

DIVISION OF LEGISLATIVE & POLICY REVIEW

# 2012 Legislative Digest



STATE OF CALIFORNIA



DEPARTMENT OF CONSUMER AFFAIRS







DIVISION OF  
LEGISLATIVE *and*  
POLICY REVIEW



# 2012 LEGISLATIVE DIGEST

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## **PREFACE**

### **2012 Legislative Digest**

The Department of Consumer Affairs' (Department) Division of Legislative & Policy Review (Division) has prepared this 2012 Legislative Digest. This report includes all of the legislation that the Department has analyzed over the previous year. In the course of carrying out this duty, the Division has worked with the Department's licensing programs, consumer protection organizations, professional associations, the State Legislature and the Governor's Office. In 2012, the Division tracked a total of 163 bills and submitted 84 enrolled bill reports to the Governor's Office for review.

The Department currently oversees 36 licensing programs that issue more than two million licenses, registrations, and certifications in nearly 200 professional categories, including doctors, dentists, contractors, cosmetologists and smog-check technicians. These licensing boards, bureaus, committees, commission and program are responsible for enforcing the minimum qualifications for licensure, registration or certification in a particular profession. These qualifications are established by statute and regulation.

This Legislative Digest contains a complete listing of all legislation from the 2012 year impacting the Department's licensing programs specifically and involving consumer protection in general. The Digest is organized by subject and program and is indexed by author and bill number for ease of reference. Additionally, the Digest contains legislative highlights that were of extraordinary significance to the Department and its programs. The Division has prepared this report for over 22 years and hopes that it will continue to serve as a useful resource for identifying past legislation of interest.

This report can also be viewed at the Department's website at [www.dca.ca.gov](http://www.dca.ca.gov) under "Publications."

A handwritten signature in blue ink that reads "Tracy Rhine".

**Tracy Rhine**  
Deputy Director, Legislative & Policy Review  
Department of Consumer Affairs



# CONTENTS

<b>SELECTED 2012 LEGISLATION</b>	<b>PAGE NO.</b>
2012 Highlights	1
<b>GENERAL CONSUMER PROTECTION</b>	
Business Practices	3
Court System & Legal Services (Probate)	4
Internet / E-Commerce / E-Government	4
Landlord Tenant / Common Interest Developments	4
Maintenance of the Codes / Omnibus Bills	5
Miscellaneous Consumer Issues	6
Regulations / New Programs	7
Veterans / Military Personnel	9
<b>BILLS BY DCA LICENSING PROGRAM</b>	
All Licensing Programs	10
All Healing Arts Programs	12
Accountancy	13
Acupuncture	14
Architects	14
Athletic Commission	15
Automotive Repair	15
Barbering & Cosmetology	16
Behavioral Sciences	16
Cemetery & Funeral	17
Chiropractors	18
Contractors	18
Court Reporters	19
Dentists / Dental Hygienists	19
Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	20
Engineers, Land Surveyors & Geologists	21
Guide Dogs	21
Landscape Architects	21
Medical	21
Naturopathic Medicine	23
Occupational Therapy	23
Optometry	23
Osteopathic Medicine	24
Pharmacy	24
Physical Therapy	25
Physician Assistants	25
Podiatric Medicine	26
Private Postsecondary Education	26
Professional Fiduciaries	26
Psychology	27
Registered Nursing	27
Respiratory Care	28
Security & Investigative Services	29
Speech-Language Pathology & Audiology & Hearing Aid Dispensers	29
Sunset Review	30
Telephone Medical Advice Services	30
Veterinary Medicine	30
Vocational Nurses & Psychiatric Technicians	30
<b>INDEXES OF BILLS</b>	
By Author and Bill Number	i



**DEPARTMENT OF CONSUMER AFFAIRS  
DIVISION OF LEGISLATIVE & POLICY REVIEW  
LEGISLATIVE DIGEST - 2012 LEGISLATIVE SESSION**

**2012 HIGHLIGHTS**

<b>GRP 2</b> Governor	<b><u>Governor's Reorganization Plan</u></b> The Governor's Reorganization Plan of 2012 changes the structure of several state agencies, departments and boards. Under this plan, the Department of Real Estate and Office of Real Estate Appraisers become bureaus under the authority of the Department of Consumer Affairs. The Structural Pest Control Board and State Board of Chiropractic Examiners will be moved under the jurisdiction of the Department of Consumer Affairs. These changes become operative July 1, 2013.	<b>Effective</b>
<b>AB 778</b> Atkins	<b><u>Health Care Service Plans: Vision Care</u></b> This bill would have specified a permissible business relationship between health care service providers, opticians, optical companies, optical manufacturers and distributors and non-optometric corporations.	<b>Held</b> Senate Business, Professions and Economic Development Committee
<b>AB 1588</b> Atkins	<b><u>Professions and Vocations: Reservist Licensees: Fees and Continuing Education</u></b> This bill authorizes a waiver from license renewal fees and continuing education requirements for any licensee of a program under the jurisdiction of the Department of Consumer Affairs who is called to active duty by the United States Armed Forces or the California National Guard.	<b>Enacted</b> Chapter 742
<b>AB 2312</b> Ammiano	<b><u>Controlled Substances</u></b> This bill would have established the Board of Medical Marijuana Enforcement in the Department of Consumer Affairs and would have required the board to perform specified duties relating to the regulation of medical marijuana facilities.	<b>Held</b> Senate Business, Professions and Economic Development Committee
<b>SB 71</b> Leno	<b><u>State Agencies: Boards, Commissions, and Reports</u></b> This bill removes more than 200 statutorily mandated reports due to the Legislature. These reports were identified by state agencies in response to the Governor's request. This bill also repeals provisions providing for a number of committees, task forces, and boards.	<b>Enacted</b> Chapter 728
<b>SB 623</b> Kehoe	<b><u>Public Health: Health Workforce Projects</u></b> This bill places the University of California, San Francisco Health Workforce Pilot Project #171 in statute and requires the Office of Statewide Health Planning and Development to extend the pilot project from September 30, 2012, to January 1, 2014. The pilot project is designed to determine whether physician assistants, registered nurses, and certified nurse midwives can perform first-term aspiration abortions to the same level of competency as physicians, following proper training and supervision by physicians. <i>Similar to SB 1338 (Kehoe, 2012).</i>	<b>Enacted</b> Chapter 450

<p><b>SB 1099</b> Wright</p>	<p><b><u>Regulations</u></b> This bill provides that a regulation or order of repeal is effective on one of four dates: January 1, April 1, July 1, or October 1, except as specified. This bill also requires the Office of Administrative Law to list on its website and link to the full text of each regulation filed with the Secretary of State.</p>	<p><b>Enacted</b> Chapter 295</p>
<p><b>SB 1329</b> Simitian</p>	<p><b><u>Prescription Drugs: Collection and Distribution Program</u></b> This bill expands the types of pharmacies and facilities that are eligible to participate in a drug repository and distribution program.</p>	<p><b>Enacted</b> Chapter 709</p>
<p><b>SB 1405</b> De León</p>	<p><b><u>Accountancy: Military Service: Practice Privilege</u></b> This bill grants out-of-state accountants practice privilege, which will allow them to practice in California without paying a licensing fee or notifying the California Board of Accountancy. This bill, beginning January 1, 2014, also authorizes a certified public accountant, licensed by the Board, to apply to have a permit placed on a military inactive status if the licensee is engaged in active duty as a member of the California National Guard or the United States Armed Forces.</p>	<p><b>Enacted</b> Chapter 411</p>

# GENERAL CONSUMER PROTECTION

## BUSINESS PRACTICES

<b>AB 391</b> Pan	<b><u>Secondhand Dealers and Pawnbrokers: Electronic Reporting</u></b> This bill implements a system for pawnbrokers and secondhand dealers to electronically report all transactions of pawned and secondhand goods.	<b>Enacted</b> Chapter 172
<b>AB 1581</b> Wieckowski	<b><u>Advertising: Business Location Representations: Floral Businesses</u></b> This bill makes it an infraction for a business to misrepresent the geographic location of its business by listing a local telephone number without listing a physical address. It is also an infraction to use naming conventions that lead a consumer to believe the business is located in a region in which they are not located.	<b>Enacted</b> Chapter 633
<b>AB 1583</b> Hernández	<b><u>Bulk Merchandise Pallets</u></b> This bill prohibits junk dealers and recyclers from receiving any merchandise pallet that has an imprinted company brand, unless the seller can provide proof of ownership.	<b>Enacted</b> Chapter 300
<b>AB 1971</b> Buchanan	<b><u>Theft: Junk, Metals and Secondhand Materials</u></b> This bill raises the penalty from \$250 to \$1000 on any junk dealer or collector of secondhand goods found to be in possession of specified metals.	<b>Enacted</b> Chapter 82
<b>AB 2389</b> Lowenthal	<b><u>Contractor Disclosure Requirements</u></b> This bill would have prohibited a person (i.e. a subcontractor), who enters a personal residence, from wearing a uniform or driving a vehicle that reflects the contracting entity's name or logo, unless specific company information was displayed.	<b>Vetoed</b>
<b>AB 2561</b> Hernández	<b><u>Certified Surgical Technologists</u></b> This bill would have made it unlawful for any person to use the title "certified surgical technologist" without without meeting specific education and certification requirements.	<b>Vetoed</b>
<b>SB 1387</b> Emmerson	<b><u>Metal Theft</u></b> This bill prohibits junk dealers and recyclers from possessing fire hydrants, fire department connections, manhole covers and backflow devices unless that junk dealer or recycler is in possession of written proof of ownership from the agency that sold the items. Also expands the definitions of a misdemeanor crime.	<b>Enacted</b> Chapter 656

## COURT SYSTEM & LEGAL SERVICES (PROBATE)

<b>AB 1985</b> Silva	<b><u>Trusts and Estates: Construction of Instruments</u></b> This bill extends current rules regarding gifts of real property made in a will to those made in a trust. This bill guarantees that if an agent acting on behalf of the testator sells or encumbers property due a beneficiary in that trust, the beneficiary is entitled to a gift equal to the total value of the sale of the property.	<b>Enacted</b> Chapter 195
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## INTERNET / E-COMMERCE / E-GOVERNMENT

<b>SB 1002</b> Yee	<b><u>Public Records: Electronic Format</u></b> This bill would have required the State Chief Information Officer to conduct a study to determine the feasibility of providing electronic records in an open format, and provide a copy of the study to the chairs of specified Senate and Assembly committees by January 1, 2014.	<b>Vetoed</b>
<b>SB 1327</b> Cannella	<b><u>State Government: Business Information: Internet Web Site</u></b> This bill requires the Director of the Governor's Office of Business and Economic Development to ensure that the Office's internet website serves as a "one-stop-shop" to provide small business owners with all of the necessary information they need regarding licenses and permits in order to start and maintain a business.	<b>Enacted</b> Chapter 763

## LANDLORD TENANT / COMMON INTEREST DEVELOPMENTS

<b>AB 805</b> Torres	<b><u>Common Interest Developments</u></b> This bill reorganizes and recodifies the provisions of the Davis-Stirling Common Interest Development Act.	<b>Enacted</b> Chapter 180
<b>AB 806</b> Torres	<b><u>Common Interest Developments</u></b> This bill makes various technical and conforming changes related to the reorganization of the Davis-Stirling Common Interest Development Act in AB 805 (Torres, 2012).	<b>Enacted</b> Chapter 181
<b>AB 1679</b> Bonilla	<b><u>Landlord-Tenant Relations: Security Deposits</u></b> This bill allows landlords to provide, through mutual agreement with the tenant, security deposit refunds through electronic bank account deposits and itemized deposit statements via e-mail.	<b>Enacted</b> Chapter 557

<b>AB 2610</b> Skinner	<b><u>Tenants: Foreclosure and Unlawful Detainer</u></b> This bill revises the notice requirement for tenants on a foreclosed property purchased by a new owner from 60 days to 90 days. It also requires that a new landlord provide tenants on a month-to-month lease 90 days to vacate the property. This bill also requires that landlords honor the lease agreements tenants entered into and only permits eviction prior to the termination of a lease if the new landlord planned to make the property their primary residence. Finally, the bill extends the January 1, 2013 sunset for the original tenant noticing requirements to December 31, 2019. <i>Identical to SB 1473 (Hancock, 2012).</i>	<b>Enacted</b> Chapter 562
<b>SB 1055</b> Lieu	<b><u>Landlord and Tenant: Payments</u></b> This bill allows a tenant to pay rent and security deposits by a method other than cash or electronic funds transfer.	<b>Enacted</b> Chapter 268
<b>SB 1229</b> Pavley	<b><u>Real Property: Rentals: Animals</u></b> This bill prohibits a landlord from advertising or establishing rental policies requiring an animal to be declawed or devocalized.	<b>Enacted</b> Chapter 596
<b>SB 1473</b> Hancock	<b><u>Tenants: Foreclosure and Unlawful Detainer</u></b> This bill would have revised the notice requirement for tenants on a foreclosed property purchased by a new owner from 60 days to 90 days. It also would have required a new landlord provide tenants on a month-to-month lease 90 days to vacate the property. This bill also would have required that landlords honor the lease agreements tenants entered into and only permit evictions prior to the termination of a lease if the new landlord planned to make the property their primary residence. Finally, the bill would have extended the January 1, 2013, sunset date for the original tenant noticing requirements to December 31, 2019. <i>Identical to AB 2610 (Skinner, Chapter 562, Statutes of 2012).</i>	<b>Held</b> Assembly Floor

