

California Victim Compensation and Government Claims Board
Open Meeting Minutes
December 16, 2010, Board Meeting

The California Victim Compensation and Government Claims Board (Board) convened its meeting in open session at the call of Bill Leonard, Secretary, State and Consumer Services Agency, at 400 R Street, Sacramento, California, on Thursday, December 16, 2010, at 10:00 a.m. Also present were Board members Les Kleinberg, Deputy Controller, acting for and in the absence of John Chiang, Controller, and Board member Michael Ramos, San Bernardino County District Attorney.

Board staff present included Julie Nauman, Executive Officer, and Wayne Strumpfer, Chief Counsel. Tisha Heard, Board Liaison, recorded the meeting.

The Board meeting commenced with the Pledge of Allegiance. Following the Pledge of Allegiance, Chairperson Leonard announced that this would be his last Board meeting.

Item 1. Approval of Minutes of the November 16, 2010, Board Meeting

The Board voted to approve the minutes of the November 16, 2010, Board meeting.

Item 2. Public Comment

The meeting was opened to public comment. No public comment was offered.

Item 3. Executive Officer's Statement

The Executive Officer presented Chairperson Leonard with a resolution honoring and thanking him for his leadership and invaluable service to the Board, to victims of violent crime, and to the people of the State of California.

Board members Ramos and Kleinberg thanked Chairperson Leonard for his professionalism, dedication, and commitment to public service.

Chairperson Leonard thanked Executive Officer Nauman and Board staff for their great work and dedication to the mission of the Board.

The Executive Officer showed a PowerPoint presentation highlighting the Board's accomplishments during 2010. The achievements included, among others, the following:

Milestone

This year CalVCP reached the \$2 billion mark in payouts since the programs inception in 1965. This is by far greater than any other program in the nation.

Fiscal Year End

The CalVCP ended its fiscal year in June with an increase in overall applications received and processed as well as payouts made. For fiscal year 09/10 the program grew by nearly 16 percent to pay out more than \$96 million. Applications increased by 5 percent to nearly 58,000 and the average processing time was reduced from 63 days to 57 days.

CalVCP Services

Even with the increase in applications and services and despite furloughs and a shrinking fund, CalVCP was able to increase its customer service ratings over last year. The Customer Services Section received nearly 84,000 calls. And, according to our recent customer satisfaction survey, we are seeing increased customer service in nearly all categories including a 3 percent increase in overall applicants satisfaction from last year.

Online Manual Rollout

This year the CalVCP released the upgraded version of the 2010 Victim Compensation Program Online Procedure Manual and rolled it out to all Joint Powers county staff.

It now makes it easier to keep the manual up to date without the time consuming and costly process of distributing, printing, and replacing pages as was done in the former binder version.

CaRES Modification

In 2010, the VCGCB successfully launched the Compensation and Restitution System (CaRES) Modification Project to address performance issues with CaRES. CaRES is a critical application and database which supports 200 users at the Board and several hundred users throughout the state in the Joint Powers and Criminal Restitution Compact offices. The approval and launch of this project represents a major accomplishment and, upon completion, the goal is to have a fully functional system that has the capability of being expanded to meet future business needs.

Appeals Process Improvement

This year staff worked diligently to develop and implement a new Appeals Workflow and Tracking Process and revised the Reconsideration Process. An appeal is now tracked through CaRES. Part of this process includes the triage of incoming appeals and the immediate resolution of those appeals so that the only appeals in the queue are true appeals. The revision of the reconsideration process implements a process for challenging a prior eligibility determination and taking it back to the Board for a re-hearing.

