

**BOARD MEETING MINUTES**

1  
2  
3  
4 Open sessions of this Board Meeting were webcasted. Records of the webcasts are  
5 available on the following links:

6 May 6 (part 1): <https://www.youtube.com/watch?v=KZyIO3kptRc>  
7 May 6 (part 2): <https://www.youtube.com/watch?v=RSSs3ltGmaA>  
8 May 7: <https://www.youtube.com/watch?v=TpMb4EGVNik>  
9

10  
11 **DATE** May 6, 2021

12  
13 **MEETING PLATFORM** WebEx Video Conference and Phone Conference

14  
15 *Pursuant to the provisions of Governor Gavin Newsom's Executive Order N-25-20,*  
16 *dated March 12, 2020, neither a public location nor teleconference locations are*  
17 *provided.*

18  
19 **TIME** 9:00 a.m.

**ATTENDEES**

22 **Members Present:** Max Disposti, Chair, Public Member  
23 Christina Wong, Vice Chair, LCSW Member  
24 Deborah Brown, Public Member (*excused at 3:30 p.m.*)  
25 Yvette Casares Willis, Public Member  
26 Susan Friedman, Public Member  
27 Dr. Diana Herweck, LPCC Member  
28 Christopher Jones, LEP Member  
29 Jonathan Maddox, LMFT Member  
30 Kelly Ranasinghe, Public Member  
31 John Sovec, LMFT Member  
32 Wendy Strack, Public Member

33  
34 **Members Absent:** Crystal Anthony, LCSW Member  
35 Ross Erlich, Public Member  
36

1 **Staff Present:** Sabina Knight, Legal Counsel  
2 Christina Kitamura, Administrative Analyst  
3

4 **Other Attendees:** Coren Wong, Administrative Law Judge  
5 Kristina Jarvis, Deputy Attorney General (*open session*)  
6 Public participation via WebEx video conference/ phone  
7 conference  
8  
9

---

10  
11 **OPEN SESSION**  
12

---

13  
14 **I. Call to Order and Establishment of Quorum**  
15

16 Max Disposti, Chair of the Board of Behavioral Sciences (Board), called the  
17 meeting to order at 9:02 a.m. Roll was called, and a quorum was established.  
18

19 **II. Public Comments for Items Not on the Agenda**  
20

21 Latonya: Requests consideration for a waiver for the 6-year rule due to  
22 circumstances around COVID-19 and the state shut-down.  
23

24 **III. Suggestions for Future Agenda Items**  
25

26 John Sovec: Training for BBS staff regarding gender identity.  
27  
28

29 *Administrative Law Judge Coren Wong presided over the following petition hearings.*  
30 *Deputy Attorney General Kristina Jarvis presented the facts of each case on behalf of*  
31 *the People of the State of California.*  
32

33 Petitions were heard out of order. The order taken was V., VIII, VI., and VII.  
34

35 **IV. Breanna Charles Evenrud, LMFT 86500, Early Termination of Probation**  
36

37 This petition has been withdrawn.  
38

39 **V. Deborah Gail Davidson, LCSW 25354, Early Termination of Probation**  
40

41 The hearing was opened at 9:15 a.m. Deborah Davidson represented herself.  
42 Ms. Jarvis presented the background of Ms. Davidson's probation.  
43

44 Ms. Davidson was sworn in. She presented her request for early termination of  
45 probation and information to support the request and was cross-examined by  
46 Ms. Jarvis and Board members. The record was closed at 10:19 a.m.

1 **VI. Joseph Edwards, LMFT 87660, Early Termination of Probation**

2  
3 The hearing was opened at 12:37 p.m. Joseph Edwards represented himself.  
4 Ms. Jarvis presented the background of Mr. Edwards' probation.

5  
6 Mr. Edwards was sworn in. He presented his request for early termination of  
7 probation and information to support the request and was cross-examined by  
8 Ms. Jarvis and Board members. The record was closed at 1:42 p.m.

9  
10 **VII. Pedram Moshfegh, LMFT 124824, Early Termination of Probation**

11  
12 The hearing was opened at 1:46 p.m. Pedram Moshfegh represented himself.  
13 Ms. Jarvis presented the background of Mr. Moshfegh's probation.

14  
15 Mr. Moshfegh was sworn in. He presented his request for early termination of  
16 probation and information to support the request and was cross-examined by  
17 Ms. Jarvis and Board members. The record was closed at 2:32 p.m.

