

MEETING MINUTES
April 21, 2025
8:30 A.M. – 5:00 P.M.
PHYSICIAN ASSISTANT BOARD
2005 Evergreen Street
Hearing Room #1150
Sacramento, CA 95815

1. Call to Order by President

Dr. Kidd called the meeting to order at 8:30 a.m.

2. Roll Call

Staff called the roll. A quorum was present.

Board Members Present:

Vasco Deon Kidd, DHSc, PA-C, President
Juan Armenta, Esq., Vice President
Eric Bergersen, PA-C
Philip DaVisio, DMSc, PA-C
Diego Inzunza, PA-C
Edwin Perez
Bhavana Prakash, DMSc, PA-C
Deborah Snow (8:40 a.m.)
Veling Tsai, M.D.

Staff Present:

Julie Caldwell, Lead Licensing Analyst
Jasmine Dhillon, Legislative and Regulatory Specialist
Virginia Gerard, Probation Monitor
Pearl Her, Administrative Analyst
Blia Herr, Enforcement and Licensing Support
Michael Kanotz, Board Counsel, Attorney III
Rozana Khan, Executive Officer
Christina Lefort, Discipline Analyst
Armando Melendez, Special Investigator
Kristy Schieldge, Regulatory Counsel, Attorney IV
Kristy Voong, Assistant Executive Officer (via video conference)

3. Consider Approval of November 8, 2024, Board Meeting Minutes

M/ Juan Armenta S/ Diego Inzunza to:

Approve the November 8, 2024, meeting minutes.

| Member | Yes | No | Abstain | Absent | Recusal |
|----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |

| | | | | | |
|-----------------|---|--|--|---|--|
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | | | | X | |

No public comment.

4. Public Comment on Items Not on the Agenda

(Note: The Board may not discuss or take action on any matter raised during this public comment section that is not included on this agenda, except to decide whether to place the matter on the agenda for a future meeting. [Government Code Sections 11125, 11125.7(a).])

No public comment.

5. Introduction and Swearing in of New and Reappointed Board Member

Dr. Kidd introduced and read the biographies for newly appointed Board Members Philip DaVisio, Eric Bergersen, Bhavana Prakash, and Edwin Perez and reappointed Board Member Diego Inzunza. Dr. Kidd administered the Oath of Office to each member and officially welcomed them to the Board.

Mr. Armenta commented that the Board members were appointed for their expertise and opinions and encouraged their engagement on the various topics that will be discussed.

Public comment:

Hina commented congratulations and great panel.

6. President's Report

Dr. Kidd reported that Board leadership meets regularly with staff to discuss Board business between meetings and expressed appreciation for their engagement and valuable input.

Dr. Kidd reported that he attended the Board's Joint Sunset Oversight Review Hearing in Sacramento with Ms. Khan, Ms. Voong, and Ms. Dhillon. Dr. Kidd stated the Sunset Report was well received by the Committee members. Key topics discussed included physician assistant (PA) to physician supervision ratios, access to care, and the use of artificial intelligence (AI) in health care.

Dr. Kidd noted that the Committee's questions focused on practice agreements and whether the Board is monitoring efforts in other states to expand access to care by removing written practice agreement requirements. He expressed gratitude to the Sunset Committee and its staff for the opportunity to highlight the Board's work and future initiatives.

He also stated that, while the Board traditionally meets four times per year, a proposal will be brought forward to reduce the number of meetings to three per year

beginning 2026, in light of statewide budget constraints and to reduce travel related expenses.

Dr. Kidd announced that the Legislative Affairs Committee has been renamed to the Legislative and Regulatory Affairs Committee, and the Education/Workforce Development Advisory Committee has been renamed to the Physician Assistant Education/Workforce Development Review Committee.

Finally, Dr. Kidd shared that he and Mr. Armenta serve on the newly established Budget Committee, and that he will be seeking volunteers to serve on the other two committees.

No public comment.

7. Executive Officer's Report

A. Personnel

Ms. Khan reported the Board is fully staffed with 11 authorized positions with no vacancies.

