BOARD of CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

State of California
Edmund G. Brown Jr., Governor

BCE Government Affairs & Strategic Planning Committee Meeting Update

Exhibit – 10
AB 85, AB 12, AB 333, AB 410, AB 179, Goal 4,
Communication Assessment

INTEROFFICE MEMORANDUM

TO:	BCE BOARD MEMBERS
FROM:	JULIE ELGINER, CHAIR, GOVERNMENT AFFAIRS AND STRATEGIC PLANNING CMTE
SUBJECT:	ITEMS FOR YOUR CONSIDERATION
DATE:	JULY 18, 2015
CC:	ROBERT PULEO

Good afternoon colleagues,

The Government Affairs and Strategic Planning committee will be asking for your input on two items pertaining to our strategic plan. Please review the enclosed items and come prepared with your comments / recommendations.

Action Requested: Legislation

- The Committee has voted to oppose AB 85. It is the only bill that we have taken an active position on during this legislative term. Please review the enclosed bill analysis and bill language prior to the meeting.
- The summary of legislation that is included in this section is for your reference only.

Action Required: Strategic Plan

- Action items listed under Goal 4.2 "Increase Board awareness of staff functions, responsibilities and timeframes."
    - Please review Action Items 4.2.4 and 4.2.5. We need the solicit input from Board members as to the specific information or materials that the leadership team would like to obtain to complete these action items.

FYI and Partnership with Committee on Licensing, Education and Public Affairs:

- Goal 7.2 tasks the Board with partnering with state and local government to participate in consumer related events to increase awareness of the Board's mission and consumer protection services.
    - The enclosed communication assessment was developed by DCA's Office of Public Affairs member Christina Valdivia-Aguilar. It is for your review and discussion.

As always, I am happy to answer your questions on behalf of the committee. Please do not hesitate to contact me in advance of our meeting.

BOARD of CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

State of California
Edmund G. Brown Jr., Governor

NOTICE OF PUBLIC MEETING

TELECONFERENCE - GOVERNMENT AFFAIRS & STRATEGIC PLANNING COMMITTEE

April 30, 2015, 10:30 a.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Government Affairs and Strategic Planning Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Julie Elginer, Dr. PH	Dionne McClain, D.C.	Frank Ruffino, Public Member
Board of Chiropractic Examiners	McClain Sports & Wellness Inc.	Rancho San Diego Library
901 P Street, Suite 142A	6360 Wilshire Blvd. #410	11555 Via Rancho San Diego
Sacramento, CA 95814	Los Angeles, CA 90048	El Cajon, CA 92019
(916) 263-5355	(323) 653-1014	(619) 660-5370

AGENDA

1. **CALL TO ORDER**

2. **Approval of Minutes**
   March 26, 2015

3. **Update on BCE Communications Assessment**

4. **Legislative Update**

- AB 41 – Chau (Health Care Coverage: discrimination)
- AB 1060 – Bonilla (Professions and vocations: licensure)
- AB 750 – Low (Business and Professions: licenses)
- SB 277 – Pan (Public Health: vaccinations)
- AB 611 – Dahle (Controlled Substances: prescriptions: reporting)
- AB 85 – Wilk (Open Meetings)
- AB 333 – Melendez (Healing Arts: continuing education)
- AB 410 – Obernolte (Documents Submitted to Legislative Committees)

- AB 19 – Chang (Gov. Office of Business & Economic Development: small business: regulations
- AB 12 – Cooley (State Government: administrative regulations: review)

5. **Review and Discussion of BCE Strategic Plan Goals Assigned to the Government Affairs & Strategic Plan Committee**

- Goal 4 – Organizational Effectiveness
- Goal 7 - Government Affairs

6. **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**
Note: The Committee 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 of a future meeting. [Government Code Sections 11125, 11125.7(a).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.

7. **FUTURE AGENDA ITEMS**

8. **ADJOURNMENT**

GOVERNMENT AFFAIRS COMMITTEE
Julie Elginer, Dr. PH, Chair
Dionne McClain, D.C.
Frank Ruffino, Public Member

The Board of Chiropractic Examiners' paramount responsibility is to protect the health, welfare, and safety of the public through licensure, education, and enforcement in chiropractic care.

Committee Meetings of the Board of Chiropractic Examiners are open to the public except when specifically noticed otherwise in accordance with the Open Meeting Act. Public comments will be taken on agenda items at the time the specific item is raised. The Committee may take action on any item listed on the agenda, unless listed as informational only. All times are approximate and subject to change. Agenda items may be taken out of order to accommodate speakers and to maintain a quorum. The meeting may be cancelled without notice. For verification of the meeting, call (916) 263-5355 or access the Board's Web Site at **www.chiro.ca.gov.**

The meeting facilities are accessible to individuals with physical disabilities. A person who needs a disability-related accommodation or modification in order to participate in the meeting may make a request by contacting Marlene Valencia at (916) 263-5355 ext. 5363 or e-mail marlene.valencia@dca.ca.gov or send a written request to the Board of Chiropractic Examiners, 901 P Street, Ste. 142A Sacramento, CA 95814. Providing your request at least five (5) business days before the meeting will help to ensure availability of the requested accommodation.

BOARD of CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

State of California
Edmund G. Brown Jr., Governor

CORRECTED
NOTICE OF PUBLIC MEETING

TELECONFERENCE - GOVERNMENT AFFAIRS & STRATEGIC PLANNING COMMITTEE

June 11, 2015, 11:00 a.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Government Affairs and Strategic Planning Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Julie Elginer, Dr. PH
Agoura Hills Library
29901 Ladyface Court
Agoura Hills, CA 91301
(818) 889-2278

Dionne McClain, D.C.
McClain Sports & Wellness Inc.
6360 Wilshire Blvd. #410
Los Angeles, CA 90048
(323) 653-1014

Frank Ruffino, Public Member
Board of Chiropractic Examiners
901 P Street, Suite 142A
Sacramento, CA 95814
(916) 263-5355

AGENDA

1. **CALL TO ORDER & ESTABLISHMENT OF A QUORUM**

2. **Approval of Minutes**
   April 30, 2015

3. **Legislative Update**

- AB 41 – Chau (Health Care Coverage: discrimination)
- AB 1060 – Bonilla (Professions and vocations: licensure)
- AB 750 – Low (Business and Professions: licenses)
- SB 277 – Pan (Public Health: vaccinations)
- AB 611 – Dahle (Controlled Substances: prescriptions: reporting)
- AB 85 – Wilk (Open Meetings)
- AB 333 – Melendez (Healing Arts: continuing education)
- AB 410 – Obernolte (Documents Submitted to Legislative Committees)
- AB 19 – Chang (Gov. Office of Business & Economic Development: small business: regulations
- AB 12 – Cooley (State Government: administrative regulations: review)
- SB 467 (Hill) – Professions and vocations

- HBD 2978 (Bonnen) Public Health

4. **Review and Discussion of BCE Strategic Plan Goals Assigned to the Government Affairs & Strategic Plan Committee**

- Goal 4 – Organizational Effectiveness
- Goal 7 - Government Affairs

5. **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**
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6. **FUTURE AGENDA ITEMS**

7. **ADJOURNMENT**

GOVERNMENT AFFAIRS COMMITTEE
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Dionne McClain, D.C.
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BOARD of CHIROPRACTIC EXAMINERS
STATE OF CALIFORNIA

State of California
Edmund G. Brown Jr., Governor

NOTICE OF PUBLIC MEETING

TELECONFERENCE - GOVERNMENT AFFAIRS & STRATEGIC PLANNING COMMITTEE

July 16, 2015, 11:00 a.m.

One or more Committee Members will participate in this meeting at the teleconference sites listed below. Each teleconference location is accessible to the public and the public will be given an opportunity to address the Government Affairs and Strategic Planning Committee at each teleconference location. The public teleconference sites for this meeting are as follows:

Teleconference Meeting Locations:

Julie Elginer, Dr. PH
Frank Ruffino, Public Member
Board of Chiropractic Examiners
901 P Street, Suite 142A
Sacramento, CA 95814
(916) 263-5355

Dionne McClain, D.C.
McClain Sports & Wellness Inc.
6360 Wilshire Blvd. #410
Los Angeles, CA 90048
(323) 653-1014

AGENDA

1. **CALL TO ORDER & ESTABLISHMENT OF A QUORUM**

2. **Approval of Minutes**
   June 11, 2015

3. **Legislative Update**
   - AB 85 – Wilk (Open Meetings)
   - AB 1060 – Bonilla (Professions and vocations: licensure)
   - SB 277 – Pan (Public Health: vaccinations)
   - AB 12 – Cooley (State Government: administrative regulations: review)
   - AB 333 – Melendez (Healing Arts: continuing education)
   - AB 410 – Obernolte (Documents Submitted to Legislative Committees)
   - SB 467 (Hill) – Professions and vocations
   - AB 179 (Bonilla) – Healing Arts

4. **Update on BCE Communications Assessment**

5. **Review and Discussion of BCE Strategic Plan Goals Assigned to the Government Affairs & Strategic Plan Committee**
   - Goal 4 – Organizational Effectiveness
   - Goal 7 - Government Affairs

6. **PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA**
   Note: The Committee 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 of a future meeting. [Government Code Sections 11125, 11125.7(a).] Public comment is encouraged; however, if time constraints mandate, comments may be limited at the discretion of the Chair.

7. **FUTURE AGENDA ITEMS**

8. **ADJOURNMENT**

GOVERNMENT AFFAIRS COMMITTEE
Julie Elginer, Dr. PH, Chair
Dionne McClain, D.C.
Frank Ruffino, Public Member

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Summary of Legislation Discussed at the July 16, 2015 Govt. Affairs Committee Meeting

<u>OPPOSE</u>: (This bill requires Board consideration and a vote on the recommended position.)

- AB 85 (Wilk) – Open meetings
  - This bill contains an urgency measure which would clarify that under the Bagley-Keene Act, a two-member advisory committee of a state body is a "state body" if a member of that state body sits on the advisory committee and the committee receives funds from the state body.
  - Status – 07/14/15 Passed Comm. on Gov. Organization (13-0); Re-referred to Appropriations; hearing set 08/17/15.

<u>NEUTRAL</u>: (All bills in this category require Board approval of the Committee's recommended position.)

- AB 12 (Cooley) – State Govt.: administrative regulations: review
  - This bill would require state agencies to review all regulations, identify regulations that are overlapping, duplicative, inconsistent, or out of date, revise the regulations and provide a report to the Legislature and Governor.
  - Status – 07/14/15 Passed Comm. on Gov. Organization (13-0); Re-referred to Appropriations; hearing set 08/17/15.

- AB 333 (Melendez) – Healing arts: continuing education
  - This bill would authorize licensed medical professionals to earn continuing education credit or becoming a certified instructor of CPR or the proper use of an automated external defibrillator (AED).
  - Status – 07/7/15 Ordered to 3rd Reading.

- AB 410 (Obernolte) – Documents Submitted to Legislative Committees
  - This bill would require a state agency to post all documents that are required or requested by law or by a committee of the Legislature on its Web site.
  - Status – 7/16/15 Ordered to 3rd Reading.

- AB 179 (Bonilla) – Healing art: continuing education
  - This bill would provide that except for psychotherapists, the sexual abuse and misconduct statute does not apply to any healing arts licensees and their spouse or person in an equivalent domestic relationship.
  - Status – 7/7/015 Passed Comm. on B.P.&E.D (7-0); Re-referred to Appropriations; hearing set 8/17/15.