18  
19 **VIII. Stu Neft, AMFT 109424/APPC 5649, Early Termination of Probation**

20  
21 The hearing was opened at 10:33 a.m. Stu Neft represented himself. Ms. Jarvis  
22 presented the background of Mr. Neft's probation.

23  
24 Mr. Neft was sworn in. He presented his request for early termination of  
25 probation and information to support the request and was cross-examined by  
26 Ms. Jarvis and Board members. The record was closed at 11:52 a.m.

---

27  
28  
29 **CLOSED SESSION**

---

30  
31  
32 **IX. Pursuant to Section 11126(c)(3) of the Government Code, the Board Will**  
33 **Meet in Closed Session for Discussion and to Take Action on Disciplinary**  
34 **Matters.**

35  
36 The Board met in closed session at 2:44 p.m.

37  
38 **X. Recess Until 9:00 a.m., Friday, May 7, 2021**

39  
40 The Board recessed following the conclusion of the Closed Session at 4:41 p.m.  
41 until Friday, May 7, 2021 at 9:00 a.m.

1 **DATE** May 7, 2021

2  
3 **MEETING PLATFORM** WebEx Video Conference and Phone Conference

4  
5 *Pursuant to the provisions of Governor Gavin Newsom’s Executive Order N-25-20,*  
6 *dated March 12, 2020, neither a public location nor teleconference locations are*  
7 *provided.*

8  
9 **TIME** 9:00 a.m.

10  
11 **ATTENDEES**

12 **Members Present:** Max Disposti, Chair, Public Member  
13 Christina Wong, Vice Chair, LCSW Member  
14 Deborah Brown, Public Member  
15 Susan Friedman, Public Member  
16 Dr. Diana Herweck, LPCC Member  
17 Kelly Ranasinghe, Public Member  
18 John Sovec, LMFT Member  
19 Wendy Strack, Public Member

20  
21 **Members Absent:** Crystal Anthony, LCSW Member  
22 Yvette Casares Willis, Public Member  
23 Ross Erlich, Public Member  
24 Christopher Jones, LEP Member  
25 Jonathan Maddox, LMFT Member  
26  
27 Susan Friedman at 11:44 a.m.  
28 Kelly Ranasinghe from 9:45 a.m.-10:44 a.m.  
29 Wendy Strack at 11:51 a.m.

30  
31 **Staff Present:** Rosanne Helms, Legislative Manager  
32 Sabina Knight, Legal Counsel  
33 Christy Berger, Regulatory Analyst  
34 Christina Kitamura, Administrative Analyst

35  
36 **Other Attendees:** Public participation via WebEx video conference/phone  
37 conference  
38

---

1

## 2 OPEN SESSION

---

3

4

### 5 XI. Call to Order, Establishment of Quorum, and Introductions

6

7 Meeting called to order at 9:02 a.m. Roll was called, and a quorum was  
8 established.

9

10 XII. Board Chair Report

11 a. Board Member Activities

12

13 Board members and Board staff have begun the first stage of the Strategic  
14 Planning. The Board is currently collecting information and feedback.

15

16 Steve Sodergren, Cassandra Kearney and Christina Wong participated in a  
17 virtual outreach event at California State University Chico and discussed the  
18 licensure procedure with the students.

19

20 XIII. Public Comment for Items Not on the Agenda

21

22 Curt Widhalm: Implementation to the end of face-to-face supervision  
23 requirement. With very short notices and eventual end of the current waiver,  
24 there is a potential workforce issue to be in compliance with the law. The  
25 workforce must either abandon their clients until they are able to return not their  
26 physical locations, where they can be with their supervisors or be seen illegally  
27 for supervision. Requests that the BBS provide more lead time to the  
28 workforce.

29

30 XIV. Suggestions for Future Agenda Items

31

32 None

33

34 XV. Consent Calendar

- 35 a. Possible Approval of the November 4-5, 2020 Board Meeting Minutes
- 36 b. Possible Approval of the March 4-5, 2021 Board Meeting Minutes
- 37

38 **MOTION:** Approve the November 4-5, 2020 and March 4-5, 2021 Board  
39 Meeting Minutes.