B. Executive Order N-15-25 Related to Fees For Licensees Impacted by Los Angeles Area Fires

Ms. Khan reported Governor Newsom issued an Executive Order which postponed for a period of one year, renewal fees for any licensee with an expiration date occurring between January 1, 2025, and July 1, 2025, and whose residential or business is within the impacted zip codes. Ms. Khan reported the order also waives fees for duplicate or replacement licenses through January 7, 2026, and suspends the delinquency, late, and penalty fees associated with renewals for eligible licensees through July 1, 2025.

C. Executive Order N-22-25 – Return to Office

Ms. Khan reported Governor Newsom issued an Executive Order requiring all agencies and departments under his authority to implement a hybrid telework policy with a minimum of four in-person workdays per week, effective July 1, 2025.

D. Controlled Substance Utilization Review and Evaluation System (CURES) Update

Ms. Khan reported that effective April 1, 2025, the CURES fee increased from \$9 to \$15, annually.

E. Outreach

Ms. Khan reported that on April 15, 2025, the Board published its Spring 2025 Insider online newsletter.

No public comment.

8. Board Activity Reports

A. Licensing

Ms. Caldwell referred members to Agenda Item 8A and presented the following reports: Licensing Population by Type, Summary of Licensing Activity, Pending Application Workload, and Licensing Performance Measures.

Dr. Kidd noted that there has been a significant increase in the number of PAs since the Board's last Sunset Review and commented that California now has the second largest PA population in the country. Ms. Caldwell agreed, stating that growth continues steadily.

Dr. Kidd inquired whether an attestation of a practice agreement is required at the time of license renewal. Ms. Caldwell stated that it is not required.

Mr. Armenta requested data provided for the August meeting that compares California's PA growth to other large states. Dr. Kidd mentioned that the National Commission on Certification of Physician Assistants (NCCPA) publishes state-by-state data on PA population growth and that he would obtain the report.

Dr. Kidd asked whether NCCPA certification is required for initial licensure. Ms. Caldwell confirmed that new graduate must be certified at the time of initial licensure, but ongoing certification is not required after licensure.

Dr. Kidd also asked whether there is a workload concern when applicants submit incomplete documentation. Ms. Caldwell responded that there is no concern at this time.

B. Complaints

Ms. Serrano referred members to Agenda Item 8B and presented the following reports: Complaint Statistics and Complaints Received by Type and Source.

C. Discipline

Ms. Lefort referred members to Agenda Item 8C and presented the following report: Discipline Statistics.

Ms. Lefort identified two corrections on the report: for the citation and fine resolved/closed cases, the correct number for the second quarter is 14, and the correct number for the third quarter is eight.

Mr. Armenta asked if there are efforts to expedite the closure of citation and fine cases. Ms. Lefort responded that licensees are being contacted by both phone and email to ensure timely resolution of citations.

D. Probation

Ms. Gerard referred members to Agenda Item 8D and presented the following report: Probation Activity.

Dr. Kidd asked inquired whether probation continues when fines remain unpaid. Ms. Gerard confirmed that probation continues until all fines are fully paid.

E. Diversion

Ms. Gerard referred members to Agenda Item 8E and presented the following report: Diversion Program Activity.

No public comment.

9. Department of Consumer Affairs – Director’s Update (DCA Staff) – May Include Updates Pertaining to the Department’s Administrative Services, Human Resources, Enforcement, Information Technology, Communications and Outreach, as well as Legislative, Regulatory and Policy Matters

Judie Bucciarelli, from DCA’s Board and Bureau Relations, welcomed the newly appointed and reappointed Board members.

Ms. Bucciarelli also thanked the Board members for filing their Form 700 by the April deadline.

Ms. Bucciarelli reported that in January, Governor Newsom released the proposed 2025-26 state budget, which includes a proposal to restructure the Business, Consumer Services and Housing Agency into two separate agencies – the California Housing and Homelessness Agency (CHHA) and the Business and Consumer Services Agency (BCSA). The CHHA would oversee housing and homelessness solutions and safeguard civil rights protections, while the BCSA would oversee consumer affairs licensing and enforcement. DCA would be one of the eight entities in this new agency. If approved, the BCSA would be established in July 2025, with one year transition period, and become fully operational in July 2026.

Lastly, Ms. Bucciarelli reported that on April 14, 2025, DCA Director announced Levi Hull as the new Compliance and Equity Officer.

No public comment.

10. Budget Update

Suzanne Balkis, DCA Budget Manager, and Andrew Trute, DCA Budget Analyst, referred members to Agenda Item 10 and presented the expenditure projection, revenue projection, and fund condition statement.