## **MAINTENANCE OF THE CODES / OMNIBUS BILLS**

<b>SB 1171</b> Harman	<b><u>Maintenance of the Codes</u></b> This bill makes numerous technical changes in the California code as recommended by the Legislative Counsel's Office.	<b>Enacted</b> Chapter 162
<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes several non-controversial, non-substantive or technical changes to various provisions pertaining to health-related regulatory boards of the Department of Consumer Affairs.	<b>Enacted</b> Chapter 799

<b>SB 1576</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes several non-controversial, non-substantive or technical changes to various provisions pertaining to non-health-related regulatory boards of the Department of Consumer Affairs.	<b>Enacted</b> Chapter 661
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## MISCELLANEOUS CONSUMER ISSUES

<b>AB 817</b> Gatto	<b><u>Vehicle Rental Contracts</u></b> This bill would have required the California Law Revision Commission to conduct a study and report its findings to the Legislature on or before December 31, 2012, on whether the laws regulating vehicle rental companies and their consumers require greater clarity and concision.	<b>Held</b> Senate Floor
<b>AB 2218</b> Williams	<b><u>Consumer Safety: Table Saws</u></b> This bill beginning January 1, 2016, would have prohibited the sale of new table saws that are not equipped with “injury mitigation technology.”	<b>Held</b> Senate Floor
<b>SB 447</b> DeSaulnier	<b><u>State Agencies: Communications: Social Security Numbers</u></b> Beginning January 1, 2015, this bill would have prohibited a state agency, unless required by federal law, from sending any communication to an individual that contains more than the last four digits of the individual’s social security number.	<b>Vetoed</b>
<b>SB 575</b> DeSaulnier	<b><u>Smoking in the Workplace</u></b> This bill would have prohibited smoking in owner-operated businesses and eliminated most of the exemptions that permit smoking in certain work environments.	<b>Held</b> Assembly Governmental Organization Committee
<b>SB 956</b> Lieu	<b><u>Buy-Here-Pay-Here Automobile Sellers and Lenders</u></b> This bill would have enacted the Buy-Here-Pay-Here Automobile Dealers Act, which defined a “buy-here-pay-here” automobile dealer and required those dealers to obtain licensure from the Department of Motor Vehicles and the Department of Corporations.	<b>Vetoed</b>
<b>SB 1002</b> Yee	<b><u>Public Records: Electronic Format</u></b> This bill would have required the State Chief Information Officer to conduct a study to determine the feasibility of providing electronic records in an open format, and provide a copy of the study to the chairs of specified Senate and Assembly committees by January 1, 2014.	<b>Vetoed</b>

<b>SB 1185</b> Price	<b><u>Centralized Intelligence Partnership Act: Pilot Program</u></b> This bill would have created the Centralized Intelligence Partnership, a multiagency partnership to combat underground activity, such as operating without a license, avoiding state taxes and failing to obtain the proper workers' compensation insurance coverage.	<b>Held</b> Assembly Appropriations Committee
<b>SB 1238</b> Price	<b><u>Massage Therapy</u></b> This bill makes several substantive changes relative to massage therapy businesses, massage therapist certification requirements and due process for certified massage therapists accused of committing a sexually-related crime or felony.	<b>Enacted</b> Chapter 655
<b>SB 1395</b> Rubio	<b><u>State Auditor</u></b> This bill renames the "Bureau of State Audits" the "California State Auditor's Office" and renames the "State Auditor" the "California State Auditor." The Auditor must use any and all existing supplies with the former name or logo prior to ordering new supplies.	<b>Enacted</b> Chapter 281
<b>SB 1434</b> Leno	<b><u>Location Information: Warrants</u></b> This bill would have required a government entity to get a search warrant in order to obtain the location information of an electronic device.	<b>Vetoed</b>
<b>SB 1479</b> Pavley	<b><u>Crime Victims: Restitution</u></b> This bill redefines "economic loss" in cases of music or audio-visual piracy for the purposes of calculating restitution. Restitution, which formerly reimbursed the victim for proven losses, may now be the sum of actual economic losses and potential economic losses.	<b>Enacted</b> Chapter 873

## **REGULATIONS / NEW PROGRAMS**

<b>AB 338</b> Wagner	<b><u>Regulations: Legislative Validation: Effective Date</u></b> This bill would have postponed the effective date of regulations from 30 days after the Office of Administrative Law files them with the Secretary of the State's Office to 60 days. The bill also would have required the Office of Administrative Law to submit a copy of a disapproved regulation to the Legislature when it concludes that the agency exceeded its statutory authority in attempting to adopt the regulation.	<b>Held</b> Senate Environmental Quality Committee
<b>AB 1409</b> Pérez, V. Manuel	<b><u>Regulations: Small Businesses</u></b> This bill would have expanded the content of a rulemaking's initial statement of reasons to include additional discussion of reasonable alternatives and a section on similar existing regulations. This bill also would have required the Department of General Services to create a manual on procedures for review of significant regulations and proper implementation of regulations. Finally, this bill would have required the Office of Small Business Advocate to comment on, and solicit comments on, reasonable alternatives for proposed and existing regulations.	<b>Held</b> Senate Rules Committee

<b>AB 1982</b> Gorrell	<b><u>Regulations: Effective Date: Legislative Review</u></b> This bill would have amended regulatory effective date procedures from 30 days to 90 days after filing with the Secretary of State. In addition, the bill would have required all major regulations be reviewed by the Legislature prior to filing with the Secretary of State. Finally, this bill would have added language to allow a statutory override of a regulatory proposal.	<b>Held</b> Assembly Appropriations Committee
<b>AB 2090</b> Berryhill	<b><u>Regulations</u></b> This bill would have amended the definition of a “major regulation” as one that has an economic impact greater than \$15 million. In addition, the bill would have modified the processes followed when conducting an economic impact analysis and a standard regulatory impact analysis. The bill would have required that regulating agencies, prior to the introduction of the regulation in the notice register, include the regulated parties in public discussions regardless of the complexity of the issue. These proceedings would have also been subject to judicial review and review by the Office of Administrative Law.	<b>Held</b> Assembly Appropriations Committee
<b>AB 2312</b> Ammiano	<b><u>Controlled Substances</u></b> This bill would have created the Medical Marijuana Regulation and Control Act and would have established the Board of Medical Marijuana Enforcement within the Department of Consumer Affairs to regulate the medical marijuana industry. This Board would have been responsible for the licensure of persons responsible for the cultivation, transportation and sale of medical marijuana.	<b>Held</b> Senate Business, Professions and Economic Development Committee
<b>AB 2482</b> Ma	<b><u>Registered Interior Designers</u></b> This bill would have created the California Registered Interior Designers Board within the Department of Consumer Affairs for the purposes of testing, licensure and enforcement of duties performed by interior designers.	<b>Held</b> Assembly Business, Professions and Consumer Protection Committee
<b>SB 1025</b> Lowenthal	<b><u>State Regulations: Review</u></b> This bill would have required all state entities subject to the Administrative Procedure Act to review all existing regulations. Any regulation found to be duplicative, archaic, or inconsistent with statutes or other regulations must be repealed or reported to the Legislature by December 31, 2013. Additionally, these entities must report all regulations that inhibit economic growth to the Legislature by that same date.	<b>Held</b> Senate Rules Committee
<b>SB 1099</b> Wright	<b><u>Regulations</u></b> This bill provides that a regulation or order of repeal is effective on one of four dates: January 1, April 1, July 1, or October 1, except as specified. This bill also requires the Office of Administrative Law to list on its website and link to the full text of each regulation filed with the Secretary of State.	<b>Enacted</b> Chapter 295

## VETERANS / MILITARY PERSONNEL

<b>AB 1225</b> Assembly Veterans Affairs Committee	<b><u>Cemeteries: Veteran's Commemorative Property</u></b> This bill prohibits any person or entity that owns or controls a cemetery where any veteran's commemorative property has been placed from selling, trading, or transferring that property unless that person or entity petitions the superior court for permission to sell, trade, or transfer all or any part of the property.	<b>Enacted</b> Chapter 774
<b>AB 1588</b> Atkins	<b><u>Professions and Vocations: Reservist Licensees: Fees and Continuing Education</u></b> This bill authorizes a waiver from license renewal fees and continuing education requirements for any licensee of a program under the jurisdiction of the Department of Consumer Affairs who is called to active duty by the United States Armed Forces or the California National Guard.	<b>Enacted</b> Chapter 742
<b>AB 1904</b> Block	<b><u>Professions and Vocations: Military Spouses: Expedited Licensure</u></b> This bill requires the Department of Consumer Affairs' boards and bureaus to expedite the licensure process for the spouse or domestic partner of a member of the military on active duty who is assigned to a duty station in California.	<b>Enacted</b> Chapter 399
<b>AB 1932</b> Gorell	<b><u>United States Armed Services: Healing Arts Boards</u></b> This bill would have required all healing arts boards to produce an annual report to the Department of Veteran Affairs and the State Legislature that details the methods for evaluating education, training and experience obtained in military service and whether it would be applicable to the boards' licensure requirements.	<b>Held</b> Senate Rules Committee
<b>SB 1405</b> De León	<b><u>Accountancy: Military Service: Practice Privilege</u></b> This bill grants out-of-state accountants practice privilege, which will allow them to practice in California without paying a licensing fee or notifying the California Board of Accountancy. This bill, beginning January 1, 2014, also authorizes a certified public accountant, licensed by the Board, to apply to have a permit placed on a military inactive status if the licensee is engaged in active duty as a member of the California National Guard or the United States Armed Forces.	<b>Enacted</b> Chapter 411

# BILLS BY DCA LICENSING PROGRAM

## ALL LICENSING PROGRAMS

<b>AB 338</b> Wagner	<b><u>Regulations: Legislative Validation and Effective Date</u></b> This bill would have postponed the effective date of regulations from 30 days after the Office of Administrative Law files them with the Secretary of the State's Office to 60 days. The bill also would have required the Office of Administrative Law to submit a copy of a disapproved regulation to the Legislature when it concludes that the agency exceeded its statutory authority in attempting to adopt the regulation.	<b>Held</b> Senate Environmental Quality Committee
<b>AB 1588</b> Atkins	<b><u>Professions and Vocations: Reservist Licensees: Fees and Continuing Education</u></b> This bill authorizes a waiver from license renewal fees and continuing education requirements for any licensee of a program under the jurisdiction of the Department of Consumer Affairs who is called to active duty by the United States Armed Forces or the California National Guard.	<b>Enacted</b> Chapter 742
<b>AB 1904</b> Block	<b><u>Professions and Vocations: Military Spouses: Expedited Licensure</u></b> This bill requires the Department of Consumer Affairs' boards and bureaus to expedite the licensure process for the spouse or domestic partner of a member of the military on active duty who is assigned to a duty station in California.	<b>Enacted</b> Chapter 399
<b>AB 1914</b> Garrick	<b><u>Agency Reports</u></b> This bill would have required any state or local agency that is required to submit reports to the Legislature to submit a separate report by April 1 of each year outlining which reports would be delinquent, a summary of each report and a statement of the reasons for late submission. The bill also would have empowered the Legislature to consider an agency's timeliness when preparing the annual budget.	<b>Held</b> Assembly Appropriations Committee
<b>AB 1982</b> Gorrell	<b><u>Regulations: Effective Date: Legislative Review</u></b> This bill would have amended regulatory effective date procedures from 30 days to 90 days after filing with the Secretary of State. In addition, the bill would have required all major regulations be reviewed by the Legislature prior to filing with the Secretary of State. Finally, this bill would have added language to allow a statutory override of a regulatory proposal.	<b>Held</b> Assembly Appropriations Committee

<b>AB 2090</b> Berryhill	<b><u>Regulations</u></b> This bill would have amended the definition of a “major regulation” as one that has an economic impact greater than \$15 million. In addition, the bill would have modified the processes followed when conducting an economic impact analysis and a standard regulatory impact analysis. The bill would have required that regulating agencies, prior to the introduction of the regulation in the notice register, include the regulated parties in public discussions regardless of the complexity of the issue. These proceedings would have also been subject to judicial review and review by the Office of Administrative Law.	<b>Held</b> Assembly Appropriations Committee
<b>AB 2570</b> Hill	<b><u>Licensees: Settlement Agreements</u></b> This bill prohibits a licensee of any program under the Department of Consumer Affairs from using or allowing the use of confidentiality agreements (“gag clauses”) in settlement agreements.	<b>Enacted</b> Chapter 561
<b>SB 447</b> DeSaulnier	<b><u>State Agencies: Communications: Social Security Numbers</u></b> Beginning January 1, 2015, this bill would have prohibited a state agency, unless required by federal law, from sending any communication to an individual that contains more than the last four digits of the individual’s social security number.	<b>Vetoed</b>
<b>SB 1025</b> Lowenthal	<b><u>State Regulations: Review</u></b> This bill would have required all state entities subject to the Administrative Procedure Act to review all existing regulations. Any regulation found to be duplicative, archaic, or inconsistent with statutes or other regulations must be repealed or reported to the Legislature by December 31, 2013. Additionally, these entities must report all regulations that inhibit economic growth to the Legislature by that same date.	<b>Held</b> Senate Rules Committee
<b>SB 1099</b> Wright	<b><u>Regulations</u></b> This bill provides that a regulation or order of repeal is effective on one of four dates: January 1, April 1, July 1, or October 1, except as specified. This bill also requires the Office of Administrative Law to list on its website and link to the full text of each regulation filed with the Secretary of State.	<b>Enacted</b> Chapter 295
<b>SB 1185</b> Price	<b><u>Centralized Intelligence Partnership Act: Pilot Program</u></b> This bill would have created the Centralized Intelligence Partnership, a multiagency partnership to combat underground activity, such as operating without a license, avoiding state taxes and failing to obtain the proper workers’ compensation insurance coverage.	<b>Held</b> Assembly Appropriations Committee
<b>SB 1327</b> Cannella	<b><u>State Government: Business Information: Internet Web Site</u></b> This bill requires the Director of the Governor’s Office of Business and Economic Development to ensure that the Office’s internet website serves as a “one-stop-shop” to provide small business owners with all of the necessary information they need regarding licenses and permits in order to start and maintain a business.	<b>Enacted</b> Chapter 763