40

41 Brown moved. Wong seconded.

42

1

Roll call vote:

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				X	
Deborah Brown	X				
Yvette Casares Willis				X	
Max Disposti	X				
Ross Erlich				X	
Susan Friedman	X				
Dr. Diana Herweck	X				
Christopher Jones				X	
Jonathan Maddox				X	
Kelly Ranasinghe	X				
John Sovec	X				
Wendy Strack	X				
Christina Wong	X				

2

3

The motion carried: 8 yea, 0 nay.

4

5

**XVI. Executive Officer Report**

6

7

**a. Budget Report**

8

2020/2021 Budget

9

The Board’s budget for fiscal year (FY) 2020/2021 was \$12,096,000. The Board has expended \$8,232,890 (68%) of its budget.

10

11

12

13

Fund Condition

The Board’s fund condition for FY 2020/2021 currently reflects a reserve if 3.1 months.

14

15

16

17

**b. Licensing Report**

18

**BOARD STATISTICS: 3<sup>rd</sup> Quarter of FY 2020/2021**

19

Licensing Population

20

- 1,733 initial licenses were issued
- 124,733 licensees and registrants as of April 16, 2021 (0.5% gain) from the previous quarter

21

22

23

24

Licensing Program Applications

25

Licensing applications received decreased by 49%.

26

27

Renewal Activity

28

Renewal activity increased by 1%.

29

30

1                    Administrative Applications

2                    Administrative application volumes increased by 12%.

3  
4                    Enforcement Program

- 5                    • 396 consumer complaints received
- 6                    • 248 criminal conviction notifications received
- 7                    • 457 cases closed
- 8                    • 20 cases referred to the Attorney General’s (AG) office for formal
- 9                    discipline
- 10                  • 102 cases pending at the AG’s office as of September 30<sup>th</sup>
- 11                  • 23 accusations and 8 Statement of Issues filed
- 12                  • 8 final citations issued
- 13                  • 21 final disciplinary orders
- 14                  • 400 average number of days to complete Formal Discipline
- 15                  • 352 average number of days a case is with the AG’s office
- 16                  • 28 average number of days to complete all Board investigations

17  
18                  Continuing Education Audits

19                  Audits are suspended due to the current continuing education waiver.

20  
21                  **COVID-19 RESPONSE**

22                  Waivers

- 23                  • Law & Ethics Exam Waiver for Subsequent Registration Number
- 24                  (extended)
- 25                  • Face-to-Face Training and Supervision Requirements (extended)
- 26                  • Waiver Extending Eligibility Period to Retake Examinations for Marriage
- 27                  and Family Therapist, Educational Psychologist, Clinical Social Worker,
- 28                  and Professional Clinical Counselor Applicants (extended)
- 29                  • Practicum Enrollment Requirement Waiver for MFT Trainees
- 30                  • Licensing Renewal Requirements
- 31                  • Waiver of Laws Requiring Individuals Reactivating or Restoring a
- 32                  Retired, Inactive, or Cancelled License to Complete Continuing
- 33                  Education and Pay a Renewal or Delinquency Fee (extended)

34  
35                  **c. Exam Report**

36                  Exam Pass Rates

37                  4,225 examinations were administered, a 5.7% decrease from the previous

38                  quarter.

39  
40                  Examination Development

- 41                  • 5 examination development workshops were conducted from January 1<sup>st</sup>
- 42                  to March 31<sup>st</sup>.
- 43

- 1           • The Office of Professional Examination Services (OPES) will begin the  
2           Occupational Analysis for the Licensed Educational Psychologist (LEP)  
3           this year.  
4

5           Association of Marriage & Family Therapy Regulatory Boards (AMFTRB)  
6           National Examination

7           The AMFTRB is conducting a role delineation analysis to ensure that the  
8           MFT National Examination accurately measures the competencies needed  
9           to perform as a licensed marital and family therapist. While the Board does  
10          not accept this exam for licensure, it has agreed to advertise the survey by  
11          email and social media.  
12

13          Pearson Vue

14          Pearson VUE has planned to have their centers operating at 100% capacity  
15          in California by April 20, 2021.  
16

17          **d. Communication Report**

18          The Board has continued with Facebook Fridays.  
19

20          Facebook (FB)

- 21          • Number of “likes” is 12,909 as of March 31<sup>st</sup>  
22          • 14,436 followers as of March 31<sup>st</sup>  
23          • FB Live Events 46.1k minutes reviewed as of March 19<sup>th</sup>  
24

25          DCA Call Center

26          The call center handled 4,989 calls for BBS.  
27

28          Outreach

29          Board staff engaged in 10 outreach events via telephone or video  
30          conference: association meetings, MFT consortium meetings, and licensing  
31          process presentations.  
32