DEAD, 2-YEAR BILLS or REMOVED FROM ACTIVE LIST

- AB 41 (Chau) – Health Care Coverage: discrimination
  - This bill would codify federal law protections that prohibit health plans from discriminating against any professional category of healthcare provider when making decisions about what type of providers to include in networks or which services to cover.
  - Status – 04/29/15 – Pass Committee on Health (18-0); Referred to Comm. on Appropriations; 05/06/15 – Referred to Appropriations Suspense File. (2-year bill) (Board Position - SUPPORT)

- AB 611 (Dahle) – Controlled Substances: prescriptions: reporting
  - This bill would authorize an individual designated by a board, bureau or program within DCA to request access to the CURES database when probable cause exists for investigating licensees for substance abuse.
  - Status – Two-Year Bill (Committee Recommended Position - WATCH)

- AB 750 (Low) – Business and Professions: licenses
  - This bill would authorize programs under the Department of Consumer Affairs to establish by regulation a license category for retired licensees who are not actively engaged in the practice of their profession, unless regulations specifies the criteria for a retired licensee to practice his or her profession.
    Status – 04/15/15 Passed Business & Professions Committee (14-0); 04/29/15 Referred to Approp. Suspense File. (Board Position - WATCH)

- AB 19 (Chang) – Gov. Office of Business and Economic Dev.: small business: regulations
  - This bill would require review the Governor's Office of Business and Economic Development, in consultation with the Office of Small Business Advocate, to establish a process for the ongoing review of all existing regulations primarily affecting small business that were adopted prior to January 1, 2016.
  - Status – 05/28/15 – Held under submission in Assm. Appropriations (Committee Recommended Position - OPPOSE)

- SB 467 (Hill) – Professions & Vocations
  - This bill would require the levy for pro rata share of DCA's administrative expenses to be approved by the Legislature, require the Attorney General to submit a report to DCA, the Legislature and the Governor illustrating actions taken against licensees for accusations and consumer complaint cases; and require the Division of Investigation (D of I) and DCA to standardize the D of I referral complaint process.
  - Status – 07/15/15 – Placed in Approp. Suspense File (Committee Recommended Position – NEUTRAL)

- AB 1060 (Bonilla) – Professions and Vocations: licensure
  - This bill would require professional licensing boards under DCA to notify a licensee whose license has been suspended or revoked about the rehabilitation, reinstatement or penalty reduction of a suspended or revoked license using both first-class mail and email, if the board has an email address on file.
  - Status – 06/17/15 – Gut and Amend – No longer within scope of BCE. (Board Position – WATCH)

- SB 277 (Pan) – Public Health: vaccinations
  - This bill would remove a personal belief exemption from school immunization law, exempt home-based private schools or students enrolled in independent study programs from existing immunization requirements; allow pupils who have a personal belief exemption on file prior to January 1, 2016 at a private, public, or secondary school or day care to continue enrollment until the next grade span enrollment is required; and permit the Department of Public Health to add diseases to the immunization requirements only if exemptions are allowed for both personal beliefs and medical reasons.
  - Status – Chaptered June 30, 2015. (Board Position – WATCH)

Board of Chiropractic Examiners
Bill Analysis

Bill Number: AB 85
Author: Assembly Member Wilk
Bill Version: Amended April 15, 2015
Subject: Open Meetings
Sponsor: Author

STATUS OF BILL: 07/14/15 Passed Comm. on Governmental Organization (13-0); Re-referred to Appropriations; hearing set 8/17/15.

SUMMARY:

This bill contains an urgency measure that would clarify that under the Bagley-Keene Act, a two-member advisory committee of a state body is a "state body" if a member of that state body sits on the advisory committee and the committee receives funds from the state body.

EXISTING LAW:

- The Ralph M. Brown Act governs the procedures for public meetings held by local governments.
- The Bagley-Keene Open Meeting Act governs the procedures for public meetings held by state agencies.

THIS BILL WOULD:

- Clarify that all "standing committees" including advisory committees, are subject to the transparency requirements of the Open Meeting Act, regardless of size or membership.
- Prevent state agencies from appointing two Board members, or a Board member and a staff person from discussing any topic relating to Board business without complying with the Open Meeting requirements (send out a public notice, secure a location accessible to the public, post the notice on the Board's website).
- Require state agencies to comply with the public meeting requirements if a member of a multi-member advisory committee is acting as a representative of that state body and the committee is funded in whole, or in part, by the state body.

BACKGROUND:

The author argues that an ambiguity exists between the Bagley Keene Act and the Brown Act with regard to standing committees consisting of fewer than 3 members who do not vote to take action on items. State agencies are conducting business contrary to the Legislature's intent. This bill would clarify the Legislative intent that a two-member committee is a "state body" and that advisory committees acting in the capacity of a

state body are funded in whole, or in part, by the state body, they are also subject to the full provisions of the Bagley-Keene Act.

FISCAL IMPACT:

This bill would impose a significant fiscal impact upon the Board. The BCE currently holds approximately 20 meetings per year which are publicly noticed pursuant to the Bagley-Keene Open Meeting Act. These meetings include Board meetings and Standing Committee meetings. If any policy communication, directed by the Board, between two board members or a board member and staff were required to be publicly noticed, our annual meetings would be at least doubled.

On average, a stated Committee meeting costs the board between $150 and $1000 per board member, depending on the distance traveled and whether overnight accommodations are required. The average cost of staff attendance for a meeting, excluding their salary, ranges from $30 to $875. These costs include: flight, per diem (board members), meals, transportation (taxi or personal vehicle) and lodging. The BCE holds committee meetings at locations for which there are no rental costs. Committee meetings usually have at least one Board member who travels and two to three staff in attendance for an overall average cost of $240 to $2750 per meeting, excluding staff time to prepare for the meeting (secure meeting location, create, mail and post public agenda, and compile meeting documents).

In addition, the BCE does not have adequate staff to absorb the extra workload associated with preparing for at least double the amount of publicly noticed meetings (securing meeting location, posting and mailing notice, preparing meeting documents). The BCE estimates that if the public meetings were to double, an additional half-time Office Technician would be needed to cover the extra workload at a cost of $44k for the first year (salary, equipment, benefits) and $33k, thereafter.

Based on the assumption that the meetings would double to 40, the average fiscal impact to the Board would range from an average of $48,800 to $99,000 for the first year and an average of $37,800 to $88,000 per year thereafter. These averages could increase if additional meetings were necessary and depending on the number of staff or board members required to travel rather than teleconference.

SUPPORT & OPPOSITION:

Support:
California Association of Licensed Investigators

Opposition:
Board of Behavioral Sciences
Board of Professional Engineers, Land Surveyors, and Geologists
California Board of Accountancy
California Acupuncture Board

California Board of Psychology
California Board of Vocational Nursing and Psychiatric Technicians
California State Board of Pharmacy
Dental Board of California
Dental Hygiene Committee of California
Physician Assistant Board of the Medical Board of California

ARGUMENTS:

Pro:

- The California Association of Licensed Investigators argues that this bill would provide enhanced transparency in the proceedings of the government by ensuring the public is provided with the critical opportunity to become aware of proposals, and to provide meaningful comment.

Con:

- The California Board of Accountancy (CBA) asserts that this bill would prevent the CBA, and all of its committees, from asking fewer than 3 members review a document, draft a letter, provide expert analysis, or work on legal language without giving public notice. Under current law, advisory activities of two-member bodies are already vetted and voted upon in a public noticed meeting of the whole committee or board. This bill will greatly increase costs to the board.
- This bill will significantly reduce the effectiveness and prolong the process by which state agencies conduct business. The Bagley-Keene Act requires state agencies to public notice a meeting 10-days prior to the meeting date. If an advisory committee is appointed at a public board meeting to research a topic, they will be limited on the number of times and frequency by which they can meet to accomplish their goal due to the notice requirement. The cost of holding public meetings may also be prohibitive for smaller state agencies.
- Some state professional boards contend this bill would essentially prevent them from asking fewer than three members to review a document, draft a letter, provide expert analysis, or work on legal language without giving public notice. Opening such advisory activities to the public could greatly increase costs for staff to attend meetings and record minutes as well as contract for public meeting space. Under current law, the advisory activities of two-member bodies are already vetted and voted upon in publicly noticed meetings of the whole committee or board.

COMMITTEE RECOMMENDED POSITION:

OPPOSE – The Board fully supports transparency and access to the public; however, this interpretation of a "state body" is onerous, counter-productive and cost-prohibitive to the Board.

AMENDED IN ASSEMBLY APRIL 15, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL No. 85

Introduced by Assembly Member Wilk

January 6, 2015

An act to amend Section 11121 of the Government Code, relating to state government, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 85, as amended, Wilk. Open meetings.

The Bagley-Keene Open Meeting Act requires that all meetings of a state body, as defined, be open and public and that all persons be permitted to attend and participate in a meeting of a state body, subject to certain conditions and exceptions.

This bill would specify that the definition of "state body" includes an advisory board, advisory commission, advisory committee, advisory subcommittee, or similar multimember advisory body of a state body that consists of 3 or more individuals, as prescribed, except a board, commission, committee, or similar multimember body on which a member of a body serves in his or her official capacity as a representative of that state body and that is supported, in whole or in part, by funds provided by the state body, whether the multimember body is organized and operated by the state body or by a private corporation.

~~This bill would make legislative findings and declarations, including, but not limited to, a statement of the Legislature's intent that this bill is declaratory of existing law.~~

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ⅔. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. The Legislature finds and declares all of the~~
2 ~~following:~~
3 ~~(a) The unpublished decision of the Third District Court of~~
4 ~~Appeals in Funeral Security Plans v. State Board of Funeral~~
5 ~~Directors (1994) 28 Cal. App.4th 1470 is an accurate reflection of~~
6 ~~legislative intent with respect to the applicability of the~~
7 ~~Bagley-Keene Open Meeting Act (Article 9 (commencing with~~
8 ~~Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of~~
9 ~~the Government Code) to a two-member standing advisory~~
10 ~~committee of a state body.~~
11 ~~(b) A two-member committee of a state body, even if operating~~
12 ~~solely in an advisory capacity, already is a "state body," as defined~~
13 ~~in subdivision (d) of Section 11121 of the Government Code, if a~~
14 ~~member of the state body sits on the committee and the committee~~
15 ~~receives funds from the state body.~~
16 ~~(c) It is the intent of the Legislature that this bill is declaratory~~
17 ~~of existing law.~~
18 ~~SEC. 2.~~
19 *SECTION 1.* Section 11121 of the Government Code is
20 amended to read:
21 11121. As used in this article, "state body" means each of the
22 following:
23 (a) Every state board, or commission, or similar multimember
24 body of the state that is created by statute or required by law to
25 conduct official meetings and every commission created by
26 executive order.
27 (b) A board, commission, committee, or similar multimember
28 body that exercises any authority of a state body delegated to it by
29 that state body.
30 (c) An advisory board, advisory commission, advisory
31 committee, advisory subcommittee, or similar multimember
32 advisory body of a state body, if created by formal action of the
33 state body or of any member of the state body, and if the advisory

body so created consists of three or more persons, except as in subdivision (d).

(d) A board, commission, committee, or similar multimember body on which a member of a body that is a state body pursuant to this section serves in his or her official capacity as a representative of that state body and that is supported, in whole or in part, by funds provided by the state body, whether the multimember body is organized and operated by the state body or by a private corporation.

~~SEC. 3.~~

SEC. 2. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to avoid unnecessary litigation and ensure the people's right to access the meetings of public bodies pursuant to Section 3 of Article 1 of the California Constitution, it is necessary that *this* act take effect ~~immediately~~ *immediately.*

O

Board of Chiropractic Examiners
Bill Analysis

Bill Number: AB 12
Author: Assembly Member Cooley
Bill Version: Amended April 22, 2015
Subject: State Government: administrative regulations: review
Sponsor:

STATUS OF BILL: 07/14/15 Passed Comm. on Gov. Organization (13-0); Re-referred to Appropriations; hearing set for 08/17/15.

SUMMARY:

This bill would require review all regulations, identify regulations that are overlapping, duplicative, inconsistent, or out of date, revise the regulations and provide a report to the Legislature and Governor.

EXISTING LAW:

- The Administrative Procedure Act governs the procedure for the adoption, amendment, or repeal of regulations by state agencies and for the review of regulatory actions by the Office of Administrative Law (OAL).
- The Chiropractic Initiative Act provides the Board with the power to adopt rules and regulations necessary for the performance of its work, the enforcement and administration of this act, the establishment of educational requirements for license renewal, and the protection of the public.

THIS BILL WOULD:

- Define "state agency" and "regulation" for clarification.
- Require each state agency to review all provisions of the Cal. Code of Regulations (CCR) which were adopted by the agency.
- Require each state agency to identify regulations that are duplicative, overlapping, inconsistent or out of date.
- Require each state agency to adopt, amend or repeal regulations to reconcile or eliminate duplication, overlap, inconsistencies, or out of date regulations through the formal rulemaking process, unless the adoption, amendment or repeal is without regulatory effect and may be done pursuant to section 100 of the CCR.
- Require state agencies to hold at least one noticed public hearing, and post the notice on the agency's website, for purposes of inviting public participation and comment.
- Require state agencies to notify the policy and fiscal committees of each house of Legislature of the regulation revisions that the agency proposes to make at least 30 days prior to initiating the proposed rulemaking process.
- Require state agencies to report to the Governor and Legislature on compliance with this chapter.

- On or before January 1, 2018, require each agency to notify the head of the agency of existing regulations adopted that has been determined to be duplicative, overlapping, inconsistent with another department, board, or other unit within that agency.
- Establish that these provisions would be repealed on January 1, 2019, unless later enacted statute extends the date.

BACKGROUND:

FISCAL IMPACT:

This bill would impose minor fiscal impact upon the Board. The Board is currently in the process of reviewing the licensing, curriculum and continuing education regulations to propose changes which are current and relevant to the practice of chiropractic today. These regulations comprise the majority of the Board's regulations; therefore, the majority of the work proposed in this bill is already underway.

