

**BOARD OF VOCATIONAL NURSING
AND PSYCHIATRIC TECHNICIANS**

LEGISLATIVE REPORT

As of May 17, 2010

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| AB 48 | AUTHOR: | Portantino |
| | TITLE: | Private Postsecondary Education Act |
| | INTRODUCED: | 12/1/08 |
| | AMENDED: | |
| | SUMMARY: | |
| | Recasts and revises the former Private Postsecondary and Vocational Education Reform Act of 1989 as the Private Postsecondary Education Act of 2009. Establishes the Bureau for Private Postsecondary Education. Continues the Student Tuition Recovery Fund. Provides for actions for violation of the act. Requires reports. Imposes various fees in connection with an institution's approval to operate for deposit into a related fund. Appropriates moneys from the fund for reporting requirements. Provides exceptions. | |
| | STATUS: | |
| | 10/11/09 | CHAPTERED BY THE SECRETARY OF STATE, CHAPTER NO. 310 |

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|---------------|--|---|
| AB 750 | AUTHOR: | Bass |
| | TITLE: | Deferred Entry of Judgment |
| | INTRODUCED: | 2/26/09 |
| | AMENDED: | |
| | SUMMARY: | |
| | Authorized a Superior Court, with the concurrence of the prosecuting attorney of the county, to create a deferred entry of judgment reentry program aimed at preventing recidivism among first-time nonviolent felony drug offenders. Specifies the process for eligibility for the program. | |
| | STATUS: | |
| | 10/11/09 | CHAPTERED BY THE SECRETARY OF STATE, CHAPTER NO. 372 |

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| AB 877 | AUTHOR: | Emmerson |
| | TITLE: | Healing Arts: Scope and Practice |
| | INTRODUCED: | 2/26/09 |
| | AMENDED: | 4/14/09 |
| | SUMMARY: | |
| | Requires the Director of Consumer Affairs to appoint a scope of practice committee to perform occupational analyses and prepare written reports on any bills seeking to substantially expand the scope of a healing arts practice. | |
| | STATUS: | |
| | 2/2/10 | FAILED PASSAGE. |

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|----------------|---|---|
| AB 1235 | AUTHOR: | Hayashi |
| | TITLE: | Healing Arts: Peer Review |
| | INTRODUCED: | 2/27/09 |
| | AMENDED: | 2/16/10 |
| | SUMMARY: | |
| | Revises provisions of existing law governing the peer review process of healing arts licentiates by peer review bodies to include obtaining an external peer review for a related evaluation and investigation, the response by review bodies to requests for records by another review body, the review and recommendations by a review body to a health care facility regarding quality considerations and performance in the retention or replacement of contract licensees, and legal representation at related hearings. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; non-fiscal. In SENATE Business and Professions Committee. |

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| AB 1310 | AUTHOR: | Hernandez |
| | TITLE: | Healing arts database |
| | INTRODUCED: | 2/27/09 |
| | AMENDED: | 6/29/09 |
| | SUMMARY: | |
| | Revises provisions to update information contained in the Health Care Workforce Clearinghouse database. Requires certain healing arts boards to collect specified information from their licensees. Requires those boards and the Department of Consumer Affairs to transfer that data to the clearinghouse. Requires the Office of Statewide Health Planning and Development to select a database and to also add collected data to the database. Requires a related report to the Legislature. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In SENATE Committee on APPROPRIATIONS. |

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| AB 1430 | AUTHOR: | Swanson |
| | TITLE: | Pupil Health: Licensed Nurses |
| | INTRODUCED: | 2/27/09 |
| | AMENDED: | 4/27/09 |
| | SUMMARY: | |
| | Relates to pupil health and licensed nurses. Requires that any medication that is administered to a pupil who is required to take, during the regular school day, medication prescribed for him or her by a physician or surgeon be administered by a health care professional operation within the scope of his or her practice. Provides exceptions. Specifies that, for purposes of these provisions, the practice of nursing is defined in the Nursing Practice Act. | |
| | STATUS: | |
| | 2/2/10 | FAILED PASSAGE IN ASSEMBLY BUSINESS AND PROFESSIONS COMMITTEE. |