33          **e. Personnel Report**

34          **New Employees/Promotions**

35          Executive Officer

36          Steve Sodergren promoted to Executive Officer effective March 3<sup>rd</sup>.  
37

38          Management Services Technician (MST) - Registration, Examination and  
39          Cashiering Unit

40          Brandy Psomas was hired for this position effective March 22<sup>nd</sup>.  
41  
42  
43



1                    Staff Services Analyst (SSA) – Registration, Examination and Cashiering  
2                    Unit

3                    Kaitlin Martin promoted to this position effective March 16<sup>th</sup>.

4  
5                    **Vacancies**

6                    Currently, there are 12 vacancies:

- 7                    • Assistant Executive Officer - Administration
- 8                    • Staff Services Manager I - Discipline & Probation Unit/Enforcement
- 9                    • Associate Governmental Program Analyst (AGPA) - Discipline &  
10                    Probation Unit/Enforcement
- 11                    • AGPA - Consumer Complaint & Investigations Unit/Enforcement (2  
12                    vacancies)
- 13                    • SSA - Registration, Examination and Cashiering Unit
- 14                    • MST – Licensing Unit (4 vacancies)
- 15                    • MST – Registration, Examination & Cashiering Unit
- 16                    • Office Technician – Administration Unit

17  
18                    **f. Strategic Plan Update**

19  
20                    The Department of Consumer Affairs’ (DCA) SOLID Planning Solutions  
21                    (SOLID) developed an online survey that was distributed to stakeholders  
22                    and staff and conducted interviews with Board members and management.  
23                    The survey closed on April 23, 2021.

24  
25                    SOLID will be compiling and analyzing the data to produce an  
26                    Environmental Scan outlining BBS’s strengths, weaknesses, opportunities,  
27                    and threats. The information will be used during the future Board strategic  
28                    planning session.

29  
30                    The following dates have been recommended for the planning session:

- 31                    • June 24, 2021
- 32                    • June 8, 2021

33  
34                    **XVII. Election of Board Officers**

35  
36                    Sabina Knight: Members whose terms end on June 1<sup>st</sup> have been extended by  
37                    the Governor’s order through November 2021. Members whose terms have  
38                    been extended are eligible for nominations.

39  
40                    **MOTION:** Nominate Max Disposti as Chair and Christina Wong as Vice Chair.

41  
42                    Brown moved. Sovec seconded.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

Roll call vote:

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				X	
Deborah Brown	X				
Yvette Casares Willis				X	
Max Disposti	X				
Ross Erlich				X	
Susan Friedman	X				
Dr. Diana Herweck	X				
Christopher Jones				X	
Jonathan Maddox				X	
Kelly Ranasinghe				X	
John Sovec	X				
Wendy Strack	X				
Christina Wong	X				

The motion carried: 7 yea, 0 nay.

**XVIII. Telehealth Committee Update**

The Telehealth Committee held its latest meeting on March 26<sup>th</sup>. The following topics were discussed:

- Telehealth statutes for associates and trainees,
- Allowance of supervision via videoconferencing for pre-licensees,
- Allowable telehealth settings for associates and trainees,
- Comparison of laws of other states that pertain to temporary practice across state lines.

The next meeting is June 25<sup>th</sup>.

**XIX. Licensing Committee Update**

The Licensing Committee held its first meeting on March 26<sup>th</sup>. Committee members and stakeholders discussed potential future topics that the Committee should focus on:

- Six-year limit on registration numbers,
- Allowable six-year age of experience hours,
- Whether or not exam attempts should be limited,
- Allowable age of a passing California Law and Ethics exam score,
- 12-hour California law and ethics course requirement for renewing registrants with a failing California law and ethics exam score.

The next meeting is June 25<sup>th</sup>.

1 **XX. Policy and Advocacy Committee Recommendations**

2 **a. Recommendation #1: Oppose Unless Amended on Assembly Bill 29**  
3 **(Cooper) State Bodies: Meetings**  
4

5 Current law establishes the Bagley-Keene Open Meeting Act (Bagley-  
6 Keene Act), and state bodies are subject to adhere to it. AB 29 proposes a  
7 change to the Bagley-Keene Act to require that state bodies provide  
8 meeting writings or materials to the public on the same day they are  
9 provided the state body's members, or at least 72 hours before the meeting,  
10 whichever is earlier.

