
19

#### 20 **4) AB 1758 (Patterson) – Healing arts: License Renewal Fees**

21

22 Ms. Jones summarized the content of AB 1758. The bill would require the proration of  
23 the initial license fee. Ms. Jones explained the current Board process and the  
24 implementation would be very difficult. There is potentially a significant fiscal impact and  
25 BreEZe may complicate the issue. Public comment from a student during the committee  
26 meeting was supportive and the committee recommends a watch position.  
27

28 Dr. Gallardo stated that loss of revenue is not a problem because the Board is  
29 financially solvent and could absorb new positions. Dr. Gallardo argued proration is a  
30 good idea. Dr. Horn asked what watching legislation involves and Ms. Jones responded  
31 that staff monitor its progress and report back to Board if there are developments. Dr.  
32 Horn expressed her desire to support the legislation.  
33

34 Ms. Sorrick said that staff felt the bill should be watched until we have determined what  
35 the fiscal impact would be to the Board. Dr. Gallardo said that until the Board has a  
36 complete fiscal impact study the Board should not take a support or oppose position.  
37 The public were then asked to comment.  
38

39 Dr. Faltz asked about a potential board meeting later in the legislative session, as that  
40 would be the ideal time to address the fiscal issue. Dr. Faltz expressed sympathy with  
41 staff that fear a potential loss of revenue and those early career licensees. There was a  
42 request to discuss legislation as a Board when the bills are in appropriations committee.  
43

44 Dr. Julie Hayden of Southern California Seminary commented that there should not be a  
45 fee when the Board has extra money and does not need more money. Also, a fiscal  
46 impact study should be completed, but this is a good time to help new licensees.  
47

48 It was M(Jones)/S(Erickson)/C to accept committee's decision to watch and bring back  
49 at July's meeting with fiscal impact information  
50

1 Vote: 6-0

2  
3 **5) AB 1843 (Gordon/Jones) – Child Custody Evaluations**

4  
5 Ms. Jones and Mr. Burke gave a summary of the Board’s activity at stakeholder  
6 meetings and meetings with the author’s office. The Board attended two stakeholder  
7 meetings as an observer and two issues had arisen; the first was whether an  
8 investigator is permitted to have a Child Custody Evaluation released to them by the  
9 courts without a subpoena and why the Board of Behavioral Sciences had received a  
10 legal counsel opinion that said they could not use Child Custody Evaluations where  
11 Board of Psychology had been told that they could. Public comment during the  
12 committee meetings had expressed concern with false accusations and confidentiality  
13 of the reports.

14  
15 The committee discussed the staff recommendations and submitted two requests to the  
16 Board.

17  
18 It was M(Jones)/S(Erickson)/C to request staff to seek an informal legal opinion from  
19 the Office of the Attorney General asking if the Board is permitted to use Child Custody  
20 Evaluations that are released to them by a parent or another party.

21  
22 Vote: 6-0

23  
24 It was M(Jones)/S(Gallardo)/C to allow staff and two Board members (Dr. Horn and Ms.  
25 Jones, or alternates) to attend future stakeholder meetings and work on sculpting  
26 language to ensure the Board can receive the reports in a more expeditious manner.

27  
28 Vote: 6-0

29  
30 **6) AB 2165 (Patterson) – Professions and Vocations: Licenses**

31  
32 Ms. Jones summarized the committee’s determination that the bill is not moving forward  
33 and therefore there is nothing to discuss, or actions for the Board to take. The bill would  
34 have required a Board under DCA to process complete applications in 45 days.

