



BOARD OF BEHAVIORAL SCIENCES
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BOARD MEETING MINUTES

July 27, 2006

Hilton San Diego Airport/Harbor Island
 1960 Harbor Island Drive
 San Diego, CA 92101

FULL BOARD OPEN SESSION

The meeting was called to order at approximately 9:12 a.m. Ms. Kitamura called the roll and a quorum was established.

Members Present

Gordonna DiGiorgio, Public Member
 Robert Gerst, Vice Chair, Public Member
 Judy Johnson, LEP Member
 Peter Manoleas, Chair, LCSW Member
 Karen Pines, MFT Member
 Dr. Ian Russ, MFT Member
 Victor Law, Public Member
 Joan Walmsley, LCSW Member

Members Absent

Howard Stein, Public Member

Staff Present

Paul Riches, Executive Officer
 Mona Maggio, Assistant Executive Officer
 George Ritter, Legal Counsel
 Christy Berger, Legislative Analyst
 Justin Sotelo, Regulatory Analyst
 Christina Kitamura, Administrative Assistant

Guest List on File

Victor Law arrived at 9:19 a.m. Judy Johnson arrived at 9:40 a.m.

I. CHAIRPERSON'S REPORT

A. Discussion of Letter from the California Association of Marriage and Family Therapists

Peter Manoleas, Board Chair, reported on a letter from the California Association of Marriage and Family Therapists (CAMFT). Paul Riches, Executive Officer, wrote a point-by-point response to CAMFT. The Board's counsel also wrote a point-by-point legal opinion to CAMFT. Mr. Manoleas offered the authors of the letter an opportunity to address the Board.

Mary Riemersma, Executive Director of CAMFT, reiterated some of the issues mentioned in CAMFT's letter. Ms. Riemersma stated she had an issue with

the reorganization of the licensing law and noticed some omissions that came from the legislative counsel. She stated that the omissions were items that CAMFT put into law, issues of reimbursement and clarifying scope of practice. CAMFT objected which resulted in the reorganization legislation being pulled from the bill. Another section of concern to CAMFT is the responsibility statement for licensed clinical social workers (LCSW). Ms. Riemersma stated that CAMFT is concerned to see the Board or more Board staff deciding to set policies, law, or regulation. The Board and staff do not have that authority to set aside regulation and implement a policy that is different from regulation. Ms. Riemersma spoke on the issue of the regulatory hearing to delegate authority to the Executive Officer to compel a psychiatric or physical evaluation. She stated that the law permits the Board the authority to compel a psychiatric/physical evaluation, and that it is too much power delegated to one particular individual.

Mr. Manoleas stated that he does not believe there is evidence that the Board has failed to do its due diligence, which was implied in the letter in terms of considering these issues. He stated that each item of concern has been willfully responded to in an efficient and legal sense, and that there is no basis for believing that Mr. Riches is deceiving and misleading the Board or the public.

Judy Johnson stated she has not heard of any discussion or concerns from the Licensed Educational Psychologist (LEP) population. Ms. Johnson would like the Board and organization to work together and maintain collaborative professionalism.

Janlee Wong, National Association of Social Workers - California Chapter, stated that his organization has not discussed this with CAMFT, so he could not comment on some of the issues. However, he noted that his organization does not object to the delegation of authority to the Executive Officer or the submission of supervisory agreement.

Robert Gerst stated that he looked at the information provided as objectively as possible and questioned staff. Mr. Gerst concluded that Board staff has acted honorably, professionally, responsibly, and openly on all of the issues. The staff has provided relative information to the public and to the associations. In all of its activities and communications, the staff has been accurate and truthful, and based where needed on sound legal advice. The staff has kept the Board and public aware, and has sought Board approval on all appropriate issues. Mr. Gerst stated that he would like to see the lines of communication open between the Board and the organization.

Motion -

MR. GERST MOVED THAT THE BOARD EXPRESS ITS CONFIDENCE IN BOTH THE STAFF AND THE EXECUTIVE OFFICER OF THE BOARD. JOAN WALMSLEY SECONDED.

Discussion -

Dr. Ian Russ stated that the Board staff is extremely responsive and supported the motion.

Victor Law stated that the Board has no hidden agenda against Marriage and Family Therapists (MFT) or the association. Mr. Law stated that in no way is the

Board allowing the Executive Officer to abuse his powers. He expressed his desire to work with CAMFT on a friendly basis.