11  
12 AB 29

- 13 1. Requires the meeting notice posted 10 days in advance of a meeting  
14 must also include all writings or materials provided to members of the  
15 state body by the staff of a state agency, board or commission, by or  
16 another state body member, that are connected to a matter to be  
17 discussed or considered at the meeting. These must be posted on the  
18 state body's website and provided to any person who requests them in  
19 writing, on the same day they are provided to members of the state  
20 body, or at least 72 hours in advance of the meeting, whichever is  
21 earlier.  
22
- 23 2. Prohibits a state body from distributing or discussing writings and  
24 materials or taking action on an item to which they pertain, at a meeting  
25 of the state body unless the requirements listed above have been met.  
26

27 Staff recommends that the Board request two amendments, similar to what  
28 was included in previously proposed legislation (AB 2028):  
29

- 30 • An amendment stating that the requirement does not apply to  
31 writings/materials prepared for a matter to be discussed in a closed  
32 session of the state body; and
- 33 • An amendment stating that if the writings/materials on an agenda for  
34 discussion are related to current legislation, the state body can satisfy  
35 the posting requirements by posting these writings/materials as they  
36 become available after the ordinarily prescribed time periods  
37

38 **MOTION:** Oppose AB 29 unless amended to reflect the two requested  
39 amendments provided by staff.  
40

41 Strack moved. Wong seconded.  
42

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30

Roll call vote:

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				X	
Deborah Brown	X				
Yvette Casares Willis				X	
Max Disposti	X				
Ross Erlich				X	
Susan Friedman	X				
Dr. Diana Herweck	X				
Christopher Jones				X	
Jonathan Maddox				X	
Kelly Ranasinghe				X	
John Sovec	X				
Wendy Strack	X				
Christina Wong	X				

The motion carried: 7 yea, 0 nay.

**b. Recommendation #2: Oppose Unless Amended on Assembly Bill 107 (Salas) Licensure: Veterans and Military Spouses**

AB 107 would require all boards within DCA to issue temporary licenses to military spouses, if they meet certain specified requirements.

Current Board Process

The Board does not have a temporary license status, nor does it have licensing reciprocity with any other states; however, the Board has a “licensure by credential” pathway to licensure, which is a streamlined process for qualifying licensees in other states who have been licensed for at least two years (SB 679).

The Board is already required the Board to expedite the licensing process for an applicant who is married to or in a domestic partnership with an active member of the U.S. military who is assigned to active duty in California, if the applicant holds a current license in the same profession in another state.

Bypassing the Licensure Process

This bill does not require the following:

- That the licensing requirements in the other state in which the person holds a license be substantially equivalent to the requirements in California; or
- That the applicant passes the required Board administered examinations.

1                    Continuity of Care

2                    This bill creates a temporary license that is valid for a 12-month period, or  
3                    until the regular license is issued, whichever occurs first. A consumer who  
4                    seeks mental health services often seeks treatment for an extended period  
5                    of time. A practitioner whose temporary license expires could disrupt the  
6                    continuity of care for patients.  
7

8                    Staffing and BreEZe Impact

9                    The Board does not currently have a temporary license status. A temporary  
10                    license status would need to be created in the BreEZe system, which could  
11                    result in a fiscal impact.  
12

13                    Adding a new license type would increase staff workload, creating a need  
14                    for new staff.  
15

16                    LEPs

17                    SB 679 did not establish a licensure by credential option for LEPs, because  
18                    not many other states license them. The only other state that has LEP  
19                    licensure is Massachusetts.  
20

21                    **MOTION:** Oppose AB 107 unless amended to remove BBS from the  
22                    requirements of the bill.  
23

24                    Wong moved. Disposti seconded.  
25

26                    Roll call vote:

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				x	
Deborah Brown	x				
Yvette Casares Willis				x	
Max Disposti	x				
Ross Erlich				x	
Susan Friedman	x				
Dr. Diana Herweck	x				
Christopher Jones				x	
Jonathan Maddox				x	
Kelly Ranasinghe	x				
John Sovec	x				
Wendy Strack	x				
Christina Wong	x				

27  
28                    The motion carried: 8 yea, 0 nay  
29

1                   **c. Recommendation #3: Support Assembly Bill 462 (Carrillo) Licensed**  
2                   **Professional Clinical Counselor Act**