## ALL HEALING ARTS PROGRAMS

<b>AB 1733</b> Logue	<b><u>Health</u></b> This bill replaces the term 'telemedicine' with 'telehealth' in various code sections; clarifies that health care practitioners shall only practice telehealth within the parameters of their scope of practice; and, clarifies the ability for all healing arts boards to regulate telehealth.	<b>Enacted</b> Chapter 782
<b>AB 1896</b> Chesbro	<b><u>Tribal Health Programs: Health Care Practitioners</u></b> This bill exempts health care practitioners employed by a Tribal Health Program from California licensure, as long as the practitioner is licensed in another state.	<b>Enacted</b> Chapter 119
<b>AB 1932</b> Gorell	<b><u>United States Armed Services: Healing Arts Boards</u></b> This bill would have required all healing arts boards to produce an annual report to the Department of Veteran Affairs and the State Legislature that details the methods for evaluating education, training and experience obtained in military service and whether it would be applicable to the boards' licensure requirements.	<b>Held</b> Senate Rules Committee
<b>AB 2134</b> Chesbro	<b><u>Community Mental Health Services: Assisted Outpatient Treatment</u></b> This bill would have required a county that elects to implement a court-ordered assisted outpatient treatment program for mentally ill persons to develop best practices for purposes of responding to mental health crisis, including, but not limited to, utilization of crisis intervention teams, mobile crisis teams, or psychiatric emergency response teams. This bill would also have exempted a county providing assisted outpatient treatment as of January 1, 2012 from these requirements.	<b>Held</b> Senate Health Committee
<b>SB 122</b> Price	<b><u>Healing Arts</u></b> This bill provides a pathway to California licensure for physicians licensed and in good standing in another state who have attended or graduated from a non-Medical Board approved school and clarifies the Board of Registered Nursing's authority over nursing schools and grants it the ability to charge a fee for approval of new nursing programs.	<b>Enacted</b> Chapter 789
<b>SB 616</b> DeSaulnier	<b><u>Controlled Substances: Reporting</u></b> This bill would have established the Controlled Substance Utilization Review and Evaluation System Fund within the state treasury and would have required licensing boards within the Department of Consumer Affairs to raise practitioner fees to fund the Controlled Substance Utilization Review and Evaluation System.	<b>Held</b> Assembly Business, Professions and Consumer Protection Committee

<b>SB 623</b> Kehoe	<b><u>Public Health: Health Workforce Projects</u></b> This bill places the University of California, San Francisco Health Workforce Pilot Project #171 in statute and requires the Office of Statewide Health Planning and Development to extend the pilot project from September 30, 2012, to January 1, 2014. The pilot project is designed to determine whether physician assistants, registered nurses, and certified nurse midwives can perform first-term aspiration abortions to the same level of competency as physicians, following proper training and supervision by physicians. <i>Similar to SB 1338 (Kehoe, 2012).</i>	<b>Enacted</b> Chapter 450
<b>SB 1338</b> Kehoe	<b><u>Abortion</u></b> This bill would have authorized 41 allied health care practitioners participating in a pilot project to continue to perform early term aspiration abortion procedures outside of the pilot project. <i>Similar to SB 623 (Kehoe, Chapter 450, Statutes of 2012).</i>	<b>Held</b> Senate Business, Professions and Economic Development Committee
<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes several non-controversial, non-substantive or technical changes to various provisions pertaining to health-related regulatory boards of the Department of Consumer Affairs.	<b>Enacted</b> Chapter 799

## ACCOUNTANCY

<b>AB 1345</b> Lara	<b><u>Local Government: Audits</u></b> This bill mandates that local government audits be submitted to the California State Controller's Office within nine months of the end of the audit period. Following a warning, if the local agency does not submit their audit report, the State Controller could appoint a licensed accountant to perform the audit. This bill also requires local agencies to change auditors every six fiscal years.	<b>Enacted</b> Chapter 231
<b>SB 1405</b> De León	<b><u>Accountancy: Military Service: Practice Privilege</u></b> This bill grants out-of-state accountants practice privilege, which will allow them to practice in California without paying a licensing fee or notifying the California Board of Accountancy. This bill, beginning January 1, 2014, also authorizes a certified public accountant, licensed by the Board, to apply to have a permit placed on a military inactive status if the licensee is engaged in active duty as a member of the California National Guard or the United States Armed Forces.	<b>Enacted</b> Chapter 411
<b>SB 1576</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill clarifies that an application for a retired status license with the Board of Accountancy will be denied by the Board if the license is subject to an outstanding order of the Board. This bill also makes conforming changes relative to reinstating a license to retired status.	<b>Enacted</b> Chapter 661

## ACUPUNCTURE

<b>AB 1431</b> Assembly Accountability and Administrative Review Committee	<b><u>Government Reports</u></b> This bill would have eliminated the requirement that certain state agencies, including the Acupuncture Board, submit specified reports to the Legislature and other entities.	<b>Held</b> Senate Rules Committee
<b>SB 628</b> Yee	<b><u>Acupuncture: Regulation</u></b> This bill codifies in statute that acupuncturists licensed by the California Board of Acupuncture can use the title of “Doctor” or “Dr.” if they obtained their doctorate in a field approved by the Board, or hold a license that grants them that ability.	<b>Enacted</b> Chapter 326
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date for the Acupuncture Board to January 1, 2015. This bill also clarifies that the Board has ongoing authority to establish approval standards for acupuncture schools.	<b>Enacted</b> Chapter 332
<b>SB 1488</b> Yee	<b><u>Healing Arts: California Traditional Chinese Medicine Traumatologist Certification</u></b> This bill would have created a non-profit California Traditional Chinese Medicine Traumatology Council to certify and regulate traumatologists. The bill would have protected the title of “certified California traditional Chinese Medicine traumatologist” and set standards for professional conduct.	<b>Held</b> Assembly Business, Professions and Consumer Protection Committee

## ARCHITECTS

<b>AB 1822</b> Berryhill	<b><u>California Architects Board</u></b> This bill re-staggered board member terms to prevent the majority of members, including all professional members, from leaving in consecutive years due to expired terms. The bill also authorizes the Board to accept an applicant for licensure who can provide an individual taxpayer identification number in lieu of a social security number.	<b>Enacted</b> Chapter 317
<b>SB 975</b> Wright	<b><u>Professions and Vocations: Regulatory Authority</u></b> Beginning July 1, 2013, this bill would have established that the California Architects Board and the Board for Professional Engineers, Land Surveyors, and Geologists are the sole state authorities for licensure and regulation of their respective professions and that no other state or local government agency may impose any additional licensure requirements, including mandated training or certification requirements, needed for practice.	<b>Vetoed</b>

## ATHLETIC COMMISSION

<b>AB 2100</b> Alejo	<b><u>Athletes: Mixed Martial Arts Fighters</u></b> This bill would have created specified contract provisions to protect mixed martial arts fighters from coercive practices by promoters and would have required the California State Athletic Commission to investigate complaints related to those provisions.	<b>Held</b> Assembly Appropriations Committee
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## AUTOMOTIVE REPAIR

<b>AB 1613</b> Donnelly	<b><u>Department of Motor Vehicles: Motor Vehicle Inspection and Maintenance Program</u></b> This bill would have deleted the requirement for a certificate of compliance or a certificate of noncompliance with respect to smog certification upon any transfer of ownership of a motor vehicle prior to the issuance of a vehicle registration by the Department of Motor Vehicles.	<b>Held</b> Assembly Transportation Committee
<b>AB 1854</b> Brownley	<b><u>Vehicles: Inflatable Restraint Systems</u></b> This bill makes it a crime to install, rewire or reinstall a vehicle's computer system or airbag system so that it falsely indicates the airbag safety system is in proper working order. Violation of this law can result in a fine of up to \$5,000 and/or imprisonment in a county jail for up to one year.	<b>Enacted</b> Chapter 97
<b>AB 2065</b> Galgiani	<b><u>Automotive Repair</u></b> This bill would have required individuals changing or repairing tires for compensation, except those providing tire services on behalf of a motor club or towing company, to register as an automotive repair dealer with the Bureau of Automotive Repair.	<b>Held</b> Assembly Appropriations Committee
<b>AB 2505</b> Ma	<b><u>Motor Vehicle Replacement Parts</u></b> This bill would have required automotive repair dealers, regulated by the Bureau of Automotive Repair, to identify certified aftermarket (non-original equipment manufacturer) crash parts installed on a vehicle, including the name of the certifying entity, on all estimates and invoices given to a consumer.	<b>Held</b> Assembly Appropriations Committee
<b>SB 901</b> Steinberg	<b><u>Air Pollution: Vehicle Retirement Program</u></b> This bill would have changed the name of the Enhanced Fleet Modernization Program to the "Vehicle Retirement Program" and prioritized expenditures from the program for the highest polluting vehicles registered in air basins that are out of attainment with federal air quality standards. <i>This bill was amended to address a topic unrelated to the Department of Consumer Affairs.</i>	<b>Held</b> Senate Public Safety Committee

<b>SB 1460</b> Yee	<b><u>Automotive Repair: Replacement Parts</u></b> This bill would have deleted current provisions defining aftermarket crash parts for automotive vehicles and replace them with new provisions including a definition for “certified new non-OEM (Original Equipment Manufacturer) crash part.” This bill also would have placed new requirements on crash part suppliers and automotive repair dealers when supplying and installing these parts.	<b>Held</b> Senate Judiciary Committee
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## BARBERING & COSMETOLOGY

*No bills analyzed in the 2012 legislative session.*

## BEHAVIORAL SCIENCES

<b>AB 367</b> Smyth	<b><u>Board of Behavioral Sciences: Reporting</u></b> This bill requires the Board of Behavioral Sciences to report to the Department of Health Care Services, within ten working days, the name and license number of a person whose license has been revoked, suspended, surrendered or made inactive.	<b>Enacted</b> Chapter 154
<b>SB 632</b> Emmerson	<b><u>Marriage and Family Therapist Trainees</u></b> This bill allows Marriage and Family Therapist trainees to counsel clients during natural breaks from coursework, such as winter or summer breaks.	<b>Enacted</b> Chapter 50
<b>SB 1172</b> Lieu	<b><u>Sexual Orientation Change Efforts</u></b> This bill prohibits mental health providers from engaging in sexual orientation change efforts with minors by making it unprofessional conduct and subject to discipline by the licensing authority.	<b>Enacted</b> Chapter 835
<b>SB 1183</b> Lieu	<b><u>Board of Behavioral Sciences: Continuing Education</u></b> This bill would have deleted the authority for the Board of Behavioral Sciences to approve or revoke continuing education providers. Also, this bill would have required continuing education providers be an accredited educational institution or be approved by an accrediting organization.	<b>Held</b> Assembly Appropriations Committee
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date for the Board of Behavioral Sciences until January 1, 2017.	<b>Enacted</b> Chapter 332
<b>SB 1527</b> Negrete McLeod	<b><u>Board of Behavioral Sciences: Licensing</u></b> This bill specifies the conditions for licensure by the Board of Behavioral Sciences for applicants from other jurisdictions. The bill also stipulates that clinical examination scores are valid for seven years. In addition, the bill would require coursework in California law and professional ethics for licensed clinical social workers and associate social workers.	<b>Enacted</b> Chapter 800

<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes several changes regarding the Board of Behavioral Sciences. This bill: (1) adds licensed professional clinical counselors to the list of groups licensed by the Board; (2) extends the effective date of the Board's exam restructuring process for Marriage and Family Therapists, Professional Clinical Counselors, and Clinical Social Workers from January 1, 2013 to January 1, 2014; (3) clarifies that if an applicant has previously passed the standard written examination, but not the clinical vignette examination, then under the examination restructure, he or she would need to pass the new clinical examination; (4) requires a professional clinical counselor intern to renew their license annually to retain their intern status; and (5) makes it unprofessional conduct for a licensed professional clinical counselor applicant or registrant to violate the law regarding patient access to his or her records.	<b>Enacted</b> Chapter 799
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## **CEMETERY & FUNERAL**

<b>AB 374</b> Hill	<b><u>Funeral Directors and Embalmers</u></b> This bill allows a funeral establishment to obtain a license by submitting a request to secure a bond in lieu of an audit report. This bill will allow a change of ownership of a funeral establishment without an unqualified audit.	<b>Enacted</b> Chapter 364
<b>AB 1225</b> Assembly Veterans Affairs Committee	<b><u>Cemeteries: Veteran's Commemorative Property</u></b> This bill prohibits any person or entity that owns or controls a cemetery where any veteran's commemorative property has been placed from selling, trading, or transferring that property unless that person or entity petitions the superior court for permission to sell, trade, or transfer all or any part of the property.	<b>Enacted</b> Chapter 774
<b>AB 1615</b> Miller	<b><u>Alkaline Hydrolysis</u></b> This bill would have required the Cemetery and Funeral Bureau to establish new licensure requirements for hydrolysis facilities and hydrolysis facility managers with requirements similar to those in crematory law.	<b>Held</b> Senate Appropriations Committee
<b>AB 1777</b> Ma	<b><u>Disposition of Cremated Remains</u></b> This bill authorizes cremated remains to be moved from a durable container into a dissolvable scattering urn prior to the disposition of the remains at sea by boat no more than seven days before scattering the cremated remains.	<b>Enacted</b> Chapter 79