Processing Improvements

CalVCP identified and implemented a number of changes to improve work processing in response to management direction and staff concerns and recommendations gathered through a survey in 2009 and early 2010. The goal of this effort was to improve efficiency and effectiveness as measured by timeliness and accuracy. Specifically, changes were implemented so that the program can perfect applications and bills prior to scan, verify application reimbursement sources to increase the Program's ability to process eligibility and benefits in a much timelier manner, and to restructure quality assurance into a post processing review. The improvements were accomplished through a reorganization that established two divisions--the Processing Division and the Resources Division--and a pre-scan function and Application Verification Section were added. In addition, staff were reassigned to the Office of Audits and Investigations Division to staff the post process review function.

Government Claims Processing Improvements

In an ongoing effort to contain operating costs and meet statutory claims processing times, the Government Claims Program (GCP) also implemented business process improvements that have increased GCP claim intake and application and data entry efficiencies by 20 percent. This was achieved primarily through early detection and screening and returning non-claims and other material that should not be filed with the GCP.

VCP Regulations Process Improvements

A collaborative effort among staff reviewed the Board's existing CalVCP regulations to identify changes necessary to improve administration of the Program and to clarify the available benefits. As a result, the CalVCP was able to better streamline regulations that have improved Program efficiency and now clearly define the rules of the Program.

Revenue Collection Pilot Project in Orange County

Another great project the CalVCP initiated this year was the collaborative effort between the CalVCP and the Orange County Superior Court. The Board launched the Revenue Collection Pilot Project. From June through August, the Board received approximately 19,000 cases that owed restitution

finances from discharged probationers. In August and September these cases were processed by the Board and submitted to FTB for collection. Since September 2010, the Board received payments related to these cases amounting to approximately \$100,000.

Outreach

The Board continued to conduct outreach in line with its mandate. Just to recap a few key events was the strong showing during National Crime Victims' Rights Week in April. This year the CalVCP held its first-ever "Victim Rights Rally" bringing together our sister State agencies that also help victims. Held outside the Board's building and covered by several news crews, Board Chair, Secretary Leonard, CalEMA Secretary Bettenhausen, CHP Assistant Chief Ken Hill, and victims made powerful presentations. This rally kicked off an important week that also included a march to the Capitol.

The CalVCP also participated in events locally and around the state including joining the California Department of Corrections and Rehabilitation at the Capitol, in Los Angeles, and Orange County. It also included the CalVCP's participation in National Denim Day where staff collected denim jeans that were donated to WEAVE to raise awareness of domestic violence.

The Executive Officer spoke at the Valley State Prison for Women to answer questions they had about restitution and how the money was used. It was an opportunity to educate them about our services and the assistance it provides for victims of crime.

Another first great event was our first ever Restitution Summit in November. The Summit was unprecedented and brought key participants in the restitution system together to challenge one another, to exchange best practices, and to focus efforts at bringing more revenue into the Restitution Fund. There were approximately 200 participants representing all aspects of the restitution process which filled the Secretary of State Auditorium. Board member Mike Ramos was instrumental in moderating the panels which were comprised of prominent individuals from various practices.

CalVCP also conducted some much-needed training for both our CalVCP and Government Claims Programs. Refresher training as well as new staff training was held for CARES and CalVCP. This was done for both our own staff and our Joint Power agencies staff and was well received.

California State Employees Charitable Campaign (CSECC)

This year was another great year of giving. The CSECC committee organized our annual cake auction which featured close to 35 cakes and our first ever chili cook-off to raise funds for the California State Employees Charitable Campaign.

Wellness Committee

The Board has always recognized the importance health plays in the lives of our employees. The Board's Wellness Committee continues to offer a variety of programs, events, and classes to employees that encourage a total wellness of mind, body, and spirit. Just a few include:

- Yoga classes offered to all employees twice a week.
- Annual onsite Flu Shot Clinic and various lunchtime health and wellness seminars.
- State Employee Heart Walk.
- Bowling with Your Buddies Night.
- Family Miniature Golf Night.
- VCGCB River Cats Baseball Night.

Disability Awareness Committee

In a continuing effort to strive to make the Board a place of excellence in the work place, the Board implemented the new Disability Awareness Committee that is already making an impact.