SUPPORT & OPPOSITION:

Support:
American Federation of State, County and Municipal Employees
Associated Builders and Contractors of California
Building Owners and Managers Association of California
California Asian Pacific Chamber of Commerce
California Association of Bed & Breakfast Inns
California Building Industry Association
California Business Properties Association
California Business Roundtable
California Chamber of Commerce
California Construction and Industrial Materials Association
California Grocers Association
California Hotel & Lodging Association
California League of Food Processors
California Manufacturers & Technology Association
California Retailers Association
California Taxpayers Association
Commercial Real Estate Development Association
Consumer Specialty Products Association
Family Business Association
Industrial Environmental Association
International Council of Shopping Centers
National Federation of Independent Business/California Small Business California
USANA Health Services, Inc.
Western States Petroleum Association

Opposition: None on record

ARGUMENTS:

Pro:

- The Administrative Procedure Act does not require agencies to individually review their regulations to identify overlapping, inconsistent, duplicative, or out of date regulations that may exist. This type of review would ensure state agencies are efficiently implementing and enforcing regulations and reduce the number of unnecessary and outdated regulations.
- Proponents state that "AB 12 simply directs agencies to look at their regulations and ask the basic questions of necessity, contradiction and complication. We believe that the answers to these regulations will provide greater balance to the laws and regulations and open the door for modernization as the California economy changes with the advent of new industries and technologies." Proponents also contend that reducing regulatory overlaps, contradictions, and complications would diminish the cost of compliance for California businesses without lowering environmental, health, and safety standards.

Con:

- These provisions may be burdensome to the resources and finances of small agencies due to limited budget and staff.

COMMITTEE RECOMMENDED POSITION:

NEUTRAL– This bill would create a minor but absorbable fiscal and workload impact to the BCE as most of this work is already in process.

AMENDED IN ASSEMBLY APRIL 22, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL No. 12

Introduced by Assembly Member Cooley
(Coauthors: Assembly Members Chang, Daly, and Wilk)

December 1, 2014

An act ~~to amend Section 11349.1.5 of, and~~ to add and repeal Chapter 3.6 (commencing with Section 11366) of Part 1 of Division 3 of Title 2 ~~of,~~ *of* the Government Code, relating to state agency regulations.

LEGISLATIVE COUNSEL'S DIGEST

AB 12, as amended, Cooley. State government: administrative regulations: review.

~~(1) Existing~~

Existing law authorizes various state entities to adopt, amend, or repeal regulations for various specified purposes. The Administrative Procedure Act requires the Office of Administrative Law and a state agency proposing to adopt, amend, or repeal a regulation to review the proposed changes for, among other things, consistency with existing state regulations.

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,~~ *review that agency's regulations, identify any regulations that are duplicative, overlapping, inconsistent, or out of date, to revise those identified regulations, as provided,* 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.~~

~~(2) The act requires a state agency proposing to adopt, amend, or repeal a major regulation, as defined, to prepare a standardized regulatory impact analysis of the proposed change. The act requires the office and the Department of Finance to, from time to time, review the analyses for compliance with specific department regulations. The act further requires the office to, on or before November 1, 2015, submit a report on the analyses to the Senate and Assembly Committees on Governmental Organization, as specified.~~

~~This bill would instead require the office and department to annually review the analyses. The bill would also require the office to annually submit a report on the analyses to the Senate Committee on Governmental Organization and the Assembly Committee on Accountability and Administrative Review.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 11349.1.5 of the Government Code is~~
2 ~~amended to read:~~
3 ~~11349.1.5. (a) The Department of Finance and the office shall~~
4 ~~annually review the standardized regulatory impact analyses~~
5 ~~required by subdivision (c) of Section 11346.3 and submitted to~~
6 ~~the office pursuant to Section 11347.3, for adherence to the~~
7 ~~regulations adopted by the department pursuant to Section~~
8 ~~11346.36.~~
9 ~~(b) (1) On or before November 1, 2015, and annually thereafter,~~
10 ~~the office shall submit to the Senate Committee on Governmental~~
11 ~~Organization and the Assembly Committee on Accountability and~~
12 ~~Administrative Review a report describing the extent to which~~
13 ~~submitted standardized regulatory impact analyses for proposed~~
14 ~~major regulations for the fiscal year ending in June 30, of that year~~
15 ~~adhere to the regulations adopted pursuant to Section 11346.36.~~
16 ~~The report shall include a discussion of agency adherence to the~~
17 ~~regulations as well as a comparison between various state agencies~~
18 ~~on the question of adherence. The report shall also include any~~
19 ~~recommendations from the office for actions the Legislature might~~
20 ~~consider for improving state agency performance and compliance~~

~~in the creation of the standardized regulatory impact analyses as described in Section 11346.3.~~

~~(2) The report shall be submitted in compliance with Section 9795 of the Government Code.~~

~~(c) In addition to the annual report required by subdivision (b), the office shall notify the Legislature of noncompliance by a state agency with the regulations adopted pursuant to Section 11346.36, in any manner or form determined by the office and shall post the report and notice of noncompliance on the office's Internet Web site.~~

~~SEC. 2.~~

SECTION 1. Chapter 3.6 (commencing with Section 11366) is added to Part 1 of Division 3 of Title 2 of the Government Code, to read:

CHAPTER 3.6. REGULATORY REFORM

Article 1. Findings and Declarations

11366. The Legislature finds and declares all of the following:

(a) The Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340), Chapter 4 (commencing with Section 11370), Chapter 4.5 (commencing with Section 11400), and Chapter 5 (commencing with Section 11500)) requires agencies and the Office of Administrative Law to review regulations to ensure their consistency with law and to consider impacts on the state's economy and businesses, including small businesses.

(b) However, the act does not require agencies to individually review their regulations to identify overlapping, inconsistent, duplicative, or out-of-date regulations that may exist.

(c) At a time when the state's economy is slowly recovering, unemployment and underemployment continue to affect all Californians, especially older workers and younger workers who received college degrees in the last seven years but are still awaiting their first great job, and with state government improving but in need of continued fiscal discipline, it is important that state agencies systematically undertake to identify, publicly review, and eliminate overlapping, inconsistent, duplicative, or out-of-date regulations, both to ensure they more efficiently implement and

enforce laws and to reduce unnecessary and outdated rules and regulations.

~~(d) The purpose of this chapter is to require each agency to compile an overview of the statutory law that agency oversees or administers in its regulatory activity that includes a synopsis of key programs, when each key program was authorized or instituted, and any emerging challenges the agency is encountering with respect to those programs.~~

Article 2. Definitions

11366.1. For the ~~purpose~~ *purposes* of this chapter, the following definitions shall apply:

(a) "State agency" means a state agency, as defined in Section 11000, except those state agencies or activities described in Section 11340.9.

(b) "Regulation" has the same meaning as provided in Section 11342.600.

Article 3. State Agency Duties

11366.2. On or before January 1, 2018, each state agency shall do all of the following:

(a) Review all provisions of the California Code of Regulations applicable to, or adopted by, that state agency.

(b) Identify any regulations that are duplicative, overlapping, inconsistent, or out of date.

(c) Adopt, amend, or repeal regulations to reconcile or eliminate any duplication, overlap, inconsistencies, or out-of-date ~~provisions.~~ *provisions, and shall comply with the process specified in Article 5 (commencing with Section 11346) of Chapter 3.5, unless the addition, revision, or deletion is without regulatory effect and may be done pursuant to Section 100 of Title 1 of the California Code of Regulations.*

(d) Hold at least one noticed public hearing, that shall be noticed on the Internet Web site of the state agency, for the purposes of accepting public comment on proposed revisions to its regulations.

(e) Notify the appropriate policy and fiscal committees of each house of the Legislature of the revisions to regulations that the state agency proposes to make at ~~least 90 days prior to a noticed~~

~~public hearing pursuant to subdivision (d) and at least 90 days prior to the proposed adoption, amendment, or repeal of the regulations pursuant to subdivision (f), for the purpose of allowing those committees to review, and hold hearings on, the proposed revisions to the regulations.~~

~~(f) Adopt as emergency regulations, consistent with Section 11346.1, those changes, as provided for in subdivision (e), to a regulation identified by the state agency as duplicative, overlapping, inconsistent, or out of date.~~ *least 30 days prior to initiating the process under Article 5 (commencing with Section 11346) of Chapter 3.5 or Section 100 of Title 1 of the California Code of Regulations.*

(g) (1) Report to the Governor and the Legislature on the state agency's compliance with this chapter, including the number and content of regulations the state agency identifies as duplicative, overlapping, inconsistent, or out of date, and the state agency's actions to address those regulations.

(2) The report shall be submitted in compliance with Section 9795 of the Government Code.

11366.3. (a) On or before January 1, 2018, each agency listed in Section 12800 shall notify a department, board, or other unit within that agency of any existing regulations adopted by that department, board, or other unit that the agency has determined may be duplicative, overlapping, or inconsistent with a regulation adopted by another department, board, or other unit within that agency.

(b) A department, board, or other unit within an agency shall notify that agency of revisions to regulations that it proposes to make at least 90 days prior to a noticed public hearing pursuant to subdivision (d) of Section 11366.2 and at least 90 days prior to adoption, amendment, or repeal of the regulations pursuant to ~~subdivision (f) of~~ *subdivision (c) of* Section 11366.2. The agency shall review the proposed regulations and make recommendations to the department, board, or other unit within 30 days of receiving the notification regarding any duplicative, overlapping, or inconsistent regulation of another department, board, or other unit within the agency.

11366.4. An agency listed in Section 12800 shall notify a state agency of any existing regulations adopted by that agency that

may duplicate, overlap, or be inconsistent with the state agency's regulations.

~~11366.43. On or before January 1, 2017, each state agency shall compile an overview of the statutory law that state agency oversees or administers. The overview shall include a synopsis of the state agency's key programs, when each program was authorized or instituted, when any statute authorizing a program was significantly revised to alter, redirect, or extend the original program and the reason for the revision, if known, and an identification of any emerging challenges the state agency is encountering with respect to the programs.~~

11366.45. This chapter shall not be construed to weaken or undermine in any manner any human health, public or worker rights, public welfare, environmental, or other protection established under statute. This chapter shall not be construed to affect the authority or requirement for an agency to adopt regulations as provided by statute. Rather, it is the intent of the Legislature to ensure that state agencies focus more efficiently and directly on their duties as prescribed by law so as to use scarce public dollars more efficiently to implement the law, while achieving equal or improved economic and public benefits.

Article 4. Chapter Repeal

11366.5. This chapter shall remain in effect only until January 1, 2019, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2019, deletes or extends that date.

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Board of Chiropractic Examiners
Bill Analysis

Bill Number: AB 333
Author: Assembly Member Melendez
Bill Version: Amended June 24, 2015
Subject: Healing art: continuing education
Sponsor: Author

STATUS OF BILL: 07/07/15 Ordered to 3rd Reading.

SUMMARY:

This bill would authorize licensed medical professionals to earn continuing education credit for becoming a certified instructor of CPR or the proper use of an automated external defibrillator (AED).

EXISTING LAW:

- The Education Code authorizes public schools to receive non-state funds to acquire and maintain the AED, as well as provide training.
- The Chiropractic Initiative Act provides the Board with the power to adopt rules and regulations necessary for the performance of its work, the enforcement and administration of this act, the establishment of educational requirements for license renewal, and the protection of the public.

THIS BILL WOULD:

- Authorize a person licensed pursuant to Division 2 of the Business and Professions Code, and who is required to complete continuing education (CE) as a condition for renewal, to apply one unit of CE, once per renewal cycle, towards the CE requirement for attending a course that results in the licensee becoming a certified instructor of CPR or proper use of an AED.
- Specify the instructional programs authorized for CE credit under this provision.
- Authorize a person licensed pursuant to Division 2 of the Business and Professions Code, and who is required to complete continuing education (CE) as a condition for renewal, to apply two units of CE, once per renewal cycle, towards their CE requirements for conducting CPR or AED training sessions.
- Defines "unit" as any measurement for CE, such as hours, or course credits.
- Exempt licensees whose licensing board's laws and regulations pertaining to CE exclude the courses or activities described in this provision.

BACKGROUND:

AB 2217 (Melendez) Chapter 812, Statutes of 2014 authorizes public schools to solicit and receive non-state funds to acquire and maintain an automated external defibrillator, and requires such funds to only be used to acquire and maintain an AED and provide

training to school employees regarding its use. The author argues that AED's are now common in school and college facilities; therefore, it is important to ensure adequate training and resources to schools. Pro bono instructors and training resources are in short supply and private alternatives are cost prohibitive. This bill would provide an incentive for licensed medical professionals to become certified instructors in CPR and use of an AED; thereby, increasing the pool of instructors and reducing the costs of training to schools.