35  
36 **7) AB 2198 (Levine) – Mental Health Professionals and Suicide Prevention**

37  
38 Ms. Jones introduced the bill. AB 2198 would require 15 hours of pre-licensure contact  
39 hours in suicide prevention or a six (6) hour post-licensure continuing education  
40 requirement. The committee heard from the public and received an e-mail from Victor  
41 Ojackian in support of the legislation. During the committee meeting Dr. Faltz expressed  
42 CPA’s opposition to the legislation. Dr. Gallardo said he recognized the importance of  
43 the issue of suicide, but that one course over a professional psychologist’s career will  
44 not ensure competency. Dr. Gallardo did not support an additional requirement for  
45 licensees. Ms. Jones said the committee recommends a watch and is not in support  
46 either. Dr. Horn agreed with Dr. Gallardo not supporting statutory solutions to the issue  
47 of treating suicide. Regulations promulgated by the Board can encourage subject area  
48 competence without mandating already covered material. Ms. Jones asked Mr. Burke if  
49 an exemption could be sought by licensees who do not work in this area. Mr. Burke

1 indicated that the language is clear that a candidate or licensee must complete this  
2 continuing education topic.

3  
4 Dr. Horn reiterated that this is a vitally important topic, but the solution proposed by the  
5 legislature will not provide the best solution. Dr. Erickson agreed that this is important  
6 topic and thanked Victor Ojackian for submitting his support letter and Dr. Noonan's  
7 testimony during the committee meeting expressing support of the legislation.

8  
9 Dr. Faltz said CPA receives many consultation requests from psychologists who have  
10 suicidal patients. Suicide Training Groups are primary sponsors of the legislation.

11  
12 Ms. Jones reported to the Board that the Policy and Advocacy Committee  
13 recommended the bill be watched and that a motion is therefore not necessary. Ms.  
14 Jones commented that there are other mandated courses and continuing education  
15 topics and it would be help to know the history of how they entered the statute. Dr.  
16 Gallardo replied that other Boards have not supported mandated coursework and that  
17 the Board should explore why an opposition position has not been discussed. Dr.  
18 Erickson said that there may be additional considerations for the Board opposing  
19 suicide prevention and training. Ms. Acquaye-Baddoo said the Board opposing the bill  
20 would look strange and recommended a watch motion. Ms. Marks advised that the  
21 Board could express opposition to the bill by saying that attending a 15 hour course is  
22 insufficient. Dr. Gallardo highlighted the movement of the Board towards a Continuing  
23 Professional Development Model that does not encourage mere course attendance.

24  
25 An "active watch" position was discussed and Ms. Marks commented that there is no  
26 added benefit to "actively watching" legislation.

27  
28 Public Comment was offered by Dr. Jamie Miller. The Board should offer alternatives  
29 rather than watch or support. Ms. Jones explained the legislative process and the  
30 Board's role in that process. Ms. Sorrick said contacting the author's office can be a way  
31 of involving yourself in the legislative process.

32  
33 Dr. Faltz said it was wonderful that the Board is more active in legislative process and  
34 that future meetings should coincide with legislative calendar.

35  
36 It was M (Jones)/S (Acquaye-Baddoo)/C to continue to actively watch AB 2198.

37  
38 Vote: 6-0

39  
40 **8) AB 2396 (Bonta) – Convictions: Expungement: Licenses**

41  
42 Ms. Jones explained that AB 2396 would deprive the Board of its ability to refuse an  
43 application based solely on an expunged conviction. The Board invokes Section 480 of  
44 the Business and Professions Code when denying licensure to an applicant with an  
45 expunged conviction or convictions that the Board concludes may limit a candidate's  
46 ability to practice safely. Ms. Jones reported that the Committee recommends an  
47 oppose position because it will limit the Board's ability to reach our consumer protection  
48 goals.

49  
50 Ms. Marks said this would affect more Boards within DCA.

1  
2 It was M (Erickson)/S (Jones)/C to oppose AB 2396 and for staff to write a letter of  
3 opposition from the Board.