3  
4                   AB 462

- 5                   1. Removes the requirement that applicants for a Licensed Professional  
6                   Clinical Counselor (LPCC) license must obtain at least 150 hours of  
7                   clinical supervised experience in a hospital or community mental health  
8                   setting.  
9  
10                  2. Removes the requirement that LPCCs who wish to assess or treat  
11                  couples and families complete certain additional education, supervised  
12                  experience, and continuing education related to marriage and family  
13                  therapy.  
14

15                  Intent

16                  AB 462 is sponsored by the California Association for Licensed Professional  
17                  Clinical Counselors (CALPCC). CALPCC notes that the requirement to  
18                  complete 150 hours in a community mental health setting or hospital is  
19                  outside the standard practice for post-graduate experience requirements for  
20                  the LPCC license nationally. In addition, to get these hours, an associate  
21                  professional clinical counselor (APCC) often needs to interrupt or leave their  
22                  employment to find a short-term job at one of these sites, and that such a  
23                  placement is difficult to find because of adversity to hiring short-term  
24                  employees. Therefore, the requirement is a barrier to licensure.  
25

26                  CALPCC notes that California is the only state that prohibits LPCCs from  
27                  assessing and treating couples and families without additional specific  
28                  training.  
29

30                  Current Challenges

31                  Board staff notes the following challenges encountered by requiring  
32                  additional education and experience for LPCCs to treat couples and  
33                  families, and 150 hours of experience in a hospital or community mental  
34                  health setting.  
35

- 36
  - Definition of community mental health setting causes confusion
  - Difficulty finding hours in a community mental health setting – sites are  
37                  reluctant to hire associates because they will not stay long-term.
  - Letter to verify that the couple and families requirements are met – it's  
38                  difficult to verify that LPCCs are completing required continuing  
39                  education except through an audit.
  - Supervision issues – LPCCs are not permitted to supervise AMFTs  
40                  unless they meet additional requirements to treat couples and families.  
41

42  
43

1 This is a disincentive to hire an LPCC if they are not able to supervise all  
2 types of associates within an agency.

- 3 • Reluctance to hire LPCCs - The Board has received reports about  
4 agencies' reluctance to hire LPCCs because of confusion about whether  
5 they meet the requirements to treat couples and families.
- 6 • License portability issues - The fact that all other states permit LPCCs to  
7 treat couples and families can cause confusion and a barrier to licensure  
8 for some LPCC applicants who are licensed in other states.

9  
10 Additional Amendments

11 If the bill is successful, several additional subsections in LMFT and LPCC  
12 statute related to the deleted requirements would become obsolete. Staff  
13 recommends requesting the following amendments to be included in the bill:

- 14  
15 • Strike BPC §§4980.03(g)(2): This subparagraph requires LPCC  
16 supervisors of pre-licensed LMFT applicants to meet the additional  
17 education, experience, and continuing education requirements to treat  
18 couples and families.
- 19  
20 • Strike 4999.12(h)(2): This subparagraph requires LPCC supervisors of  
21 pre-licensed LMFT applicants, or LPCCs or APCCs seeking experience  
22 to treat couples and families to meet the additional education,  
23 experience, and continuing education requirements.
- 24  
25 • Strike 4999.12(o): This subdivision defines a "community mental health  
26 setting" for purposes of the 150-hour clinical experience requirement in  
27 BPC §4999.46(c)(4).
- 28  
29 • Strike 4999.60(b): This subdivision permits out-of-state applicants who  
30 qualify for licensure by credential to treat couples and families under  
31 certain circumstances.

32  
33 The sponsor indicated they will make an amendment to Family Code  
34 §3110.5(c)(5). This section will be amended to delete the reference to the  
35 additional requirements for LPCCs to treat couples and families.

36  
37 **MOTION:** Support AB 462 as introduced on Feb 8, 2021 and support the  
38 discussed amendments proposed by CALPCC (provided as Attachment C).

39  
40 Sovec moved. Wong seconded.

41  
42 Public Comment

43 Kenneth Edwards, CALPCC: Expressed his gratitude to the Board for its  
44 support.

1 Curt Widhalm: Speaking on behalf of various stakeholders - no issue with  
 2 the removal of the community mental health work requirements. On behalf  
 3 of Ben Caldwell - no position on AB 462, but noted that marriage and family  
 4 therapists in statue and CSWs in accreditation standards must have training  
 5 in couples and families, while PCCs have no required training or experience  
 6 as considerations of working with these populations. On behalf of MFT  
 7 students – Why are we investing in an MFT degree if PCCs don't have the  
 8 same education requirements and work requirements for us to work with  
 9 these populations?