## CHIROPRACTORS

<b>SB 352</b> Huff	<b>Chiropractors</b> This bill would have prohibited chiropractors from treating specified ailments, which include hypersensitivity to foods, medications or environmental allergens.	<b>Held</b> Assembly Business, Professions and Consumer Protection Committee
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## CONTRACTORS

<b>AB 1750</b> Solario	<b>Rainwater Capture Act of 2012</b> This bill authorizes a landscape contractor (C-27 classification), licensed by the Contractors State License Board, to enter into prime contracts for the design and installation of rainwater capture systems, if the system is used exclusively for irrigation or as a water supply for an outdoor water feature.	<b>Enacted</b> Chapter 537
<b>AB 1794</b> Williams	<b><u>Unemployment Insurance: Use of Employee Reports: Reporting and Payroll: Enforcement</u></b> This bill grants the Contractors State License Board the authority to access employee records collected from licensed contractors and maintained by the Employment Development Department. Authority for the Board to access this information sunsets on January 1, 2019.	<b>Enacted</b> Chapter 811
<b>AB 1892</b> Halderman	<b><u>Department of Consumer Affairs: Construction Defect Solicitations</u></b> This bill would have required the Department of Consumer Affairs to place a statement regarding construction defects on its website.	<b>Vetoed</b>
<b>AB 2021</b> Wagner	<b><u>Works of Improvement: Disputed Amounts</u></b> This bill would have clarified the amounts that a prime contractor or owner may withhold from payment to another contractor and would have only applied to private works of improvement.	<b>Held</b> Senate Floor
<b>AB 2219</b> Knight	<b><u>Contractors' Workers' Compensation Insurance Coverage</u></b> This bill extends the provisions requiring roofing contractors (C-39 classification) to obtain workers' compensation insurance coverage indefinitely and requires an insurer, issuing workers' compensation insurance coverage to a roofing contractor, to make an in-person visit to the licensee's place of business to verify employee information.	<b>Enacted</b> Chapter 389
<b>AB 2237</b> Monning	<b><u>Contractors: Definition</u></b> This bill clarifies the definition of "contractor" to mean a person serving as a consultant to an owner-builder, overseeing a bid process or arranging work schedules.	<b>Enacted</b> Chapter 371

<b>AB 2554</b> Berryhill	<b><u>Contractors State License Board: Enforcement</u></b> This bill authorizes the Contractors State License Board to pursue an accusation against a licensee in a situation where a licensee has already had a license revoked. This bill also renames the Board's enforcement "unit" as the enforcement "division."	<b>Enacted</b> Chapter 85
<b>SB 691</b> Lieu	<b><u>Unemployment Insurance: Use of Information</u></b> This bill adds the Contractors State License Board to the definition of "authorized governmental agency" in the Unemployment Insurance Code, which will allow the Employment Development Department to share workers' compensation insurance fraud information with the Board.	<b>Enacted</b> Chapter 832
<b>SB 865</b> Negrete McLeod	<b><u>Contractors: Expertise: Legal Representation</u></b> This bill would have required the Contractors State License Board to indemnify an expert consultant against any judgment rendered against him or her for services provided to the Board.	<b>Held</b> Assembly Judiciary Committee
<b>SB 1576</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill gives the Registrar of the Contractors State License Board the authority to take administrative action against a licensee who knowingly makes a false complaint or report of professional misconduct to the Board against another licensee.	<b>Enacted</b> Chapter 661

## COURT REPORTERS

<b>AB 2657</b> Calderon	<b><u>Electronic Court Reporting</u></b> This bill requires court transcripts derived from electronic recordings to state "inaudible" or "unintelligible" to reflect portions of the proceedings that are not discernible to the transcriber.	<b>Enacted</b> Chapter 170
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date for the Court Reporters Board, the Transcript Reimbursement Fund and the Transcript Reimbursement Fund for Pro Per litigants until January 1, 2017.	<b>Enacted</b> Chapter 332

## DENTISTS / DENTAL HYGIENISTS

<b>SB 694</b> Padilla	<b><u>Dental Care</u></b> This bill would have created a Statewide Office of Oral Health (Office) within the State Department of Public Health. The Office would have been authorized until January 1, 2017, to conduct a study to assess the safety, quality, cost-effectiveness and patient satisfaction of expanded dental procedures for the purpose of informing future decisions about how to meet the state's unmet child oral health needs.	<b>Held</b> Assembly Appropriations Committee
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<b>SB 1202</b> Leno	<b><u>Dental Hygienists</u></b> This bill makes a number of changes regarding the licensure and regulation of registered dental hygienists by the Dental Hygiene Committee of California. This bill: (1) expands the licensure requirements for dental hygienists; (2) makes a number of changes related to the regulation of registered dental hygienists in alternative practice; and (3) establishes new regulatory maximum fee schedules and increases existing regulatory fee ceilings.	<b>Enacted</b> Chapter 331
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<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> <i>Changes related to the Dental Board:</i> This bill clarifies that no distinction need be made between a Commission on Dental Accreditation accredited dental degree program and a Commission on Dental Accreditation accredited advanced postgraduate residency program for purposes of eligibility for a special permit for foreign-trained specialists. <i>Changes related to the Dental Hygiene Committee:</i> This bill makes grammatical changes related to the Dental Hygiene Committee of California licensing law. This bill also makes technical and non-substantive changes to sections to correct past language drafting errors, to revise denial and revocation procedures for licensees and applicants who are registered sex offenders, and to update licensee information reporting requirements.	<b>Enacted</b> Chapter 799
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## **ELECTRONIC & APPLIANCE REPAIR, HOME FURNISHINGS & THERMAL INSULATION**

<b>AB 1443</b> Logue	<b><u>Home Furnishings: Inspections: Reimbursement</u></b> This bill requires the Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation to reimburse the manufacturer, distributor, or retailer for the actual cost of the article or sample taken for analysis unless the article or sample is found to be in violation of the law.	<b>Enacted</b> Chapter 90
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<b>AB 1926</b> Solorio	<b><u>Service Contracts</u></b> This bill expands the definition of service contracts to include service contracts for optical products and would provide for the regulation of administrators and sellers of optical product service contracts by the Bureau of Electronic and Appliance Repair, Home Furnishings and Thermal Insulation.	<b>Held</b> Senate Appropriations Committee
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<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date of provisions related to electronic repair industry service dealers and appliance repair industry service to January 1, 2015.	<b>Enacted</b> Chapter 332
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<b>SB 1576</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill authorizes a services dealer to install, calibrate, service, maintain, and monitor an ignition interlock device (IID).	<b>Enacted</b> Chapter 661
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## ENGINEERS, LAND SURVEYORS & GEOLOGISTS

<b>SB 975</b> Wright	<b><u>Professions and Vocations: Regulatory Authority</u></b> Beginning July 1, 2013, this bill would have established that the California Architects Board and the Board for Professional Engineers, Land Surveyors, and Geologists are the sole state authorities for licensure and regulation of their respective professions and that no other state or local government agency may impose any additional licensure requirements, including mandated training or certification requirements, needed for practice.	<b>Vetoed</b>
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<b>SB 1576</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill provides an exemption from the first part of the land surveyor examination to individuals who have taken the engineer-in-training examination or to civil engineers registered prior to January 1, 1982. This bill also makes technical changes.	<b>Enacted</b> Chapter 661
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## GUIDE DOGS

*No bills analyzed in the 2012 legislative session.*

## LANDSCAPE ARCHITECTS

*No bills analyzed in the 2012 legislative session.*

## MEDICAL

<b>AB 589</b> Perea	<b><u>Medical School Scholarships</u></b> This bill creates the Steven M. Thompson Medical School Scholarship Program fund for United States medical school graduates who agree to practice in medically underserved areas of California for three years.	<b>Enacted</b> Chapter 339
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<b>AB 1533</b> Mitchell	<b><u>Medicine: Trainees: International Medical Graduates</u></b> This bill authorizes international medical school graduates participating in the University of California Los Angeles pre-residency program to engage in hands-on medical training as part of their curriculum.	<b>Enacted</b> Chapter 109
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<b>AB 1548</b> Carter	<b><u>Practice of Medicine: Cosmetic Surgery: Employment of Physicians and Surgeons</u></b> This bill increases the criminal penalty for a business providing outpatient elective cosmetic procedures or treatments in violation of the ban on the Corporate Practice of Medicine.	<b>Enacted</b> Chapter 140
<b>AB 1621</b> Halderman	<b><u>Physicians and Surgeons: Prostate Cancer</u></b> This bill exempts physicians treating a trauma patient from the existing requirement to provide a prostate cancer screening information pamphlet following an examination of the patient's prostate gland.	<b>Enacted</b> Chapter 76
<b>SB 623</b> Kehoe	<b><u>Public Health: Health Workforce Projects</u></b> This bill places the University of California, San Francisco Health Workforce Pilot Project #171 in statute and requires the Office of Statewide Health Planning and Development to extend the pilot project from September 30, 2012, to January 1, 2014. The pilot project is designed to determine whether physician assistants, registered nurses, and certified nurse midwives can perform first-term aspiration abortions to the same level of competency as physicians, following proper training and supervision by physicians. <i>Similar to SB 1338 (Kehoe, 2012).</i>	<b>Enacted</b> Chapter 450
<b>SB 1199</b> Dutton	<b><u>Radiologic Technologists</u></b> This bill authorizes a radiologic technologist who is permitted to perform venipuncture to inject a saline solution in a patient when administering contrast material prior to x-rays.	<b>Enacted</b> Chapter 358
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date of the Medical Board and Attorney General's Vertical Enforcement and Prosecution Model from January 1, 2013 to January 1, 2014.	<b>Enacted</b> Chapter 332
<b>SB 1274</b> Wolk	<b><u>Healing Arts: Hospitals: Employment</u></b> This bill permits California Shriners Hospitals to begin billing health carriers for services rendered, notwithstanding the prohibition in the Corporate Practice of Medicine.	<b>Enacted</b> Chapter 793
<b>SB 1483</b> Steinberg	<b><u>Physicians and Surgeons</u></b> This bill would have created a physician program for health and substance abuse conditions. This bill would have created a committee within the Department of Consumer Affairs to monitor and provide oversight for the program.	<b>Held</b> Senate Floor
<b>SB 1501</b> Kehoe	<b><u>Abortion</u></b> This bill would have prohibited anyone without a valid license or certificate to practice as a physician or surgeon from performing or assisting in performing an abortion. <i>This bill was amended to address a topic unrelated to the Department of Consumer Affairs.</i>	<b>Enacted</b> Chapter 875

<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes non-controversial and technical changes to the Medical Practice Act. This bill requires the Medical Board to annually confirm the e-mail addresses of those who choose to receive their correspondence via e-mail. This bill also allows licensed midwives to opt for a retired license status, which will allow a retired licensed midwife to continue to use the "L.M." (Licensed Midwife) initials, but not practice or pay a license fee.	<b>Enacted</b> Chapter 799
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## NATUROPATHIC MEDICINE

<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill specifies that the Naturopathic Medicine Committee is subject to review by the appropriate policy committees of the Legislature and makes the sunset schedule consistent with the review process of the appropriate policy committees of the Legislature.	<b>Enacted</b> Chapter 332
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<b>SB 1446</b> Negrete McLeod	<b><u>Naturopathic Doctors</u></b> This bill clarifies the Naturopathic Doctors Act by specifying that naturopathic doctors may independently prescribe or administer natural substances via intravenous or intramuscular routes only when such substances are chemically identical to those for sale without a prescription.	<b>Enacted</b> Chapter 333
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## OCCUPATIONAL THERAPY

<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill removes an inconsistency in the Occupational Therapy Practice Act by allowing an occupational therapy assistant to supervise aides.	<b>Enacted</b> Chapter 799
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## OPTOMETRY

<b>AB 761</b> Hernández	<b><u>Optometrists</u></b> This bill allows optometrists to perform two specific clinical tests as specified by the federal Clinical Laboratory Improvement Amendments of 1988. Optometrists will also be able to order a tear fluid analysis test. Additionally, this bill provides that a licensed optometrist can be a laboratory director.	<b>Enacted</b> Chapter 714
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<b>AB 778</b> Atkins	<b><u>Health Care Service Plans: Vision Care</u></b> This bill would have specified the business relationships that are permissible between a health care service plan that provides vision care, and an optician, an optical company, optical manufacturers or distributors, or a non-optometric corporation.	<b>Held</b> Senate Business, Professions and Economic Development Committee
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<b>SB 1215</b> Emmerson	<b><u>Optometry</u></b> This bill establishes retiree and volunteer licensee status. For a one-time fee of no more than \$25, a current active licensee may receive a retired license from the Board and will no longer be obligated to pay any further fees to maintain that status. Additionally, this bill lowers the biennial renewal fee to no more than \$50 for licensees that wish to only provide volunteer optometry services.	<b>Enacted</b> Chapter 359
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## OSTEOPATHIC MEDICINE