Vote -

THE BOARD CONCURRED ON THE MOTION.

Dr. Russ added that it is not his experience on the Board that Mr. Riches has hidden agendas of power seeking.

Donna DiGiorgio stated that there are no hidden agendas and that the Board is here to serve in whatever way possible. She indicated that she would like better communication between the Board and the organization.

Ms. Johnson asserted that she would like to be able to move forward and promote the best professional integrity possible from this point in a collaborative spirit of trust for the consumers and the people who are represented.

Ms. Riemersma stated that her organization has some concerns with the licensing law. She also wants to communicate and work collaboratively with the Board and staff, and move forward. This was an effort to make the Board members aware of the fact that there are concerns, and she is willing to work with the Board to make certain that those concerns are addressed.

B. Report on MHSA Education and Training Advisory Committee Meeting

Mr. Manoleas reported on a meeting that he and Ms. Maggio attended on the Mental Health Services Act (MHSA), Education and Training Advisory Committee in Sacramento on the July 19th. At the meeting, a report was given by Warren Hayes who is the Chief of that section of the MHSA. Mr. Hayes gave an update on their planning process and reports received from the various workgroups.

Mr. Manoleas stated that the MHSA mandated a very thorough planning process for the service and training portion of it. The MHSA and the processes have emphasized consumer involvement, the recovery model, and cultural competence on all levels. Notably absent from this dialogue was the notion of consumer protection

Mr. Hayes' group received reports from all the counties as they were mandated to do. What they received in those reports was in anticipation of what their workforce needs were going to be county by county. After Mr. Hayes aggregated that information, it appeared that what they are anticipating as a result of this act is about 4,000 new positions across the state in different counties. Nineteen percent (19%) of those positions were to be consumer positions as a result of the MHSA funding. The data indicating how many of those positions were going to be licensees and so forth was not available.

Mr. Manoleas stated that there is a process in which it seems that many counties utilize medical dollars delivered to their funding. The current process in place requires the treatment plans to be signed off by a licensees. However, there is a new certification that the state is looking at which is the Psychiatric Rehabilitation Specialist, whom they would like to give the authority to sign off these treatment plans. This is something that the professional organizations and we want to watch. This will affect the Board and affect public protection.

Mr. Manoleas reported that the group discussed the issue of the Board's examinations and how the changes brought about by the MHSA would need to somehow be incorporated in the examination processes, or would like to see happen. The group also commented that continuing education requirements ought to embody the intent of the MHSA as well.

Mr. Riches stated that he will be working on the licensing committee as well as a other committees. Mr. Riches will be looking at how this intersects with licensing requirements, certification requirements, from the exam, the license portability, career latter issues, and a wide range of issues that are implicated in trying to supply the workforce in this initiative.

Ms. Berger reported that she attended the distance learning workgroup. This group discussed distance learning. They discussed online resources that consumers can access. They also discussed mental health workers and resources available from instructions on completing forms to advancing their training as a mental health worker.

Mr. Manoleas commented that in terms of the future of this process, he was under the impression that the State would like to see as these workgroups and this advisory committee sunset, and see business conducted in regional partnerships that were formed through this advisory committee.

Olivia Loewy, American Association for Marriage and Family Therapists (AAMFT) – California Division, reported that she attended the technical assistance in training workgroup. This group is looking at ways of providing training and assistance to people who are already in the public system. They have identified the need to train the existing staff, clinicians as well as administrators, who are employed there. Ms. Loewy is also participating in the regional partnerships group. This group is discussing setting models throughout the state that replicate the bay area workforce collaborative and how to get a community and all interested service providers and stake holders involved in that process. Ms. Loewy commented on the Psychiatric Rehabilitation Specialist, stating that is a national certification. The association representing this certification in California is CASRA, California Association for Social Rehabilitation Agencies. The director is Betty Dalquist.

II. EXECUTIVE OFFICER'S REPORT

A. Personnel Update

Mr. Riches reported on personnel updates. Effective June 26, 2006, student assistant Nikki Cotto was promoted to Office Technician on a part-time, intermittent basis. Ms. Cotto will work in the enforcement unit.

Mr. Riches introduced a new staff member, Justin Sotelo. Mr. Sotelo is the administrative analyst and will be working on providing support to the Board and Board's policy work and Committee's policy work.