FISCAL IMPACT:

This bill would impose a minor fiscal impact to the Board as a result of amendments to existing Continuing Education regulations, process changes and staff training to implement CE credit for these courses. The Board believes that the cost and associated workload is absorbable within existing staff and budget.

SUPPORT & OPPOSITION:

Support:
American Red Cross

Opposition:
None

ARGUMENTS:

Pro:

- This bill may expand the pool of instructors of CPR and use of an AED; thereby providing schools with more cost-effective options for staff training.
- Having school staff which is properly trained in CPR and the use of an AED will increase the likelihood of its use in a medical situation.
- Authorizing CE credit for obtaining instructor certification and providing training is a cost-neutral incentive that benefits both the schools and the medical professional.
- The American Red Cross believes that encouraging school employees to be prepared in time of emergency, including the use of an AED, can save lives.

Con:

- The amount of CE credit offered by this bill may not be sufficient incentive for licensees to obtain instructor certification.

STAFF RECOMMENDED POSITION:

NEUTRAL– This bill will impose a minor, absorbable workload to amend CE regulations in order to grant credit for these courses.

AMENDED IN SENATE JUNE 24, 2015

AMENDED IN ASSEMBLY APRIL 30, 2015

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL No. 333

Introduced by Assembly Member Melendez

February 13, 2015

An act to add Section 856 to the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 333, as amended, Melendez. Healing arts: continuing education.

Existing law provides for the licensure and regulation of various healing arts licensees by various boards, as defined, within the Department of Consumer Affairs and imposes various continuing education requirements for license renewal.

This bill would allow specified healing arts licensees to apply one unit, as defined, of continuing education ~~credit~~ *credit,* once per renewal ~~cycle~~ *cycle,* towards any required continuing education units for attending certain courses that result in the licensee becoming a certified instructor of cardiopulmonary resuscitation (CPR) or the proper use of an automated external defibrillator (AED), and would allow specified healing arts licensees to apply up to 2 units of continuing education ~~credit~~ *credit,* once per renewal ~~cycle~~ *cycle,* towards any required continuing education units for conducting ~~board-approved~~ CPR or AED training sessions for employees of school districts and community college districts in the state. The bill would specify that these provisions would ~~not~~ *only* apply if a licensing board's laws or regulations

establishing continuing education requirements ~~exclude~~ *include* the courses or activities mentioned above.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 856 is added to the Business and
2 Professions Code, to read:
3 856. (a) (1) A person licensed pursuant to this division who
4 is required to complete continuing education units as a condition
5 of renewing his or her license may, once per renewal cycle, apply
6 one unit of continuing education credit, pursuant to paragraph (2),
7 towards that requirement for attending a course that results in the
8 licensee becoming a certified instructor of cardiopulmonary
9 resuscitation (CPR) or the proper use of an automated external
10 defibrillator (AED).
11 (2) A licensee may only apply continuing education credit for
12 attending one of the following courses:
13 (A) An instructional program developed by the American Heart
14 Association.
15 (B) An instructional program developed by the American Red
16 Cross.
17 (C) An instructional program that is nationally recognized and
18 based on the most current national evidence-based emergency
19 cardiovascular care guidelines for the performance of CPR and
20 the use of an AED.
21 (b) ~~(1)~~ A person licensed pursuant to this division who is
22 required to complete continuing education units as a condition of
23 renewing his or her license may, once per renewal cycle, apply up
24 to two units of continuing education ~~credit, pursuant to paragraph~~
25 ~~(2),~~ *credit* towards that requirement for conducting CPR or AED
26 training sessions for employees of school districts and community
27 college districts in the state.
28 ~~(2) A licensee may only apply continuing education credit for~~
29 ~~holding a training session if the training session is approved by~~
30 ~~the applicable licensing board.~~
31 (c) For purposes of this section, "unit" means any measurement
32 for continuing education, such as hours or course credits.

(d) This section shall ~~not~~ *only* apply to a person licensed under this division if the applicable licensing board's laws or regulations establishing continuing education requirements ~~exclude~~ *include* the courses or activities described in subdivisions (a) and (b).

O

Board of Chiropractic Examiners
Bill Analysis

Bill Number: AB 410
Author: Assembly Member Obernolte
Bill Version: Amended April 27, 2015
Subject: Documents Submitted to Legislative Committees
Sponsor: Author

STATUS OF BILL: 07/16/15 Ordered to 3rd Reading.

SUMMARY:

This bill would require a state agency to post all reports that are required or requested by law or by a committee of the Legislature on its Internet Web site.

EXISTING LAW:

- Requires state agencies to post reports required or requested by the Legislature to be posted on its Internet Web site.

THIS BILL WOULD:

- Expand the type of information which state agencies should post on their website to include all documents required or requested by the Legislature.
- Expand the definition of a "report" to include a study or audit, or a budget change proposal that has been approved by the Dept. of Finance and submitted to a legislative committee.

BACKGROUND:

California's Public Records Act ensures that citizens of California are granted free and immediate access to public information.

Current law requires only reports submitted by state agencies to the Legislature as a body to be posted on the agency's web site. There is no requirement for a report or document submitted to a committee of the Legislature to be posted online; thereby, making the process of obtaining these records time-consuming and costly for the public.

FISCAL IMPACT:

The amount of information that the BCE submits to the Legislature is minimal. The BCE currently posts reports and documents submitted to the Legislature or legislative committees to its website; therefore this bill would not create a significant workload or fiscal impact upon the BCE.

SUPPORT & OPPOSITION:

Support:
Building Owners and Managers Association
California Business Properties Association
California Chamber of Commerce
California Hotel and Lodging Association
California League of Food Processors
California Manufacturers and Technology Association
California Professional Association of Specialty Contractors
Camarillo Chamber of Commerce
Chambers of Commerce Alliance of Ventura and Santa Barbara Counties
Chemical Industry Council of California
Consumer Specialty Products Association
El Centro Chamber of Commerce and Visitors Bureau
Family Business Association
Fullerton Chamber of Commerce
Hesperia Chamber of Commerce
High Desert Republican Women
Federated Industrial Environmental Association
International Council of Shopping Centers
NAIOP – Commercial Real Estate Development Association
National Federation of Independent Business
Orange Chamber of Commerce
Rancho Cordova Chamber of Commerce
Santa Maria Valley Chamber of Commerce and Visitor & Convention Bureau
Southwest California Legislative Council
Western Electrical Contractors Association

Opposition: None on record

ARGUMENTS:

Pro:

- This bill would provide the public with full disclosure of state agencies reporting to the Legislature in a more efficient and cost-effective manner.
- According to supporters of this bill, the CPRA ensures that the public is granted free and immediate access to public information. All documents become subject to the CPRA once they are shared with the Legislature. However, there is no requirement that documents submitted to legislative committees be posted online. This bill simply removes any barrier for public access to reports to the Legislature by state agencies so that these reports are posted online.

Con:

- This bill may create a workload impact upon State agencies who submit a large volume of documents and reports to the legislature or committees.

- This bill would create a significant fiscal and workload impact upon State agencies that do not have a website as there is no exemption from this requirement.

COMMITTEE RECOMMENDED POSITION:
NEUTRAL – This bill would have a minimal fiscal or workload impact upon the BCE.

AMENDED IN ASSEMBLY APRIL 27, 2015

AMENDED IN ASSEMBLY MARCH 26, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL No. 410

Introduced by Assembly Member Obernolte
(Principal coauthor: Assembly Member Lackey)

February 19, 2015

An act to add Section 9796 to the Government Code, relating to state government.

LEGISLATIVE COUNSEL'S DIGEST

AB 410, as amended, Obernolte. ~~Documents~~ *Reports* submitted to legislative committees.

Existing law requires a report required or requested by law to be submitted by a state or local agency to the Members of either house of the Legislature, generally, to be submitted in a specified manner, including, but not limited to, a requirement that a report submitted by a state agency be posted on the state agency's Internet Web site.

This bill would require a state agency to post on its Internet Web site any ~~document~~ *report* it is required ~~or requested~~ by law to submit to a committee of the Legislature. *The bill would specify that a "report" includes a study or audit, or a budget change proposal that has been approved by the Department of Finance and submitted to the Joint Legislative Budget Committee, the Assembly Committee on Budget, or the Senate Committee on Budget and Fiscal Review.*

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 9796 is added to the Government Code,
2 to read:
3 9796. A state agency shall post on its Internet Web site any
4 ~~document~~ *report* the state agency is required ~~or requested~~ by law
5 to submit to a committee of the ~~Legislature, including, but not~~
6 ~~limited to, material submitted pursuant to subdivision (f) of Section~~
7 ~~13337 or a report.~~ *Legislature. For purposes of this section,*
8 *"report" includes a study or audit, or a budget change proposal*
9 *that has been approved by the Department of Finance and*
10 *submitted to the Joint Legislative Budget Committee, the Assembly*
11 *Committee on Budget, or the Senate Committee on Budget and*
12 *Fiscal Review.*

O

Board of Chiropractic Examiners
Bill Analysis

Bill Number: AB 179
Author: Assembly Member Bonilla
Bill Version: Amended June 30, 2015
Subject: Healing art: continuing education
Sponsor: Author

STATUS OF BILL: 07/07/15 Passed Comm. on Business and Professions (7-1). Re-referred to Appropriations; hearing set 08/17/15.

SUMMARY:

This bill would, among other things, provide that the sexual abuse and misconduct statute does not apply to any healing arts licensee and their spouse or person in an equivalent domestic relationship.

EXISTING LAW:

- Provides that any act of sexual abuse, misconduct, or relations with a patient, client, or customer as unprofessional conduct, except when the sexual contact is between physician and surgeon licensee and his or her spouse or person in an equivalent domestic relationship (BPC Section 726).

THIS BILL WOULD:

- Expand the exception to all healing arts licensees that it is not unprofessional conduct for a healing arts licensee to engage in consensual sexual conduct with his or her spouse or person in an equivalent domestic relationship when that licensee provides medical treatment, other than psychotherapeutic treatment, for that person.

BACKGROUND:

The provision in this bill which specifies that consensual sexual conduct between a healing arts licensee and his or her spouse or person in an equivalent domestic relationship was added to this bill at the request of the Dental Board, who believes that the existing exception for sexual contact between physician and surgeon licensees and their spouse or domestic partner, should be extended to all healing arts licensees, except pychotherapists.

FISCAL IMPACT:

This bill would not impose a fiscal or workload impact upon the BCE. Cal. Code of Regs. Section 316(c) provides this same exception for chiropractors in California.

SUPPORT & OPPOSITION:

Support:

Dental Board of California

Dental Hygiene Committee of California

Opposition:

None

ARGUMENTS:

Pro:

- This bill will provide clarity and consistency between healing arts boards in regards to allegations of unprofessional conduct for sexual contact between a healing arts licensee and their spouse or domestic partner.
- This bill will eliminate workload and costs for individual healing arts boards who may have considered the regulatory process for implementing a similar provision.

Con:

-

COMMITTEE RECOMMENDED POSITION:

NEUTRAL – This bill will not have a fiscal or workload impact upon the BCE. Further, this bill codifies the Board's existing regulation (Section 316(c)) regarding unprofessional conduct for sexual contact between licensees and their spouses.

AMENDED IN SENATE JUNE 30, 2015

AMENDED IN ASSEMBLY MAY 5, 2015

AMENDED IN ASSEMBLY APRIL 27, 2015

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL No. 179

Introduced by Assembly Member Bonilla
~~(Coauthor: Senator Hill)~~
(Principal coauthor: Senator Hill)

January 26, 2015

An act to amend Sections ~~205,~~ 726, 1601.1, 1616.5, 1632, 1638, 1638.1, 1638.3, 1646.6, 1647.8, 1724, 1725, *1742,* 2841, ~~2847, 2894,~~ 4501, ~~4503, and 4547~~ *and 4503* of, *to amend, repeal, and add Sections 205, 2894, and 4547 of,* and to add Section 1650.1 to, the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 179, as amended, Bonilla. Healing arts.

(1) Under ~~Existing~~ *existing* law, the commission of any act of sexual abuse, misconduct, or relations with a patient, client, or customer is unprofessional conduct, except that it is not unprofessional conduct when sexual contact is between a physician and surgeon and his or her spouse or person in an equivalent domestic relationship, as specified.

This bill would expand the exception by providing that it would not be unprofessional conduct when *consensual* sexual contact is between a licensee and his or her spouse or person in an equivalent domestic relationship, as specified.