*No bills analyzed in the 2012 legislative session.*

## PHARMACY

<b>AB 377</b> Solorio	<b><u>Pharmacy</u></b> This bill authorizes a centralized hospital packaging pharmacy to compound, prepare and store medications for administration to inpatients within its own general acute care hospital and one or more general acute care hospitals if the hospitals are under common ownership and within a 75-mile radius of each other.	<b>Enacted</b> Chapter 687
<b>AB 389</b> Mitchell	<b><u>Bleeding Disorders</u></b> This bill requires the Board of Pharmacy to establish and enforce the Standards of Service for Providers of Blood Clotting Products for Home Use Act by regulating the use of blood clotting products in the home.	<b>Enacted</b> Chapter 75
<b>AB 1442</b> Wieckowski	<b><u>Pharmaceutical Waste</u></b> This bill exempts the transportation of pharmaceutical waste by a waste generator or parent organization that employs health care professionals from some provisions of the Medical Waste Management Act if they meet specified criteria.	<b>Enacted</b> Chapter 689
<b>SB 1095</b> Rubio	<b><u>Pharmacy: Clinics</u></b> This bill allows physician-owned outpatient settings that are accredited by an agency approved by the Medical Board or an ambulatory surgical center, to obtain a license from the Board of Pharmacy in order to prescribe, dispense and store dangerous drugs within the facility.	<b>Enacted</b> Chapter 454
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends authorization for the Board of Pharmacy until January 1, 2017.	<b>Enacted</b> Chapter 332
<b>SB 1301</b> Hernández	<b><u>Prescription Drugs: 90-Day Supply</u></b> This bill allows a pharmacist to dispense a 90-day supply of a dangerous drug, which is not a controlled substance, without authorization from the prescriber.	<b>Enacted</b> Chapter 455

<b>SB 1329</b> Simitian	<b><u>Prescription Drugs: Collection and Distribution Program</u></b> This bill expands the types of pharmacies and facilities that are eligible to participate in a drug repository and distribution program.	<b>Enacted</b> Chapter 709
<b>SB 1481</b> Negrete McLeod	<b><u>Clinical Laboratories: Community Pharmacies</u></b> This bill exempts pharmacists that provide blood glucose, hemoglobin A1c, or cholesterol tests from existing clinical laboratory requirements and regulations.	<b>Enacted</b> Chapter 874
<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill: (1) requires that applicants who submit verification of intern hours worked from another state board of pharmacy has obtained a minimum of 900 hours of pharmacy practice experience in a pharmacy as a pharmacist; (2) allows intern hours earned in another state to be certified by the licensing agency of that state to document proof of pharmacy practice hours for an intern pharmacist; and (3) clarifies that the board continues to have jurisdiction in a disciplinary action against a licensee, even if the license is expired, canceled, forfeited, suspended, revoked, placed on retired status, or voluntarily surrendered.	<b>Enacted</b> Chapter 799

## PHYSICAL THERAPY

<b>SB 924</b> Price	<b><u>Physical Therapists: Direct Access to Services: Professional Corporations</u></b> This bill would have allowed patients direct access to physical therapists without a referral from a physician and would have specified who may be shareholders, officers, directors or professional employees of medical corporations, podiatry corporations, chiropractic corporations and physical therapy corporations.	<b>Held</b> Assembly Rules Committee
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill deletes the Physical Therapy Board's July 1, 2013 inoperative date and makes its repeal date January 1, 2014. This bill also clarifies that the Physical Therapy Board is subject to review by the appropriate policy committees of the Legislature.	<b>Enacted</b> Chapter 332

## PHYSICIAN ASSISTANTS

<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill: (1) renames the Physician Assistant Committee as the Physician Assistant Board; (2) extends authorization for the Board until January 1, 2017; (3) changes the composition of the Board by adding a professional member and making the existing physician member an ex officio nonvoting member; (4) creates a retired license category; (5) specifies procedures to be followed when a coroner determines that a physician assistant's gross negligence lead to the death of a patient; and (6) requires physician assistants to report their indictment or conviction of a felony or misdemeanor and makes it a crime to fail to report such.	<b>Enacted</b> Chapter 332
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## PODIATRIC MEDICINE

<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends authorization for the Board of Podiatric Medicine to January 1, 2017, deletes the requirement that applicants obtain a higher passing score than the national passing score and allows a doctor of podiatric medicine to examine a patient in an acute care hospital.	<b>Enacted</b> Chapter 332
<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill requires the Podiatric Medical Board to annually confirm the e-mail addresses of those who choose to receive their correspondence via e-mail.	<b>Enacted</b> Chapter 799

## PRIVATE POSTSECONDARY EDUCATION

<b>AB 1434</b> Feuer	<b><u>Child Abuse Reporting: Mandated Reporters</u></b> This bill expands the list of mandated reporters of child abuse to include employees and administrators who are in regular contact with, or supervise those in regular contact with, children at a public or private post-secondary institution. Reporting applies to child abuse or neglect occurring on the premises or at an official activity or program conducted by the institution.	<b>Enacted</b> Chapter 519
<b>AB 2190</b> Pérez, John A.	<b><u>Postsecondary Education: California Higher Education Authority</u></b> This bill would have established a new state oversight and coordinating body for higher education.	<b>Held</b> Assembly Appropriations Committee
<b>AB 2296</b> Block	<b><u>California Private Postsecondary Education Act of 2009</u></b> This bill requires institutions regulated by the Bureau for Private Postsecondary Education to provide additional disclosures to prospective students on their website, in published materials, and in a Student Performance Fact Sheet.	<b>Enacted</b> Chapter 585
<b>SB 1289</b> Corbett	<b><u>Postsecondary Education: Private Student Loans</u></b> This bill requires higher education institutions to disclose certain student loan information in appropriate online and printed financial aid materials.	<b>Enacted</b> Chapter 623

## PROFESSIONAL FIDUCIARIES

<b>AB 1624</b> Gatto	<b><u>Multiple-Party Accounts</u></b> This bill clarifies existing law that a person's ownership interest in a multi-party, non-marital bank account is based on that person's net contribution to the account.	<b>Enacted</b> Chapter 235
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## PSYCHOLOGY

<b>SB 1134</b> Yee	<b><u>Persons of Unsound Mind: Psychotherapist Duty to Protect</u></b> This bill clarifies a provision of law that gives immunity to psychotherapists for failing to warn of and protect a potential victim from a patient's violent behavior. This bill also declares it the intent of the Legislature to change only the name of the duty for clarification purposes, and not waive liability for psychotherapists.	<b>Enacted</b> Chapter 149
<b>SB 1172</b> Lieu	<b><u>Sexual Orientation Change Efforts</u></b> This bill prohibits mental health providers from engaging in sexual orientation change efforts with minors by making it unprofessional conduct and subject to discipline by the licensing authority.	<b>Enacted</b> Chapter 835
<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends the sunset date for the Board of Psychology until January 1, 2017.	<b>Enacted</b> Chapter 332
<b>SB 1575</b> Senate Business, Professions and Economic Development Committee	<b><u>Professions and Vocations</u></b> This bill makes a non-controversial and technical change related to the delivery of psychological services via telehealth.	<b>Enacted</b> Chapter 799

## REGISTERED NURSING

<b>AB 2348</b> Mitchell	<b><u>Registered Nurses: Dispensation of Drugs</u></b> This bill authorizes a registered nurse to dispense non-controlled drugs or devices, within specified clinic settings, upon an order issued by a certified nurse-midwife, nurse practitioner, or physician assistant. The bill also authorizes a registered nurse to dispense or administer hormonal contraceptives in strict adherence to specified standardized procedures.	<b>Enacted</b> Chapter 460
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<p><b>SB 122</b> Price</p>	<p><b><u>Healing Arts</u></b> This bill makes a number of changes regarding the Board of Registered Nursing’s authority over nursing schools. This bill: (1) clarifies the Board’s authority over nursing schools; (2) grants the Board the ability to charge a fee for approval of new nursing programs; (3) authorizes the Board to issue a cease and desist order to a school of nursing not approved by the Board and to notify the Bureau for Private Postsecondary Education and the Attorney General; (4) requires meetings of the Board to be held in northern and southern California; and, (5) requires the Board to have a memorandum of understanding with the Bureau for Private Postsecondary Education to delineate the powers of the Board and the Bureau for Private Postsecondary Education as related to schools of nursing and the powers of the Bureau for Private Postsecondary Education to protect the interest of students attending institutions governed by the Private Postsecondary Education Act.</p>	<p><b>Enacted</b> Chapter 789</p>
<p><b>SB 623</b> Kehoe</p>	<p><b><u>Public Health: Health Workforce Projects</u></b> This bill places the University of California, San Francisco Health Workforce Pilot Project #171 in statute and requires the Office of Statewide Health Planning and Development to extend the pilot project from September 30, 2012, to January 1, 2014. The pilot project is designed to determine whether physician assistants, registered nurses, and certified nurse midwives can perform first-term aspiration abortions to the same level of competency as physicians, following proper training and supervision by physicians. <i>Similar to SB 1338 (Kehoe, 2012).</i></p>	<p><b>Enacted</b> Chapter 450</p>
<p><b>SB 1524</b> Hernández</p>	<p><b><u>Nurse Practitioners and Nurse Midwives: Required Experience</u></b> This bill removes the requirement that a certified nurse-midwife and nurse practitioner complete six months of physician and surgeon supervised experience in the furnishing or ordering of drugs or devices prior to being issued a furnishing number by the Board of Registered Nursing.</p>	<p><b>Enacted</b> Chapter 796</p>

## RESPIRATORY CARE

<p><b>SB 1575</b> Senate Business, Professions and Economic Development Committee</p>	<p><b><u>Professions and Vocations</u></b> This bill: (1) makes illegally possessing any associated paraphernalia grounds for the denial, suspension, placing on probation, or revocation of a license; (2) includes substandard care or negligence in the capacity as a respiratory care practitioner or any capacity responsible for the care of another as a reason to take disciplinary action; and (3) specifies that the person providing supervision to a respiratory care practitioner must hold an unrestricted license.</p>	<p><b>Enacted</b> Chapter 799</p>
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## SECURITY & INVESTIGATIVE SERVICES

<b>AB 1527</b> Portantino	<b><u>Firearms</u></b> This bill eliminates open carry displays of firearms in public places. Law enforcement and security personnel who are licensed to carry exposed unloaded firearms are excluded from the prohibition, as are those engaged in specified activities, such as hunting.	<b>Enacted</b> Chapter 700
<b>AB 1720</b> Torres	<b><u>Service of Process: Private Investigators</u></b> This bill allows a private investigator to enter a gated community, where a guard is present, to perform service of process or a subpoena.	<b>Enacted</b> Chapter 113
<b>AB 1821</b> Hall	<b><u>Security Personnel: Firearm Qualification Cards</u></b> This bill authorizes security guards, who are required to carry a firearm on duty, to use a printout of their firearm certification from the Bureau of Security and Investigative Services, along with a valid picture identification, while awaiting a new or replacement firearms qualification card.	<b>Enacted</b> Chapter 117
<b>AB 1877</b> Ma	<b><u>Repossession Agencies: Exemptions</u></b> This bill exempts dealers and employees of dealers who specialize in the sale of equipment used in agriculture, lawn and garden care, special construction equipment, and equipment used in the generation, storage and transmission of electrical or mechanical energy from having to contract with a licensed repossession agency to recover collateral financed by a security agreement.	<b>Enacted</b> Chapter 476
<b>SB 750</b> Hernández	<b><u>Vehicles: Key Information Access</u></b> This bill would have exempted indefinitely certain automobile manufacturers from providing information to a registered locksmith to allow for replication of a duplicate or replacement key so long as the manufacturer operates a 24-hour telephone or electronic request service.	<b>Vetoed</b>
<b>SB 1077</b> Price	<b><u>Alarm Companies: Limited Liability Companies</u></b> This bill includes several amendments to improve enforcement of the Alarm Company Act: (1) allows alarm companies to organize as limited liability companies, (2) gives the Bureau of Security & Investigative Services authority to cite and fine unlicensed alarm company activity, (3) authorizes the Bureau to grant probationary licenses in response to appeal of disciplinary action and (4) authorizes the Department of Consumer Affairs to grant probationary licenses and impose conditions which must be met prior to full standard licensure in certain non-disciplinary cases.	<b>Enacted</b> Chapter 291

## SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY & HEARING AID DISPENSERS

*No bills analyzed in the 2012 legislative session.*

## SUNSET REVIEW

<b>SB 1236</b> Price	<b><u>Professions and Vocations</u></b> This bill extends authorization for the Board of Podiatric Medicine and the Physician Assistant Committee to January 1, 2017. This bill also extends the sunset date for the Board of Psychology, the Board of Behavioral Sciences, the Board of Pharmacy, and the Court Reporters Board until January 1, 2017, and the Acupuncture Board to January 1, 2015. This bill also makes conforming changes to the sunset dates of provisions related to the Naturopathic Medicine Committee, Physical Therapy Board, Medical Board of California and the Bureau of Electronic and Appliance Repair, Home Furnishings and Thermal Insulation to conform to the sunset review schedule.	<b>Enacted</b> Chapter 332
<b>SB 1237</b> Price	<b><u>Professions and Vocations: Regulatory Boards</u></b> This bill would have made conforming changes to the sunset review schedule of various programs under the Department of Consumer Affairs. <i>The language from this bill was amended into SB 1236 (Price).</i>	<b>Held</b> Assembly Appropriations Committee