The Executive Officer and Chairperson Leonard thanked management and staff for their leadership and all their efforts and hard work.

Item 4. Consent Agenda (Nos. 1- 465)

The Board voted to adopt the staff recommendations for item numbers 1-465, as amended, as follows: item numbers 26, 27, 33-37, 40, 41, 57, 61, 64, 65, 67, 70, 81, 82, 85, 86, 91, 92, 94, 98-101, 103, 105-107, 109-111, 115, 120, 121, 125, 129, 132, 133, 136-138, 140, and 149-151 were removed due to failure to meet the criteria set forth in Government Code section 910.2, specifically the claim forms lacked original signatures from the claimants; item number 260 was removed to allow the claimant an opportunity to address the Board; and item number 437 was removed pending review of additional information received.

Consent Agenda Appearance

Item No. 260, G592736

Claimant Jeffrey Gananian appeared and addressed the Board. Mr. Gananian asserted a claim against the Attorney General's Office, the Department of Education, the Department of General Services, and the Governor's Office in excess of \$25,000. Jackie Tinetti, Manager, Government Claims Program, stated that the claim is recommended for rejection because the issues raised by the claimant are complex and outside the scope normally undertaken by the Board.

Mr. Gananian stated that he revised his appellate brief, which was previously submitted with his government claim. He stated that the brief expounds on the documents that the Division of State Architect published as a part of the emergency rulemaking.

Chairperson Leonard stated that the Board's purpose is to pay for damages caused by the State and to pay claims by contractors or vendors who have provided work at the request of the State yet who have not been paid in a timely manner. Chairperson Leonard stated that Mr. Gananian's claim did not fall under the government claim guidelines. He further stated that part of the remedy that Mr. Gananian is seeking is to require the State Architect to follow the law, however, the Board does not have the power to do so.

The Board voted to adopt the staff recommendation to reject the claim based on complexity.

Item 5. Claim of Mojave Radiation Oncology MG

Claim Number G589325

Mojave Radiation Oncology MG requested payment in the amount of \$60,741.00 for medical radiation services provided to the California Department of Mental Health, Patton State Hospital, for the period of January 11-12, 2010.

Sara Murillo appeared on behalf of the Department of Mental Health. Ms. Murillo stated that the timeliness of submission of documents did not meet the approval of their agency or the Department of General Services; however, because the services were critical to Patton State Hospital, the services continued. She further stated that the Department of Mental Health has taken corrective action to ensure that this does not occur in the future.

The Board voted to adopt the staff recommendation to allow the claim in the amount of \$60,741.00 under authority of Government Code section 965 (agency pay).

Item 6. Claim of University of Washington
Claim Number G591659

University of Washington requested payment in the amount of \$121,135.65 for survey and data analysis services provided to the Department of Industrial Relations.

The Board voted to adopt the staff recommendation to allow the claim in the amount of \$121,135.65 under authority of Government Code section 965 (agency pay).

Items 7-44. Government Claims Against the Department of Mental Health

Item numbers 7-44 were government claims filed by vendors who contracted with the Department of Mental Health (DMH) during fiscal year 2009-10. The vendors filed claims with the Government Claims Program for payment of services rendered.

The DMH is required, under court consent decrees, to provide specific services to individuals within its care to maintain health and safety. The DMH asserted that the services provided could not be suspended because they were provided pursuant to the Coleman and the Civil Rights for Institutionalized Person Act court decisions. DMH stated that it had no funds available in its fiscal year 2009-10 appropriation to reimburse the claimants for the services provided and instructed the claimants to file claims with the Government Claims Program. DMH stated it reviewed the claims and invoices and found them to be correct. DMH further acknowledged that the claimants provided the services and that DMH is responsible for payment of the services.

