



MEMORANDUM

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| DATE | April 16, 2015 |
| TO | Policy and Advocacy Committee Members |
| FROM | Jonathan Burke Administrative Services Coordinator |
| SUBJECT | Legislation Update and Review; Recommendations to Full Board |

Background:

The following items are presented in Agenda Order for possible consideration by the Committee. These bills may potentially impact the Board, but do not rise to the level of taking an active position. However, amendments or further review may make a position necessary. Provided is a summary and the location of the bills that staff are watching and may wish to recommend a position to the Board.

1) -AB 12 (Cooley) State Government: Administrative Regulations: Review

SUMMARY: This bill would, until January 1, 2019, require each state agency to, on or before January 1, 2018, and after a noticed public hearing, review and revise that agency’s regulations to eliminate any inconsistencies, overlaps, or outdated provisions in the regulations, adopt the revisions as emergency regulations, and report to the Legislature and Governor, as specified. The bill would further require each agency to, on or before January 1, 2017, compile an overview of the statutory law that agency administers.

LOCATION: 1/16/15 Com. on Accountability. & Administrative Review.

HEARING: 04/29/2015 9:00 am, State Capitol, Room 437

POSITION: Watch

2) -AB 19 (Chang) State Government: Regulations

SUMMARY: This bill would state the intent of the Legislature to enact legislation requiring state agencies and departments to review existing regulations for relevance, redundancy, and impact on the business community.

LOCATION: 3/16/15 In ASSEMBLY. Read second time and amended. Re-referred to Committee on JOBS, ECONOMIC DEVELOPMENT AND THE ECONOMY.

HEARING: 04/21/2015 9:00 am, State Capitol, Room 127

POSITION: Watch

4) -AB 259 (Dababneh) Personal Information: Privacy

SUMMARY: This bill would additionally require an agency, if the agency was the source of the breach and the breach compromised a person’s social security number, driver’s license number,

or California identification card number, to offer to provide the person with identity theft prevention and mitigation services at no cost for not less than 12 months, as specified.

LOCATION: 3/25/2015 In ASSEMBLY Committee on APPROPRIATIONS: To Suspense File.

POSITION: Watch

5) -AB 317 (Maienschein) Health Care Professionals

SUMMARY: Existing law, the Health Care Professional Disaster Response Act, states findings of the Legislature regarding the shortage of qualified health care practitioners during times of national or state disasters, and authorizes a physician and surgeon, whose license has been expired for less than 5 years and who meets specified criteria, to obtain a license without paying fees. This bill would make a nonsubstantive change to those provisions.

LOCATION: 3/26/2015 In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUSINESS AND PROFESSIONS.

HEARING: 04/21/2015 9:00 am, State Capitol, Room 447

POSITION: Watch

7) -AB 483 (Patterson) Healing Arts: Initial License Fees: Proration

SUMMARY: This bill would require that the fees imposed by these provisions for an initial license, an initial temporary or permanent license, or an original license be prorated on a monthly basis. **The Board was written out of the bill,**

LOCATION: 04/09/2015: In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUSINESS AND PROFESSIONS.

04/21/2015 9:00 am, State Capitol, Room 447

POSITION: Watch

8) -AB 507 (Olsen) Department of Consumer Affairs

SUMMARY: Existing law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs. Existing law authorizes the Governor to remove from office any member of any board within the department appointed by him or her for, among other things, unprofessional or dishonorable conduct. This bill would make nonsubstantive changes to these provisions.

LOCATION: 04/14/2015: From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on APPROPRIATIONS. (14-0)

POSITION: Watch

9) - AB 611 (Dahle) Controlled substances: prescriptions: reporting.

SUMMARY: Authorizes an individual designated to investigate a holder of a professional license to apply to the Department of Justice to obtain approval to access information contained in the Controlled Substance Utilization Review and Evaluation System Prescription Drug Monitoring Program regarding the controlled substance history of an applicant or a licensee under the Department of Consumer Affairs, for the purpose of investigating the alleged substance abuse of a licensee.