10  
 11 Rebecca Gonzales, National Association of Social Workers California  
 12 Chapter (NASW-CA): No official position on AB 462.

13  
 14 Dr. Leah Brew: The purpose of the Board is public safety. The additional  
 15 requirements on LPCCs have not necessarily improved public protection  
 16 and this is evidenced: social workers, psychologists in California, and the  
 17 other 49 states and D.C. – all of which do not have the requirement.  
 18 Answer to MFT students' question: the MFT degree is a deeper emphasis  
 19 on working with couples and families. It's not that they're not qualified to do  
 20 so; some of those differences are based on theoretical orientation, a  
 21 different way of working with clients.

22  
 23 Jennifer Alley, California Association of Marriage and Family Therapists  
 24 (CAMFT): CAMFT is neutral on AB 462.

25  
 26 Roll call vote:

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				x	
Deborah Brown	x				
Yvette Casares Willis				x	
Max Disposti	x				
Ross Erlich				x	
Susan Friedman	x				
Dr. Diana Herweck	x				
Christopher Jones				x	
Jonathan Maddox				x	
Kelly Ranasinghe	x				
John Sovec	x				
Wendy Strack	x				
Christina Wong	x				

27  
 28 The motion carried: 8 yea, 0 nay.  
 29



1 **d. Recommendation #4: Support if Amended on Assembly Bill 646 (Low)**  
2 **Department of Consumer Affairs: Boards: Expunged Convictions**  
3

4 AB 646

- 5 1. Requires that a DCA board must update their required website posting  
6 for a person whose license was revoked because they were convicted of  
7 a crime, upon receiving from them a certified copy of an expungement  
8 order pursuant to Penal Code §1203.4 for the underlying offense, as  
9 follows:
- 10 a. If the person reapplies for licensure or has been relicensed, the  
11 board must post notification of the expungement order and its date  
12 on the website.
- 13 b. If the person is not currently licensed and does not reapply for  
14 licensure, the board must remove the initial posting on its website  
15 that the person's license was revoked, and information previously  
16 posted regarding arrests, charges, and convictions.  
17
- 18 2. The website posting must be updated within 90 days of receiving the  
19 expungement order, unless prohibited by another law.  
20
- 21 3. Authorizes a DCA board to charge a reasonable fee to cover associated  
22 costs.  
23

24 Previous Legislation

25 The Board considered a similar version of this bill last year (AB 1616). The  
26 Board took a "support if amended position" on AB 1616 and expressed  
27 concerns about the requirement to remove the revoked posting for an  
28 individual who is not currently licensed. The concerns were as follows:  
29

- 30 a. Exempt Settings: An individual whose license is revoked may choose to  
31 continue practicing in an exempt setting. By law, a license is not  
32 required to practice the Board's regulated professions in these settings.  
33 If a revoked license posting is removed from the website, these settings  
34 will have no way of knowing that one of their unlicensed practitioners has  
35 a revoked license.  
36
- 37 b. Practice in Another State: An individual whose license is revoked may  
38 decide to obtain a license to practice in another state. If the revoked  
39 posting is removed from the Board's website, the other state will be  
40 unaware of this when making their decision to issue a license.  
41
- 42 c. Similar Practice: When the Board revokes a license, the former licensee  
43 will sometimes choose to practice in a field related to the Board's  
44 professions but that does not require a license. The fact that a license  
45 was revoked (and potentially subsequently the conviction was

1 expunged) is important for the consumer to know so that they can make  
2 an informed decision.

3  
4 **MOTION:** Support AB 646 if amended on BPC section 493.5(a)(2) to  
5 require notification of expungement order and corresponding date to be  
6 posted on the website, instead of requiring deletion of a license revocation  
7 from the website if there is an expungement and the person does not  
8 reapply.  
9

10 Wong moved. Ranasinghe seconded.

11 Roll call vote:  
12

Member	Yea	Nay	Abstain	Absent	Recusal
Crystal Anthony				x	
Deborah Brown	x				
Yvette Casares Willis				x	
Max Disposti	x				
Ross Erlich				x	
Susan Friedman				x	
Dr. Diana Herweck	x				
Christopher Jones				x	
Jonathan Maddox				x	
Kelly Ranasinghe	x				
John Sovec	x				
Wendy Strack	x				
Christina Wong	x				