Jackie Tinetti, Manager, Government Claims Program, stated that item numbers 8-10, 12, 14, 18-20, 22, 34, 37, and 39-41 were recommended for removal for failure to meet the criteria set forth in Government Code section 910.2, specifically the claim forms lacked original signatures from the claimants. Ms. Tinetti further stated that the remaining 24 government claims were complete and timely, pursuant to Government Code sections 910 and 911.2, and total \$3,625,845.54.

Chairperson Leonard stated that he did not like the fact that the State did not pay vendors for services provided. Chairperson Leonard further stated that in an effort to get as many claims on the agenda as quickly as possible, unfortunately there were a number of claims that were not completed properly before the Board. Chairperson Leonard stated that those claims would be placed on a future agenda.

Stan BJORIN, Chief Deputy Director, Department of Mental Health (DMH), appeared and addressed the Board. Mr. BJORIN stated that DMH fully expended its appropriation for hospital operations in fiscal year 2009-10; therefore, they were unable to pay some of the remaining bills that they owe. Mr. BJORIN stated that DMH has taken steps to track expenditures more closely; however, the primary reason the appropriation for fiscal year 2009-10 was fully expended was because the anticipated furlough savings that the administration thought they would achieve were not accomplished and the services that were being rendered could not be stopped.

The Board voted to adopt the staff recommendations, as amended, to allow the claims in the amount of \$3,625,845.54, under authority of Government Code section 965 (agency pay).

Items 45-51. Government Claims Against the California Department of Corrections and Rehabilitation

Item numbers 45-51 were government claims filed by vendors who contracted with the Department of Corrections and Rehabilitation (CDCR) during fiscal year 2009-10. The vendors filed claims with the Government Claims Program for payment of services rendered. CDCR had no funds available in the fiscal year 2009-10 appropriation to pay the claimants for services provided; however, CDCR acknowledged that the services were provided and they are responsible for payment of those services. Jackie Tinetti, Manager, Government Claims Program, stated that the claims are timely and complete pursuant to Government Code sections 910 and 911.2 and recommended the claims be allowed in their entirety.

James Michael Davis, Senior Staff Counsel, and Bret Morgan, Chief of Staff, appeared and addressed the Board on behalf of the California Department of Corrections and Rehabilitation (CDCR). Mr. Morgan stated that CDCR worked with the State Controller's Office to determine the best method to pay vendors and determined that the government claims process was the best way to handle the matter. He further stated that CDCR has held several internal budget meetings to ensure that this does not occur in the future.

The Board voted to allow the claims in their entirety under authority of Government Code section 965 (agency pay).

Item 52. Request for Delegation of Authority to the Executive Officer to Decide Claims Presented by the Department of Mental Health and the California Department of Corrections and Rehabilitation

Executive Officer Julie Nauman stated that there are additional government claims filed against the California Department of Corrections and Rehabilitation (CDCR) and the Department of Mental Health (DMH) by vendors who have not been paid for services completed in fiscal year 2009-10. Ms. Nauman stated that CDCR has 51 outstanding claims totaling approximately \$38.1 million and the Department of Mental Health has 500 outstanding claims totaling approximately \$19 million.

In the interest of getting vendors paid as promptly as possible, Ms. Nauman requested that the Board delegate to her the authority to approve additional claims filed against CDCR and DMH after the additional necessary staff work is completed. Ms. Nauman stated that she anticipated the claims would be approved prior to the next Board meeting. Ms. Nauman further stated, upon approval the claims, they would move to the State Controller's Office for payment.

Chairperson Leonard asked Ms. Tinetti if staff anticipated payment of the 551 claims before the end of the year. Ms. Tinetti stated that the most significant barrier to prompt payment is receipt of a completed claim, which they have not encountered from CDCR; however, the same is not true for the DMH. Ms. Tinetti further stated that the process could be much faster, but it is contingent upon the receipt of completed claims forms.

The Board voted to adopt the staff recommendation to approve the request.