Mr. Trute reported that the Board has a projected expenditure of \$1.5 million in personal services, \$2.3 million in operating expenses and equipment, totaling \$3.8 million, resulting in a small surplus of approximately \$1,000 or less than 1%.

He further reported that year-end revenue is projected at \$3.2 million, compared to an estimated revenue budget of \$3 million, with no current concerns regarding revenue.

For fiscal year 2024-25, the Board has a beginning balance of \$3.9 million, with projected revenues of \$3.2 million and projected expenditure of \$3.9 million. This results in a projected fund balance of \$3.1 million, equivalent to 11.3 months in reserve.

Mr. Trute emphasized that the fund condition is a snapshot in time based on available data at the time of the report. One of the key drivers of increased expenditures is the rising personal service adjustments, including general salary increases, employee compensation, and retirement rate adjustments. The Budget Office assumes a 3% annual increase in expenditures to account for these incremental adjustments. However, this estimate does not factor in potential increases in enforcement-related expenses, which could cause additional pressure on the fund in future years.

He noted that months in reserve will decline over time if revenues remain unchanged and expenditures continue to increase annually by 3%. He added that future legislation or unanticipated events could increase the Board's need for additional resources, further impacting the fund.

Dr. Kidd asked whether the months in reserve will be adjusted based on actuals and incremental revenue from fee increases, Mr. Trute stated yes.

Mr. Armenta asked whether the calculations include fee increases. Ms. Balkis stated that the current projections do not include fee increases.

Mr. Armenta requested additional details on the Attorney General (AG) augmentation and allied health enforcement costs. Ms. Balkis explained that due to overspending in enforcement, the Board requested augmentations for both AG and Office of Administrative Hearings expenses to offset the cost.

Dr. Kidd asked whether the Board spends more than 50% of its budget on enforcement. Ms. Balkis confirmed that this is correct.

No public comment.

11. Report on Medical Board of California Activities

Dr. Tsai provided an update from the Medical Board of California (MBC), which met on February 12-14, 2025, in Fresno. He reported that MBC is expanding meetings in the Central Valley to increase public participation.

He shared that all facets of the MBC's initial application process are now fully digital. Additionally, licensees can download their pocket license, which now includes a QR code that allows anyone who scans it to verify the license directly from the MBC website.

Dr. Tsai noted that MBC has approved regulations to shift the fees associated with petitions for early termination of probation or modification of probation to the licensee. MBC also directed staff to evaluate a process for notifying complainants of their complaint's progress during various stages.

Dr. Kidd asked whether the Board acts on complaints within 10 days. Ms. Khan confirmed that this is the Board's mandate.

Dr. Tsai stated that the lack of communication during the complaint process contributes to public distrust.

Dr. DaVisio asked whether investigative costs were previously passed on to the licensees. Mr. Kanotz responded that cost recovery was not required in the past; those expenses were covered by the Board licensing fees.

No public comment.

12. Discussion and Possible Action to Reconsider Previously Approved Text, and to Consider Initiation of a Rulemaking to Amend Title 16, California Code of Regulations Section 1399.515 Regarding Retired Status Updates and Returned Fingerprint Requirement

Jasmine Dhillon, Legislative and Regulatory Specialist, stated Assembly Bill (AB) 2461 (Flora, Ch. 300, 2018) amended Penal Code §11105.2(d) so that the Board is required to notify the Department of Justice (DOJ) when the licensee can no longer renew their license. The DOJ then stops reporting subsequent state or federal arrests or dispositions to the Board. Title 16, California Code of Regulations (CCR), section 1399.515 currently allows individuals with a retired status license to reactivate their license if they complete certain requirements but fingerprinting to allow receipt of criminal offender record information (CORI) from the DOJ's database is not included.

At its August 9, 2021 meeting, the Board discussed the risks of the Board reactivating the license of a retired physician assistant who has gotten a state or federal arrest or disposition since retiring their license, and making amendments to 16 CCR section 1399.515 to require retired status licensees who seek to re-activate their license to provide fingerprints to the DOJ so the Board may conduct criminal history background checks and other non-substantive changes.

