

BOARD MEETING MINUTES December 19, 2008

Department of Consumer Affairs
1625 N. Market Blvd
El Dorado Room
Sacramento, CA 95834

By Teleconference From:

1615 E. 17th Street, Suite 100
Santa Ana, CA 92705

415 Karla Court
Novato, CA 94949

16133 Ventura Blvd., Suite 1235
Encino, CA 91436

10800 E. Benavon Street
Whittier, CA 92821

Members Present

Ian Russ, Chair, MFT Member
Gordonna DiGiorgio, Public Member
Elise Froistad, MFT Member
Judy Johnson, LEP Member
D'Karla Leach, Public Member
Renee Lonner, LCSW Member

Staff Present

Paul Riches, Executive Officer
Kim Madsen, Assistant Executive Officer
Tracy Rhine, Legislation Analyst
Christina Kitamura, Administrative Assistant
LaVonne Powell, Legal Counsel

Members Absent

Victor Perez, Public Member
Karen Roye, Public Member
Joan Walmsley, Vice Chair, LCSW Member
Rita Cameron Wedding, Public Member

Guest List

On file

FULL BOARD OPEN SESSION

Dr. Ian Russ, Board Chair, called the meeting to order at 2:12 p.m. Christina Kitamura called roll, and a quorum was established.

I. Introductions

Paul Riches introduced staff in attendance at the Department of Consumer Affairs' (DCA) site including legal counsel LaVonne Powell. Audience consisted of one guest, Katherine

Demos from DCA Legislative & Policy Review. The teleconference sites did not have any guests in attendance.

II. Discussion and Possible Action to Initiate a Rulemaking to Add and Amend Sections of Division 18, of Title 16, of the California Code of Regulations Regarding the Mandatory Submission of Fingerprints for Board Licensees and Registrants

Mr. Riches presented a recommendation from staff for the Board to initiate a rulemaking to begin retroactive fingerprinting of licensees. In November, the Board authorized support for any DCA-sponsored legislation or for the Board to sponsor its own legislation. On November 24, 2008 an emergency rulemaking set forth by the Board of Registered Nursing (BRN) related to mandatory fingerprint submission was approved by the Office of Administrative Law. Staff is suggesting a rulemaking as it is the most expeditious way to implement the fingerprinting program.

Judy Johnson thinks it's a good idea to move forward with rulemaking. Donna DiGiorgio agreed, stating that it's time to move forward with this and do this in timely fashion.

Renee Lonner moved to take all steps necessary to initiate the formal rulemaking process, authorize the Executive Officer to make any non-substantive changes to the rulemaking package, and set the proposed regulations for a hearing. Judy Johnson seconded. The Board voted unanimously (6-0) to pass the motion.

III. Public Comment for Items Not on the Agenda

None

IV. Suggestions for Future Agenda Items

None

The full board open session was closed at 2:17 p.m.

FULL BOARD CLOSED SESSION

V. Pursuant to Government Code section 11126(e), the Board will convene in closed session to confer with and receive legal advice from counsel (*Ventimiglia v. Board of Behavioral Sciences*)

The Board reconvened in closed session at 2:18 p.m. The meeting was adjourned at 2:29 p.m.