Lorie Kiley, lead cashier, received a promotion to the Committee of Dental Auxiliaries. Ms. Kiley began working at the Committee of Dental Auxiliaries early July. Gordon Redoble, cashier, was promoted to Management Services Technician as the lead cashier.

B. Report on MHSA Education and Training Workgroups

This item was discussed under Agenda Item I.B.

C. Enforcement Statistics

The enforcement statistics are ordinarily reported through the Consumer Protection Committee meeting. The Committee was unable to meet; therefore, the statistics are reported through the Executive Officer's report.

Mr. Riches reports that there was a significant increase in consumer complaint volume this year, about a 28% increase. From 2001-2002, there has been a 63% increase in the amount of consumer complaints that the Board has been receiving. The enforcement staff continues to do an outstanding job with considerable workload. The numbers increased in every category this year.

Mr. Gerst and Mr. Law requested further breakdowns within the unlicensed category (cease and desist letters), and types of criminal convictions received and license types involved.

D. Proposed 2007 Board Meeting Dates

The proposed 2007 Board meeting dates were reviewed and discussed. The Board agreed to change the summer meeting date to August 2-3, 2007 and fall meeting date to November 8-9, 2007.

E. Miscellaneous Matters

Mr. Riches did not have any miscellaneous matters to report.

III. APPROVAL OF MAY 18-19, 2006 BOARD MEETING MINUTES

Mr. Gerst noted out a typographical error on page 15, 4th paragraph, 3rd sentence, "protect *he* license" should read "protect *the* license."

KAREN PINES MOVED, VICTOR LAW SECONDED, AND THE BOARD CONCURRED TO APPROVE THE MAY 18-19, 2006 BOARD MEETING MINUTES AS AMENDED.

IV. REPORT OF THE BUDGET AND EFFICIENCY COMMITTEE

Victor Law, Committee Chair, reported that the Committee met on June 21, 2006 in Sacramento and discussed following items:

A. Report and Possible Action on Establishing Delinquency Fees for Continuing Education Providers

Mr. Law reported that the Committee recommends that the Board pursue a regulation to establish a delinquency process for continuing education providers.

Mr. Riches explained that there is no delinquent fee for expired continuing education provider approvals. Currently, a continuing education provider approval that has expired is cancelled and a new application must be submitted. Staff research indicated that nearly one-third of the new provider applications

were from providers whose approvals had been cancelled by failing to renew on time. A new application process generates a lot of workload. Establishing a delinquent renewal fee for continuing education provider approvals would eliminate a significant number of the new provider applications received each year, and continuing education providers will be able to get their approval numbers re-approved in a more expeditious manner.

Mr. Gerst asked how this was going to be conditioned for those continuing education providers with expired approvals.

Mr. Riches responded that the providers would be required to notify attendees of any course provided with a delinquent or cancelled provider approval. Currently when this happens, the provider submits a list of attendees of any course provided with a cancelled provider approval. The provider contacts those individuals and resolve the situation with the individuals who attended the course. The provider is motivated to resolve the matter by obtaining a new approval number and offering a new, free class or a refund.

When staff discovers, usually through audits, that a licensee took a course from a provider with a cancelled approval number, the licensee is given a reasonable amount of time to make up the units and come into compliance.

ROBERT GERST MOVED, DONNA DIGIORGIO SECONDED, AND THE BOARD CONCURRED TO PURSUE A REGULATION TO ESTABLISH A DELINQUENCY PROCESS FOR CONTINUING EDUCATION PROVIDERS.

B. Report and Possible Action on Revising Fee Statutes and Regulations

Mr. Law reported that the Committee recommends that the Board pursue the proposed statutory and regulatory changes regarding fees, renewals, and inactive licenses.

DONNA DIGIORGIO MOVED, JUDY JOHNSON SECONDED, AND THE BOARD CONCURRED TO PURSUE THE PROPOSED STATUTORY AND REGULATORY CHANGES REGARDING FEES, RENEWALS, AND INACTIVE LICENSES.

C. Continuing Education Credit for Attending Board Meetings

Mr. Law reported that the Committee recommends staff bring a proposal to the July Board meeting for consideration. The Committee recommends that the Board will grant six hours of continuing education to any licensee who attends a full day of Board meetings.