Item 53. Request for Delegation of Authority under Government Code Section 935.6 by the Department of Motor Vehicles

The California Department of Motor Vehicles requested that the Victim Compensation and Government Claims Board approve its request for delegated authority to settle and pay or reject timely claims that do not exceed \$1,000 each from February 1, 2011, to January 31, 2012.

Board member Kleinberg stated that the Department of Motor Vehicles (DMV) average claim processing time of 94 days is significantly high. Ms. Tinetti stated that DMV has quite a few field offices, which creates logistical issues with respect to claims processing. Ms. Tinetti stated that government claims staff recently conducted an internal audit of the delegated authority function for DMV and other departments and one of their findings is high processing times. Ms. Tinetti stated that DMV has implemented corrective action aimed at reducing the average processing time to within the state mandate.

The Board voted to adopt the staff recommendation to approve the request.

California State Employees Charitable Campaign

Wayne Strumpfer, Chief Counsel, presented the item. Mr. Strumpfer stated that staff had two additional changes to the regulations. Mr. Strumpfer recommended the Board change the words "writing" and "written" in Section 633.9 (g)(1) and (g)(3), respectively, to read "must be in the form prescribed." Mr. Strumpfer stated that making those changes would allow for paperless transactions.

The Board voted to adopt the staff recommendation, as amended, to authorize the Executive Officer to begin the formal rulemaking process for the proposed changes to the California State Employees Charitable Campaign.

Victim Compensation Program (CalVCP)

The Board commenced the Victim Compensation Program portion of the meeting at 11:00 a.m.

Consideration of Modifications to Reimbursement Rates for Medical and Mental Health Services and to Mental Health Session Limits

The CalVCP is funded by the Restitution Fund, which derives its revenue primarily from fines and penalties at the state level and federal matching funds based on claims payment made in a prior year. Over the years, CalVCP has periodically faced funding problems because there is no direct association or control between the Restitution Fund revenue and program expenditures. This is the third time in recent years that the Restitution Fund has been severely impacted. In order to ensure that the CalVCP can continue to provide assistance to the victims of violent crime, staff proposed that the Board consider options to align program expenditures with Restitution Fund revenue.

Rubia Packard, Deputy Executive Officer, Victim Compensation Program, presented the item to the Board. Ms. Packard stated, pursuant to Board direction, staff examined a number of options to reduce expenditures from the Restitution Fund for medical and mental health care expenditures. Ms. Packard stated that staff recommended that the Board take the following action:

1. Reduce the CalVCP medical reimbursement rate to the Medicare rate; and adopt a reimbursement rate reduction of 20 percent for restorative cosmetic surgery, prosthetics, hearing aids and eyeglasses, and foreign providers.
2. Reduce the CalVCP mental health reimbursement rate by 10 percent.
3. Reduce the reimbursement rate for mental health services provided by interns by 25 percent per session, which equates to a new rate of \$75 per session.
4. Direct staff to make the approval of Additional Treatment Plans more restrictive.

Chairperson Leonard asked if staff calculated what the savings to the Restitution Fund would be for an entire year. Executive Officer Nauman stated that the savings would be realized, in some instances, within the first year of implementation. Ms. Nauman stated that over an 18-month period,

the savings would be approximately \$13 million. Chairperson Leonard asked Ms. Nauman to explain how the Restitution Fund would be impacted if the Board does not make any changes. Ms. Nauman stated that if no changes are made, the Restitution Fund would be approximately \$20 million in the negative.

Chairperson Leonard asked Ms. Packard to explain how the CalVCP arrived at the adoption of the Medicare plus 20 percent rate and also asked if the Medicare provider rate is becoming the industry standard for all providers.

Ms. Packard stated that the Medicare rate is the industry standard and that most providers are either 5 percent above to 15 percent below that standard. She further stated that CalVCP is 20 percent above, which is considered high in comparison to the industry standard.