(2) Existing law, the Dental Practice Act, provides for the licensure and regulation of dentists and dental assistants by the Dental Board of

California within the Department of Consumer Affairs, which consists of 8 practicing dentists, a registered dental hygienist, a registered dental assistant, and 5 public members, and authorizes the board to appoint an executive officer to exercise powers and perform duties delegated by the board to him or her. These provisions are in effect only until January 1, 2016, and upon repeal of those provisions the board will be subject to review by the appropriate policy committees of the Legislature. The act ~~proscribes~~ *prescribes* various fees that are required to be paid by dentists and dental assistants for, among other things, an initial license and the renewal of that license.

This bill would extend the provisions relating to the Dental Board until January 1, 2020. The bill would also change various fees that would be required to be paid by a dentist, a dental assistant, or certain educational programs, as specified. The bill would, on and after January 1, 2016, require that an initial license for a dentist be no greater than $650 and would require the fee for the renewal of that license to be no greater than $650. The bill would, on and after January 1, 2018, require that an initial license be no greater than $800 and would require the fee for a renewal of that license to be no greater than $800. The bill would also require, by July 1, 2016, every applicant and licensee under the act to report to the board his or her electronic mail address, and would require the board to annually send an electronic notice to each applicant and licensee that requests confirmation of the applicant's or licensee's electronic mail address.

Existing law creates the Dental Assisting Council of the Dental Board of California, which considers all matters relating to California dental assistants and is composed of members who shall serve terms, as specified. Existing law requires the board to make all the initial appointment of members by May 1, 2012.

This bill would prohibit a member from serving more than two full terms. The bill would remove the requirement for the board to make all initial appointments by May 1, 2012.

(3) Existing law provides for the licensure and regulation of vocational nurses under the Vocational Nursing Practice Act, and psychiatric technicians under the Psychiatric Technicians Law, by the Board of Vocational Nursing and Psychiatric Technicians of the State of California. Existing law repeals these provisions on January 1, 2016.

This bill would extend the repeal date of the provisions relating to the board to January 1, 2018.

(4) Existing law establishes the Vocational Nursing and Psychiatric Technicians Fund in the State Treasury, and establishes the Vocational Nurses Account and the Psychiatric ~~Technicians~~ *Technician* Examiners Account within the fund. Existing law authorizes the Board of Vocational Nursing and Psychiatric Technicians of the State of California to collect specified fees and fines related to the board's licensure and regulation of psychiatric technicians, and prohibits the board from charging expenses for these activities from any other source.

This ~~bill~~ *bill, beginning July 1, 2016,* would remove that prohibition, abolish the Vocational Nurses Account and the Psychiatric ~~Technicians~~ *Technician* Examiners Account, and specify that all money in the Vocational Nursing and Psychiatric Technicians Fund shall be used to carry out the Vocational Nursing Practice Act and the Psychiatric Technicians Law.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 205 of the Business and Professions Code~~
2 ~~is amended to read:~~
3 ~~205. (a) There is in the State Treasury the Professions and~~
4 ~~Vocations Fund. The fund shall consist of the following special~~
5 ~~funds:~~
6 ~~(1) Accountancy Fund.~~
7 ~~(2) California Architects Board Fund.~~
8 ~~(3) Athletic Commission Fund.~~
9 ~~(4) Barbering and Cosmetology Contingent Fund.~~
10 ~~(5) Cemetery Fund.~~
11 ~~(6) Contractors' License Fund.~~
12 ~~(7) State Dentistry Fund.~~
13 ~~(8) State Funeral Directors and Embalmers Fund.~~
14 ~~(9) Guide Dogs for the Blind Fund.~~
15 ~~(10) Home Furnishings and Thermal Insulation Fund.~~
16 ~~(11) California Architects Board-Landscape Architects Fund.~~
17 ~~(12) Contingent Fund of the Medical Board of California.~~
18 ~~(13) Optometry Fund.~~
19 ~~(14) Pharmacy Board Contingent Fund.~~
20 ~~(15) Physical Therapy Fund.~~
21 ~~(16) Private Investigator Fund.~~

~~(17) Professional Engineer's and Land Surveyor's Fund.~~
~~(18) Consumer Affairs Fund.~~
~~(19) Behavioral Sciences Fund.~~
~~(20) Licensed Midwifery Fund.~~
~~(21) Court Reporters' Fund.~~
~~(22) Veterinary Medical Board Contingent Fund.~~
~~(23) Vocational Nursing and Psychiatric Technicians Fund.~~
~~(24) Electronic and Appliance Repair Fund.~~
~~(25) Geology and Geophysics Account of the Professional Engineer's and Land Surveyor's Fund.~~
~~(26) Dispensing Opticians Fund.~~
~~(27) Acupuncture Fund.~~
~~(28) Physician Assistant Fund.~~
~~(29) Board of Podiatric Medicine Fund.~~
~~(30) Psychology Fund.~~
~~(31) Respiratory Care Fund.~~
~~(32) Speech-Language Pathology and Audiology and Hearing Aid Dispensers Fund.~~
~~(33) Board of Registered Nursing Fund.~~
~~(34) Animal Health Technician Examining Committee Fund.~~
~~(35) State Dental Hygiene Fund.~~
~~(36) State Dental Assistant Fund.~~
~~(37) Structural Pest Control Fund.~~
~~(38) Structural Pest Control Eradication and Enforcement Fund.~~
~~(39) Structural Pest Control Research Fund.~~
~~(b) For accounting and recordkeeping purposes, the Professions and Vocations Fund shall be deemed to be a single special fund, and each of the several special funds therein shall constitute and be deemed to be a separate account in the Professions and Vocations Fund. Each account or fund shall be available for expenditure only for the purposes as are now or may hereafter be provided by law.~~

SECTION 1. Section 205 of the Business and Professions Code is amended to read:

205. (a) There is in the State Treasury the Professions and Vocations Fund. The fund shall consist of the following special funds:

(1) Accountancy Fund.
(2) California Architects Board Fund.
(3) Athletic Commission Fund.

(4) Barbering and Cosmetology Contingent Fund.
(5) Cemetery Fund.
(6) Contractors' License Fund.
(7) State Dentistry Fund.
(8) State Funeral Directors and Embalmers Fund.
(9) Guide Dogs for the Blind Fund.
(10) Home Furnishings and Thermal Insulation Fund.
(11) California Architects Board-Landscape Architects Fund.
(12) Contingent Fund of the Medical Board of California.
(13) Optometry Fund.
(14) Pharmacy Board Contingent Fund.
(15) Physical Therapy Fund.
(16) Private Investigator Fund.
(17) Professional Engineer's and Land Surveyor's Fund.
(18) Consumer Affairs Fund.
(19) Behavioral Sciences Fund.
(20) Licensed Midwifery Fund.
(21) Court Reporters' Fund.
(22) Veterinary Medical Board Contingent Fund.
(23) Vocational Nurses Account of the Vocational Nursing and Psychiatric Technicians Fund.
(24) Electronic and Appliance Repair Fund.
(25) Geology and Geophysics Account of the Professional Engineer's and Land Surveyor's Fund.
(26) Dispensing Opticians Fund.
(27) Acupuncture Fund.
(28) Physician Assistant Fund.
(29) Board of Podiatric Medicine Fund.
(30) Psychology Fund.
(31) Respiratory Care Fund.
(32) Speech-Language Pathology and Audiology and Hearing Aid Dispensers Fund.
(33) Board of Registered Nursing Fund.
(34) Psychiatric Technician Examiners Account of the Vocational Nursing and Psychiatric Technicians Fund.
(35) Animal Health Technician Examining Committee Fund.
(36) State Dental Hygiene Fund.
(37) State Dental Assistant Fund.
(38) Structural Pest Control Fund.
(39) Structural Pest Control Eradication and Enforcement Fund.

(40) Structural Pest Control Research Fund.

(b) For accounting and recordkeeping purposes, the Professions and Vocations Fund shall be deemed to be a single special fund, and each of the several special funds therein shall constitute and be deemed to be a separate account in the Professions and Vocations Fund. Each account or fund shall be available for expenditure only for the purposes as are now or may hereafter be provided by law.

(c) This section shall become inoperative on July 1, 2016, and, as of January 1, 2017, is repealed.

SEC. 2. Section 205 is added to the Business and Professions Code, to read:

205. (a) There is in the State Treasury the Professions and Vocations Fund. The fund shall consist of the following special funds:

(1) Accountancy Fund.
(2) California Architects Board Fund.
(3) Athletic Commission Fund.
(4) Barbering and Cosmetology Contingent Fund.
(5) Cemetery Fund.
(6) Contractors' License Fund.
(7) State Dentistry Fund.
(8) State Funeral Directors and Embalmers Fund.
(9) Guide Dogs for the Blind Fund.
(10) Home Furnishings and Thermal Insulation Fund.
(11) California Architects Board-Landscape Architects Fund.
(12) Contingent Fund of the Medical Board of California.
(13) Optometry Fund.
(14) Pharmacy Board Contingent Fund.
(15) Physical Therapy Fund.
(16) Private Investigator Fund.
(17) Professional Engineer's and Land Surveyor's Fund.
(18) Consumer Affairs Fund.
(19) Behavioral Sciences Fund.
(20) Licensed Midwifery Fund.
(21) Court Reporters' Fund.
(22) Veterinary Medical Board Contingent Fund.
(23) Vocational Nursing and Psychiatric Technicians Fund.
(24) Electronic and Appliance Repair Fund.

(25) Geology and Geophysics Account of the Professional Engineer's and Land Surveyor's Fund.
(26) Dispensing Opticians Fund.
(27) Acupuncture Fund.
(28) Physician Assistant Fund.
(29) Board of Podiatric Medicine Fund.
(30) Psychology Fund.
(31) Respiratory Care Fund.
(32) Speech-Language Pathology and Audiology and Hearing Aid Dispensers Fund.
(33) Board of Registered Nursing Fund.
(34) Animal Health Technician Examining Committee Fund.
(35) State Dental Hygiene Fund.
(36) State Dental Assistant Fund.
(37) Structural Pest Control Fund.
(38) Structural Pest Control Eradication and Enforcement Fund.
(39) Structural Pest Control Research Fund.
(b) For accounting and recordkeeping purposes, the Professions and Vocations Fund shall be deemed to be a single special fund, and each of the several special funds therein shall constitute and be deemed to be a separate account in the Professions and Vocations Fund. Each account or fund shall be available for expenditure only for the purposes as are now or may hereafter be provided by law.
(c) This section shall become operative on July 1, 2016.
~~SEC. 2.~~
SEC. 3. Section 726 of the Business and Professions Code is amended to read:
726. (a) The commission of any act of sexual abuse, misconduct, or relations with a patient, client, or customer constitutes unprofessional conduct and grounds for disciplinary action for any person licensed under this division or under any initiative act referred to in this division.
(b) This section shall not apply to *consensual* sexual contact between a licensee and his or her spouse or person in an equivalent domestic relationship when that licensee provides medical treatment, other than psychotherapeutic treatment, to his or her spouse or person in an equivalent domestic relationship.

~~SEC. 3.~~

SEC. 4. Section 1601.1 of the Business and Professions Code is amended to read:

1601.1. (a) There shall be in the Department of Consumer Affairs the Dental Board of California in which the administration of this chapter is vested. The board shall consist of eight practicing dentists, one registered dental hygienist, one registered dental assistant, and five public members. Of the eight practicing dentists, one shall be a member of a faculty of any California dental college, and one shall be a dentist practicing in a nonprofit community clinic. The appointing powers, described in Section 1603, may appoint to the board a person who was a member of the prior board. The board shall be organized into standing committees dealing with examinations, enforcement, and other subjects as the board deems appropriate.

(b) For purposes of this chapter, any reference in this chapter to the Board of Dental Examiners shall be deemed to refer to the Dental Board of California.

(c) The board shall have all authority previously vested in the existing board under this chapter. The board may enforce all disciplinary actions undertaken by the previous board.

(d) This section shall remain in effect only until January 1, 2020, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2020, deletes or extends that date. Notwithstanding any other law, the repeal of this section renders the board subject to review by the appropriate policy committees of the Legislature.

~~SEC. 4.~~

SEC. 5. Section 1616.5 of the Business and Professions Code is amended to read:

1616.5. (a) The board, by and with the approval of the director, may appoint a person exempt from civil service who shall be designated as an executive officer and who shall exercise the powers and perform the duties delegated by the board and vested in him or her by this chapter.

(b) This section shall remain in effect only until January 1, 2020, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2020, deletes or extends that date.

~~SEC. 5.~~

SEC. 6. Section 1632 of the Business and Professions Code is amended to read:

1632. (a) The board shall require each applicant to successfully complete the Part I and Part II written examinations of the National Board Dental Examination of the Joint Commission on National Dental Examinations.