Changes originally suggested to the proposed language at the August 9, 2021 Board meeting are shown in Attachment 3. Since that time, current Regulations Counsel has suggested further changes. The proposed changes to the language in the Retired Status Updates and Returned Fingerprint Requirement rulemaking text at 16 CCR section 1399.515 are shown in Attachment 1, and those changes include updating the date of the form incorporated by reference to "4/20/25" to reflect changes made to that form and adding language to include a limitation as to time when an individual can restore their license from retired status to active status, which is within five years of being issued a retired license. This time frame is consistent with the five-year cancellation provision in Business and Professions Code (BPC) section 3526 for licensees who fail to renew their PA license within five years after their license expires. BPC section 3526 prohibits the Board from renewing or reinstating such a license. This requirement ensures currency of knowledge for those who re-enter practice after being retired for years. Additional changes include adding subparagraphs to make the regulation easier to read and striking obsolete grandfathering provisions that allowed licensees who had cancelled to be eligible for the retired status license without paying any fees if they applied within one-year from the effective date of this regulation (originally effective April 1,

2019). Since that eligibility window passed April 1, 2020, this language should be repealed as no longer necessary. More changes include retaining the fingerprinting requirement but clarifying that the Board will only request fingerprints if they do not exist in the DOJ's database and specifying that if a licensee who has been in retired status for more than five years seeks an active license, the individual may apply for a new license pursuant to CCR section 1399.506.

The proposed revisions to the Application for Retired Status are shown in Attachment 2. Changes made to the application are shown in underline, strikeout and highlight. These changes include: removing the old Board logo and letterhead and replacing it with the new letterhead and Board logo to provide uniformity with the Board's forms; removing the old requirement regarding waiver of fees for those applying before April 1, 2020, as it is not relevant for applicants applying now; non-substantive changes to add new paragraph lettering for better readability; removing gendered language and making grammatical changes; updating the declaration to ensure applicant attests to providing correct information and is the individual completing and signing the application; and updating the Board's suite number and website for accuracy.

Similar changes have been implemented by other healing arts boards in the Department. Most recently, the Physical Therapy Board of California adopted changes in 2023 similar to the ones outlined in this proposal at Title 16, CCR section 1398.18.

Staff recommends the Board review and discuss the provided materials and language that has changed since the last Board vote. The Board may wish to determine whether to approve the revised regulatory language and initiate the rulemaking process using the revised regulatory language in Attachments 1 and 2, which includes changes made to the Application for Retired Status form.

Kristy Schieldge, Regulations Counsel, stated that regulations in the Department of Consumer Affairs (DCA) must go through a review process which starts with this meeting today, where the Board reviews text and then it moves to the Director of DCA, who can review or disapprove the proposal. Then it moves on to the Business, Consumer Services and Housing Agency for their review and approval. Once they have approved it and signed off on the STD Form 399, which is required for each rulemaking that analyzes fiscal and economic impacts for businesses and the regulated community, it will go to the Office of Administrative Law, the agency that reviews regulations for all state agencies. Ms. Schieldge stated it is her job to defend what is approved at the Board meetings with the various control agencies as it makes it through the process. If there are issues, Ms. Schieldge will bring them back to the Board for consideration and the Board can decide on what to do from there.

Ms. Schieldge referred to Attachments 1 and 2 in the meeting materials, which includes the policy changes the Board is asked to approve. When text is not underlined, it is considered existing text that are not changing, and if changes are suggested, they will be in strike-out or underline. If text is being repealed, it will be struck through, and text being proposed or added would be underlined. In 2019, the Board did not have a "retired status", and if individuals did not pay renewal fees, their license would be canceled after five years, and this status would be reflected on the Board's website. The Board was sympathetic to many stakeholders' complaints about being listed as "canceled" on the Board's website when they

intended to retire, as that status may be misconstrued as a disciplinary action. As a result, the Board sought legislative authority for, and subsequently implemented, the retired status program where individuals can apply for that status if they did not want to practice any longer but have the opportunity to restore their license if they met certain conditions. In 2019, there was no limitation added to the regulation that stated when someone could come back and restore their license after being retired. However, in other parts of the Board's Practice Act, the Board's statutes state that the Board cannot reinstate a license that has lapsed if the individual has been out of practice for more than five years. The individual would have to reapply, take exams, prove they're still competent in the field, and go through the initial licensing process to obtain another active license. Staff are asking for the Board to place the same limitations on return to practice for those individuals who have been in a retired status as this Board would for someone whose license had cancelled. She advised that there are some clean up changes proposed to remove obsolete language, including grandfathering provisions that allowed individuals who had previously canceled to switch to a retired status for a limited time in 2020 without incurring any additional fee. Ms. Schieldge asked if the Board had any questions regarding the proposed changes.

