BOARD MEETING MINUTES
Department of Consumer Affairs
1625 N. Market Blvd., Second Floor, El Dorado Room
Sacramento, CA 95834
(916) 574-7220

No Board Members attended at the above-listed location.

TELECONFERENCE LOCATIONS

8920 Wilshire Boulevard, Suite 334
Beverly Hills, CA 90211
(310) 275-4194 (for directions only)

Los Angeles Harbor College
1111 Figueroa Place, Suite NEA147
Wilmington, CA 90744
(310) 223-4069 (for directions only)

Southern California Grantmakers
1000 N. Alameda Street, Suite 230
Los Angeles, CA 90012
(213) 680-8866 (for directions only)

3010 I Street, #5
Sacramento, CA 95814
(916) 447-8783 (for directions only)

Teleconference Information
Teleconference Phone Number: (866) 509-3031
Participant Code: 44835535

Wednesday, August 9, 2017

Stephen Phillips, JD, PsyD, Board President, called the open session meeting to order at 9:09 a.m. A quorum was present and due notice had been sent to all interested parties.

Members Present
Stephen Phillips, JD, PsyD, President
Nicole J. Jones, Vice-President
Lucille Acquaye-Baddoo
Alita Bernal
Seyron Foo
Jacqueline Horn, PhD

Others Present
Antonette Sorrick, Executive Officer
Agenda Item #2: President’s Welcome

Dr. Phillips welcomed the attendees to the Board’s quarterly meeting and read the Board’s mission statement.

Agenda Item #3: Public Comment for Items not on the Agenda. Note: The Board May Not Discuss or Take Action on Any Matter Raised During this Public Comment Section, Except to Decide Whether to Place the Matter on the Agenda of a Future Meeting [Government Code sections 11125 and 11125.7(a)]

Dr. Phillips explained that public comment is the opportunity for members of the public to make comments on items not on the agenda. He reminded the Board that they could not discuss or take action on any of the comments received. There were no comments.

Agenda Item #4: Approval of Board Meeting Minutes: June 15-16, 2017

Dr. Hom stated she had a minor grammatical change to the minutes and provided the change verbally to staff.

It was M(Acquaye-Baddoo)/S(Horn)/C to approve the minutes as modified.

Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

Agenda Item # 5: Legislative Update and Consideration of Positions on Legislation

Mr. Glasspiegel explained the legislative matrix to the Board. Board members complimented the new format which makes it easy to reference the status and location of the bills.

a) Update on Board Sponsored Legislation

1) AB 89 (Levine) - Suicide Risk Assessment and Intervention Coursework Requirements – Addition of Section to the BPC (Coursework in Suicide Assessment and Intervention)
Mr. Glasspiegel provided the Board with an update on the bill stating that it is currently on the Senate Floor, pending the Legislature's return from Recess. The bill will be heard no later than September 15th, as that is the last day for all bills to be heard.

b) Review and Consideration of Committee Recommendations on Legislation

1) Review of Bills with Active Positions Approved by the Board:

A. AB 244 (Cervantes) – Maternal Mental Health

Mr. Glasspiegel provided an overview of the bill stating this bill would create a pilot program in counties that elect to participate to increase the capacity of health providers that serve pregnant and postpartum women up to one year after delivery to effectively prevent, identify, and manage postpartum depression. He provided a short history of the bill to the Board stating that on April 21, 2017, the Board took a position of “Support if amended” and instructed staff to seek specified amendments to add “postpartum” and “psychological” to the bill. Staff reached out to the author’s office to discuss the amendments and was informed that the bill is now a two-year bill. Mr. Glasspiegel stated that staff will stay in contact with the author when the Senate returns from recess.

B. AB 1456 (Low) – Professional Licensure

Ms. Jones provided an overview of this bill and stated that at the June Board Meeting, the Board took a Support position on this bill. Mr. Glasspiegel provided the Board with an update on the bill indicating it was signed by the Governor on July 21, 2017, and the bill will become effective January 1, 2018.

Ms. Sorrick stated staff will be releasing an advisory on the Board’s website and in a journal article to notify consumers of the exemption waiver change to five years.