(b) The board shall require each applicant to successfully complete an examination in California law and ethics developed and administered by the board. The board shall provide a separate application for this examination. The board shall ensure that the law and ethics examination reflects current law and regulations, and ensure that the examinations are randomized. Applicants shall submit this application and required fee to the board in order to take this examination. In addition to the aforementioned application, the only other requirement for taking this examination shall be certification from the dean of the qualifying dental school attended by the applicant that the applicant has graduated, or will graduate, or is expected to graduate. Applicants who submit completed applications and certification from the dean at least 15 days prior to a scheduled examination shall be scheduled to take the examination. Successful results of the examination shall, as established by board regulation, remain valid for two years from the date that the applicant is notified of having passed the examination.

(c) Except as otherwise provided in Section 1632.5, the board shall require each applicant to have taken and received a passing score on one of the following:

(1) A portfolio examination of the applicant's competence to enter the practice of dentistry. This examination shall be conducted while the applicant is enrolled in a dental school program at a board-approved school located in California. This examination shall utilize uniform standards of clinical experiences and competencies, as approved by the board pursuant to Section 1632.1. The applicant shall pass a final assessment of the submitted portfolio at the end of his or her dental school program. Before any portfolio assessment may be submitted to the board, the applicant shall remit the required fee to the board to be deposited into the State Dentistry Fund, and a letter of good standing signed by the dean of his or her dental school or his or her delegate stating

that the applicant has graduated or will graduate with no pending ethical issues.

(A) The portfolio examination shall not be conducted until the board adopts regulations to carry out this paragraph. The board shall post notice on its Internet Web site when these regulations have been adopted.

(B) The board shall also provide written notice to the Legislature and the Legislative Counsel when these regulations have been adopted.

(2) A clinical and written examination administered by the Western Regional Examining Board, which board shall determine the passing score for that examination.

(d) Notwithstanding subdivision (b) of Section 1628, the board is authorized to do either of the following:

(1) Approve an application for examination from, and to examine an applicant who is enrolled in, but has not yet graduated from, a reputable dental school approved by the board.

(2) Accept the results of an examination described in paragraph (2) of subdivision (c) submitted by an applicant who was enrolled in, but had not graduated from, a reputable dental school approved by the board at the time the examination was administered.

In either case, the board shall require the dean of that school or his or her delegate to furnish satisfactory proof that the applicant will graduate within one year of the date the examination was administered or as provided in paragraph (1) of subdivision (c).

~~SEC. 6.~~

SEC. 7. Section 1638 of the Business and Professions Code is amended to read:

1638. (a) For purposes of this article, "oral and maxillofacial surgery" means the diagnosis and surgical and adjunctive treatment of diseases, injuries, and defects which involve both functional and esthetic aspects of the hard and soft tissues of the oral and maxillofacial region.

(b) Any person licensed under the Medical Practice Act (Chapter 5 (commencing with Section 2000)) as a physician and surgeon who possesses, or possessed, a license to practice dentistry in another state, but is not licensed to practice dentistry under this chapter may apply to the board on a form prescribed by the board for an oral and maxillofacial surgery permit.

(c) The board may issue an oral and maxillofacial surgery permit to an applicant who has furnished evidence satisfactory to the board that he or she is currently certified or eligible for certification in oral and maxillofacial surgery by a specialty board recognized by the Commission on Accreditation of the American Dental Association and holds a current license in good standing to practice medicine in the state.

(d) An application shall be accompanied by an application fee required by the board and two classifiable sets of fingerprints on forms provided by the board.

~~SEC. 7.~~

SEC. 8. Section 1638.1 of the Business and Professions Code is amended to read:

1638.1. (a) (1) A person licensed pursuant to Section 1634 who wishes to perform elective facial cosmetic surgery shall first apply for and receive a permit to perform elective facial cosmetic surgery from the board.

(2) A permit issued pursuant to this section shall be valid for a period of two years and must be renewed by the permitholder at the time his or her license is renewed. Every six years, prior to renewal of the permitholder's license and permit, the permitholder shall submit evidence acceptable to the credentialing committee that he or she has maintained continued competence to perform the procedures authorized by the permit. The credentialing committee may limit a permit consistent with paragraph (1) of subdivision (e) if it is not satisfied that the permitholder has established continued competence.

(b) The board may adopt regulations for the issuance of the permit that it deems necessary to protect the health, safety, and welfare of the public.

(c) A licensee may obtain a permit to perform elective facial cosmetic surgery by furnishing all of the following information on an application form approved by the board:

(1) Proof of successful completion of an oral and maxillofacial surgery residency program accredited by the Commission on Dental Accreditation of the American Dental Association.

(2) Proof that the applicant has satisfied the criteria specified in either subparagraph (A) or (B):

(A) (i) Is certified, or is a candidate for certification, by the American Board of Oral and Maxillofacial Surgery.

(ii) Submits to the board a letter from the program director of the accredited residency program, or from the director of a postresidency fellowship program accredited by the Commission on Dental Accreditation of the American Dental Association, stating that the licensee has the education, training, and competence necessary to perform the surgical procedures that the licensee has notified the board he or she intends to perform.

(iii) Submits documentation to the board of at least 10 operative reports from residency training or proctored procedures that are representative of procedures that the licensee intends to perform from both of the following categories:

(I) Cosmetic contouring of the osteocartilaginous facial structure, which may include, but is not limited to, rhinoplasty and otoplasty.

(II) Cosmetic soft tissue contouring or rejuvenation, which may include, but is not limited to, facelift, blepharoplasty, facial skin resurfacing, or lip augmentation.

(iv) Submits documentation to the board showing the surgical privileges the applicant possesses at any licensed general acute care hospital and any licensed outpatient surgical facility in this state.

(B) (i) Has been granted privileges by the medical staff at a licensed general acute care hospital to perform the surgical procedures set forth in paragraph (A) at that hospital.

(ii) Submits to the board the documentation described in clause (iii) of subparagraph (A).

(3) Proof that the applicant is on active status on the staff of a general acute care hospital and maintains the necessary privileges based on the bylaws of the hospital to maintain that status.

(d) The application shall be accompanied by an application fee required by the board for an initial permit. The fee to renew a permit shall not exceed the maximum amount prescribed in Section 1724.

(e) (1) The board shall appoint a credentialing committee to review the qualifications of each applicant for a permit. Upon completion of the review of an applicant, the committee shall make a recommendation to the board on whether to issue or not issue a permit to the applicant. The permit may be unqualified, entitling the permitholder to perform any facial cosmetic surgical procedure authorized by this section, or it may contain limitations if the credentialing committee is not satisfied that the applicant has the

1 training or competence to perform certain classes of procedures,
2 or if the applicant has not requested to be permitted for all
3 procedures authorized by this section.
4 (2) The credentialing committee shall be comprised of five
5 members, as follows:
6 (A) A physician and surgeon with a specialty in plastic and
7 reconstructive surgery who maintains active status on the staff of
8 a licensed general acute care hospital in this state.
9 (B) A physician and surgeon with a specialty in otolaryngology
10 who maintains active status on the staff of a licensed general acute
11 care hospital in this state.
12 (C) Three oral and maxillofacial surgeons licensed by the board
13 who are board certified by the American Board of Oral and
14 Maxillofacial Surgeons, and who maintain active status on the
15 staff of a licensed general acute care hospital in this state, at least
16 one of whom shall be licensed as a physician and surgeon in this
17 state. Two years after the effective date of this section, any oral
18 and maxillofacial surgeon appointed to the committee who is not
19 licensed as a physician and surgeon shall hold a permit pursuant
20 to this section.
21 (3) The board shall solicit from the following organizations
22 input and recommendations regarding members to be appointed
23 to the credentialing committee:
24 (A) The Medical Board of California.
25 (B) The California Dental Association.
26 (C) The California Association of Oral and Maxillofacial
27 Surgeons.
28 (D) The California Medical Association.
29 (E) The California Society of Plastic Surgeons.
30 (F) Any other source that the board deems appropriate.
31 (4) The credentialing committee shall meet at a time and place
32 directed by the board to evaluate applicants for permits. A quorum
33 of three members shall be required for the committee to consider
34 applicants and make recommendations to the board.
35 (f) A licensee may not perform any elective, facial cosmetic
36 surgical procedure except at a general acute care hospital, a licensed
37 outpatient surgical facility, or an outpatient surgical facility
38 accredited by the Joint Commission on Accreditation of Healthcare
39 Organizations (JCAHO), the American Association for Ambulatory
40 Health Care (AAAHC), the Medicare program, or an accreditation

agency approved by the Medical Board of California pursuant to subdivision (g) of Section 1248.1 of the Health and Safety Code.

(g) For purposes of this section, the following terms shall have the following meanings:

(1) "Elective cosmetic surgery" means any procedure defined as cosmetic surgery in subdivision (d) of Section 1367.63 of the Health and Safety Code, and excludes any procedure that constitutes reconstructive surgery, as defined in subdivision (c) of Section 1367.63 of the Health and Safety Code.

(2) "Facial" means those regions of the human body described in Section 1625 and in any regulations adopted pursuant to that section by the board.

(h) A holder of a permit issued pursuant to this section shall not perform elective facial cosmetic surgical procedures unless he or she has malpractice insurance or other financial security protection that would satisfy the requirements of Section 2216.2 and any regulations adopted thereunder.

(i) A holder of a permit shall comply with the requirements of subparagraph (D) of paragraph (2) of subdivision (a) of Section 1248.15 of the Health and Safety Code, and the reporting requirements specified in Section 2240, with respect to any surgical procedure authorized by this section, in the same manner as a physician and surgeon.

(j) Any violation of this section constitutes unprofessional conduct and is grounds for the revocation or suspension of the person's permit, license, or both, or the person may be reprimanded or placed on probation. Proceedings initiated by the board under this section shall be conducted in accordance with Chapter 5 (commencing with Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and the board shall have all the powers granted therein.

(k) On or before January 1, 2009, and every four years thereafter, the board shall report to the Joint Committee on Boards, Commissions and Consumer Protection on all of the following:

(1) The number of persons licensed pursuant to Section 1634 who apply to receive a permit to perform elective facial cosmetic surgery from the board pursuant to subdivision (a).

(2) The recommendations of the credentialing committee to the board.

(3) The board's action on recommendations received by the credentialing committee.

(4) The number of persons receiving a permit from the board to perform elective facial cosmetic surgery.

(5) The number of complaints filed by or on behalf of patients who have received elective facial cosmetic surgery by persons who have received a permit from the board to perform elective facial cosmetic surgery.

(6) Action taken by the board resulting from complaints filed by or on behalf of patients who have received elective facial cosmetic surgery by persons who have received a permit from the board to perform elective facial cosmetic surgery.

~~SEC. 8.~~

SEC. 9. Section 1638.3 of the Business and Professions Code is amended to read:

1638.3. (a) The fee to renew an oral and maxillofacial surgery permit shall be the amount prescribed in Section 1724.

(b) Every provision of this chapter applicable to a person licensed to practice dentistry shall apply to a person to whom a special permit is issued under this article.

~~SEC. 9.~~

SEC. 10. Section 1646.6 of the Business and Professions Code is amended to read:

1646.6. (a) The application fee for a permit or renewal under this article shall not exceed the amount prescribed in Section 1724.

(b) The fee for an onsite inspection shall not exceed the amount prescribed in Section 1724.

(c) It is the intent of the Legislature that fees established pursuant to this section be equivalent to administration and enforcement costs incurred by the board in carrying out this article.

(d) At the discretion of the board, the fee for onsite inspection may be collected and retained by a contractor engaged pursuant to subdivision (b) of Section 1646.4.

~~SEC. 10.~~

SEC. 11. Section 1647.8 of the Business and Professions Code is amended to read:

1647.8. (a) The application fee for a permit or renewal under this article shall not exceed the amount prescribed in Section 1724.

(b) The fee for an onsite inspection shall not exceed the amount prescribed in Section 1724.

(c) It is the intent of the Legislature that the board hire sufficient staff to administer the program and that the fees established pursuant to this section be equivalent to administration and enforcement costs incurred by the board in carrying out this article.

~~SEC. 11.~~

SEC. 12. Section 1650.1 is added to the Business and Professions Code, to read:

1650.1. (a) Every applicant and licensee who has an electronic mail address shall report to the board that electronic mail address no later than July 1, 2016. The electronic mail address shall be considered confidential and not subject to public disclosure.

(b) The board shall annually send an electronic notice to each applicant and licensee that requests confirmation from the ~~application~~ *applicant* or licensee that his or her electronic mail address is current.