## TELEPHONE MEDICAL ADVICE SERVICES

*No bills analyzed in the 2012 legislative session.*

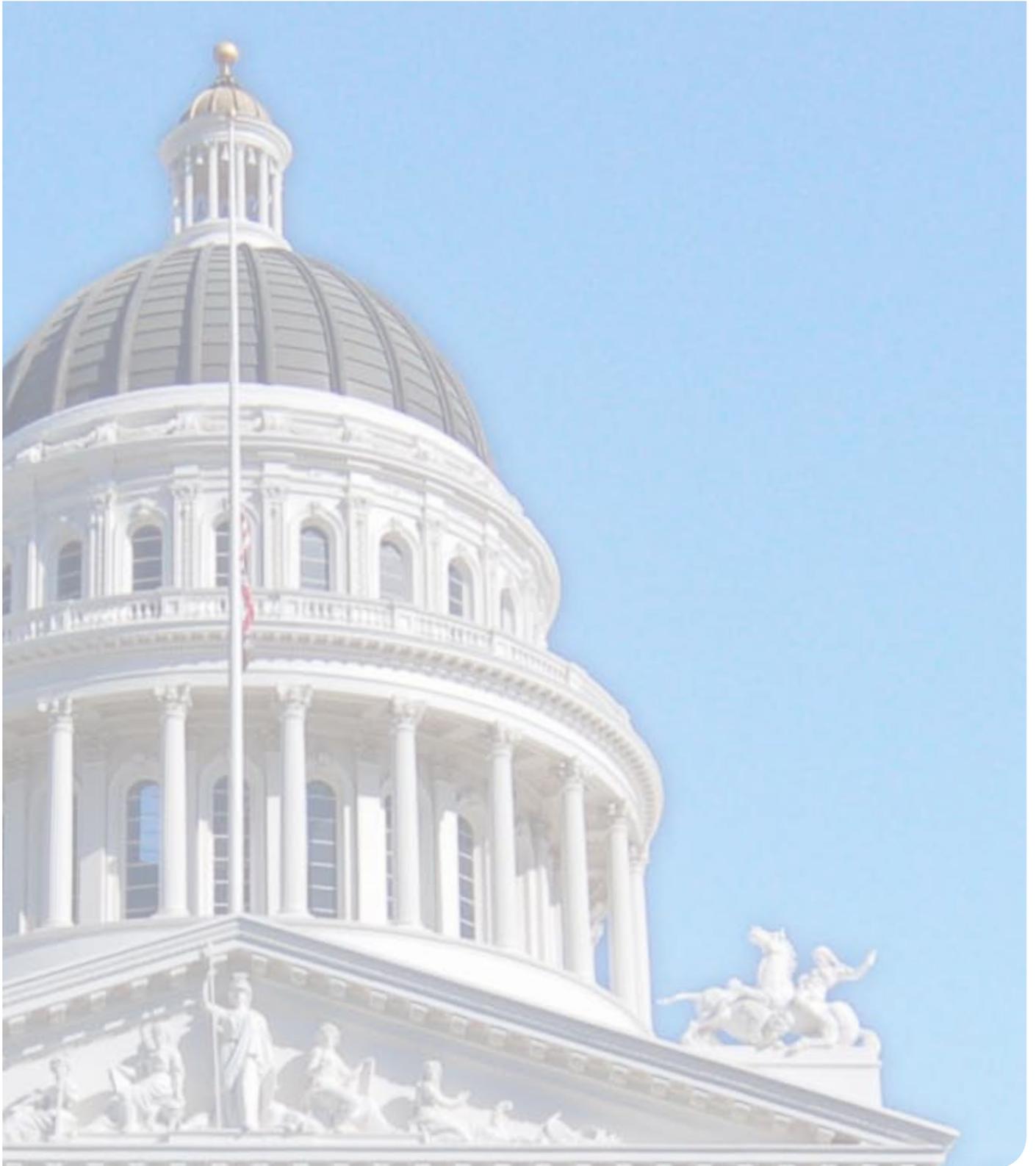
## VETERINARY MEDICINE

<b>AB 1839</b> Ma	<b><u>Veterinary Medicine: Veterinary Assistants</u></b> This bill changes the title “unregistered assistants” to “veterinary assistants.” It also allows the Veterinary Medical Board, working in consultation with the Pharmacy Board, to place restrictions on certain types of controlled substances that may be administered by veterinary assistants if it is determined that a certain drug is dangerous and has a pattern of being diverted. Finally, it requires that veterinary assistants who have access to controlled substances undergo a background check.	<b>Enacted</b> Chapter 239
<b>SB 969</b> Vargas	<b><u>Pet Groomers</u></b> This bill would have established the “California Pet Grooming Council” which would have administered a voluntary certification program for pet groomers or bathers and brushers who meet specified requirements.	<b>Held</b> Assembly Appropriations Committee

## VOCATIONAL NURSES & PSYCHIATRIC TECHNICIANS

*No bills analyzed in the 2012 legislative session.*

# Indexes of Bills





## INDEX OF BILLS BY AUTHOR

### GOVERNOR

<u>Author</u>	<u>Bill Number</u>	<u>Title</u>	<u>Program</u>	<u>Page</u>
<i>Governor Brown</i>	GRP 2	<u>Governor's Reorganization Plan</u>	State Government	1

### ASSEMBLY MEMBERS

<u>Author</u>	<u>Bill Number</u>	<u>Title</u>	<u>Program</u>	<u>Page</u>
<i>Alejo</i>	AB 2100	<u>Athletes: Mixed Martial Arts Fighters</u>	Athletic Commission	15
<i>Ammiano</i>	AB 2312	<u>Controlled Substances</u>	Regulations / New Programs	1, 8
<i>Assembly Accountability and Administrative Review Committee</i>	AB 1431	<u>Government Reports</u>	Acupuncture	14
<i>Assembly Veterans Affairs Committee</i>	AB 1225	<u>Cemeteries: Veteran's Commemorative Property</u>	Veterans / Military Personnel, Cemetery & Funeral	9, 17
<i>Atkins</i>	AB 778	<u>Health Care Service Plans: Vision Care</u>	Optometry	1, 23
<i>Atkins</i>	AB 1588	<u>Professions and Vocations: Reservist Licensees: Fees and Continuing Education</u>	Veterans / Military Personnel, All Licensing Programs	1, 9, 10
<i>Berryhill</i>	AB 1822	<u>California Architects Board</u>	Architects	14
<i>Berryhill</i>	AB 2090	<u>Regulations</u>	Regulations / New Programs, All Licensing Programs	8, 11

<b>Berryhill</b>	AB 2554	<u>Contractors State License Board: Enforcement</u>	Contractors	19
<b>Block</b>	AB 1904	<u>Professions and Vocations: Military Spouses: Expedited Licensure</u>	Veterans / Military Personnel, All Licensing Programs	9, 10
<b>Block</b>	AB 2296	<u>California Private Postsecondary Education Act of 2009</u>	Private Postsecondary Education	26
<b>Bonilla</b>	AB 1679	<u>Landlord-Tenant Relations: Security Deposits</u>	Landlord Tenant / Common Interest Developments	4
<b>Brownley</b>	AB 1854	<u>Vehicles: Inflatable Restraint Systems</u>	Automotive Repair	15
<b>Buchanan</b>	AB 1971	<u>Theft: Junk, Metals and Secondhand Materials</u>	Business Practices	3
<b>Calderon</b>	AB 2657	<u>Electronic Court Reporting</u>	Court Reporters	19
<b>Carter</b>	AB 1548	<u>Practice of Medicine: Cosmetic Surgery: Employment of Physicians and Surgeons</u>	Medical	22
<b>Chesbro</b>	AB 1896	<u>Tribal Health Programs: Health Care Practitioners</u>	All Healing Arts Programs	12
<b>Chesbro</b>	AB 2134	<u>Community Mental Health Services: Assisted Outpatient Treatment</u>	All Healing Arts Programs	12
<b>Donnelly</b>	AB 1613	<u>Department of Motor Vehicles: Motor Vehicle Inspection and Maintenance Program</u>	Automotive Repair	15
<b>Feuer</b>	AB 1434	<u>Child Abuse Reporting: Mandated Reporters</u>	Private Postsecondary Education	26

<b><i>Galgiani</i></b>	AB 2065	<u>Automotive Repair</u>	Automotive Repair	15
<b><i>Garrick</i></b>	AB 1914	<u>Agency Reports</u>	All Licensing Programs	10
<b><i>Gatto</i></b>	AB 817	<u>Vehicle Rental Contracts</u>	Miscellaneous Consumer Issues	6
<b><i>Gatto</i></b>	AB 1624	<u>Multiple-Party Accounts</u>	Professional Fiduciaries	26
<b><i>Gorell</i></b>	AB 1932	<u>United States Armed Services: Healing Arts Boards</u>	Veterans / Military Personnel, All Healing Arts Programs	9, 12
<b><i>Gorell</i></b>	AB 1982	<u>Regulations: Effective Date: Legislative Review</u>	Regulations / New Programs, All Licensing Programs	8, 10
<b><i>Halderman</i></b>	AB 1621	<u>Physicians and Surgeons: Prostate Cancer</u>	Medical	22
<b><i>Halderman</i></b>	AB 1892	<u>Department of Consumer Affairs: Construction Defect Solicitations</u>	Contractors	18
<b><i>Hall</i></b>	AB 1821	<u>Security Personnel: Firearm Qualification Cards</u>	Security & Investigative Services	29
<b><i>Hernández</i></b>	AB 761	<u>Optometrists</u>	Optometry	23
<b><i>Hernández</i></b>	AB 1583	<u>Bulk Merchandise Pallets</u>	Business Practices	3
<b><i>Hernández</i></b>	AB 2561	<u>Certified Surgical Technologists</u>	Business Practices	3
<b><i>Hill</i></b>	AB 374	<u>Funeral Directors and Embalmers</u>	Cemetery & Funeral	17

<b>Hill</b>	AB 2570	<u>Licensees: Settlement Agreements</u>	All Licensing Programs	11
<b>Knight</b>	AB 2219	<u>Contractors' Workers' Compensation Insurance Coverage</u>	Contractors	18
<b>Lara</b>	AB 1345	<u>Local Government: Audits</u>	Accountancy	13
<b>Logue</b>	AB 1443	<u>Home Furnishings: Inspections: Reimbursement</u>	Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	20
<b>Logue</b>	AB 1733	<u>Health</u>	All Healing Arts Programs	12
<b>Lowenthal</b>	AB 2389	<u>Contractor Disclosure Requirements</u>	Business Practices	3
<b>Ma</b>	AB 1777	<u>Disposition of Cremated Remains</u>	Cemetery & Funeral	17
<b>Ma</b>	AB 1839	<u>Veterinary Medicine: Veterinary Assistants</u>	Veterinary Medicine	30
<b>Ma</b>	AB 1877	<u>Repossession Agencies: Exemptions</u>	Security & Investigative Services	29
<b>Ma</b>	AB 2482	<u>Registered Interior Designers</u>	Regulations / New Programs	8
<b>Ma</b>	AB 2505	<u>Motor Vehicle Replacement Parts</u>	Automotive Repair	15
<b>Miller</b>	AB 1615	<u>Alkaline Hydrolysis</u>	Cemetery & Funeral	17
<b>Mitchell</b>	AB 389	<u>Bleeding Disorders</u>	Pharmacy	24

<b><i>Mitchell</i></b>	AB 1533	<u>Medicine: Trainees: International Medical Graduates</u>	Medical	21
<b><i>Mitchell</i></b>	AB 2348	<u>Registered Nurses: Dispensation of Drugs</u>	Registered Nursing	27
<b><i>Monning</i></b>	AB 2237	<u>Contractors: Definition</u>	Contractors	18
<b><i>Pan</i></b>	AB 391	<u>Secondhand Dealers and Pawnbrokers: Electronic Reporting</u>	Business Practices	3
<b><i>Perea</i></b>	AB 589	<u>Medical School Scholarships</u>	Medical	21
<b><i>Pérez, John A.</i></b>	AB 2190	<u>Postsecondary Education: California Higher Education Authority</u>	Regulations / New Programs, Private Postsecondary Education	26
<b><i>Pérez, V. Manuel</i></b>	AB 1409	<u>Regulations: Small Businesses</u>	Regulations / New Programs	7
<b><i>Portantino</i></b>	AB 1527	<u>Firearms</u>	Security & Investigative Services	29
<b><i>Silva</i></b>	AB 1985	<u>Trusts and Estates: Construction of Instruments</u>	Court System & Legal Services (Probate)	4
<b><i>Skinner</i></b>	AB 2610	<u>Tenants: Foreclosure and Unlawful Detainer</u>	Landlord Tenant / Common Interest Developments	5
<b><i>Smyth</i></b>	AB 367	<u>Board of Behavioral Sciences: Reporting</u>	Behavioral Sciences	16
<b><i>Solorio</i></b>	AB 377	<u>Pharmacy</u>	Pharmacy	24

<b>Solorio</b>	AB 1750	<u>Rainwater Capture Act of 2012</u>	Contractors	18
<b>Solorio</b>	AB 1926	<u>Service Contracts</u>	Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	20
<b>Torres</b>	AB 805	<u>Common Interest Developments</u>	Landlord Tenant / Common Interest Developments	4
<b>Torres</b>	AB 806	<u>Common Interest Developments</u>	Landlord Tenant / Common Interest Developments	4
<b>Torres</b>	AB 1720	<u>Service of Process: Private Investigators</u>	Security & Investigative Services	29
<b>Wagner</b>	AB 338	<u>Regulations: Legislative Validation: Effective Date</u>	Regulations / New Programs, All Licensing Programs	7, 10
<b>Wagner</b>	AB 2021	<u>Works of Improvement: Disputed Amounts</u>	Contractors	18
<b>Wieckowski</b>	AB 1442	<u>Pharmaceutical Waste</u>	Pharmacy	24
<b>Wieckowski</b>	AB 1581	<u>Advertising: Business Location Representations: Floral Businesses</u>	Business Practices	3
<b>Williams</b>	AB 1794	<u>Unemployment Insurance: Use of Employer Reports: Reporting and Payroll: Enforcement</u>	Contractors	18
<b>Williams</b>	AB 2218	<u>Consumer Safety: Table Saws</u>	Miscellaneous Consumer Issues	6