4  
5 Vote: 6-0  
6

7 **9) SB 1446 (DeSaulnier) – Health Care Coverage**  
8

9 Ms. Jones explained that this is the Omnibus Legislation that contains language  
10 approved by the Board at the February meeting. The committee recommends that the  
11 legislation be supported and the Executive Officer be delegated the authority send a  
12 letter of support when the language is inserted.  
13

14 It was M (Jones)/S (Arias-Bhatia)/C to delegate the authority to the Executive Officer to  
15 send a letter of support when the language approved by the Board in February is  
16 inserted into the bill.  
17

18 Vote: 6-0  
19

20 Ms. Arias-Bhatia had a request that an analysis be prepared by staff of AB 2041 and  
21 that it be presented at the next Board meeting. Staff indicated that this would not be a  
22 problem and an analysis would be prepared.  
23

24 **b) Regulation Update, Review and Action, as Necessary**  
25

26 **1) Title 16, CCR, Section 1397.12 – Uniform Standards Related to Substance**  
27 **Abuse and Disciplinary Guidelines**  
28

29 Ms. Jones introduced this item and the minor change to proposed regulatory language.  
30 The changes are to maintain consistency in the Uniform Standards and the committee  
31 recommended approval without further comment.  
32

33 It was M (Jones)/S (Erickson)/C to approve the language.  
34

35 Vote: 5-0 (Ms. Acquaye-Baddoo not present for vote.)  
36

37 **2) Title 16, CCR, Sections 1388, 1388.6, 1389, 1392 – Examinations, License**  
38 **Requirements and Waiver of Examination, Reconsideration of**  
39 **Examinations, Psychologist Fees**  
40

41 Ms. Jones presented the changes which were to maintain consistency throughout the  
42 proposed regulatory packet. The passing score for the EPPP in the draft regulations  
43 was 500 and the new draft would not include that specific passing score. Dr. Julie  
44 Hayden asked why the passing score was being changed and Dr. Horn responded that  
45 not accepting ASPPB's passing score could impact the portability of a California license.  
46

47 It was M (Jones)/S (Erickson)/C to approve the language.  
48

49 Vote: 6-0  
50

1           **3) Title 16, CCR, Sections 1397.60, 1397.61, 1397.62, 1397.67 – Definitions,**  
2           **Continuing Education Requirements, Continuing Education Exemptions**  
3           **and Exceptions, Renewal after Inactive or Delinquent Status**  
4

5 This item was moved and discussed by the Licensing Committee.  
6

7           **C) Discussion Regarding the California Child Abuse and Neglect Reporting**  
8           **Act (CANRA) and Mandated Reporting - Penal Code Sections 261.5, 288,**  
9           **and 11165.1 (J. Burke)**  
10

11 The committee reported that the request for an Attorney General’s opinion had been  
12 sent to Senator Darrell Steinberg’s office and that we were waiting for the opinion. No  
13 further action was required. Dr. Faltz asked if the Board had confirmation that Senator  
14 Steinberg’s office had sent the request for the opinion and Mr. Burke reported that  
15 Board Member Starr had indeed confirmed that the request had been sent.  
16

17 It was M (Jones)/S (Acquaye-Baddoo)/C to accept the Policy and Advocacy Committee  
18 report.  
19

20 Vote: 6-0  
21

22 **Licensing Committee – (Horn – Chairperson, Phillips, Arias-Bhatia)**  
23

24 Discussions occurred out of agenda order.  
25

26 **a) Application Report**  
27

28 Dr. Horn reported and expressed gratitude at the improvement on the processing  
29 timelines. The wait times for application approval were reported at six weeks for a  
30 Psychologist, one week for a Psychological Assistant and two weeks for a Registered  
31 Psychologist.  
32

33 **b) Examination Report**  
34

35 Dr. Horn communicated that the first time pass rate for the EPPP are currently  
36 unavailable. She indicated that BreEZe currently has no report available to gather this  
37 data; however, the statistics are being requested from ASPPB.  
38