~~SEC. 12.~~

SEC. 13. Section 1724 of the Business and Professions Code is amended to read:

1724. The amount of charges and fees for dentists licensed pursuant to this chapter shall be established by the board as is necessary for the purpose of carrying out the responsibilities required by this chapter as it relates to dentists, subject to the following limitations:

(a) The fee for an application for licensure qualifying pursuant to paragraph (1) of subdivision (c) of Section 1632 shall not exceed one thousand five hundred dollars ($1,500). The fee for an application for licensure qualifying pursuant to paragraph (2) of subdivision (c) of Section 1632 shall not exceed one thousand dollars ($1,000).

(b) The fee for an application for licensure qualifying pursuant to Section 1634.1 shall not exceed one thousand dollars ($1,000).

(c) The fee for an application for licensure qualifying pursuant to Section 1635.5 shall not exceed one thousand dollars ($1,000).

(d) The fee for an initial license and for the renewal of a license is five hundred twenty-five dollars ($525). On and after January 1, 2016, the fee for an initial license shall not exceed six hundred fifty dollars ($650), and the fee for the renewal of a license shall not exceed six hundred fifty dollars ($650). On and after January 1, 2018, the fee for an initial license shall not exceed eight hundred

dollars ($800), and the fee for the renewal of a license shall not exceed eight hundred dollars ($800).

(e) The fee for an application for a special permit shall not exceed one thousand dollars ($1,000), and the renewal fee for a special permit shall not exceed six hundred dollars ($600).

(f) The delinquency fee shall be 50 percent of the renewal fee for such a license or permit in effect on the date of the renewal of the license or permit.

(g) The penalty for late registration of change of place of practice shall not exceed seventy-five dollars ($75).

(h) The fee for an application for an additional office permit shall not exceed seven hundred fifty dollars ($750), and the fee for the renewal of an additional office permit shall not exceed three hundred seventy-five dollars ($375).

(i) The fee for issuance of a replacement pocket license, replacement wall certificate, or replacement engraved certificate shall not exceed one hundred twenty-five dollars ($125).

(j) The fee for a provider of continuing education shall not exceed five hundred dollars ($500) per year.

(k) The fee for application for a referral service permit and for renewal of that permit shall not exceed twenty-five dollars ($25).

(*l*) The fee for application for an extramural facility permit and for the renewal of a permit shall not exceed twenty-five dollars ($25).

(m) The fee for an application for an elective facial cosmetic surgery permit shall not exceed four thousand dollars ($4,000), and the fee for the renewal of an elective facial cosmetic surgery permit shall not exceed eight hundred dollars ($800).

(n) The fee for an application for an oral and maxillofacial surgery permit shall not exceed one thousand dollars ($1,000), and the fee for the renewal of an oral and maxillofacial surgery permit shall not exceed one thousand two hundred dollars ($1,200).

(o) The fee for an application for a general anesthesia permit shall not exceed one thousand dollars ($1,000), and the fee for the renewal of a general anesthesia permit shall not exceed six hundred dollars ($600).

(p) The fee for an onsite inspection and evaluation related to a general anesthesia or conscious sedation permit shall not exceed four thousand five hundred dollars ($4,500).

(q) The fee for an application for a conscious sedation permit shall not exceed one thousand dollars ($1,000), and the fee for the renewal of a conscious sedation permit shall not exceed six hundred dollars ($600).

(r) The fee for an application for an oral conscious sedation permit shall not exceed one thousand dollars ($1,000), and the fee for the renewal of an oral conscious sedation permit shall not exceed six hundred dollars ($600).

(s) The fee for a certification of licensure shall not exceed one hundred twenty-five dollars ($125).

(t) The fee for an application for the law and ethics examination shall not exceed two hundred fifty dollars ($250).

The board shall report to the appropriate fiscal committees of each house of the Legislature whenever the board increases any fee pursuant to this section and shall specify the rationale and justification for that increase.

~~SEC. 13.~~

SEC. 14. Section 1725 of the Business and Professions Code is amended to read:

1725. The amount of the fees prescribed by this chapter that relate to the licensing and permitting of dental assistants shall be established by regulation and subject to the following limitations:

(a) The application fee for an original license shall not exceed two hundred dollars ($200).

(b) The fee for examination for licensure as a registered dental assistant shall not exceed the actual cost of the practical examination.

(c) The fee for application and for the issuance of an orthodontic assistant permit or a dental sedation assistant permit shall not exceed two hundred dollars ($200).

(d) The fee for the written examination for an orthodontic assistant permit or a dental sedation assistant permit shall not exceed the actual cost of the examination.

(e) The fee for the written examination for a registered dental assistant shall not exceed the actual cost of the examination.

(f) The fee for the written examination in law and ethics for a registered dental assistant shall not exceed the actual cost of the examination.

(g) The fee for examination for licensure as a registered dental assistant in extended functions shall not exceed the actual cost of the examination.

(h) The fee for examination for licensure as a registered dental hygienist shall not exceed the actual cost of the examination.

(i) For third- and fourth-year dental students, the fee for examination for licensure as a registered dental hygienist shall not exceed the actual cost of the examination.

(j) The fee for examination for licensure as a registered dental hygienist in extended functions shall not exceed the actual cost of the examination.

(k) The board shall establish the fee at an amount not to exceed the actual cost for licensure as a registered dental hygienist in alternative practice.

(*l*) The biennial renewal fee for a registered dental assistant license, registered dental assistant in extended functions license, dental sedation assistant permit, or orthodontic assistant permit shall not exceed two hundred dollars ($200).

(m) The delinquency fee shall be 50 percent of the renewal fee for the license or permit in effect on the date of the renewal of the license or permit.

(n) The fee for issuance of a duplicate registration, license, permit, or certificate to replace one that is lost or destroyed, or in the event of a name change, shall not exceed one hundred dollars ($100).

(o) The fee for each curriculum review and site evaluation for educational programs for registered dental assistants that are not accredited by a board-approved agency, or the Chancellor's office of the California Community Colleges shall not exceed seven thousand five hundred dollars ($7,500).

(p) The fee for review of each approval application or reevaluation for a course that is not accredited by a board-approved agency or the Chancellor's office of the California Community Colleges shall not exceed two thousand dollars ($2,000).

(q) Fees collected pursuant to this section shall be deposited in the State Dental Assistant Fund.

SEC. 15. Section 1742 of the Business and Professions Code is amended to read:

1742. (a) There is hereby created a Dental Assisting Council of the Dental Board of California, which shall consider all matters

relating to dental assistants in this state, on its own initiative or upon the request of the board, and make appropriate recommendations to the board and the standing committees of the board, including, but not limited to, the following areas:

(1) Requirements for dental assistant examination, licensure, permitting, and renewal.

(2) Standards and criteria for approval of dental assisting educational programs, courses, and continuing education.

(3) Allowable dental assistant duties, settings, and supervision levels.

(4) Appropriate standards of conduct and enforcement for dental assistants.

(5) Requirements regarding infection control.

(b) (1) The members of the council shall be appointed by the board and shall include the registered dental assistant member of the board, another member of the board, and five registered dental assistants, representing as broad a range of dental assisting experience and education as possible, who meet the requirements of paragraph (2).

(2) The board shall consider, in its appointments of the five registered dental assistant members, recommendations submitted by any incorporated, nonprofit professional society, association, or entity whose membership is comprised of registered dental assistants within the state. Two of those members shall be employed as faculty members of a registered dental assisting educational program approved by the board, and shall have been so employed for at least the prior five years. Three of those members, which shall include one registered dental assistant in extended functions, shall be employed clinically in private dental practice or public safety net or dental health care clinics. All five of those members shall have possessed a current and active registered dental assistant or registered dental assistant in extended functions license for at least the prior five years, and shall not be employed by a current member of the board.

(c) No council appointee shall have served previously on the dental assisting forum or have any financial interest in any registered dental assistant school. All final candidate qualifications and applications for board-appointed council members shall be made available in the published board materials with final

candidate selection conducted during the normal business of the board during public meetings.

(d) A vacancy occurring during a term shall be filled by appointment by the board for the unexpired term, according to the criteria applicable to the vacancy within 90 days after it occurs.

(e) Each member shall comply with conflict of interest requirements that apply to board members.

(f) The council shall meet in conjunction with other board committees, and at other times as deemed necessary.

(g) Each member shall serve for a term of four years, except that, of the initial appointments of the nonboard members, one of the members shall serve a term of one year, one member shall serve a term of two years, two members shall serve a term of three years, and one member shall serve a term of four years, as determined by the board. *No member shall serve more than two full terms.*

(h) Recommendations by the council pursuant to this section shall be approved, modified, or rejected by the board within 120 days of submission of the recommendation to the board. If the board rejects or significantly modifies the intent or scope of the recommendation, the council may request that the board provide its reasons in writing for rejecting or significantly modifying the recommendation, which shall be provided by the board within 30 days of the request.

~~(i) The board shall make all the initial appointments by May 1, 2012.~~

~~(j)~~

(i) The council shall select a chair who shall establish the agendas of the council and shall serve as the council's liaison to the board, including the reporting of the council's recommendations to the board.

~~SEC. 14.~~

SEC. 16. Section 2841 of the Business and Professions Code is amended to read:

2841. (a) There is in the Department of Consumer Affairs a Board of Vocational Nursing and Psychiatric Technicians of the State of California, consisting of 11 members.

(b) Within the meaning of this chapter, "board," or "the board," refers to the Board of Vocational Nursing and Psychiatric Technicians of the State of California.

(c) This section shall remain in effect only until January 1, 2018, and as of that date is repealed. Notwithstanding any other law, the repeal of this section renders the board subject to review by the appropriate policy committees of the Legislature.

~~SEC. 15. Section 2847 of the Business and Professions Code is amended to read:~~

~~2847. (a) The board shall select an executive officer who shall perform duties as are delegated by the board and who shall be responsible to it for the accomplishment of those duties.~~

~~(b) The person selected to be the executive officer of the board shall be a duly licensed vocational nurse under this chapter, a duly licensed professional nurse as defined in Section 2725, or a duly licensed psychiatric technician. The executive officer shall not be a member of the board.~~

~~(c) With the approval of the Director of Finance, the board shall fix the salary of the executive officer.~~

~~(d) The executive officer shall be entitled to traveling and other necessary expenses in the performance of his or her duties. He or she shall make a statement, certified before a duly authorized person, that the expenses have been actually incurred.~~

~~(e) This section shall remain in effect only until January 1, 2018, and as of that date is repealed.~~

~~SEC. 16. Section 2894 of the Business and Professions Code is amended to read:~~

~~2894. (a) All money in the Vocational Nursing and Psychiatric Technicians Fund shall be used to carry out this chapter, including the promotion of nursing education in this state, and Chapter 10 (commencing with Section 4500), and for the refund, in accordance with law, of license fees or other moneys paid into the Vocational Nursing and Psychiatric Technicians Fund under the provisions of this chapter and Chapter 10 (commencing with Section 4500).~~

~~(b) Claims against the Vocational Nursing and Psychiatric Technicians Fund shall be audited by the Controller, and shall be paid by the Treasurer upon warrants drawn by the Controller.~~

SEC. 17. Section 2894 of the Business and Professions Code is amended to read:

2894. *(a)* All money in the Vocational Nursing and Psychiatric Technicians Fund shall be used to carry out the provisions of this chapter, including the promotion of nursing education in this state, and for the refund, in accordance with law, of license fees or other

moneys paid into the Vocational Nursing and Psychiatric Technicians Fund under the provisions of this chapter.

~~Claims~~

(b) Claims against the Vocational Nursing and Psychiatric Technicians Fund shall be audited by the Controller, and shall be paid by the Treasurer upon warrants drawn by the Controller.

(c) This section shall become inoperative on July 1, 2016, and, as of January 1, 2017, is repealed.

SEC. 18. Section 2894 is added to the Business and Professions Code, to read:

2894. (a) All money in the Vocational Nursing and Psychiatric Technicians Fund shall be used to carry out this chapter, including the promotion of nursing education in this state, and Chapter 10 (commencing with Section 4500), and for the refund, in accordance with law, of license fees or other moneys paid into the Vocational Nursing and Psychiatric Technicians Fund under the provisions of this chapter and Chapter 10 (commencing with Section 4500).

(b) Claims against the Vocational Nursing and Psychiatric Technicians Fund shall be audited by the Controller, and shall be paid by the Treasurer upon warrants drawn by the Controller.

(c) This section shall become operative on July 1, 2016.

~~SEC. 17.~~

SEC. 19. Section 4501 of the Business and Professions Code is amended to read:

4501. (a) "Board," as used in this chapter, means the Board of Vocational Nursing and Psychiatric Technicians of the State of California.

(b) This section shall remain in effect only until January 1, 2018, and as of that date is repealed.

~~SEC. 18.~~

SEC. 20. Section 4503 of the Business and Professions Code is amended to read:

4503. (a) The board shall administer and enforce this chapter.

(b) This section shall remain in effect only until January 1, 2018, and as of that date is repealed.