Chairperson Leonard stated that any profession that loses compensation is not good; however, the Board is seeking suggestions on how to solve the \$20 million problem and determine whether the proposed rates would be out of line with a provider's practice and their billing for other patients. Chairperson Leonard further stated that individuals emailed, telephoned, and sent written communications to the Board expressing their concerns regarding the agenda item.

The following individuals appeared and provided public comment: Amanda Levy, California Psychological Association; Rebecca Gonzales, National Association of Social Workers, California Chapter; Linda Siegel, victim advocate; Christine Ward, Director of Crime Victims Action Alliance; Ellen Yin Wycoff, Associate Director for the California Coalition Against Sexual Assault; a representative from the California Partnership to End Domestic Violence; Octavio Delgado and Vanessa Kieu, Paladin Eastside Psychological Services; Dave Jensen, California Association of Marriage and Family Therapists; David Love, Valley Community Counseling Services; and Michael Siegal, attorney.

Chairperson Leonard asked Amanda Levy if there is a Medicare provider rate schedule for mental health providers and interns that is comparable and asked what the comparison would be regarding the rates the VCP provides. Ms. Levy stated that there is a Medicare rate schedule used; however, she did not have that information available. She further stated that Congress recently restored a 5 percent cut. Chairperson asked Ms. Levy to submit her data to CalVCP staff.

Linda Siegel discussed her projections regarding revenue to the Restitution Fund. Chairperson Leonard asked Ms. Siegel to share her findings with Board fiscal staff.

At the conclusion of public comment, Chairperson Leonard thanked the members of the public for their testimony.

Board member Ramos stated that the Board received 126 emails regarding this agenda item. Board member Ramos thanked the providers for all of the work they do to help victims of crime. Mr. Ramos stated that this subject is very difficult because as a district attorney he knows that service providers are essential to victims. Mr. Ramos also stated that the Board has to figure out a better way to generate revenue because there is a legitimate concern that the Restitution Fund may run out of money. Mr. Ramos stated that he did not think that he could vote on the item today. He stated that, at a minimum, he needed more time to see the revenue intake.

Board member Kleinberg stated that the Board has a responsibility to protect the viability of the Restitution Fund. He stated that if the Board waits too long, the cuts will be more severe. Board member Kleinberg further stated that he was not comfortable with saying that the Board has the ability to watch and see how the Restitution Fund is moving. Board member Kleinberg asked if staff

had further information regarding how they arrived at the 25 percent reduction for interns rather than a lesser amount.

Ms. Packard stated that interns in California are currently paid at the supervisor's rate, which is \$130 for licensed psychiatrists, \$110 per session for PhD psychologists, and \$90 for Marriage and Family Therapists. She stated that the intern who actually conducts the session is paid a portion of that money, which is between \$50-\$60 for the session. Ms. Packard stated that staff tried to find a balance wherein the CalVCP would provide some funding, given the fact that interns are not paid in other states or by insurance companies. Ms. Packard further stated that staff averaged \$130, \$110, and \$90 and came up with the 25 percent figure, which is the proposed new intern rate of \$75.

Board member Kleinberg stated that he appreciated all of the work staff did in preparing the item.

Chairperson Leonard asked if CalVCP tracked or monitored any adverse affects as a result of the rate cut that occurred in 2002. Janice Patton, Manager, Policy, Planning and Research, stated that limiting the sessions for victims resulted in a great savings to CalVCP; however, she stated that she could not give a specific dollar amount.

Executive Officer Julie Nauman stated that with the January 1, 2011, implementation, CalVCP would achieve a projected savings of approximately \$2 million. Ms. Nauman further stated that it would be important to make the adjustments in the current year because it will allow the CalVCP to carryover additional revenue for the following fiscal year.