Mr. Manoleas had questions regarding the details that staff would need to address. Mr. Law agreed that some work is involved for the staff, but the benefits outweigh the costs. Most of other boards grant continuing education credit for attendees.

Ms. Riemersma, CAMFT, commented that this is a good idea. She advocated for continuing education credit granted for attending a committee meeting because they are sometimes more intense with more opportunity for dialogue. Dr. Russ, Ms. Walmsley, and Ms. DiGiorgio expressed that they would like to see continuing education credit granted for attending committee meetings.

Mr. Gerst clarified that the proposal would be amended to include attending committee meetings, and to specify that Board members are not eligible to receive credit.

ROBERT GERST MOVED, JOAN WALMSLEY SECONDED, AND THE BOARD CONCURRED TO ACCEPT THE PROPOSAL AS AMENDED TO INCLUDE ALL COMMITTEE MEETINGS.

D. Strategic Plan Update

Mr. Riches reported that the Legislature approved and the Governor signed the Department of Consumer Affairs (DCA) i-Licensing project. The product will not be completed until late 2008 to early 2009.

E. Budget Update

Mr. Gerst stated that the projected expenditures for the Division of Investigation (DOI) and Attorney General (AG) are less than the budget allotment, but there has been more activity in both cases turned over to investigations and to AG office. He requested clarification of this fact.

Mr. Riches explained that the Board has not spent the AG line item in recent years, and several factors go into that. One factor is the amount the Board pays each year. In the last 1-2 years, there has been an increase. Another factor is the number of hours DOI gives the Board. Another factor is the annual rate increase. It tends to multiply when the line item is under spent.

Mr. Manoleas inquired on the hourly rate for investigations.

Mr. Riches explained that the Board's budget for DOI is premised on what the Board spent on DOI two years ago. That basis is rolled forward as this year's budget amount. The amount that is under spent or over spent is reflected in upcoming year. Therefore, it is "washed out" over the years. The hourly rate fluctuates year to year based on how much they budgeted because DOI takes everything that the Board budgets and divides it by the number of hours they give the Board that year. There's a premised hourly rate that is figured in the budget, but that is not always the actual hourly rate.

F. Quarterly Licensing Statistics

Mr. Riches reported that the average processing time for the last quarter was 8.2 days across all of the programs, which is down from the same period last year by 23.4 days. Mr. Riches commended staff for doing a fantastic job. Staff is still looking at processes and attempting to do better. The next big project is resolving the deficiency rate. Deficiencies range from 40% down to 7%-8%.

V. REPORT OF THE COMMUNICATIONS COMMITTEE

Karen Pines, Committee Chairperson reported that there were no action items. The Committee reviewed:

- The progress on achieving the strategic objectives
- The revisions to the Frequently Asked Questions (FAQ) from students
- The draft handbook for examination candidates
- Charts that define hours needed for MFT and LCSW examination eligibility.

A. Strategic Plan Update

Mr. Riches reported that the Board has executed a contract with BPCubed, a public relations firm in Sacramento. They will be performing a communications audit for the Board. The firm will take everything we do in print, on the website, attend the outreach visits with staff, work with staff on presentations, and work with staff on communicating effectively with the public. BPCubed will attend the Communications Committee meeting in September. Their website address is www.bpcubed.com.

B. Supervision Requirements Chart

Ms. Maggio reported that the Board received comments from individuals regarding the charts with some additions to include. Staff is still working on the charts.

Mr. Riches stated that edits are required on the LCSW Experience chart, under the 1st row, 3rd column. It should read "One additional hour of direct supervisor contact."

Ms. Riemersma, CAMFT, requested some edits on the MFT Experience chart, under Supervision. The first shaded row should read, "A total minimum of 104 *weeks* of supervision is required." Also under Supervision, #5 Supervision, One-on-One, Minimum and Maximums column, should read "Minimum 52 *weeks*." Under the shaded row of Supervision Ratios Required for Clinical Experience, under the Notes column, it should clarify the difference between post-degree persons and interns. Ms. Riemersma also suggested that last sentence on the 2nd page of the chart should only read, "The BBS encourages you to thoroughly read the Statutes and Regulations."

Ms. Johnson suggested creating a similar chart for Licensed Educational Psychologists (LEP) as a communication tool.