39 **c) Renewal Report**  
40

41 Dr. Horn referred to the informational statistics provided in the meeting packets.  
42

43 **d) Continuing Education Report**  
44

45 Dr. Horn discussed the Continuing Education Audit Statistics. Proposed regulatory  
46 changes to Title 16 CCR Sections 1397.60, 1397.61, 1397.62, and 1397.67 were  
47 approved at the Board’s February meeting, but Ms. Marks raised the issue that  
48 1397.60(i) would probably fall under regular professional duties and is therefore not CE.  
49 Dr. Gallardo restated the Board’s discussion during the February meeting where the  
50 additional requirements had been discussed. The goal of the new CE requirements is to

1 have psychologists attend more than courses and not include what they do in their  
2 regular work. Dr. Gallardo responded that a professor teaches a course as part of their  
3 regular work, but the research and teaching would count towards CE according to the  
4 matrix. Dr. Horn said the rationale is that you have to research a course to teach it.  
5 Dr. Harlem had said at the last meeting that it requires continuous work to keep a  
6 course up-to-date. Dr. Gallardo and Ms. Arias-Bhatia recommended inserting “for first  
7 time” in matrix under section (b) 8.

8  
9 Dr. Gallardo stated that 1397.60(b) needs to be connected to the matrix. Dr. Horn  
10 recommends “only once for each course taught” is added to language for academic or  
11 graduate courses taught. Dr. Horn expressed concern that with new regulations, a  
12 professor who has taught a course many times may now claim it unless “first time”  
13 language is inserted. Dr. Erickson asked if credit is given to professors just for teaching.  
14 Take out for the first time. The Board decided to keep in for once in each course taught  
15 during each renewal cycle.

16  
17 The committee then discussed the role of ethnic-specific workshops at events be  
18 included as hours of credit. Dr. Gallardo said the Board needed to make clear in the  
19 language that attending diversity or ethnic specific conference would count towards CE  
20 each renewal cycle. Ms. Sorrick stated that training at the conference could be part of  
21 the four (4) hours on the matrix aimed at cultural awareness and the attendance could  
22 be counted under the one day=one hour of Professional Activities section in the  
23 proposed continuing education matrix. Adding the law and ethics and cultural diversity  
24 components to the matrix was suggested by Ms. Sorrick. Dr. Gallardo calculated the  
25 hours an attendee at an ethnic specific conference could earn each renewal cycle.

26  
27 Mr. Thomas said the new language is “activities” and not “training”. Regarding section  
28 1397.61(c), Ms. Jones was concerned that language specifying “Psychology”  
29 conferences and training be added so the criterion is not too broad. Dr. Erickson said  
30 these regulations can be revisited at the August meeting.

31  
32 Dr. Gallardo stated he was concerned that section (f) on page 10 was too restrictive.  
33 This language related to the approved sponsors of continuing education. The  
34 Association of Black Psychologists requested that they be approved as a continuing  
35 education provider. The Board discussed holding a meeting before the August Board  
36 Meeting where these criteria could be discussed with Association of Black  
37 Psychologists and other interested parties. Dr. Gallardo and Dr. Horn were delegated to  
38 attend this meeting. Ms. Sorrick and Mr. Thomas will work with stakeholders and craft  
39 language to be reviewed at the meeting.

#### 40 41 **e) Satisfaction Survey Results**

42  
43 The Committee recommended to the Board that due to the low level of responses (two)  
44 the survey results should be compiled and presented annually rather than quarterly.

#### 45 46 **f) Discussion of Supervised Professional Experience – Proposed Statutory and** 47 **Regulation Changes to Business and Professions Code Section 2914 (c) and Title** 48 **16, CCR, Sections 1387 (b) (10), (11), and 1387.1 (h)**

1 Ms. Sorrick began by reading the new text regarding Business and Professions Code  
2 Section 2914 proposed by Ms. Marks. An applicant may send verification of experience  
3 directly to the Board if the Supervisor fails to carry out his or her role. The supervisor will  
4 have 20 days to contradict what the supervisee submits to the Board. Alleged  
5 contradictions must be submitted to the Board in writing.  
6

7 It was M (Horn)/S (Acquaye-Baddoo)/C to approve the language for noticing and set for  
8 hearing, pursue a legislative proposal to amend the statute.  
9