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| AB 1659 | AUTHOR: | Huber |
| | TITLE: | State Government: Agency Repeals |
| | INTRODUCED: | 1/19/10 |
| | AMENDED: | 4/28/10 |
| | SUMMARY: | |
| | Creates the Joint Sunset Review Committee to identify and eliminate waste, duplication, and inefficiency in government agencies and to conducts a comprehensive analysis of every eligible agency to determine if that agency is still necessary and cost effective. Requires each agency scheduled for repeal to submit a report to the committee containing certain information. Requires public testimony and an evaluation prior to an agency being eliminated unless the Legislature extends or reorganizes the agency. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY Committee on APPROPRIATIONS. To Suspense file. |

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| AB 1787 | AUTHOR: | Swanson |
| | TITLE: | Administrative Procedure: Regulations: Description |
| | INTRODUCED: | 2/10/10 |
| | AMENDED: | 4/7/10 |
| | SUMMARY: | |
| | Requires an agency subject to the Administrative Procedure Act to include a narrative description of the additions to, and deletions from, the state Code of Regulations. States the intent of the Legislature to require state agencies to provide regulatory amendments in a narrative format that can be accurately translated by software used by the visually impaired. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY Committee on APPROPRIATIONS. To Suspense File. |

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| AB 1949 | AUTHOR: | Logue |
| | TITLE: | Regulations: Five-Year Review and Report |
| | INTRODUCED: | 2/17/10 |
| | AMENDED: | 4/5/10 |
| | SUMMARY: | |
| | Requires a state agency to review and report various information pertaining to regulations that it adopts or amends on and after a specified date including a summary of the written criticisms of the regulation received by the agency within a specified period and the estimated economic, small business, and consumer impact of the regulation. Requires the report to be placed on the office's Internet Web site. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY Committee on BUSINESS, PROFESSIONS AND CONSUMER PROTECTION. Failed passage; reconsideration granted. |

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| AB 1957 | AUTHOR: | Silva |
| | TITLE: | Administrative Procedure Act: Notice of Proposed Action |
| | INTRODUCED: | 2/17/10 |
| | AMENDED: | |
| | SUMMARY: | |
| | Requires an agency to mail a notice of proposed action to adopt, amend or repeal a regulation to local government agencies or local government agency representatives that the agency believes may be interested in, or impacted by the proposed action. Requires the Office of Administrative Law to create, maintain, and make available to a requesting agency, a notification list of local government agency representatives. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In COMMITTEE, first hearing set. Referred to APPROPRIATIONS suspense file. |

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| AB 2038 | AUTHOR: | Eng |
| | TITLE: | Franchise Tax Board: Professional/Occupational Licenses |
| | INTRODUCED: | 2/17/10 |
| | AMENDED: | 4/27/10 |
| | SUMMARY: | |
| | Permits a state governmental licensing entity, that issues professional or occupational licenses, certificates, registrations, or permits, to suspend, revoke, or refuse to issue a license where the applicant or licensee has failed to pay income taxes. Requires those licensing entities to provide to the Franchise Tax Board the name and social security number or federal taxpayer identification number of each individual licensee. Provides suspension or revocation of a license for non-payment of taxes. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY APPROPRIATIONS Committee. |

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| AB 2385 | AUTHOR: | Perez J |
| | TITLE: | Accelerated Nursing and Health Care Professions |
| | INTRODUCED: | 2/19/10 |
| | AMENDED: | 4/22/10 |
| | SUMMARY: | |
| | Establishes the Pilot Program for Accelerated Nursing and Allied Health Care Profession Education at the state's community colleges. Requires the Office of the Chancellor to design the program with a goal of facilitating early graduation. Requires the establishment of policies and procedures for the application process for community colleges. Requires the program to commence in the 2012-13 academic year. Provides accelerated learning in a variety of formats, including online and distance learning. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY APPROPRIATIONS Committee. |