Dr. Kidd asked whether individuals who want to restore their license after five years would have to retake the Physician Assistant National Certifying Examination (PANCE). Ms. Schieldge replied yes and stated other boards in the Department have added the time limitation or "cap" on restoring a retired license to active in their regulations.

M/ Edwin Perez S/ Juan Armenta to:

Move to rescind the Board's prior motion on this item, and instead approve the proposed regulatory text for title 16, CCR Section 1399.515 as set forth in Attachments 1 and 2, and direct staff to submit the text to the Director of the Department of Consumer Affairs and the Business, Consumer Services, and Housing Agency for review. If the Board does not receive any objections or adverse recommendations specifically directed at the proposed action or to the procedures followed by the Board in proposing or adopting this action, authorize the Executive Officer to take all steps necessary to initiate the rulemaking process, make any nonsubstantive changes to the package, and set the matter for a hearing if requested. If no objections or adverse recommendations are received during the 45-day comment period and no hearing is requested, authorize the Executive Officer to take all steps necessary to complete the rulemaking and adopt the proposed regulation at 16 CCR section 1399.515 as noticed.

| Member | Yes | No | Abstain | Absent | Recusal |
|-----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | X | | | | |

No public comment.

13. Regulations – Update on Pending Regulatory Packages

1. 16 CCR 1399.514, 1399.615 – SB 697: License Renewal and Continuing Medical Education Required

This package is on hold pending legislation in 2025, as the Board is seeking amendments to BPC section 3523 to address apparent authority issues with providing their renewal application online through BreZE.

2. 16 CCR 1399.506, 1399.507, 1399.511, 1399.546 – SB 697: Application, Exam Scores, Addresses, & Recordkeeping

The Board adopted the proposed revised regulatory language to initiate the rulemaking process at the November 8, 2024 Board meeting. This package is pending review with DCA Legal and the Budget Office.

3. 16 CCR 1399.515 – AB 2461: Retired Status Updates and Returned Fingerprint Requirement

The Board is asked to adopt the proposed revised regulatory language to initiate the rulemaking process.

4. 16 CCR 1399.523 – SB 1441: Implement Uniform Standards Related to Substance Abusing Licensees and Update of Disciplinary Guidelines

Staff is working on the proposed language for Board approval this calendar year.

5. 16 CCR 1399.550 – Initial License Fee Increase

At the November 8, 2024 Board meeting, the Board voted to adopt the proposed regulatory text to initiate the rulemaking process. Agency approved this package on March 5, 2025 and the Notice was filed with the Office of Administrative Law (OAL) for publication on March 21, 2025 to initiate the 45-day public comment period, which will end on May 5, 2025.

Mr. Armenta asked whether any public comments had been received regarding the initial fee increase. Ms. Dhillon responded that no comments were received.

No public comment.

14. Education/Workforce Development Advisory Committee: Update on Physician Assistant Education Programs and Applicants in California

Dr. Kidd referred members to Agenda Item 14 for the Education and Workforce Sub-Committee Report and provided an update on geographic distribution.

He reported the Education/Workforce Development Advisory Committee has been renamed to the Physician Assistant Education/Workforce Development Review Committee.

Dr. Kidd shared that there are currently 312 nationally accredited PA programs in the United States, with 20 located in California.

He noted that Western University of Health Sciences, which had previously been on probation, is now in good standing. Currently, there are no California PA programs on probation.

Dr. Kidd added that there are six provisionally accredited programs with four developing programs within the state.

He also reported that California State University Monterey Bay and University of La Verne have closed their PA programs, with their students now attending Loma Linda University.

Dr. Prakash commented there are no PA programs in the Central Coast and asked whether there are considerations to establish any. Dr. Kidd acknowledged the need in that region and expressed hope for future developments.

No public comment.

15. Legislative Update

Ms. Dhillon referred members to Agenda Items 15 for the detailed report on the following bills.