10 Vote: 6-0  
11

12 Dr. Horn presented the Committee's determinations regarding the proposed changes to  
13 the California Code of Regulations that will be necessary after the previously discussed  
14 statutory proposal: 1387 (b)(10), (b)(11), and 1387.1. The committee recommended  
15 accepting all of the regulation changes under this agenda item. Dr. Horn provided a  
16 synopsis of the proposed changes in the sections. Dr. Erickson asked if the supervisee  
17 sees the VOE form before it is placed in the envelope by the supervisor. Mr. Thomas  
18 responded that VOE form is not seen by the supervisee, but the supervisee has seen  
19 the agreement. Dr. Horn said the supervisor needs to explain development to the  
20 supervisee so there are no surprises.  
21

22 It was M(Horn)/S(Erickson)/C to accept the modified language to Title 16 CCR 1387 et  
23 al. and include in a future regulation change proposal.  
24

25 Vote: 6-0.  
26

27 **g) Discuss Limitations of Exemption Period Granted Under Business and**  
28 **Professions Code Section 2910 and Welfare & Institutions Code Section 5751.2**  
29

30 Dr. Horn recommended this item be placed on an upcoming Board Meeting agenda as it  
31 is a highly complex issue that requires more research by staff.  
32

33 **h) Accommodations Policy for English as a Second Language Test Candidates**  
34

35 Dr. Horn presented the new language prepared by Ms. Marks regarding the qualification  
36 for extra time (1.5x) and the requirement to take the TOEFL. Mr. Burke stated that the  
37 ESL accommodation language, once approved, will be added to the Examination  
38 regulation packet.  
39

40 Dr. Elizabeth Elenwo stated that multilingual students may need more time to think in  
41 English if they think in other languages. Dr. Horn responded that she believed this was  
42 the fairest measure. Dr. Elenwo submitted that it is possible to pass the TOEFL and still  
43 struggle on the official standardized test and that therefore the language should be  
44 removed. Dr. Horn explained that the current accommodation policy does not account  
45 for those born in United States, but may have English as their second language. The  
46 Board is seeking to be as fair as possible and will revisit if the accommodation does not  
47 achieve its aims.  
48

49 Dr. Jamie Miller expressed concerns that while the language accommodates for  
50 language it does not accommodate for cultural diversity. Standardized tests can be

1 culturally biased. Dr. Horn responded that there are validation studies that appear on  
2 ASPPB and EPPP website that show that the examinations do not discriminate. Cultural  
3 groups perform as well as each other on the examination. Dr. Miller proposed that  
4 historically disadvantaged groups would benefit from more time and could be included  
5 in the accommodation proposal. Dr. Horn repeated EPPP is not discriminatory and all  
6 groups do as well as each other.

7  
8 Dr. Julie Hayden commented that the EPPP validation studies carried out by ASPBB  
9 does not keep demographic information. There are many factors that impact EPPP pass  
10 rates; more students in program correspond to lower the pass rates, California has  
11 lower pass rates than other states. Dr. Hayden said these issues should be explored and  
12 a purely language based accommodation excludes people. Dr. Horn replied that the  
13 Board cannot ask for ethnicity and ASPPB cannot publish demographic information.  
14 Dr. Hayden said that there are many white psychologists and some groups are  
15 underserved. Data should be collected and research should be completed regarding  
16 underserved populations.

17  
18 It was M(Horn)/S(Gallardo)/C to approve the language for noticing and set for hearing  
19 within the proposed language in the Title 16, CCR, Sections 1388, 1388.6, 1389, 1392  
20 Regulatory proposal.

21  
22 Vote: 6-0

23  
24 **i) Licensing Action Plan – Proposed Improvements to the Licensing Process -**  
25 **Update**

26  
27 Dr. Horn communicated on the actions taken by staff to improve the licensing process.  
28 There are concerns with DCA's Consumer Information Center's handling of calls. There  
29 will also be more YouTube videos produced and presented at future board meetings.