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| AB 2454 | AUTHOR: | Torlakson |
| | TITLE: | Pupil Health |
| | INTRODUCED: | 2/19/10 |
| | AMENDED: | 4/28/10 |
| | SUMMARY: | |
| | Requires the governing board of a school district to employ one school nurse, registered nurse, or licensed vocational nurse for every 750 pupils. Provides that districts with more pupils would be required to employ more nurses. Requires registered nurses and licensed vocational nurses to provide health care services to pupils under the supervision of a school nurse. Provides the number of pupils enrolled at a school with a school health center shall not be included in a nurse-to-pupil ratio. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY APPROPRIATIONS Committee. |

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| AB 2484 | AUTHOR: | Carter |
| | TITLE: | Vocational Nursing: Psychiatric Technician: Fees |
| | INTRODUCED: | 2/19/2010 |
| | AMENDED: | |
| | SUMMARY: | |
| | Increases the maximum amount of the biennial licensure renewal fee and the delinquency fee set by the Board of Vocational Nursing and Psychiatric Technicians. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; majority vote required. <i>Hearing canceled at request of the author.</i> |

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| AB 2500 | AUTHOR: | Hagman |
| | TITLE: | Business and Professions: Licenses: Penalties: Military |
| | INTRODUCED: | 2/19/10 |
| | AMENDED: | 4/26/10 |
| | SUMMARY: | |
| | Waives the penalty fee for late renewal of any type of state license issued by a board for a member of the State National Guard or the United States Armed Forces, who was on active duty, serving outside of the state in a military conflict during a time or war at the time of the lapse of the license. Requires a member to submit a copy of his or her official military orders upon requesting the waiver of the penalty fee. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. Passed from ASSEMBLY Committee on BUSINESS, PROFESSIONS AND CONSUMER PROTECTION to ASSEMBLY Committee on APPROPRIATIONS. |

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| AB 2652 | AUTHOR: | Niello |
| | TITLE: | Administrative Regulations: Legislative Review |
| | INTRODUCED: | 2/19/10 |
| | AMENDED: | 4/8/10 |
| | SUMMARY: | |
| | Amends the Administrative Procedure Act, which governs the procedure for the adoption, amendment, or repeal of regulations by state agencies. Requires a standing committee with jurisdiction over a state agency proposing to adopt a regulation with a gross cost in excess of a specified sum to hold an informational hearing regarding the proposed regulation. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; non-fiscal. In ASSEMBLY Committee on APPROPRIATIONS. |

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| AB 2699 | AUTHOR: | Bass |
| | TITLE: | Healing Arts: Licensure Exemption |
| | INTRODUCED: | 2/19/10 |
| | AMENDED: | 4/26/10 |
| | SUMMARY: | |
| | Provides an exemption from licensure requirements for a health care practitioner licensed in another state who provides services on a voluntary basis without charge to the recipient or a 3 rd party on behalf of the recipient. Prohibits a contract of professional liability insurance from excluding coverage of these practitioners or a sponsoring entity for providing such care. States the intent of the Legislature that these health care services be provided primarily to uninsured and underinsured persons. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY Committee on APPROPRIATIONS. |

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| AB 2783 | AUTHOR: | Assembly Veterans Affairs Committee |
| | TITLE: | Professions and Vocations: Military Personnel |
| | INTRODUCED: | 3/8/10 |
| | AMENDED: | |
| | SUMMARY: | |
| | Amends existing law providing for the licensure and regulation of certain businesses, occupations and professions, and requiring such entities to consult with the Department of Veterans Affairs before adopting rules and regulations. Requires such boards to consult with the Military Department before adopting such rules and regulations. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. Passed ASSEMBLY. To SENATE. |

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| SB 294 | AUTHOR: | Negrete McLeod |
| | TITLE: | Healing Arts |
| | INTRODUCED: | 2/25/2009 |
| | AMENDED: | 9/4/2009 |
| | SUMMARY: | |
| | Relates to the Internet disclosure of healing arts licensee information, the audit of related boards, the reporting by boards of disciplinary actions taken against licensees in this state and by other states, reporting of any felony indictments against a licensee, the reporting of felony convictions against licensees, the procedures regarding license revocation, civil penalties for refusing a medical records request in practice disputes, licensee diversion programs, and Nursing Board investigators. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations. Referred to ASSEMBLY Committee on BUSINESS AND PROFESSIONS. |