A. Assembly Bill (AB) 447 (González) Emergency room patient prescriptions.

This bill would authorize a prescriber to dispense an unused portion of a dangerous drug acquired by the hospital pharmacy to an emergency room patient upon discharge under certain conditions, including that the dangerous drug is not a controlled substance and that dispensing the unused portion of the dangerous drug is required to continue treatment to the patient.

Dr. Kidd expressed support of the bill, noting that it allows redistribution of medications back to patients. He also stated that the California Chapter of the American College of Emergency Physicians, and the California Medical Association supports this bill.

M/ Philip DaVisio S/ Diego Inzunza to:

Support this bill.

| Member | Yes | No | Abstain | Absent | Recusal |
|-----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | X | | | | |

No public comment.

B. AB 479 (Tangipa) Criminal procedure: vacatur relief.

This bill would require the court, before it may vacate the conviction, to make findings regarding the impact on the public health, safety, and welfare, if the petitioner holds a license, as defined, and the offense is substantially related to the qualifications, functions, or duties of a licensee.

Dr. Kidd commented in support of this bill, stating it enhances public safety by ensuring licensing boards are notified when individuals with serious convictions petition to clear their records.

Mr. Armenta asked whether this bill coincides with existing laws that prohibits licensing boards from reviewing prior convictions. Mr. Kanotz clarified that those restriction apply only to initial applications for licenses, and this bill specifically addresses provisions regarding individuals who were victims of intimate partner violence or sexual violence and had convictions. He noted no anticipated impact on current processes.

Dr. Kidd inquired whether this bill affects the expungement of records. Mr. Kanotz stated that requesting expungement is a separate legal procedure.

Mr. Perez asked if there is a mechanism for the licensing agency to be notified. Ms. Dhillon explained that the appropriate board would be notified, with more details to follow. Mr. Kanotz added that notification may come from the court clerk's office.

Ms. Snow recommended that the Board take a watch position.

C. AB 489 (Bonta) Health care professions: deceptive terms or letters: artificial intelligence.

The bill would prohibit the use by AI or GenAI technology of certain terms, letters, or phrases that indicate or imply that the advice or care advice, care, reports, or assessments being provided through AI or GenAI is being provided by a natural person with the appropriated health care license or certificate.

Dr. Kidd commented the bill protects the public by ensuring that consumers are receiving information with no misrepresentation.

Mr. Armenta recommended a watch position, noting the bill is still in its early stages.

Dr. Tsai stated that as long as the consumers are aware they're interacting with and the chatbot does not claim to be a physician, there is no concern. Dr. Kidd agreed, noting the growing use of AI in healthcare and analytics.

Mr. Armenta expressed concern that this bill may place additional burdens and potential funding issues on the Board.

Dr. Kidd agreed and requested that the Board's enforcement cost be communicated the bill's author.

Dr. DaVisio asked for more clarity from the author on whether patients would need to sign a document acknowledging that some of their follow-ups will be provided by AI, once during the initial appointment or at each occurrence/interaction.

D. AB 667 (Solache) Professions and vocations: license examinations: interpreters.

This bill would require certain boards under DCA to permit an applicant who cannot read, speak, or write in English to use an interpreter in the English written and oral portions of the license examination if the applicant meets all other requirements for licensure, as specified.

Dr. Kidd commented that this would not apply to the Board since it does not administer its own examinations. Mr. Kanotz added that if the bill passes, it's unclear how the Board would comply.

Ms. Schieldge clarified that the Board, in regulation, has specified a national examination, making no distinction between board administered examinations or through a third party.

M/ Juan Armenta S/ Deborah Snow to:

Oppose, unless amended, to exclude boards that use a national testing agency or third-party vendor.

| Member | Yes | No | Abstain | Absent | Recusal |
|-----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | X | | | | |

No public comment.

E. AB 742 (Elhawary) Department of Consumer Affairs: licensing: applicants who are descendants of slaves.

This bill would require DCA boards to prioritize applicants seeking licensure who are descendants of American slaves once a process to certify descendants of American slaves is established, as specified. This bill would make these provisions operative only if SB 518 of the 2025-26 Regular Session is enacted establishing the Bureau for Descendants of American Slavery.

Dr. Kidd opposed this bill stating the Board already processes applications within 30 days. Mr. Armenta agreed, citing the Board's speed and efficiency.