The Board voted to adopt the staff recommendation, as amended, as follows:

1. Reduced the reimbursement rate for mental health services provided by interns by 25 percent effective January 1, 2011;
2. Directed staff to develop a more restrictive additional treatment plan;
3. Delayed, until the March 2011 meeting, reducing the CalVCP medical reimbursement rate to the Medicare rate; and adopting a reimbursement rate reduction of 20 percent for restorative cosmetic surgery, prosthetics, hearing aids and eyeglasses and foreign providers; and
4. Delayed, until the March 2011 meeting, the reduction of the CalVCP mental health reimbursement rate by 10 percent.

The Board directed staff to provide the Board with an updated revenue projection at the March 2011 meeting.

Disqualification of a Provider of Medical and Mental Health Services

The California Victim Compensation and Government Claims Board (Board) may provide mental health services to victims of qualifying crimes. The Board works closely with mental health therapists who then submit billing statements to the Board to receive reimbursement for the treatment provided the victim.

Kevin Kwong, Staff Counsel, stated that on September 24, 2010, the California Board of Psychology placed mental health provider Dr. Barton Harris Rubin on five years' probation after he submitted false billing statements to the Board with the purpose of receiving payment for treating a victim on dates where no treatment was provided. Mr. Kwong stated that Dr. Rubin also created false medical records and notes on the dates in question in an attempt to further deceive the Board.

Mr. Kwong stated that staff recommended that the Board disqualify Dr. Rubin from being eligible to receive Board compensation for providing medical and mental health services to victims. Mr. Kwong further stated that staff also recommended that the Board disqualify any provider who works in a

treatment center that is owned or administered by Dr. Rubin from being eligible to receive Board compensation.

The Board voted to adopt the following staff recommendations:

1. Disqualify Dr. Rubin from being eligible to receive Board compensation for any medical and mental health services provided to victims.
2. Disqualify any provider who works in a treatment center that is owned or administered by Dr. Rubin, including the centers located in Pinole and Richmond, from being eligible to receive Board compensation.
3. Staff will notify victims currently being treated by Dr. Rubin, or a therapist who works at a treatment center owned or administered by Dr. Rubin, that the therapist will no longer receive Board compensation.
4. On any current outstanding bill pending from Dr. Rubin or a therapist from his treatment centers, conduct an audit to ensure compliance with Board rules and requirements. If billing information cannot be deemed compliant, then no payment shall be made.

Mr. Kwong stated that on December 15, 2010, Dr. Rubin submitted a letter acknowledging that he made several serious errors in judgment in the handling of the matter of missing treatment notes. Mr. Kwong further stated that Dr. Rubin requested that the staff recommendation include the following, which the Board adopted:

1. Clarify the word "administer" to include acting in any of the following capabilities: Executive Director, Assistant Director, Clinical Director, and Assistant Clinical Director. Mr. Kwong recommended that the Board also include "overseeing billing" to the list of administrative duties.
2. A single point of contact to conduct the audit.
3. Decisions regarding his relationship with the VCP would not be permanent and will be commensurate with the termination of his probation status with the Board of Psychology. Mr. Kwong recommended that the termination date would be September 24, 2015.

Requests for Reconsideration

Recommendation: Deny

(Nos. 1-6)

The Board voted to adopt the staff recommendations.

Request for Reconsideration Following Board Action on a Proposed Decision

Recommendation: Deny

(Nos. 7 and 8)

The Board voted to adopt the proposed decisions.

Proposed Decisions on the Written Record

(Nos. 9-19)

The Board voted to adopt the proposed decisions.

Proposed Decisions Following Failure to Appear

(Nos. 20-37)

The Board voted to adopt the proposed decisions.

Closed Session

Pursuant to Government Code section 11126(c)(3), the Board adjourned into Closed Session with the Board's Executive Officer and Chief Counsel at 12:24 p.m. to deliberate on the proposed decisions, numbers 38 through 48.

The Board reconvened into open session at 12:27 p.m.

Open Session

The Board voted to adopt the proposed decisions for numbers 38 through 48.

Adjournment

The Board meeting adjourned at 12:27 p.m.