LOCATION: 04/13/15 In ASSEMBLY. Read second time and amended. Re-referred to Committee on BUSINESS AND PROFESSIONS.

HEARING: 04/21/2015 9:00 am, State Capitol, Room 447

POSITION: Watch

16) -AB 848 (Stone) Alcoholism and Drug Abuse Treatment Facilities

SUMMARY: This bill authorizes an adult alcoholism and drug abuse recovery or treatment facility to allow a licensed physician and surgeon or other health care practitioner to provide incidental medical services to a resident of the facility at the facility premises under specified limited circumstances. This bill also requires the conduction of an evaluation of the program and a report of that evaluation to the appropriate fiscal and policy committees of the Legislature.

LOCATION: 04/14/2015: From ASSEMBLY Committee on BUSINESS AND PROFESSIONS: Do pass to Committee on HEALTH. (12-2)

POSITION: Watch

20) -SB 52 (Walters) Regulatory Boards: Healing Arts

SUMMARY: Existing law creates various regulatory boards within the Department of Consumer Affairs. Existing law authorizes health-related boards to adopt regulations requiring a licensee to display his or her license or registration in the locality in which he or she is treating patients and to make specified disclosures to patients. This bill would make technical changes to that provision.

LOCATION: 1/15/15 Referred to Com. on RLS.

POSITION: Watch

22) -SB 130 (Roth) Mental Health

SUMMARY: Existing law requires every county to establish a community mental health service. Existing law requires cities and counties to use specified funds to establish and maintain a local health and welfare trust fund. To the extent resources are available, existing law directs that the primary goal of the use of the mental health account in that trust fund is to serve specified populations. This bill would make technical, nonsubstantive changes to those provisions.

LOCATION: 2/5/15 Referred to Com. on RLS.

POSITION: Watch

23) -SB 259 (Bates) Health Care Professionals

SUMMARY: Existing law, the Health Care Professional Disaster Response Act, states findings of the Legislature regarding the shortage of qualified health care practitioners during times of national or state disasters, and allows a physician and surgeon, whose license has been expired for less than 5 years and who meets specified criteria, to obtain a license without paying fees. This bill would make a nonsubstantive change to those provisions.

LOCATION: 2/26/15 Referred to Com. on RLS.

POSITION: Watch

24) -SB 272 (Hertzberg) The California Public Records Act: Local Agencies: Inventory

SUMMARY: This bill would require each local agency, in implementing the California Public Records Act, to conduct an inventory of data gathered by the agency that discloses what data is maintained by the agency, by whom, and with what frequency it is collected. The bill would require the inventory to be available to the public. Because the bill would require local agencies to perform additional duties, it would impose a state-mandated local program.

LOCATION: 04/15/2015: From SENATE Committee on GOVERNANCE AND FINANCE: Do pass to Committee on JUDICIARY.

HEARING: 04/15/2015 9:30 am, Room 112

POSITION: Watch

Action Requested:

There is no action requested at this time.

Attachment A: AB 12 (Cooley) State Government: Administrative Regulations: Review - Language

Attachment B: AB 19 (Chang) State Government: Regulations – Language

Attachment C: AB 259 (Dababneh) Personal Information: Privacy Regulations – Language

Attachment D: AB 317 (Maienschein) Health Care Professionals Regulations – Language

Attachment E: AB 483 (Patterson) Healing Arts: Initial License Fees: Proration Regulations – Language

Attachment F: AB 507 (Olsen) Department of Consumer Affairs Regulations – Language

Attachment G: AB 611 (Dahle) Controlled substances: prescriptions: reporting Regulations – Language

Attachment H: AB 848 (Stone) Alcoholism and Drug Abuse Treatment Facilities Regulations – Language

Attachment I: SB 52 (Walters) Regulatory Boards: Healing Arts Regulations – Language

Attachment J: SB 130 (Roth) Mental Health Regulations – Language

Attachment K: SB 259 (Bates) Health Care Professionals Regulations – Language

Attachment L: SB 272 (Hertzberg) The California Public Records Act: Local Agencies: Inventory Regulations – Language