M/ Juan Armenta S/ Diego Inzunza to:

Oppose this bill.

| Member | Yes | No | Abstain | Absent | Recusal |
|-----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | X | | | | |

No public comment.

F. AB 1501 (Committee on Business and Professions) Physician assistants and podiatrists.

This bill would express the intent of the Legislature to evaluate the Podiatric Medical Board and Physician Assistant Board through the joint legislative sunset review oversight process and to subsequently include in this measure recommendations produced through that process.

Dr. Kidd recommended a watch position on the sunset bill, noting it only addresses podiatric related issues.

G. Senate Bill (SB) 470 (Laird) Bagley-Keene Open Meeting Act: teleconferencing.

The act authorizes meetings through teleconference subject to specified requirements, including, among others, that the state body post agendas at all teleconference locations, that each teleconference location be identified in the notice and agenda of the meeting or proceeding, that each teleconference location be accessible to the public, that the agenda provide an opportunity for members of the public to address the state body directly at each teleconference location, and that at least one member of the state body be physically present at the location specified in the notice of the meeting. The act repeals these provisions on January 1, 2026. This bill would instead repeal these provisions on January 1, 2030.

Dr. Kidd commented that this bill appears to provide greater flexibility. Mr. Kanotz confirmed it extends existing authority set to expire in 2026 for an additional four years.

Mr. Perez asked whether board members who participate virtually are required to provide notice of their location and make it accessible. Mr. Kanotz explained that there are three different teleconference hybrid meeting procedures, and that would have to be worked out with the Board President in advance of the meeting.

M/ Juan Armenta S/ Diego Inzunza to:

Support this bill.

| Member | Yes | No | Abstain | Absent | Recusal |
|-----------------|-----|----|---------|--------|---------|
| Juan Armenta | X | | | | |
| Eric Bergersen | X | | | | |
| Philip DaVisio | X | | | | |
| Diego Inzunza | X | | | | |
| Vasco Deon Kidd | X | | | | |
| Edwin Perez | X | | | | |
| Bhavana Prakash | X | | | | |
| Deborah Snow | X | | | | |

No public comment.

H. SB 641 (Ashby) Department of Consumer Affairs and Department of Real Estate: states of emergency: waivers and exemptions.

This bill would authorize the Department of Real Estate (DRE) and boards under the jurisdiction of DCA to waive the application of certain provisions of the licensure requirements for licensees and applicants impacted by a declared federal, state, or local emergency or whose home or business is located in a declared disaster area, including certain examination, fee, and continuing education requirements. This bill would exempt impacted licensees from the payment duplicate license fees and require all applicants and licensees of DRE or boards under DCA to provide an email address.

Ms. Snow asked if this bill was prompted by the Los Angeles (LA) fires, Ms. Dhillon confirmed it was.

Dr. Kidd supported the bill, understanding the sensitivities of the LA wildfires and granting the authority to the licensing programs to waive these requirements appropriately.

Mr. Kanotz stated that this bill was prompted by other situations as well, and during the pandemic, the Governor delegated waiver authority to the DCA Director, but this bill would give that authority directly to each board.

Dr. Kidd asked whether this would apply for any health emergency. Mr. Kanotz stated the disaster would need to meet the requirements outlined in the bill.

Mr. Perez asked how this bill differs from the Governor's Order during a state of emergency. Mr. Kanotz responded that current law lacks standing waivers, and the Governor must authorize them for licensing agencies.

Ms. Schieldge advised that when the Board considers a legislation and it uses the term "may," it should be a clear indication that a regulation will need to be written by the Board to explain exactly when someone may do something. Dr. Kidd thanked Ms. Schieldge for providing context when considering legislation and the importance of implementation when evaluating proposed legislation.

Dr. Kidd concluded by recommending a watch position at this time.

16. Agenda Items for Next Meeting

Dr. Kidd suggested practice agreements and Ms. Snow suggested an item regarding the consumer complaint process.

17. CLOSED SESSION

Pursuant to Government Code section 11126(c)(3), the Board will Convene to Deliberate on Disciplinary Actions and Decisions to be Reached in Administrative Procedure Act Proceedings

18. Adjournment

With no further business, the opening meeting was adjourned at 11:04 a.m.

Minutes do not reflect the order in which agenda items were presented at the Board meeting.