VI. REPORT OF THE POLICY AND ADVOCACY COMMITTEE

A. Review and Possible Action on Draft Regulations Related to Supervisor Qualifications [16CCR1833.3 & 16CCR1870].

Robert Gerst, Committee Chair, reported that the Committee recommends that the Board pursue regulation changes to the sections relating to the qualification of supervisors, which would be that, the supervision equals psychotherapy for purposes of compliance with the regulation and delete the requirement that supervisors average five patient/client contact hours per week.

Dr. Russ explained that comments were received that experienced people practicing ongoing clinical supervision kept them in contact with the clinical issues. There were no concerns in the community that this was going to produce poorly qualified supervisors. It was important for agencies to keep the people that the agencies need, some of which moved on to administrative roles, and that it is not economically feasible for these agencies to be using these people for online clinical contact. They need to be at the supervisory level and the administrative level.

DR. IAN RUSS MOVED, PETER MANOLEAS SECONDED TO PURSUE THE REGULATION CHANGE. ONE MEMBER OPPOSED. THE REMAINDER OF THE BOARD CONCURRED TO PURSUE THE REGULATION CHANGE RELATED TO SUPERVISOR QUALIFICATIONS.

B. Review and Possible Action on Regulations Regarding Abandonment of Application Files (16CCR1806 & 1833.3).

Ms. Berger explained that if a candidate does not take the exam within certain time frames, their application becomes abandoned. One reason the application is abandoned is because the exam was not taken within one-year from the notification of eligibility. Another reason is because the candidate did not take the exam within one year of failing the exam or within one year of passing the standard written exam to take the clinical vignette exam.

Some of the Board's laws and processes are in conflict. Depending on the candidate situation, it actually could give the candidate 1 ½ year or longer in which to take the exam. The Committee wants to clarify this so that everyone has a one-year period before the application will become abandoned.

DR. IAN RUSS MOVED, JOAN WALMSLEY SECONDED, AND THE BOARD CONCURRED TO PURSUE REGULATIONS REGARDING ABANDONMENT OF APPLICATION FEES.

C. Review and Possible Action on Technical Regulation Cleanup Related to LEP and Board Administration Statutory Changes.

Mr. Gerst reported that the Board is seeking to update the LEP statutes and the Board administration statutes. This proposal is part of Senate Bill 1475, as amended on June 19, 2006. The Board's regulations will require some technical amendments in order to conform to these statutory changes.

The proposed changes pertain to the LEP regulations. Section 1854 requires an amendment to conform to the new statutory changes. Section 1855, Section 1856 subdivision (d), and Section 1857 pertains to outdated grandparenting provisions and is proposed to be deleted. Section 1858 content has been included in section 4989.80 of the proposed statute in its entirety, except for subdivision (b) and (j).

Mr. Gerst recommends not having this regulation. Mr. Riches responded that the direction of the staff would be to pursue legislation to incorporate these two provisions and the statutory section on professional conduct.

DR. IAN RUSS MOVED, KAREN PINES SECONDED, AND THE BOARD CONCURRED TO PURSUE THE STATUTORY CHANGES AS AMENDED.

D. Review and Possible Action on Assembly Bill 525 Related to Child Abuse Reporting.

Mr. Gerst reported that Assembly Bill 525 is related to child abuse reporting and requested a motion in support of the bill.

PETER MANOLEAS MOVED, DONNA DIGIORGIO SECONDED, AND THE BOARD CONCURRED TO SUPPORT ASSEMBLY BILL 525.

E. Regulation Update

Title 16, CCR Section 1886.40, Citation and Fees

The final regulations were filed with the Office of Administrative Law (OAL) on June 27, 2006 for final approval.

Title 16, CCR Section 1803, Delegation of Authority to the Executive Officer

This regulation proposal is pending a regulation hearing scheduled this afternoon.

Title 16, CCR Sections 1833.3 and 1870, Supervisor Qualifications

This item was addressed under agenda item VI.

Title 16, CCR, Technical Cleanup - Licensed Educational Psychologists and Board Administration

This item was addressed under agenda item VI.

Title 16, CCR Sections 1806 and 1833.3, Abandonment of Application Files.

This item was addressed under agenda item VI.

Title 16, CCR, Sections 1816.7 and 1887.7, Delinquency Fees for Continuing Education Providers

This item was addressed under agenda item IV.