## SENATORS

<u>Author</u>	<u>Bill Number</u>	<u>Title</u>	<u>Program</u>	<u>Page</u>
<b><i>Cannella</i></b>	SB 1327	<u>State Government: Business Information: Internet Web Site</u>	Internet / E-Commerce / E-Government, All Licensing Programs	4, 11
<b><i>Corbett</i></b>	SB 1289	<u>Postsecondary Education: Private Student Loans</u>	Private Postsecondary Education	26
<b><i>De León</i></b>	SB 1405	<u>Accountancy: Military Service: Practice Privilege</u>	Veterans / Military Personnel, Accountancy	2, 9, 13
<b><i>DeSaulnier</i></b>	SB 447	<u>State Agencies: Communications: Social Security Numbers</u>	Miscellaneous Consumer Issues, All Licensing Programs	6, 11
<b><i>DeSaulnier</i></b>	SB 575	<u>Smoking in the Workplace</u>	Miscellaneous Consumer Issues	6
<b><i>DeSaulnier</i></b>	SB 616	<u>Controlled Substances: Reporting</u>	All Healing Arts Programs	12
<b><i>Dutton</i></b>	SB 1199	<u>Radiologic Technologists</u>	Medical	22
<b><i>Emmerson</i></b>	SB 632	<u>Marriage and Family Therapist Trainees</u>	Behavioral Sciences	16
<b><i>Emmerson</i></b>	SB 1215	<u>Optometry</u>	Optometry	24
<b><i>Emmerson</i></b>	SB 1387	<u>Metal Theft</u>	Business Practices	3
<b><i>Hancock</i></b>	SB 1473	<u>Tenants: Foreclosure and Unlawful Detainer</u>	Landlord Tenant / Common Interest Developments	5

<b>Harman</b>	SB 1171	<u>Maintenance of the Codes</u>	Maintenance of the Codes / Omnibus	5
<b>Hernández</b>	SB 750	<u>Vehicles: Key Information Access</u>	Security & Investigative Services	29
<b>Hernández</b>	SB 1301	<u>Prescription Drugs: 90-Day Supply</u>	Pharmacy	24
<b>Hernández</b>	SB 1524	<u>Nurse Practitioners and Nurse-Midwives: Required Experience</u>	Registered Nursing	28
<b>Huff</b>	SB 352	<u>Chiropractors</u>	Chiropractors	18
<b>Kehoe</b>	SB 623	<u>Public Health: Health Workforce Projects</u>	All Healing Arts Programs, Medical, Registered Nursing	1, 13, 22, 28
<b>Kehoe</b>	SB 1338	<u>Abortion</u>	All Healing Arts Programs	13
<b>Kehoe</b>	SB 1501	<u>Abortion</u>	Medical	22
<b>Leno</b>	SB 71	<u>State Agencies: Boards, Commissions, and Reports</u>	State Government	1
<b>Leno</b>	SB 1202	<u>Dental Hygienists</u>	Dentists / Dental Hygienists	20
<b>Leno</b>	SB 1434	<u>Location Information: Warrants</u>	Miscellaneous Consumer Issues	7
<b>Lieu</b>	SB 691	<u>Unemployment Insurance: Use of Information</u>	Contractors	19

...

<b>Lieu</b>	SB 956	<u>Buy-Here-Pay-Here Automobile Sellers and Lenders</u>	Miscellaneous Consumer Issues	6
<b>Lieu</b>	SB 1055	<u>Landlord and Tenant: Payments</u>	Landlord Tenant / Common Interest Developments	5
<b>Lieu</b>	SB 1172	<u>Sexual Orientation Change Efforts</u>	Behavioral Sciences / Psychology	16, 27
<b>Lieu</b>	SB 1183	<u>Board of Behavioral Sciences: Continuing Education</u>	Behavioral Sciences	16
<b>Lowenthal</b>	SB 1025	<u>State Regulations: Review</u>	Regulations / New Programs, All Licensing Programs	8, 11
<b>Negrete McLeod</b>	SB 865	<u>Contractors: Expertise: Legal Representation</u>	Contractors	19
<b>Negrete McLeod</b>	SB 1446	<u>Naturopathic Doctors</u>	Naturopathic Medicine	23
<b>Negrete McLeod</b>	SB 1481	<u>Clinical Laboratories: Community Pharmacies</u>	Pharmacy	25
<b>Negrete McLeod</b>	SB 1527	<u>Board of Behavioral Sciences: Licensing</u>	Behavioral Sciences	16
<b>Padilla</b>	SB 694	<u>Dental Care</u>	Dentists / Dental Hygienists	19
<b>Pavley</b>	SB 1229	<u>Real Property: Rentals: Animals</u>	Landlord Tenant / Common Interest Developments	5
<b>Pavley</b>	SB 1479	<u>Crime Victims: Restitution</u>	Miscellaneous Consumer Issues	7

<b>Price</b>	SB 122	<u>Healing Arts</u>	All Healing Arts Programs / Registered Nursing	12, 28
<b>Price</b>	SB 924	<u>Physical Therapists: Direct Access to Services: Professional Corporations</u>	Physical Therapy	25
<b>Price</b>	SB 1077	<u>Alarm Companies: Limited Liability Companies</u>	Security & Investigative Services	29
<b>Price</b>	SB 1185	<u>Centralized Intelligence Partnership Act: Pilot Program</u>	Miscellaneous Consumer Issues, All Licensing Programs	7, 11
<b>Price</b>	SB 1236	<u>Professions and Vocations</u>	Sunset Review, Various Programs	14, 16, 19, 20, 22, 23, 24, 25, 26, 27, 30
<b>Price</b>	SB 1237	<u>Professions and Vocations: Regulatory Boards</u>	Sunset Review	30
<b>Price</b>	SB 1238	<u>Massage Therapy</u>	Miscellaneous Consumer Issues	7
<b>Rubio</b>	SB 1095	<u>Pharmacy: Clinics</u>	Pharmacy	24
<b>Rubio</b>	SB 1395	<u>State Auditor</u>	Miscellaneous Consumer Issues	7
<b>Senate Business, Professions and Economic Development Committee</b>	SB 1575	<u>Professions and Vocations</u>	Maintenance of the Codes / Omnibus, All Healing Arts Programs	5, 13, 17, 20, 23, 25, 26, 27, 28

<b>Senate Business, Professions and Economic Development Committee</b>	SB 1576	<u>Professions and Vocations</u>	Maintenance of the Codes / Omnibus, Accountancy, Contractors, and Engineers, Land Surveyors and Geologists, Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	6, 13, 19, 21
<b>Simitian</b>	SB 1329	<u>Prescription Drugs: Collection and Distribution Program</u>	Pharmacy	2, 25
<b>Steinberg</b>	SB 901	<u>Air Pollution: Vehicle Retirement Program</u>	Automotive Repair	15
<b>Steinberg</b>	SB 1483	<u>Physicians and Surgeons</u>	Medical	22
<b>Vargas</b>	SB 969	<u>Pet Groomers</u>	Veterinary Medicine	30
<b>Wolk</b>	SB 1274	<u>Healing Arts: Hospitals: Employment</u>	Medical	22
<b>Wright</b>	SB 975	<u>Professions and Vocations: Regulatory Authority</u>	Architects and Engineers, Land Surveyors and Geologists	14, 21
<b>Wright</b>	SB 1099	<u>Regulations</u>	Regulations / New Programs, All Licensing Programs	2, 8, 11
<b>Yee</b>	SB 628	<u>Acupuncture: Regulation</u>	Acupuncture	14
<b>Yee</b>	SB 1002	<u>Public Records: Electronic Format</u>	Internet / E-Commerce / E-Government, Miscellaneous Consumer Issues	4, 6
<b>Yee</b>	SB 1134	<u>Persons of Unsound Mind: Psychotherapist Duty to Protect</u>	Psychology	27

<b>Yee</b>	SB 1460	<u>Automotive Repair: Replacement Parts</u>	Automotive Repair	16
<b>Yee</b>	SB 1488	<u>Healing Arts: California Traditional Chinese Medicine Traumatologist Certification</u>	Acupuncture	14

## INDEX OF BILLS BY BILL NUMBER

### GOVERNOR

<u>Bill Number</u>	<u>Author</u>	<u>Title</u>	<u>Program</u>	<u>Page</u>
<b>GRP 2</b>	<i>Governor Brown</i>	<u>Governor's Reorganization Plan</u>	State Government	1

### ASSEMBLY BILLS

<u>Bill Number</u>	<u>Author</u>	<u>Title</u>	<u>Program</u>	<u>Page</u>
<b>AB 338</b>	<i>Wagner</i>	<u>Regulations: Legislative Validation: Effective Date</u>	Regulations / New Programs, All Licensing Programs	7, 10
<b>AB 367</b>	<i>Smyth</i>	<u>Board of Behavioral Sciences: Reporting</u>	Behavioral Sciences	16
<b>AB 374</b>	<i>Hill</i>	<u>Funeral Directors and Embalmers</u>	Cemetery & Funeral	17
<b>AB 377</b>	<i>Solorio</i>	<u>Pharmacy</u>	Pharmacy	24
<b>AB 389</b>	<i>Mitchell</i>	<u>Bleeding Disorders</u>	Pharmacy	24
<b>AB 391</b>	<i>Pan</i>	<u>Secondhand Dealers and Pawnbrokers: Electronic Reporting</u>	Business Practices	3
<b>AB 589</b>	<i>Perea</i>	<u>Medical School Scholarships</u>	Medical	21
<b>AB 761</b>	<i>Hernández</i>	<u>Optometrists</u>	Optometry	23
<b>AB 778</b>	<i>Atkins</i>	<u>Health Care Service Plans: Vision Care</u>	Optometry	1, 23

<b>AB 805</b>	<i>Torres</i>	<u>Common Interest Developments</u>	Landlord Tenant / Common Interest Developments	4
<b>AB 806</b>	<i>Torres</i>	<u>Common Interest Developments</u>	Landlord Tenant / Common Interest Developments	4
<b>AB 817</b>	<i>Gatto</i>	<u>Vehicle Rental Contracts</u>	Miscellaneous Consumer Issues	6
<b>AB 1225</b>	<i>Assembly Veterans Affairs Committee</i>	<u>Cemeteries: Veteran's Commemorative Property</u>	Veterans / Military Personnel, Cemetery & Funeral	9, 17
<b>AB 1345</b>	<i>Lara</i>	<u>Local Government: Audits</u>	Accountancy	13
<b>AB 1409</b>	<i>Pérez, V. Manuel</i>	<u>Regulations: Small Businesses</u>	Regulations / New Programs	7
<b>AB 1431</b>	<i>Assembly Accountability and Administrative Review Committee</i>	<u>Government Reports</u>	Acupuncture	14
<b>AB 1434</b>	<i>Feuer</i>	<u>Child Abuse Reporting: Mandated Reporters</u>	Private Postsecondary Education	26
<b>AB 1442</b>	<i>Wieckowski</i>	<u>Pharmaceutical Waste</u>	Pharmacy	24
<b>AB 1443</b>	<i>Logue</i>	<u>Home Furnishings: Inspections: Reimbursement</u>	Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	20
<b>AB 1527</b>	<i>Portantino</i>	<u>Firearms</u>	Security & Investigative Services	29

<b>AB 1533</b>	<i>Mitchell</i>	<u>Medicine: Trainees: International Medical Graduates</u>	Medical	21
<b>AB 1548</b>	<i>Carter</i>	<u>Practice of Medicine: Cosmetic Surgery: Employment of Physicians and Surgeons</u>	Medical	22
<b>AB 1581</b>	<i>Wieckowski</i>	<u>Advertising: Business Location Representations: Floral Businesses</u>	Business Practices	3
<b>AB 1583</b>	<i>Hernández</i>	<u>Bulk Merchandise Pallets</u>	Business Practices	3
<b>AB 1588</b>	<i>Atkins</i>	<u>Professions and Vocations: Reservist Licensees: Fees and Continuing Education</u>	Veterans / Military Personnel, All Licensing Programs	1, 9, 10
<b>AB 1613</b>	<i>Donnelly</i>	<u>Department of Motor Vehicles: Motor Vehicle Inspection and Maintenance Program</u>	Automotive Repair	15
<b>AB 1615</b>	<i>Miller</i>	<u>Alkaline Hydrolysis</u>	Cemetery & Funeral	17
<b>AB 1621</b>	<i>Halderman</i>	<u>Physicians and Surgeons: Prostate Cancer</u>	Medical	22
<b>AB 1624</b>	<i>Gatto</i>	<u>Multiple-Party Accounts</u>	Professional Fiduciaries	26
<b>AB 1679</b>	<i>Bonilla</i>	<u>Landlord-Tenant Relations: Security Deposits</u>	Landlord Tenant / Common Interest Developments	4
<b>AB 1720</b>	<i>Torres</i>	<u>Service of Process: Private Investigators</u>	Security & Investigative Services	29
<b>AB 1733</b>	<i>Logue</i>	<u>Health</u>	All Healing Arts Programs	12