~~SEC. 19. Section 4547 of the Business and Professions Code is amended to read:~~

~~4547. All expenses incurred in the operation of this chapter or Chapter 6.5 (commencing with Section 2840) shall be paid out of the Vocational Nursing and Psychiatric Technicians Fund from~~

~~the revenue received by the board under this chapter or Chapter 6.5 (commencing with Section 2840) and deposited in the Vocational Nursing and Psychiatric Technicians Fund.~~

SEC. 21. Section 4547 of the Business and Professions Code is amended to read:

4547. *(a)* All expenses incurred in the operation of this chapter shall be paid out of the Vocational Nursing and Psychiatric Technicians Fund from the revenue received by the board under this chapter and deposited in the Vocational Nursing and Psychiatric Technicians Fund. No part of the expenses shall be charged against any funds which are derived from any functions of the board provided for in other chapters of this code.

(b) This section shall become inoperative on July 1, 2016, and, as of January 1, 2017, is repealed.

SEC. 22. Section 4547 is added to the Business and Professions Code, to read:

4547. (a) All expenses incurred in the operation of this chapter or Chapter 6.5 (commencing with Section 2840) shall be paid out of the Vocational Nursing and Psychiatric Technicians Fund from the revenue received by the board under this chapter or Chapter 6.5 (commencing with Section 2840) and deposited in the Vocational Nursing and Psychiatric Technicians Fund.

(b) This section shall become operative on July 1, 2016.

O

4.2 Increase Board awareness of staff functions, responsibilities, and timeframes for completing tasks.

Objective Measurement		
Board member satisfaction of materials and awareness of BCE staff functions.		
Action Item	**Responsible Party**	**Completion Date**
4.2.1 Schedule BCE office visits for Board members.*	Administration Manager/ Executive Officer	Completed (Ongoing)
4.2.2 Implement email blasts of Board related events to notify Board members of BCE, DCA BMOT, and association meetings.	Administration Manager/ Executive Officer	Completed (Ongoing)
4.2.3 Survey Board members to determine the types of materials requested.	Administration Manager/ Executive Officer	Completed
4.2.4 Based on feedback, develop materials that provide overview of BCE staff functions.	Administration Manager/ Executive Officer	Q2 2016
4.2.5 Provide Board program overview information to Board members.	Administration Manager/ Executive Officer	Q3 2016

* BCE office visits for Board members are optional, but recommended by the Board Chair.

Board of Chiropractic Examiners
Communications Assessment
July 2015

Introduction

At the request of the Board of Chiropractic Examiners, the Department of Consumer Affairs Office Public Affairs conducted an assessment of its communication strategies and found some suggestions for external communications noted below. As with any organization, the Board could benefit at examining its internal communications and make efforts to ensure employee engagement.

CURRENT COMMUNICATIONS APPROACH:

Publications

The Board recently produced an about "About Us" pamphlet. The Board is currently updating its "Consumers Guide to Chiropractic." The Board also produces newsletters. The last issues posted online were:

Summer/Fall 2015
Summer/Fall 2014
Spring/Summer 2010
Spring 2009

Social Media

The Board currently has Facebook and Twitter accounts with 166 "likes" and 51 "followers."

SUGGESTED STRATEGIES:

Social Media-

Facebook and Twitter-

- Continue to use Social Media as a means to communicate to licensees and applicants. In an effort to solicit more engagement, host an online chat on Facebook or Twitter. Is there a specific message the Board needs to share with its licensees and applicants?

  #askachiro #askchiroboard

  Other examples of messaging:

  - Request users to share a good experience with their chiropractor.
  - Post enforcement actions or interesting information prior to Board meetings.
  - Chiropractic tips with pictures.
  - Information about regulation changes.

- Exam information for applicants.
- Fun chiropractic facts— ThrowBackThurs: the first chiropractor was licensed.

- To increase the Board's Social Media presence, the Board could work with related boards and bureaus or other partners to request new "followers" and "likes." Send an email to interested parties' list to solicit followers.

- PDE can create buttons with Social Media accounts to hand out at meetings and solicit more followers.

- The Board could add Facebook and Twitter links to their meeting agendas.

- Contribute/collaborate to posts for *The DCA Page.* Blog receives hundreds of weekly views.

- Create a Social Media campaign like #safesandalseason. The Board of Barbering and Cosmetology (BBC) wanted to create awareness about nail salon safety. We created a media campaign, #safesandalseason, that included branding with graphics and a hashtag, videos and messages for Social Media.

LinkedIn-

- Once seen as another job board, LinkedIn is becoming an emerging platform to reach an audience. For example, the Board of Accountancy, with 500 connections, uses LinkedIn to reach its licensees and their stakeholders. The National Board of Chiropractic Examiners has a LinkedIn account with 96 followers. A quick LinkedIn search shows thousands of profiles who list their professions as chiropractors. A Board LinkedIn account could easily reach thousands of licensees. The Board could also join established LinkedIn Groups, such as the Chiropractic Professionals that has over 17,000 members. By joining the group, the Board could contribute to the discussions by sharing important Board information.

Instagram-

- Instagram is another opportunity to be more creative using more imagery. Government organizations use it as another tool to connect with their stakeholders. Original content can include actual photographs snapped by staff or the use of graphics from stock libraries is common.

Newsletters-

- Newsletters should be produced more frequently—twice a year.

Van Allen, Dixie@DCA

From: Valdivia Aguilar, Cristina@DCA
Sent: Wednesday, July 22, 2015 2:12 PM
To: Van Allen, Dixie@DCA
Cc: Heimerich, Russ@DCA; Stratton, Lisa@DCA
Subject: July 16th meeting follow-up
Attachments: Chiropractic Examiners- Healing Arts Bds Social Media Comparison.docx

Hi, Dixie-

I spoke to Russ regarding the questions brought up at the July 16th meeting. Please see the responses below.
Let me know if you have any questions.
Thank you,
Cristina

1. **Healing arts boards social media comparison**
   Please see the attached document. Some non-healing arts boards like the Board of Barbering and Cosmetology and the Bureau for Private Postsecondary Education have a strong social media presence. They use their social media accounts to reach both licensees and consumers.
2. **Do other healing arts boards do "profiles of practitioners" on their social media? Is this something BCE can do?**
   Like it was mentioned during the meeting, it's not a good idea to profile a specific licensee. The Board could post messages like the Physical Therapy Board does asking its followers to share a good chiropractic experience/story they recently had.

3. **Online chat—does a professional member have to participate on the chat for legal reasons?**
   The online chats could be geared toward licensees, stakeholders and the discussion could be about issues pertaining to the board. It would be an opportunity for licensees to ask the Board and receive immediate responses. A professional member wouldn't need to participate. It would need to be clear to the participants the chat wouldn't be a forum for free chiropractic/health advice.

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As of July 20, 2015

	Facebook	Twitter
Board of Chiropractic Examiners	**169**	**53**
Acupuncture Board	n/a	n/a
Board of Behavioral Sciences	n/a	n/a
Dental Board	n/a	n/a
Dental Hygiene Committee	n/a	n/a
Medical Board of California	n/a	205
Naturopathic Medicine Committee	n/a	n/a
Board of Psychology	189	98
Osteopathic Medical Board	n/a	n/a
Board of Podiatric Medicine	n/a	n/a
Respiratory Care Board	n/a	n/a
Physician Assistant Board	n/a	n/a
Board of Occupational Therapy	1,675	n/a
Board of Optometry	194	397
Physical Therapy Board	2,025	367
Pharmacy Board	n/a	n/a
Board of Registered Nursing	n/a	n/a
Telephone Medical Advice Services	n/a	n/a

Facebook-- Graphics

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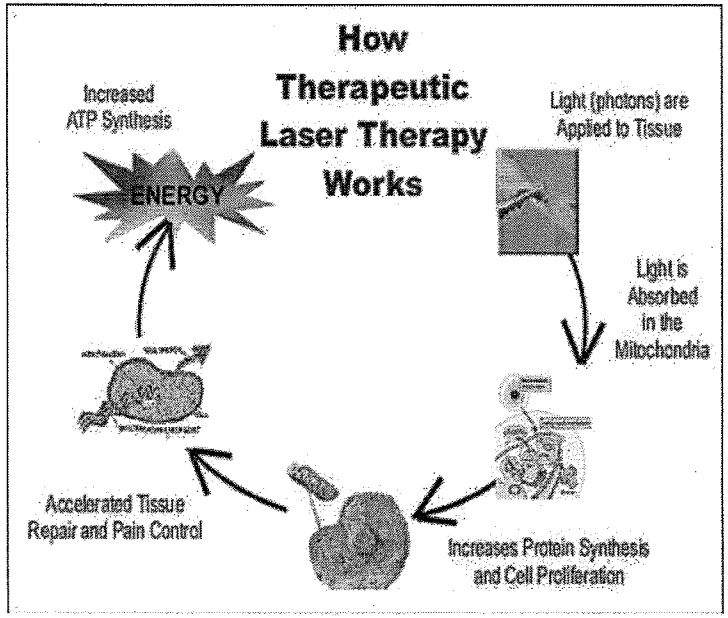
Physical Therapy Board of California
1 hr ·

Laser therapy uses specific wavelengths of light to stimulate healing (well below the skin so you don't feel a thing). Best-case scenario: The treatment can help reduce inflammation, muscle fatigue, and pain. It can also allow the therapist to move the affected joint around easier with less discomfort.



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856 Weekly Total Reach
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Forensic Mental Health Association of...
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Facebook-- Board updates, Industry information

Lisa Kramer Nadler
Yesterday at 11:13am

Where's the English version of latest regulations as of July 1st, 2015? I only see Vietnamese , Korean & Spanish.

Like · Comment · Share 2

Richard Merrill-Rivas
July 2 at 9:54pm

Could you please clarify whether dermal lights, specifically ones ma... See More

Like · Comment · Share 1 1

Lisa M Nabb
June 18 at 7:38pm

When will today's NIC webcast be available to view again ?

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REVIEWS

4.1 ★ 4.1 of 5 stars · 73 reviews

Danielle Kooken Wachowski — Christy Underwood has been a great listener. I'm looking forward to working closely with State Board if my application to be an advisory member gets approved.
February 6, 2014 · 38 Reviews ·
23 7

Leah Fowler — Could I give zero stars please? I moved here from Utah in March and I have had nothing but trouble and heartache from th... See More
July 28, 2014 · 4 Reviews ·
5 3

Tell people what you think

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Linda Sabori, Albert Graciano and 2 others like this.

California State Board of Barbering and Cosmetology
Yesterday at 8:10am ·

The California Board of Barbering and Cosmetology is now authorized to accept applications for licenses containing an Individual Taxpayer Identification Number (ITIN) in lieu of a Social Security Number (SSN). For information on obtaining an ITIN contact the IRS at 1-800-829-1040 or visit
http://www.irs.gov/.../Individual-Taxpayer-Identification-Num...

> **Individual Taxpayer Identification Number (ITIN)**
> Individual Taxpayer Identification Numbers (ITINs) will expire if not used on a federal income tax return for any year during a period of five consecutive years, the Internal Revenue Service announced today. That is, the IRS will not deactivate an ITIN that has been used on at least one tax return i...
> IRS.GOV

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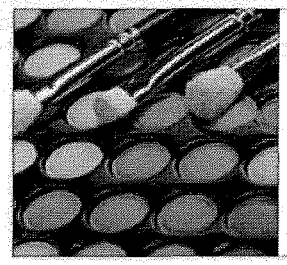
Maria-Christina Gazzano, Emily Peterson, Albert Graciano and 11 others like this.

1 share

California State Board of Barbering and Cosmetology
July 7 at 4:10pm ·

The California Safe Cosmetics Program (CSCP) collects data from cosmetic companies on products that contain a chemical ingredient known to cause cancer or reproductive harm. Website visitors can now search the CSCP database for specific products, brand names, or chemical ingredients. The new website also has useful information for workers and consumers who use cosmetics about how exposure to chemicals can affect health.https://safecosmetics.cdph.ca.gov/search/



> **CA Safe Cosmetics Public Search**
> SAFECOSMETICS.CDPH.CA.GOV

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Chiropractic Professionals

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Group Profile

This is a group specialized for those in the field of Chiropractic Health.

If you are a Chiropractor or are involved in the industry, please feel welcome to join this group.

Group Members in Your Network

Sarah Sherwood 2nd
Publicity and Development

Diana Rohini LaVigne 2nd
Chief Communications Officer at Life Chiropractic College West

Joshua Sloan 2nd
eMarketing Strategist & Consultant, Entrepreneur

Harry Zettel 2nd
Vice President of Finance and Business Development HealthPro.com

Stephen St Gelais 2nd
President - Med-Billing Solutions, LLC

Carrie Regan 2nd

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