F. Legislation Update

Mr. Riches reported that AB 1852, Licensed Mental Health Service Provider Education Program, is at the Senate Appropriations Committee.

Mr. Manoleas inquired on the status of AB 2283, Physicians and Surgeons Cultural Background and Foreign Language Proficiency. Ms. Berger responded that the bill is at the Senate Appropriations Committee.

G. Strategic Plan Update

Mr. Riches reported that staff is working through the suggestions from the conference on diversity issues that was held in April. Staff will bring the information back to committees in September.

Mr. Riches also reported that the demographic survey will be mailed by the end of August.

VII. REPORT OF THE MFT EDUCATION COMMITTEE

Dr. Ian Russ, Committee Chair, reported that there were no action items. The Committee met in Burbank on July 21st.

A discussion took place on what public agencies might require of MFTs and the definition of MFT. Answering these questions require looking at what the MHSA is requiring, and to determine if there is the ability in existing statutes to offer coursework that would fulfill MHSA's requirements. Another item that the Committee will need to look at is if the MHSA is going to require changes to testing for MFTS in order to work in those agencies.

Mr. Manoleas stated that MHSA cannot require it, however, they can talk to the Board about it.

Dr. Russ indicated that some schools were represented at the meeting. Absent from that discussion were other stakeholders which the Committee will actively pursue. This will be at least an 18-month process because the information needed will not be available until spring.

Dr. Russ invited the Los Angeles and Orange County Consortium, and school representatives whom he knew, and plans to invite more people to participate in the discussion. He needs active input from the MHSA view as this progresses. The Committee is in the beginning stages at this point. The next meeting will take place in October. Dr. Russ stated that this will be more productive if discussion includes a wide sense of community.

Ms. Johnson suggested inviting the Postsecondary Education group, as some of those people may want to be included in the dialogue.

Mr. Manoleas suggested contacting Warren Hayes' office to find out what they already have in place that will contribute to the information needed.

Dr. Russ added that the Committee will review and discuss at the job analysis that will be coming in from the State. There may be issues that may or may not be in the curriculum.

The Board convened at 12:02 p.m. and reconvened at 1:10 p.m.

VIII. PUBLIC HEARING ON PROPOSED AMENDMENT TO REGULATIONS

Regulation subject to proposed amendment:

Title 16, Section 1803, California Code of Regulations (16 C.C.R. § 1803).
Delegation of Authority to the Executive Officer of the Board to Order Mental and Physical Health Examinations

George Ritter, the Board's legal counsel, explained that in February 2006 the Board sent out a 45-day notice to interested members of the public intending to adopt changes to C.C.R. Title 16, Section 1803. In that notice, a hearing was not scheduled, however, interested members of the public can request a hearing. A hearing was requested by CAMFT. The only notice of that hearing was issued in conjunction with the Board's agenda. The statute states that once a hearing has been requested, the state agency shall to the extent practicable provide notice of the time, place and date of the hearing to interested members of the public. A separate notice to that degree was not sent to interested members of the public. The Board had the hearing, verbal and written comments were received. Out of an abundance of caution, the Board scheduled another hearing, which is for today. A notice did go out to interested parties for today's hearing. The problem is that in the meantime the text of the regulation has changed. Legally, the notice that went out in May was for the modifications, a 15-day notice. It does not necessarily cure the issue of the original 45-day notice needed for the May meeting. Mr. Ritter discussed this with a senior attorney at OAL who said it was the Board's call. Not wanting to see the regulation held up by a failure to comply with notice requirement for the May meeting, Mr. Ritter recommended the Board to send another 45-day notice, hold another hearing in September or October in Sacramento, and bring it before the Board in November to receive approval. The hearing does not need to take

place at a Board meeting. Any comments already received would go into the rulemaking record. Mr. Ritter would prefer this option rather than having a possible procedural problem and possibly rejected by OAL.

Mr. Russ asked who needs to be or should be at the hearing. Mr. Ritter responded that it does not need to be at a Board meeting; staff generally runs the hearing. There is no formal decision-making, the purpose is to receive testimony for the record.

DONNA DIGIORGIO MOVED, JUDY JOHNSON SECONDED, AND THE BOARD CONCURRED THAT THE BOARD ISSUE A NEW 45-DAY NOTICE FOR THE DELEGATION OF AUTHORITY, C.C.R. TITLE 16, SECTION 1803.