30  
31 **j) ASPBB Items**

32  
33 This item was Informational.

34  
35 **k) Discuss Implementation of AB 1588 (Atkins) – Military Duty Licensees: Fees**  
36 **and Continuing Education**

37  
38 Dr. Horn introduced the topic and mentioned that Ms. Marks had some amendments to  
39 the proposed language since the committee meeting. The new language was presented  
40 and Ms. Marks explained that the Board's policy had been to maximally accommodate a  
41 licensee whose life was being uprooted through a mobilization to active duty military  
42 service. Therefore, the period leading up to the active duty service be exempt and the  
43 time within a licensing period that remains after the licensee returns from military  
44 service. The licensee would be exempt for 60 days and the have to fulfill a prorated 1.5  
45 hours per month CE requirement with a need to complete the law and ethics and  
46 cultural diversity components. Dr. Horn said that the committee recommended that Ms.  
47 Mark's new language be adopted.

48  
49 It was M(Horn)/S(Gallardo)/C to approve the presented language for noticing and set for  
50 hearing.



1  
2 Vote: 6-0

3  
4 It was M(Horn)/S(Erickson)/C to accept the Licensing Committee report.

5  
6 Vote: 6-0

7  
8  
9 **Agenda Item #12: President's Report by Michael Erickson, Ph.D.**

10  
11 a) 2014-15 Meeting Calendar and Locations

12 Dr. Erickson thanked staff for the compilation of the meeting materials. The Calendar  
13 of meetings for 2015 was presented with an emphasis that the proposed dates work  
14 with other organizations and the legislature. The Board will continue to meet twice in  
15 Northern California and twice in Southern California. The February Meeting will be at  
16 the State Capitol.

17  
18 b) Other Informational Items

19 Dr. Erickson explained the new committee assignments.

20  
21 Ms. Sorrick announced that there will be a June meeting focusing on legislation. The  
22 meeting will be teleconferenced. Dr. Erickson stated that he is happy with the direction  
23 of the Board.

24  
25 **Agenda Item #13 Executive Officer's Report by Antonette Sorrick, Executive**  
26 **Officer**

27  
28 a) **Organizational Update**

29 Ms. Sorrick provided an update on staffing given the three approved additional  
30 positions from the recent Budget Change Proposal.

31  
32 b) **CPS Program Analysis**

33 Ms. Sorrick indicated that CPS HR Solutions has provided a scope of work for the  
34 program analysis and the contract will be submitted to DCA in the coming months.  
35 Dr. Erickson asked about this process and whether other DCA Boards have used  
36 CPS HR Solutions. Mr. Thomas answered that they have worked with DCA boards  
37 before.

38  
39 c) **Other Informational Items**

40 None.

41  
42 **Agenda Item #14 Recommendations for Agenda Items for Future Board Meetings**

43  
44 Ms. Acquaye-Baddoo requested that the Committee restructure be revisited, with an  
45 emphasis on the Enforcement Committee. Ms. Jones requested a telepsychology/  
46 telehealth update be placed on the November agenda. Ms. Jones suggested the Boards  
47 meetings work more in tandem with the legislative calendar. Ms. Arias-Bhatia  
48 recommended a history of the mandated CE requirements be provided to the Board. Mr.  
49 Thomas indicated that he would present on this topic at a future Board Meeting. Mr.  
50 Burke provided an update about the developing field of Applied Behavioral Analysis and

1 the ad hoc committee that the President will appoint. This will be an agenda item at the  
2 August Board Meeting. Ms. Jones requested that her appreciation for the efforts of staff  
3 and the success of the Strategic Planning Meeting be on the record.

4

5 **Agenda Item #15: Public Comment for Items not on the Agenda**

6

7 There was no public comment.

8

9 **Agenda Item #16: Adjournment**

10

11 The Board adjourned at 6:47 p.m.

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President

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Date

24