13 The motion carried: 7 yea, 0 nay.  
14  
15

16 **e. Recommendation #5: Support Assembly Bill 885 (Quirk) Bagley-Keene**  
17 **Open Meeting Act: Teleconferencing**

18 Helms presented AB 855. No action was taken due to lack of quorum.  
19  
20

21 **f. Recommendation #6: Support Assembly Bill 988 (Bauer-Kahan) Mental**  
22 **Health: Mobile Crisis Support Teams: 988 Crisis Hotline**

23 This item was not discussed due to lack of quorum.  
24  
25

26 **g. Recommendation #7: Oppose Unless Amended on Assembly Bill 1026**  
27 **(Smith) Business Licenses: Veterans**

28 This item was not discussed due to lack of quorum.  
29  
30

- 1           **h. Recommendation #8: Support if Amended on Assembly Bill 1236**  
2           **(Ting) Healing Arts: Licensees: Data Collection**  
3  
4           This item was not discussed due to lack of quorum.  
5  
6           **i. Recommendation #9: Support Assembly Bill 1386 (Cunningham)**  
7           **License Fees: Military Partners and Spouses**  
8  
9           This item was not discussed due to lack of quorum.  
10  
11          **j. Recommendation #10: Support Senate Bill 14 (Portantino) Pupil**  
12          **Health: School Employee and Pupil Training: Excused Absences:**  
13          **Youth Mental and Behavioral Health**  
14  
15          This item was not discussed due to lack of quorum.  
16  
17          **k. Recommendation #11: Support Senate Bill 731 (Durazo) Criminal**  
18          **Records: Relief**  
19  
20          This item was not discussed due to lack of quorum.  
21  
22          **l. Recommendation #12: Oppose Senate Bill 772 (Ochoa Bogh)**  
23          **Professions and Vocations: Citations: Minor Violations**  
24  
25          This item was not discussed due to lack of quorum.  
26  
27          **XXI. Discussion and Possible Recommendation Regarding Assembly Bill 562**  
28          **(Low) Frontline COVID-19 Provider Mental Health Resiliency Act of 2021:**  
29          **Health Care Providers: Mental Health Services**  
30  
31          This item was cut from the agenda.  
32  
33          **XXII. Discussion and Possible Recommendation Regarding Assembly Bill 723**  
34          **(Low) Marriage and Family Therapy Scope of Practice**  
35  
36          This item was cut from the agenda.  
37  
38          **XXIII. Update on Board-Sponsored, Board-Supported, and Board-Monitored**  
39          **Legislation**  
40  
41          This item was cut from the agenda.  
42  
43          **XXIV. Discussion and Possible Recommendation Regarding Senate Bill 607**  
44          **(Roth) Professions and Vocations**  
45  
46          This item was not discussed due to lack of quorum.

1 **XXV. Discussion and Possible Recommendation Regarding Senate Bill 801**  
2 **(Roth) Healing Arts: Board of Behavioral Sciences: Licensees**

3  
4 This item was cut from the agenda.

5  
6 **XXVI. Discussion and Possible Action Regarding Comments Received on**  
7 **Proposed Revisions to Supervision Rulemaking Proposal to Amend Title**  
8 **16, California Code of Regulations Sections 1820, 1820.5, 1821, 1833,**  
9 **1833.1, 1833.2, and 1870: Add Sections 1815.8, 1820.3, 1821.1, 1821.2,**  
10 **1821.3, 1833.05, 1833.1.5, 1834, 1869, 1869.3, 1870.3, 1870.5, and 1871:**  
11 **and Repeal Sections 1822 and 1870.1**

12  
13 This item was not discussed due to lack of quorum.

14  
15 **XXVII. Update on Board-Sponsored and Board-Monitored Legislation**

16  
17 **a. Assembly Bill 690 (Arambula) Board of Behavioral Sciences Practice**  
18 **Setting Definitions**

19  
20 **b. Senate Bill 801 (Roth) Board of Behavioral Sciences: Licensees**

21  
22 This item was not discussed due to lack of quorum.

23  
24 **XXVIII. Update on Board Rulemaking Proposals**

25  
26 This item was not discussed due to lack of quorum.

27  
28 **XXIX. Adjournment**

29  
30 The Board adjourned at 12:55 p.m.