C. AB 710 (Wood) – Department of Consumer Affairs: Board Meetings

Ms. Jones provided a quick overview of the bill stating that this bill would require every Board to meet once every other calendar year in rural California.

Mr. Glasspiegel stated the author cancelled the hearing. He explained that when an author cancels the hearing, it means the author either has no desire to pursue the bill in its current form or could be making substantive changes and will reintroduce the bill at a later date.

D. AB 1188 (Nazarian) – Health Professions Development: Loan Repayment

Ms. Jones stated this bill would increase the Mental Health Practitioner Education Fund fee from $10.00 to $20.00.
Mr. Glasspiegel stated the Board took a Support position at the April 21, 2017 Board Meeting and the hearing is set for Senate Appropriations on August 21, 2017.

E. SB 547 (Hill) – Professions and Vocations: Weights and Measures (Board Omnibus Bill)

Mr. Glasspiegel stated the bill would amend the specification in statute for who can pay the psychological assistant registration fee to the Board and would specify that the delinquency fee for Board licensees is 50 percent of the renewal fee for each license type, not to exceed $150.00. He stated the bill is currently in the Assembly Committee on Appropriations and the hearing was set for August 23, 2017. He indicated that staff will testify and continue to provide the Board with updates as this bill moves forward.

F. SB 572 (Stone) Healing Arts Licensees: Violations: Grace Period

Mr. Glasspiegel provided an overview of the bill stating this bill would prohibit healing arts boards under the Department of Consumer Affairs from issuing a disciplinary action or otherwise penalizing a licensee who commits a violation that does not cause irreparable harm to a consumer and is remedied within 15 days. On August 1, 2017, staff confirmed with the author that this bill is no longer being pursued. Staff will continue to watch the bill until it dies, making sure that the bill is not moved in current form.

G. SB 798 (Hill) – Healing Arts: Boards

Mr. Glasspiegel stated this bill is the Sunset Bill for the Medical Board of California, which previously included provisions transferring the licensing and regulation of Research Psychoanalysts to the Board of Psychology. He stated that on July 6, 2017, the provisions transferring the Research Psychoanalyst registration program to the Board were removed from the bill due to concerns by stakeholders in the research psychoanalyst community, as expressed in the letter to the author by the University of Southern California.

It was M(Foo)/S(Acquaye-Baddoo)/C to remove the Support position and proceed to watch the bill.

Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

Dr. Jo Linder-Crow, California Psychological Association (CPA), addressed the board regarding the bill. She stated that CPA had concerns about the part of the bill dealing with disclosure of client records.

2) Review of Watch Bills

XX. – SB 755 (Beall) Civil Discovery: Mental Examination
Mr. Glasspiegel provided an overview of the bill. He stated the Board's three areas of concern with the bill are: use of the term clinical psychologist, limiting psychologists' ability to practice within their scope of competence, and a lack of awareness of the Board's complaint process. He indicated that, with the assistance of Dr. Horn, staff composed a letter to the author and sponsor of SB 755 that would relay the Board's concerns. Ms. Sorrick provided an update on the bill stating it was signed by the Governor on July 24, 2017, and the bill will become effective January 1, 2018.

Dr. Horn spoke about the conversation she and staff had with the author and sponsor of the bill. She stated that the Board's concerns were communicated and staff provided information about the appropriate avenues one can take against a licensee who abuses the mental examination process.

AAA. ACR 8 (Jones-Sawyer) – Adverse Childhood Experiences: Post-Traumatic "Street" Disorder

Dr. Horn asked staff for an update on this resolution. She indicated that she was informed that on July 13, 2017 the bill was amended to remove referenced to adverse childhood experiences as a mental health condition.

Mr. Glasspiegel read the full text of the bill to the Board.

Dr. Horn stated that adverse childhood experiences are not only occurring for kids who are on the street. She stated that this resolution is only focusing on one aspect but there others adverse childhood experiences. Dr. Horn agrees that adverse child experience can potentially lead to PTSD, but this resolution emphasizes only one aspect of a broader issue.