<b>AB 1750</b>	<i>Solorio</i>	<u>Rainwater Capture Act of 2012</u>	Contractors	18
<b>AB 1777</b>	<i>Ma</i>	<u>Disposition of Cremated Remains</u>	Cemetery & Funeral	17
<b>AB 1794</b>	<i>Williams</i>	<u>Unemployment Insurance: Use of Employer Reports: Reporting and Payroll: Enforcement</u>	Contractors	18
<b>AB 1821</b>	<i>Hall</i>	<u>Security Personnel: Firearm Qualification Cards</u>	Security & Investigative Services	29
<b>AB 1822</b>	<i>Berryhill</i>	<u>California Architects Board</u>	Architects	14
<b>AB 1839</b>	<i>Ma</i>	<u>Veterinary Medicine: Veterinary Assistants</u>	Veterinary Medicine	30
<b>AB 1854</b>	<i>Brownley</i>	<u>Vehicles: Inflatable Restraint Systems</u>	Automotive Repair	15
<b>AB 1877</b>	<i>Ma</i>	<u>Repossession Agencies: Exemptions</u>	Security & Investigative Services	29
<b>AB 1892</b>	<i>Halderman</i>	<u>Department of Consumer Affairs: Construction Defect Solicitations</u>	Contractors	18
<b>AB 1896</b>	<i>Chesbro</i>	<u>Tribal Health Programs: Health Care Practitioners</u>	All Healing Arts Programs	12
<b>AB 1904</b>	<i>Block</i>	<u>Professions and Vocations: Military Spouses: Expedited Licensure</u>	Veterans / Military Personnel, All Licensing Programs	9, 10
<b>AB 1914</b>	<i>Garrick</i>	<u>Agency Reports</u>	All Licensing Programs	10
<b>AB 1926</b>	<i>Solorio</i>	<u>Service Contracts</u>	Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	20

<b>AB 1932</b>	<i>Gorell</i>	<u>United States Armed Services: Healing Arts Boards</u>	Veterans / Military Personnel, All Healing Arts Programs	9, 12
<b>AB 1971</b>	<i>Buchanan</i>	<u>Theft: Junk, Metals and Secondhand Materials</u>	Business Practices	3
<b>AB 1982</b>	<i>Gorell</i>	<u>Regulations: Effective Date: Legislative Review</u>	Regulations / New Programs, All Licensing Programs	8, 10
<b>AB 1985</b>	<i>Silva</i>	<u>Trusts and Estates: Construction of Instruments</u>	Court System & Legal Services (Probate)	4
<b>AB 2021</b>	<i>Wagner</i>	<u>Works of Improvement: Disputed Amounts</u>	Contractors	18
<b>AB 2065</b>	<i>Galgiani</i>	<u>Automotive Repair</u>	Automotive Repair	15
<b>AB 2090</b>	<i>Berryhill</i>	<u>Regulations</u>	Regulations / New Programs, All Licensing Programs	8, 11
<b>AB 2100</b>	<i>Alejo</i>	<u>Athletes: Mixed Martial Arts Fighters</u>	Athletic Commission	15
<b>AB 2134</b>	<i>Chesbro</i>	<u>Community Mental Health Services: Assisted Outpatient Treatment</u>	All Healing Arts Programs	12
<b>AB 2190</b>	<i>Pérez, John A.</i>	<u>Postsecondary Education: California Higher Education Authority</u>	Regulations / New Programs, Private Postsecondary Education	26
<b>AB 2218</b>	<i>Williams</i>	<u>Consumer Safety: Table Saws</u>	Miscellaneous Consumer Issues	6
<b>AB 2219</b>	<i>Knight</i>	<u>Contractors' Workers' Compensation Insurance Coverage</u>	Contractors	18

<b>AB 2237</b>	<i>Monning</i>	<u>Contractors: Definition</u>	Contractors	18
<b>AB 2296</b>	<i>Block</i>	<u>California Private Postsecondary Education Act of 2009</u>	Private Postsecondary Education	26
<b>AB 2312</b>	<i>Ammiano</i>	<u>Controlled Substances</u>	Regulations / New Programs	1, 8
<b>AB 2348</b>	<i>Mitchell</i>	<u>Registered Nurses: Dispensation of Drugs</u>	Registered Nursing	27
<b>AB 2389</b>	<i>Lowenthal</i>	<u>Contractor Disclosure Requirements</u>	Business Practices	3
<b>AB 2482</b>	<i>Ma</i>	<u>Registered Interior Designers</u>	Regulations / New Programs	8
<b>AB 2505</b>	<i>Ma</i>	<u>Motor Vehicle Replacement Parts</u>	Automotive Repair	15
<b>AB 2554</b>	<i>Berryhill</i>	<u>Contractors State License Board: Enforcement</u>	Contractors	19
<b>AB 2561</b>	<i>Hernández</i>	<u>Certified Surgical Technologists</u>	Business Practices	3
<b>AB 2570</b>	<i>Hill</i>	<u>Licensees: Settlement Agreements</u>	All Licensing Programs	11
<b>AB 2610</b>	<i>Skinner</i>	<u>Tenants: Foreclosure and Unlawful Detainer</u>	Landlord Tenant / Common Interest Developments	5
<b>AB 2657</b>	<i>Calderon</i>	<u>Electronic Court Reporting</u>	Court Reporters	19

## SENATE BILLS

<b><u>Bill Number</u></b>	<b><u>Author</u></b>	<b><u>Title</u></b>	<b><u>Program</u></b>	<b><u>Page</u></b>
<b>SB 71</b>	<i>Leno</i>	<u>State Agencies: Boards, Commissions, and Reports</u>	State Government	1

<b>SB 122</b>	<i>Price</i>	<u>Healing Arts</u>	All Healing Arts Programs / Registered Nursing	12, 28
<b>SB 352</b>	<i>Huff</i>	<u>Chiropractors</u>	Chiropractors	18
<b>SB 447</b>	<i>DeSaulnier</i>	<u>State Agencies: Communications: Social Security Numbers</u>	Miscellaneous Consumer Issues, All Licensing Programs	6, 11
<b>SB 575</b>	<i>DeSaulnier</i>	<u>Smoking in the Workplace</u>	Miscellaneous Consumer Issues	6
<b>SB 616</b>	<i>DeSaulnier</i>	<u>Controlled Substances: Reporting</u>	All Healing Arts Programs	12
<b>SB 623</b>	<i>Kehoe</i>	<u>Public Health: Health Workforce Projects</u>	All Healing Arts Programs, Medical, Registered Nursing	1, 13, 22, 28
<b>SB 628</b>	<i>Yee</i>	<u>Acupuncture: Regulation</u>	Acupuncture	14
<b>SB 632</b>	<i>Emmerson</i>	<u>Marriage and Family Therapist Trainees</u>	Behavioral Sciences	16
<b>SB 691</b>	<i>Lieu</i>	<u>Unemployment Insurance: Use of Information</u>	Contractors	19
<b>SB 694</b>	<i>Padilla</i>	<u>Dental Care</u>	Dentists / Dental Hygienists	19
<b>SB 750</b>	<i>Hernández</i>	<u>Vehicles: Key Information Access</u>	Security & Investigative Services	29
<b>SB 865</b>	<i>Negrete McLeod</i>	<u>Contractors: Expertise: Legal Representation</u>	Contractors	19
<b>SB 901</b>	<i>Steinberg</i>	<u>Air Pollution: Vehicle Retirement Program</u>	Automotive Repair	15

<b>SB 924</b>	<i>Price</i>	<u>Physical Therapists: Direct Access to Services: Professional Corporations</u>	Physical Therapy	25
<b>SB 956</b>	<i>Lieu</i>	<u>Buy-Here-Pay-Here Automobile Sellers and Lenders</u>	Miscellaneous Consumer Issues	6
<b>SB 969</b>	<i>Vargas</i>	<u>Pet Groomers</u>	Veterinary Medicine	30
<b>SB 975</b>	<i>Wright</i>	<u>Professions and Vocations: Regulatory Authority</u>	Architects and Engineers, Land Surveyors and Geologists	14, 21
<b>SB 1002</b>	<i>Yee</i>	<u>Public Records: Electronic Format</u>	Internet / E-Commerce / E-Government, Miscellaneous Consumer Issues	4, 6
<b>SB 1025</b>	<i>Lowenthal</i>	<u>State Regulations: Review</u>	Regulations / New Programs, All Licensing Programs	8, 11
<b>SB 1055</b>	<i>Lieu</i>	<u>Landlord and Tenant: Payments</u>	Landlord Tenant / Common Interest Developments	5
<b>SB 1077</b>	<i>Price</i>	<u>Alarm Companies: Limited Liability Companies</u>	Security & Investigative Services	29
<b>SB 1095</b>	<i>Rubio</i>	<u>Pharmacy: Clinics</u>	Pharmacy	24
<b>SB 1099</b>	<i>Wright</i>	<u>Regulations</u>	Regulations / New Programs, All Licensing Programs	2, 8, 11
<b>SB 1134</b>	<i>Yee</i>	<u>Persons of Unsound Mind: Psychotherapist Duty to Protect</u>	Psychology	27

<b>SB 1171</b>	<i>Harman</i>	<u>Maintenance of the Codes</u>	Maintenance of the Codes / Omnibus	5
<b>SB 1172</b>	<i>Lieu</i>	<u>Sexual Orientation Change Efforts</u>	Behavioral Sciences / Psychology	16, 27
<b>SB 1183</b>	<i>Lieu</i>	<u>Board of Behavioral Sciences: Continuing Education</u>	Behavioral Sciences	16
<b>SB 1185</b>	<i>Price</i>	<u>Centralized Intelligence Partnership Act: Pilot Program</u>	Miscellaneous Consumer Issues, All Licensing Programs	7, 11
<b>SB 1199</b>	<i>Dutton</i>	<u>Radiologic Technologists</u>	Medical	22
<b>SB 1202</b>	<i>Leno</i>	<u>Dental Hygienists</u>	Dentists / Dental Hygienists	20
<b>SB 1215</b>	<i>Emmerson</i>	<u>Optometry</u>	Optometry	24
<b>SB 1229</b>	<i>Pavley</i>	<u>Real Property: Rentals: Animals</u>	Landlord Tenant / Common Interest Developments	5
<b>SB 1236</b>	<i>Price</i>	<u>Professions and Vocations</u>	Sunset Review, Various Programs	14, 16, 19, 20, 22, 23, 24, 25, 26, 27, 30
<b>SB 1237</b>	<i>Price</i>	<u>Professions and Vocations: Regulatory Boards</u>	Sunset Review	30
<b>SB 1238</b>	<i>Price</i>	<u>Massage Therapy</u>	Miscellaneous Consumer Issues	7
<b>SB 1274</b>	<i>Wolk</i>	<u>Healing Arts: Hospitals: Employment</u>	Medical	22

<b>SB 1289</b>	<i>Corbett</i>	<u>Postsecondary Education: Private Student Loans</u>	Private Postsecondary Education	26
<b>SB 1301</b>	<i>Hernández</i>	<u>Prescription Drugs: 90-Day Supply</u>	Pharmacy	24
<b>SB 1327</b>	<i>Cannella</i>	<u>State Government: Business Information: Internet Web Site</u>	Internet / E-Commerce / E-Government, All Licensing Programs	4, 11
<b>SB 1329</b>	<i>Simitian</i>	<u>Prescription Drugs: Collection and Distribution Program</u>	Pharmacy	2, 25
<b>SB 1338</b>	<i>Kehoe</i>	<u>Abortion</u>	All Healing Arts Programs	13
<b>SB 1387</b>	<i>Emmerson</i>	<u>Metal Theft</u>	Business Practices	3
<b>SB 1395</b>	<i>Rubio</i>	<u>State Auditor</u>	Miscellaneous Consumer Issues	7
<b>SB 1405</b>	<i>De León</i>	<u>Accountancy: Military Service: Practice Privilege</u>	Veterans / Military Personnel, Accountancy	2, 9, 13
<b>SB 1434</b>	<i>Leno</i>	<u>Location Information: Warrants</u>	Miscellaneous Consumer Issues	7
<b>SB 1446</b>	<i>Negrete McLeod</i>	<u>Naturopathic Doctors</u>	Naturopathic Medicine	23
<b>SB 1460</b>	<i>Yee</i>	<u>Automotive Repair: Replacement Parts</u>	Automotive Repair	16
<b>SB 1473</b>	<i>Hancock</i>	<u>Tenants: Foreclosure and Unlawful Detainer</u>	Landlord Tenant / Common Interest Developments	5

<b>SB 1479</b>	<i>Pavley</i>	<u>Crime Victims: Restitution</u>	Miscellaneous Consumer Issues	7
<b>SB 1481</b>	<i>Negrete McLeod</i>	<u>Clinical Laboratories: Community Pharmacies</u>	Pharmacy	25
<b>SB 1483</b>	<i>Steinberg</i>	<u>Physicians and Surgeons</u>	Medical	22
<b>SB 1488</b>	<i>Yee</i>	<u>Healing Arts: California Traditional Chinese Medicine Traumatologist Certification</u>	Acupuncture	14
<b>SB 1501</b>	<i>Kehoe</i>	<u>Abortion</u>	Medical	22
<b>SB 1524</b>	<i>Hernández</i>	<u>Nurse Practitioners and Nurse-Midwives: Required Experience</u>	Registered Nursing	28
<b>SB 1527</b>	<i>Negrete McLeod</i>	<u>Board of Behavioral Sciences: Licensing</u>	Behavioral Sciences	16
<b>SB 1575</b>	<i>Senate Business, Professions and Economic Development Committee</i>	<u>Professions and Vocations</u>	Maintenance of the Codes / Omnibus, All Healing Arts Programs	5, 13, 17, 20, 23, 25, 26, 27, 28
<b>SB 1576</b>	<i>Senate Business, Professions and Economic Development Committee</i>	<u>Professions and Vocations</u>	Maintenance of the Codes / Omnibus, Accountancy, Contractors, and Engineers, Land Surveyors and Geologists, Electronic & Appliance Repair, Home Furnishings & Thermal Insulation	6, 13, 19, 21