Mr. Ritter addressed the audience and stated that if anyone in the public wished to speak on this matter may do so.

Mary Riemersma, CAMFT, expressed her appreciation that the Board decided to reschedule the hearing. She emphasized that this is an infrequent occurrence to compel a psychiatric or physical evaluation of a licensee or applicant, and the law clearly permits the Board to do both functions. She urged the Board to allow themselves to perform both functions. This is a great amount of power invested in one individual, and would rather see that power vested in the Board as the law prescribes.

No other comments were brought forth for the record.

Close of public hearing 1:25 p.m.

IX. REVIEW AND POSSIBLE ACTION ON PROPOSED AMENDMENTS TO 16CCR1803 REGARDING DELEGATION TO THE EXECUTIVE OFFICER

There was no action on this topic due to the rescheduling of the hearing.

X. ELECTION OF OFFICERS

The Board needs to select a new Chair and Vice-Chair, as it is likely that Mr. Manoleas will not be reappointed. Per Board policy, in the event that the Chair is unable to fulfill their duties for any reason, the Vice Chair automatically becomes the Chair of the Board. Absent any other action, August 1st, we expect Ian to become Chair of the Board. There needs to be an election for the Vice-Chair at the next Board meeting. Mr. Gerst is pending reappointment. Ms. Pines is leaving the Board and is not eligible for reappointment.

Dr. Russ suggested that Mr. Gerst be appointed as Chair, and stated that he was willing to continue as Vice-Chair. He expressed that as Vice-Chair, he is not prepared to become Chair in the event that Mr. Gerst is not reappointed. Mr. Law stated he would be willing to serve as Vice-Chair.

JOAN WALMSLEY MOVED, JUDY JOHNSON SECONDED, AND THE BOARD CONCURRED TO APPOINT ROBERT GERST AS BOARD CHAIR.

JOAN WALMSLEY MOVED, PETER MANOLEAS SECONDED, AND THE BOARD CONCURRED TO APPOINT VICTOR LAW AS VICE-CHAIR.

XI. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA

Heather Halperin, University of Southern California School of Social Work, asked to go back to an issue on item 5 of the Communications Committee regarding the supervision chart. The chart indicates that a person must have one hour of direct supervision per week. One hour is defined as one hour of individual or two hours of group supervision. Not sure if this means that a person is not required to obtain any individual supervision. It is confusing and should be clarified.

Janlee Wong, NASW, asked whether the public will have an opportunity to speak as things progress, as it seems there is a lot that is going to be taking place in the future. Mr. Riches informed him that the public would have an opportunity to speak on those matters.

Olivia Loewy, AAMFT, requested the same change to the MFT chart that Ms. Halperin requested on the LCSW chart.

Dr. Russ presented a resolution to Karen Pines for her 10-year service to the Board, serving as Chair for two terms and as Vice-Chair for one term. Ms. Pines stated it has been a privilege to serve on the Board and to serve her profession, and thanked the Board for making it enjoyable.

Dr. Russ presented a resolution to Robert Gerst for his 3-year service to the Board, serving as Vice-Chair. Mr. Gerst thanked the Board and complimented the Board members and staff for their excellent work.

Dr. Russ presented a resolution to Peter Manoleas for his 4-year service to the Board, serving as Chair. Mr. Manoleas stated how much he has enjoyed working with the Board.

Mr. Wong, NASW, expressed his appreciation to the outgoing Board members on behalf of NASW's members. He stated that a lot has been accomplished through the leadership of the Board and support of the Board staff.

Mary Riemersma, CAMFT, thanked the outgoing Board members on behalf of CAMFT's members for their service and contributions.

Ms. Loewy, AAMFT, thanked the outgoing Board members on behalf of MFTs nationally, for their service for their contribution to California's leadership. She complimented the responsiveness, accessibility, willingness to include and hear from the public, and having a collaborative relationship.

Marci Siegel, San Diego State University School of Social Work, stated she has been working with the Board for over 30 years, serving as an oral examiner and attending Board meetings. She thanked the outgoing members and the Board in general for their contributions to the profession.

Ms. Halperin, USC School of Social Work, stated that she has been coming to meetings for just over a year and has watched it progress into an exciting and well-functioning Board. She has always felt safe in terms of what the Board is doing for licensing. It has been a pleasure taking part of this.

The meeting adjourned at 1:52 p.m.