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| SB 389 | AUTHOR: | Negrete McLeod |
| | TITLE: | Professions and Vocations |
| | INTRODUCED: | 2/26/09 |
| | AMENDED: | 6/1/09 |
| | SUMMARY: | |
| | Makes the fingerprinting provision of existing law applicable to the Dental Board, the Dental Hygiene Committee, the Professional Fiduciaries Bureau, the Osteopathic Medical Board, the Board of Podiatric Medicine, and the State Board of Chiropractic Examiners. Requires new licensing applicants and those petitioning for reinstatement to successfully complete criminal record searches. Requires notification of convictions. Requires the Contractor's Licensing Board to implement these provisions for renewals. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In ASSEMBLY Committee on PUBLIC SAFETY: Failed passage. Reconsideration granted. |

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| SB 1111 | AUTHOR: | Negrete McLeod |
| | TITLE: | Regulatory Boards |
| | INTRODUCED: | 2/17/10 |
| | AMENDED: | 4/12/10 |
| | SUMMARY: | |
| | Revises provisions regarding the regulation of healing arts licensees by various boards within the Department of Consumer Affairs to include audits of inquiries of any healing arts board, payment by licensees of the costs of investigations of said licensees, licensee administrative fine assessments, the reporting of licensees of any arrest or disciplinary action taken by another state, board default decisions and settlement agreements, license suspension for felony incarceration, and sex offender licensure. | |
| | STATUS: | |
| | 5/17/10 | Inactive; non-urgent; appropriations; fiscal. Failed passage in committee. |

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| SB 1119 | AUTHOR: | Wright |
| | TITLE: | Health Care Staffing |
| | INTRODUCED: | 2/17/10 |
| | AMENDED: | 4/21/10 |
| | SUMMARY: | |
| | Amends the Employment Agency, Employment Counseling, and Job Listing Services Act. Imposes requirements on an agency that refers temporary licensed nursing staff to any health facility. Requires such agency to be certified or accredited by a recognized body. Requires such agency to report the suspension or termination for cause by a facility of a licensed vocational nurse or psychiatric technician referred by the agency. Requires a facility to inform the agency of the reasons for refusing a referral. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. Passed SENATE. To ASSEMBLY. |

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| SB 1171 | AUTHOR: | Negrete McLeod |
| | TITLE: | Regulatory Boards: Operations |
| | INTRODUCED: | 2/18/10 |
| | AMENDED: | 4/5/10 |
| | SUMMARY: | |
| | Abolishes the Joint Committee on Boards, Commissions, and Consumer Protection and authorizes the appropriate policy committees of the Legislature to carry out its duties. Subjects interior design organizations, the State Board of Chiropractic Examiners, the Osteopathic Medical Board of California, the Tax Education Council, the Naturopathic Medical Committee, certification of common interest development managers and massage therapists to review on unspecified dates. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In SENATE Committee on RULES. |

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| SB 1172 | AUTHOR: | Negrete McLeod |
| | TITLE: | Regulatory Boards: Diversion Programs |
| | INTRODUCED: | 2/18/10 |
| | AMENDED: | 5/11/10 |
| | SUMMARY: | |
| | Amends existing law relating to the maintenance of records by entities that contract with the Department of Consumer Affairs to provide alcohol and dangerous drug treatment and rehabilitation to licentiates. Specifies those records and documents shall be kept for a specified period and are not subject to discovery or subpoena unless provided for by law. Requires those records by audited. Requires a cease in practice for a probation or diversion violation. Prohibits disclosure of diversion participation. | |
| | STATUS: | |
| | 5/17/10 | Active; non-urgent; non-appropriations; fiscal. In SENATE Committee on APPROPRIATIONS. |

(5/17/10)