Discussion ensued about the term post-traumatic street disorder, how it may be too technical and whether a position should be taken. Mr. Foo reminded the Board the nature of the resolution is to highlight a specific matter. The Board came to a consensus that no position will be taken and agreed that the intent of the resolution is to bring awareness to a particular issue that is not getting enough attention.

Dr. Jo Linder-Crow, CPA, stated CPA had concerns with the resolution considering this as a mental health diagnosis and changed to a neutral position when the author took that out. She stated that the purpose of the bill is to raise awareness to an issue.

c) 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 stated that there is no new information to provide on this issue. He reminded the Board that the California Supreme Court granted the petition for review of the Mathews v. Harris case.
6. Regulatory Update, Review, and Consideration of Additional Changes (Jones)

a) Update on 16 CCR Sections 1391.1, 1391.2, 1391.5, 1391.6, 1391.8, 1391.10, 1391.11, 1391.12, 1392.1 - Psychological Assistants

Mr. Glasspiegel informed the Board that this regulatory package is currently being reviewed by Legal Counsel as of August 3, 2017.

b) Update on 16 CCR Sections 1387(b)(10)(11) and 1387.1 - Verification of Experience and Supervision Agreement Forms

Mr. Glasspiegel informed the Board that this regulatory package was approved by the Office of Administrative Law on June 5, 2017 and will become effective October 1, 2017. He indicated that staff is working on sending out a regulatory advisory.

7. Consideration of Amendments to Title 16 of the California Code of Regulations (CCR) Sections 1381.9, 1397.67, 1397.69 - Canceled Licenses and Reapplication

Ms. McCockran addressed the Board regarding the proposed amendments to Title 16 of the California Code of Regulations relating to canceled licenses and reapplication. The regulatory provisions for canceled licenses will be removed from 1397.67 and added to 1381.9 to be included in the Continued Professional Development package.

It was M(Horn)/S(Foo)/C to approve proposed draft regulatory language and add said language to the Continued Professional Development rulemaking file.

Vote: 6 aye (Acquaye-Baddoo, Bernal, Foo, Horn, Jones, Phillips), 0 no

8. Legislative Items for Future Meeting. The Board May Discuss Other Items of Legislation in Sufficient Detail to Determine Whether Such Items Should be on a Future Board Meeting Agenda and/or Whether to Hold a Special Meeting of the Board to Discuss Such Items Pursuant to Government Code Section 11125.4

None.

9. President's Report

a) 2017 Meeting Calendar and Locations

Dr. Phillips stated the next Board meeting will be September 14 and 15, 2017 and will be held at the Wright Institute in Berkeley. He informed Board members that they will be contacted approximately three weeks prior to the meeting regarding travel arrangements. The Licensing Stakeholders meeting will be August 22, 2017 and the Licensing Committee meeting will be held on October 13, 2017. Outreach and Education Committee's next meeting will be held December 7, 2017.
b) Committee Updates

Dr. Phillips stated that he and the members of the Licensing Committee are excited to have Mr. Foo join the Licensing Committee.

Dr. Jo Linder-Crow, CPA, asked what kind of follow up staff was conducting with the Office of the Governor regarding the two licensed vacancies on the Board and expressed her concern that the Board is missing a licensed members' perspective. Dr. Phillips confirmed that he had been in touch with the Governor's Appointments office and stressed the committee workload of the appointed members and that a full complement of members was desired.

10. Recommendations for Agenda Items for Future Board Meetings. Note: The Board May Not Discuss or Take Action on Any Matter Raised During This Public Comment Section, Except to Decide Whether to Place the Matter on the Agenda of a Future Meeting [Government Code Sections 11125 and 11125.7(a)]

Dr. Horn stated that she attended a Continued Professional Development summit hosted by the American Psychological Association and asked that she be able to comment on that as part of the Licensing Committee report for the next Board Meeting.

Ms. Sorrick stated that would be great for the Outreach and Activities update. She also stated that the Outreach and Activities update is a venue the Board members can use to share their experiences at events or to disseminate information recently learned.

ADJOURNMENT

The Board adjourned at 10:13 a.m.

President Date

[Signature]

10/10/17